

Open Forum

Public Notices (if required)

Additions & Corrections to the Agenda

Additional items to this Agenda are shown under the Addendum header.

Declarations of Pecuniary Interest

Presentations & Recognitions

1. Ms. Debra Scott, Smart Commute Central York to address Council regarding Annual Program Update - Smart Commute Central York. p. 1

Deputations

2. Mr. Dave Kempton to address Council on behalf of Cycle Newmarket regarding bicycle lanes on Prospect Street. p. 18

Approval of Minutes

3. Council Minutes of April 4, 2016. p. 19

Reports by Regional Representatives

Reports of Committees and Staff

4. Council Workshop Record of April 11, 2016. (Committee/Board Work Plans) p. 40
5. Council Workshop Record of April 18, 2016. (Strategic Properties) p. 45
6. Council Workshop Record (Closed Session) of April 18, 2016. (Strategic Properties)
7. Committee of the Whole Minutes of April 18, 2016. p. 48
8. Committee of the Whole (Closed Session) Minutes of April 18, 2016.

9. Correspondence from Ms. Susan Cancelli, Community Living Newmarket/Aurora District dated April 20, 2016 requesting proclamation of May, 2016 as Community Living Month and lighting Riverwalk Commons in Blue and Green on the evening of May 11, 2016. p. 66

Recommendations:

a) THAT the correspondence from Ms. Susan Cancelli, Community Living Newmarket/Aurora District be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim May, 2016 as Community Living Month;

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

iii) AND THAT Riverwalk Commons be lit blue and green on the evening of May 11, 2016 in support of Community Living and inclusion of people.

By-laws

2016-17	A By-law to delegate administrative matters to staff.	p. 67
2016-18	A By-law to adopt Amendment Number 13 to the Town of Newmarket Official Plan.	p. 104
2016-19	A By-law to amend By-law Number 2010-40, as amended, being a Zoning By-law (429 and 445 Harry Walker Parkway South)	p. 110

Notices of Motions

Motions

Announcements & Community Events

New Business

Closed Session (if required)

The Closed Session Agenda and Reports will be circulated under separate cover (Goldenrod).

Confirmatory By-law

2016-21 A By-law to confirm the proceedings of Council - April 25, 2016. p. 112

Addendum (Additions and Corrections)

Adjournment

Deputation and Furt¹ Notice Request Form

Please complete this form to speak at a meeting of Town Council or Committee of the Whole. If filling out by hand please print clearly.

Please email to clerks@newmarket.ca, fax to 905-953-5100 or mail or drop off at Legislative Services Department, Town of Newmarket Municipal Offices, 395 Mulock Drive, PO Box 328, STN Main, L3Y 4X7

Subject: Annual Program Update, Smart Commute Central York

Date of Meeting: April 25 2016 Agenda Item No.:

☒ I wish to address Council / Committee

☒ I request future notification of meetings.

Name: Debra Scott

Organization / Group/ Business represented:

Smart Commute Central York

Address: Postal Code:

Email: debra@newmarketchamber.ca

Home Phone: Business Phone:

Be advised that all Council and Committee of the Whole meetings are audio-video recorded and live streamed online. If you make a presentation to Council or Committee of the Whole, your presentation becomes part of the public record and you will be listed as a presenter in the minutes of the meeting. We post our minutes online, so the listing of your name in connection with the agenda item may be indexed by search engines like Google.

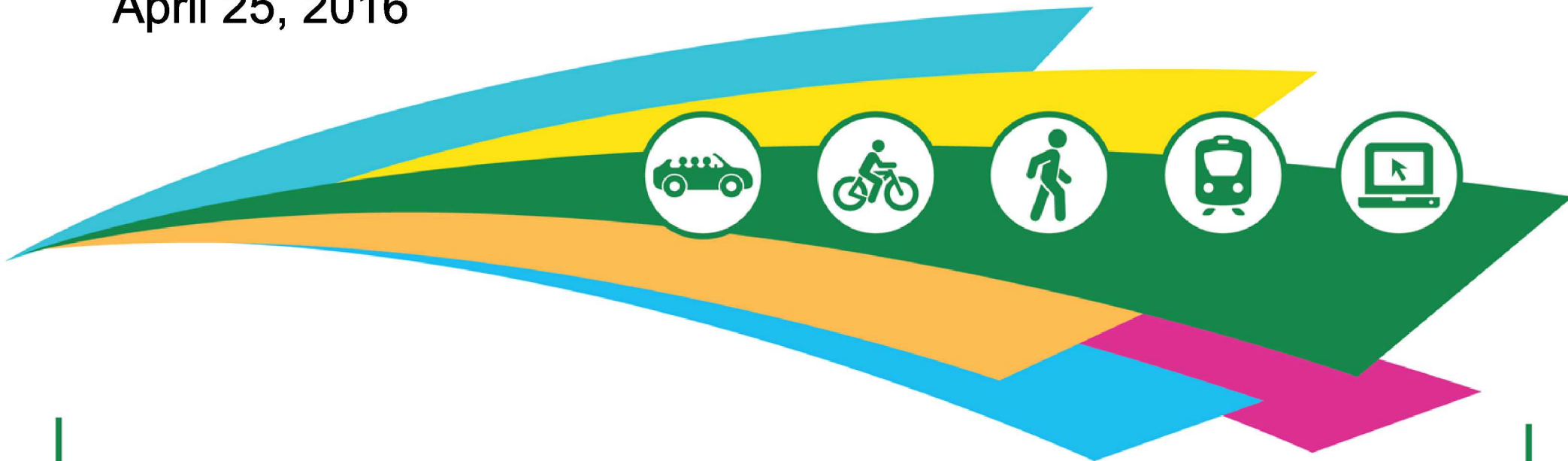
Personal information on this form will be used for the purposes of sending correspondence relating to matters before Council. Your name, address, comments, and any other personal information, is collected and maintained for the purpose of creating a record that is available to the general public in a hard copy format and on the internet in an electronic format pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended.

Questions about this collection should be directed to the Director of Legislative Services/Town Clerk, Town of Newmarket, 395 Mulock Drive, P.O. Box 328, STN Main, Newmarket, ON L3Y 4X7; Telephone 905 895-5193 Ext. 2211 Fax 905-953-5100.

SMART COMMUTE CENTRAL YORK 2015 PROGRAM UPDATE

Presentation to the
Town of Newmarket Council
April 25, 2016

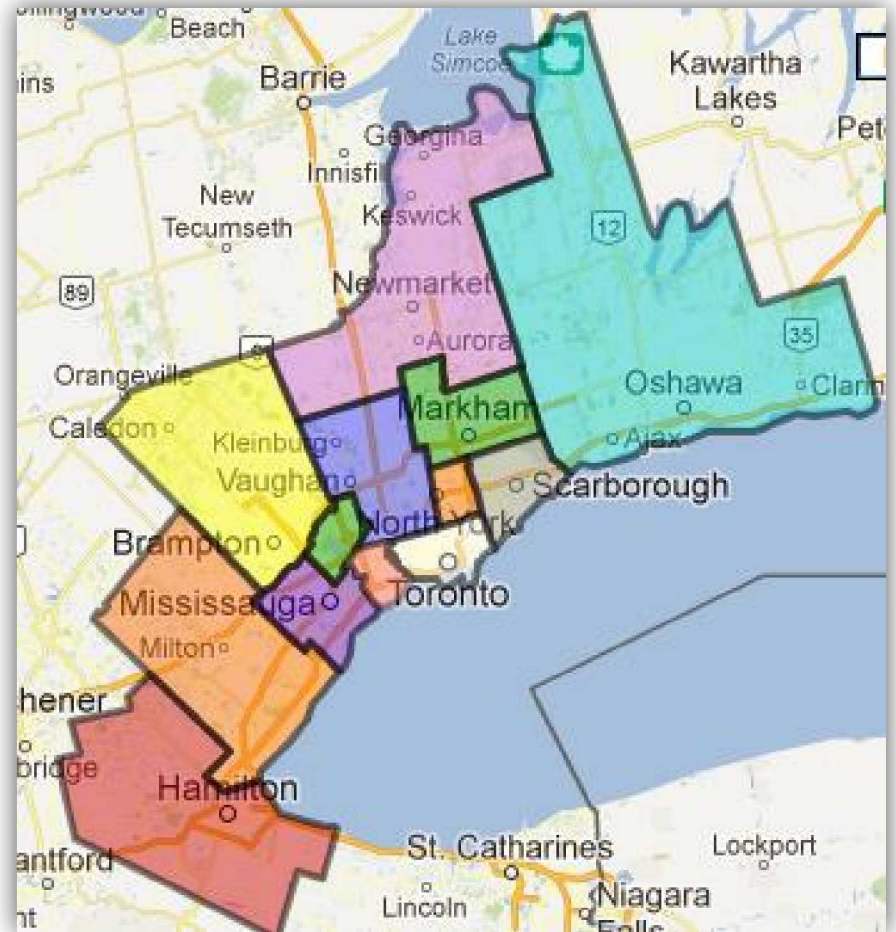
2



Smart Commute Central York (SCCY)

One of 13 Smart Commute offices across the GTHA

Our funders:



Explore your options



2015 Workplace Designations



Town Council presented with gold designation



Nine



Nine



Explore your options



New Year's Resolution Solution - Jan/Feb 2015

Saved:
192,479 km
Halfway to the moon!



 Got New Year's resolutions? Smart Commute has the solution!

explore.smartcommute.ca







Explore your options



7th Annual Champion Workshop - March 2015



9



Explore your options




Smart Commute
CENTRAL YORK

Carpool Week - April 20-26, 2015



A promotional poster for Carpool Week. At the top, a blue banner reads "Carpool Week" and "April 20 to 26, 2015". Below this, a photograph shows three people in a car: a man in a suit holding a red balloon, a man in a suit holding a baseball glove, and a woman in a purple headband. The bottom of the poster features the text "Share your A to B. Get Games Ready!" and "Find your carpool team and win at smartcommute.ca/carpool". Logos for VIA Rail Canada, Toronto 2015, and Smart Commute are also present.

Carpool Week
April 20 to 26, 2015

Share your A to B. Get Games Ready!
Find your carpool team and win at smartcommute.ca/carpool

Grand Prize Sponsor:
VIA Rail Canada

TORONTO 2015
Pan Am/Parapan Am

Ontario
100% PROGRESS
PROVINCIAL GOVT

Smart Commute
A Program of METROLINX

@smartcommute #carpoolweek

Pour des renseignements en français, veuillez visiter www.smartcommute.ca/fr



1,341 carpool trips

7



\$5,737.34

Explore your options



9th Annual Bike to Work Day - May 25, 2015

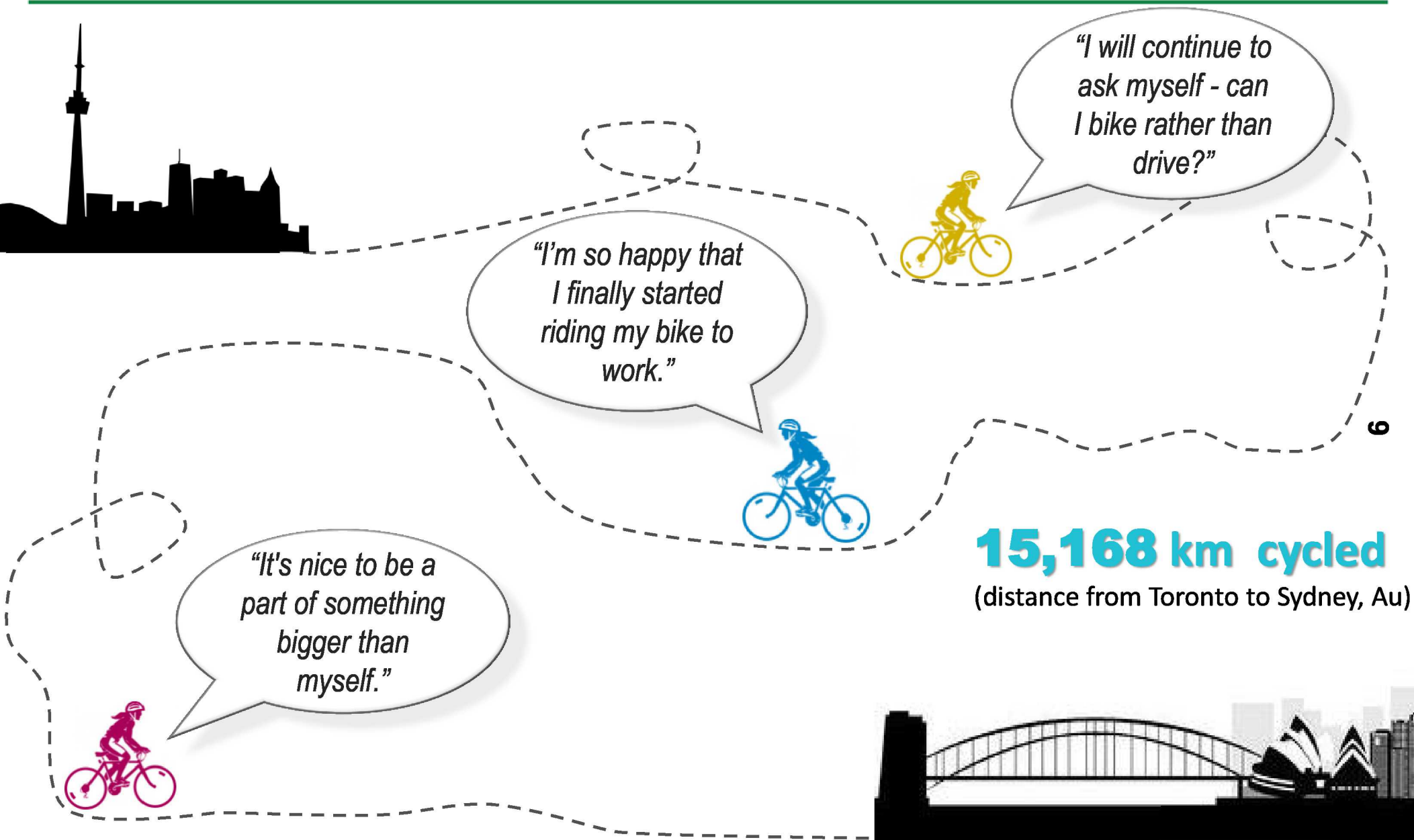


Explore your options




Smart Commute
CENTRAL YORK

2nd Annual June Bike Challenge



Explore your options



Smart Commute Week September 21 to 27, 2015



Going places?
There's more than one way.

Explore your options and win at
smartcommuteweek.ca



@smartcommute #smartcommuteweek

10

Saved:
1707 trips



4899 kg

Explore your options





Lake Simcoe Region
conservation authority



11

LSRCA receives Honourable Mention

Explore your options



TS Tech joins Smart Commute



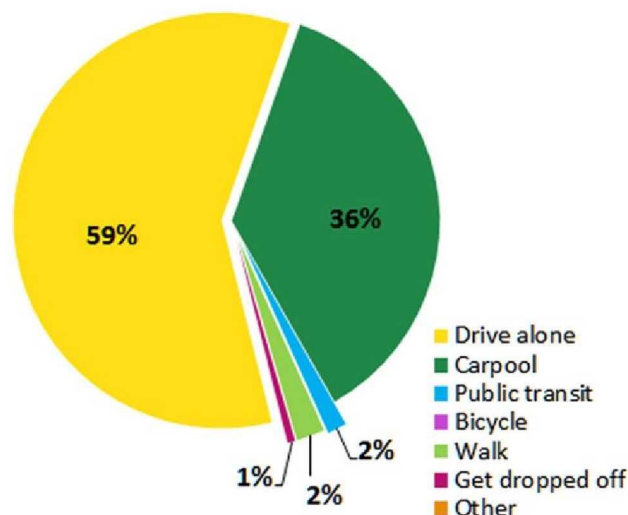
12

Explore your options




Smart Commute
CENTRAL YORK

TS Tech Canada Inc. Travel Habits Survey 2015



2015 Mode Split



average one-way
commute time
32 minutes



average one-way
commute distance
32.5 km



42%
Drive a car
because it's **faster**
than the alternatives



13

18%
live within
biking/walking
distance



Help finding a ride match
would encourage carpooling

43%



63%
of walkers & cyclists
are **very satisfied**
with their commute

Top motivators for transit:

- Bus stop at work 40%
- More frequent transit service 32%
- Discounted travel pass 28%

34% of
TS Tech staff
are **very satisfied**
with their commute

57% agreed
with the statement
"My commute experience
directly affects my
overall job satisfaction."

Smart Commute Central York in the News

ACTIVATE YOUR COMMUTE

Meet three extraordinary Southlake Regional Health Centre employees who "walk the talk" everyday!



Debbie,
SURGICAL ENDOSCOPY
PROFESSIONAL RESOURCE

Do you walk or bike in all seasons and in all weather? Absolutely! I have even snow-shoed in and wear cleats on icy days.

How would you convince someone to trade in their car for walking or cycling? Nike 101: "Just Do It!" It's truly a mindset and I save over \$1,300 a year.

Has anything interesting ever happened on your way to work?



Tish,
MANAGER, FOOD
SERVICES

How far is your commute?

It takes me 50 minutes to walk three kilometres and when I cycle I take a longer route for more exercise. I share my commute with Canada geese and snapping turtles!

What do you typically carry with you?
I once won a prize



Pam,
INPATIENT
PHYSIOTHERAPIST

What are the greatest benefits you get from walking to work? Stress relief; walking helps me relax and is good for my health. Sometimes I can even out-walk the traffic.

What would you say to inspire someone to get walking? It's nice to be outside! It doesn't matter what the weather is



Smart Commute
CENTRAL YORK
SEPTEMBER 21-22
Visit smartcommute.ca
enter online for a chance to
WIN one of four
travel vouchers



The annual cost of owning and operating a car is between \$6,000 and \$8,000, but it only costs \$100 to maintain that to maintain



Walking may decrease the risk of developing type 2 diabetes

COMMUTE "GAMES" CHANGER



CARPOOL TIPS

Meet up: Carpooling with someone new? Meet in a public place to discuss details and ensure your carpool match will work for you.

Schedule: Decide how often you will carpool, as well as drop off locations and times.

Cost-sharing: If you don't share the driving equally, decide how the costs will be shared and agree upon payment dates.

Carpool etiquette: Discuss music preferences, whether you can eat or drink in the car and other details upfront.



Photo credit Jennifer Brien

During the TORONTO 2015 Pan Am and Parapan Am Games, many commuters found the temporary 3+ HOV (high occupancy vehicle) lanes. However it was a completely different story for two Town of Newmarket

Excerpts from the "Your Business" magazine
- a Newmarket Chamber of Commerce publication

Explore your options



What is TDM?

Shaping a new era of transportation options

“For a 3% drop in vehicle miles travelled, there’s a 30% reduction in congestion.”

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~ Jason Pavluchuk, Pavluchuk & Associates



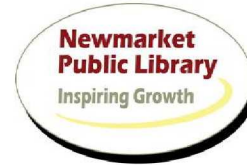
Making a difference...



- 5%



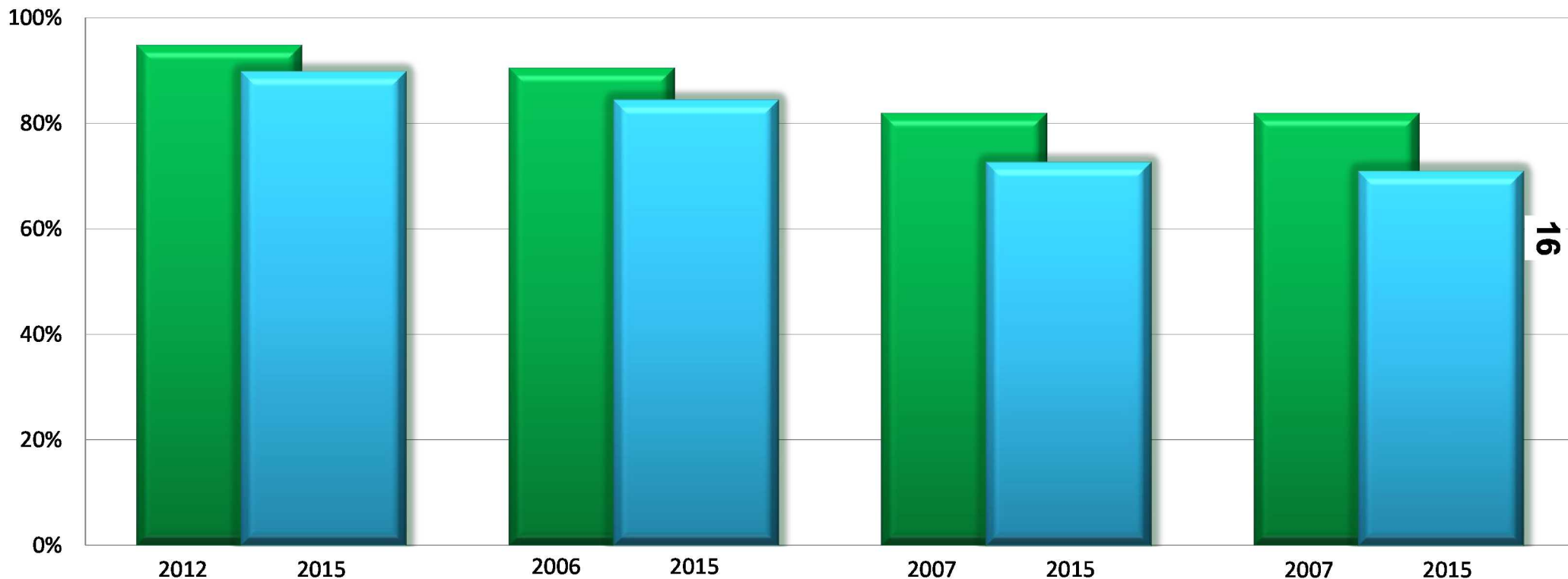
- 6.1%



- 9.3%



- 11%



Single Occupant Vehicle Travel

Explore your options



Thank you

info@sccy.ca

SmartCommuteCY.ca

(905) 898-5900



Request for Deputation

Request for deputation and/or any written submissions and background information for consideration by either Council or Committee of the Whole must be submitted to the Legislative Service's Department by the following deadline:

For Council – by 12 noon on the Wednesday immediately prior to the requested meeting.

For Committee of the Whole (for items not on the agenda) – by 12 noon on the Wednesday twelve days prior to the requested meeting.

PLEASE PRINT

COUNCIL/COMMITTEE DATE: April 25, 2016

AGENDA ITEM NO. N/A SUBJECT: East-west cycle lanes

NAME: David Kempton

ADDRESS:

Street Address

Newmarket

Town/City

Postal Code

PHONE: HOME: _____ BUSINESS: _____

FAX NO.: _____ E-MAIL ADDRESS: _____

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable)

Cycle Newmarket

BRIEF STATEMENT OF ISSUE OR PURPOSE OF DEPUTATION

In support of separated bike lanes on Prospect St, as part of east-west cycle path, and cycling infrastructure in general. It will be supported by a short PowerPoint presentation. I can bring it on my own laptop, if that helps.

The meeting of the Council was held on Monday, April 4, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Deputy Mayor & Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: R.N. Shelton, Chief Administrative Officer
M. Mayes, Acting Commissioner of Corporate Services
P. Noehammer, Commissioner of Development and Infrastructure Services
A. Brouwer, Director of Legislative Services/Town Clerk
C. Finnerty, Council/Committee Coordinator
J. Patel, Business Support Analyst

The meeting was called to order at 7:00 p.m.

Mayor Van Bynen in the Chair.

Public Notices

None.

Additions & Corrections to the Agenda

1. Additions & Corrections to the Agenda.

The Chief Administrative Officer advised of a correction to Item 4 of the Agenda, being Joint Report Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works, Engineering, Corporate Services - Finance 2016-11 dated March 2, 2016 regarding Implementation Plan - Future Facilities and Land Use. He advised that the report number has been amended to 2016-14 and the report date amended to March 31, 2016. In addition, he noted that the Delegation By-law would be considered at the April 25, 2016 Council meeting.

Moved by: Councillor Vegh
 Seconded by: Councillor Broome-Plumley

THAT the additions and corrections to the agenda be approved.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

- a) Deputy Mayor & Regional Councillor Taylor declared an interest in Item 32 of the Committee of the Whole Minutes of March 21, 2016, being Development and Infrastructure Services Report - Planning and Building Services Report 2016-04 dated January 21, 2016 and related Council Extract, Public Meeting Notice regarding Application for Official Plan and Zoning By-law Amendment - 260 Eagle Street as he owns property in close proximity to the subject lands.

Deputations

2. Ms. Noeline Burk, Head of Arts, Pickering College introduced Miss Emily Percovic, Grade 12 student and Master Thomas Bianco, Grade 4 student who addressed Council with a video and provided a brief history of Pickering College, the structure of 102.7 CHOP FM, being a CRTC licenced student based radio program and summarized the station programs. The station is seeking to build its listener base and made a request for a partnership with the Town to broadcast on location at events and host interviews with Members of Council.

Moved by: Councillor Bisanz
 Seconded by: Councillor Broome-Plumley

THAT the deputation by Miss Emily Percovic and Master Thomas Bianco, students of Pickering College regarding 102.7 CHOP FM radio station be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

Presentations & Recognitions

3. Mr. Stephen Collins, Director, Infrastructure Management and Project Management Office and Ms. Angela Gibson, Head, Performance Monitoring and Research, Regional Municipality of York addressed Council with a PowerPoint presentation regarding the York Region Transportation Master Plan Update and provided an overview of the background of the review, timelines, growth and coordinate plan review milestones, current progress of the Transportation Master Plan, policy principles and actions, corridor evolution principles and a high level overview of the proposed 2041 transit, road and cycling networks. Discussion ensued regarding mobility hubs, grade separation and pedestrian mobility.

Moved by: Councillor Kerwin
Seconded by: Councillor Broome-Plumley

THAT the presentation by Mr. Stephen Collins, Director, Infrastructure Management and Project Management Office, and Ms. Angela Gibson, Head, Performance Monitoring and Research, Regional Municipality of York regarding the York Region Transportation Master Plan Update be provided an additional 10 minutes.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

Moved by: Councillor Vegh
Seconded by: Councillor Broome-Plumley

THAT the presentation by Mr. Stephen Collins, Director, Infrastructure Management and Project Management Office, and Ms. Angela Gibson, Head, Performance Monitoring and Research, Regional Municipality of York regarding the York Region Transportation Master Plan Update be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Approval of Minutes

4. Council Minutes of February 29, 2016.

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

THAT the Council Minutes of February 29, 2016 be approved.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Reports by Regional Representatives

- a) Deputy Mayor & Regional Councillor Taylor advised that the Human Services Board, in partnership with the United Way will be reporting on precarious employment and housing.
- b) Deputy Mayor & Regional Councillor Taylor advised that the Region has completed its annual Greening Strategy Review. He advised on the purpose of the review and statistics related to tree plantings and replacements, percentage of protected green lands.

Reports of Committees and Staff

- 5. Joint Report Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works, Engineering, Corporate Services - Finance 2016-14 dated March 31, 2016 regarding Implementation Plan - Future Facilities and Land Use.

Moved by: Deputy Mayor & Regional Councillor Taylor
 Seconded by: Councillor Kerwin

a) THAT Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works, Engineering and Corporate Services - Finance Joint Report 2016-14 dated March 31, 2016 regarding the Implementation Plan - Future Facilities and Land Use be received and the following recommendations be adopted:

i) THAT Phase 2 of the Recreation Playbook Implementation Plan be approved as outlined in the report, with public consultation done as part of applicable design processes;

ii) AND THAT Phase 3 of the Recreation Playbook Implementation Plan be shared with the community through a public consultation process and that staff then report back;

iii) AND THAT Council and the Newmarket Public Library Board conduct a facilitated Joint Planning Workshop in Q3, 2016 to explore future library considerations;

iv) AND THAT future Council Workshops be done to consider specific uses and negotiation strategies on potential property acquisitions, as outlined in the report;

v) AND THAT as part of the 2016 Capital Budget, the design for an outdoor basketball court at Ken Sturgeon Park be undertaken, and funding for construction be requested in the 2017 Capital Budget funded from Development Charges and Capital Reserves, in order to include this project in Phase 2 of the Recreation Playbook implementation plan.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

6. Council Workshop Record of March 21, 2016.

Moved by: Councillor Twinney
 Seconded by: Deputy Mayor & Regional Councillor Taylor

THAT the Council Workshop Record of March 21, 2016 be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

7. Council Workshop Record (Closed Session) of March 21, 2016.

Moved by: Councillor Hempen
Seconded by: Councillor Sponga

THAT the Council Workshop (Closed Session) Record of March 21, 2016 be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

8. Committee of the Whole Minutes of March 21, 2016.

Moved by: Councillor Sponga
Seconded by: Councillor Bisanz

THAT the Committee of the Whole Minutes of March 21, 2016 be received and the following recommendations be adopted:

9. THAT the PowerPoint Presentation by Ms. Sharon Sterling, Director, Transportation Planning, WSP Canada Inc. regarding Hospital Area Parking Review be received.

10. THAT the PowerPoint Presentation by the Director of Legislative Services/Town Clerk and the Manager of Customer Services regarding 'Customer Complaint Policy' be received.

11. Development and Infrastructure Services Report - Engineering Services 2016-09 dated February 10, 2016 regarding 955-995 Mulock Drive, Application for Official Plan Amendment, Zoning By-law Amendment, Draft Plan of Subdivision - Lorne Park Gardens Inc. - Letter Received from YRSCC 969 and YRCC 944.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-09 dated February 10, 2016 regarding the letter received from YRSCC 969 and YRCC 944 with respect to the Application for Official Plan Amendment, Zoning By-law Amendment and Draft Plan of Subdivision for Lorne Park Gardens Inc. located at 955-995 Mulock Drive be received and the following recommendations be adopted:

i) THAT the Town not consider assuming responsibility for maintenance of the storm sewer system located within the YRSCC 969 and YRCC 944 lands;

ii) AND THAT Ms. Wendy Gamoyda, President of YRSCC 969 and Mr. Scott Stewart, President of YRCC 944 be notified of this action.

12. Development and Infrastructure Services Report - Engineering Services 2016-11 dated March 1, 2016 regarding Cedar Manor Residential Subdivision Phase 2 Request for Final Acceptance and Assumption.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-11 dated March 1, 2016 regarding the Final Acceptance and Assumption of Underground Works be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground Works of the Cedar Manor Residential Subdivision, Phase 2, 65M-4340 as shown on the attached map, be finally accepted and assumed by the Town;

ii) AND THAT Mr. Mauro Baldassarra of Cedar Manor Home Corp. and Mr. Angelo A. Maurizio, P. Eng., of Schaeffers Consulting Engineers Ltd. be notified of these recommendations.

13. Development and Infrastructure Services Report - Engineering Services 2016-13 dated March 1, 2016 regarding Cedar Manor Residential Subdivision Phase 3 Request for Final Acceptance and Assumption.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-13 dated March 1, 2016 regarding the Final Acceptance and Assumption of Underground Works be received and the following recommendations be adopted:

i) THAT the Request for Final Acceptance and Assumption of Underground Works of the Cedar Manor Residential Subdivision, Phase 3 as shown on the attached map, be finally accepted and assumed by the Town;

ii) AND THAT Mr. Mauro Baldassarra of Cedar Manor Home Corp., and Mr. Angelo A. Maurizio, P. Eng., of Schaeffers Consulting Engineers Ltd. be notified of these recommendations.

14. Development and Infrastructure Services Report - Engineering Services 2016-12 dated February 22, 2016 regarding Servicing Extension Agreement (By-law 2001-102).

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-12 dated February 22, 2016 regarding Servicing Extension Agreement (By-law 2001-102) be received and the following recommendations be adopted:

i) THAT staff be authorized to work with the Town of East Gwillimbury to complete a servicing justification study to assess the impact on the existing Newmarket sanitary sewer system of extending servicing beyond the lands identified in the 'Servicing Extension Agreement' (By-law 2001-102), in order to service East Gwillimbury's Highway 404 Employment Lands to meet immediate needs;

ii) AND THAT the Town of East Gwillimbury engages the Town of Newmarket's Engineering Consultant, WSP, currently undertaking the Town's 'Water/Wastewater Master Planning Study' to complete a servicing justification study, at their sole cost and to the satisfaction of the Town;

iii) AND THAT subject to the recommendations in the servicing justification study that the Servicing Extension Agreement be amended accordingly;

iv) AND THAT the CAO, Town of East Gwillimbury be notified of this action by the Clerk.

15. Development and Infrastructure Services Report - Engineering Services 2016-15 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Alex Doner Drive.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-15 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Alex Doner Drive be received and the following recommendations be adopted:

i) THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

The south side of Alex Doner Drive between #302 and #334 - prohibited time - anytime.

ii) AND THAT the necessary By-law be prepared and submitted to Council for its approval.

16. Development and Infrastructure Services Report - Engineering Services 2016-18 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Walter Avenue.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-18 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Walter Avenue be received and the following recommendations be adopted:

i) THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

Both Sides of Walter Avenue between Newbury Drive to north limit - prohibited times - anytime

ii) AND THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by adding the following:

North Side of Walter Avenue between Newbury Road and #48 Walter Avenue - prohibited times – anytime

West Side of Walter Avenue between Barbara Road and Cardinal Crescent - prohibited times - anytime

iii) AND THAT the necessary By-law be prepared and submitted to Council for its approval.

17. Development and Infrastructure Services - Planning and Building Services Report 2016-10 dated March 10, 2016 regarding Application for Official Plan Amendment and Zoning By-law Amendment - 16333 Leslie Street.

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-10 dated March 10, 2016 regarding Application for Official Plan Amendment and Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the Application for Official Plan Amendment and Zoning By-law Amendment, as submitted by 724903 Ontario Inc. for lands being composed of Block 102, Plan 65M-3963, municipally known as 16333 Leslie Street be referred to a public meeting;

ii) AND THAT following the public meeting, issues identified in this report, together with comments of the public, Committee, and those received through the agency and departmental circulation of the application be addressed by staff in a comprehensive report to the Committee of the Whole, if required;

iii) AND THAT Ms. Janice A. Robinson, Goldberg Group, 2098 Avenue Road, Toronto, ON M5M 4A8 be notified of this action.

18. Newmarket Public Library Board Minutes of January 20, 2016.

a) THAT the Newmarket Public Library Board Minutes of January 20, 2016 be received.

19. Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016.

a) THAT the Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016 be received.

20. New Business Item of the Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016 regarding cellular service.

a) THAT the following be referred to staff.

The Main Street District Business Improvement Area Board of Management recommends to Council:

a) THAT the Main Street District Business Improvement Area Board of Management requests the Town of Newmarket staff investigate the feasibility of improved cellular phone coverage and extension of Wi-Fi network service in the downtown core.

21. Newmarket Environmental Advisory Committee Minutes of December 9, 2015.

a) THAT the Newmarket Environmental Advisory Committee Minutes of December 9, 2015 be received.

22. Newmarket Downtown Development Committee Minutes of November 27, 2015.

a) THAT the Newmarket Downtown Development Committee Minutes of November 27, 2015 be received.

23. Joint Newmarket Downtown Development Committee and Lower Main Street South Heritage Conservation District Advisory Group Minutes of November 27, 2015.
 - a) THAT the Joint Newmarket Downtown Development Committee and Lower Main Street South Heritage Conservation District Advisory Group Minutes of November 27, 2015 be received.
24. Accessibility Advisory Committee Minutes of January 21, 2016 and March 10, 2016.
 - a) THAT the Accessibility Advisory Committee Minutes of January 21, 2016 and March 10, 2016 be received.
25. Central York Fire Services - Joint Council Committee Minutes of November 3, 2015.
 - a) THAT the Central York Fire Services - Joint Council Committee Minutes of November 3, 2015 be received.
26. Central York Fire Services - Joint Council Committee (Closed Session) Minutes of November 3, 2015.
 - a) THAT the Central York Fire Services - Joint Council Committee (Closed Session) Minutes of November 3, 2015 be received.
27. Correspondence dated March 6, 2016 from Ms. Marilyn McIvor on behalf of Senator Nancy Greene Raine requesting proclamation of Saturday, June 4, 2016 as 'National Health and Fitness Day' in the Town of Newmarket.
 - a) THAT the correspondence from Ms. Marilyn McIvor on behalf of Senator Nancy Greene Raine be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim Saturday, June 4, 2016 as 'National Health and Fitness Day';
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
28. List of Outstanding Matters.
 - a) THAT the List of Outstanding Matters be received.

29. Development and Infrastructure Services Report - Engineering Services 2016-17 dated March 2, 2016 regarding Hospital Area Parking Review.
- a) THAT Development and Infrastructure Services Report - Engineering Services 2016-17 dated March 2, 2016 entitled 'Hospital Area Parking Review' be received and the following recommendations be adopted:
- i) THAT the Strategic Action Plan contained in Appendix A of this report be implemented with the exception of Item 9.2i) to address parking issues in the Southlake Regional Health Centre area;
- ii) AND THAT a copy of this report and the Council Extract and the WSP report be forwarded to representatives of Southlake Regional Health Centre and the Property Owner and Property Management of the Medical Arts Building on Lundy's Lane and Dixon Medical on Bayview Parkway for their review and coordination with Town staff;
- iii) AND THAT increased municipal enforcement be a key consideration through the next budget cycle.
30. Joint Community Services - Customer Services and Corporate Services - Legislative Services Report 2016-03 dated March 9, 2016 regarding 'Customer Complaint Policy'.
- a) THAT Joint Community Services - Customer Services and Corporate Services - Legislative Services Report 2016-03 dated March 9, 2016 regarding 'Customer Complaint Policy' be received and the following recommendation be adopted:
- i) THAT Council adopt Policy No. CORP.1-10 'Customer Complaint Policy' (attached as Appendix A), to be implemented within 90 days of Council adoption to allow for staff training.
31. Corporate Services Report - Legislative Services 2016-08 dated March 8, 2016 regarding Regional Municipality of York - Road Rehabilitation Program (Noise By-law Exemption).
- a) THAT Corporate Services Report - Legislative Services 2016-08 dated March 8, 2016 regarding Regional Municipality of York - Road Rehabilitation Program Request for Exemption from the Noise By-law be received and the following recommendations be adopted:

i) THAT a by-law to exempt the Regional Municipality of York from the Noise By-law (2004-94) be enacted to facilitate their road rehabilitation program on Prospect Street in the Town of Newmarket for a period from April 11, 2016 to June 10, 2016 between the hours of 8:00 p.m. to 10:00 p.m. Monday through Saturday;

ii) AND THAT the Regional Municipality of York notify area residents one week prior to the start of the work.

32. Joint Community Services Report - Economic Development, Recreation and Culture, Development and Infrastructure Services Public Works Services, Corporate Services - Legislative Services 2016-10 dated March 2, 2016 regarding the Town of Newmarket Food Truck Program.

a) THAT Community Services Report - Economic Development, Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works and Corporate Services - Legislative Services Joint Report 2016-10 dated March 2, 2016 regarding the Town of Newmarket Food Truck Program be received and the following recommendations be adopted:

i) THAT effective in 2016, the Town issue a Request for Proposal for annual permits for up to two food trucks at Fairy Lake Parking Lot # 1 (see Attachment A for specific location);

ii) AND THAT in follow-up to his February 1, 2016 Committee of the Whole deputation, Mr. Andrew Tedford - Wickedly Sinful Truck Eats and Sweets be informed of Council direction with respect to this report.

33. Joint Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works Services, Engineering Services, Corporate Services - Finance Report 2016-11 dated March 2, 2016 regarding Implementation Plan - Future Facilities and Land Use.

a) THAT Joint Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works Services, Engineering Services, Corporate Services - Finance Report 2016-11 dated March 2, 2016 regarding Implementation Plan - Future Facilities and Land Use be received and the following recommendations be adopted:

i) THAT Phase 2 of the Recreation Playbook Implementation Plan be approved as outlined in the report, with public consultation done as part of applicable design processes;

ii) AND THAT Phase 3 of the Recreation Playbook Implementation Plan be shared with the community through a public consultation process and report back to Council;

iii) AND THAT Council and the Newmarket Library Board conduct a facilitated Joint Planning Workshop in Q3, 2016 to explore future library considerations;

iv) AND THAT future Council Workshops be held to consider specific uses and negotiation strategies on potential property acquisitions, as outlined in the report;

v) AND THAT staff report back on the feasibility of moving the basketball court in Ken Sturgeon Park from Phase 3 to Phase 2 of the Recreation Playbook Implementation Plan.

34. Corporate Services Report - Legal Services 2016-02 dated March 9, 2016 regarding the Review and Update of Delegation By-law 2007-114.

a) THAT Corporate Services Report - Legal Services 2016-02 dated March 9, 2016 regarding the Review and Update of Delegation By-law 2007-114 be received and the following recommendations be adopted:

i) THAT staff be directed to bring forward the Delegation By-law, as amended;

ii) AND THAT the revised, approved Delegation By-law be updated from time to time to reflect new areas of delegated authority;

iii) AND THAT Council retain the right to reconsider any fee or charge delegated through this By-law.

35. Item 1 of the Accessibility Advisory Committee Minutes of March 10, 2016.

a) THAT the Town of Newmarket enter into an agreement with the City of Vaughan for the provision of accessible taxicab services;

i) AND THAT the Accessibility Advisory Committee work with Town staff to develop a communication and marketing plan.

36. Correspondence dated February 27, 2016 from Mr. Jack Hurst, President, Triton Sales & Marketing Inc. requesting proclamation of April 4 to 17, 2016 as 'Stop the Illegal and Illicit Trade of Wildlife in York Region Weeks' in the Town of Newmarket.

a) THAT the correspondence by Mr. Jack Hurst, President, Triton Sales & Marketing Inc. be received;

i) AND THAT the Town of Newmarket proclaim April 4 to 17, 2016 as 'Stop the Illegal and Illicit Trade of Wildlife in York Region Weeks';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

37. Correspondence dated February 9, 2016 from Mr. Jason Hagan, LAS Program Manager, Association of Municipalities of Ontario requesting support of resolution regarding 'Prudent Investor Standard'.

a) THAT the correspondence from Mr. Jason Hagan, LAS Program Manager, Association of Municipalities of Ontario requesting support of resolution regarding 'Prudent Investor Standard' be received and the following recommendations be adopted:

i) WHEREAS municipalities are required to invest their reserves in accordance with the Municipal Act, 2001 and Ontario Regulation 438/97 (as amended), which specifically outlines allowable investments;

ii) AND WHEREAS to ensure the sustainability and sound stewardship of the municipality's investments, the municipality is of the opinion that changes should be made to the Municipal Act, 2001 and Ontario Regulation 438/97 (as amended), to allow for the prudent investment of reserves, if those investments are professionally managed and part of a broader investment strategy;

iii) AND WHEREAS the Prudent Investor Standard is an industry accepted best practice in effectively managing a portfolio of investments, and the Standard applies to investments, not in isolation, but in the context of the portfolio of investments and as part of an overall strategy, that should incorporate acceptable risk and return objectives suitable to the stakeholders;

iv) AND WHEREAS the Province is conferring "Prudent Investor" status on the City of Toronto to enable greater diversification in portfolio management;

v) AND WHEREAS the Association of Municipalities of Ontario (AMO), Local Authority Services (LAS), and the Municipal Finance Officers Association of Ontario (MFOA), have long requested that the Prudent Investor Standard apply to all municipal investments that are invested with The One Investment Program;

vi) AND WHEREAS in 2005, municipalities were granted the ability to invest in longer-term corporate bonds and Canadian equity investments via only the One Investment Program, and the One Investment Program has demonstrated strong investment returns for municipalities within these 'new' investment sectors;

vii) AND WHEREAS the institutional portfolio managers utilized by the One Investment Program recommend that the Prudent Investor Standard approach is a more appropriate approach to investing;

viii) AND WHEREAS operating municipal investments under the Prudent Investor Standard is precluded by the Municipal Act, Eligible Investments, in its current form;

ix) THEREFORE BE IT RESOLVED THAT Council support the request of AMO, LAS, and MFOA to amend Ontario Regulation 438/97 (as amended) of the Municipal Act, 2001, to allow municipalities to invest consistent with the Prudent Investor Standard, if such investments are through the One Investment Program.

38. THAT the presentation by Ms. Lauren Capilongo, Malone Given Parsons Ltd. regarding an Application for Official Plan and Zoning By-law Amendment for the properties known as 429/445 Harry Walker Parkway South be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

39. Development and Infrastructure Services Report - Planning and Building Services Report 2016-04 dated January 21, 2016 and related Council Extract, Public Meeting Notice regarding Application for Official Plan and Zoning By-law Amendment - 260 Eagle Street.

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

THAT the presentation by Mr. Brad Rogers, Groundswell Urban Planners Inc. regarding an Application for Official Plan and Zoning By-law Amendment - 260 Eagle Street, deputations and all correspondence be received.

In Favour: Mayor Van Bynen, Councillor Kerwin, Councillor Twinney,
Councillor Hempen, Councillor Sponga, Councillor Broome-
Plumley, Councillor Bisanz

Opposed: (None)
(7 in favour, 0 opposed)

Carried

Deputy Mayor & Regional Councillor Taylor and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

40. Committee of the Whole Minutes of March 21, 2016 – New Business Items c) and d) regarding the former Goodwill site and Earth Hour.

Discussion ensued regarding a communication strategy to inform residents of the closure of Goodwill and alternate donation sites as well as increased signage and fencing to mitigate dumping.

Councillor Bisanz inquired when the community barbecues would occur for the Earth Hour War of the Wards winners and suggested some potential event dates.

Moved by: Councillor Bisanz

Seconded by: Councillor Broome-Plumley

THAT the New Business items be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Sponga, Councillor Broome-Plumley,
Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

By-laws

41. By-laws 2016-12, 2016-13 and 2016-14

2016-12 A By-law to provide an exemption to By-law 2004-94, as amended, being a by-law to prohibit and regulate unusual noises or noises likely to disturb the inhabitants of the Town of Newmarket.

- 2016-13 A By-law to amend By-law 1993-62, as amended, being a By-law to regulate parking within the Town of Newmarket. (Schedule X - No Parking) (Alex Doner Drive)
- 2016-14 A By-law to amend By-law 1993-62, as amended, being a by-law to regulate parking within the Town of Newmarket. (Schedule X - No Parking) (Walter Avenue)

Moved by: Councillor Vegh
 Seconded by: Councillor Sponga

THAT By-laws 2016-12, 2016-13 and 2016-14 be enacted.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Notices of Motions

42. Councillor Bisanz advised that she will be making a motion at the next scheduled Committee of the Whole meeting regarding reforms to the Ontario Municipal Board, in particular, a request that the province enact a meaningful process to maintain the integrity of municipal Official Plans.

Motions

None.

Announcements & Community Events

- a) Deputy Mayor & Regional Councillor Taylor advised that there will be an open house on the Community Energy Plan Open House on Tuesday, April 19, 2016 from 5:00 p.m. to 7:00 p.m. at the Municipal Offices. He provided details on the purpose of the Energy Plan and invited residents to attend the open house to learn more about the project and provide input.
- b) Councillor Twinney advised that she will be hosting a Ward 3 meeting on Tuesday, April 5, 2016 from 7:00 p.m. to 8:30 p.m. at the Community Centre & Lions Hall, 200 Doug Duncan Drive. For more information, call 905-806-5258 or email jtwinney@newmarket.ca

- c) Councillor Kerwin advised of upcoming closures to Water Street and Timothy Street for railway repairs.
- d) Councillor Kerwin advised that he will be hosting a Ward 2 meeting on April 17, 2016 from 1:00 p.m. to 4:00 p.m. at the Newmarket Public Library.
- e) Councillor Vegh advised that he will be hosting a Ward 1 meeting on April 5, 2016 from 7:00 p.m. to 9:00 p.m. at the Magna Centre, 800 Mulock Drive. For more information, call 905-895-5193 or email tvegh@newmarket.ca
- f) Councillor Hempen advised that Bowl for Kids Sake in support of Big Brothers Big Sisters of York (BBBSY) is taking place on Saturday, April 9, 2016 at Stellar Lanes. For more details and information visit www.bbbsy.ca or call 905-726-2149, extension 324.
- g) Councillor Sponga thanked Councillor Bisanz for taking over as Team Captain at the Bowl for Kids Sake in support of Big Brothers Big Sisters of York.
- h) Councillor Sponga advised of the upcoming Quaker Hill Festival that will take place on September 10, 2016 and encouraged residents to visit the event's facebook page for further details or to volunteer or participate.
- i) Councillor Sponga advised that he will be hosting a Ward 5 meeting on April 20, 2016 at 7:00 p.m. in Council Chambers at the Municipal Offices, 395 Mulock Drive. For more information, call 905-953-5323 or email jsponga@newmarket.ca
- j) Councillor Broome-Plumley advised that the Recreation & Culture Department is hosting a Volunteer Appreciation Night of Distinction event on April 12, 2016 at 6:30 p.m. at the Community Centre & Lions Hall, 200 Doug Duncan Drive.
- k) Councillor Bisanz advised that Main Street between Simcoe Street and Davis Drive will be closed to through traffic on April 11, 2016 for gateway signage installation.
- l) Mayor Van Bynen advised of a news release from the Ministry of Municipal Affairs and Housing regarding proposed changes to the Municipal Elections Act that would, if passed, modernize municipal elections and provide for the use of ranked ballots. He summarized further areas of proposed change intended to increase transparency and accountability, including reduced campaign periods, regulation of third party advertising, clarity around campaign finances, removing barriers to accessibility, and simplified processes for voters' list amendments.

