



Town of Newmarket  
**AGENDA**

**COUNCIL**

Tuesday, March 26, 2013 at 7:00 p.m.  
Council Chambers

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**OPEN FORUM 6:45 P.M.**

**PUBLIC NOTICE**

**ADDITIONS TO THE AGENDA**

*Please note there may be further items added to this agenda – contact the Legislative Services Department at (905) 895-5193 for the most up-to-date listing.*

**DECLARATIONS OF INTEREST**

**PRESENTATIONS**

1. Mayor and Members of Council to recognize Ms. Gabrielle Daleman and Mr. Zachary Daleman for their achievements in skating.

**DEPUTATIONS**

**ANNOUNCEMENTS – COMMUNITY EVENTS**

**APPROVAL OF MINUTES**

1. Council Minutes of March 4, 2013.

**CORRESPONDENCE**

**REPORTS BY REGIONAL REPRESENTATIVES**

**REPORTS OF COMMITTEES AND STAFF**

1. Committee of the Whole Minutes of March 18, 2013.
2. Committee of the Whole (Closed Session) Minutes of March 18, 2013.

**RESOLUTIONS**

**BY-LAWS**

2013-10 A BY-LAW TO DEDICATE CERTAIN LANDS AS A PUBLIC HIGHWAY.  
(Art West Avenue located within Northwest Newmarket – Ward 7)

2013-11 A BY-LAW TO DEDICATE CERTAIN LANDS AS A PUBLIC HIGHWAY.  
(Atkins Drive, Bob Gapp Drive, Quick Street, Stuffles Crescent located within  
Southeast Newmarket – Ward 1)

**NOTICE OF MOTION**

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**CONFIRMATORY BY-LAW**

2013-12 A BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING  
HELD ON MARCH 26, 2013.

**ADJOURNMENT**



**CORPORATION OF THE TOWN OF NEWMARKET**

**BY-LAW NUMBER 2013-10**

A BY-LAW TO DEDICATE CERTAIN LANDS AS A PUBLIC HIGHWAY.  
(Art West Avenue located within Northwest Newmarket – Ward 7)

WHEREAS pursuant to Ardree Phase 2 Residential Subdivision Agreement dated December 14, 2007 the Town received a parcel of land from the Developer described as 0.3m Reserve being Block 142 on Plan 65M-4035 on February 27, 2008;

AND WHEREAS it is deemed appropriate to dedicate the parcel of land as a public highway and to form part of Art West 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 Block 142, Plan 65M-4035 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Art West Avenue";
2. 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 26TH DAY OF MARCH, 2013.

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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 2013-11**

A BY-LAW TO DEDICATE CERTAIN LANDS AS A PUBLIC HIGHWAY.  
(Atkins Drive, Bob Gapp Drive, Quick Street, Stuffles Crescent located within Southeast Newmarket – Ward 1)

WHEREAS pursuant to Trinison - Cedar Manor Homes Phase 1 Residential (Head) Subdivision Agreement dated December 3, 2010 the Town received parcels of land from the Developer described as 0.3m Reserves being Blocks 220, 221, 222, 223 and 224 on Plan 65M-4285 on October 7, 2011;

AND WHEREAS pursuant to Trinison – Cedar Manor Homes Phase 2 Residential Amending (Phase 2 & 3) Subdivision Agreement dated April 3, 2012 the Town received parcels of land from the Developer described as 0.3m Reserves being Blocks 166, 167 and 168 on Plan 65M-4340 on September 17, 2012;

AND WHEREAS it is deemed appropriate to dedicate the parcels of land as a public highway and to form part of Atkins Drive, Bob Gapp Drive, Quick Street and Stuffles Crescent;

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

Phase 1:

1. THAT the land legally described as Blocks 220 and 221, Plan 65M-4285 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Atkins Drive";
2. AND THAT the land legally described as Block 222, Plan 65M-4285 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Quick Street";
3. AND THAT the land legally described as Blocks 223 and 224, Plan 65M-4285 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Stuffles Crescent";

Phase 2:

4. AND THAT the land legally described as Blocks 166 and 168, Plan 65M-4340 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Bob Gapp Drive";
5. AND THAT the land legally described as Block 167, Plan 65M-4340 Town of Newmarket in the Regional Municipality of York be hereby dedicated as a public highway and to form part of "Atkins Drive";
6. 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 26TH DAY OF MARCH, 2013.

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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 2013-12**

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL – MARCH 26, 2013.

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 26TH DAY OF MARCH, 2013.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk