

## **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. Mayor and Members of Council, along with Ms. Beth Sinyard, Curator, Elman W. Campbell Museum Board to present awards to Heritage Art Contest participants.

Melinda Schnalzer - 'Spring Morning Walk'  
Elizabeth Nicholas - 'St. Andrew's Presbyterian Church'  
Pat Goodeve - 'Bus Stop Waiting'  
Jill Evertman - 'Historic Newmarket Train Station'  
N.C. (Ted) Fletcher - 'Footbridge over Fairy Lake'

2. Ms. Amanda Knegje, President, and Mr. Michael Blackburn, Vice-President - Parents, Families and Friends of Lesbians and Gays (PFLAG) Canada - York Region to address Council to highlight PFLAG and their work in the community.

Members of Council to present Certificate of Proclamation to Ms. Knegje and Mr. Blackburn recognizing June 11 to 19, 2016 as Pride Week in the Town of Newmarket.

3. The Fire Chief to present the Central York Fire Services 2015 Annual Report. p. 1

## **Deputations**

4. Mr. Ryan Michaels, Territory Manager, Central Ontario, Canadian Diabetes Association to address Council regarding the CDA Clothesline Program. p. 15

## **Approval of Minutes**

5. Council Minutes of June 7, 2016.

## **Reports by Regional Representatives**

### **Reports of Committees and Staff**

6. Joint Council & Library Board Workshop Minutes of June 15, 2016. p. 39
7. Joint Council & Library Board Workshop (Closed Session) Minutes of June 15, 2016.
8. Committee of the Whole Minutes of June 20, 2016. p. 42
9. Committee of the Whole (Closed Session) Minutes of June 20, 2016.

### **By-laws**

- |         |  |       |
|---------|--|-------|
| 2016-32 | A By-law to lift 0.3M Reserves and Dedicate Certain Lands as a Public Highway. (Clearmeadow Boulevard, Rannie Road, Rita's Avenue located within Southwest Newmarket - Ward 6) | p. 58 |
| 2016-33 | A By-law to regulate the licensing and governing of clothing donation bins.  | p. 59 |
| 2016-34 | A By-law for the licensing, regulating and governing of Taxicab Brokers, Owners and Drivers.   | p. 64 |
| 2016-35 | A By-law to Amend By-law 2010-40 being a Zoning By-law. (Kingmount GH (Davis) Investment Ltd. - 345 and 351 Davis Drive)   | p. 85 |

## **Notices of Motions**

### **Motions**

### **Announcements & Community Events**

### **New Business**

## **Closed Session (if required)**

14. Personal matters about identifiable individuals per Section 239 (2) (b) of the Municipal Act, 2001 - Excerpt from Appointment Committee (Closed Session) Minutes of May 16, 2016 - Item 2 - Recommending Appointment of representatives to the Main Street District Business Improvement Area Board of Management. (if required) (Deferred from the June 20, 2016 Committee of the Whole meeting)

## **Confirmatory By-law**

2016-36      A By-law to confirm the proceedings of Council - June 27, 2016.      p. 88

## **Addendum (Additions and Corrections)**

16. Mr. Glenn Wilson to address Council regarding deferral of an appointment to the Main Street District Business Improvement Area Board of Management.      p. 89
17. Development and Infrastructure Services - Engineering Services 2016-31 dated June 27, 2016 regarding York Region Municipal Streetscape Partnership Program - Streetscape Improvements at Bathurst Street/Davis Drive.      p. 90

The Commissioner of Development and Infrastructure Services and Director of Engineering Services recommend:

a) THAT Development and Infrastructure Services Report - ES2016-31 dated June 27, 2016 regarding "York Region Municipal Streetscape Partnership Program - Streetscape Improvements at Bathurst Street/Davis Drive" be received and the following recommendations be adopted:

i) THAT the Engineering Services Department be authorized to submit an application under the Municipal Streetscape Partnership Program offered by York Region for the construction of the streetscape improvements in front of the gateway entrance feature sign at the intersection of Bathurst Street and Davis Drive;

ii) AND THAT, once the streetscape improvements are complete, they be maintained by the Town at its sole cost.

## **Adjournment**

# 2015 Annual Report

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# Message from the Chief



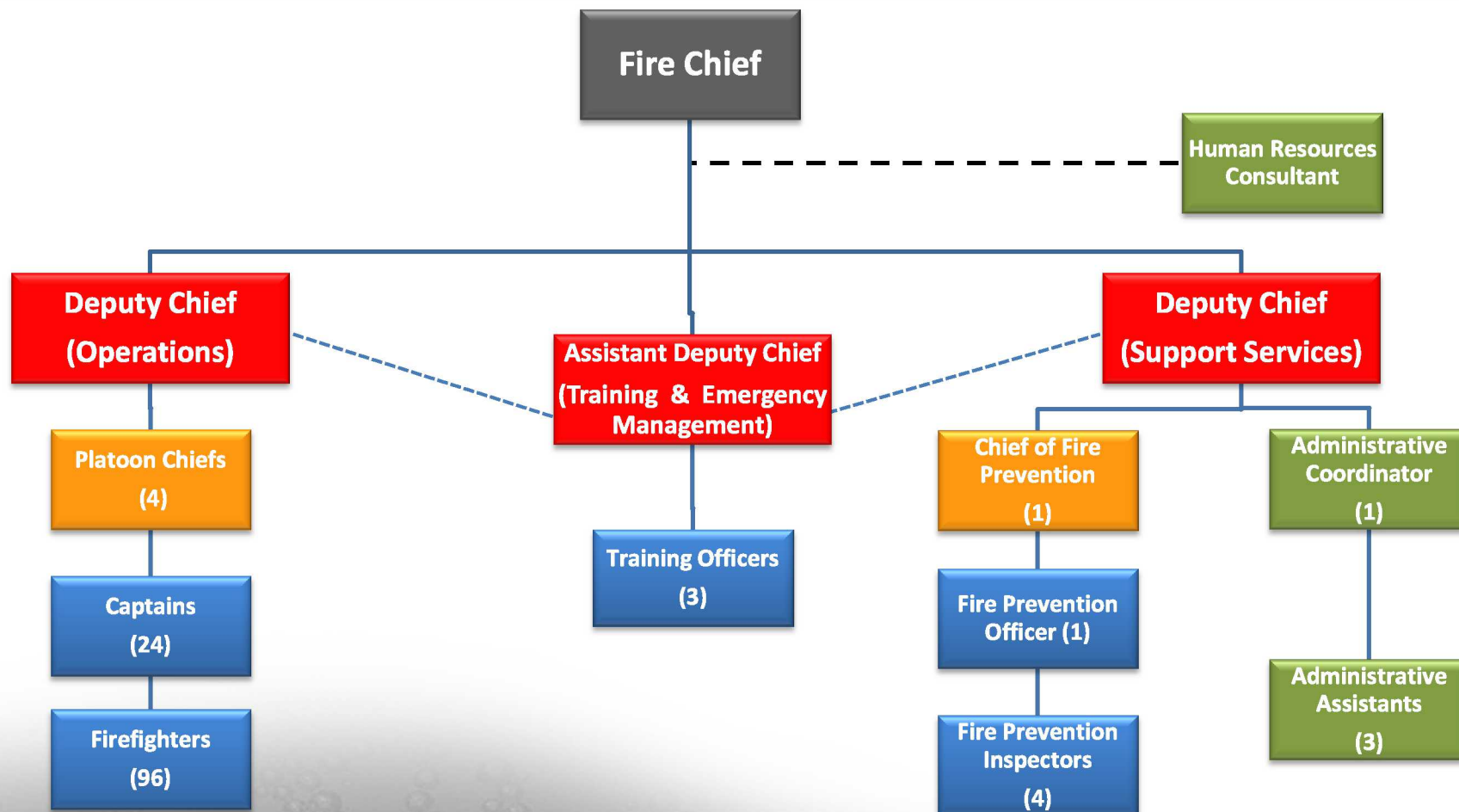
Central York Fire Services staff are well trained and well equipped to undertake the variety of challenges presented to modern-day fire services. Our dedicated staff endeavour to protect the residents of Aurora and Newmarket and their property from a wide variety of incidents.

On behalf of all CYFS staff, I would like to acknowledge the continued support from JCC, both councils and the public in our efforts to improve fire prevention and protection services to the residents and visitors to Aurora and Newmarket.

As Fire Chief, I am proud of the accomplishments that CYFS staff have attained and look forward to our continued success in Fire Prevention and Public Safety.

Ian Laing  
CEMC, CMM III, CFO, DPA

# Organizational Chart



# Fire Protection Services



**Fire Protection Services are provided in accordance with the Ontario Office of the Fire Marshal's "Three Lines of Defence"**

 *Public Education & Fire Prevention*

 *Fire Safety Standards & Code Enforcement*

 *Emergency Response*



# Stay Fire Smart Campaign



- 8,966 homes were visited in 2015
- 1907 homes were visited by Smoke Alarm Students
- 26,104 homes out of the approximately 42,000 homes have been completed since 2013



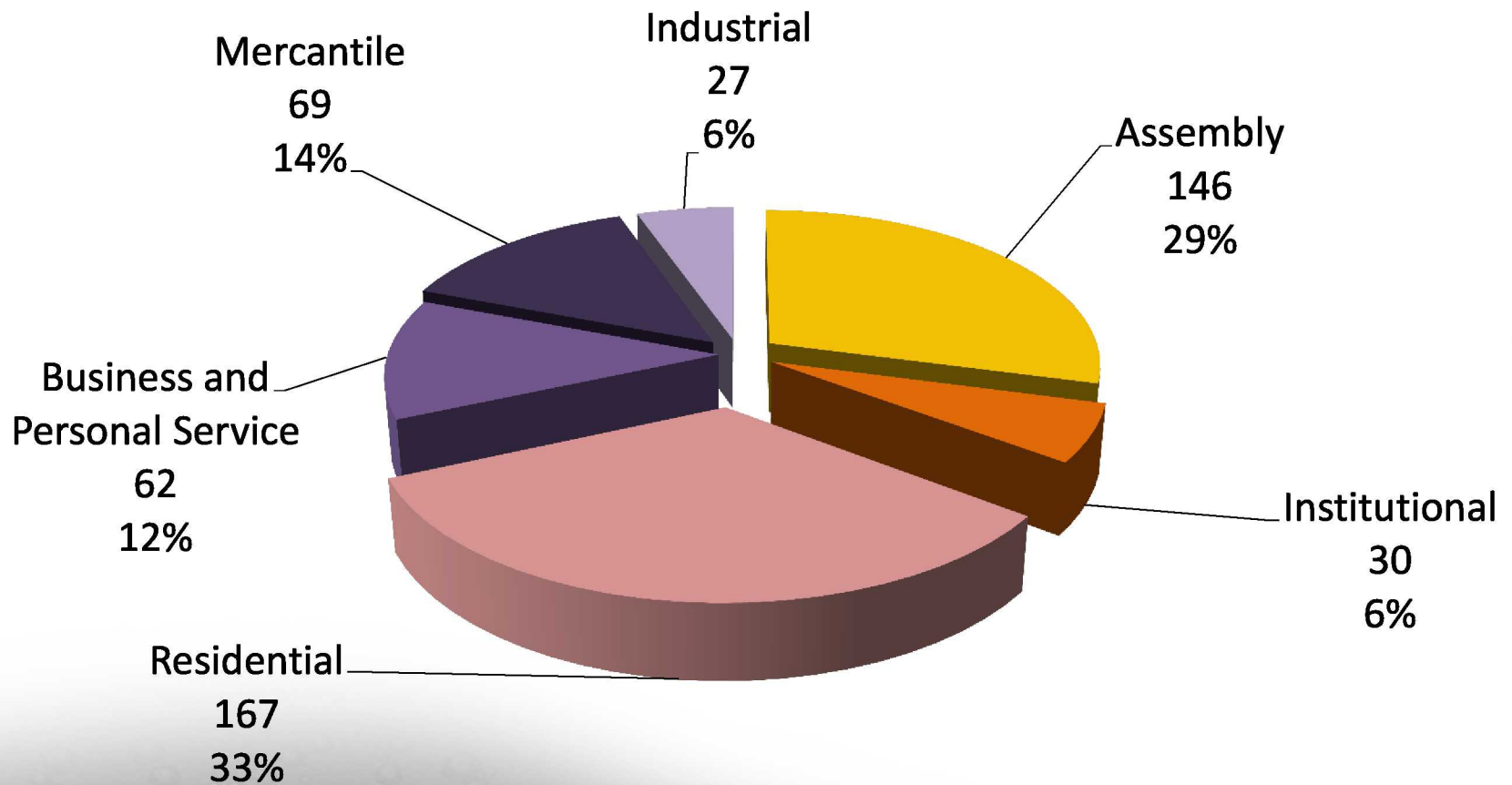
# Vulnerable Occupancies



## Nursing Homes and Retirement Homes

- 19 facilities in primary response area
- Fire Prevention staff conduct annual inspections
- Evacuation drills required in the annual inspections
- Fire Code Changes – all care facilities will require sprinkler protection under new legislation
- 16 facilities currently have sprinkler protection

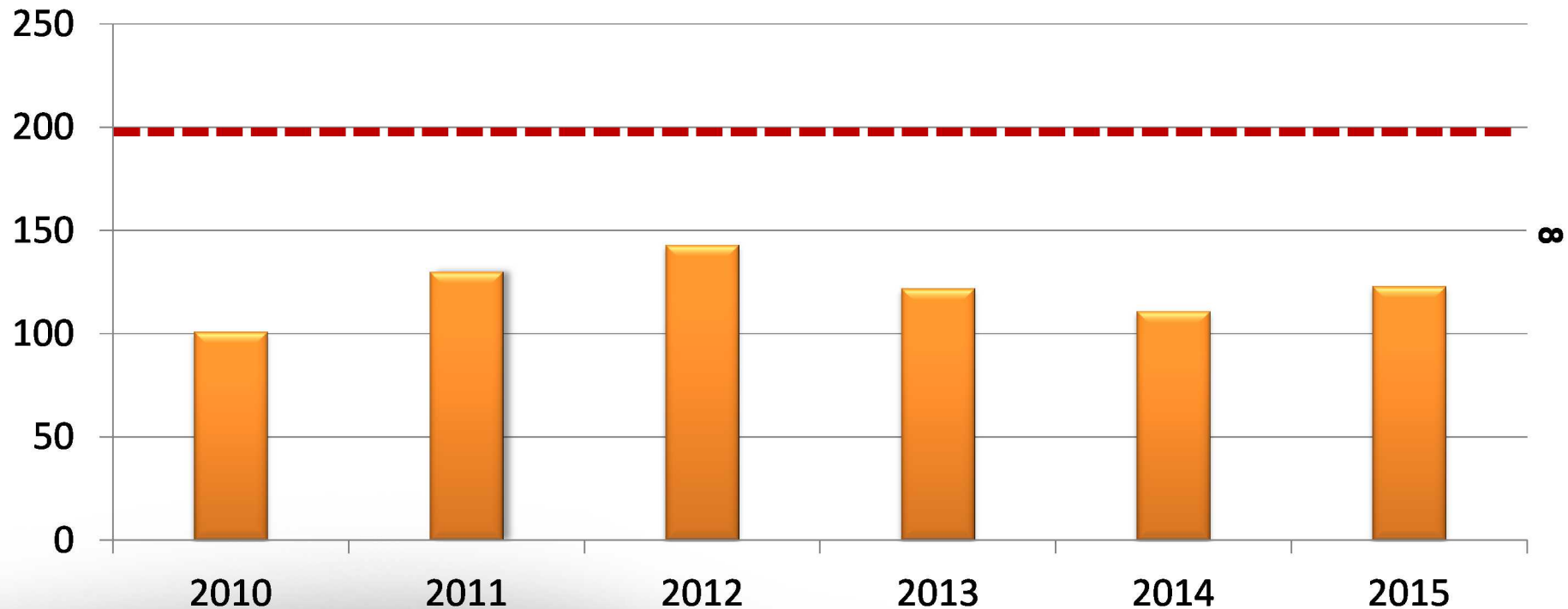
# Fire Code and OBC Inspections



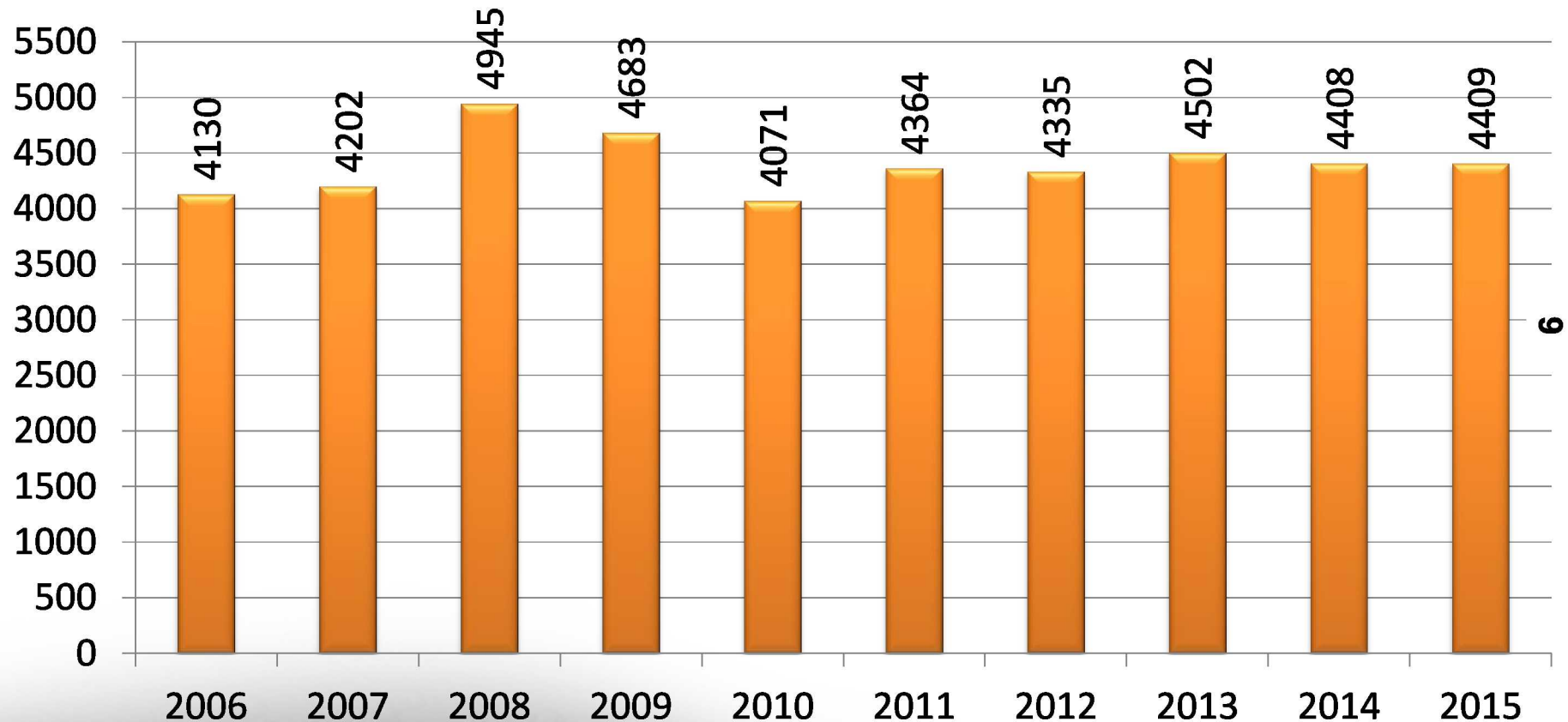
# Staff Training Hours



**Average Training Hours per Firefighter**

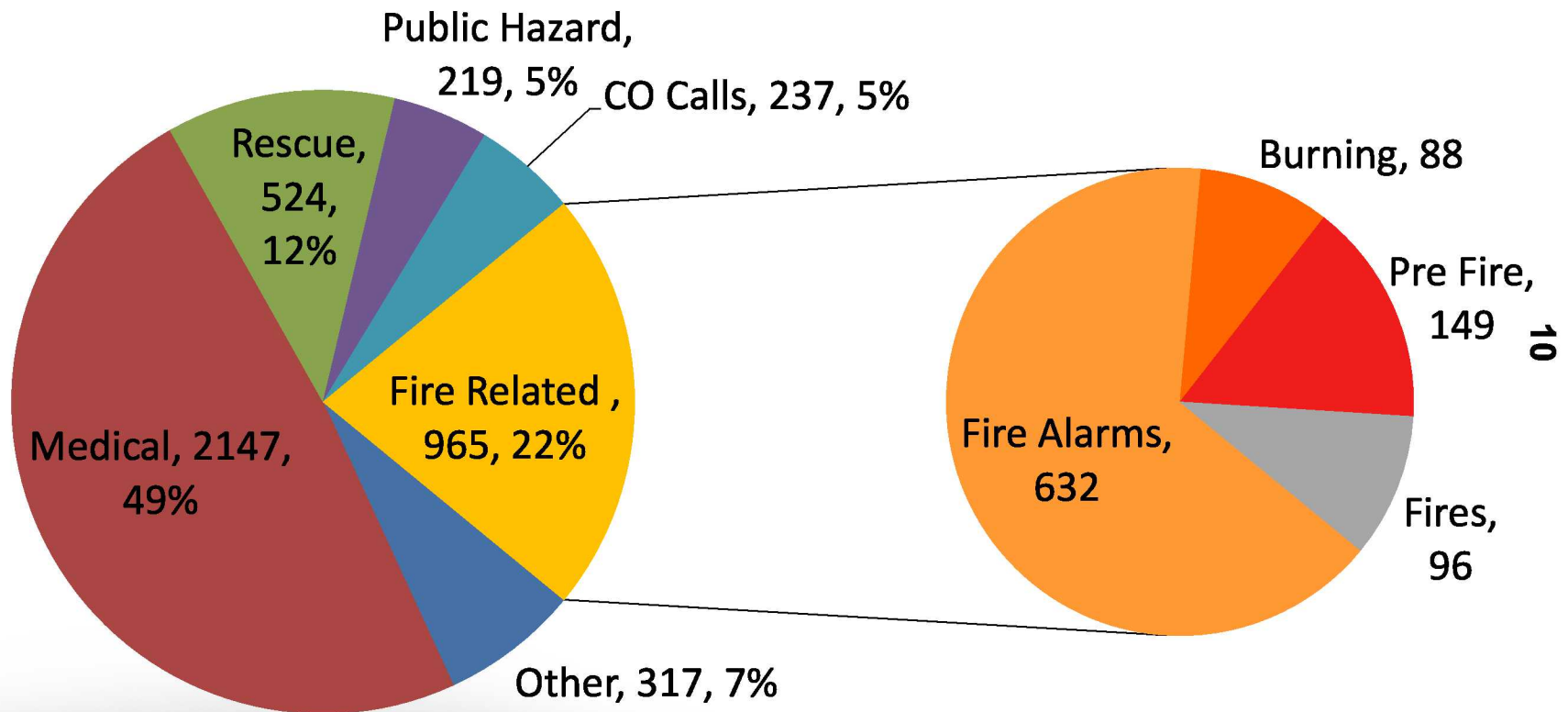


# Emergency Response Data

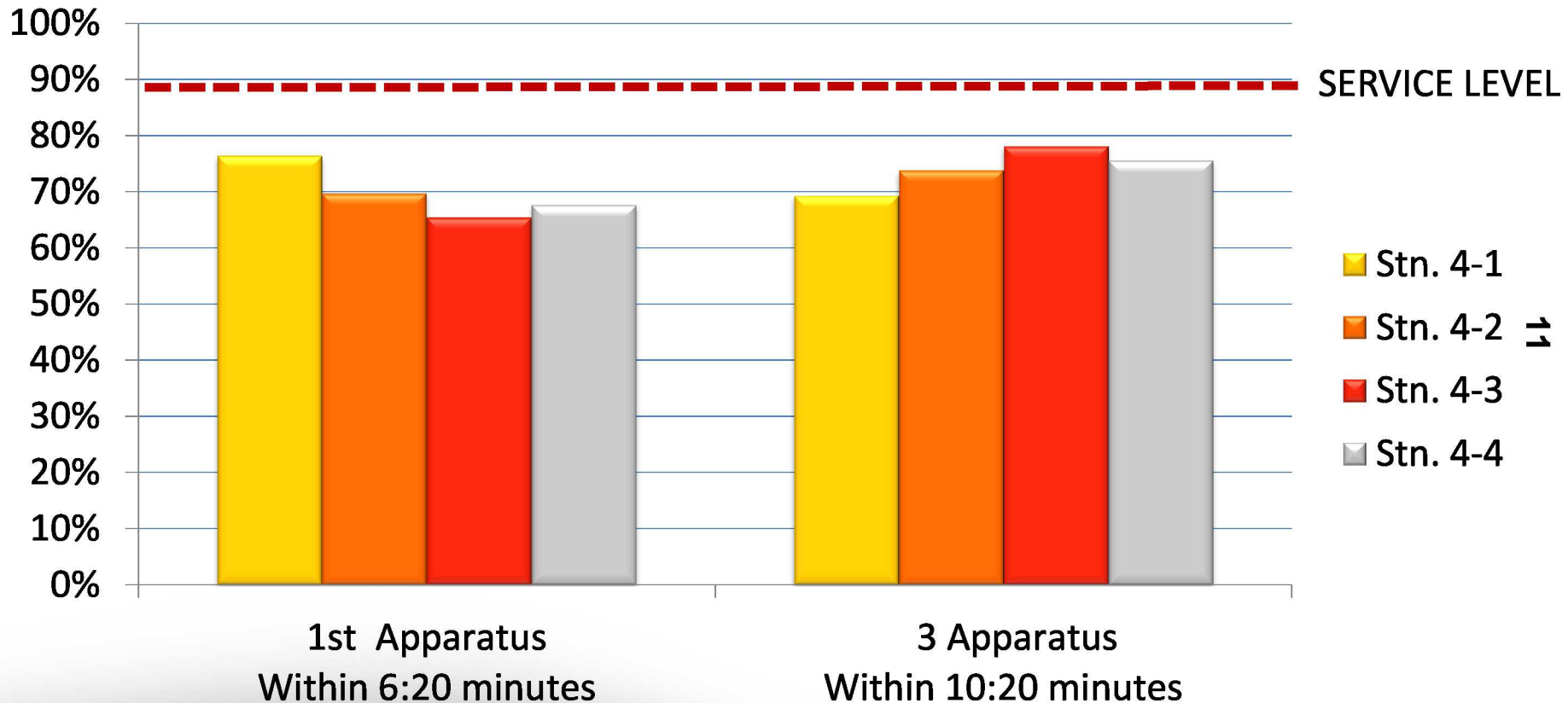




# Emergency Response Type



# Response Times



# Budget



2015	OPERATING BUDGET	CAPITAL BUDGET	OPERATING SURPLUS
TOTAL	\$23,070,791	\$1,194,000	393,015
AURORA 40.23%	\$9,281,379	\$480,346	158,110
NEWMARKET 59.77%	\$13,789,412	\$713,654	\$234,905

# Continuing challenges



- Proposed changes to FPPA
- Coroners Inquest recommendations
- CYFS Level of Service
- NFPA 1710 & 1730
- New Fire Station
- Department Consolidation



# 2015 Annual Report

Presented by Chief Laing  
June 2016



### Deputation and Further Notice Request Form

Please complete this form to speak at a meeting of Town Council or Committee of the Whole or to receive further notification regarding an item on the agenda. If filling out by hand please print clearly.

Please email to [clerks@newmarket.ca](mailto: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

Name: <b>Ryan Michaels</b>	
Organization / Group/ Business represented: <b>Canadian Diabetes Association Clothesline Program</b>	
Address: <b>1400-522 University Ave, Toronto</b>	Postal Code: <b>M5G 2R5</b>
Daytime Phone No:	Home Phone:
Email:	Date of Meeting: <b>June 27, 2016</b>
Is this an item on the Agenda? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Agenda Item No:
<input checked="" type="checkbox"/> I request future notification of meetings	<input checked="" type="checkbox"/> I wish to address Council / Committee
Describe in detail the reason for the deputation and what action you will be asking Council/Committee to take (if applicable): Present reasons and facts to council regarding the CDA Clothesline Program, the Clothesline Program drop box program in Canada, and why drop boxes should be allowed on institutional property within the Town of Newmarket so that council will reconsider voting yes to allow drop boxes at schools and amend By-Law 2013-22 to allow such placements going forward.	
Do you wish to provide a written or electronic communication or background information <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Please submit all materials at least 5 days before the meeting.	

#### Deputation Guidelines:

- Deputations related to items on the agenda can be accommodated up to and including the meeting day;
- Deputations related to items not on the agenda may be scheduled within sixty (60) days of receipt of this form;
- Deputations will not be heard on a matter decided upon by Council until ninety (90) days have passed from the date of the matter's disposition by Council;
- Deputations are limited to 5 minutes.

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

To: Town of Newmarket Council

Re: Canadian Diabetes Association(CDA) Clothesline Program Deputation to Town of Newmarket Council for the purpose of approving the proposed amendment to By-Law 2013-22 put forth by the (CDA) Clothesline Program to allow clothing donation drop boxes in institutional zones for the purpose of the collection of clothing and textiles.

Dear esteemed members of Council.

Given the enormous social, economic, and environmental benefits that textile recycling creates, the Canadian Diabetes Association's Clothesline Program would deeply appreciate that Council graciously consider the following information and vote to allow clothing donation drop boxes within institutional zones in the Town of Newmarket.

**Clothesline Drop Box Program at Schools in Canada, Central Ontario, the GTA and York Region:**

- All municipalities in York Region allow drop boxes on school property with the exception of Newmarket.
- In York, the municipalities of Aurora, Maple, Markham, Richmond Hill, Thornhill, Unionville, and Woodbridge have drop boxes so far.
- More than 200 Clothesline drop boxes are placed at schools across Canada providing convenient locations for donations of used clothing and textiles.
- 5 GTA School boards (including both York school boards) are in support of the drop box program at their schools with a total of 53 boxes on school property placed as of June 22, 2016. 168,000 Lbs (84 Tons) of Textiles have been diverted from local landfills as of June 22, 2016 by these 53 boxes.
- 20 boxes are located at York Catholic and York Regional schools diverting 75,000 Lbs (37 Tons) of Textiles from York Region landfills as of June 22, 2016.
- Schools that have a drop box are provided an annual fee for allowing Clothesline to place a drop box on school property. This fee is used by the school to supplement any shortage in their budget to fund bursaries, lunch programs, Green initiatives (e.g. garden, eco friendly playground structures), tech equipment like iPads, school supplies, sports equipments, educational field trips etc...
- Because 1/3 of young people in Canada aged 5-17 are obese, the CDA offers in school education about healthy lifestyle choices, diabetes awareness and prevention.
- The drop box program is in line with Eco School programs that teach young people the importance of recycling.
- There are a combined 28 YCDSB & YRDSB schools in Newmarket. If each were allowed to be involved, they could potentially divert another 140,000 Lbs from landfill annually and raise tens of thousands of dollars for the CDA and thousands for the schools as well.

**Clothesline Operational Service Plan for Drop Boxes:**

- Clothesline drop boxes at schools are placed in a spot approved by each school, keeping in mind; safety, applicable by-law requirements such as property line setbacks, sight lines for traffic flow, and egress for fire routes.
- For the first 30 days of a drop box placement Clothesline will send a service truck to empty the bin on a daily basis and remove any items outside of the bin, as well as maintain a clear path to the box in winter.
- After the first 30 days of collection data we plan an appropriate service schedule for each bin location to ensure a high level of service. We will then share this information with the school. This service schedule is completely flexible and can be changed at anytime to meet the demands of the donations received at the drop box. Clothesline will also be responsible for removing any additional items (small household items or other items) that are placed in the area surrounding the bin, keeping the area clean and presentable at all times.
- Clothesline drop boxes carry full general liability insurance
- Clothesline operates 7 days a week year round.
- Clothesline drop boxes are metal, professionally painted and refurbished when required to maintain attractive boxes.

**Why should textile diversion in institutional zones be allowed as acceptable drop points for used clothing and textiles within the Town of Newmarket?**

**Basic Market Research/Statistics**

- 85% of textiles go to landfill sites across Canada, municipalities across Canada are taking notice and textiles are becoming the next big thing in sustainability and waste management.
- Recent studies suggest Ontario generates more than **500,000 tons** of residential textile waste annually
- Studies indicate that every consumer in Canada produces 30-40 kilograms (66-88 lbs.) of textile waste per year
- On average, Canadians purchase 62 new textile items per year, plus 7 pairs of shoes per year x 36 million = waste problem - 2.2 billion garments, 252 million shoes
- Textiles account for 5-11% of all garbage in landfills
- Based on Stats Canada research, Canadians will spend \$36.7 Billion in Retail Clothing this year (2016) - more used clothes will be coming to our landfills, municipalities need to take action!
- Countries such Burundi, Kenya, Rwanda, Tanzania, and Uganda are all considering banning second-hand clothes and leather. If these bans are put into place, these clothes could potentially be staying in our domestic market, putting more pressure on our waste management infrastructure. Therefore more drop points will be needed.

**The results of an online survey conducted in 2015 by Survey Sampling International (410 valid surveys, a sufficient sample size for Ontario) found the following:**

- There is a lack of knowledge about what types of clothes can be donated.
- It showed that textiles, such as towels or bed sheets are often forgotten.
- The survey indicated that there is a need for consumer education about what can be donated.
- Those involved in textile collections need to change their communication strategies - this is where the partnership between Clothesline and the Town Newmarket is very important!
- Clothing donations are dependent on convenience and accessibility of donation boxes, only 42% of the participants know at least one spot that is very convenient to reach. These numbers suggest that for many people donation boxes are not placed in convenient locations. School are a very convenient option!

**Clothesline Program Overview:**

- Clothesline is 100% not-for-profit and is 100% owned by the Canadian Diabetes Association.
- 100% of the net proceeds from Clothesline fund CDA research, education and programs.
- Clothesline has been collecting and selling used clothing in support of the Canadian Diabetes Association (CDA) for more than 30 years.
- Clothesline collects clothing from 1.7M homes, 3,500 clothing donation boxes and 2900 partnerships.
- Clothesline services 2,500 communities across Canada from 28 regional operations.
- Clothesline donation boxes are on 3000+ sites across Canada including school boards, municipal arenas and community centres, leading property management firm properties, and some of Canada's largest corporations.
- Clothesline diverts 100 Million Pounds of Textiles from Canadian Landfills annually.
- Clothesline has worked with municipalities to help create and amend drop box By-Laws.

**Clothesline Program's Importance to the CDA and the 11 Million Canadians with Diabetes and Prediabetes:**

- CDA Services are 100% Free.
- Clothesline drop boxes generate \$10 Million yearly for the CDA to help the 11 Million Canadians affected by diabetes by funding research, education, and programs: Example: D-Camps - One drop box provides the opportunity for 2 children, youth or young adults with Type 1 Diabetes to attend one of 12 CDA National medically supervised D-Camps where they learn about diabetes management, gain increased self confidence & self esteem in a safe, fun & educational camp environment. 2400 children, youth and young adults attend camp each year.
- The funds received by the CDA from Clothesline help fund local initiatives such as diabetes clinics in hospitals, research labs, diabetes education programs in schools, and advocacy for Canadians with Diabetes.




**Key Diabetes Statistics:**

- 30% of Canadians are affected by diabetes
- Every three minutes, another Canadian is diagnosed with diabetes.
- Diabetes is a cause of 30% of strokes, 40% of heart attacks, 50% of kidney failure requiring dialysis, and 70% of all non-traumatic amputations.
- Diabetes is the leading cause of vision loss and blindness.
- People with diabetes are also at much greater risk of depression and mental health challenges.
- By 2025 13.6 Million Canadians will have diabetes or prediabetes at a cost of \$4.6 Billion.
- 1.5 Million Canadians have Type-2 Diabetes and don't know it.

**Closing Remarks:**

The (CDA) Clothesline Program kindly requests Council to reconsider and allow for the amendment to By-Law 2013-22 and allow clothing donation drop boxes on institutional property. We trust that the information we have provided has shown the significant social, economic, and environmental benefits that the placement of drop boxes in institutional zones within Newmarket could have.

Thank you for your consideration.



Ryan Michaels  
Business Development Team  
Territory Manager, Central Ontario

Date: June 23, 2016

To: Town of Newmarket members of Council

RE: Operational Service Plan for Clothesline Drop Boxes in institutional zones

The Canadian Diabetes Associations Clothesline program (run by the National Diabetes Trust), has been operating a National recycling program for over 30 years. Every year, we ask Canadians to keep Clothesline in mind when they're cleaning and getting rid of gently used clothing and small household items. One hundred per cent of net proceeds raised by Clothesline directly support the Canadian Diabetes Association and world-leading diabetes research, education, programs and advocacy. Current activities include household pick up, donation box collection, community donation centres (recycling centres) and reuse retail outlets. Through our 28 regional operations, we offer a recycling solution to over 2500 communities in Canada and divert over 100 million pounds from landfills annually.

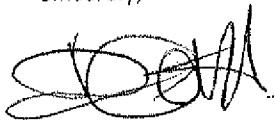
Our Operational Service Plan for bins on school property would be to integrate them into our current service model. These bins will be managed by the York Region Operations Manager and the Central Ontario Territory Manager. The standard service procedures utilized at our 3,500 clothing donation boxes and 2900 partnerships would be incorporated into the management of these bins in institutional zones. Our operations run 7 days a week and for the first 30 days of bin placement, Clothesline will send our service truck to clean out the bins on a daily basis. We do this to gather collection data so that we can plan an appropriate service schedule for each bin location, we will then share this information with each school. Once this information is collected and shared, a service schedule program will be agreed upon by both parties and put into place. This service schedule is completely flexible and can be changed at anytime to meet the demands of the donations provided. Please note that Clothesline will also be responsible for removing any additional items (small household items or other items) that are placed in the area surrounding the bin, keeping the area clean and presentable at all times.

Hundreds of schools and school boards across Canada in numerous municipalities have our drop boxes on their property. The value of the program to the schools is economic, educational and environmental. The value to the CDA is that we can continue to conduct world leading diabetes research, education, programs and advocacy. The value to Newmarket is textile diversion from its landfills, saving costs and the local environment.

The Clothesline Program has been and is the Gold Standard in drop box and textile collection in Canada for over 30 years. The Town of Newmarket can take comfort by allowing drop boxes within institutional zones in the Town of Newmarket, the town will be joining the many surrounding municipalities in York Region and across Canada that already allow such placements.

Thank you for your consideration.

Sincerely,



David Court  
Regional Director  
Clothesline (National Diabetes Trust)  
Canadian Diabetes Association

The meeting of the Council was held on Tuesday, June 7, 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 Broome-Plumley  
Councillor Bisanz

**Absent:** Councillor Sponga

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

## **Open Forum**

No one in attendance came forward to address Council during Open Forum.

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 the addendum item, being a deputation by Ms. Nagwa Mounir regarding Item 30 of the Committee of the Whole Minutes of May 30, 2016 with respect to downtown parking opportunities.

Moved by: Councillor Broome-Plumley

Seconded by: Councillor Vegh

THAT the addendum item be included in the agenda.

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

Opposed: (None)

(8 in favour, 0 opposed)

**Carried**

## Declarations of Pecuniary Interest

- a) Councillor Hempen declared an interest in Item 2 of the agenda, being a deputation by Ms. Margaret Davis regarding a petition related to the proposed Clock Tower development as he owns a business on Main Street. He advised that he would not take part in the discussion or voting on the matter.

## Presentations & Recognitions

- 2. Superintendent Mark Brown and Inspector Paulo DaSilva, York Regional Police addressed Council with an overview of traffic safety issues and statistics related to motor vehicle collisions, impaired and distracted driving charges for the District 1 area. In addition, a summary of the traffic management strategy priorities and the Road Watch program and associated reporting was provided. Members of Council queried the presenters with respect to statistics related to personal injury and death within Newmarket, traffic safety education opportunities, photo radar and the impact of low impact speed humps on residential roads.

Moved by: Councillor Vegh

Seconded by: Councillor Twinney

THAT the presentation by Superintendent Mark Brown and Inspector Paulo DaSilva, York Regional Police regarding Police traffic enforcement strategies and current trends be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome-Plumley, Councillor Bisanz  
 Opposed: (None)  
 (8 in favour, 0 opposed)

### **Carried**

### **Deputations**

3. Ms. Margaret Davis, representing the Newmarket Committee for Heritage Conservation addressed Council with a petition in opposition of the proposed Clock Tower development.

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

a) THAT the deputation by Ms. Margaret Davis regarding a petition related to the Clock Tower development be received;

b) AND THAT the petition be referred to Planning staff.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Broome-Plumley, Councillor Bisanz  
 Opposed: (None)  
 (7 in favour, 0 opposed)

### **Carried**

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

4. Ms. Nagwa Mounir addressed Council regarding Item 30 of the Committee of the Whole Minutes of May 30, 2016 with respect to downtown parking opportunities and provided suggestions related to ingress and egress into the Fairy Lake and Riverwalk Commons parking lots, options for left turn lanes and all way stopping at the entrance to Fairy Lake Park at Water Street.

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

THAT the deputation by Ms. Nagwa Mounir regarding downtown parking opportunities be received and referred to staff.

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

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

**Carried**

## **Approval of Minutes**

5. Council Minutes of May 16, 2016.

Moved by: Councillor Vegh

Seconded by: Councillor Kerwin

THAT the Council Minutes of May 16, 2016 be approved.

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

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

**Carried**

## **Reports by Regional Representatives**

- a) Deputy Mayor & Regional Councillor Taylor advised that York Region will be hosting a number of public consultation sessions across the Region on the topic of diversity and inclusivity. The consultation, referred to as a dialogue sessions will be held in Newmarket on Thursday, June 16, 2016 from 6:30 to 8:00 p.m. at the Municipal Offices, 395 Mulock Drive in Cane A & B. The purpose of the dialogue session is to gather perspectives on diversity and inclusion in order to develop a vision for a more inclusive community.
- b) Deputy Mayor & Regional Councillor Taylor advised that the York Region Transportation Master Plan Final Report is being presented at the Regional Committee of the Whole meeting on June 9, 2016. He provided background information related to the draft plan and provided a high-level overview of the plan specifics, partnership and expenditure needs.



## Reports of Committees and Staff

6. Committee of the Whole Minutes of May 30, 2016.

Moved by: Councillor Bisanz  
Seconded by: Councillor Hempen

THAT the Committee of the Whole Minutes of May 30, 2016 be received and the following recommendations be adopted:

7. Development and Infrastructure Services Report - Planning and Building Services 2016-22 dated May 30, 2016 regarding an Application for Official Plan Amendment and Zoning By-law Amendment - HOOPP Realty Inc. - 1166 and 1186 Nicholson Road.

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2016-22 dated May 30, 2016 regarding an 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 HOOPP Realty Inc. for lands municipally known as 1166 and 1186 Nicholson Road 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.

8. Corporate Services Report - Legislative Services 2016-10 dated May 12, 2016 regarding Carnival - Magical Midways Inc. - 20 Davis Drive.

a) THAT Corporate Services Report - Legislative Services 2016-10 dated May 12, 2016 regarding Carnival - Magical Midways Inc. for the location 20 Davis Drive be received and the application be approved subject to the following terms:

i) THAT the license be issued for a period of seven consecutive days from August 1 to August 7, 2016 to permit the setting up and dismantling of amusement devices;

ii) AND THAT the actual operation of the carnival not exceed five consecutive days within that permitted time period.

9. Joint Report - Legislative Services and Financial Services 2016-11 dated May 18, 2016 regarding Housekeeping Amendments - Elected Officials Expense Policy.
  - a) THAT Joint Report - Legislative Services and Financial Services 2016-11 dated May 18, 2016 regarding Housekeeping Amendments - Elected Officials Expense Policy be received and the following recommendation be adopted:
    - i) THAT Council adopt the proposed amended 'Elected Officials Expense Policy' (attached as Appendix A).
10. Corporate Services Commission Report - Legislative Services 2016-12 dated May 16, 2016 regarding the 'Housekeeping Amendments: Sign By-law and Outdoor Serving Area'.
  - a) THAT Corporate Services Commission Report - Legislative Services 2016-12 dated May 16, 2016 regarding the 'Housekeeping Amendments: Sign By-law and Outdoor Serving Area' be received and the following recommendations be adopted:
    - i) THAT Council adopt the recommended housekeeping amendments to the Sign By-law (2014-11), identified in red text and attached as Appendix 'A' and Outdoor Serving Area By-law (2002-151) Schedule 16; identified in red text and attached as Appendix 'B';
    - ii) AND THAT consolidated by-laws to regulate signs and outdoor serving areas be brought forward to Council, as amended.
11. Corporate Services Report - Financial Services 2016-16 dated May 19, 2016 regarding Property Tax Rates and By-law for 2016.
  - a) THAT Corporate Services Report - Financial Services 2016-16 dated May 19, 2016 regarding the Property Tax Rates and By-law for 2016 be received and the following recommendations be adopted:
    - i) THAT the property tax rates for 2016, as applied to the assessment roll returned for taxation 2016, be set for Town purpose, as follows:

Property Class	Tax Rate
Residential	0.384908%
Multi-Residential	0.384908%
Commercial	0.430019%
Industrial	0.505153%
Pipeline	0.353730%
Farm	0.096227%

ii) AND THAT the applicable tax rate by-law, attached as Appendix 'A' be forwarded to Council for approval.

12. Newmarket Environmental Advisory Committee Minutes of April 6, 2016.

a) THAT the Newmarket Environmental Advisory Committee Minutes of April 6, 2016 be received.

13. Appointment Committee Minutes of May 16, 2016.

a) THAT the Appointment Committee Minutes of May 16, 2016 be received.

14. Item New Business b) of the Appointment Committee Minutes of May 16, 2016.

The Appointment Committee recommends to Council:

a) THAT the New Business Item b) of the draft Heritage Newmarket Advisory Committee Minutes of May 3, 2016 with respect to a vacancy on the Committee be received;

b) AND THAT Council waive Section 4 ii) of the Committee Public Appointment Policy to excuse with reason Ms. Soni Felix Raj from her duties on the Heritage Newmarket Advisory Committee for the period of July through September, 2016;

c) AND THAT staff be directed to review the Heritage Newmarket Advisory Committee Workplan in order to prioritize tasks and canvas for additional volunteers to assist with executing the workplan tasks.

15. Appointment Committee (Closed Session) Minutes of May 16, 2016.

a) THAT the Appointment Committee (Closed Session) Minutes of May 16, 2016 be received;

b) AND THAT the individuals identified in the Appointment Committee (Closed Session) Minutes recommended for appointment to the following boards/committees be considered at the June 7, 2016 Council meeting in Open Session;

Accessibility Advisory Committee, Newmarket Environmental Advisory Committee

c) AND THAT the applicants be notified prior to the June 7, 2016 Council meeting.

16. Newmarket Public Library Board Minutes of March 16, 2016.
  - a) THAT the Newmarket Public Library Board Minutes of March 16, 2016 be received.
17. Newmarket Downtown Development Committee Minutes of February 26, 2016.
  - a) THAT the Newmarket Downtown Development Committee Minutes of February 26, 2016 be received.
18. Main Street District Business Improvement Area Board of Management Minutes of April 19, 2016.
  - a) THAT the Main Street District Business Improvement Area Board of Management Minutes of April 19, 2016 be received.
19. Excerpt from Minutes - Main Street District Business Improvement Area Board of Management - April 19, 2016 - New Business e)
  - a) THAT the following be referred to staff:
    - a) THAT the Main Street District Business Improvement Area Board of Management requests that the Town of Newmarket staff plan and create a parking strategy for the west side of Main Street in the vicinity of the Old Town Hall and Market Square for a successful operation of the Old Town Hall.
20. Central York Fire Services - Joint Council Committee Minutes of April 5, 2016.
  - a) THAT the Central York Fire Services - Joint Council Committee Minutes of April 5, 2016 be received.
21. Correspondence dated April 29, 2016 from Ms. Kathy Somers, Group Leader for Canada TNA (CaTNA) requesting proclamation of October 7, 2016 as 'International Trigeminal Neuralgia Awareness Day'.

a) THAT the correspondence from Ms. Kathy Somers, Group Leader for Canada TNA (CaTNA) be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 7, 2016 as 'International Trigeminal Neuralgia Awareness Day';

ii) AND THAT the Riverwalk Commons be lit in teal (if feasible) on October 7, 2016;

iii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website [www.newmarket.ca](http://www.newmarket.ca)

22. Correspondence dated April 29, 2016 from Mr. Kirk Kelly, Newmarket Minor Hockey Association requesting that October 3, 2016 be proclaimed 'Minor Hockey Day' in the Town of Newmarket.

a) THAT the correspondence from Mr. Kirk Kelly, Newmarket Minor Hockey Association be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 3, 2016 as 'Minor Hockey Day';

ii) AND THAT the proclamation be advertised on the Town Page advertisement and on the Town's website [www.newmarket.ca](http://www.newmarket.ca)

23. Correspondence dated May 16, 2016 from Ms. Debbie White, Founding Board Member - World Oceans Day requesting proclamation of June 8, 2016 as 'World Oceans Day'.

a) THAT the correspondence from Ms. Debbie White be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim June 8, 2016 as 'World Oceans Day';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website [www.newmarket.ca](http://www.newmarket.ca)

24. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

25. THAT the PowerPoint Presentation by Ms. Liza Sheppard - Senior Project Manager - Davis Drive, Ms. Andrea Witty - Senior Project Manager - Yonge Street and Mr. Dale Albers - Senior Communications Officer – York Region Rapid Transit regarding the vivaNext Project Update - Davis Drive and Yonge Street be received.
26. THAT the PowerPoint Presentation by Ms. Susan Hall, MES, Vice-President, LURA (Listen Understand Relate Advance) Consulting and Mr. Peter Garforth regarding the Community Energy Plan be received.
27. Development and Infrastructure Services Report - Planning and Building Services 2016-17 dated May 30, 2016 regarding the 2016 Annual Servicing Allocation Review.
  - a) THAT Development and Infrastructure Services Report - Planning and Building Services 2016-17 dated May 30, 2016 regarding the 2016 Annual Servicing Allocation Review be received and the following recommendations be adopted:
    - i) THAT all previously distributed servicing capacity be re-instated;
    - ii) AND THAT upon 're-payment' of the first phase allocation (114 units/325 people) through the Inflow and Infiltration Program, additional servicing allocation be granted to Phase 2 of the Marianneville development in the amount of 166 detached units and 140 townhouse units (909 people);
    - iii) AND THAT staff report back as part of the six-month administrative review of servicing capacity with regard to the potential granting of allocation for 345-351 Davis Drive (40 stacked townhouse units/106 people) and 955/995 Mulock Drive (73 townhouse units/192 people);
    - iv) AND THAT the Town continue to hold the balance of its unassigned and uncommitted servicing capacity (1651 people total, with a minimum of 561 people to be directed to the Centres and Corridors) in a strategic reserve;
    - v) AND THAT the Town request a meeting with the Regional Chair and the Regional Chief Administrative Officer to establish sustainable options for the provision of servicing allocation for Newmarket.
28. THAT the deputation by Ms. Lisa Marie Pena-Sabanal regarding Development and Infrastructure Services Report – Engineering Services 2016-26 with respect to Woodspring Avenue – Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking – Report # 2 be received.



29. THAT the deputation by Mr. Donald Matthews regarding Development and Infrastructure Services Report – Engineering Services 2016-26 with respect to Woodspring Avenue – Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking – Report # 2 and his concerns related to the road safety be received.
30. THAT the deputation by Mr. David Kempton regarding Development and Infrastructure Services Report – Engineering Services 2016-26 with respect to Woodspring Avenue – Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking – Report # 2 and his concerns related to the available turning lanes versus bicycle lanes be received.
31. THAT the deputation by Mr. Robert Spencer regarding Development and Infrastructure Services Report – Engineering Services 2016-26 with respect to Woodspring Avenue – Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking – Report # 2 and his concerns related to cyclist safety measures be received.
32. Development and Infrastructure Services Report - Engineering Services 2016-26 dated May 11, 2016 regarding Woodspring Avenue - Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking - Report # 2.
  - a) THAT Development and Infrastructure Services Report - Engineering Services 2016-26 dated May 11, 2016 regarding Woodspring Avenue - Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking - Report # 2 be received and the following recommendations be adopted:
    - i) THAT the existing parking restrictions and lane configurations on Woodspring Avenue from Bonshaw Avenue to the Town Limit remain as they are pending a Public Information Centre to allow consideration of the issue and other options;
    - ii) AND THAT an improved approach to community consultation and decision making for traffic, parking and bicycle lane issues be developed that ensures greater opportunity for informed discussion of any associated issues.
33. THAT the deputation by Mr. George Smith, on behalf of St. Andrew's Presbyterian Church regarding parking space availability for shared use between Cachet Restaurant and the church be received.
34. Development and Infrastructure Services Report - ES 2016-25 dated May 15, 2016 regarding 'Old Fire Hall and Other Downtown Parking Opportunities.'
  - a) THAT Development and Infrastructure Services Report - ES 2016-25 dated May 15, 2016 regarding 'Old Fire Hall and Other Downtown Parking Opportunities' be received and the following recommendations be adopted:

i) THAT the Old Fire Hall not be demolished to produce nine (9) parking spaces at this time;

ii) AND THAT Council approve the construction of up to 33 additional new parking spaces at the Fairy Lake Parking Lot;

iii) AND THAT staff prepare a report outlining the heritage, planning and economic aspects of the Old Fire Hall within the next 120 days;

iv) AND THAT Council approve the construction of up to 22 new spaces behind Cachet Restaurant;

v) AND THAT staff prepare an analysis and a plan for parking at the Old Town Hall;

vi) AND THAT staff prepare an Information Report outlining an estimate of costs related to the construction of additional parking spaces in the Fairy Lake lot and behind Cachet Restaurant.

35. Community Services Report - Economic Development, Development and Infrastructure Services - Planning, Corporate Services - Finance, CAO - Corporate Communications Joint Report 2016-13 dated May 16, 2016 regarding Recommended Approaches to Advance Corridor Intensification.

a) THAT Community Services Report - Economic Development, Development and Infrastructure Services - Planning, Corporate Services - Finance, and CAO - Corporate Communications Joint Report 2016-13 dated May 16, 2016 regarding Recommended Approaches to Advance Corridor Intensification be received and the following recommendations be adopted:

i) THAT, while recognizing there may be associated short-term financial/budgetary impacts, Council endorse the principle of the selective use of financial and non-financial incentives on a case-by-case basis, subject to Council approval, in order to stimulate development and accelerate intensification on our corridors;

ii) AND THAT Council authorize an expenditure up to \$75,000, funded from Economic Development reserves, to be used towards engaging consulting expertise through a Request for Proposal process for a Community Investment Brand and Targeted Marketing/Communications Strategy aimed at intensification.

35. Joint Office of the CAO and Commissions of Development and Infrastructure,

Community and Corporate Services Report 2016-08 dated May 16, 2016 regarding Federal Infrastructure Funding.

a) THAT Joint Office of the CAO, Commissions of Development and Infrastructure, Community, and Corporate Services Report 2016-08 dated May 16, 2016 regarding Federal Infrastructure Funding be received for information purposes and the following recommendations be adopted:

i) THAT Council direct Staff to proceed to apply for available grant funding for projects that align with Council's 2014-2018 Strategic Priorities, Administrative Priorities and 2016/2017 Budget Priorities;

ii) AND THAT Staff provide Council with a prioritized list of infrastructure projects currently not funded through Development Charges, the Asset Replacement Fund or Other Reserve Funds for implementation between 2018 to 2025 that augment existing priorities, strategies and master plans or leverage grant funding for initiatives that achieve our Corporate Vision of "a Community Well Beyond the Ordinary".

36. THAT Item 32 of the agenda being Personal matters about identifiable individuals per Section 239 (2) (b) of the Municipal Act, 2001 - Appointment Committee (Closed Session) Minutes of May 16, 2016 recommending appointment of representatives to the Main Street District Business Improvement Area Board of Management, be deferred to the June 20, 2016 Committee of the Whole meeting.

37. Community Services – Recreation and Culture Information Report 2016-19 dated May 25, 2016 regarding Potential Replacement of Hollingsworth Arena Update.

a) THAT Community Services – Recreation and Culture Information Report 2016-19 dated May 25, 2016 regarding the Potential Replacement of Hollingsworth Arena Update be received for information purposes;

i) AND THAT the Public Information Centre on the potential replacement of Hollingsworth Arena be scheduled after a Public Information Centre is held showing detailed concept plans of the San Michael proposal.

38. Township of Wellington Resolution received May 18, 2016 regarding Door-to-Door Sales for Electricity and Natural Gas Contracts.

a) THAT the Township of Wellington Resolution received May 18, 2016

regarding Door-to Door Sales for Electricity and Natural Gas Contracts be received and endorsed;

b) AND THAT staff review the current by-law and report back regarding door-to-door sales.

39. THAT staff provide an information report on guidelines and licensing of driver school test vehicles.
40. THAT the presentation by Ms. Janice Robinson, The Goldberg Group and Mr. Richard Aubry, Architect, with respect to the Application for Official Plan Amendment and Zoning By-law Amendment for the property known as 16333 Leslie Street, all deputations and related correspondence be received.

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

Opposed: (None)

(8 in favour, 0 opposed)

#### **Carried**

41. Ms. Natasha Dawood, Ms. Heather Colquhoun, and Mr. Carmelo Lipsi, Municipal Property Assessment Corporation addressed the Committee with a PowerPoint presentation regarding 2016 Assessment Notices for Taxation Purposes - 2017 through 2020.

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

THAT the PowerPoint Presentation by Ms. Natasha Dawood, Ms. Heather Colquhoun and Mr. Carmelo Lipsi, Municipal Property Assessment Corporation regarding 2016 Assessment Notices for Taxation Purposes - 2017 through 2020 be received.

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

Opposed: (None)

(8 in favour, 0 opposed)

#### **Carried**

42. Development and Infrastructure Services Report - Planning and Building

Services 2016-20 dated May 4, 2016 regarding the Community Energy Plan.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Kerwin

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2016-20 dated May 4, 2016 regarding the Community Energy Plan be received and the following recommendations be adopted:

i) THAT Council adopt the Community Energy Plan, dated May 19, 2016, prepared under the Municipal Energy Plan program through the Ministry of Energy, as summarized in this report and circulated previously to Council;

ii) AND THAT Council recognizes that the full success of the plan relies on participation and investment of the Provincial and Federal Governments;

iii) AND THAT Council direct staff to research options regarding the implementation of the Community Energy Plan.

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

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

**Carried**

## **By-laws**

43. By-laws 2016-26, 2016-27, 2016-28, 2016-29 and 2016-30.

2016-26 A By-law to provide for the levy and collection of the sums required by the Corporation of the Town of Newmarket for 2016 and to provide for the mailing of notices requisitioning the payment of taxes for 2016.

2016-27 A By-law to appoint Provincial Offences Officers for the Town of Newmarket.

2016-28 A By-law to regulate the erection and maintenance of signs and other advertising devices in the Town of Newmarket.

2016-29 A By-law for the licensing and regulating outdoor serving areas.

2016-30 A By-law to appoint individuals to Town of Newmarket Boards and

Committees for the 2014-2018 Term of Council or until successors are appointed.

Moved by: Councillor Kerwin

Seconded by: Councillor Bisanz

THAT By-laws 2016-26, 2016-27, 2016-28, 2016-29 and 2016-30 be enacted.

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

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

**Carried**

## **Notices of Motions**

- a) Councillor Bisanz provided notice that she would be bringing a motion to the next scheduled Committee of the Whole meeting requesting a report from staff on alternatives for conducting Committee of the Whole and Council meetings to ensure that Council discussions receive broader public engagement and participation.

## **Motions**

None.

## **Announcements & Community Events**

- a) Councillor Vegh invited residents to a Public Information Centre regarding drainage improvements to Lions Park on Thursday, June 9, 2016 from 6:00 to 8:00 p.m. at the Municipal Offices in the Council Chambers. He provided an overview of the purpose of the Public Information Centre and advised that further information is available by contacting Jen Slykhuis, Senior Environmental Coordinator at 905-953-5300 ext. 2506.
- b) Councillor Kerwin advised that the Town is offering green bins, blue boxes, kitchen catchers and backyard composters at reduced prices while quantities last in recognition of Canadian Environment Week. Bins can be purchased at the Municipal Offices, Magna Centre, Ray Twinney Recreation Complex and the Operations Centre.
- c) Councillor Twinney advised of an upcoming Ward 3 meeting on Tuesday, June

14, 2016 at 7:00 p.m. at the Community Centre & Lions Hall, 200 Doug Duncan Drive. Staff from York Region and Viva will be in attendance to provide a presentation on transit, traffic management and growth, followed by a tour on a Viva bus.

- d) Councillor Twinney invited residents to an Open House regarding a potential development concept that encompasses the Hollingsworth Arena site and abutting lands to the south on Wednesday, June 22, 2016 at 6:00 p.m. at the Community Centre & Lions Hall, 200 Doug Duncan Drive. She provided an overview of the purpose of the Open House and advised that further information is available by contacting Adrian Cammaert, Senior Planner at 905-895-5193 ext. 2459.
- e) Deputy Mayor & Regional Councillor Taylor advised that Voices of Joy will be holding their annual fundraising concert on June 12, 2016 at 4:00 p.m. at St. Paul's Anglican Church, 277 Church Street.
- f) Deputy Mayor & Regional Councillor Taylor encouraged residents to attend the 66<sup>th</sup> Annual Decoration Day hosted by the Newmarket Veterans Association on June 12, 2016 at 1:30 p.m. at the Veterans Plot at the Newmarket Cemetery on Main Street North.
- g) Councillor Hempen advised of an upcoming Ward 4 meeting on June 23, 2016 at Denne Public School. He further advised of a complimentary barbecue for Ward 4 residents, hosted by Pickle Barrel at Rogers Park on June 12, 2016 from 12:00 to 2:00 p.m.
- h) Councillor Broome-Plumley advised of the upcoming Canadian Cancer Society Relay for Life event on June 24, 2016 at Pickering College. For further details, visit [www.convio.cancer.ca](http://www.convio.cancer.ca)
- i) Councillor Bisanz advised of an upcoming Ward 7 Neighbourhood Information Night on Tuesday, June 21, 2016 at 7:00 p.m. at the Ray Twinney Recreation Complex in Lounge 1. For further details, contact Councillor Bisanz at [cbisanz@newmarket.ca](mailto:cbisanz@newmarket.ca) or 905-717-9059.
- j) Mayor Van Bynen advised that he will be at "Mayor in the Square" at the Newmarket Farmers' Market at Newmarket Riverwalk Commons on Saturday, June 25, 2016 from 10:00 a.m. until noon.
- k) Mayor Van Bynen advised that the next Council meeting is Monday, June 27, 2016 at 7:00 p.m.

## New Business



None.

## **Closed Session**

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

## **Confirmatory By-law**

Confirmatory By-law.

2016-31      A By-law to confirm the proceedings of Council - June 7, 2016.

Moved by:      Councillor Vegh

Seconded by: Councillor Twinney

THAT By-law 2016-31 be enacted.

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

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

**Carried**

## **Adjournment**

44.      Adjournment.

Moved by:      Councillor Hempen

Seconded by: Councillor Broome-Plumley

THAT the meeting adjourn.

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

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

**Carried**

There being no further business, the meeting adjourned at 8:18 p.m.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk

The meeting of the Joint Council & Library Board Workshop was held on Wednesday, June 15, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

**Council Members  
Present:**

Mayor Van Bynen  
Deputy Mayor & Regional Councillor Taylor  
Councillor Vegh  
Councillor Kerwin  
Councillor Twinney  
Councillor Hempen  
Councillor Bisanz (5:03 to 6:22 p.m.)

**Absent:**

Councillor Sponga  
Councillor Broome-Plumley

**Library Board  
Members:**

J. Stonehocker, Chair  
T. Brown  
D. McNeill

**Staff Present:**

R.N. Shelton, Chief Administrative Officer  
E. Armchuk, Commissioner of Corporate Services  
I. McDougall, Commissioner of Community Services  
A. Brouwer, Director of Legislative Services/Town Clerk  
T. Kyle, CEO, Newmarket Public Library  
C. Finnerty, Council/Committee Coordinator  
H. Leznoff, Legislative Services Student

The meeting was called to order at 5:03 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 are to be made but rather this meeting is an opportunity for Council to have informal discussion regarding various matters.

**Declarations of Pecuniary Interest**

None.

## Items

1. Workshop Purpose/Opening Remarks by the Commissioner of Community Services summarizing the purpose of the workshop.

The Commissioner of Community Services provided an overview of the purpose and background related to the workshop.

2. Introduction of Newmarket Public Library Facility Planning Options/Considerations.

The Chief Executive Officer, Newmarket Public Library addressed Council and Library Board Members with a PowerPoint presentation and summarized the key considerations related to the current and future library needs, funding and finance sources for library facilities, land needs, Council's strategic priorities related to library and community programs, current facility limitations and use related statistics. In addition, he advised of library facility options, being a central location or multiple branch locations and the vision for any future library facility.

## Closed Session

3. A proposed acquisition or disposition of land by the Town or Newmarket Public Library Board as per Section 239 (2) (c) of the Municipal Act, 2001 - Newmarket Public Library - Future Property Considerations associated with Facility Planning Options/Considerations.

Moved by: Councillor Hempen

Seconded by: Councillor Bisanz

THAT the Joint Council & Library Board Meeting enter into Closed Session for the purpose of discussing a proposed acquisition or disposition of land by the Town of Newmarket Public Library Board as per Section 239 (2) (c) of the Municipal Act - considerations associated with Facility Planning Options/Considerations.

## Carried

The Joint Council & Library Board Workshop resolved into Closed Session at 5:24 p.m.

The Joint Council & Library Board Workshop (Closed Session) Minutes are recorded under separate cover.

The Joint Council & Library Board Workshop resumed into Public Session at 6:33 p.m.

**Adjournment**

Moved by: Councillor Hempen  
Seconded by: Councillor Vegh

THAT the meeting adjourn.

**Carried**

There being no further business, the meeting adjourned at 6:35 p.m.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk

The meeting of the Committee of the Whole was held on Monday, June 20, 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 Broome-Plumley  
Councillor Bisanz

**Absent:** Councillor Sponga

**Staff Present:** R.N. Shelton, Chief Administrative Officer  
E. Armchuk, Commissioner of Corporate Services  
I. McDougall, Commissioner of Community Services  
P. Noehammer, Commissioner of Development and Infrastructure Services  
A. Brouwer, Director of Legislative Services/Town Clerk  
A. Cammaert, Senior Planner – Policy  
D. Ruggle, Senior Planner – Community Planning  
T. Horton, Planner  
C. Finnerty, Council/Committee Coordinator  
L. Moor, Council/Committee Coordinator  
H. Leznoff, Legislative Services Associate

The meeting was called to order at 1:30 p.m.

Mayor Van Bynen in the Chair.

### **Additions & Corrections to the Agenda**

The Chief Administrative Officer advised of the addendum items, being a PowerPoint presentation by Mr. Paul Ferguson, Newmarket-Tay Power Annual General Meeting, correspondence from Ms. Brenda Cooper, Cooper Plating Inc. regarding Development and Infrastructure Services Report – Planning and Building Services 2016-22 – Application for Official Plan Amendment and Zoning By-law Amendment – 1166 and 1186 Nicholson Road, correspondence from Ms. Judy Perry and Ms. Erin Cerenzia, Newmarket Historical Society regarding archival space at the property known as the

Old Fire Hall on Main Street, Audit Committee Minutes of June 15, 2016, Audit Committee (Closed Session) Minutes of June 15, 2016 and Corporate Services Report – Financial Services 2016-29 regarding the 2015 Financial Statements and Auditors Report.

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

THAT the addendum items be included in the agenda.

**Carried**

## **Declarations of Pecuniary Interest**

None.

## **Presentations & Recognitions**

Mayor Van Bynen noted technical issues related to the live video streaming and that the Town would advise the public through its Twitter account when the web streaming would be available.

1. Mr. Paul Ferguson, President, Newmarket-Tay Power Distribution addressed the Committee regarding the Newmarket-Tay Power Distribution 2015 Annual General Meeting.

Moved by: Councillor Hempen  
Seconded by: Councillor Bisanz

THAT the PowerPoint Presentation by Mr. Paul Ferguson, President, Newmarket-Tay Power Distribution regarding the Newmarket-Tay Power Distribution 2015 Annual General Meeting be received.

AND THAT the Newmarket Hydro Holdings Inc. Report of the President dated June 6, 2016 regarding the financial statements of Newmarket Hydro Holdings Inc. (the "Corporation"), the written resolutions of Newmarket – Tay Power Distribution Ltd. ("NT Power") and appointment of the sole director and auditors be received and the following recommendations be adopted:

WHEREAS the Corporation of the Town of Newmarket (the "Sole Shareholder") is the sole shareholder of the Corporation;



AND WHEREAS the Sole Shareholder by a Shareholder Declaration dated November 1, 2000 appointed the Mayor as its legal representative for the purpose of communicating any shareholder consent or approval required by either the terms of the Shareholder Declaration or the Business Corporations Act (Ontario) (the "OBCA");

AND WHEREAS the Corporation owns a majority of the common shares of NT Power;

AND WHEREAS pursuant to s.102(2) of the OBCA where a body corporate is the shareholder of a corporation the corporation shall recognize any individual properly authorized by the body corporate to represent it at meetings of shareholders of the corporation;

AND WHEREAS pursuant to s.104 of the OBCA a written resolution dealing with all the matters required to be dealt with at a shareholders meeting and signed by the shareholders entitled to vote at that meeting satisfies all requirements of the OBCA relating to that meeting of shareholders;

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

1. THAT the Mayor, as the Sole Shareholder's legal representative, is directed to sign the following Corporation Shareholder resolutions:

a. THAT the Corporation's financial statements for the financial year ended December 31, 2015 together with the report of the Corporation's auditors, Collins Barrow, thereon dated May 18, 2016 be approved and adopted.

b. THAT Collins Barrow, Chartered Accountants, be appointed auditors of the Corporation to hold office until the next annual meeting of shareholders at such remuneration as may be fixed by the sole director and the sole director is authorized to fix such remuneration.

c. THAT R.N. Shelton be appointed as the sole director of the Corporation to hold office until the next annual meeting of shareholders or until his successor is elected or appointed.

d. THAT R.N. Shelton, so long as he is the sole director of the Corporation, shall represent the Corporation at meetings of shareholders of NT Power;

e. AND THAT all acts, contracts, bylaws, proceedings, appointments elections and payments, enacted, made, done and taken by the sole director and sole officer of the Corporation to December 31, 2015, as the same are set out or referred to in the resolutions of the sole director, or in the financial statements of the corporation, are approved, sanctioned and confirmed.

2. AND THAT the Mayor, as the Sole Shareholder's legal representative, direct R.N. Shelton, the sole director and legal representative of the Corporation, to sign the following NT Power shareholder resolutions in lieu of an annual meeting:

a. THAT the financial statements of NT Power for the financial year ended December 31, 2015 together with the report of NT Power's auditors, Collins Barrow, thereon dated May 18, 2016 be approved and adopted.

b. THAT Collins Barrow, Chartered Accountants, be appointed auditors of NT Power to hold office until the next annual meeting of shareholders at such remuneration as may be fixed by the directors and the directors are authorized to fix such remuneration.

c. THAT T. Van Bynen, S. Warnock, P. Daniels, R. Betts, A. Ott, C. Prattas and P. Ferguson are elected directors of NT Power to hold office until the next annual meeting of shareholders or until their successors are elected or appointed.

d. AND THAT all acts, contracts, bylaws, proceedings, appointments, elections and payments, enacted, made, done and taken by the directors and officers of NT Power to December 31, 2015, as the same are set out or referred to in the resolutions of the board of directors, the minutes of the meetings of the board of directors or in the financial statements of NT Power, are approved, sanctioned and confirmed.

**Carried**

2. Mr. Roy Huetl, Director-Operations, Maintenance and Monitoring - Environmental Services, The Regional Municipality of York and the Director of Public Works Services addressed the Committee with a PowerPoint presentation regarding Water Quality. The Manager of Water and Wastewater was in attendance to address questions.

Moved by: Councillor Kerwin

Seconded by: Councillor Broome-Plumley

THAT the PowerPoint presentation by Mr. Roy Huetl, Director-Operations, Maintenance and Monitoring - Environmental Services, The Regional Municipality of York, the Director of Public Works Services and the Manager of Water and Wastewater regarding Water Quality be received.

**Carried**

## Consent Items

Moved by: Councillor Kerwin

Seconded by: Councillor Broome-Plumley

THAT the following items be adopted on consent:

3. Development and Infrastructure Services - Public Works Services Report 2016-27 dated June 6, 2016 regarding Sewer Lateral Clearing.
  - a) THAT Development and Infrastructure Services - Public Works Services Report 2016-27 dated June 6, 2016 regarding Sewer Lateral Clearing be received and the following recommendations be adopted:
    - i) THAT beginning January 1, 2017, the clearing of all sewer lateral blockages on private properties fall under the responsibility of the owner/resident;
    - ii) AND THAT owners/residents who experience a sewer backup and contact the Town, are provided with a contact for a preselected local plumbing contractor to clear the blockage;
    - iii) AND THAT if the blockage is found and proven to be on municipal property by the preselected local plumbing contractor, any costs incurred by the resident for the investigation be fully reimbursed and where required Town staff clear the blockage and conduct any remedial works.
4. Corporate Services Report - Financial Services 2016-30 dated June 10, 2016 regarding 2016 Reserves and Reserve Funds Budget.
  - a) THAT Corporate Services Report - Financial Services 2016-30 dated June 10, 2016 regarding 2016 Reserves and Reserve Funds Budget be received and the following recommendation be adopted:
    - i) THAT the projected revenues for the 2016 Reserves and Reserve Funds Budget, as set out in the attachment, be approved.
5. Newmarket Public Library Board Minutes of April 20, 2016.
  - a) THAT the Newmarket Public Library Board Minutes of April 20, 2016 be received.

6. Central York Fire Services - Joint Council Committee Minutes of May 10, 2016.
  - a) THAT the Central York Fire Services - Joint Council Committee Minutes of May 10, 2016 be received.
7. Correspondence dated May 18, 2016 from Mr. Alain Beaudoin, President of the Board of Directors, L'AFRY (Association of York Region Francophones) requesting proclamation of September 23, 2016 as 'Franco-Ontarian Day' in the Town of Newmarket.
  - a) THAT the correspondence from Mr. Alain Beaudoin be received and the following recommendations be adopted:
    - i) THAT the Town of Newmarket proclaim September 23, 2016 as 'Franco-Ontarian Day';
    - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website [www.newmarket.ca](http://www.newmarket.ca)
8. Correspondence dated June 13, 2016 from Ms. Judy Perry, President and Ms. Erin Cerenzia, Vice-President, Newmarket Historical Society regarding archival space.
  - a) THAT the correspondence from the Newmarket Historical Society dated June 13, 2016 regarding 'Old Fire Hall and Other Downtown Parking Opportunities' be received and referred to staff for further consultation with the Newmarket Historical Society and related stakeholders.
9. Audit Committee Minutes of June 15, 2016.
  - a) THAT the Audit Committee Minutes of June 15, 2016 be received.
10. Audit Committee (Closed Session) Minutes of June 15, 2016.
  - a) THAT the Audit Committee (Closed Session) Minutes of June 15, 2016 be received.
11. Corporate Services Report - Financial Services 2016-29 dated June 16, 2016 regarding the 2015 Financial Statements and Auditors Report.
  - a) THAT Corporate Services Report - Financial Services 2016-29 dated June 16, 2016 regarding the 2015 Financial Statements and Auditor's Report be received and the following recommendations be adopted:

i) THAT the Town of Newmarket's Draft 2015 Consolidated Financial Statements, Trust Fund Financial Statements and Main Street District BIA Financial Statements from BDO Canada LLP be received;

ii) AND THAT Council approve the Town of Newmarket's Draft 2015 Consolidated Financial Statements, Trust Fund Financial Statements and Main Street District BIA Financial Statements as endorsed by the Audit Committee.

12. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

**Carried**

13. Mr. Adrian Cammaert, Senior Planner - Policy and Mr. Kevin Yaraskavitch, Financial Business Analyst addressed the Committee with a PowerPoint presentation regarding the Parkland Dedication By-law and Report.

Moved by: Councillor Hempen

Seconded by: Councillor Bisanz

THAT the PowerPoint presentation by Mr. Adrian Cammaert, Senior Planner - Policy and Mr. Kevin Yaraskavitch, Financial Analyst regarding the Parkland Dedication By-law and Report be received.

**Carried**

14. Joint Report Development and Infrastructure Services - Planning and Building Services, Corporate Services - Finance 2016-21 dated May 25, 2016 regarding the Parkland Dedication By-law and Marketing the Corridors.

Moved by: Councillor Kerwin

Seconded by: Councillor Vegh

a) THAT Development and Infrastructure Services/Planning and Building Services Report 2016-21 dated May 25, 2016 regarding the Town of Newmarket's Parkland Dedication By-law be received and the following recommendations be adopted:

i) THAT the draft Parkland Dedication By-law for the Town of Newmarket as contained in Attachment 1 be received;

ii) AND THAT staff be directed to post the draft by-law on the Town's website for 30 days to receive public and stakeholder comments;

iii) AND THAT staff report back to the August 29, 2016 Committee of the Whole meeting with the final recommendation for a Parkland Dedication By-law for Council's approval.

**Carried**

## **Closed Session**

15. 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 regarding June 16, 2016 confidential e-mail of Chief Administrative Officer to Council.

Moved by: Councillor Vegh

Seconded by: Councillor Broome-Plumley

THAT the meeting convene into Closed Session for the purpose of discussing 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.

**Carried**

The Committee of the Whole resolved into Closed Session at 3:08 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 3:51 p.m.

The Committee of the Whole recessed at 3:52 p.m.

The Committee of the Whole reconvened at 4:10 p.m.

16. Report of the Integrity Commissioner dated June 20, 2016 regarding Council Code of Conduct complaints.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Vegh

- a) THAT the Report of the Integrity Commissioner dated June 20, 2016 regarding Council Code of Conduct complaints be received.

**Carried**

17. Development and Infrastructure Services - Planning and Building Services - Planning Report 2016-24 dated June 6, 2016 regarding Urban Design Review Options.

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

a) THAT Development and Infrastructure Services/Planning and Building Services Report 2016-24 dated May 30, 2016 regarding Urban Design Review Options be received and the following recommendations be adopted:

i) THAT staff be directed to include in the 2017 budget a provision for contracting an urban design firm to prepare urban design standards to implement the policies of the Urban Centres Secondary Plan and the Official Plan;

ii) AND THAT these urban design standards be applied by the selected consultant in review of development applications subject to established criteria;

iii) AND THAT the cost of the engaged consultant be recouped through appropriate fees being collected from applicants upon the Fees and Charges by-law being amended to reflect the same;

iv) AND THAT staff be directed to review a structure and the necessary resources for a professional urban design review panel at such time as development activity warrants it.

### **Carried**

18. Development and Infrastructure Services Report - Engineering Services 2016-24 dated May 11, 2016 regarding Savage Road/Sandford Street Traffic Review.

An alternate motion was presented and discussion ensued.

Moved by: Councillor Broome-Plumley  
Seconded by: Deputy Mayor & Regional Councillor Taylor

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-24 dated May 11, 2016 regarding Savage Road/Sandford Street Traffic Review be received and the following recommendations be adopted:

i) THAT bicycle lanes be proposed to the households on Sandford Street from Mulock Drive to Savage Road with the possible extension along Savage Road to the Paul Semple Park entrance, and a report be brought back to Council on this issue;

ii) AND THAT the households along Savage Road and Sandford Street from Mulock Drive to Savage Road be informed of the traffic calming measures to be implemented.

**Carried**

19. Development and Infrastructure Services Commissioner Report 2016-28 dated June 7, 2016 regarding Sewer and Water Line Warranty Program.\*

Moved by: Councillor Twinney  
Seconded by: Councillor Hempen

a) THAT Development and Infrastructure Services Commissioner Report 2016-28 dated June 7, 2016 regarding Sewer and Water Line Warranty Program be received and the following recommendations be adopted:

i) THAT through this report Council is aware of Service Line Warranties of Canada (SLWC) as a provider of insurance for water and sewer lateral service line protection to the home, as an alternative for residents to policy endorsements which may be available through their own homeowner insurance policies;

ii) AND THAT staff further explore means by which residents are advised of insurance programs for water and sewer lateral services lines not covered by the Town.

**Carried**

\*See Item 24 – Reconsideration.

20. Joint Development and Infrastructure Services - Planning and Building Services and Corporate Services Report - Financial Services 2016-24 dated June 9, 2016 regarding a Request for Reduction of Development Charges - 415 Queen Street.

An alternate motion was presented and discussion ensued.

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

a) THAT Joint Development and Infrastructure Services - Planning and Building Services and Corporate Services Report - Financial Services 2016-24 dated June 9, 2016 regarding a Request for Reduction of Development Charges - 415 Queen Street be received and the following recommendations be adopted:

i) THAT the payment of Development Charges, or of any development-related fees, not be waived;



ii) AND THAT Council authorizes staff to negotiate with the proponent the potential for a deferral/re-payment plan for all Town related fees for up to a maximum of 10 years, including interest and secured to the satisfaction of the Town's Treasurer.

**Carried**

21. Corporate Services Commission Report - Legislative Services 2016-13 dated June 8, 2016 regarding 'Housekeeping Amendments: Clothing Donation Bin and Taxi By-law'.

An alternate motion was presented and discussion ensued.

Moved by: Councillor Bisanz

Seconded by: Councillor Broome-Plumley

a) THAT Corporate Services Commission Report - Legislative Services 2016-13 dated June 8, 2016 regarding 'Housekeeping Amendments: Clothing Donation Bin and Taxi By-law' be received and the following recommendations be adopted:

i) THAT Council adopt the recommended housekeeping amendments to the Clothing Donation Bin By-law (2013-22), identified in red text and attached as Appendix 'A'; to be amended to reflect that school board properties be excluded from the institutional zones category as defined in the By-law; and Taxi By-law (2013-28), identified in red text and attached as Appendix 'B';

ii) AND THAT consolidated by-laws to regulate clothing donation bins and taxi be brought forward to Council, as amended;

iii) AND THAT applicable amendments to the Town's fees and charges by-law regarding taxi licensing be brought forward to Council for the 2017 budget year.

**Carried**

**Motions**

22. Deputy Mayor & Regional Councillor Taylor regarding 2017 tax target.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Hempen

THAT for the 2017 budget process Council set a tax levy increase target of no more than 2.2% (Town portion) plus not greater than a 0.6% for the infrastructure levy or an overall town increase of not greater than 2.8%.

**Carried**

23. Councillor Bisanz regarding alternative methods of Committee of the Whole and Council meetings.

Moved by: Councillor Bisanz

Seconded by: Councillor Broome-Plumley

THAT staff be directed to explore various alternative methods of conducting Committee of the Whole and Council meetings in order to respond to community needs and ensure maximum public participation, by providing greater access to Council's deliberations, and that a report be provided to Council by the end of Q4.

**Carried**

### **Action Items**

None.

### **Reports by Regional Representatives**

None.

### **Notices of Motion**

None.

### **New Business**

- a) Councillor Twinney requested that the motion she brought forward at the last Committee of the Whole meeting with respect to driving school test vehicles using residential streets be included in the Outstanding Matters List. The Town Clerk advised that the item will be added to the Outstanding Matters List and will advise Council on the status of the report progress by e-mail. Councillor Kerwin also provided feedback related to the matter and advised that the Ministry of Transportation conduct their driving tests on Sparrow Road and area residents are concerned with the increase in traffic.
- b) Councillor Kerwin expressed his appreciation to staff for the removal of siltation fences on the Dave Kerwin Trail as well as the preservation and maintenance of the trail marker carvings.
- c) Councillor Kerwin requested that the short portion of the extension of the Tom Taylor Trail to Yonge Street be paved.

- d) Councillor Kerwin expressed concerns regarding the size of new homes being constructed on existing lots and requested information from staff with respect to feasibility of architectural controls. The Chief Administrative Officer indicated that a previous report on the matter will be re-circulated to Council by e-mail.
  - e) Councillor Kerwin advised that staff should be more proactive in explaining the planning process, in particular to new Canadians.
  - f) Deputy Mayor & Regional Councillor Taylor suggested that options should be explored with respect to standard plain language mail-outs, possibly in a number of different languages and consideration be given to producing a video that could be shown at public meetings providing an explanation of the process.
24. Mayor Van Bynen requested reconsideration of Item 7 of the agenda being Development and Infrastructure Services – Public Works Services Report 2016-27 dated June 6, 2016 regarding Sewer Lateral Clearing as Recommendation iii) related to cost reimbursement requires more definite clarification.

Moved by: Councillor Bisanz  
 Seconded by: Councillor Vegh

THAT Development and Infrastructure Services – Public Works Services Report 2016-27 dated June 6, 2016 regarding Sewer Lateral Clearing be reconsidered.

**Carried by 2/3 majority**

An alternate motion was presented in place of clause iii).

Moved by: Councillor Twinney  
 Seconded by: Councillor Vegh

a) THAT Development and Infrastructure Services – Public Works Services Report 2016-27 dated June 6, 2016 regarding Sewer Lateral Clearing be received and the following recommendations be adopted:

- i) THAT beginning January 1, 2017, the clearing of all sewer lateral blockages on private properties fall under the responsibility of the owner/resident;
- ii) AND THAT owners/residents who experience a sewer backup and contact the Town, are provided with a contact for a preselected local plumbing contractor to clear the blockage;

iii) AND THAT if the blockage is found and proven to be on municipal property by the preselected local plumbing contract, the owner would not incur any costs and, to be certain, that any costs that may have been incurred be reimbursed to the homeowner and where required Town staff clear the blockage and conduct any remedial works.

**Carried**

## **Closed Session**

25. Personal matters about identifiable individuals per Section 239 (2) (b) of the Municipal Act, 2001 - Excerpt from Appointment Committee (Closed Session) Minutes of May 16, 2016 - Item 2 - Recommending Appointment of representatives to the Main Street District Business Improvement Area Board of Management. (Deferred from the May 30, 2016 Committee of the Whole meeting)

Moved by: Councillor Vegh

Seconded by: Councillor Broome-Plumley

THAT the meeting convene into Closed Session for the purpose of discussing personal matters about identifiable individuals per Section 239 (2) (b) of the Municipal Act, 2001.

**Carried**

The Committee of the Whole resolved into Closed Session at 5:42 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 6:09 p.m.

26. Excerpt from Appointment Committee (Closed Session) Minutes of May 16, 2016. (Deferred from the May 30, 2016 Committee of the Whole meeting)

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Bisanz

THAT the Excerpt from the Appointment Committee (Closed Session) Minutes of May 16, 2016 be referred to the June 27, 2016 (Closed Session) meeting of Council.

**Carried**

The Committee of the Whole recessed at 6:09 p.m.

The Committee of the Whole reconvened at 7:00 p.m.

## **Public Hearing Matters**

The Council/Committee Coordinator welcomed the public to the Committee of the Whole meeting. She advised that the Planning Act requires the Town to hold at least one Public Meeting on any proposed Official Plan Amendment or Zoning By-law Amendment.

The Council/Committee Coordinator advised that the purpose of the meeting was to hear from anyone who has an interest in the Applications for Official Plan Amendment and Zoning By-law Amendment related to the lands located on the south side of Nicholson Road, municipally known as 1166-1186 Nicholson Road to permit outdoor storage as a permitted use to a maximum of 30% of the lot, provided the storage is screened in such a way as to not be visible from the street.

She further advised that the Committee of the Whole would not be making a decision regarding the proposed amendments, but would refer all written and verbal comments to Planning Staff to consider in a report that will be brought forward to a future Committee of the Whole or Council meeting.

The Council/Committee Coordinator advised that if anyone present wished to be notified of subsequent meetings, or if making a presentation, to please complete a form with your name and address and submit it to the Clerk's staff.

The Council/Committee Coordinator noted that in accordance with the Planning Act, the Ontario Municipal Board may dismiss an appeal without holding a hearing, if the appellant failed to make either oral submission at the Public Meeting or provide written submissions to Council prior to adoption.

She thanked everyone for their participation and interest in the meeting.

27. Development and Infrastructure Services Report - Planning and Building Services 2016-22 dated May 30, 2016 and related Council Extract, Public Meeting Notice regarding an Application for Official Plan Amendment and Zoning By-law Amendment - 1166 and 1186 Nicholson Road.

The Senior Planner – Policy provided an overview of the process associated with the application.

Mr. Jonathon Rodger, on behalf of Zelinka Priamo Ltd./Hoopp Realty Inc. advised that the application was submitted to expand the land uses to allow for accessory outdoor storage. He provided background information about the

uses for the lands and advised that the proposed amendment involves a site specific amendment for accessory outdoor storage limited to a maximum of 30% of the lot area.

28. Ms. Brenda Cooper, 1150 Nicholson Road expressed concerns related to the view from her vantage point should the re-zoning occur.

The Senior Planner – Policy advised of the next steps in the process with a further report to an upcoming Committee of the Whole meeting.

Moved by: Councillor Twinney

Seconded by: Councillor Kerwin

THAT Development and Infrastructure Services Report - Planning and Building Services 2016-22 dated May 30, 2016 and related Council Extract, Public Meeting Notice, presentation by Mr. Jonathon Rodger, on behalf of Zelinka Priamo Ltd./Hoopp Realty Inc., all deputations and correspondence from Ms. Brenda Cooper, Secretary-Treasurer, Cooper Plating Inc. regarding an Application for Official Plan Amendment and Zoning By-law Amendment - 1166 and 1186 Nicholson Road be received.

**Carried**

## **Adjournment**

Moved by: Councillor Kerwin

Seconded by: Councillor Twinney

THAT the meeting adjourn.

**Carried**

There being no further business, the meeting adjourned at 7:21 p.m.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2016-32

**A BY-LAW TO LIFT 0.3M RESERVES AND DEDICATE CERTAIN LANDS AS A PUBLIC HIGHWAY.**

(Clearmeadow Boulevard, Rannie Road, Rita's Avenue located within Southwest Newmarket – Ward 6)

WHEREAS the Town received a parcel of land for road purposes from Ontario Hydro described as Part of Lot 92, Concession 1, WYS (King) designated as Part 2 on Plan 65R-13103 on May 1, 2000;

AND WHEREAS pursuant to 1209104 Ontario Limited - Landmark Estates Phase 1 Residential Head Subdivision Agreement dated February 23, 2000 the Town received a parcel of land from the Developer described as a 0.3m Reserve being Block 39 on Plan 65M-3437 on September 28, 2000;

AND WHEREAS pursuant to 1209104 Ontario Limited – Landmark Estates Phase 2 Residential Amending Subdivision Agreement dated August 30, 2005 the Town received a parcel of land from the Developer described as 0.3m Reserve being Block 14 on Plan 65M-3865 on November 9, 2005;

AND WHEREAS pursuant to 1209104 Ontario Limited – Landmark Estates Phase 4 Residential Subdivision Agreement dated June 1, 2016 it is deemed appropriate to lift 0.3m reserves and dedicate the parcels of land as a public highway and form Clearmeadow Boulevard, Rannie Road and Rita's Avenue;

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

1. THAT the land legally described as Part of Lot 92, Concession 1, WYS (King) designated as Part 2 on Plan 65R-13103, Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and form Rita's Avenue;
2. AND THAT the land legally described as Block 39 (Reserve), Plan 65M-3437, Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and form part of Clearmeadow Boulevard;
3. AND THAT the land legally described as Block 14 (Reserve), Plan 65M-3865, Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and form part of Rannie Road;
4. AND THAT the Municipal Solicitor or her designate be authorized and directed to electronically sign and register this by-law on title on behalf of the Corporation of the Town of Newmarket.

ENACTED THIS 27<sup>th</sup> DAY OF JUNE, 2016.

\_\_\_\_\_  
Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2016-33

A BY-LAW TO REGULATE THE LICENSING AND GOVERNING OF CLOTHING DONATION BINS.

WHEREAS Section 151 of the *Municipal Act 2001, S.O. 2001, c.25*, as amended, establishes that a municipality may provide for a system of licences with respect to a business;

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

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

The following words shall have the following meanings in this By-law.

#### 1. DEFINITIONS:

**"APPLICANT"** means a person applying for a license to carry on a business, activity or undertaking pursuant to this by-law;

**"CHARITY"** means a registered Charity, as defined in Subsection 248(1) of the Income Tax Act, R.S.C. 1985, c. 1 (5th Supp.), or successor legislation, that has a registration number issued by the Canada Revenue Agency, or successor agency;

**"CLOTHING DONATION BIN"** means any receptacle used for the purpose of collecting clothing, donated by the public, on an ongoing basis and as part of the regular activity of the Operator;

**"COMMERCIAL"** means a Commercial zone defined in the *Zoning By-law*;

**"COUNCIL"** means Council of the Corporation of the Town of Newmarket;

**"HIGHWAY"** means a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and included the area between the lateral property lines thereof;

**"INSTITUTIONAL"** means an *Institutional* zone as defined in the *Zoning By-law* excluding all school board property;

**"LAND"** means grounds, yards and vacant and developed lots;

**"LICENCE"** means the authorization obtained or granted or issued by the Town pursuant to this by-law to carry on a business, activity or undertaking;

**"MUNICIPALITY"** means the Corporation of the Town of Newmarket or the geographic area of the Town of Newmarket as the context requires;

**"OFFICER"** means a Police Officer as defined under the Police Services Act, R.S.O. 1990, c. P15, as amended, an individual appointed by the Town as a Municipal Law Enforcement Officer pursuant to section 15 of the Police Services Act, as amended, or any other individual designated by the Town to enforce this By-law;

**"OPERATOR"** means an operator of a *Clothing Donation Bin* who is licensed as such or required to be licensed as such under this By-law;



“ORDER” means an order issued under section 5 of this by-law to the Owner of a property requiring the Owner who contravened the by-law or who caused or permitted the contravention or the Owner of land on which the contravention occurred to do work to correct the contravention.

“OWNER” means the owner, authorized agent, lessee, or occupier of the premises upon which a *clothing donation bin* is located;

“PERSON” includes a natural individual and their heirs, executors, administrators or other legally appointed representatives, a corporation, partnership or other form of business association;

“TOWN” means the Corporation of the Town of Newmarket;

“ZONING BY-LAW” means the Zoning By-law of the Town of Newmarket passed under the Planning Act, as amended, from time to time.

## 2.0 LICENSING REQUIREMENTS:

2.1 No *Person* shall carry on or engage in the business or occupation of a *Clothing Donation Bin Operator* without first obtaining a *licence*.

2.2 Every *applicant* for a *licence* and for the renewal of a *licence* issued under this By-law shall submit an application with the following documentation:

- (a) an application for every clothing donation box he or she wishes to license;
- (b) pay the fee as set out in the Licensing Fees By-law;
- (c) proof of Canadian General Liability insurance in an amount of two million (\$2,000,000) dollars;
- (d) a letter of permission from the *Owner* for installation of the donation box on the property;
- (e) a sketch and description of the location on the property for the proposed *clothing donation bin*; and
- (f) provide a list and locations of all of his or her *Clothing Donation Bins* to be licensed in the Town of Newmarket.

## 3.0 LOCATION OF CLOTHING DONATION BINS:

3.1 *Clothing Donation Bins* shall only be placed:

- (a) on commercial and institutional zoned property;
- (b) set back one (1) metre from all property lines, so as not to restrict sight lines from nearby driveways and laneways.

3.2 No *Operator* shall place a *Clothing Donation Bin* on any *highway* or other property owned by the Town.

3.3 No *Operator* shall operate a *Clothing Donation Bin* in any location other than the location for which the *licence* was issued for.

3.4 An *Operator* who wishes to move a *Clothing Donation Bin* may apply for an amendment to the *licence* issued in respect of such *Clothing Donation Bin* provided that:

- (a) paying the fee prescribed in the Licensing Fees By-law; and
- (b) is in compliance with this By-law.

#### 4.0 GENERAL REQUIREMENTS

##### 4.1 Each *Operator* shall:

- (a) display the name of the *operator* or *Charity* in a conspicuous place on the clothing donation bin, in lettering no smaller than 100 millimetres x 75 millimetres and of a contrasting colour;
- (c) display the contact information for the *operator* or organization;
- (c) display a notice requiring all donated items to fit in the bin and a list of all prohibited items; and
- (d) display a pick-up schedule for the donations.

##### 4.2 Each *operator*, for each licensed clothing donation bin shall:

- (a) obtain a sticker from the Town bearing an identifying number, the location for which the *clothing donation bin* has been approved, and the expiry date of the *licence*; and
- (b) affix and maintain the sticker on a conspicuous part of the *clothing donation bin* throughout the period for which the *licence* is valid.

#### 5.0 ORDER

##### 5.1 Where the Town is satisfied that a contravention of this by-law has occurred, the Town may make an *order* requiring the *person* who contravened this by-law, or who caused or permitted the contravention, or the *owner* or occupier of the *land* on which the contravention occurred, to do work to correct the contravention.

##### 5.2 An *order* under Section 5.1 of this by-law shall set out:

- (a) reasonable particulars of the contravention adequate to identify the contravention and the location of the *land* on which the contravention occurred; and
- (b) the *operator* to repair, remove or clean up all contraventions identified on the *Order* within seven (7) days of the *Order* being served.

##### 5.3 An *order* under Section 5.1 may require work to be done even though the facts which constitute the contravention of this by-law were present before this by-law came into force.

##### 5.4 Any *person* who contravenes an *order* under Section 5.1 of this by-law is guilty of an offence.

##### 5.5 The *Order* may be served:

- (a) personally on the *operator* of the *Clothing Donation Bin*; and
- (b) to the *Owner* of the property;
- (c) mailed by registered mail to the last known address of the *person*;
- (d) served by regular mail, an *Order* shall be deemed to have been served on the 5th day after it is mailed.

- 5.6 Where a Clothing Donation Bin has been removed by the Town such *Clothing Donation Bin* shall be stored for a period of thirty (30) days and the *Clothing Donation Bin owner* may redeem the Clothing Donation Bin upon payment of the storage and removal fees prescribed in the Licensing Fees By-law. Where a *Clothing Donation Bin* has not been redeemed within thirty (30) day period, such *Clothing Donation Bin* may be forthwith destroyed or otherwise disposed of by the Town without notice or compensation and the *Clothing Donation Bin owner* shall be invoiced.

6.0 INSPECTIONS AND POWER OF ENTRY:

- 6.1 No *person* shall hinder or obstruct, or attempt to hinder or obstruct, any *person* who is exercising a power or performing a duty under this By-law.

- 6.2 An *Officer* may enter on *land* at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with:

- (a) this By-law;
- (b) a condition of a Site Alteration Permit issued under this By-law;
- (c) an *order* of the Town made under this By-law; or
- (d) an *order* made under s. 431 of the Act.

- 6.3 Where an inspection is conducted by the Town, the *person* conducting the inspection may:

- (a) require the production for inspection of documents or things relevant to the inspection;
- (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
- (c) require information from any *person* concerning a matter related to the inspection; and including their name, address, phone number and identification; and
- (d) alone or in conjunction with a *person* possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.

- 6.4 The Town may undertake an inspection pursuant to an *Order* issued under Section 438 Act.

- 6.5 The Town's power of entry may be exercised by an employee, *officer* or agent of the Town or by a member of a police force having jurisdiction, as well by any *person* under his or her direction.

7.0 ORDER TO DISCONTINUE:

- 7.1 Where an *Officer* is satisfied that a contravention of this By-law has occurred, the *Officer* may make an *order* requiring the *person* who contravened this By-law, or who caused or permitted the contravention, or the *owner/operator* or occupier of the *land* on which the contravention occurred, to discontinue the contravening activity.

- 7.2 An *order* to discontinue shall set out:

- (a) reasonable particulars of the contravention adequate to identify the contravention and the location of the *land* on which the contravention occurred; and
- (b) the date by which there must be compliance with the *order*.