- m) Mayor Van Bynen advised that he will be giving his annual address to the Newmarket Chamber of Commerce on April 22, 2016 at Cardinal Golf Club. Contact the Newmarket Chamber at 905-895-5900 to purchase tickets to this event.
- n) Mayor Van Bynen advised that he will be at “Mayor in the Square” at the Newmarket Public Library on April 15, 2016 from 11:00 a.m. until noon.
- o) Mayor Van Bynen advised that the next Council meeting is Monday, April 25, 2016 at 7:00 p.m.

New Business

- a) Councillor Kerwin clarified his expenses related to spaghetti dinners as reported in the Era on March 10, 2016 and advised that he finances the permit fees for the Community Spaghetti Dinner through his expense account in order to permit the dinner to proceed.

Closed Session

- 43. Personal matters about identifiable individual(s), including municipal employees as per Section 239 (2) (b) of the Municipal Act, 2001.

Mayor Van Bynen advised that there was no requirement for a Closed Session.

Moved by: Councillor Kerwin

Seconded by: Deputy Mayor & Regional Councillor Taylor

- a) THAT CAO/Human Resources Closed Session Report 2016-04 dated March 23, 2016 be received;

- b) AND THAT Staff proceed as per the recommendation set out in the report.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

Confirmatory By-law

44. Confirmatory By-law.

2016-15 A By-law to confirm the proceedings of Council - April 4, 2016.

Moved by: Councillor Sponga

Seconded by: Councillor Bisanz

THAT By-law 2016-15 be enacted.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Sponga, Councillor Broome-Plumley,
Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

Adjournment

45. Adjournment.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Twinney

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Sponga, Councillor Broome-Plumley,
Councillor Bisanz

Opposed: (None)
(9 in favour, 0 opposed)

Carried

There being no further business, the meeting adjourned at 8:55 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

The meeting of the Council Workshop was held on Monday, April 11, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Deputy Mayor & Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen (6:35 to 7:55 p.m.)
Councillor Sponga
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer
P. Noehammer, Commissioner of Development and Infrastructure Services
A. Brouwer, Director of Legislative Services/Town Clerk
C. Kallio, Economic Development Officer
L. Lyons, Deputy Clerk
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 6:32 p.m.

Mayor Van Bynen in the Chair.

Notice

Mayor Van Bynen advised that, in accordance with the Town's Procedure By-law, no decisions will be made but rather this meeting is an opportunity for Council to receive information from each Council appointed Committee on their workplan and achievements to date.

Declarations of Pecuniary Interest

None.

Items

1. The Director of Legislative Services/Town Clerk provided background information on the Committee review that was completed in early 2015 and summarized the requirements of the Committee Administration Policy and principles of the Canadian Code for Volunteer Involvement. He further advised that as the Main Street District Business Improvement Area Board of Management recently provided a presentation at Committee of the Whole, they would not be providing a presentation at the Council Workshop.
2. Mr. Steve Foglia, Chair, Accessibility Advisory Committee addressed Council with a high level summary of the Committee mandate, areas contained within the Committee's workplan and focus areas for 2016, being public awareness initiatives, including the Accessibility Logo Contest and Annual Accessibility Award, National Access Awareness Week and audits of Town owned facilities. Discussion ensued regarding the StopGap program and potential for collaboration with the Main Street District Business Improvement Area Board of Management for implementation of the StopGap program on Main Street.
3. Ms. Cristine Prattas, Chair, Audit Committee, introduced the Committee members and provided a high level summary of the Committee mandate. She advised that the Committee has met twice to date this term and received presentations from the Town's internal auditor on risk areas, including cyber risk considerations. She further advised that the Committee would next meet in June to review the Town's financial statements.
4. Mr. Gino Vescio, Chair, Committee of Adjustment and Property Standards Committee introduced the Committee members and provided an overview of the mandate of each Committee, as neither has a formal workplan and meet as required.
5. Ms. Jackie Playter, Chair, Elman W. Campbell Museum Board provided an overview of the Board's Mission and Vision statements, mandate, museum background, outreach programs and upcoming events. Discussion ensued regarding future museum collections.

Moved by: Councillor Kerwin

Seconded by: Councillor Vegh

THAT the deputation by Ms. Jackie Playter, Chair, Elman W. Campbell Museum Board be provided an additional five minutes.

Carried

6. Mr. Athol Hart, Chair, Heritage Newmarket Advisory Committee introduced the Committee members and provided a high level summary of the Committee's mandate, achievements to date, including the register of designated and non-designated heritage properties. He further summarized areas of the Committee's workplan, including public education initiatives, requests for heritage plaques and designation under the Ontario Heritage Act, digitization of assessment roll books and enactment of a Heritage Attributes By-law to protect properties from demolition by neglect, heritage salvage program and ongoing heritage stewardship. Discussion ensued regarding the plaque program.

Moved by: Councillor Hempen

Seconded by: Councillor Broome-Plumley

THAT the deputation by Mr. Athol Hart, Chair, Heritage Newmarket Advisory Committee be provided an additional five minutes.

Carried

7. Mr. Jim Gragtmans, Chair, Newmarket Economic Development Advisory Committee provided an overview of work over the past three terms of NEDAC and summarized the Committee mandate, vision, links between the work of NEDAC and Council's strategic priorities. He further provided information on the Committee's innovation focus area and next steps.

Moved by: Councillor Twinney

Seconded by: Councillor Kerwin

THAT the deputation by Mr. Jim Gragtmans, Chair, Newmarket Economic Development Advisory Committee be provided an additional five minutes.

Carried

8. Ms. Jackie Playter, Chair, Newmarket Downtown Development Committee introduced the Committee and staff support and summarized the mandate, strategic investments, projects being completed along Main Street and the value that the Town's investments through the Committee have brought to Main Street. Discussion ensued regarding revitalization of Main Street and success of the Committee and programs.

Moved by: Councillor Twinney
 Seconded by: Councillor Kerwin

THAT the deputation by Ms. Jackie Playter, Chair, Newmarket Downtown Development Committee be provided an additional five minutes.

Carried

9. Mr. John Birchall, Member, Newmarket Environmental Advisory Committee introduced the Committee members and provided a high level overview of the Committee's mandate, including policy matters and public advocacy. He introduced Ms. Nicole Hamley, Member, Newmarket Environmental Advisory Committee, who summarized some of NEAC's plans for community education and engagement, including the Community Garage Sale, Ian Gray Award and a presence at the Farmer's Market.

Moved by: Councillor Hempen
 Seconded by: Councillor Kerwin

THAT the deputation by Mr. John Birchall, Member, Newmarket Environmental Advisory Committee be provided an additional five minutes.

Carried

10. Ms. Joan Stonehocker, Chair, Newmarket Public Library Board provided an overview of the Board's Strategic Plan 2013-2016 and key focus areas, being igniting community dialogue, leading a learning community and readying capabilities.

Moved by: Councillor Vegh
 Seconded by: Councillor Kerwin

THAT the presentations by Mr. Steve Foglia, Chair, Accessibility Advisory Committee, Ms. Cristine Prattas, Chair, Audit Committee, Mr. Gino Vescio, Chair, Committee of Adjustment and Property Standards Committee, Ms. Jackie Playter, Chair, Elman W. Campbell Museum Board and Newmarket Downtown Development Committee, Mr. Athol Hart, Chair, Heritage Newmarket Advisory Committee, Mr. Jim Gragtmans, Chair, Newmarket Economic Development Advisory Committee, Mr. John Birchall and Ms. Nicole Hamley, Members, Newmarket Environmental Advisory Committee and Ms. Joan Stonehocker, Chair, Newmarket Public Library Board be received.

Carried

Adjournment

Moved by: Councillor Sponga
Seconded by: Councillor Broome-Plumley

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 7:55 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

The meeting of the Council Workshop was held on Monday, April 18, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Deputy Mayor & Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga (9:36 to 12:27 p.m.)
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer
M. Mayes, Acting Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development and Infrastructure Services
A. Cammaert, Senior Planner, Policy
J. Jakob, GIS Technician
L. Lyons, Deputy Clerk
L. Moor, Council/Committee Coordinator

The meeting was called to order at 9:09 a.m.

Mayor Van Bynen in the Chair.

Notice

Mayor Van Bynen advised that in accordance with the Town's Procedural By-law, no decisions will be made but rather this meeting is an opportunity for Council to have an informal discussion regarding property matters.

Declarations of Pecuniary Interest

None.

Items

1. The Commissioner of Development and Infrastructure Services introduced the items for discussion and the presentations to be made in Closed Session related to strategic properties, including a property in Ward 6 and other items deferred from a Closed Session workshop held on March 21, 2016.

Closed Session

2. Proposed or pending acquisition/disposition of land by the municipality as per Section 239, 2 (c) of the Municipal Act, 2001 and advice that is subject to solicitor-client privilege, including matters before administrative tribunals affecting the municipality as per Section 239, 2 (f) of the Municipal Act, 2001.

1) PowerPoint Presentation by the Senior Planner – Policy regarding a Ward 6 property.

2) PowerPoint Presentation by the Director of Legal Services/Municipal Solicitor regarding Strategic Properties (Items deferred from Council Workshop (Closed Session) of March 21, 2016)

Moved by: Councillor Broome-Plumley

Seconded by: Councillor Hempen

THAT the Council Workshop convene into Closed Session regarding a proposed or pending acquisition/disposition of land by the municipality as per Section 239, 2 (c) of the Municipal Act, 2001 and advice that is subject to solicitor-client privilege, including matters before administrative tribunals affecting the municipality as per Section 239, 2 (f) of the Municipal Act, 2001.

1) PowerPoint Presentation by the Senior Planner – Policy regarding a Ward 6 property.

2) PowerPoint Presentation by the Director of Legal Services/Municipal Solicitor regarding Strategic Properties (Items deferred from Council Workshop (Closed Session) of March 21, 2016)

Carried

The Council Workshop resolved into Closed Session at 9:11 a.m.

The Council Workshop (Closed Session) Minutes are recorded under separate cover.

The Council Workshop (Closed Session) resumed into public session at 12:27 p.m.

Adjournment

Moved by: Councillor Twinney

Seconded by: Deputy Mayor & Regional Councillor Taylor

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 12:27 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

The meeting of the Committee of the Whole was held on Monday, April 18, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Deputy Mayor & Regional Councillor Taylor
Councillor Vegh (1:33 to 5:10 p.m.)
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer
M. Mayes, Acting Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development and Infrastructure Services
E. Armchuk, Director of Legal Services/Municipal Solicitor
W. Bennett, Director of Corporate Communications
A. Brouwer, Director of Legislative Services/Town Clerk
R. Nethery, Director of Planning and Building Services
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:33 p.m.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the addendum items, being Joint Office of the CAO, Corporate Communications, Corporate Services – Financial Services Report 2016-17 dated April 14, 2016 regarding the 2017 Budget Process that is related to Item 7 of the agenda and deputations by Mr. Gordon Prentice, Mr. Glenn Wilson, Mr. Greg King, Ms. Anne Martin, Mr. Siegfried Wall and Mr. Athol Hart related to Item 6 of the agenda being Development and Infrastructure Services - Planning and Building Services Report 2016-14 dated April 7, 2016 regarding Application for Zoning By-law Amendment - 178, 180, 184, 188, 190, 194 Main Street - Main Street Clock Inc. As the number of deputants on the agenda exceeds the provisions outlined in Procedural By-

law 2015-50, the Chief Administrative Officer advised that consent of Council is required to permit the additional deputations, which could be achieved through confirmation of the agenda.

Moved by: Deputy Mayor & Regional Councillor Taylor
Seconded by: Councillor Kerwin

THAT the addendum items be included in the agenda.

Carried

Declarations of Pecuniary Interest

- a) Councillor Hempen declared an interest in Item 6 of the agenda being Development and Infrastructure Services - Planning and Building Services Report 2016-14 dated April 7, 2016 regarding Application for Zoning By-law Amendment - 178, 180, 184, 188, 190, 194 Main Street - Main Street Clock Inc. and all related deputations. He advised that the Main Street District Business Improvement Board of Management and Heritage Newmarket Advisory Committee have both made recommendations indicating an adverse impact on Main Street businesses. As he owns a business on Main Street, he advised that he would not take part in the discussion or voting on the matter.
- b) Councillor Vegh declared an interested in Item 6 of the agenda being Development and Infrastructure Services - Planning and Building Services Report 2016-14 dated April 7, 2016 regarding Application for Zoning By-law Amendment - 178, 180, 184, 188, 190, 194 Main Street - Main Street Clock Inc. as his employer is currently working with a developer that has worked on the application. He advised that he would not take part in the discussion or voting on the matter.
- c) Mayor Van Bynen declared an interest in Item 3 of the agenda being a deputation by Mr. Nathan Schaper regarding the Blue Dot campaign, Item 11 of the agenda being the Newmarket Environmental Advisory Committee Minutes of March 2, 2016 and Item 12 of the agenda being a motion regarding the Blue Dot Movement as his daughter is a volunteer with the project. He advised that he would not take part in the discussion or voting on the matter and that Deputy Mayor & Regional Councillor Taylor would assume the Chair for those items.

Deputations

1. Mr. Jeffrey Peterson addressed the Committee seeking relief from all or a portion of the development charges for the Roger White Academy, 415 Queen Street. He provided background information related to the Academy and summarized the rationale for his request that the development charges be reduced or waived in order to facilitate further development of the Academy at its current location.

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

THAT the deputation by Mr. Jeffrey Peterson be provided an additional five minutes.

Carried

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

THAT the deputation by Mr. Jeffrey Peterson regarding relief from development charges for the property known as 415 Queen Street be received and referred to staff to explore opportunities related to Development Charges, engage the property owner and report back to Council within 60 days.

Carried

Deputy Mayor & Regional Councillor Taylor assumed the Chair.

2. Mr. Nathan Schaper addressed the Committee with a PowerPoint presentation and provided background information related to the Blue Dot Movement, including its origins, municipal supporters, a summary of Newmarket's proposed Blue Dot declaration and how the declaration supports the Town's existing environmental projects.

Moved by: Councillor Bisanz

Seconded by: Councillor Sponga

THAT the deputation by Mr. Nathan Schaper regarding the Blue Dot campaign be received.

Carried

Mayor Van Bynen did not take part in the discussion or voting of the foregoing matter.

3. Newmarket Environmental Advisory Committee Minutes of March 2, 2016.

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

a) THAT the Newmarket Environmental Advisory Committee Minutes of March 2, 2016 be received.

Carried

Mayor Van Bynen did not take part in the discussion or voting of the foregoing matter.

4. Item 2 of the Newmarket Environmental Advisory Committee Minutes of March 2, 2016 regarding the Blue Dot Movement.

An alternate motion was presented and discussion ensued.

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

a) THAT the deputation by Ms. Christine Glenn and Ms. Jen Turla, Blue Dot York Region be received and the following recommendations be forwarded to Council, endorsing the principles of the Blue Dot Movement:

i) WHEREAS the Town of Newmarket understands that people are part of the environment, and that a healthy environment is inextricably linked to the well-being of our community;

ii) NOW THEREFORE BE IT HEREBY RESOLVED THAT the Town of Newmarket finds and declares that:

1. All people have the right to live in a healthy environment, including:

- The right to breathe clean air
- The right to drink clean water
- The right to consume safe food
- The right to access nature
- The right to know about pollutants and contaminants released into the local environment
- The right to participate in decision-making that will affect the environment

The Town of Newmarket has the responsibility, within its jurisdiction, to respect, protect, fulfill and promote these rights.

2. The Town of Newmarket shall apply the precautionary principle: where threats of serious or irreversible damage to human health or the environment exist, the Town shall take cost effective measures to prevent the degradation of the environment and protect the health of its citizens. Lack of full scientific certainty shall not be viewed as sufficient reason for the Town to postpone such measures.

3. The Town of Newmarket shall apply full cost accounting; when evaluating reasonably foreseeable costs of proposed actions and alternatives, the Town will consider costs to human health and the environment.

4. The Town of Newmarket shall specify objectives, targets and timelines and actions that the Town of Newmarket will take, within its jurisdiction, to fulfill residents' right to a healthy environment, including priority actions to:

- a. Ensure infrastructure and development projects protect the environment, including air quality;
- b. Address climate change by reducing greenhouse gas emissions and implementing adaptation measures;
- c. Responsibly increase density;
- d. Prioritize walking, cycling and public transit as preferred modes of transportation;
- e. Reduce solid waste and promote recycling and composting;
- f. Establish and maintain accessible green spaces in all residential neighbourhoods.

The Town shall review the objectives, targets, timelines and actions every five (5) years, and evaluate progress towards fulfilling this declaration and consult with residents as part of this process.

iii) BE IT FURTHER RESOLVED THAT the Town shall send a letter to the provincial government calling for a public review of the Ontario Environmental Bill of Rights in order to improve the Act and to include recognition that all people have the right to live in a healthy environment. The Town will also send a letter to the federal government calling for the development of federal legislation that recognizes that all people have the right to live in a healthy environment.

Carried

Mayor Van Bynen did not take part in the discussion or voting of the foregoing matter.

Deputy Mayor & Regional Councillor Taylor vacated the Chair.

Mayor Van Bynen assumed the Chair.

5. Mr. John Blommestein addressed the Committee with respect to Item 25 of the agenda, being a motion by Councillor Bisanz regarding the Ontario Municipal Board and expressed his support for reforms to the OMB. He suggested that the motion is premature and that a public consultation be held to engage residents and stakeholders and ensure that an informed process is submitted to the Ministry for consideration.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Twinney

THAT the deputation by Mr. John Blommestein regarding a Motion with respect to the Ontario Municipal Board be received.

Carried

6. Councillor Bisanz: A motion regarding Ontario Municipal Board Jurisdiction over Official Plans.

Moved by: Councillor Bisanz

Seconded by: Deputy Mayor & Regional Councillor Taylor

WHEREAS a municipal Official Plan is the basis for substantial long term capital/infrastructure investments by local municipalities;

AND WHEREAS the Town of Newmarket has an Official Plan that respects and reflects Places To Grow as well as all other Provincial Planning Legislation;

AND WHEREAS The Town of Newmarket's Official Plan has been approved by the Region of York and the Province of Ontario, and is therefore deemed to be in compliance with the planning requirements of those two governments;

AND WHEREAS the Town of Newmarket has planned for, and will meet, all intensification and population targets as set out in Regional and Provincial planning legislation and policies;

AND WHEREAS the Town of Newmarket wishes to have control of local planning decisions while meeting all Regional and Provincial legislation and policies;

AND WHEREAS local planning decisions which require local knowledge and public input are best made by local planning staff and local Councils as long as they meet all Regional and Provincial planning legislation and policies:

THEREFORE BE IT RESOLVED that the Town of Newmarket call for the Province's Ontario Municipal Board review to provide significant and meaningful amendments and process changes that give authority to local control of planning decisions;

BE IT FURTHER RESOLVED that the Province ensures municipal compliance to provincial legislation and policy through a more rigorous review and approval process related to Official Plans and not through OMB intervention in individual planning applications.

BE IT FURTHER RESOLVED that individual applications are therefore left to the local decision making process and that OMB challenges are restricted only to a review of whether local planning decisions are in compliance with the municipality's own Official Plan.

Carried

7. Mr. John Blommestein addressed the Committee regarding the motion from the February 8, 2016 Council meeting calling for election of the York Regional Chair and questioned the rushed timing. In addition, he advised that he spoke in favour of an amended Bill 42 at Queen's Park and questioned why Council has not pressured Mr. Chris Ballard, MPP to ensure that the Bill is passed this session.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Twinney

THAT the deputation by Mr. John Blommestein regarding the Election of the York Regional Chair be received.

Carried

Councillor Hempen left the Council table at 2:26 p.m. and did not participate in the discussion or voting related to the Clock Tower development.

8. Mr. Gordon Prentice addressed the Committee regarding the proposed Clock Tower development and verbalized his concerns regarding whether private, one-on-one meetings have been held between Members of Council and the developer and the need for a lobbyist registrar. He advised that he has circulated Council members requesting information related to any meetings with the developer and summarized the results of his inquiry and addressed what he perceives to be a predetermination and bias to approval of the application by the Mayor. In addition, he advised that he will be seeking further information on a land swap deal that was discussed on June 24, 2015 in Closed Session. Discussion ensued regarding communication between Council and the developer and details of the communication.

Moved by: Councillor Broome-Plumley
 Seconded by: Councillor Kerwin

THAT Councillor Sponga be provided an additional two minutes to continue his questions to the deputant.

Carried

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT the deputation by Mr. Gordon Prentice regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

9. Mr. Glenn Wilson, on behalf of the Main Street District Business Improvement Area Board of Management addressed the Committee regarding the Clock Tower development and read aloud the motion that was approved by the BIA in December, 2015. Discussion ensued regarding engagement of the BIA membership with respect to the Board's position.

Moved by: Councillor Kerwin
 Seconded by: Councillor Sponga

THAT the deputation by Mr. Glenn Wilson, on behalf of the Main Street District Business Improvement Area Board of Management regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

10. Mr. Greg King addressed the Committee and expressed his support for the Clock Tower application as presented.

Moved by: Councillor Bisanz

Seconded by: Councillor Broome-Plumley

THAT the deputation by Mr. Greg King regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

11. Ms. Anne Martin addressed the Committee with a PowerPoint presentation regarding the Clock Tower development and summarized her concerns related to the proposal. She referred Council to a comparable development in Aurora and expressed that she felt that a development of the size proposed would be better situated along Davis Drive.

Moved by: Councillor Bisanz

Seconded by: Councillor Sponga

THAT the deputation by Ms. Anne Martin be provided an additional five minutes.

Carried

Moved by: Councillor Sponga

Seconded by: Councillor Bisanz

THAT the deputation by Ms. Anne Martin regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

12. Mr. Siegfried Wall addressed the Committee in opposition to the Clock Tower development proposal as it contradicts the current Zoning and Heritage Conservation District by-laws and, in his opinion, does not enhance the downtown area. He suggested that the proposed land swap and development application be refused.

Moved by: Councillor Twinney
 Seconded by: Councillor Sponga

THAT the deputation by Mr. Siegfried Wall regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

13. Mr. Athol Hart addressed the Committee regarding the Clock Tower application and provided a brief history of the downtown area and the legacy of the Heritage Conservation District area. He expressed support for development along the secondary plan corridor areas, however he is in opposition of the Clock Tower proposal as it contravenes the Town's Official Plan, Zoning and Heritage Conservation District by-laws.

Moved by: Councillor Sponga
 Seconded by: Deputy Mayor & Regional Councillor Taylor

THAT the deputation by Mr. Athol Hart regarding the Clock Tower development be received.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

14. Development and Infrastructure Services - Planning and Building Services Report 2016-14 dated April 7, 2016 regarding Application for Zoning By-law Amendment - 178, 180, 184, 188, 190, 194 Main Street - Main Street Clock Inc.

Moved by: Councillor Sponga
 Seconded by: Councillor Bisanz

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-14 dated April 7, 2016 regarding Application for Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the application for Zoning By-law Amendment, as re-submitted by Main Street Clock Inc. for lands being located at the southwest corner of Main Street South and Park Avenue, municipally known as 178, 180, 184, 188, 190 and 194 Main Street be referred to a public meeting;

ii) AND THAT following the public meeting, issues identified in this report, together with comments from the public, Committee and those received through the agency and departmental circulation of the application be addressed by staff in a comprehensive report to the Committee of the Whole, if required;

iii) AND THAT Mr. Chris Bobyk, The Forrest Group, 590 Alden Road, Suite 211, Markham, ON L3R 8N2 be notified of this action.

Carried

Councillor Hempen and Councillor Vegh did not take part in the discussion or voting of the foregoing matter.

The Committee of the Whole recessed at 3:42 p.m.

The Committee of the Whole reconvened at 4:02 p.m.

Consent Items

Moved by: Councillor Bisanz

Seconded by: Councillor Vegh

THAT the following items be adopted on consent:

15. Development and Infrastructure Services Report - ES 2016-21 dated March 15, 2016 regarding the Final Acceptance and Assumption of Aboveground Works - Cedar Manor Residential Subdivision - Phase 1.

a) THAT Development and Infrastructure Services Report - ES 2016-21 dated March 15, 2016 regarding the Final Acceptance and Assumption of Aboveground Works be received and the following recommendations be adopted:

i) THAT the Request for Final Acceptance and Assumption of Aboveground Works of the Cedar Manor Residential Subdivision, Phase 1 (65M-4285) as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Mauro Baldassarra of Cedar Manor Home Corp., and Mr. Angelo A. Maurizio, P. Eng., of Schaeffers Consulting Engineers Ltd. be notified of these recommendations.

16. Main Street District Business Improvement Area Board of Management Minutes of February 16, 2016.

a) THAT the Main Street District Business Improvement Area Board of Management Minutes of February 16, 2016 be received.

17. Newmarket Downtown Development Committee Minutes of January 29, 2016.

a) THAT the Newmarket Downtown Development Committee Minutes of January 29, 2016 be received.

18. Heritage Advisory Committee Minutes of January 5, 2016 and March 8, 2016.

a) THAT the Heritage Advisory Committee Minutes of January 5, 2016 and March 8, 2016 be received.

19. Central York Fire Services - Joint Council Committee Minutes of January 12, 2016.

a) THAT the Central York Fire Services - Joint Council Committee Minutes of January 12, 2016 be received.

20. Central York Fire Services - Joint Council Committee (Closed Session) Minutes of January 12, 2016.

a) THAT the Central York Fire Services - Joint Council Committee (Closed Session) Minutes of January 12, 2016 be received.

21. Newmarket Public Library Board Minutes of February 17, 2016.

a) THAT the Newmarket Public Library Board Minutes of February 17, 2016 be received.

22. Appointment Committee Minutes of March 21, 2016.

a) THAT the Appointment Committee Minutes of March 21, 2016 be received.

23. Correspondence dated March 23, 2016 from Mr. James Nuttall, O.M.C., 1st Newmarket Group Commissioner, Scouts Canada requesting October 14 and 15, 2016 be proclaimed 'Scouts Apple Days'.

a) THAT the correspondence from Mr. James Nuttall, O.M.C., 1st Newmarket Group Commissioner, Scouts Canada be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 14 and 15, 2016 as 'Scouts Apple Days';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

24. Correspondence dated March, 2016 from Minister Mario Sergio, Minister Responsible for Seniors Affairs requesting proclamation of June, 2016 as 'Seniors' Month' in the Town of Newmarket.

a) THAT the correspondence from Minister Mario Sergio dated March, 2016 be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim June, 2016 as 'Seniors' Month';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

25. Correspondence dated March 31, 2016 from Mr. John Cartwright, President, Labour Council Toronto and York Region requesting April 28, 2016 be proclaimed as 'National Day of Mourning' for Workers Killed or Injured on the Job.

a) THAT the correspondence from Mr. John Cartwright, President, Labour Council Toronto and York Region be received and the following recommendations be adopted:

i) THAT April 28, 2016 be proclaimed as 'National Day of Mourning' for Workers Killed or Injured on the Job in the Town of Newmarket;

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

26. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

Carried

Presentations & Recognitions

27. The Director of Financial Services/Treasurer and the Director of Corporate Communications addressed the Committee with a PowerPoint presentation and provided an overview of the history of budget considerations to date. In addition, changes to the 2017 budget process, budget themes, incorporation of Council priorities, budget focus areas, community engagement initiatives, proposed budget schedule, multi-year outlook and next steps regarding the 2017 budget were addressed. Discussion ensued regarding use of simplified language during

the public budget consultation, multi-year budgeting, organizational readiness, budget targets and timing of decision packages.

Moved by: Councillor Hempen

Seconded by: Councillor Bisanz

THAT the PowerPoint presentation by the Director of Financial Services/Treasurer and Director of Corporate Communications regarding the 2017 Budget Plan be received.

Carried

28. Joint Office of the CAO, Corporate Communications, Corporate Services - Financial Services Report 2016-17 dated April 14, 2016 regarding 2017 Budget Process.

An alternate motion was presented and discussion ensued.

Moved by: Councillor Kerwin

Seconded by: Deputy Mayor & Regional Councillor Taylor

a) THAT Joint Office of the CAO, Corporate Communications, Corporate Services - Financial Services Report 2016-17 dated April 14, 2016 be received and the following recommendations be adopted:

i) THAT Council endorse the new approach to the budget;

ii) AND THAT the five focus areas outlined in this report be highlighted in the 2017 budget;

iii) AND THAT the Community Engagement Plan for the 2017 budget be commenced;

iv) AND THAT the proposed budget schedule with a target budget adoption date of December 5, 2016 be approved;

v) AND THAT Council provide direction on tax targets for the 2017 budget.

Carried

29. Development and Infrastructure Services - Planning and Building Services Report 2016-11 dated April 1, 2016 regarding the Street Naming Policy.

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Broome-Plumley

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-11 dated April 1, 2016 regarding the Street Naming Policy be received and the following recommendations be adopted:

i) THAT the draft Street Naming Policy be referred to staff to provide alternate policy wording to reflect total municipal control of street naming.

Carried

Action Items

30. Correspondence dated March 23, 2016 on behalf of the Municipal Committee for OMB Reform requesting a donation towards the costs of holding a summit.

Moved by: Councillor Bisanz

Seconded by: Deputy Mayor & Regional Councillor Taylor

a) THAT the correspondence dated March 23, 2016 on behalf of the Municipal Committee for OMB Reform requesting a donation towards the costs of holding a summit be received;

b) AND THAT the Town of Newmarket contribute \$500.00 toward the expenses for the Municipal Summit.

Carried

Reports by Regional Representatives

None.

Notices of Motion

None.

Motions

31. Councillor Sponga regarding Egg Laying Hens Pilot Project.

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

THAT the pilot project for Ward 2 Egg Laying Hens be reconsidered.

Carried

Moved by: Councillor Sponga
Seconded by: Councillor Kerwin

THAT Council expands the pilot project to include Ward 5 with respect to Corporate Services - Legislative Services Report 2016-04 regarding Ward 2 Egg Laying Hens Pilot Project adopted at the February 8, 2016 Council meeting.

Carried

New Business

- a) Councillor Kerwin expressed his thanks to the Town's facility workers, in particular, those who assisted with the community spaghetti dinner that was held at the Community Centre & Lions Hall. Councillor Kerwin advised that the next community spaghetti dinner will be held on June 5, 2016 at the Community Centre & Lions Hall and that he would continue to support the event by donating toward the required permit fees.

Councillor Vegh left at 5:10 p.m.

The Committee of the Whole recessed at 5:12 p.m.

The Committee of the Whole reconvened at 5:18 p.m.

Closed Session

- 32. A proposed or pending acquisition or disposition of land by the municipality as per Section 239 (2) (c) of the Municipal Act, 2001 (if required) related to Item 6 of the Committee of the Whole agenda - Ward 5 Property.

33. A proposed or pending acquisition or disposition of land by the municipality as per Section 239 (2) (c) of the Municipal Act, 2001 with respect to Joint Corporate Services (Legal Services) and Development and Infrastructure Services (Planning and Building Services) (Closed Session) Report 2016-12 - Ward 7 Property - Northwest Quadrant.
34. Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality as per Section 239 (2) (e) of the Municipal Act, 2001 and advice that is subject to solicitor-client privilege, including communications necessary for that purpose as per Section 239 (2) (f) of the Municipal Act, 2001 with respect to Corporate Services (Legal Services) and Development and Infrastructure Services (Planning Services) Joint (Closed Session) Report 2016-03 regarding Secondary Plan Appeals to the Ontario Municipal Board.

Moved by: Councillor Sponga

Seconded by: Deputy Mayor & Regional Councillor Taylor

THAT the meeting convene into Closed Session for the purpose of discussing proposed or pending acquisitions or dispositions of land by the municipality, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality and advice that is subject to solicitor-client privilege, including communications necessary for that purpose as per Sections 239 (2) (c), (e) and (f) of the Municipal Act, 2001.

Carried

The Committee of the Whole resolved into Closed Session at 5:20 p.m.

The Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Committee of the Whole resumed into Public Session at 6:08 p.m.

Public Hearing Matters

None.

Adjournment

Moved by: Councillor Hempen
Seconded by: Councillor Sponga

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 6:08 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

From: Susy Cancelli
Sent: April-20-16 9:31 AM
To: Moor, Linda
Cc:
Subject: Proclamation Request

Good Morning Linda,

As per my telephone conversation with Andrew Brouwer this morning, on behalf of Community Living Newmarket/Aurora District, please submit our proclamation.

May 2016 is Community Living month, and in recognition of our collective Mission to advocate for the full participation, inclusion and citizenship of all people who have intellectual disabilities in our communities, the CN Tower will be lit up blue and green, to reflect our colours, on the evening of May 11th, 2016.

All Community Living agencies are requesting that:

Municipalities support their campaign in support of inclusion and citizenship for all people, by illuminating their buildings blue and green on the evening of May 11th, 2016 and further, to recognize May as Community Living month.

We are requesting that you light up the Riverwalk Commons in Blue and Green on the evening of May 11th, in support of Community Living and for the inclusion of people who have intellectual disabilities, their families, our Mission, and to all of your citizens living in a community where every person is counted and valued!

Thank you

Susan Cancelli



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-17

A BY-LAW TO DELEGATE ADMINISTRATIVE MATTERS TO STAFF.

WHEREAS Council of the Corporation of the Town of Newmarket adopted the recommendations in Corporate Services (Legal Services) Report 2016-02 respecting the update of the delegation by-law;

AND WHEREAS Council directed staff to prepare the updated delegation by-law for Council approval;

AND WHEREAS it is deemed expedient to incorporate into this by-law previously approved delegations of authority and to consolidate all by-laws that delegate administrative responsibilities to staff;

AND WHEREAS Section 9 of the *Municipal Act 2001*, S.O. 2001 c. 25 provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the *Municipal Act* or any other Act;

AND WHEREAS Section 227 of the *Municipal Act 2001*, S.O. 2001 c. 25 provides that it is the role of officers and employees of the municipality to implement Council's decisions and establish administrative practices and procedures to carry out Council's decisions;

AND WHEREAS Council may pursuant to Section 23.3 of the *Municipal Act 2001*, S.O. 2001 c. 25 delegate its powers, duties and functions subject to the limitations as set out in the *Municipal Act 2001* and any other applicable Act(s) in order to maximize administrative and operational efficiency;

AND WHEREAS in order to manage and improve customer service, as well as expedite the conduct of the Town's business in a more efficient and effective manner;

THEREFORE BE IT ENACTED by the Municipal Council of the Corporation of the Town of Newmarket as follows:

1. This by-law may be cited as the Delegation Authority By-law.

INTERPRETATION

2. In this by-law

"Council" means the Council of the Corporation of the Town of Newmarket.

"Highway" means any public highway, road or street under the jurisdiction of the Town and shall include any bridge, sidewalk, boulevard, median, lane, alley, square or thoroughfare.

"Mayor" means the Mayor of the Corporation of the Town Of Newmarket.

"Procurement By-law" means the Procurement By-law in effect from time to time.

"Town" means the Corporation of the Town of Newmarket.

DELEGATION OF AUTHORITY

3. Council hereby delegates to those persons holding the position set out under the heading "Approval Authority" in Schedules "A" to "E", to this by-law, the powers, duties and functions of Council as set out in those Schedules subject to any terms, conditions or limitations on that delegated authority.
4. Council hereby delegates to those persons, positions and offices listed in paragraph 6 herein the authority to prepare and execute any documents or contracts not specifically listed on Schedules "A" to "E" to this by-law if the document or contract is necessary to give effect to an agreement or action approved by Council.

DELEGATION TO PERSONS HOLDING POSITION

5. Where this by-law delegates a power, duty or function to a named position, the delegation is to the person who, from time to time, holds the position and to any person who, from time to time, is the Deputy or Assistant Director or designate of the person who holds the position. In the event that any position under the heading "Approval Authority" in Schedules "A", "B", "C", "D" and "E", is renamed, this by-law continues to apply to such renamed position.
6. In the event that any named position is both approval authority and signing authority in connection with any delegated function as set out in Schedules "A" to "E", the approval authority shall be the direct supervisor of the position that has signing authority for the delegated function.

APPOINTMENT OF SIGNING OFFICERS

7. Subject to the requirements of this by-law and any statute regarding the execution of any particular kind of document an employee or officer of the Corporation, who at the time of execution of any document holds any of the following offices or positions, is a signing officer of the Corporation and has authority to execute the document on its behalf:
 - a) the Mayor
 - b) the Chief Administrative Officer
 - c) the Town Clerk
 - d) the Commissioner of Development and Infrastructure Services, the Commissioner of Corporate Services and the Commissioner of Community Services
 - e) the Treasurer
 - f) the Municipal Solicitor
 - g) the Directors of Finance, Planning and Building Services, Legislative Services, Public Works Services, Recreation and Culture, Corporate Communications, the Managers of Human Resources, Information Technology, Customer Services, Procurement, Operations and the Fire Chief.
8. Unless otherwise required by statute or this by-law, a document may be executed by the signature of one or more signing officers and when so executed the document may be endorsed with the words "I/We have authority to bind the Corporation", or any similar words indicating the authority of the signing officer.

9. Any document executed under this by-law shall clearly indicate by way of a stamp on the face of the document that it has been reviewed and approved by those named positions or departments in connection with any delegated function as set out in Schedules "A" to "E".

NO DELEGATION BY A DELEGATE

10. A person to whom a power, duty or function has been delegated under this by-law has no authority to further delegate to another person any power, duty or function that has been delegated by this by-law.
11. Where this by-law delegates a power, duty or function to a named position, such power, duty or function includes all authority necessary to do all acts required to carry out the authority delegated under this bylaw.
12. Notwithstanding the Delegation of Authority provided for herein, if in the opinion of the person to whom a matter has been delegated, or in the opinion of the Chief Administrative Officer, the matter is one that ought to be reviewed by Council, such matter shall be considered by Council prior to approval.
13. Any reference in this by-law to an Act, includes any amendments to the Act and any successor Act.
14. That By-laws 2007-114 and 2008-62 are hereby repealed.

ENACTED THIS 25th DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

Additional areas: D&I Delegation of the final acceptance and assumption and works under plans of subdivision

DELEGATION BY-LAW 2016-17

COMMISSION	SCHEDULE	PAGE(S)
Corporate Services	Schedule "A"	Pages 2-13
Community Services	Schedule "B"	Pages 14-17
Development & Infrastructure Services	Schedule "C"	Pages 18-25
Office of the Chief Administrative Officer	Schedule "D"	Pages 26-31
Central York Fire Services	Schedule "E"	Page 32-34

Corporate Services, Schedule "A" – Pages 2-13
Community Services, Schedule "B" – Pages 14-17
Development & Infrastructure Services, Schedule "C" – Pages 18-25
Office of the Chief Administrative Officer, Schedule "D" – Pages 26-31
Central York Fire Services – Schedule "E" – Pages 32-34

SCHEDULE "A"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE,
OPERATIONAL OR TECHNICAL MATTERS

CORPORATE SERVICES

Corporate Services, Schedule "A" – Pages 2-13
 Community Services, Schedule "B" – Pages 14-17
 Development & Infrastructure Services, Schedule "C" – Pages 18-25
 Office of the Chief Administrative Officer, Schedule "D" – Pages 26-31
 Central York Fire Services – Schedule "E" – Pages 32-34

SCHEDULE "A"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE, OPERATIONAL OR TECHNICAL MATTERS

CORPORATE SERVICES

	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
1.	Land acquisition for service easements	Approval of land acquisitions for municipal service easements and execution of Easement Agreements	<i>Municipal Act</i> 2001, S.O. 2001 C.25 s. 9,11,23,4 and 271	a) Upon recommendation by the Director of the applicable department or the Development Coordination Committee that a land acquisition is necessary for the purposes of a municipal service easement; b) The land to be acquired shall be transferred at no cost to the Town other than disbursements relating to the preparation and conveyance of the easements and; c) Easement agreements shall be in the form approved by the Municipal Solicitor.	Development Coordination Committee or Director of applicable department	Commissioner of applicable department	
2.	Applications made to the Town for funding	Applications to the Town for compensation, funding or other forms of subsidy related to any activity, program, construction, event, or other expense. May include but are not limited to culture and recreation grants, downtown events, or community improvement program grants.	Annual budget	Expenses must be: • provided for in the approved annual budget; • within the established criteria for each applicable grant. Council will receive an annual information report listing the granting programs, the amount of funds disbursed, and the recipients.	As applicable within each established granting program.	Director of applicable department	

TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
3. Applications made by Town for funding	Applications to any Federal or Provincial Government department, Ministry, agency or fund for compensation, funding or other forms of subsidy related to any Town programs, operations or approved capital project and subsequent submissions, declarations or representations required for processing the application or the receipt of funds		As determined by the federal or provincial government department, Ministry, agency or fund	Department that is responsible for the program, operation or capital project to which the application relates	Treasurer or Director of the applicable department or as required under the specific funding application	2007-114
4. Execution of Contracts for goods and services and award of tenders		<i>Municipal Act</i> 2001, S.O. 2001, C. 25 s.270 as amended; By-law 2011-74	In accordance with the Procurement By-law.	In accordance with the Procurement By-law.	In accordance with Procurement By-law 2011-74	2007-114
5. Write off administrative errors	Accounts receivable – write off interest and penalties added to trade account receivable balances as a result of administrative errors	<i>Municipal Act</i> 2001, S.O. 2001 sections 9, 11, 23.3, and 345(7); <i>Assessment Act</i> , R.S.O. 1990, c.A.31	a) Where interest and penalties of less than \$5,000.00 have been added to a trade account receivable balance and those individuals consulted are in agreement that the charge resulted in an administrative error; and b) In the event that interest and penalties of greater than \$5,000.00 have been added to a trade account balance, the matter shall be brought before Council for approval.	Finance	Director of Finance or Treasurer or Council, as applicable or council if greater than \$5,000	2007-114
6. Endorse cheques	Endorsement of cheques in the amount of \$0.00 to \$100,000.00	<i>Municipal Act</i> 2001, S.O. 2001 Section 287	The signatures on any cheques in the amount of \$0.00 to \$100,000.00 may be mechanically or electronically reproduced	Finance	Treasurer and one of: Commissioner of applicable department or Chief Administrative Officer And either the Mayor or Regional Councillor	2007-114

TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.	
7.	Endorse cheques	Endorsement of cheques in the amount of \$100,000.01 or more	<i>Municipal Act</i> 2001, S.O. 2001 Section 287	The signatures on any cheque over \$100,000.01 shall be original signatures	Finance	Treasurer or Commissioner of applicable department or CAO And either the Mayor or Regional Councillor	2007-114
8.	Securities investment	Power to invest in securities as prescribed by Regulation and establish written procedures and policies for the investment program	<i>Municipal Act</i> 2001, S.O. 2001 Section 418, Regulation 438/97	In accordance with the Investment Policy as adopted by Council.	N/A	Treasurer	None
9.	Non-material financing leases	Financing leases requiring payment by the municipally beyond the term of Council, without Material Impact (see FIN 1-01 for definition) to the Town.	FIN 1-01, Ontario Regulation 49/94	Subject to conditions in policy FIN 1-01.		Treasurer	
10.	Interim tax bills	The ability to issue interim tax bills.	<i>Municipal Act</i> S.342	The Treasurer may issue interim tax bills equal to 50% of the previous year's annualized taxes in advance of the approval of tax rates for the coming year. The Interim Bill is shown as a reduction on the final bill.		Treasurer	
11.	Interim spending authority	The authority to spend in advance of the approval of an annual budget.	<i>Municipal Act</i> S.23	Staff are authorized to make payments necessary to support ongoing business prior to the approval of an annual budget. Total spending is not to exceed 50% of the approved budget for the previous year. There is to be no new expenditures, no enhancements, or new spending prior to Council approval of the new budget.		Treasurer	

	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
12.	Increases and offsets in budgets	Where authority has been given in the Capital Budget for a particular project, an increase to the approved amount is authorized under certain conditions.	Policy FIN 2-01	Subject to conditions in policy FIN 2-01.	As set out in policy FIN 2-01.	As set out in policy FIN 2-01.	
13.	Temporary Occupancy License Agreements with Upper Canada Mall	License	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	Agreement to be in substantially the same form as the Agreement attached hereto as Appendix 8.	Legislative Services	Town Clerk	2001-163 2007-114
14.	<i>Liquor License Act</i> Applications	Application	<i>Liquor License Act</i> , R.S.O. 1990 c. L. 19	The Town may advise the Registrar of Alcohol and Gaming of no objections to an Application for License to sell liquor unless the applicant fails to satisfy one or more of the following conditions: a) having regard to the applicant's financial position, the applicant cannot reasonably be expected to be financially responsible in the conduct of the applicant's business; b) the past or present conduct of the applicant affords reasonable grounds for belief that the applicant will not carry on business in accordance with the law and with integrity and honesty; c) the applicant or an employee or agent of the applicant makes a false statement or provides false information in an application under the <i>Liquor License Act</i> ; d) the applicant is carrying on activities that are, or will be, if the applicant is licensed, in contravention of the <i>Liquor License Act</i> or the	Legislative Services, Planning and Building Services, By-laws, Municipal Solicitor, Mayor, Regional Councillor, Ward Councillor and Fire Chief	Town Clerk or Licensing Officer or Council in the event of objections	2007-114

TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
			<p>e) the premises, accommodation, equipment and facilities in respect of which the license is to be issued are not, or will not be, if the applicant is licensed, in compliance with the Liquor License and the regulations; or</p> <p>f) the license is not in the public interest having regard to the needs and wishes of the residents of the municipality in which the premises are located.</p> <p>In the event of objections, the matter shall be brought before Council.</p>			
15. Filming Applications	Application	<p><i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3(2)</p> <p>Town of Newmarket Policy on Filming on location CORP. 1-04</p>	In accordance with the terms and conditions of the Town of Newmarket Policy on Filming on location as amended from time to time.	<p>Commissioner of applicable department; Clerk; Planning and Building Services; By-laws; Engineering Services; Public Works Services; Parks; Recreation and Culture (when filming takes place in Recreation and Culture facilities); Economic Development; Fire Chief and York Regional Police or as otherwise directed under the Policy on Filming on location or amended or any successor Policy</p>	Town Clerk	2007-114

	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
16.	Municipal Flag Policy	Administration of flag procedures	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3, CORP. 1-05	In accordance with the Flag Policy and Procedures as adopted by Council.	N/A	Town Clerk	None
17.	Sign variance policies	Amending the Policies and Procedures for Sign Variances as required	Council Extract dated Sept 21/09 <i>Municipal Act</i> , 2001, S.O. 2001 C.25 sections 10(2), 10, 99, 23.3	Erection and Maintenance of Signs and advertising devices by-law 2009-79, Section 36	Legal; Planning and Building Services; By-laws; Engineering Services; Finance; Recreation & Culture; Public Works Services; and Fire	Director of Legislative Services	2001-2 2009-79 2007-114
18.	Approval of Noise Exemptions		<i>Municipal Act</i> 2001, s.o.c 25 Section 129 and Noise By-law 2004-94 as amended	As provided for in the Noise By-law.	Legislative Services; Planning and Building Services; Engineering Services	Director of Legislative Services/Town Clerk	n/a
19.	MFIPPA Requests	Designating the Town Clerk as the "Head of the Municipality" for the purposes of administering MFIPPA requests.	<i>Municipal Freedom of Information and Protection of Privacy Act</i> RSO 1990, Section 3	As are set out in the <i>Municipal Freedom of Information and Protection of Privacy Act</i> .		Town Clerk	2011-85