- 7.3 Any *person* who contravenes an *order* to discontinue is guilty of an offence.

- 7.4 The *order* shall be served personally on the property owner or the *owner/operator* of the *Clothing Donation Bin* or by registered mail to the *owner/operator* of the *Clothing Donation Bin* at the address of the *Clothing Donation Bin* and/or the address supplied on the application for *licence*, in which case it shall be deemed to have been given on the 5th day after it is mailed.

8.0 PENALTY PROVISION:

- 8.1 Any *person* who contravenes a provision of this By-law, including an *Order* issued under this By-law, is guilty of an offence.
- 8.2 If there is a contravention of any provision of this By-law, and the contravention has not been corrected, the contravention of the provision shall be designated as a continuing offence for each day or part of a day that the contravention remains uncorrected.
- 8.3 If an *order* has been issued under this By-law, and the *order* has not been complied with, the contravention of the *order* shall be designated as a continuing offence for each day or part of a day that the *order* is not complied with.
- 8.4 Any *person* who is guilty of an offence under this By-law on conviction is liable to the following penalties:
- (a) Upon a first conviction, the minimum fine shall be \$350.00 and the maximum fine shall be \$100,000.00;
  - (b) Upon a second or any subsequent conviction, the minimum fine shall be \$500.00 and the maximum fine shall be \$100,000.00.
  - (c) Upon conviction for a continuing offence, the minimum fine shall be \$500.00 and the maximum fine shall be \$10,000.00 for each day or part of a day that the offence continues;
  - (d) Upon conviction for a multiple offence, for each offence included in the multiple offences, the minimum fine shall be \$500.00 and the maximum fine shall be \$10,000.00.

- 8.4 For purposes of this By-law, "multiple offences" means an offence in respect of two (2) or more acts or omissions each of which separately constitutes an offence and is a contravention of the same provision of this By-law.

- 8.5 For purposes of this By-law, an offence is a "second or subsequent offence" if the act giving rise to the offence occurred after a conviction had been entered at an earlier date for the same offence.

9.0 SEVERABILITY:

- 9.1 Where a Court of competent jurisdiction declares any section or part of a section of this By-law invalid, the remainder of this By-law shall continue in force unless the Court makes an *order* to the contrary.

10.0 REPEAL/EFFECTIVE DATE:

- 10.1 By-law Number 2013-22 is hereby repealed and this by-law shall come into force and effect upon its adoption.

11.0 SHORT TITLE:

This By-law shall be referred to as the Clothing Donation Bins By-law.

ENACTED THIS 27<sup>th</sup> DAY OF JUNE, 2016.

\_\_\_\_\_  
Tony Van Bynen, Mayor

\_\_\_\_\_  
Andrew Brouwer, Town Clerk



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2016-34

A BY-LAW FOR THE LICENSING, REGULATING AND GOVERNING OF TAXICAB BROKERS, OWNERS AND DRIVERS.

WHEREAS Section 151 of the *Municipal Act 2001, S.O. 2001, c.25*, as amended, establishes that a municipality may provide for a system of licences with respect to a business;

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:

#### 1.0 DEFINITIONS:

The following words shall have the following meanings in this By-law.

**"ACCESIBLE TAXICAB"** means a motor vehicle that is used or designed for use as a taxicab in relation to the transportation of persons who have a disability;

**"APPEALS COMMITTEE"** means a committee that is appointed from time to time by Council for the purpose of hearing appeals regarding the revocation, suspension, cancellation or refusal to issue or renew a licence pursuant to this by-law;

**"APPLICANT"** means a person applying for a license to carry on a business, activity or undertaking pursuant to this by-law;

**"BROKER"** means any person who carries on the business of accepting orders for or dispatching taxicabs in any manner;

**"CLEAN"** means free of dirt and in good repair;

**"COUNCIL"** means Council of the Corporation of the Town of Newmarket;

**"DIRECTOR"** means the Director, Legislative Services of the Town or authorized designate;

**"DISPATCH"** means the communication in any manner to a driver of request to hire or engage a taxicab;

**"DRIVER"** means the operator of a taxicab who holds and maintains or is required to hold and maintain a Town taxicab driver's licence issued pursuant to this by-law;

**"FEES AND CHARGES BY-LAW"** means the Licensing Fees and Charges By-law, as amended for the Legislative Services Department;

**"FARE"** means the amount displayed on the taxicab meter at the conclusion of a trip, or the flat rate allowed pursuant to this by-law for the trip, together with any additional charges allowed pursuant to this by-law;

“LEASE” means an agreement between an owner and a person, under which the owner provides his licensed taxicab to be used by a person to operate as a taxicab;

“LICENSE” means the authorization obtained or granted or issued pursuant to this by-law to carry on a business, activity or undertaking;

“LICENSED” means to have in one’s possession a valid and current licence issued pursuant to this by-law;

“LICENSEE” means any person who is licensed pursuant to this by-law or a licensee applying for renewal of a license as the context requires;

“MUNICIPALITY” means the Corporation of the Town of Newmarket or the geographic area of the Town of Newmarket as the context requires;

“OFFICER” means a Police Officer as defined under the Police Services Act, R.S.O. 1990, c. P15, as amended, an individual appointed by the Town as a Municipal Law Enforcement Officer pursuant to section 15 of the Police Services Act, as amended, or any other individual designated by the Town to enforce this By-law;

“OPERATE” when used in reference to a taxicab includes to drive the said vehicle and to make or have it available to the public in service as a taxicab, and operated, operating and operation have corresponding meanings;

“OWNER” means the owner of a taxicab licence and where a person has entered into a lease agreement with the owner, the lessee for the purposes of this by-law shall also be deemed as the owner, as the context requires;

“PASSANGER” means any person other than the driver, who is seated or otherwise situated within a taxicab or accessible taxicab;

“PERSON” includes a natural individual and his heirs, executors, administrators or other legally appointed representatives: and a corporation, partnership or other form of business association;

“PRIORITY LIST” means a list of persons maintained by the Director , who may be eligible to receive a taxicab licence in accordance with the provisions of this by-law;

“TARIFF CARD” means the notice of permitted fares as set out in this by-law and as issued by the Director;

“TAXICAB” means a motor vehicle that is designed or customarily used for the transportation of passengers, where such motor vehicle is offered or made available for hire together with a driver for the conveyance of passengers or goods, but “taxicab” does not include a livery cab, limousine or a bus as defined in the *Highway Traffic Act*;

TAXICAB METER” means a measuring device used in a taxicab or accessible taxicab to calculate the fare payable for a trip;

“TAXICAB PLATE” and “PLATE” means a metal numbered plate issued by the Town to a person licensed pursuant to this by-law;

“TINT FREE” means free from any type of tinting, coloured spray or other reflective material on a vehicle windshield and windows which substantially obscures the interior of the vehicle when viewed from the outside or, reduces the visibility of the driver, passenger or passengers;

“TOWN” means the Corporation of the Town of Newmarket or the geographic limits of the Town as the context requires;

“TRIP” means the distance and time traveled or estimated to be traveled, measured from the time and location where the passenger or property enters the taxicab or when the taxicab meter is first engaged, whichever comes first, to the time and location where the passenger or goods reach their destination and leave the taxicab, or the taxicab meter is disengaged, whichever comes last;

“TRIP SHEET” means the written record of the details of each trip as recorded by the driver of the taxicab;

## 2.0 GENERAL LICENSING PROVISIONS

- 2.1 Administration of this by-law shall be the responsibility of the *Director*, who is hereby authorized to issue licences to owners, brokers and drivers in accordance with the provisions of this by-law.
- 2.2 The Director may revoke, cancel, suspend or refuse to renew or issue a license pursuant to the provisions of this by-law.
- 2.3 The Director may issue a licence on a temporary basis where it is deemed necessary or advisable to do so.
- 2.4 An application for a new licence, renewal or a transfer of taxicab shall be completed and submitted to the Director on the forms provided, along with the prescribed licensing fees as set out in the *Fees and Charges By-law*.
- 2.5 Acceptance of the application and fee shall not represent approval of the application nor shall it obligate the Town to issue a licence.
- 2.6 No person shall promote or carry on business under any name other than the name endorsed upon the license, except in accordance with the provisions of this by-law.
- 2.7 No person shall act as or be a broker unless he is licensed as a broker pursuant to this by-law.
- 2.8 No person shall act as or be an owner unless he is licensed as an owner pursuant to this by-law.
- 2.9 No person shall act as or be a driver unless he is licensed as a driver pursuant to this by-law.
- 2.10 The term of each licence shall, unless otherwise authorized by this by-law, be valid for a period of (1) one year from the 1<sup>st</sup> day of May in the year of issuance or renewal up to and including the 30<sup>th</sup> day of April of the following year, with the option of a (2) year licence with the expiry date of the 30<sup>th</sup> day of April in the second year unless sooner revoked, amended, cancelled, suspended, or voluntarily relinquished to the Town.
- 2.11 No corporation may be licensed as a driver pursuant to this by-law.
- 2.12 An applicant is entitled to be licensed and a licensee is entitled to have such licence renewed, except where:
  - (1) the past conduct of the applicant or licensee affords reasonable grounds for belief that the applicant or licensee will not carry on the activity for which the applicant is applying for or the licensee is licensed for, in accordance with law and with integrity and honesty;

- (2) the applicant or licensee is carrying on activities that are, or will be if the applicant was licensed, in contravention of this by-law;
  - (3) there are reasonable grounds for belief that the premises, accommodation, equipment, vehicle or facilities in respect of which the license is required, do not comply with the provisions of this by-law or other applicable law;
  - (4) there are reasonable grounds for belief that an applicant or licensee has provided a false statement or false information for the purpose of obtaining a licence;
  - (5) the applicant or licensee is not in compliance with any Town land use by-law or any other Town by-law, or any other requirement under the *Planning Act* or any other Act.
- 2.13 An application for renewal of a licence issued pursuant to this by-law shall be delivered, along with the prescribed fee, in person to the Director, before the expiry date of such license. If an application for renewal of a licence is delivered to the Director after the expiry date of the licence, the applicant shall submit an application as a new applicant.
- 2.14 A licence issued to a broker, owner and/or driver under this by-law is not transferable.
- 3.0 REVOCATION, SUSPENSION, CANCELLATION OR REFUSAL TO RENEW OR ISSUE
- 3.1 The Director may revoke, suspend, cancel or refuse to renew or issue a licence:
- (1) where the past conduct of the applicant or licensee affords reasonable grounds for belief that the applicant or licensee will not carry on the activity for which the applicant is applying for or the licensee is licensed for, in accordance with law and with integrity and honesty; and/or
  - (2) where the applicant or licensee has been found by the Director or Officer to fail to comply with any provision of this by-law.
- 3.2 Upon such revocation, suspension, cancellation or refusal to renew or issue, a written notice signed by the Director shall be delivered to the applicant or licensee within seven (7) business days as provided for hereunder:
- (1) such notice shall set out and give reasonable particulars of the grounds for the decision; and
  - (2) shall inform the applicant or licensee of his entitlement to a hearing before the Appeals Committee, if he delivers within seven (7) business days after the date of service or the date of mailing of the notice, whichever is later, a written request for a hearing; and
  - (3) if a written request from the applicant or licensee is not received by the Director within the prescribed time, the decision of the shall be final and the licensee shall deliver within twenty four (24) hours of the expiration of the appeal period, the licence and owner's plate.



- 3.3 Where a hearing held pursuant to this by-law has taken place and the license was revoked, suspended, cancelled or refused for renewal, the licensee shall return the licence to the Director within seventy-two hours (72) of receiving the written notice of the decision of the Appeals Committee sent pursuant to the provisions of this by-law.
- 3.4 When a person has had his license revoked, suspended or cancelled under this by-law the Director or Officer may enter upon the business premise or into the vehicle of the licensee for the purpose of receiving, taking, or removing the said licence and/or owner's plate.
- 3.5 When a person has had his license revoked, suspended or cancelled under this by-law he shall not refuse to deliver or in any way obstruct or prevent the Director or Officer from obtaining, the said licence or the owner's plate.

#### 4.0 APPEALS COMMITTEE HEARING

- 4.1 Upon receipt of a written request for a hearing from an applicant or licensee, the Director shall advise the Appeals Committee and request the Appeals Committee to convene a meeting and shall give the applicant or licensee written notice of the date, time and location of such meeting which shall not be less than seven (7) business days after the date of the notice.
- 4.2 The Director shall make a recommendation to the Appeals Committee with respect to revocation, suspension, cancellation or refusal to renew or issue a licence or recommend that a license be issued subject to certain terms and conditions.
- 4.3 Before the Appeals Committee makes any decision, a written notice advising the applicant or licensee of the recommendations being made by the Director with respect to the licence, shall be given to the applicant or licensee by the Director.
- 4.4 The applicant or licensee shall have the right to make a submission in support of an application or renewal or retention of a license at such hearing and if the applicant or licensee who has been given written notice of the hearing does not attend such hearing, the Appeals Committee may proceed with the hearing in the applicants or licensee's absence, and the applicant or licensee shall not be entitled to any further notice of the proceedings.
- 4.5 The decision of the Appeals Committee is final and is not subject to an appeal.

#### 5.0 SERVING OF NOTICE OR ORDER

- 5.1 Any notice or order required to be given pursuant to this by-law by the Director. shall be deemed to be sufficiently served if delivered personally or sent by registered mail or by prepaid first class mail addressed to the person to whom service is to be made at the address on the application or the last known address on file in the Director's Office.
- 5.2 Notice or Orders served by either registered mail or by prepaid first class mail shall be deemed to have been received on the fifth (5) day following the mailing of the notice or order.

## 6.0 NOTIFICATION OF CHANGE OF INFORMATION

- 6.1 When a licensee who is a natural individual changes his/her name, address, or any information relating to the license, the licensee shall notify the Director. within seven (7) business days after the change, of information relating to the licence and shall if required by the Director return the licence immediately to the Director for amendment.
- 6.2 Where a licensee is a corporation and there is change in the information as set out in the application for licence, such as the names or addresses of the officers or Directors, the location of the corporate head office or any change in the ownership of shares, the licensee shall notify the Director of the change within seven (7) business days thereof, and shall if required by the Director, return the licence immediately to the Director for amendment.

## 7.0 FARES

- 7.1 The fares to be charged by the owners and drivers of taxicabs for the conveyance of passengers shall be such fares as are set by Council from time to time and no owner or driver shall charge any fare in excess of those set by Council.
- 7.2 Notwithstanding the foregoing section, the fares referred to in this by-law shall not apply to:
- (1) taxicabs being used for the transportation of children to and from school or to taxicabs operating under contract to any government agency for the transportation of children with disabilities;
  - (2) taxicabs being used for the transportation of passengers with a destination outside the Town who agree with the taxicab driver, prior to the commencement of the trip, to pay a flat rate.
- 7.3 When a driver picks up a passenger within the Town and such passenger has a destination outside the Town, the driver and the passenger may agree before the commencement of the trip, on a flat rate.
- 7.4 Notwithstanding Section 7.1 any broker having a contract to provide taxicab services for either York Region Mobility and/or one of the school boards in York Region, will be permitted to operate his taxicabs on a flat rate; provided that evidence of such contract has been filed with the Director in a form and manner approved by the Director .

## 8.0 BROKER REGULATIONS

- 8.1 Every broker shall:
- (1) maintain at least one (1) Newmarket taxicab licence to operate a brokerage and maintain a business office, from which the taxicab brokerage is operated, and such office shall be in compliance with all Town land use by-laws, any other Town by-law, and any requirement under the *Planning Act* or any other Act;
  - (2) require all owners who have entered into arrangements with the broker for the provisions of taxicab brokerage services, to use the same design, shape and colour scheme of roof sign, and to attach to each front door of the taxicab an identifying decal which shall include the name of the taxicab broker, in a form approved by the Director , and shall produce and file a sample of the roof sign and identifying decal with the Director ;

- (3) submit to the Director by the 1st day of the following months; January, March, May, July, September and November a list, showing in numerical order by taxicab plate number,
  - (a) the name of every owner; and
  - (b) the name of every driver operating any taxicab in the Town with whom the broker has entered into any agreement for the provision of services; and such list shall note any additions or deletions to the previously submitted list as to owners or drivers who are or are no longer affiliated with the broker.
- (4) keep a record of each taxicab dispatched on a trip, the time and date of receipt of the order, the pick-up location and the final destination; these records shall be retained for a period of twelve (12) months; and such records shall be produced upon request of the Director ;
- (5) supply the Director with a copy of the Broker's Federal Radio Licence call sign and frequency number, if any;
- (6) upon request, inform any customer of the anticipated length of time required for a taxicab to arrive at the pick-up location;
- (7) when volume of business is such that service will be delayed to a prospective customer, the broker shall inform the customer of the approximate length of the delay, before accepting the request;
- (8) dispatch a taxicab to any person requesting service at a pick-up location within the Town, unless the person requesting service has not paid for a previous trip;
- (9) carry on business only in the name in which the broker is licensed;
- (10) not dispatch any taxicab if the owner or driver, in the opinion of the Director , has contravened any provision of this by-law;
- (11) submit a written report within seventy-two (72) hours, or at such time as the Director may prescribe; whenever a taxicab licensed pursuant to this by-law is involved in an accident, whether such accident was in or out of the limits of the Town.

8.2 The Director may, when the offices are open enter upon the business premises of any licensee to insure that the provisions of this by-law are being or have been complied with.

8.3 In the course of such inspection the Director is entitled to request and have produced within seventy-two (72) hours all relevant licences, permits and documentation required pursuant to this by-law and to have access to all invoices, vouchers, appointment books and trip sheets or like documents of the person being inspected, provided such documents are relevant for the purpose of the inspection.

## 9.0 BROKER PROHIBITIONS

9.1 No broker shall:

- (1) accept orders for, or in any way dispatch or direct orders to a taxicab licensed under this by-law when the activity would be illegal or in convention of any other law or provincial statute;

- (2) in any way dispatch or direct orders to, operate or permit to operate a taxicab for a pick-up location within the Town, when the owner or the driver or the taxicab is not licensed pursuant to this by-law;
- (3) dispatch or direct orders for a parcel delivery to a taxicab driver unless the taxicab driver first consents to making the parcel delivery;
- (4) require any taxicab driver to accept any order necessitating the expenditure of money by the driver, on behalf of the customer;
- (5) enter into an agreement for the provisions of brokerage services with an owner or driver who is affiliated with another broker;
- (6) dispatch any taxicab driver to a pick-up location within the Town, unless the taxicab he is operating is licensed pursuant to this by-law;
- (7) charge a fare or enter into an agreement to charge a fare, which is not in accordance with the provisions of this by-law;
- (8) acting alone or in concert with a subsidiary, affiliate or partnership, own, hold or control more than two thirds (2/3) of the taxicab licensed by the Town;

#### 10.0 OWNER AND/OR TAXICAB OWNER REGULATIONS

##### 10.1 Every owner shall:

- (1) keep at all times in the taxicab a copy of each of the following documents:
  - (a) the motor vehicle permit in good standing issued by the Ontario Ministry of Transportation in the owner's name;
  - (b) the taxicab licence maintained in good standing and issued pursuant to this by-law;
  - (c) a certificate of automobile insurance for the taxicab in accordance with this by-law.
  - (d) affixed, in a holder, or in a location and in a manner approved by the Director, the current tariff card;
- (2) keep at all times on the taxicab:
  - (a) the owner's plate firmly affixed to the right rear bumper, or at a location and in a manner approved by the Director ;
  - (b) the owner's plate number for that taxicab in numbers of at least 15cm in height in a location and in a manner approved by the Director ;
  - (c) the name of the broker with whom the plate is associated with, in letters of 15cm in height, in a location and in a manner approved by the Director ;
  - (d) numbering and lettering affixed on the vehicle in a colour that is in contrast with the colour of the vehicle;

- (e) an electrically illuminated roof sign which is securely attached to the top of the taxicab in a manner approved by the Director; and such roof sign shall be wired to the taxicab meter and working in conjunction with the meter so that it is not illuminated when the meter is engaged and is illuminated when the meter is in vacant status.
  - (3) employ or use only the services of a driver licensed pursuant to this by-law;
  - (4) provide the Director with
    - (a) the name of the broker with whom he is affiliated with; and
    - (b) the name of every driver operating his taxicab and such names shall be supplied within seventy-two (72) hours of the time when the driver has commenced to operate the said taxicab, and
    - (c) where applicable, file with the Director a copy of any lease agreement the owner may have with the driver.
  - (5) immediately repair any mechanical defect in the vehicle that becomes known to him and/or as reported to him by a driver;
  - (6) submit a written report within seventy-two (72) hours or at such time as the Director may prescribe, whenever a taxicab licensed pursuant to this by-law is involved in an accident, whether such accident was in or out of the limits of the Town.
  - (7) where a taxicab licensed owner and/or taxicab owner is a corporation, ensure that a minimum of one officer or Director of the corporation is licensed as a driver pursuant to this by-law.
- 10.2 Every taxicab licence owner and/or taxicab owner who ceases to be affiliated with a broker shall:
- (1) remove from the vehicle the roof light, radio and telephone number of the taxicab broker the owner is leaving;
  - (2) change and remove from the vehicle the colour scheme and all decals or other taxicab brokerage markings on the vehicle;
  - (3) return to the broker all business cards, promotional material and other equipment belonging to that broker.