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	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
20.	Private By-law Enforcement Officers	Appointment of private By-law Enforcement Officers and Routine Agreements with companies engaged to enforce parking restrictions on private property.	<i>Police Services Act</i> , R.S.O. 1990 c.P.15 s.15, <i>Municipal Act</i> 2001, S.O. 2001 sections 100, 100.1, 101 and 102; By-law 1993-62	a) The Director of Legislative Services is authorized to effect the appointment of Private By-law Enforcement Officers, as defined in the <i>Police Services Act</i> , R.S.O. 1990 c.o. 15 as amended to enforce the parking by-laws of the Town and for the purposes of the <i>Provincial Offences Act</i> , R.S.O. 1990 b) The Director of Legislative Services may revoke the appointment of Private By-law Enforcement Officer by giving written notice to the said person if they are no longer employed by a company to provide parking enforcement on private property. If any person who has made application and has been refused appointment or any person who has had their appointment revoked may appeal the decision to Council, and the decision of Council shall be final and binding.	By-laws	Director of Legislative Services	1999-154 2007-114
21.	Encroachment Agreement	Encroachment Agreement (including incidental documents or forms to give effect to Agreement)	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Agreement to be in a form approved by the Municipal Solicitor; b) nature of the agreement is minor as determined by all applicable departments and agencies; and c) any permit, legal fees or other costs as determined by the Town from time to time are paid by the Applicant.	Public Works Services; Planning and Building Services; By-laws; Commissioner of applicable department; Municipal Solicitor; Engineering Services; Fire Department, if applicable; Insurance Claims Adjuster	Municipal Solicitor, Director of Public Works Services, or Director of Planning and Building Services	2007-114
22.	Loan discharges	Discharges of loan agreements and mortgages registered on properties located within the Town to secure loans		All conditions of the loan agreement or charge must be satisfied.	Legal, Planning and Building Services; By-laws; Finance; Recreation & Culture	Municipal Solicitor or Commissioner of applicable department	

	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
23.	Housekeeping real estate matters	Matters affecting land addressing for housekeeping purposes, including but not limited to title corrections, historical land conveyances, etc.		a) The nature of the matter is minor and approved by all applicable departments and agencies; b) that the form, terms and conditions of all agreements are satisfactory to the Municipal Solicitor; c) that any permit, legal fees and other costs as applicable and determined by the Town from time to time are paid by the Applicant; and such other reasonable conditions as are necessary in the opinion of the Municipal Solicitor.	As determined by the Municipal Solicitor	Municipal Solicitor	2007-114
24.	Land registration documents	Registration of agreements, liens, or restrictions on title and execution of electronic documents	By-law 1999-34, By-law 2001-96, Building Code s. 15-1	As required under the authority for the agreement/restriction on title or other documents to be electronically registered. The order is to be released subject to fulfillment of the conditions of the enacting authority.	Subject to enacting authority.	Municipal Solicitor	
25.	Agreements with Abutting Landowners	Agreements with Abutting Landowners (including Landscape license, parking agreements and easements) including incidental documents and forms to give effect to Agreement, including access easements.	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) The nature of the agreement is minor and approved by all applicable departments and agencies; b) that the form, terms and conditions of all agreements are satisfactory to the Municipal Solicitor; c) that any permit, legal fees and other costs as determined by the Town from time to time are paid by the Applicant; and d) such other reasonable conditions as are necessary in the opinion of the Municipal Solicitor.	Public Works Services and Engineering Services; Planning and Building Services; By-laws; Legal Services and Finance	Municipal Solicitor or Commissioner of applicable department	2007-114

TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
26. Agreements affecting land	Agreements affecting land, including , but not limited to agreements with Lake Simcoe Conservation Authority, Newmarket Tay Power, Hydro One, Consumers Gas or other utility companies, York Region or any other government or public authority respecting road widenings, easements, minor conveyances, encroachment agreements, shared use agreements, approved capital projects, cost sharing agreements for approved capital projects, license agreements or similar matters		a) The nature of the agreement is minor and approved by all applicable departments and agencies; b) that the form, terms and conditions of all agreements are satisfactory to the Municipal Solicitor; c) that any permit, legal fees and other costs as applicable and determined by the Town from time to time are paid by the Applicant; and d) such other reasonable conditions as are necessary in the opinion of the Municipal Solicitor.	Engineering Services; Public Works Services; Planning and Building Services; Legal Services and Finance	Municipal Solicitor or Commissioner of applicable department	2007-114
27. Releases from covenants	Releases and Discharges of lands from covenants and conditions set out in the deeds for properties located within the Town or Development Agreement	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	Confirmation from all applicable departments that the terms and conditions of the Agreement or document that created the covenant or condition have been satisfied and said covenant or condition is no longer required by the Town.	Engineering Services and Public Works Services; Planning and Building Services; By-Laws; Legal Services and Finance	Municipal Solicitor or Commissioner of applicable department	2007-114
28. Releases of Affordable Housing charges	Releases of Affordable Housing charges (including release of charges in favour of the Town) and release of easements no longer required by the Town		a) All conditions of the charge must be satisfied. b) Confirmation from all applicable departments or document that created the covenant or condition have been satisfied and said covenant or condition is no longer required by the Town.	Engineering Services and Public Works Services; Planning and Building Services; By-Laws; Legal Services and Finance	Municipal Solicitor or Commissioner of applicable department	2007-114

	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
29.	Taxation Assessment Appeals	Initiate and file notices of assessment appeal, for any property in the Town of Newmarket, with the Assessment Review Board. Withdraw any appeal filed by the Town of Newmarket. Attend before the Assessment Review Board on property tax or assessment matters as a party to all appeals whether filed by the Town of Newmarket or another person, entity or agent. Execute settlement agreements, on behalf of the Town of Newmarket, reached in the course of a taxation or property assessment appeal.	Assessment Act	Appeals may be withdrawn should it be determined that it is not in the Town's best interest to proceed.	Financial Services	Treasurer or their designate	
30.	Compliance Audit Committee	To establish, in response to any compliance audit applications received, panels of three (3) persons from the Council-approved roster of individuals to serve as the Municipal Election Compliance Audit Committee.		Council has the option of appointing the citizen members of the Town's Audit Committee or commencing a separate recruitment effort.		Town Clerk	

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SCHEDULE "B"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE,
OPERATIONAL OR TECHNICAL MATTERS

COMMUNITY SERVICES

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SCHEDULE "B"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE, OPERATIONAL OR TECHNICAL MATTERS

COMMUNITY SERVICES

ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
1.	Joint Use Agreements	Review, revise and execute all on-going joint use agreement with user groups who have joint use of Town buildings or parts thereof where the original use is maintained in accordance with Town Standards and Policies (i.e. Tennis Club, Curling Club)	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Original use is maintained in accordance with Town standards and conditions. Consideration to be given to any Town concerns, requirements or issues related to the facility prior to renewal; b) The necessary certificate of insurance is filed.	Public Works Services; Parks; Recreation and Culture; Municipal Solicitor; Insurance Claims Adjuster; Finance Services	Director of Recreation and Culture	2007-114
2.	Joint Use Agreements with Separate and Public School Boards	Review, revise and execute all on-going joint use agreement with user groups who have joint use of Town buildings or parts thereof where the original use is maintained in accordance with Town Standards and Policies	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Original use is maintained in accordance with Town standards and conditions. Consideration to be given to any Town concerns, requirements or issues related to the facility prior to renewal; b) The necessary certificate of insurance is filed.	Public Works Services; Parks; Recreation and Culture; Municipal Solicitor; Insurance Claims Adjuster; Finance Services	Director of Recreation and Culture	2007-114
3.	Rental Booking	Events at Town facilities and/or on Town property involving animals	By-law 2008-62	Events be required to adhere to the Animal Control By-law, 2009-19, as amended	Recreation and Culture	Director of Recreation and Culture	2007-114

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ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
4.	Negotiation, execution and termination of Third Party Advertising/ Sponsorship/ Naming Rights Agreements	Agreement pursuant to which a payment of money or provision of things of value to the Town provides the ability to advertise, sponsor, or receive recognition through Town programs or activities.	<i>Municipal Act</i> 2001, s.o. c 25 Section 227	<p>Staff will seek out marketing/sponsorship opportunities with third parties who reflect the values and maintain operation policies that are not in conflict with the Town's values, mandate or operating policies, have a positive public image and reflect a high level of integrity.</p> <p>Sponsorship agreements that have a value of greater than \$30,000 annually will be presented to Council.</p> <p>Staff will maintain a list of partners interested in providing sponsorship/advertising/naming partnerships. Staff will periodically provide opportunities for expressions of interest in such partnerships with the Town.</p> <p>The Town reserves the right to terminate an existing sponsorship agreement should any of the following occur:</p> <ul style="list-style-type: none"> • The sponsor organization uses the Town's name outside the parameters of the sponsorship agreement, without prior consent; • The sponsor organization develops a public image inappropriate to the Town's values and/or objectives. 	Recreation & Culture; Corporate Communications; Procurement Services; Legal Services	Manager of applicable department	

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SCHEDULE "C"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE,
OPERATIONAL OR TECHNICAL MATTERS

DEVELOPMENT & INFRASTRUCTURE SERVICES

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SCHEDULE "C"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE, OPERATIONAL OR TECHNICAL MATTERS

DEVELOPMENT & INFRASTRUCTURE SERVICES

TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
1. Cash-in-Lieu of Parking	Application to pay the Town a certain sum of money in lieu of providing parking spaces required by By-law.	Cash-in-Lieu of Parking Policy, Development and Infrastructure Services/Planning and Building Report 2014-07	Staff are delegated the authority to negotiate and execute agreements subject to conditions set out in the Cash-in-Lieu of Parking Policy.	Engineering Services; Public Works Services; Planning and Building Services; By-laws; and Ward Councillor.	Director of Planning and Building Services	
2. Road Closure	Temporary or short-term highway closures (7 days or less) for repairs and/or improvements to a highway (including road cuts) or services/utilities under or adjacent to a highway	Municipal Act 2001, S.O. 2001 C.25 sections 9 and 23.3	a) Upon recommendation by Public Works Services; b) in the event of any emergency as determined by the Director of Public Works Services and/or Director of Engineering Services, or in the event that capital improvements to a highway must be completed as determined by the Director of Public Works Services and/or the Director of Engineering Services, the road may be closed without prior notification; and c) all applicable departments, agencies and residents shall be notified of the highway closure as soon as possible.	York Region Police; Manager of Medical Emergency Services; Commissioner of applicable department; Engineering Services; Public Works Services; Planning and Building Services; By-laws; York Region Transit; York Region Rapid Transit; Fire Department; Parks; Recreation and Culture; Mayor; Regional Councillor and Ward Councillor.	Manager of Operations	2007-114
3. Road Closure	Authorization of temporary or short term highway closures (4 days or less) for social, recreational or community purposes	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3(2)	a) Applicant to provide a certificate of Insurance in a form satisfactory to the Clerk; b) applicant to comply with all applicable by-laws;	York Region Police, Manager of Medical Emergency Services; Commissioner of applicable department; Public Works Services; Engineering Services; Legislative	Manager of Operations	2007-114

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
	involving a stationary barricade		c) applicant responsible for clean up and restoration of street in question at close of event; d) such other reasonable restrictions as in the opinion of the Director of Public Works Services and Director of Engineering Services may be required; d) and all applicable departments, agencies and residents shall be notified of the highway closure.	Services; Planning and Building Services; By-laws; York Region Transit; York Region Rapid Transit; Fire Chief; Parks; Recreation and Culture; Mayor; Regional Councillor and Ward Councillor		
4. Municipal Access Agreements	Municipal Access Agreements	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Agreement to be in a form satisfactory to the Director of Public Works Services and Municipal Solicitor; and b) any permit, legal fees or other costs as determined by the Town from time to time shall be paid.	Commissioner of applicable department; Engineering Services; Public Works Services; Commissioner of Legal Services; Municipal Solicitor.	Director of Public Works Services	2007-114
5. Pre-Servicing Agreement	Pre-Servicing Agreement	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	Agreement to be in substantially the same form as the standard Agreement attached hereto as Appendix 2.	Development Coordination Committee	Director of Engineering Services	2001-113 2007-114
6. Heritage Easements	Heritage Easement Agreements	Ontario Heritage Act, R.S.O. 1990 c. 0.18 s.37; Municipal Act 2001, S.O. 2001 C.25 sections 9 and 23.3; By-law 2003-141	In accordance with the terms, conditions and provisions of By-law 2003-141 as amended or any successor By-law; and Agreement to be in substantially the same form as the standard form Heritage Easement Agreement attached hereto as Appendix 7.	Heritage Newmarket; Planning Department; Municipal Solicitor	Director of Planning and Building Services or as otherwise directed by By-law 2003-141 as amended, or any successor By-law	2004-207 2007-114

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
7. Site Plan Review	Application consideration		a) Any industrial, commercial or institutional building not abutting residential; b) Any industrial, commercial or institutional building abutting residential but not exceeding 5,000 square feet in size; c) Any development not being undertaken by public authorities and/or agencies, i.e. Federal, Provincial, Regional, Town, School Boards, and Hospital; d) Any development not within a Community Improvement Plan Area and not within Special Policy Areas; and Any parking area not abutting residential. The Staff Development Review Team will review the above types of applications to ensure compliance with Town bylaws and standards, to assess community impact in connection with noise, dust, odour, traffic, visual (height), grading, interface compatibility, etc. All development applications will require a registered Site Plan Agreement and submission of securities from the owner. Members of Council will be advised of all applications and any Member of Council or Applicant may request that a Delegated Site Plan Review application be "bumped up" to a Full Site Plan Review.	Staff Development Review Team and Fire Chief	Director of Planning and Building Services	2007-114
8. Temporary Sales Office	Agreement or structure	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	Agreement to be in substantially the same form as the standard Agreement attached hereto as Appendix 1.	Development Coordination Committee and Building Services	Director of Planning and Building Services	2001-113 2007-114

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
9.	Site Plan Agreement	Agreement (including amendments to Site Plan Agreements)	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3; <i>Planning Act</i> s.41(7)	Agreement to be in substantially the same form as the Standard Agreements attached hereto as Appendix 5A and 5B. Any amendments to Site Plan Agreements shall be limited to non-financial or other minor conditions.	Site Plan Review Committee; Technical Review Committee; Planning and Building Services; By-laws; Municipal Solicitor; Engineering Services and Public Works Services and Fire Chief	Director of Planning and Building Services 2007-114
10.	Subdivision	Subdivision Agreement (including amendments to Subdivision Agreements)	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3; <i>Planning Act</i> s.51(26)	Agreement to be in substantially the same form as the Standard Agreements attached hereto as Appendix 4A and 4B. Any amendments to subdivision agreements shall be limited to non-financial or other minor conditions.	Engineering Services; Public Works Services; Planning; Parks; Municipal Solicitor; Town Development Coordinator and Fire Chief	Development Coordination Committee 2002-9 2006-177 2007-114
11.	Spine Servicing Agreement	Spine Servicing Agreement	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	Agreement to be in the standard form approved by the Municipal Solicitor and Development Coordination Committee.	Development Coordination Committee and Fire Chief	Development Coordination Committee 2007-114

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
12. Model Home Permits, Acknowledgement and Indemnity	Issuance of Model Home Permits, Agreements of Undertaking, Acknowledgement and Indemnity	Municipal Act 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Agreements to be in substantially the same form as the Agreements attached hereto as Appendix 6; and b) the maximum number of model home permits issued in respect of any one development shall not exceed 10% of the lots draft approved; c) the Undertaking, Acknowledgement and Indemnity – Model Home permit must be executed by the Builder and the developer; d) performance security in an amount determined as reasonable by the Chief Building Official for the first model home permit and in such other amount for every additional two model homes is filed with the Town; and e) provided the Director of Public Works Services and Director of Engineering Services and the Director of Planning have no objection to the issuance of model home permits.	Development Coordination Committee; Building Services; Director of Public Works Services; Director of Engineering Services; and the Director of Planning	Development Coordination Committee, Chief Building Official or Director of Planning and Building Services	2007-114