#### 11.0 TAXICAB OWNER PROHIBITIONS

##### 11.1 No taxicab licensed owner and/or taxicab owner shall:

- (1) permit a taxicab to be operated with mechanical defects;
- (2) affix or permit any person to affix to any taxicab except the taxicab for which it was issued, the licence or owner's plate issued pursuant to this by-law;
- (3) operate or permit to operate a taxicab not licensed pursuant to this by-law;
- (4) operate or permit to operate a taxicab when the interior is not clean and/or not in good repair;

- (5) operate or permit to operate a taxicab when the exterior body is damaged or has rust;
- (6) operate or permit to operate a taxicab with tinted windows;
- (7) operate or permit to operate a taxicab with any decal or roof-sign being used by a taxicab broker with whom the owner is not affiliated;
- (8) display or permit the display of any sign, emblem, decal, ornament or advertisement, on or in his/her taxicab, except in a form approved by the Director;
- (9) operate or permit to operate a taxicab unless a taxicab meter is installed, and the meter complies with the rates as may be set by Council from time to time and has been tested and sealed by the Director ;
- (10) take a taxicab off the road for a period longer than thirty (30) consecutive days during any calendar year; provided a cab may be temporarily retired on more than one occasion within a calendar year so long as the total period of temporary retirement does not exceed thirty (30) days in that calendar year; or
- (11) operate or permit to operate a taxicab licensed as an accessible taxicab, without a driver who has not been trained in the proper operation of the equipment and in the special needs of passengers with disabilities.

## 12.0 DRIVER REGULATIONS

### 12.1 Every applicant for a taxicab driver's licence shall:

- (1) attend in person for setting up a date and time for a taxi test and pay the prescribed sitting fee as may be set by Council from time to time;
- (2) score a minimum of 80% on a written test; the test shall be set by the Director and shall deal with the requirements of this by-law and the geography of the Town and surrounding areas. If the applicant is found to be cheating on his test he will not be permitted to rewrite the test for a period of six (6) months;
  - (a) if the applicant is not successful the first time, the waiting period for re-testing is one(1) week;
  - (b) if the applicant is successful in writing the test, the test will be valid for six (6) months from the date of the test and if the applicant does not obtain the licence within that time period he will be required to rewrite the test.

### 12.2 Every applicant or licensee for a driver's license shall submit the following original documentation to the Director:

- (1) proof of Canadian citizenship, or
- (2) proof of landed immigrant status, or
- (3) a valid work permit issued by the Government of Canada, and
- (4) a valid current Class "G" Ontario Driver's Licence, and

- (5) a new driver shall provide a current and valid *vulnerable sector screening report* issued within sixty (60) days of the application by the Police Service having jurisdiction where he resides, and which is to the satisfaction of the *Director*.
- (6) Notwithstanding section 12.2 (5), every *taxicab driver* and *taxicab owner licensee* seeking to renew their *licence* shall produce a current and valid Criminal Background Check, issued within thirty (30) days of the application for renewal and which is to the satisfaction of the *Director*.
- (7) his/her driver's abstract current within thirty (30) days; and
- (8) a certificate prepared by a duly qualified medical doctor licensed to practice medicine in Ontario, which states that the applicant or licensee is fit and able to operate a motor vehicle; such certificate shall be required every two years, or earlier if so required by the Director ; and
- (9) a letter of employment from the taxicab broker for whom he will be employed with and operating as a taxi driver; and
- (10) any other documentation that may be required by the Director .

12.3 Every taxicab driver shall:

- (1) at all times while operating a taxicab in the Town display his licence in a location visible to passengers using the taxicab;
- (2) at all times while operating a taxicab wear in a prominent place on the outside of clothing his licence so that it is visible at all times when he is operating the taxicab;
- (3) maintain and carry a valid Ontario Driver's Licence at all times when operating a taxicab;
- (4) be at liberty to refuse to serve any person who is in possession of an animal, other than a person who is in possession of an assistance dog (ie. seeing eye dog);
- (5) drive the taxicab in the most direct traveled route to the point of destination, unless otherwise directed by the passenger;
- (6) keep in the taxicab a current street guide or map of the Town and surrounding area satisfactory to the Director ;
- (7) while operating the taxicab, maintain the interior of the taxicab in clean condition and good repair;
- (8) report, each day, upon completion of the operation of the taxicab, all defects in the taxicab to the owner;
- (9) keep a daily trip sheet showing, for each taxicab:
  - (a) a record of all trips made by the taxicab that day;
  - (b) taxicab driver(s) name;
  - (c) the date, time and location of the beginning and the termination of each trip;
  - (d) the meter readings at the start and finish of each working period;

- (e) the amount of the fare collected for each trip recorded on the taxi meter;
  - (f) Ministry of Transportation licence plate number of the taxicab; and
- (10) retain all trip sheets for a least twelve (12) months and make them available for inspection at the request of the Director ; and
- (11) submit a written report within seventy-two (72) hours or at such time as the Director may prescribe whenever a taxicab is involved in an accident, whether such accident was in or out of the limits of the Town.

### 13.0 DRIVER PROHIBITIONS

#### 13.1 No taxicab driver shall:

- (1) smoke, or permit anyone to smoke, any pipe, cigar, cigarette or any tobacco products in any taxicab;
- (2) carry any passenger, other than paying passengers, while the vehicle is being used as a taxicab or while on duty;
- (3) use any tariff card, other than that obtained from the Director , or remove, exchange, lend or otherwise dispose of the tariff card;
- (4) operate a taxicab when the meter has not been adjusted in accordance with the rates as may be set by Council from time to time and/or when the meter has not been approved and sealed by the Director ;
- (5) operate a taxicab when the taxicab meter does not operate properly;
- (6) operate a taxicab when the taxicab meter seal is missing and/or improperly affixed;
- (7) operate a taxicab without a Town of Newmarket taxi plate, a roof light and the taxi number and company name on the vehicle, as required under the provisions of this by-law;
- (8) operate for the purpose of a pick-up location in the Town, a taxicab not licensed pursuant to this by-law;
- (9) operate for the purpose of a pick-up location in the Town, a taxicab without being a licensed driver pursuant to this by-law.

13.2 When a taxicab driver has had his Ontario Driver's Licence suspended, cancelled or revoked, or where the said licence has expired and no longer valid, the driver's licence issued under this by-law shall be deemed to be suspended as of the date of suspension, expiration, cancellation or revocation of the Ontario Driver's Licence and the driver shall immediately return to the Director the licence issued under this by-law.

13.3 If at any time the taxicab drivers photograph is not a reasonable likeness of the driver due to physical changes or the passage of time, the Director may require that the driver attend at the Director's Office for the purpose of taking an updated photograph.



#### 14.0 SALE OF TAXICAB LICENCE

- 14.1 No owner shall sell a taxicab licence unless he has held that licence as an owner for at least three (3) years, except when the taxicab licence has been issued from the Priority List, in which case it must have been held for a minimum of five (5) years.
- 14.2 It shall be deemed to be a sale of a taxicab licence when at least fifty-one percent (51%) of the voting rights attached to all shares of a corporation, which is duly licensed under this by-law as an owner, are sold or otherwise disposed of.
- 14.3 When the Director approves a sale of a taxicab licence, the new owner must submit his taxicab for inspection.
- 14.4 Unless otherwise expressly provided for in this By-law, no sale of a taxicab licence shall be approved unless the purchaser is a person entitled to be licensed pursuant to this by-law.
- 14.5 An owner selling a taxicab licence shall:
- (1) request permission to sell the taxicab licence, in writing, to the Director;
  - (2) complete and file with the Director a declaration as supplied by the Director ;
  - (3) provide a fully detailed contract of sale of the taxicab licence;
  - (4) return to the Director the taxicab licence issued in his name with respect to the taxicab licence which is being sold.
- 14.6 The applicant for the purchase of the taxicab licence shall:
- (1) complete and file with the Director an application for a taxicab licence ;
  - (2) pay the prescribed fee as set by Council from time to time with respect to the renewal of a taxicab licence .

#### 15.0 SALE OF TAXICAB LICENCE UPON DEATH

- 15.1 Where the owner of a taxicab licence dies, the licence is suspended, and the plate shall be removed from the taxicab forthwith.
- 15.2 Upon the death of an owner, the taxicab plate shall be returned to the Director and after filing documentation sufficient to prove that the taxicab is an asset of the estate, the licence may be transferred to the estate of the deceased owner and may be held in the name of the estate and used by the estate, provided it is operated in accordance with the provisions of this by-law and by a person qualified under this by-law.
- 15.3 If the taxicab licence is transferred to the estate of a deceased owner, it can be held in the estate for a period of up to only one year from the date of transfer and if it is not transferred out of the estate within that period, the Director may revoke it.
- 15.4 To transfer a taxicab licence to the estate of a deceased owner, the following must be filed with the Director:
- (1) an original or certified copy of a death certificate;

- (2) a statutory declaration of the person who is the Estate Trustee or Guardian or the Attorney under Power of Attorney or other legally appointed representative as the case may be;
- (3) proof that the person transferring the taxicab licence has legal status to effect the transfer;
- (4) proof of automobile insurance in the name of the estate;
- (5) proof of ownership of the motor vehicle, in the name of the estate; and
- (6) any other supporting documentation deemed necessary by the Director .

## 16.0 INSURANCE

- 16.1 Every owner shall submit a copy of the insurance policy or a certificate of automobile insurance to the Director that is issued by an insurer duly authorized to issue insurance within the Province and Ontario and for each taxicab, coverage shall be in the amount of at least \$2 million (\$2,000,000.00) dollars for personal injury and property damage arising out of any one accident or occurrence, and such policy shall be endorsed to the effect that the Director will be given at least fifteen (15) days' notice in writing of any cancellation, expiration or variation in the policy amount.
- 16.2 The licence of an owner who ceases to have automobile insurance in good standing and properly endorsed in accordance with the provisions of this by-law, shall be deemed to be suspended as of the date on which the cessation of automobile insurance came to the attention of the Director, and the licence shall be reinstated only on there being delivered to the Director, written proof of automobile insurance in accordance with the provisions of the by-law.
- 16.3 All automobile insurance renewal policies or certificates of automobile insurance shall be filed with the Director five (5) business days prior to the expiry date of the current automobile insurance policy.

## 17.0 TAXICAB APPROVAL

- 17.1 An owner licensed under this by-law who disposes of his taxicab or otherwise ceases to use his taxicab for the purposes permitted under this by-law, before using a new taxicab shall:
  - (1) produce and file the motor vehicle permit in good standing, issued by the Ontario Ministry of Transportation, in the owner's name;
  - (2) produce and file a valid automobile insurance certificate;
  - (3) submit the vehicle for inspection and approval by the Director ;
  - (4) pay the prescribed fee as may be set by Council from time to time;
  - (5) produce and file a Safety Standard Certificate, issued under the *Highway Traffic Act*, current within thirty (30) days;
  - (6) produce and file all documents relating to the vehicle, including, if applicable, a leasing agreement or similar documentation relating to ownership, or vehicle operation;

- (7) submit the vehicle to be used, for inspection by the Director during normal office hours and such vehicle shall not be used as a taxicab until the inspection has taken place, the approval given, and the provisions of this by-law have been satisfied;
- (8) if the inspection and approval provided for under the provisions of this by-law cannot be completed during normal office hours, the vehicle can be used, provided the owner returns the vehicle for inspection on the date and time specified by the Director ;
- (9) upon the owner meeting all requirements and provisions of this by-law and subject to the Director's approval, the vehicle shall be deemed to be licensed as a taxicab.

## 18.0 MODEL YEAR RESTRICTION

### 18.1 No broker, owner or driver /person shall operate or permit to be operated under a taxicab licence:

- (1) A vehicle that is of a model year older than ten (10) years, calculated from the 1<sup>st</sup> day of January of the model year of the vehicle, and such vehicle shall be replaced by October 31 of the tenth year accordingly :

2007 model year shall be replaced by October 31<sup>st</sup> of 2016

2008 model year shall be replaced by October 31<sup>st</sup> of 2017

2009 model year shall be replaced by October 31<sup>st</sup> of 2018

2010 model year shall be replaced by October 31<sup>st</sup> of 2019

2011 model year shall be replaced by October 31<sup>st</sup> of 2020

2012 model year shall be replaced by October 31<sup>st</sup> of 2021

2013 model year shall be replaced by October 31<sup>st</sup> of 2022

And so on

- (2) a vehicle that is of a model year less than ten (10) years if the vehicle has been deemed unfit by the Director .

## 19.0 TAXICAB METER REQUIREMENTS

### 19.1 Every owner shall ensure that his taxicab meter is:

- (1) submitted for testing, inspection and sealing by the Director at such time and such place as may be directed by the Director and in any event shall be submitted for testing to the Licensing Officer each time the meter is repaired or removed from the taxicab for any reason;
- (2) in good working condition, immediately repaired when necessary, and inspected and resealed in accordance with the requirements of this by-law.

## 20.0 TAXICAB INSPECTION

### 20.1 The Director may require for any reason and at any time, an owner or driver to submit his taxicab for inspection at an appointed place and time and the owner shall submit his taxicab for inspection when required to do so by the Director or, Officer.

- 20.2 In the course of such inspection the Director is entitled to request and have produced all relevant licences, permits and documentation required pursuant to this by-law and to have access to all invoices, vouchers, appointment books and trip sheets or like documents of the taxicab driver and/or vehicle being inspected, provided such documents are relevant for the purpose of the inspection.
- 20.3 The Director shall give notice to the owner of (1) one mandatory inspection in a calendar year.
- 20.4 Upon receipt of a notice of inspection each owner or driver shall attend with the taxicab at the appointed time and place and shall:
- (1) produce to the Director :
    - (a) the motor vehicle permit in good standing, issued by the Ontario Ministry of Transportation in the vehicle owner's name
    - (b) his Ontario Driver's Licence
    - (c) his taxicab driver's licence and
    - (d) a copy of the automobile insurance certificate, endorsed to show the vehicle being registered and insured;
  - (2) produce and file with the Director a Safety Standard Certificate issued under the *Highway Traffic Act* current within thirty (30) days.
- 20.5 Failure to submit a vehicle with the above documentation for inspection as required shall result in the taxicab plate being suspended by the Director until such time as the vehicle has been inspected and approved pursuant to this by-law.
- 21.0 ACCESSIBLE TAXICABS
- 21.1 Accessible Taxicab plates may be issued at the discretion of the Director. Accessible Taxicab plates issued after May 1, 2006 shall remain the property of the Town.
- 21.2 All of the provisions of this by-law in respect of owners, drivers and taxicabs shall apply to an owner, driver and taxicab licensed as an Accessible Taxicab.
- 21.3 In addition to the requirements for taxicabs set out in this by-law, vehicles to be licensed as an Accessible Taxicab shall, as a minimum, permit the loading, transportation and off-loading of persons utilizing a wheelchair or scooter and shall comply with all relevant federal and provincial regulation.
- 21.4 Notwithstanding any other provisions of this by-law in respect of the dispatching of taxicabs, when a customer who is confined to the use of a wheelchair or scooter, requests the service of an Accessible Taxicab, the broker shall ensure that such call shall receive priority over any other request for service to which the taxicab has been dispatched provided that the Accessible Taxicab has not been engaged.
- 21.5 A Brokerage, Owner, or an Operator of an Accessible Taxicab bearing a valid and subsisting Taxi Licence issued by another municipality may transport Person(s) with Disability within the Town provided that a contract has been filed in a form and manner approved by the Director.

## 22.0 TAXICAB PLATE PRIORITY LIST

- 22.1 Those persons whose names appeared on the Priority List under the provisions of Schedule 18 of By-law 2002-151 as adopted by Council on December 16, 2002 shall, if they continuously comply at all times with all of the requirements of this by-law, have their names placed and maintained on the Priority List in the order in which they appeared on the previous Priority List, as of the date of the enactment of this by-law, with the following exception:
- (1) No person who has been issued an owner's licence from the Priority List may re-enter his name on the Priority List. This clause is not retroactive for applicants who have had their name entered and are currently on the Priority List.
- 22.2 No new Priority List applications will be accepted after May 1, 2006.
- 22.3 A person whose name appears on the Priority List under the provisions of Schedule 18 of By-law #2002-151 and who meets the requirements of Section 12.2 and has submitted to the Director the appropriate application and the prescribed fee as may be set by Council from time to time, may have his name maintained on the Priority List, provided the following requirements are met:
- (1) the person meets all requirements of this by-law;
  - (2) the application for an owner's licence is in good standing;
  - (3) the person has been licensed as a driver in the Town for twenty-four (24) months prior to the date that the application for the taxicab licence was filed with the Director ;
  - (4) the person has provided to the Director a statement in writing signed by the owner and/or broker with whom the person was employed with or with whom the person provided service as a taxicab driver, taxi dispatcher or an employee of the broker, stating that the person worked as such for an average of at least thirty-five (35) hours per week for eighty-eight (88) weeks of the twenty-four (24) month period immediately before the application was filed with the Director ; and
  - (5) the person has filed a statutory declaration with the Director that confirms that he meets the requirements of Section 22.3 subsections (3) and (4);
- 22.4 A person who is on the Priority List may reapply to be maintained on that list and once approved such application shall be valid from January 1<sup>st</sup> and expire on December 31<sup>st</sup> of each year in which the person applies.
- 22.5 Any person whose name is on the Priority List and who fails to provide documentation to the satisfaction of the Director in order to satisfy the provisions of this by-law or does not renew his application with the Director ten (10) days after the expiry date, shall be removed from the Priority List. Notice of such removal will be given pursuant to the provisions of this by-law.
- 22.6 As each person on the Priority List is issued a plate, the Priority List shall be reduced so that no person's names are remaining on the list. Those persons whose names appeared on the Priority List under Schedule 18 of By-law #2002-151 as adopted by Council on December 16, 2002 shall, if they continuously comply at all times with all of the provisions of this by-law, have their names maintained on the Priority List in the order in which they appeared on the previous Priority List.

22.7 Upon the depletion of the Priority List as established by this by-law, licences issued thereafter shall remain the property of the Town. The issuance of such licences thereafter shall be in a form and manner as determined by the Director.

22.8 A person whose name has been placed on the Priority List shall have his name removed from the Priority List if at any time after his name has been placed on the Priority List:

- (1) he acquires, by purchase or otherwise a taxicab licence or an interest of any kind, whether direct or indirect, in a taxicab licence or becomes a shareholder in or a partner in or acquires some other interest in, a company or firm holding a taxicab licence ; or
- (2) his license issued pursuant to this by-law lapses or is cancelled or revoked or suspended and/or is not in compliance with any provision of this by-law; or
- (3) he ceases to earn his living in the Region of York on a full-time basis as a driver, owner, broker or as an employee of a broker, provided that a driver, owner or broker whose license has been suspended under this by-law shall be deemed not to cease to earn his living on a full-time basis as a driver during the period of his suspension; or
- (4) he sells a licensed taxicab .

22.9 A person's name may appear only once on the Priority List.

22.10 For the purpose of this section, no corporation shall be allowed to renew its status on the Priority List.

### 23.0 ISSUANCE OF PLATE FROM PRIORITY LIST

23.1 The Director may issue one taxicab licence for each one thousand five hundred (1500) persons residing in the Town.

23.2 Whenever a licence is issued, it shall be issued to the applicant whose name appears first chronologically on the Priority List, provided that the applicant meets all other provisions of this by-law.

23.3 If an applicant whose name appears on the Priority List is offered a taxicab licence by the Director which he refuses, his name shall be removed from the Priority List and no new application will be accepted from such applicant.

23.4 A taxicab owner's licence issued to a person on the Priority List shall be issued on a probationary basis for a period of five (5) years, during which period the owner shall:

- (1) operate the taxicab on a regular shift basis;
- (2) maintain a good operating record;
- (3) not sell, or otherwise dispose of his taxicab licence except for financial or health reasons and as approved by the Director .

- 23.5 No person, by virtue of the submission of an application for a taxicab owner's licence or by virtue of the placing of their name on the Priority List, shall obtain a vested right to a taxicab owner's licence or to remain on the Priority List at any time and Council reserves the right to amend or repeal this by-law and any successor by-laws and to place further additional requirements or restrictions on such applicants or persons at any time and from time to time, or to purge or eliminate the Priority List at any time or from time to time.

#### 24.0 REVIEW OF THE PRIORITY LIST

- 24.1 The Director shall review the Priority List at regular intervals, at a minimum of once per calendar year, to determine that the listed persons are in compliance with the provisions of this by-law.

#### 25.0 EXEMPTION FOR MEDICAL LEAVE

- 25.1 If an applicant on the Priority List is required to take medical, educational or a leave of absence for any period of time he shall provide to the Director:

- (1) a letter from a duly qualified medical doctor licensed to practice medicine in Ontario detailing the nature of the illness and the expected date of return to work; or
- (2) documentation from the educational institution in which the applicant will be attending to the satisfaction of the Director ; and
- (3) a request for permission to take a leave of absence, but in no case shall such leave exceed a one (1) year period.

#### 26.0 POWER OF ENTRY

- 26.1 No *Person* shall hinder or obstruct, or attempt to hinder or obstruct, any *Officer* who is exercising a power or performing a duty under this By-law.

- 26.2 Any Officer may enter on a property at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with:

- (1) the provisions of this bylaw;
- (2) an order issued under this bylaw; or
- (3) an order made under Section 431 of the *Municipal Act*.

- 26.3 Where such an inspection is conducted, the person conducting the inspection may;

- (1) require the production for inspection of documents or things relevant to the inspection;
- (2) inspect and remove documents or things relevant to the inspection, for the purpose of making copies and extracts;
- (3) require information from any person related to the inspection including that person's name, address, phone number and identification; and
- (4) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purpose of inspection.

26.4 The Town may undertake an inspection pursuant to an order issued under Section 438 of the *Municipal Act*.

26.5 The Town's power of entry may be exercised by an, officer, as well by any person under his or her direction.

#### 27.0 PENALTY

27.1 Every person who contravenes a provision of this by-law, including an Order issued under this by-law, is guilty of an offence.

27.2 If a person is in contravention of any provision of this by-law, and the contravention has not been corrected, the contravention of the provision shall be deemed to be a continuing offence for each day or part of a day that the contravention remains uncorrected.

27.3 If an Order has been issued under this by-law, and the Order has not been complied with, the contravention of the Order shall be deemed to be a continuing offence for each day or part of a day that the Order is not complied with.

27.4 Every person who is guilty of an offence under this by-law shall be subject to the following penalties:

- (1) Upon a first conviction, to a fine not less than \$350.00 and not more than \$100,000.00;
- (2) Upon a second or subsequent conviction for the same offence, to a fine of not less than \$1,000.00 and not more than \$100,000.00;
- (3) Upon conviction for a continuing offence, to a fine of not less than \$1,000.00 and not more than \$10,000.00 for each day or part of a day that the offence continues;
- (4) Upon conviction of a multiple offence, for each offence included in the multiple offence, to a fine of not less than \$1,000.00 and not more than \$10,000.00.

27.5 For the purpose of this by-law, "multiple offences" means an offence in respect of two or more acts or omissions each of which separately constitutes an offence and is a contravention of the same provision of this by-law.

27.6 For the purpose of this by-law, an offence is a second or subsequent offence if the act giving rise to the offence occurred after a conviction had been entered at an earlier date for the same offence.

#### 28.0 SEVERABILITY

28.1 If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of this by-law and it is hereby declared that the remainder of this by-law shall be valid and shall remain in force.

28.2 Where the provisions of this by-law conflict with the provisions of any other by-law, the more restrictive provisions shall apply.

#### 29.0 SHORT TITLE

29.1 This By-law may be referred to as the "Taxicab Licensing By-law".



30.0 REPEAL/EFFECTIVE DATE

30.1 By-law Number 2013-28 is hereby repealed and this by-law shall come into force and effect upon its adoption.

ENACTED THIS 27<sup>th</sup> DAY OF JUNE, 2016.

\_\_\_\_\_  
Tony Van Bynen, Mayor

\_\_\_\_\_  
Andrew Brouwer, Town Clerk



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2016-35

A BY-LAW TO AMEND BY-LAW NUMBER 2010-40 BEING A ZONING BY-LAW.  
(Kingmount GH (Davis) Investment Ltd. – 345 and 351 Davis Drive)

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

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

AND THAT By-law Number 2010-40 as amended be and the same is hereby further amended by:

1. Delete from Schedule 'A', Map No.6, the Regional Urban Centre Zone Exception 86 (UC-R-86) Zone on 345 Davis Drive and the Regional Urban Centre (UC-R) Zone on 351 Davis Drive; and substituting therefore the Regional Urban Centre Zone ((H) UC-R-130) Zone as shown more particularly on Schedule 'X' attached hereto, and forming part of this By-law.
2. Adding the following regulations relating to the UC-R Zone to Section 8.1.1 List of Exceptions:

Exception 130	Zoning (H) UC-R-130	Map 4	By-Law Reference	File Reference D14-NP-13-29
<ol style="list-style-type: none"> <li>i) Location: 345 and 351 Davis Drive</li> <li>ii) Legal Description: Plan 78 PT LOTS 29 TO 31 PT; Plan 78 PT LOTS 29 TO 31 PT, Town of Newmarket</li> <li>iii) <i>Use</i>: Only a <i>dwelling, stacked townhouse</i> shall be permitted. For clarity, more than twenty units are permitted on the site up to a maximum of 40 units, and access to all second level units shall be from an interior stairway within the stacked townhouse <i>building</i> which is accessed from from an external stairway.</li> <li>iv) Notwithstanding any other provision of the by-law, the following Development Standards shall be applied to the lands subject to this by-law: <ol style="list-style-type: none"> <li>a) Minimum frontage: 44 m</li> <li>b) Maximum front yard setback: 6.0 m</li> <li>c) Minimum side yard setback: 1.75 m</li> <li>d) Minimum rear yard setback: 11.75 m</li> <li>e) Minimum separation distance between <i>stacked townhouse</i> buildings: 20.5 m</li> <li>f) Maximum building height: 14.2 m</li> <li>g) Minimum parking spaces: 50 spaces, as separated as follows: 40 spaces for residents; 10 spaces for visitors.</li> <li>h) Minimum barrier-free parking spaces: 2 parking spaces, to be counted as part of the minimum 50 required parking spaces.</li> <li>i) Minimum entrance/exit width: 7.5 m</li> <li>j) Loading space requirements: 1 loading space</li> <li>k) Minimum floor space index: 1.0</li> </ol> </li> </ol>				

<div><div>l)</div><div>Maximum floor space index: 1.40</div></div> <div><div>m)</div><div>Permitted Encroachments:</div><div>Steps, covered or uncovered, and below grade uncovered patios shall be permitted to encroach a maximum of 3.10 m into the required rear yard.</div><div>Steps, covered or uncovered, and below grade uncovered patios shall be permitted to encroach a maximum of 3.90 m into the separation distance between the two <i>stacked townhouse</i> buildings.</div><div>Steps, covered or uncovered, landscaping, accessory structures for outdoor residential amenity, and a staircase providing access to the underground parking garage shall be permitted within the separation distance between the two <i>stacked townhouse</i> buildings.</div><div>A staircase providing access to the underground parking garage shall be permitted within the rear yard and shall be set back a minimum distance of 3.70 m from the rear lot line.</div></div>
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By-Law No.	Property Description	Permitted Uses until holding provision removed	Conditions for Removal	Date Enacted
2016-35	345 and 351 Davis Drive	<div>No person within the lands zoned (H) UC-R-130 shall use any lot or erect, alter or use any buildings or structures for any purpose except for those uses which existed on the date of passing of this By-Law.</div> <div>Furthermore, no extension or enlargement of the uses which existed on the date of passing of this By-Law shall occur unless an amendment to this By-Law or removal of the ‘(H)’ prefix, as identified in the next column, is approved by the Council of the Corporation of the Town of Newmarket and comes into full force and effect.</div>	That sufficient servicing capacity is available, and has been allocated by the Town.	

ENACTED      THIS    27TH                      DAY OF                      JUNE,                      2016.

\_\_\_\_\_  
Tony Van Bynen, Mayor

\_\_\_\_\_  
Andrew Brouwer, Town Clerk

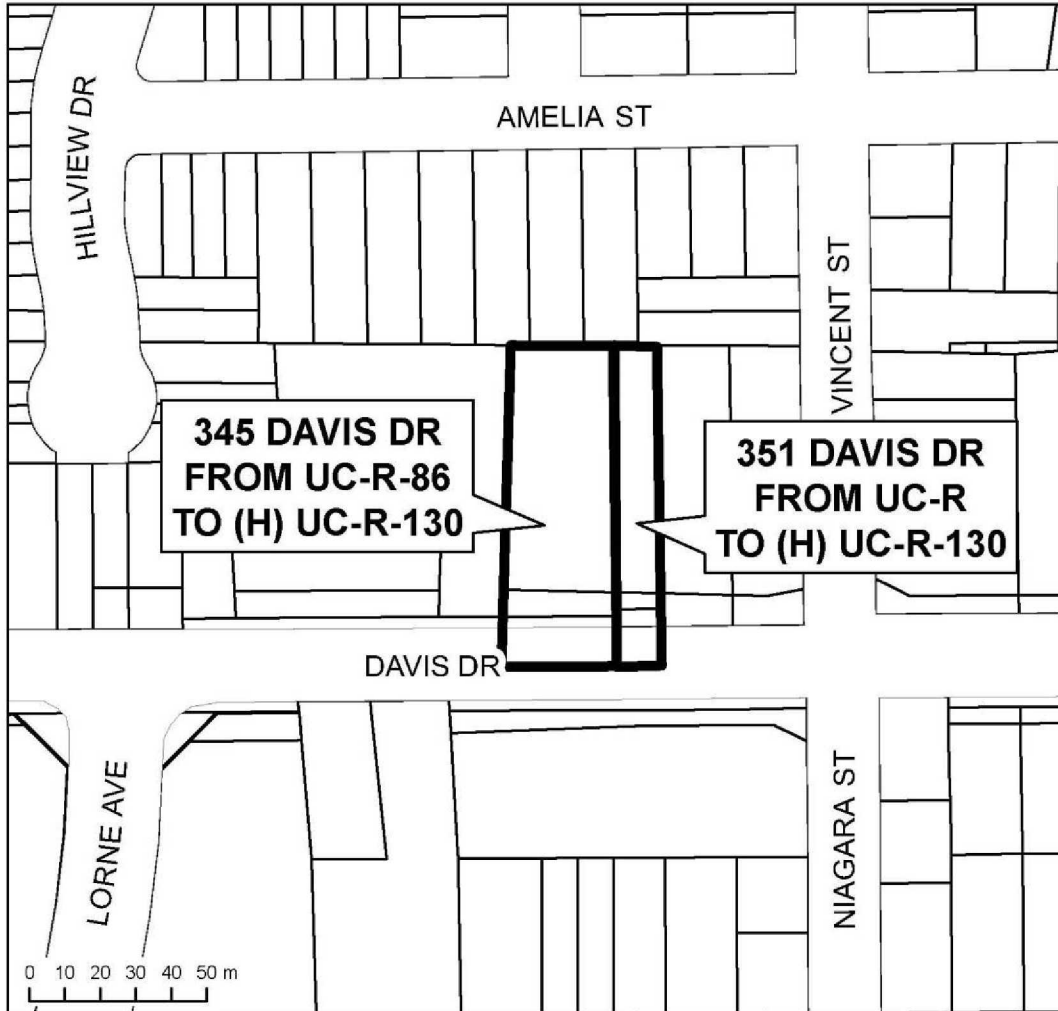
**TOWN OF NEWMARKET  
REGIONAL MUNICIPALITY OF YORK  
345 and 351 DAVIS DRIVE**

PLAN 78 PT LOTS 29 TO 31 PT RESERVE LOT RP 65R28887 PT  
PART 1 EXP PLAN YR1370523 PARTS 2 AND 3  
PLAN 78 PT LOT 29 RP 65R28887 PT PART 2 EXP PLAN YR1370920 PART 2

This is Schedule 'X'  
To Bylaw 2016  
Passed this \_\_\_\_\_ Day  
of \_\_\_\_\_, 2016.

MAYOR \_\_\_\_\_

CLERK \_\_\_\_\_



**SCHEDULE "X" TO BY-LAW 2016  
TOWN OF NEWMARKET PLANNING DEPARTMENT**



Designed & Produced by Information Technology - GIS Printed: May, 2016. Land Parcel Boundaries - © Teranet Inc. and its suppliers. All rights reserved. NOT A PLAN OF SURVEY. 2016. Zoning - Town of Newmarket, 2016.  
DISCLAIMER: This mapping is based on the POLARIS parcel fabric product compiled using Land Registry System records and recent surveys and control points where available. This mapping is a representation of the earth's surface and provides estimates of area and distance. This map has been produced for illustrative purposes only. It is not a substitute for a legal survey.

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## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2016-36

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL  
– JUNE 27, 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 27<sup>th</sup> DAY OF JUNE, 2016.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk

### Deputation and Further Notice Request Form

Please complete this form to speak at a meeting of Town Council or Committee of the Whole or to receive further notification regarding an item on the agenda. If filling out by hand please print clearly.

Please email to [clerks@newmarket.ca](mailto: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

Name: <b>Glenn Wilson</b>	
Organization / Group/ Business represented: <b>Main Street District BIA</b>	
Address: <b>Main St. S.</b>	Postal Code:
Daytime Phone No:	Home Phone:
Email:	Date of Meeting: <b>June 27, 2016</b>
Is this an item on the Agenda? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Agenda Item No: 14
<input type="checkbox"/> I request future notification of meetings	<input checked="" type="checkbox"/> I wish to address Council / Committee
Describe in detail the reason for the deputation and what action you will be asking Council/Committee to take (if applicable):  <p>To inform Council that at the last regular meeting of the BIA Board of Management (June 21, 2016), the Board passed a motion asking Council to defer the appointment of a restaurateur to the BIA and afford the Board time to evaluate the list of proponents in order to make a recommendation to the Appointment Committee.</p>	
Do you wish to provide a written or electronic communication or background information <input type="checkbox"/> Yes <input type="checkbox"/> No Please submit all materials at least 5 days before the meeting.	

#### Deputation Guidelines:

- Deputations related to items on the agenda can be accommodated up to and including the meeting day;
- Deputations related to items not on the agenda may be scheduled within sixty (60) days of receipt of this form;
- Deputations will not be heard on a matter decided upon by Council until ninety (90) days have passed from the date of the matter's disposition by Council;
- Deputations are limited to 5 minutes.

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

June 27, 2016

**DEVELOPMENT & INFRASTRUCTURE SERVICES REPORT  
ENGINEERING SERVICES 2016-31**

TO: Council

SUBJECT: York Region Municipal Streetscape Partnership Program – Streetscape Improvements Bathurst Street/Davis Drive

ORIGIN: Director, Engineering Services

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**RECOMMENDATIONS**

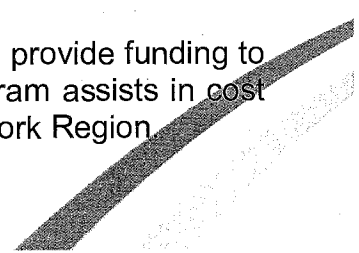
**THAT Development and Infrastructure Services Report – ES2016-31 dated June 27, 2016 regarding “York Region Municipal Streetscape Partnership Program – Streetscape Improvements at Bathurst Street/Davis Drive” be received and the following recommendations be adopted:**

- 1. THAT the Engineering Services Department be authorized to submit an application under the Municipal Streetscape Partnership Program offered by York Region for the construction of the streetscape improvements in front of the gateway entrance feature sign at the intersection of Bathurst Street and Davis Drive;**
- 2. AND THAT, once the streetscape improvements are complete, they be maintained by the Town at its sole cost;**

**BACKGROUND**

A recent discussion with York Region staff indicates that they would be willing to entertain an application from the Town under their 2016 Municipal Streetscape Partnership Program for the streetscape improvements in front of the gateway signage feature to be constructed by the Region at the southeast corner of the Bathurst and Davis Drive. The gateway entrance sign was completed this summer. The landscape works in front of the sign were not completed this year to avoid throw away costs due to the Region's up and coming Davis Drive/Bathurst street Intersection widening and improvements expected to be constructed in 2017. These streetscape improvements will complete the southeast corner and help to highlight the gateway entrance feature. Although the budget that the Town currently has for this project is sufficient to complete the work, this project is found to be eligible for partnership funding through York Region, and therefore the Town can take advantage of this additional source of funding.

The purpose of York Region's Municipal Streetscape Partnership Program is to provide funding to local municipalities and stakeholders to support streetscape design. The program assists in cost sharing on locally-initiated streetscape projects to improve the public realm in York Region.



York Region requires Council Resolution to cost share and commit to maintaining all constructed streetscape elements for the project; hence this report. The Town requires the funding from the Region in order to move ahead with this project in 2017. The estimated cost of the subject streetscaping improvements is \$174,000. The funding program will fund up to 50% of all design and construction costs. The total estimated cost not eligible for cost sharing is \$34,000 this is for Geo-Technical fees, Regional contract admin fees, and Regional site inspection fees. These non-eligible costs have been included in the Town's Share and the eligible funding from the program could be up to **\$69,583.80 (50% of the cost of the streetscape improvements)**.

## **PUBLIC CONSULTATION**

No public consultation was undertaken in the preparation of this report.

## **BUSINESS PLAN AND STRATEGIC PLAN LINKAGES**

- Well-planned and connected...strategically planning for the future to improve information access and enhance travel to, from and within Newmarket.

## **HUMAN RESOURCE CONSIDERATIONS**

No impact on current staffing levels.

## **IMPACT ON BUDGET**

### **Operating Budget (Current and Future)**

No additional impact on the Operating Budget.

### **Capital Budget**

The estimated budget required to complete the streetscape improvements is \$174,000.

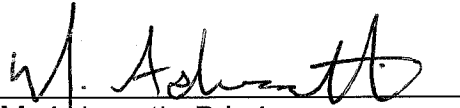
As previously mentioned in this report \$70,000 is being provided by the Region through the municipal streetscape partnership Program. The 2016 Capital budget contains sufficient funds to fund the remaining \$104,000 to complete this project.

## **CONTACT**

For more information on this report, please contact Mike Ashworth at 905-895-5193 extension 2510; [mashworth@newmarket.ca](mailto:mashworth@newmarket.ca)

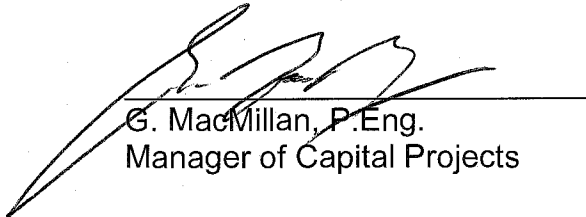


Prepared by:

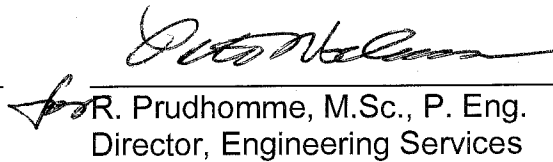


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