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
13. Fence variance policies	Amending the Policies and Procedures for Fence Variances as required	Council Extract dated Sept 21/09 <i>Municipal Act, 2001, S.O. 2001 C.25 sections 10(2), 10, 99, 23.3</i>	Bylaw 2009-79 Erection and Maintenance of Signs and advertising devices Section 36	Legal; Planning and Building Services; By-laws; Engineering Services; Finance; Recreation & Culture; Public Works Services and Fire	Director of Planning and Building Services	2001-2 2009-79 2007-114
14. Conditional Building Permit	Authority to enter into an agreement for a conditional building permit.	<i>Building Code Act S.O. 1992 Chapter 23, as amended</i>	The Chief Building Official has discretion to issue a Conditional Permit where unreasonable delays would occur if a Conditional Permit is not granted.	Municipal Solicitor; Planning Services; Building Services; Engineering Services	Chief Building Official	
15. Approve application for Heritage permits	Approval of applications for Heritage Permits for buildings designated under Part IV of the <i>Ontario Heritage Act</i> . (Individual Designation)	<i>Ontario Heritage Act</i> Section 33.15	d) Applies to all alterations to a property designated under Part IV of the <i>Ontario Heritage Act</i> e) Does not apply to applications for demolition or removal of a designated building from a property. Where a heritage permit is denied, the applicant can appeal this decision to Council.	Heritage Newmarket Advisory Committee; Ward Councillor; Planning and Building Services	Director of Planning and Building Services or Senior Planner – Community Planning	
16. Approve application for Heritage permits	Approval of applications for user Permits for buildings designated under Part V of the <i>Ontario Heritage Act</i> . Within a Heritage Conservation District	<i>Ontario Heritage Act</i> Section 33.15	a) Applies to all alterations to a property designated under Part V of the <i>Ontario Heritage Act</i> b) Does not apply to applications for demolition or removal of a designated building from a property. Where a heritage permit is denied, the applicant can appeal this decision to Council.	Lower Main Street South Advisory Group; Ward Councillor; Planning and Building Services	Director of Planning and Building Services or Senior Planner – Community Planning	

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TYPE OF AGREEMENT	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
17. Approval of Final Acceptance & Assumption of Subdivision Works	Final Acceptance & Assumption of Subdivision Works	s.51(25) <i>Planning Act</i> and applicable Subdivision Agreement	a) Final acceptance and assumption of subdivision works shall be reviewed upon receiving a recommendation from the Town's 'Checking Consultant'; b) All applicable departments shall be notified of the request for final acceptance and assumption for their review and recommendation.	Engineering Services, Public Works Services, Planning, Finance, Legal Services	Director, Engineering Services	

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SCHEDULE "D"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE,
OPERATIONAL OR TECHNICAL MATTERS

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

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SCHEDULE "D"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE, OPERATIONAL OR TECHNICAL MATTERS

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
1.	Acquisition of Lands	The acquisition of land or any interest in land (except for a leasehold interest) including agreements of purchase and sale respecting road widenings, minor conveyances, remnant pieces of land and approved capital projects.	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11, 23.3 and 270	a) That sufficient funds be available within the departmental budgets approved by Council; b) the acquisition price shall be at or below fair market value; c) fair market value shall be determined by appraisal, including the criteria to determine value, unless an appraisal would not be practical or economical; d) the authority related to fair market value shall only be exercised in accordance with the financial limits set out in the Procurement By-law (By-law 2011-74 as amended from time to time or any successor By-law); and e) the acquisition shall be on terms and conditions and in a form satisfactory to the Municipal Solicitor.	Development Coordination Committee; Planning; Commissioner of applicable department; Recreation and Culture; Engineering Services; Public Works Services; Municipal Solicitor (where practical)	Chief Administrative Officer and Municipal Solicitor	2007-114
2.	Acquisition of Lands	The negotiation of the acquisition of land or any interest in land (except for a leasehold interest) not otherwise	<i>Municipal Act</i> , 2001, S.O. 2001 C.25 sections 9, 11, 23.3 and 270	a) That sufficient funds be available within the property reserve accounts; b) property must be for purposes associated with Town Initiatives such as but not limited to the protection of environmental land, open space, parks, trails and operations facilities; c) the acquisition shall be on terms and	Chief Administrative Officer; Mayor; Engineering Services; Public Works Services; and Commissioner of applicable department or Municipal Solicitor (where practical)	CAO	2007-114

ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
		provided for in an approved budget.		conditions and in a form satisfactory to the Municipal Solicitor. d) the terms and conditions of any Offer to Purchase shall include a term that the Offer is conditional upon approval by Council; and e) Council shall approve any Offer to Purchase.			
3.	Surplus Lands	Dispositions of land or any interest in land (except for a leasehold interest) Agreements of Purchase and Sale	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11, 23.3 and By-law 1995-43; Sale of Land By-law 1995-43	Disposal of surplus lands will follow the process and conditions set out in policy LEGAL 1-01.	Legal; Planning and Building Services; By-laws; Engineering Services; Finance; Recreation & Culture; Public Works Services; and Fire	Chief Administrative Officer and Municipal Solicitor	2007-114
4.	Leases		<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Rent be at fair market value; b) That fair market value be determined by appraisal including the criteria used to determine value, unless an appraisal would not be practical or economical; c) The authority related to fair market value shall only be exercised in accordance with the financial limits set out in the approved budget; d) The lease shall be on terms and conditions and in a form satisfactory to the Municipal Solicitor; e) Renewal of existing leases is delegated to staff provided that the terms are equal to or better than the terms approved by Council for the initial term of a lease.	Municipal Solicitor and Commissioner or Directors of applicable Department; Engineering Services; Public Works Services	Chief Administrative Officer; Director of the applicable department; or Commissioner of applicable department.	2007-114

ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
5.	License Agreements		<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11 and 23.3	a) Rent be at fair market value; b) That fair market value be determined by appraisal including the criteria used to determine value, unless an appraisal would not be practical or economical; c) The authority related to fair market value shall only be exercised in accordance with the financial limits set out in the Procurement By-law as amended or any successor Procurement By-law.	Municipal Solicitor and Commissioner or Directors of applicable Department; Engineering Services; Public Works Services	Chief Administrative Officer; Director of the applicable department; Commissioner of applicable department	2007-114
6.	Remnant Lands	Dispositions of remnant pieces of land through the subdivision and/or site plan process.	<i>Municipal Act</i> 2001, S.O. 2001 C.25 sections 9, 11, 23.3 and By-Law 1995-43	Disposal of surplus lands will follow the process and conditions set out in policy LEGAL 1-01. If the remnant piece is part of an unopened road allowance, notice of the disposition shall be provided to all utility companies.	Legal; Planning and Building Services; By-Laws; Engineering Services; Finance; Recreation & Culture; Public Works Services; Fire; including Development Coordination Committee	CAO and Municipal Solicitor	1995-43
7.	Section 275 powers	Restricted powers during 'name-duck' Council.	<i>Municipal Act</i> 2001, S.O. 2001 section 275 ss. 3	The CAO is delegated the ability to exercise powers listed under section 251 (3) of the <i>Municipal Act</i> , subject to previously existing Town policies.	Municipal Solicitor and Commissioner or Directors of applicable departments	CAO	

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ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	AUTHORITY	FORMER BY-LAW NO.
8.	General operating agreements and agreements required by law	Standard agreements to facilitate the daily operations of departments and agreements to carry out works within the scope of Council-approved projects.	<i>Municipal Act 2001</i> , s.o. c 25 Section 227	Staff are delegated the ability subject to signing authority approval set out in this bylaw to prepare and sign such agreements as are necessary for the corporation's operations or are required under provincial or federal legislation. Such agreements must either have no budgetary impact or be provided for in an approved budget.	Applicable operating department	Director of the applicable department	
9.	Administrative policies and powers	Adoption, amendment, and execution of administrative powers and policies	<i>Municipal Act 2001</i> , s.o. c 25 Section 227	The CAO is delegated the ability to adopt, modify, execute, and repeal such policies as are necessary for the management of employees, contractors, and daily operations of the Town.	Such departments or positions as are deemed necessary at the discretion of the CAO.	CAO	

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SCHEDULE "E"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE,
OPERATIONAL OR TECHNICAL MATTERS

CENTRAL YORK FIRE SERVICES

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SCHEDULE "E"

PROCEDURE FOR APPROVAL OF ADMINISTRATIVE, OPERATIONAL OR TECHNICAL MATTERS

CENTRAL YORK FIRE SERVICES

ITEM	TYPE OF AUTHORITY	MATTER TO BE APPROVED	LEGISLATIVE AUTHORITY	TERMS, CONDITIONS AND LIMITATIONS	COMMENTING DEPARTMENTS	APPROVAL AUTHORITY	FORMER BY-LAW NO.
1.		Updating Town Emergency Plan	<i>Municipal Act</i> 2001, S.O. 2001 sections 9 and 23.3 <i>Emergency Management and Civil Protection Act</i> R.S.O. 1990, c.E-9; By-law 2004-208 as amended	a) Make changes that are necessary including, but not limited to, all contacts, names, titles, phone number amendments related to changes in the organizational structure, procedures, editorial changes and other pertinent information required to keep the Plan up-to-date and accurate; and b) Updated plan to be submitted by the Town Clerk and circulated by the Town Clerk to all departments, agencies, government bodies and affected persons.	All	Fire Chief	2007-114

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**CORPORATION OF THE TOWN OF NEWMARKET****BY-LAW NUMBER 2016-18****A BY-LAW TO ADOPT AMENDMENT NUMBER 13 TO THE TOWN OF NEWMARKET OFFICIAL PLAN**

The Council of the Corporation of the Town of Newmarket, in accordance with the provisions of Sections 17(22) and 21 of the Planning Act, RSO 1990, c.P. 13, hereby enacts as follows:

1. Amendment Number 13 to the Town of Newmarket Official Plan, consisting of the following explanatory text and attached schedule, is hereby adopted.
2. This By-law shall come into force and take effect on the day of the final passing thereof.

ENACTED THIS 25TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

**AMENDMENT NO. 13
TO THE
TOWN OF NEWMARKET
OFFICIAL PLAN**

AMENDMENT NO. 13

TO THE

NEWMARKET

OFFICIAL PLAN

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PART A – PREAMBLE

1.0 PURPOSE OF THE AMENDMENT

The purpose of this amendment is to amend the policies applying to certain lands identified on Map Number 1, in the Town of Newmarket, being within the *Business Park – Mixed Employment* designation to permit outdoor storage on the lands.

2.0 LOCATION

The lands subject to this amendment are located at 429 and 445 Harry Walker Parkway South further described as part of Part 8 of Part of Lot 31, Concession 3, PIN 03619-0055; Parts 7, 9, and 10 of Part of Lot 31, Concession 3, PIN 03619-0055, PIN 03619-0089, PIN 03619-0117; part of Part 1 of Lot 3, Plan 65M-3804, PIN 03619-0213; Part 2 of Lot 3, Plan 65M-3804, PIN 03619-0213; and Part 6 of Block 6, Plan 65M-3804, PIN 03619-0216.

The subject lands are located on the east side of Harry Walker Parkway South, north of Mulock Drive. The subject land is shown more particularly on Map Number 1, which is appended for information purposes only.

3.0 BASIS OF THE AMENDMENT

Council has enacted this amendment in response to the following:

- 3.1 A request by the Regional Municipality of York for an official plan amendment and zoning by-law amendment to permit outdoor storage for a snow storage facility.
- 3.2 The Subject Lands are within the *Business Park – Mixed Employment* area on Schedule A, the Land Use Plan to the Newmarket Official Plan. The intent of this designation is to provide for the employment needs of the Newmarket community. The main permitted uses of the Mixed Employment designation include business and professional offices and research and development facilities. The specific policies indicate that outdoor open storage of goods, materials, and equipment associated with any Mixed Employment use shall not be permitted.
- 3.2 The proposed snow storage facility will form part of a larger development by the Regional Municipality of York including proposed York Regional Police and Emergency Medical Services buildings. The proposed snow storage facility will be located at the eastern edge of the property adjacent to Highway 404, reducing the visibility of outdoor storage. Furthermore, landscaping and berms will be accommodated on site through the Site Plan process to assist in the visual screening of the facility. This provides for appropriate setbacks from Harry Walker Parkway and the rest of the Business Park area.

- 3.3 As such the proposed development conforms to the intent, goals and strategic directions of the Official Plan. The addition of permission of outdoor storage use to the subject lands in the *Business Park – Mixed Employment* area is appropriate.

PART B – THE AMENDMENT

All of this part of the document entitled “Part B – The Amendment”, consisting of the following text constitutes Amendment No. 13 to the Newmarket Official Plan.

1.0 POLICIES

The Newmarket Official Plan is hereby amended as follows:

Section 6.3.2.3 of the Town of Newmarket Official Plan is hereby amended by adding to the existing *Business Park – Mixed Employment* policies:

- a) Notwithstanding Section 6.3.2.3, outdoor storage is a permitted use in the area designated as *Business Park – Mixed Employment* on the lands located at 429 and 445 Harry Walker Parkway South Queen Street further described as Parts 7, 8, 9, and 10 of Part of Lot 31, Concession 3, PIN 03619-0055, PIN 03619-0089, PIN 03619-0117; Parts 1 and 2 of Lot 3, Plan 65M-3804, PIN 03619-0123; and Part 6 of Block 6, Plan 65M-3804, PIN 03619-0216,

2.0 SCHEDULE

There is no change to Schedule A – Land Use Plan

3.0 IMPLEMENTATION AND INTERPRETATION

This Amendment to the Official Plan will be implemented as follows:

- a) Zoning By-law

It is Council's intent to implement the Amendment, in part, by enacting an appropriate zoning by-law pursuant to the provisions of the Planning Act, R.S.O. 1990, C.P. 13, on the lands affected by this Amendment.

- b) Site Plan Approval

It is Council's intent to implement this Amendment, the land use designations and policies of this Plan, and a high standard of site layout and design by requiring site plan approval pursuant to the provisions of the Planning Act, on the Lands affected by this Amendment.

PART C: THE APPENDIX:

The following appendix does not constitute part of this Amendment and is included for information purposes only.

1. MAP 1

Map 1, which shows the location of the subject land on an excerpt from the Town's Official Plan is for information purposes only.





CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-19

A BY-LAW TO AMEND BY-LAW NUMBER 2010-40, AS AMENDED, BEING A ZONING BY-LAW (429 and 445 Harry Walker Parkway South)

WHEREAS it is deemed advisable to amend By-Law Number 2010-40 as amended;

THEREFORE BE IT ENACTED by the Municipal Council of the Corporation of the Town of Newmarket as follows:

THAT By-law Number 2010-40 be is hereby further amended by:

1. Adding the following regulations relating to the Mixed Employment Exception 107 (EM-107) Zone to Section 8.1.1 List of Exceptions:

Exception 107	Zoning EM-107	Map 15	By-Law Reference 2016-19	File Reference D14-NP-16-01
i) Location: 429 and 445 Harry Walker Parkway South ii) Uses: a. <i>Outdoor storage</i> of snow shall also be permitted. iii) Development Standards: a. Parking Space requirements: Police Station: 200 spaces				

ENACTED THIS 25TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-21

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL
– APRIL 25, 2016.

WHEREAS s. 5(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that the powers of a municipal corporation shall be exercised by its Council;

AND WHEREAS s. 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that a municipal power, including a municipality's capacity, rights, powers and privileges, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS the Council of the Town of Newmarket deems it advisable to pass such a by-law;

THEREFORE BE IT ENACTED by the Council of the Corporation of the Town of Newmarket as follows:

1. THAT subject to Section 3 of this by-law, every decision of Council, as evidenced by resolution or motion, taken at the meeting at which this by-law is passed, shall have the same force and effect as if each and every one of them had been the subject matter of a separate by-law duly enacted;
2. AND THAT the execution and delivery of all such documents as are required to give effect to the decisions taken at the meeting at which this by-law is passed and the resolutions passed at that meeting are hereby authorized;
3. AND THAT nothing in this by-law has the effect of giving to any decision or resolution the status of a by-law where any legal prerequisite to the enactment of a specific by-law has not been satisfied;
4. AND THAT any member of Council who disclosed a pecuniary interest at the meeting at which this by-law is passed shall be deemed to have disclosed that interest in this confirmatory by-law as it relates to the item in which the pecuniary interest was disclosed.

ENACTED THIS 25TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk