

A 15 minute recess is scheduled at 3:00 p.m. with the Committee of the Whole (Closed Session) agenda items being dealt with after the break at 3:15 p.m.

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

DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

CONSENT ITEMS

**1. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
EXCERPT FROM MINUTES – ACCESSIBILITY ADVISORY COMMITTEE
OF APRIL 16, 2013 – ITEM 3 – REQUEST FOR PROCLAMATION**

Excerpt from Minutes – Item 3 of the Accessibility Advisory Committee of April 16, 2013 regarding a Request for Proclamation.

The Accessibility Advisory Committee recommends:

- 1. THAT the Town of Newmarket proclaim June 2 – 8, 2013 as “National Access Awareness Week”;**
- 2. AND THAT the proclamation be advertised in the Town Page advertisement and on the Town’s website www.newmarket.ca**

**2. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
ACCESSIBILITY ADVISORY COMMITTEE MINUTES**

Accessibility Advisory Committee Minutes of February 19, 2013.

The Accessibility Advisory Committee recommends:

THAT the Accessibility Advisory Committee Minutes of February 19, 2013 be received.

**3. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES**

Newmarket Downtown Development Subcommittee Minutes of April 5, 2013.

The Newmarket Downtown Development Subcommittee recommends:

THAT the Newmarket Downtown Development Subcommittee Minutes of April 5, 2013 be received.

**4. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
ENVIRONMENTAL ADVISORY COMMITTEE MINUTES**

Environmental Advisory Committee Minutes of March 6, 2013.

The Environmental Advisory Committee recommends:

THAT the Environmental Advisory Committee Minutes of March 6, 2013 be received.

**5. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES**

Heritage Newmarket Advisory Committee Minutes of March 5, 2013.

The Heritage Newmarket Advisory Committee recommends:

THAT the Heritage Newmarket Advisory Committee Minutes of March 5, 2013 be received.

**6. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA
BOARD OF MANAGEMENT MINUTES**

Main Street District Business Improvement Area Board of Management Minutes of March 19, 2013.

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

THAT the Main Street District Business Improvement Area Board of Management Minutes of March 19, 2013 be received.

**7. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
NEWMARKET PUBLIC LIBRARY BOARD MINUTES**

Newmarket Public Library Board Minutes of February 27, 2013.

The Newmarket Public Library Board Minutes of February 27, 2013 be received.

**8. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
CAO/HUMAN RESOURCES REPORT 2013-03
SICK LEAVE AND WSIA POLICIES**

CAO/Human Resources Report 2013-03 dated April 8, 2013 regarding Sick Leave and WSIA Policies.

The Chief Administrative Officer and the Director of Human Resources recommend:

THAT Item 8:06, the Sick Leave Plan, be rescinded from the Administrative By-law, updated to ensure clarity, aligned with the calendar year and included in the Corporate Policy Manual;

AND THAT Item 8:07, Workers' Compensation, be rescinded from the Administrative By-law, updated in accordance with the legislation and included in the Corporate Policy Manual.

**9. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
CORPORATE SERVICES REPORT – LEGISLATIVE SERVICES 2013-09
CLOTHING DONATION BINS IMPLEMENTING BY-LAWS**

Corporate Services Report – Legislative Services 2013-09 dated April 9, 2013 regarding Clothing Donation Bins Implementing By-laws.

The Commissioner of Corporate Services and the Director of Legislative Services/Town Clerk recommend:

THAT Corporate Services Report – Legislative Services 2013-09 dated April 9, 2013 regarding Clothing Donation Bins Implementing By-laws be received and the following recommendations be adopted:

- 1. THAT a draft By-law Clothing Donation Bins (attached as Appendix A) be enacted;**
- 2. AND THAT By-law 2012-47 Schedule A, 2013 Legislative Services (Licensing) Fees & Charges be amended to include the fees for Clothing Donation Bins (attached as Appendix B) as follows:**

Clothing Donation Bin	\$200.00 annual fee per bin
Registered Charities	\$ 75.00 annual fee per bin
Clothing Donation Bin-change location	\$ 50.00 per bin
Clothing Donation Bin-impound fee	\$100.00 per bin
Clothing Donation Bin-daily storage fee	\$ 20.00 per bin

**10. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
JOINT CAO, COMMISSIONER AND CORPORATE SERVICES REPORT – FINANCIAL
SERVICES 2013-03
ASSET REPLACEMENT FUND STUDY**

Joint CAO, Commissioner, Financial Services Report 2013-03 dated April 3, 2013 regarding the Asset Replacement Fund Study.
(Referred from Committee of the Whole of April 8, 2013)

The Chief Administrative Officer, the Commissioner of Community Services, the Commissioner of Corporate Services, the Commissioner of Development & Infrastructure Services and the Director of Financial Services/Treasurer recommend:

THAT Joint CAO, Commissioner – Financial Services Report 2013-03 dated April 3, 2013 regarding the Asset Replacement Fund Study be received and the following recommendations be adopted:

- 1. THAT Council consider the options contained herein as part of the setting of the annual tax rate;**
- 2. AND THAT Council continue to support the efforts of FCM and AMO with respect to addressing Municipal Infrastructure requirements.**

**11. COMMITTEE OF THE WHOLE MINUTES – APRIL 8, 2013 – ITEM 12
JOINT CAO, COMMISSIONER AND CORPORATE SERVICES REPORT – FINANCIAL
SERVICES 2013-14
ASSET REPLACEMENT FUND STUDY – FOLLOW UP REPORT**

Joint CAO, Commissioner, Corporate Services Report – Financial Services 2013-14 dated April 18, 2013 regarding the Asset Replacement Fund Study – Follow Up Report.

The Chief Administrative Officer and the Commissioner of Corporate Services and the Director of Financial Services/Treasurer recommend:

THAT Joint CAO, Commissioner Corporate Services Report – Financial Services 2013-14 dated April 18, 2013 regarding the Asset Replacement Fund Study – Follow Up Report be received.

**12. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – ES 2013-17
HURON HEIGHTS DRIVE SAFETY REVIEW - UPDATE # 2**

Development and Infrastructure Services Report – Engineering Services 2013-17 dated March 11, 2013 regarding Huron Heights Drive Safety Review – Beman Drive to Elgin Street – Update # 2.

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

THAT Community Services Report – ES 2013-17 dated March 11, 2013 regarding Huron Heights Drive Safety Review – Beman Drive to Elgin Street – Update # 2 be received and the following recommendations be adopted:

1. THAT Schedule III (Stop Signs) of the Traffic Bylaw 2011-24, as amended, be amended by adding the following sections:

INTERSECTION	TYPE	FACING TRAFFIC
Huron Heights Drive at Wayne Drive	3 way	northbound on Huron Heights Drive
Huron Heights Drive at Wayne Drive	3 way	southbound on Huron Heights Drive
Wayne Drive at Huron Heights Drive	3 way	westbound on Wayne Drive

2. AND THAT the proper pedestrian crossings (pavement markings and boulevard sidewalk connections) be implemented on both the north and south legs of the Waratah/Columbia and Huron Heights/Wayne intersections;
 3. AND THAT the necessary By-law be prepared and submitted to Council for their approval.
13. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – ES 2013-20
PROPOSED SIDEWALK – LLOYD AVENUE
ROBINSON DRIVE AND CURREY CRESCENT

Development and Infrastructure Services Report – Engineering Services 2013-20 regarding Proposed Sidewalk – Lloyd Avenue, Robinson Drive and Currey Crescent.

(Report to be distributed with Addendum Agenda)

14. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – PLANNING &
BUILDING SERVICES 2013-17
REQUEST TO WAIVE MINOR VARIANCE APPLICATION FEES
1209104 ONTARIO LIMITED – RITA'S AVENUE, RANNIE ROAD

Development and Infrastructure Services Report – Planning & Building Services 2013-17 dated April 18, 2013 regarding a Request to Waive Minor Variance Application Fees.

The Commissioner of Development and Infrastructure Services and the Director of Planning and Building Services recommend:

THAT Development and Infrastructure Services Report – Planning & Building Services 2013-17 dated April 18, 2013 regarding the request to waive minor variance application fees by 1209104 Ontario Limited be received and the following recommendations be adopted:

1. **THAT the request to waive \$2,540.56, plus applicable taxes, for minor variance application fees for Application Nos. D13-A03-13, D13-A04-13, D13-A05-13 and D13-A06-13 submitted by 1209104 Ontario Limited be denied;**
 2. **AND THAT the request to waive \$4,445.98, plus applicable taxes, for minor variance application fees for Application Nos. D13-A08-13 through D13-A14-13 inclusive submitted by 1209104 Ontario Limited be denied;**
 3. **AND THAT Frank Orsi of 1209104 Ontario Limited, P. O. Box 215, NEWMARKET ON L3Y 4X1 be advised of this decision.**
- 15. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – PLANNING &
BUILDING SERVICES 2013-18
2013 ANNUAL SERVICING ALLOCATION REVIEW**

Development and Infrastructure Services Report – Planning & Building Services 2013-18 dated April 29, 2013 regarding the 2013 Annual Servicing Allocation Review.

The Commissioner of Development and Infrastructure Services and the Director of Planning and Building Services recommend:

THAT Development and Infrastructure Services Report – Planning & Building Services 2013-18 dated April 29, 2013 regarding the 2013 Annual Servicing Allocation Review be received and the following recommendations be adopted:

1. **THAT all previously distributed servicing capacity be re-instated, with the existing allocation for the Landmark Estates (Orsi Phase 4) plan to be formally re-evaluated in 6 months;**
2. **AND THAT the Town continue to hold its unassigned capacity (1461 people) in a strategic reserve for redevelopment projects in the urban centres in support of the Official Plan, the Regional Centres and Corridors program and the significant investment that has been made at the various levels of government in the Viva/Next bus rapid transit system;**
3. **AND THAT at such time as the Region releases its next servicing assignment to the local municipalities, staff report back to Committee with recommendations for the distribution of the Town's available servicing capacity.**

**16. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – PLANNING &
BUILDING SERVICES 2013-19
APPLICATION FOR ZONING BY-LAW AMENDMENT
2239798 ONTARIO INC. – 400 HARRY WALKER PARKWAY SOUTH**

Development and Infrastructure Services Report – Planning & Building Services 2013-19 dated April 18, 2013 regarding an Application for Zoning By-law Amendment – 2239798 Ontario Inc.

The Commissioner of Development and Infrastructure Services and the Director of Planning and Building Services recommend:

THAT Development and Infrastructure Services/Planning & Building Services Report 2013-19 dated April 18, 2013 regarding an Application for a Zoning By-law Amendment be received and the following recommendations be adopted:

1. **THAT the Application for a Zoning By-law Amendment as submitted by 2239798 Ontario Inc. for lands located at 400 Harry Walker Parkway South be referred to a public meeting;**
 2. **AND THAT following the public meeting, issues identified in this report, together with comments from the public, Committee, and those received through agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;**
 3. **AND THAT 2239798 Ontario Inc., 6931 Steeles Avenue West, Etobicoke, ON M9W 6K7 be notified of this action;**
 4. **AND THAT Wes Surdyka Architect Inc, Attention: Wes Surdyka, 3645 Keele Street Unit 108, Toronto, ON M3J 1M8 be notified of this action.**
- 17. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – PLANNING &
BUILDING SERVICES 2013-20
INTENSIFICATION IN STABLE RESIDENTIAL AREAS**

Development and Infrastructure Services Report – Planning & Building Services 2013-20 dated April 18, 2013 regarding Intensification in Stable Residential Areas.

The Commissioner of Development and Infrastructure Services and the Director of Planning and Building Services recommend:

THAT Development and Infrastructure Services/Planning and Building Services Report 2013-20 dated April 18, 2013 regarding Intensification in Stable Residential Areas be received and the following recommendation be adopted:

THAT the Town initiated amendment to Comprehensive Zoning By-law 2010-40 as it relates to the R1-C and R1-D zones substantially in accordance with the attached by-law be approved and that staff be directed to prepare the necessary Zoning By-Law Amendment.

**18. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
CORRESPONDENCE – NOISE EXEMPTION – 2013 RELAY FOR LIFE**

Correspondence dated March 19, 2013 from Ms. Karen Beaulieu, Fundraising Coordinator, Canadian Cancer Society, Holland River Unit requesting an exemption from the Noise By-law for the 2013 Relay for Life event at Pickering College from June 21, 2013 at 7:00 p.m. to June 22, 2013 at 7:00 a.m.

Recommendations:

1. THAT the correspondence dated March 19, 2013 from Ms. Karen Beaulieu, Fundraising Coordinator, Canadian Cancer Society, Holland River Unit requesting an exemption from the Noise By-law for the 2013 Relay for Life event at Pickering College from June 21, 2013 at 7:00 p.m. to June 22, 2013 at 7:00 a.m. be received and approved subject to notification being provided to area residents;
 2. AND THAT Ms. Beaulieu be notified in this regard.
- 19. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
NOTICE OF MOTION – COUNCILLOR EMANUEL FCM CANDIDACY**

Notice of Motion from April 8, 2013 - Federation of Canadian Municipalities Candidacy Draft Resolution. (See draft Resolution attached)

**20. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
LIST OF OUTSTANDING MATTERS**

List of outstanding matters.

Recommendation:

THAT the list of outstanding matters be received.

PRESENTATIONS

**21. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM
FAIR ACCESS PRESENTATION**

Ms. Adelina Urbanski, Commissioner of Community and Health Services, Regional Municipality of York to address the Committee with a PowerPoint presentation regarding the Fair Access Project (Human Services Planning Board of York Region – Making Ends Meet – Collective Action)

DEPUTATIONS

22. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM HOSPITAL PARKING CHARGES

Mr. John Hazlewood to address the Committee with a PowerPoint presentation regarding hospital parking charges.

23. COMMITTEE OF THE WHOLE – APRIL 29, 2013 – ITEM MS WALK

Ms. Mary Ann Slattery, Vice Chair, Director of Fundraising, MS Society of Canada – York North Chapter to address the Committee regarding the MS Walk scheduled for May 5, 2013 at Newmarket High School.

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

ACTION ITEMS

REPORTS BY REGIONAL REPRESENTATIVES

NEW BUSINESS

RESOLUTION TO CONVENE INTO A CLOSED SESSION:

THAT Committee of the Whole resolve into a closed session for the purpose of discussing:

- a) The security of property of the municipality or local board;
- b) Personal matters about an identifiable individual, including municipal employees or local board employees;
- c) A proposed or pending acquisition or disposition of land by the municipality or local board;
- d) Labour relations or employee negotiations;
- e) Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board;
- f) Advice that is subject to solicitor/client privilege including communications necessary for that purpose; and

- g) A matter in respect of a council, board committee or other body may hold a closed meeting under another Act.

CLOSED SESSION

The Closed Session Agenda and Reports will be circulated under separate cover (Goldenrod) on Thursday, April 25, 2013.

PUBLIC HEARING MATTERS - 7:00 P.M

THERE IS NO PUBLIC SESSION SCHEDULED FOR 7:00 P.M.

ADJOURNMENT



1-1

TOWN OF NEWMARKET
Legislative Services Department
395 Mulock Drive
P.O. Box 328
Newmarket, ON L3Y 4X7

www.newmarket.ca
clerk's@newmarket.ca
905.895.5193

NEWMARKET

ACCESSIBILITY ADVISORY COMMITTEE

Tuesday, April 16, 2013 at 10:30 a.m.
Mulock Room

EXCERPT FROM MINUTES

For Submission to Committee of the Whole at its meeting of April 29, 2013.

1. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – APRIL 16, 2013 – ITEM 3**
PROCLAMATION REGARDING NATIONAL ACCESS AWARENESS WEEK

Moved by Wendi Williams-Gordon
Seconded by Ursula Rehdner

The Newmarket Accessibility Advisory Committee recommends to Council:

1. THAT the Town of Newmarket proclaim June 2 – 8, 2013 as “National Access Awareness Week”;
2. AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

CARRIED

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Present: Naeem Bacchus
Diane Bladek-Willett
Laura Charpentier (left at 11:50 a.m.)
Steve Foglia (Chair)
Councillor Twinney (10:43 – 11:45 a.m.)
Wendi Williams-Gordon

Regrets: Ursula Rehdner

Staff: Lisa Lyons, Deputy Clerk
Pat McIntosh, Recreation Programmer, Leisure & Inclusion Services
Florence DiPassio, Licensing Officer (11:27 – 11:45 a.m.)
Sarah Niezen, Records and Projects Coordinator (10:43 – 10:50 a.m., 11:20 – 12:26 p.m.)

The meeting was called to order at 10:43 a.m.

Steve Foglia in the Chair.

DECLARATIONS OF INTEREST

None.

1. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 - ITEM 1
APPROVAL OF MINUTES

The Accessibility Advisory Committee Minutes of December 4, 2012 were amended by removing the reference to "Outstanding Items List" under Item 7 and replacing that reference with "a list regarding NAAC's initiatives/successes".

Moved by Diane Bladek-Willett
Seconded by Councillor Twinney

THAT the Accessibility Advisory Committee minutes of December 4, 2012, as amended, be approved.

CARRIED

2. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 2 STOP GAP PRESENTATION**

Tyler Barker gave a presentation on the Stop Gap ramp project. Comments and questions from Committee Members related to details of the ramps and how it is run and to how the Committee could support this initiative. It was recommended that the Committee promote the project at the June 4, 2013 event planned for Newmarket Accessibility Awareness Week.

3. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 3 CHAIR'S UPDATE – YORK REGION AAC**

The Chair of the Committee advised that the Regional Committee had been adjourned since Christmas and there was no information to update. Prior to Christmas the Region's accessibility design manual had been provided for comment and the Chair was planning on bringing comments regarding sidewalk best practices, narrowness of walkways, railings on ramps and visible signals in elevators when emergencies occur, and the increased turning radius for larger wheelchairs, back to the Committee.

4. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 4 CHAIR'S UPDATE – NAAW SUB-COMMITTEE**

The Chair provided an update that last month's meeting of the sub-committee went well and that the sub-committee members are investigating having a banner made to hang over the stage for the event that would include the name of the Committee with the Town's logo and the logo of the Committee once designed. He further advised that he has contacted Rogers and will be appearing in several television shows with Rogers to promote the event.

5. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 5 AAC SLOGANS AND LOGO DESIGNS**

The Deputy Clerk advised that she would consult with the Town's Communication Department regarding policies related to Logos and Slogans.

6. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 6 ON-DEMAND TAXI SURVEY**

The Licensing Officer provided an update regarding the On-demand Taxi Survey. So far 14 responses have been received. Advertising has been done at several recreation facilities, the Seniors Meeting Place, the Library and online. The survey will be extended to February 28, 2013 and the results will be brought to a future meeting.

7. **ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 7 AURORA HIGHVIEW COMMUNITY MILLENIUM PROJECT**

Councillor Twinney introduced the Aurora Highview Community Millenium Project. There was discussion around accessible playgrounds in Newmarket and the accessible playground at All Our Kids Play Park off of Timothy Street.

**8. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 8
PROPOSED AMENDMENT TO BARRIER-FREE DESIGN REQUIREMENTS**

The Deputy Clerk informed the Committee of new proposed amendments to barrier-free design requirements set out in the Building Code regulation (O.Reg. 332/12) under the *Building Code Act*, 1992. The Committee was encouraged to submit their comments to the Ministry of Municipal Affairs and Housing prior to the closing date of March 1.

**9. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 9
SITE PLAN ACCESSIBILITY CHECKLIST**

The Site Plan Checklist currently used by the Building Department for building inspections was discussed. Under the item Barrier –Free Entrance Requirements there is the question “Does the main accessible entrance have an automatic door opener? Otherwise is door hardware easy to operate?”

The Committee recommended that the sentence “Otherwise is door hardware easy to operate?” be removed from the checklist and that this be communicated to the Chief Building Official.

There was a related discussion concerning difficulty in operating the automatic doors of Town Hall (395 Mulock). The Deputy Clerk recommended that this be included as a budget item in the Accessibility Plan so that it could be incorporated into future plans.

**10. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 10
STAFF UPDATE**

The Deputy Clerk informed the Committee that the 2012 Accessibility Plan had been approved by Council and that it was now posted online. The Deputy Clerk is currently collecting samples of multi-year plans from other municipalities. Newmarket's multi-year plan must be completed by December. The draft policy will be re-circulated to the committee.

The planning for the updating of the Town's website is ongoing. The Deputy Clerk informed the Committee that several members would be asked to attend a focus group regarding the website design.

**11. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 11
OUTSTANDING MATTERS LIST**

The Outstanding Matters list was discussed. The list needs to be reformatted and timeframes established. The Records and Projects Coordinator will reformat and bring to the next meeting.

**12. ACCESSIBILITY ADVISORY COMMITTEE MINUTES – FEBRUARY 19, 2013 – ITEM 12
NEW BUSINESS**

- a) Accessible parking and snow removal was discussed. The Committee requested that accessibility training be given to snow plow operators so that they are aware of the importance of ensuring accessible parking spaces are fully cleared.

2.4

- b) Several Committee members requested a meeting with the Director of Communications.
- c) The April Home Show was discussed. The material that was used for 2012 has been updated and the new material used for 2013.
- d) The Committee e-mail address was discussed. The question of who is monitoring this and how active it is was raised. Staff will report back to the Committee.
- e) The Deputy Clerk informed the Committee of a conference in Peterborough on April 26th and 27th by the Council for Persons with Disabilities. The MV-1 vehicle will be displayed at the conference. The Committee suggested inviting someone to an upcoming meeting to give a presentation on the vehicle.

Moved by Wendi Williams-Gordon
Seconded by Naeem Bacchus

THAT the meeting adjourn.

CARRIED

There being no further business, the meeting adjourned at 12:26 p.m.

Dated

Steve Foglia, Chair

Friday, April 5, 2013 at 10:00 a.m.
Community Centre, Hall #3
200 Doug Duncan Drive

The regular meeting of the Newmarket Downtown Development Subcommittee was held on Friday, April 5, 2013 at 10:00 a.m. in Hall # 3 of the Community Centre, 200 Doug Duncan Drive, Newmarket.

Members Jackie Playter (10:20 a.m.-11:10 a.m.; 11:30 a.m.-12:00 p.m.)
Present: Barbara Leibel
Ian Peake
Councillor Sponga (10:25 a.m.-12:00 p.m.)
Steve Whitfield (10:20 a.m.-10:22 a.m.; 10:40 a.m.-12:00 p.m.)

Staff: C. Kallio, Economic Development Officer
J. Bondi, Council/Committee Co-ordinator

The meeting was called to order at 10:20 a.m.

Jackie Playter in the Chair.

ADDITIONS

None.

DECLARATIONS OF INTEREST

Steve Whitfield declared a pecuniary interest in Item 2 of the Agenda (see Item 2 of these Minutes) regarding Financial Incentives Program Application 2013-03 – Interior Renovation and Improvement Program and Façade Improvement and Restoration Program – 383-385 Davis Drive as he is the owner of the property. He advised he would take no part in the discussion or voting of this matter.

The Chair declared a pecuniary interest in Item 9 of the Agenda (see Item 9 of these Minutes) regarding Financial Incentives Program Application 2013-09 – Project Feasibility Program – 157 Main Street South as she is the former owner of the property and a family member who receives remuneration from the business at that location. She advised that she would take no part in the discussion or voting of the foregoing matter.

3.2

1. **NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 1
APPROVAL OF MINUTES**

Newmarket Downtown Development Subcommittee Minutes of February 22, 2013.

**Moved by Steve Whitfield
Seconded by Barbara Leibel**

THAT the Newmarket Downtown Development Subcommittee Minutes of February 22, 2013 be approved.

CARRIED

Steve Whitfield left the meeting at 10:22 a.m.

2. **NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 2
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-03
INTERIOR RENOVATION AND IMPROVEMENT PROGRAM AND FAÇADE
IMPROVEMENT AND RESTORATION PROGRAM – 383-385 DAVIS DRIVE**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-03 with respect to the property known as 383-385 Davis Drive.

Councillor Sponga arrived at the meeting at 10:25 a.m.

**Moved by Councillor Sponga
Seconded by Barbara Leibel**

1. **THAT the Interior Renovation and Improvement Program Grant Application 2013-03 in the amount of \$14,800.00 be approved;**
2. **AND THAT the Façade Improvement and Restoration Program Grant Application 2013-03 in the amount of \$10,255.00 be deferred pending discussion around priority focused areas and in light of limited budget funding;**
3. **AND THAT Steve and Elizabeth Whitfield, 186 Lorne Avenue, Newmarket, Ontario, L3Y 4J9, be notified of this action.**

CARRIED

Steve Whitfield returned to the meeting at 10:40 a.m.

**3. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 3
FINANCIAL INCENTIVES PROGRAM APPLICATION 2012-12
BUSINESS SIGN PROGRAM – 185 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2012-12 with respect to the property known as 185 Main Street South.

**Moved by Councillor Sponga
Seconded by Steve Whitfield**

- 1. THAT the Business Sign Program Grant Application 2012-12 (additional) be deferred to the next meeting of the Newmarket Downtown Development Subcommittee subject to submission of quotes;**
- 2. AND THAT Janet Walker, 401 Gilpin Drive, Newmarket, Ontario, L3X 3H3, be notified of this action.**

CARRIED

**4. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 4
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-05
PROJECT FEASIBILITY STUDY PROGRAM, INTERIOR RENOVATION AND
IMPROVEMENT PROGRAM, AND PLANNING AND BUILDING FEES
REBATE/CREDIT PROGRAM – 211 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-05 with respect to the property known as 211 Main Street South.

**Moved by Ian Peake
Seconded by Barbara Leibel**

- 1. THAT the Project Feasibility Study Program Grant Application 2013-05 in the amount of \$10,000.00.00 be approved;**
- 2. AND THAT the Interior Renovation and Improvement Program Grant Application 2013-05 in the amount of \$15,000.00 be approved;**
- 3. AND THAT the Planning and Building Fees Rebate/Credit Program Grant Application 2013-05 in the amount of \$4,276.44 be approved;**
- 4. AND THAT Boris Fong, 36 Sir Modesto Court, Maple, Ontario, L6A 4G2, be notified of this action.**

CARRIED

**5. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 5
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-06
PROJECT FEASIBILITY PROGRAM – 205 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-06 with respect to the property known as 205 Main Street South.

**Moved by Councillor Sponga
Seconded by Barbara Leibel**

- 1. THAT the Project Feasibility Study Program Grant Application 2013-06 in the amount of \$6,575.00 be approved;**
- 2. AND THAT Gillian and Patrick Kenny, 110 Kane Crescent, Aurora, Ontario, L4G 0C6, be notified of this action.**

CARRIED

**6. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 6
FINANCIAL INCENTIVES PROGRAM APPLICATION 2010-07
BUSINESS SIGN PROGRAM – 243-245 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2010-07 with respect to the property known as 243 - 245 Main Street South.

**Moved by Ian Peake
Seconded by Councillor Sponga**

- 1. THAT the Business Sign Program Grant Application 2010-07 in the amount of \$2,500.00 be approved for 243 Main Street South;**
- 2. AND THAT Susan Gitajn and Mary Weinrib, 69 Woodcrest Avenue, Toronto, Ontario, M4J 3A8, be notified of this action.**

CARRIED

**7. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 7
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-07
FAÇADE IMPROVEMENT AND RESTORATION PROGRAM
205 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-07 with respect to the property known as 205 Main Street South.

Moved by Councillor Sponga
Seconded by Ian Peake

THAT the Façade Improvement and Restoration Program Grant Application 2013-07 in the amount of \$2,143.00 be denied.

MOTION WITHDRAWN

Moved by Barbara Leibel
Seconded by Steve Whitfield

1. THAT the Façade Improvement and Restoration Program Grant Application 2013-07 in the amount of \$2,143.00 be approved;
2. AND THAT Lillian and Sydney Pearl, 65 Skymark Drive, Apt. 2906, Willowdale, Ontario, M2H 3N9, be notified of this action.

CARRIED

8. **NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 8
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-08
FAÇADE IMPROVEMENT AND RESTORATION PROGRAM
234 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-08 with respect to the property known as 234 Main Street South.

Moved by Steve Whitfield
Seconded by Barbara Leibel

1. THAT the Façade Improvement and Restoration Program Grant Application 2013-08 in the amount of \$12,650.00 be approved;
2. AND THAT K.G.M. Developments, 350 Harry Walker Parkway North, Unit #2, Newmarket, Ontario, L3Y 8P3, be notified of this action.

CARRIED

Jackie Playter vacated the Chair and left the meeting at 11:10 a.m.

Councillor Sponga assumed the Chair.

**9. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 9
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-09
PROJECT FEASIBILITY PROGRAM – 157 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-09 with respect to the property known as 157 Main Street South.

**Moved by Councillor Sponga
Seconded by Steve Whitfield**

- 1. THAT the Project Feasibility Program Grant Application 2013-09 in the amount of \$8,322.50 be approved;**
- 2. AND THAT the applicant be advised that future funding of project costs may be limited due to budget constraints;**
- 3. AND THAT 2212083 Ontario Limited, o/a Roadhouse and Rose Funeral Home, 157 Main Street South, Newmarket, Ontario, L3Y 3Y9, be notified of this action.**

CARRIED

Councillor Sponga vacated the Chair.

Jackie Playter returned to the meeting and assumed the Chair at 11:30 a.m.

**10. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 10
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-04
FAÇADE IMPROVEMENT AND RESTORATION PROGRAM
206 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2013-04 with respect to the property known as 206 Main Street South.

**Moved by Ian Peake
Seconded by Councillor Sponga**

- 1. THAT the Façade Improvement and Restoration Program Grant Application 2013-04 in the amount of \$20,000.00 be approved conditional on the historical etching at the northwest end of the building be preserved;**
- 2. AND THAT 2097922 Ontario Inc., c/o Karla Wilson, 206 Main Street South, Newmarket, Ontario, L3Y 3Z3, be notified of this action.**

CARRIED

**11. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 11
FINANCIAL INCENTIVES PROGRAM APPLICATION 2012-21
INTERIOR RENOVATION AND IMPROVEMENT PROGRAM
185 MAIN STREET SOUTH**

The Economic Development Officer provided a verbal report regarding Financial Incentives Program Application 2012-21 with respect to the property known as 185 Main Street South.

**Moved by Councillor Sponga
Seconded by Ian Peake**

- 1. THAT the Interior Renovation and Improvement Program Grant Application 2012-21 in the amount of \$15,000.00 be denied due to Financial Incentive program eligibility requirements;**
- 2. AND THAT 1841334 Ontario Inc., c/o Stephen Mrakovcic, 270 Ivy Jay Crescent, Aurora, Ontario, L4G 0E7, be notified of this action.**

CARRIED

**12. NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES
APRIL 5, 2013 – ITEM 12
FINANCIAL INCENTIVES PROGRAM APPLICATION 2013-04
COMMUNITY GRANT PROGRAM – NEWMARKET GROUP OF ARTISTS**

The Economic Development Officer provided a verbal report regarding a funding request from the Newmarket Group of Artists' 5th Annual Studio Tour proposed for October 26 & 27, 2013.

**Moved by Councillor Sponga
Seconded by Steve Whitfield**

- 1. THAT the NDDS Community Grant Application received from the Newmarket Group of Artists in the amount of \$1,250.00, be approved;**
- 2. AND THAT the Newmarket Group of Artists, c/o Robin Burnett, 383 Timothy Street, Newmarket, Ontario, L3Y 1P6, be notified of this action.**

CARRIED

NEW BUSINESS

None.

3.8

Moved by Barbara Leibel
Seconded by Steve Whitfield

THAT the meeting adjourn.

CARRIED

There being no further business, the meeting adjourned at 12:00 p.m.

Dated

Jackie Playter, Chair



Town of Newmarket MINUTES

ENVIRONMENTAL ADVISORY COMMITTEE

Wednesday, March 6, 2013
at 6:30 p.m.
Mulock Room, 395 Mulock Drive

A meeting of the Newmarket Environmental Advisory Committee was held on Wednesday, March 6, 2013 at 6:30 p.m. in the Mulock Room at 395 Mulock Drive.

Present: John Birchall
Wes Guldemon
Doug Jagger
Joanna Parsons
Councillor Twinney (6:38 to 8:30 p.m.)

Absent: Philip Breault
Dayna Laxton
Geoff Shore
Brandon Simon

Staff: S. Niezen, Records and Projects Coordinator

The meeting was called to order at 6:38 p.m.

John Birchall in the Chair.

ADDITIONS TO THE AGENDA

None.

DECLARATIONS OF INTEREST

None.

1. **NEWMARKET EAC MINUTES – MARCH 6, 2013 – ITEM 1**
APPROVAL OF MINUTES

Environmental Advisory Committee Minutes of February 6, 2013.

Moved by Doug Jagger
Seconded by Wes Guldemon

THAT the Environmental Advisory Committee Minutes of February 6, 2013 be approved.

CARRIED

2. **NEWMARKET EAC MINUTES – MARCH 6, 2013 – ITEM 2**
CORRESPONDENCE

Items of correspondence previously distributed by e-mail.

Moved by Doug Jagger
Seconded by Joanna Parsons

THAT the correspondence items, previously distributed by e-mail, be received.

CARRIED

3. **NEWMARKET EAC MINUTES – MARCH 6, 2013 – ITEM 3**
PRESENTATION – BLUE COMMUNITIES

Miss Robyn Hamlyn addressed the Committee by Skype regarding Newmarket becoming a Blue Community. The three principles of the water commons framework 1) banning bottled water at all municipal facilities and events 2) water as a human right and 3) promoting publicly owned water and wastewater services were presented.

Committee members queried Miss Hamlyn regarding adoption of these initiatives by other municipalities, the possibility of working with school boards, and the challenges and benefits to implementation. Miss Hamlyn agreed to provide additional information for the Committee to review.

Moved by Joanna Parsons
Seconded by Wes Guldemon

THAT the Newmarket Environmental Advisory Committee receives the presentation regarding blue communities as information, and that thanks be extended to Miss Hamlyn for her presentation.

CARRIED

**4. NEWMARKET EAC MINUTES –MARCH 6, 2013 – ITEM 4
FOLLOW-UP ITEMS**

- a) John Birchall informed the Committee that he had been in contact with the previous organizer of the spring garage sale and that she was willing to assist with the planning again this year. Dayna Laxton and Doug Jagger are also on the organizing committee. The Committee discussed purchasing new signs for the garage sale and establishing a communications plan. Councillor Twinney will request Regional Councillor Taylor's assistance with securing the location. The garage sale is unlikely to generate any profit for the Committee so it was recommended that any profits be put back into the budget for next year.

**Moved by Councillor Twinney
Seconded by Joanna Parsons**

THAT a maximum of five hundred dollars be spent on advertising and signage for the spring garage sale.

CARRIED

- b) Discussion ensued regarding advertising for Earth Hour. An advertisement has been placed in SNAP Newmarket, and the Era. Wrist bands are not being used this year to promote the event, instead lanyards are being distributed. There was discussion around how to use Twitter and other social media to promote the event.
- c) Discussion ensued regarding Committee participation in the Electric Mobility Conference - Windfall Ecology Festival. The Committee felt they do not have the expertise to participate in the Conference, however several members would be interested in attending and would like to stay informed.
- d) John Birchall led a discussion regarding the proposed updates to the Town's website and the Committee's webpage. The matter of how to update material on the webpage and the current procedural difficulties involved was discussed. The possibilities in using Facebook and Twitter and other social media for communicating and advertising events was also discussed.
- e) John Birchall provided a verbal update on his discussions with the CAO. Communication with senior management is proceeding.
- f) Discussion ensued around several spring events planned. The Holland River clean-up is scheduled for May 4, 2013. May 1st is when the Newmarket Farmer's Market will begin for the 2013 season. The Committee would like to participate this year with a booth on special event days. Discussion ensued around how to engage and educate people. Joanna Parsons and Doug Jagger will work on ideas regarding activities and events that could be used to engage children and families. Participation in the Garlic Festival was discussed. Doug Jagger will coordinate a neighbouring booth with the York Simcoe Naturalists.

5. NEWMARKET EAC MINUTES – MARCH 6, 2013 – ITEM 5
NEW BUSINESS

- a) John Birchall provided a verbal update on Peggy's Wood and the Dave Kerwin Trail in the Northwest Quadrant. This is an important ecological environment that should be preserved and maintained. It was recommended that the Manager of Parks and Property Services be invited to a spring meeting to discuss the planning for this area.
- b) The reprinting of trail maps for the Town of Newmarket is being reviewed by the Commissioner of Community Services and his staff.
- c) John Birchall advised on behalf of Geoff Shore that the Committee had been contacted by the Township of Georgina Environmental Advisory Committee to provide information regarding the Ian Gray Award.

The next scheduled meeting date is April 3, 2013 beginning at 6:30 p.m. with Philip Breault as Meeting Chair.

Moved by Councillor Twinney
Seconded by Wes Guldemand

THAT the meeting adjourn.

CARRIED

There being no further business, the meeting adjourned at 8:32 p.m.

 Date

 John Birchall, Chair

Tuesday, March 5, 2013 at 7:00 p.m.
Mulock Room, 395 Mulock Drive

The regular meeting of the Heritage Newmarket Advisory Committee was held on Tuesday, March 5, 2013 at 7:00 p.m. in the Mulock Room at 395 Mulock Drive, Newmarket.

Members

Present: R. Caister
N. Friend
S. Fuller
A. Hart
M. Watts
B. Locke
Councillor Hempen
W. Playter

Staff: B. Mendonca, Administrative Assistant, Legislative Services

Guests: Sharon Vattay, Goldsmith Borgal & Company Limited Architects
Chris Bobyk, Director of Development, Forrest Group
Peter Rich, Vice president design, Forrest Group

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

Athol Hart in the Chair.

PRESENTATIONS/DEPUTATIONS

Sharon Vattay of Goldsmith Borgal & Company Limited Architects presented a power point presentation regarding the Clock Tower Redevelopment from 184 to 190 Main Street. Copies of the Heritage Impact Assessment and concept drawings were passed out to the Heritage Newmarket Advisory Committee members. Peter Rich, Vice president design, Forrest Group presented a virtual video. The streetscape will be maintained back to the Main Street side of the buildings. Concern was raised as to the location of the development and the number of stories of the building.

APPROVAL OF PREVIOUS MINUTES

1. **HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013**
ITEM 1 – HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES

Moved by Norm Friend
Seconded by Billie Locke

THAT the Heritage Newmarket Advisory Committee Minutes of February 5, 2013 be approved.

CARRIED

CORRESPONDENCE**2. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 2 – CORRESPONDENCE ITEMS**

- a) Application for Official Plan Amendment and Zoning By-law Amendment regarding 536 and 550 Mulock Court.
- b) Notice of complete application, Proposed Official Plan and Zoning By-law Amendments regarding 536 and 550 Mulock Court.
- c) Notice of passing of a Zoning By-law regarding the southeast corner of Davis Drive and Bathurst Street.

THAT item 2 a),b),c) be received as information.

**Moved by Norm Friend
Seconded by Ross Caister**

CARRIED

**3. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 3– HOT LIST/FINANCIAL REPORT**

a) Hot List

Discussion ensued regarding repairs to designated Heritage buildings in a timely manner.

**Moved by Ross Caister
Seconded by Sandra Fuller**

1. **THAT the Chair of the Heritage Newmarket Advisory Committee contact the Ministry of Culture, Heritage Ontario to receive clarification of the *Heritage Act* following the *Provincial Offenses Act* in regards to repairs to designated Heritage building;**
2. **AND THAT the Ministry of Culture, Heritage Ontario present to the Heritage Newmarket Advisory Committee the clarification at their next meeting;**
3. **AND THAT the Chair of the Heritage Newmarket Advisory Committee forward a copy of the motion to the contact at the Ministry of Culture, Heritage Ontario in a timely manner.**

CARRIED

b) Treasurer

The treasurer reported that a financial report is expected from the Finance department shortly.

4. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 4 – PLAQUES

a) Site Plaques

The Town of Newmarket graphic designer has given the Heritage Newmarket Advisory Committee sample wording for the site plaques. Wes Playter will finalize the wording on the site plaque that he is currently working on. All three will be presented to Council.

b) Residence plaques

Sandra Fuller will submit the wording for the three plaques to the Heritage Newmarket Advisory Committee for consideration. The research is complete and the Heritage Newmarket Advisory Committee will vote on the wording at their next meeting.

5. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 5 – INVENTORY SUB-COMMITTEE

The Heritage designated guidelines were approved by Council on March 4, 2013. It was suggested that there is an urgent need to designate the houses in the Southlake Regional Health Centre hospital zone.

6. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 6 – DESIGNATED MAINTENANCE PROPERTY AND CONCERNS

Discussion ensued regarding designated maintenance property and concerns.

7. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 7 – REPORTS OF COMMITTEE MEMBERS

a) Historical Society

Report was received for information.

b) Museum

Report was received for information.

c) A.R.C.H.

The Architecture, Recreation, Culture Heritage Committee has been placed in charge of Doors Open. A sub-committee has been formed. Aurora's model will be used as a reference. Organizations will be included in the event ie. Car club, model railway display.

Wes Playter was requested to expand the walking tour using a horse and wagon. The anniversary of World War I is coming up. A request has come forward from the Historical Society at Heritage Newmarket, Newmarket Veterans, Newmarket Legion, Museum and the Historical Society hold an event.

Discussion ensued regarding the purchase of a tent for events. The cost could be shared between the Museum, Heritage Newmarket and the Historical Society.

Moved by Ross Caister
Seconded by Billie Locke

THAT the Chair conduct research into the purchase of a tent up to the sum of \$1,500.00;

AND THAT the tent be stored at the Newmarket museum.

CARRIED

d) Street Naming Committee

Nothing to report.

8. HERITAGE NEWMARKET ADVISORY COMMITTEE MINUTES – MARCH 5, 2013
ITEM 8 – NEW BUSINESS

- a) Discussion ensued regarding the moving of the buildings at 425 and 431 Davis Drive – Union Hotel property – by VIVA. The document was received for information.

Moved by Ross Caister
Seconded by Sandra Fuller

THAT the Chair contact the Senior Planner – Development to confirm the saving of the Union Hotel buildings at 425 and 431 Davis Drive.

CARRIED

- b) Tom Hempen advised that the 2012 remaining budget has been carried over to 2013. However, the Heritage Newmarket Advisory Committee may have the Finance department challenge the amount of funds available for 2014 if they aren't used.
- c) The tour of the Denne House has been re-scheduled as an Open House on March 27 at 7:00 pm. The Chair and Tom Hempen are requesting a date be planned for the Heritage Newmarket Newmarket Advisory Committee to have a private showing.

Moved by Wes Playter

THAT the meeting adjourn.

CARRIED

There being no further business the meeting adjourned at 9:40 p.m.

 Date


 Athol Hart – Chair

Tuesday, March 19, 2013 at 7:30 p.m.
Community Centre Hall # 1
200 Doug Duncan Drive

The regular meeting of the Main Street District Business Improvement Area Board of Management was held on Tuesday, March 19, 2013 at 7:30 p.m. in Hall # 1 of the Community Centre located at 200 Doug Duncan Drive.

Members Nancy Barnard
Present: James Elliott
 Nancy Gerry
 Steven Gilbert
 Anne Martin (7:36 to 8:51 p.m.)
 Jackie Playter, Chair
 Councillor Sponga
 Siegfried Wall (7:39 to 8:51 p.m.)

Guest: Whitney Broydell
 Olga Paiva

Staff: C. Kallio, Economic Development Officer
 L. Moor, Council/Committee Coordinator

The meeting was called to order at 7:33 p.m.

Jackie Playter in the Chair.

ADDITIONS

None.

DECLARATIONS OF INTEREST

None.

1. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM 1 APPROVAL OF MINUTES

Main Street District Business Improvement Area Board of Management Minutes of February 19, 2013.

Moved by Nancy Gerry
Seconded by Steven Gilbert

THAT the Main Street District Business Improvement Area Board of Management Minutes of February 19, 2013 be approved.

CARRIED

**2. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM 2
FINANCIAL REPORTS**

- a) The Economic Development Officer provided a verbal update regarding the Board's financial balance and advised that to date; approximately \$3,200.00 has been spent on advertising in the SNAP and Era publications.
- b) The Chair requested that \$100.00 be advanced to the proprietor of Whatnot's Ceramic Studio to purchase chocolate Easter eggs for the annual Easter Bunny visit to Main Street.

**3. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM
COMMITTEE REPORTS**

- a) James Elliott provided a verbal status update regarding the upcoming event being the Easter Bunny Hippity-Hop on Main Street.

Anne Martin arrived at 7:36 p.m.

James Elliott advised that the marketing subcommittee has recently discussed some details regarding the Father's Day Weekend Car Show and the Canada Day festivities.

- b) Councillor Sponga provided a verbal status update regarding the Jazz Festival scheduled for the first weekend in August 2013 and advised that the first cornerstone sponsor for the event being TD Canada Trust has been obtained with a commitment of \$20,000.

Siegfried Wall arrived at 7:39 p.m.

- c) Nancy Gerry advised that she has reserved chairs and tables at a reasonable cost for the Canada Day festivities and Steven Gilbert offered to store them at his business location prior to set-up.

- d) Siegfried Wall provided a verbal status update with respect to the Downtown Parking Review Task Force meeting recently held during the week of March 11, 2013. He advised that due to the March Break, there were a limited number of participants; however he expressed concerns to those present at the Task Force meeting on behalf of the Main Street District Business Improvement Area Board of Management regarding the Task Force's consultant survey conducted on days that might not have necessarily reflected the accuracy of parking requirements in the downtown core. Discussion ensued regarding proposed future establishments and their anticipated parking needs.

The Chair suggested that the matter on the agenda being Community Services/Planning and Building Services Report 2012-44 – Cash-In-Lieu of Parking be brought forward for discussion at this time.

**4. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM 4
COMMUNITY SERVICES/PLANNING AND BUILDING SERVICES REPORT 2012-44
CASH IN LIEU OF PARKING REPORT**

Community Services/Planning and Building Services Report 2012-44 dated September 24, 2012 regarding Cash-In-Lieu of Parking.

The Economic Development Officer and Councillor Sponga provided some comments with respect to the Town's cash-in-lieu strategy and a suggestion was made to conduct a general meeting within the next couple of weeks with the entire Business Improvement Area membership, area merchants and Town Planning staff to better understand the intent, specifics and formula associated with the figures contained in the report. James Elliott offered to emphasize and consolidate the highlights in the report into simpler and plain language terms.

**5. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM 5
REDEVELOPMENT IN DOWNTOWN CORE**

The Chair distributed conceptual sketches of a redevelopment proposal for the property known as the Clock Tower. Councillor Sponga provided a descriptive chronicle of the property uses and former ownership. He advised that the current owner will be hosting a public meeting to outline the proposed re-development on April 3, 2013 at the Community Centre beginning at 7:00 p.m. Further discussion took place regarding the potential parking issues associated with the proposed re-development of the property.

The Chair queried Councillor Sponga regarding the status of the tender award for the Old Town Hall renovation project. Councillor Sponga advised that the black-out period associated with the tender was over at 5:00 p.m. on March 19, 2013 and that the award would be announced on March 20, 2013.

**6. MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF
MANAGEMENT MINUTES – MARCH 19, 2013 – ITEM 6
NEW BUSINESS**

- a) Councillor Sponga queried those present about inviting the Jazz Festival coordinator to the next scheduled Main Street Business Improvement Area Board of Management meeting scheduled for April 16, 2013.
- b) The Chair queried Councillor Sponga regarding various interested parties looking at renting space at Riverwalk Commons through the Town's Recreation and Culture Department. Councillor Sponga advised that he, along with staff of that Department, are attempting to resolve the numerous requests for space rental.
- c) The Economic Development Officer advised that the provincial funding provided for the promotional restaurant/walking tour event must be expended by the end of March, 2014 and therefore some of these tours should take place during the 2013 calendar year. Nancy Barnard advised that she is working with Janis Luttrell of the Recreation and Culture Department in revising a work plan and budget which she will present to the marketing subcommittee.
- d) Anne Martin queried Councillor Sponga regarding the timing of the reconstruction of Cedar Street. Councillor Sponga advised that as soon as weather permits, the work will commence.
- e) Anne Martin queried Councillor Sponga regarding the property formerly known as York Blueprint. Councillor Sponga advised that plans are moving forward for re-development of the property to a restaurant use.

**Moved by Nancy Gerry
Seconded by Steven Gilbert**

THAT the meeting adjourn.

CARRIED

There being no further business, the meeting adjourned at 8:51 p.m.

The next meeting is scheduled for April 16, 2013 at the Newmarket Community Centre and Lions Hall at 7:30 p.m.

APRIL 16, 2013
Date


Jackie Playter, Chair



7.1

Newmarket Public Library Board
Regular Board Meeting
Wednesday, February 27, 2013
Newmarket Public Library Board Room

Present: Tom Vegh – Vice Chair
Michael Castro
Tom Hempen
Joan Stonehocker

Staff Present: Todd Kyle, CEO
Linda Peppiatt, Deputy CEO
Lianne Bond, Administrative Coordinator

Regrets: Wendy Van Straten – Chair
Wes Playter
John Taylor

In the absence of the Chair, the Vice-Chair called the meeting to order at 5:05 p.m.

1. ADOPTION OF AGENDA ITEMS:

- i) Adoption of Regular Agenda
- ii) Adoption of Consent Agenda items

The Chair asked if there were any additions to the agenda.

Motion 13.02.202

**MOVED BY JOAN STONEHOCKER
SECONDED BY MICHAEL CASTRO**

THAT Agendas i) to ii) be adopted as presented.

CARRIED

2. DECLARATIONS

None were declared.

3. CONSENT AGENDA ITEMS:

- i) Adoption of the Regular Board Meeting Minutes for Wednesday, January 16, 2013
- ii) Strategic Operations Report for January, 2013
- iii) Monthly Bank Transfer

Motion 13.02.203

7.2

MOVED BY TOM HEMPEN
SECONDED BY JOAN STONEHOCKER

THAT Consent Agenda Items i) to iii) be received as presented.

CARRIED

4. POLICIES

i) Employee Borrowing Policy

The CEO clarified the reasons for rescinding the Benefits of Employment Policy and replacing it with the Employee Borrowing policy.

Motion 13.02.204

MOVED BY MICHAEL CASTRO
SECONDED BY TOM HEMPEN

THAT the Library Board rescind the Benefits of Employment Policy and replace it with the Employee Borrowing Policy as presented.

CARRIED

ii) Policy on Inclement Weather, or Other Emergencies Causing Closure of the Library

The Library Board reviewed the revisions to the Policy on Inclement Weather, or Other Emergencies Causing Closure of the Library.

Motion 13.02.205

MOVED BY TOM HEMPEN
SECONDED BY JOAN STONEHOCKER

THAT the Library Board approve the Policy on Inclement Weather, or Other Emergencies Causing Closure of the Library as presented.

CARRIED

iii) Exam Proctoring Fee

The CEO advised the Board that due to an increase in demand for exam proctoring, the Library began charging a fee for this service. The Library discussed the proposed fee and made the following recommendation.

THAT the Library Board approve a fee of \$35 dollars including HST for each exam proctored by the Library and paid for by the student or as negotiated directly with the Institution.

CARRIED

iv) Scent Policy / Code of Conduct

Due to recent concerns raised regarding excessive scent and odour from library users, including a complaint before the Joint Health and Safety Committee, proposed changes to the Code of Conduct have been recommended. The Library Board reviewed the proposed changes and requested more information from other community services prior to approving the changes to the Code of Conduct Policy.

v) Friends of the Library Terms of Reference

This item was deferred to the next regularly scheduled Library Board meeting

5. REPORTS

- i) Newmarket Public Library-Town of Newmarket (NPL-TON) Joint Task Force
 - a. NPL-TON Joint Task Force Minutes of October 26, 2011
 - b. Verbal Update

Motion 13.02.206

**MOVED BY MICHAEL CASTRO
SECONDED BY JOAN STONEHOCKER**

THAT the Newmarket Public Library-Town of Newmarket Joint Task Force Minutes of October 26, 2011 be received.

CARRIED

The Chair of the NPL-TON Joint Task Force updated the Library Board on the Task Force meeting held February 13, 2013. The focus of the meeting was to review the Town of Newmarket CAO/Newmarket Public Library CEO Joint Information Report 2012-5 regarding the Service Review Program (SRP) as it relates to Library Activities and the report's recommendations. The Joint Task Force asked the Library Board to accept the report's recommendations.

Motion 13.02.207

**MOVED BY TOM HEMPEN
SECONDED BY JOAN STONEHOCKER**

THAT the Library Board accept the following recommendations

1. **THAT** the Town of Newmarket CAO and Newmarket Public Library CEO be authorized to form a Steering Committee to review, make recommendations and implement ideas related to the ideas brought forward under the Service Review Program;
2. **AND THAT** this Steering Committee include the CEO, Newmarket Public Library and the Manager, Customer Services, Town of Newmarket;

3. **AND THAT** regular updates and progress reports be provided to the Library Town Task Force/Newmarket Public Library Board and Town Council, as appropriate

CARRIED

ii) Computer Hardware /Software Projects

The Library Board reviewed the suggested projects of expenditure plans for the unencumbered portion of the Computer Hardware/Software capital carry over. Board members discussed ensuring that funding would be available to operationalize the Strategic Plan.

Motion 13.02.208

MOVED BY TOM HEMPEN

SECONDED BY JOAN STONEHOCKER

THAT the Library Board defer approval of the expenditure plan for the unencumbered porting of the Computer Hardware/Software capital carryover to the next regularly scheduled Library Board meeting.

CARRIED

6. BUSINESS ARISING

i) Strategic Plan

A smaller brochure of the Strategic Plan has been develop and printed for distribution to the public.

ii) Library Statistical Data

Library Board members discussed what statistical data they would like continued to be reported. For the next Board meeting the present format will be used for reporting.

iii) Action List

The Board reviewed and updated the Action List.

7. NEW BUSINESS

i) Customer Service Accuracy

This item was deferred to the next regularly scheduled Board meeting.

ii) 2013 Newmarket Chamber of Commerce Home Show

The Library Board is participating in the 2013 Newmarket Chamber of Commerce Home Show from Friday, April 5th to Sunday, April 7th. A sign-up schedule will be circulated for Board members to volunteer to help out if they are available.

8. DATE(S) OF FUTURE MEETINGS

The next regular Library Board meeting will be Wednesday, March 27, 2013 at 5:00 pm in the Library Board room.

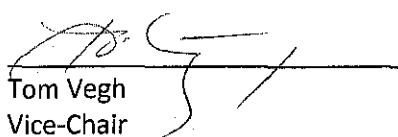
9. ADJOURNMENT

Motion 13.02.209

**MOVED BY MICHAEL CASTRO
SECONDED BY TOM HEMPEN**

THAT there being no further business the meeting adjourned at 6:40 p.m.

CARRIED



Tom Vegh
Vice-Chair



Todd Kyle, CEO
Secretary/Treasurer



HUMAN RESOURCES
Town of Newmarket
395 Mulock Drive
P.O. Box 328, STN Main
Newmarket, ON L3Y 4X7

www.newmarket.ca
hr@newmarket.ca
T: 905 953 5333
F: 905 953 5337

8.1

April 8, 2013

CAO/HUMAN RESOURCES REPORT # 2013-03

TO: Mayor Van Bynen & Members of Council
SUBJECT: Sick Leave and WSIA (Workplace Safety Insurance Act) Policies
ORIGIN: Human Resources

RECOMMENDATIONS

- 1. THAT Item 8:06, the Sick Leave Plan, be rescinded from the Administrative Bylaw, updated to ensure clarity, aligned with the calendar year and included in the Corporate Policy Manual.**
- 2. THAT Item 8:07, Workers' Compensation, be rescinded from the Administrative Bylaw, updated in accordance with the legislation and included in the Corporate Policy Manual.**

COMMENTS

From time to time minor administrative changes are required to provide clarity around policies, update wording to reflect legislative clarification, or simply to update terminology in line with current standards. Staff is presently working on a report to Council to allow for minor updates/ changes to policies with little or no financial impact to be delegated to staff. While this is still in process updates to the Sick Leave and Workers' Compensation policies would fall into this area of delegated authority.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

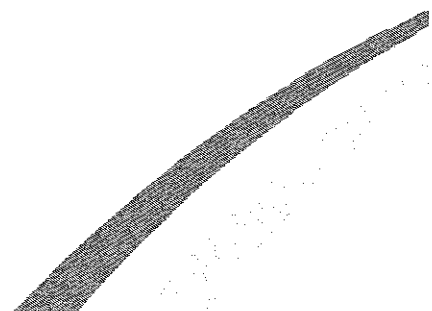
Policy initiatives link to the strategic directions of Well Equipped and Managed. The administrative change to a calendar year allows greater automation of the process thereby reducing staff time, the potential for error, and optimization of the reporting mechanisms.

CONSULTATION

The following have been consulted on the foregoing: OLT, ERIC, Corporate Policy Review Committee and the Human Resources Team.

BUDGET IMPACT

No Budget impact.

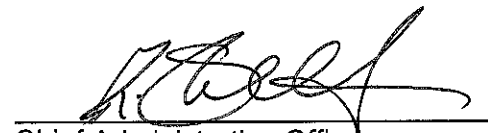


CONTACT

For more information regarding this report please contact either the CAO directly or the Director, Human Resources.


Human Resources Consultant


Director, Human Resources


Chief Administrative Officer

April 9, 2013

CORPORATE SERVICES REPORT – LEGISLATIVE SERVICES 2013-09

TO: Committee of the Whole
SUBJECT: Clothing Donation Bins Implementing By-laws
ORIGIN: Director, Legislative Services/Town Clerk & Licensing Officer

RECOMMENDATION

THAT Corporate Services Report – Legislative Services 2013-09 dated April 9, 2013 regarding Clothing Donation Bins implementing By-laws be received and the following recommendations be adopted:

- 1. THAT a draft By-law Clothing Donation Bins (attached as Appendix A) be enacted;**
- 2. AND THAT By-law 2012- 47 Schedule A, 2013 Legislative Services (Licensing) Fees & Charges be amended to include the fees for Clothing Donation Bins (attached as Appendix B), as follows:**

Clothing Donation Bin	\$200.00 annual fee per bin
Registered Charities	\$ 75.00 annual fee per bin
Clothing Donation Bin-change location	\$ 50.00 per bin
Clothing Donation Bin-impound fee	\$100.00 per bin
Clothing Donation Bin-daily storage fee	\$ 20.00 per bin

PURPOSE

The purpose of this report is to recommend by-laws to implement Council's direction to regulate Clothing Donation Bins, and to propose clothing donation bin licensing fees.

COMMENTS

Council's resolution from January 21, 2013 provided for the following scope to license clothing donation bins in the Town of Newmarket:

- Applies to donation bins operated by registered charities, non-profit and private organizations;**
- Permitted on commercially zoned private property in the Town of Newmarket**
- Requires written agreement of the property owner;**
- Not permitted on Town property (with delegated authority approval in special circumstances).**

Accordingly, staff has prepared a draft licensing by-law (attached as Appendix A).



FEES

Staff recommends the following fees with respect the administration and enforcement of clothing donation bins.

Clothing Donation Bin	\$200.00 annual fee per bin
Registered Charities	\$ 75.00 annual fee per bin
Clothing Donation Bin-change location	\$ 50.00 per bin
Clothing Donation Bin-impound fee	\$100.00 per bin
Clothing Donation Bin-daily storage fee	\$ 20.00 per bin

The fees are based on similar fees in place in other municipalities licensing clothing donation bins. It is recommended that fees be reduced for registered charities operating clothing donation bins in the Town of Newmarket.

Advanced notice was provided in the Town Page to allow for the amendments to the Licensing Fees & Charges By-law (attached as Appendix B) to be considered at the May 6, 2013 Council meeting, in accordance with the Town's notice policy.

NEXT STEPS

Currently, there are approximately 16 clothing donation bins in operation in the Town of Newmarket. It is recommended that the draft By-law come into force and effect January 1, 2014; to allow clothing donation bin operators to come into compliance with the By-law.

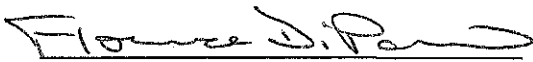
Subject to compliance with the terms of the By-law and payment of the applicable fee, all 16 clothing donation bins currently in operation can continue to operate based on their current location.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

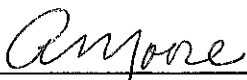
This report relates to the Well-equipped and Managed link of the Town's Community Vision – implementing policy and processes that reflect sound and accountable governance.

CONTACT

For more information on this report, contact Florence DiPassio, Licensing Officer at 905 953-5300 extension 2206 or via email at fdipassio@newmarket.ca


Florence DiPassio, Licensing Officer


Andrew Brouwer, Director,
Legislative Services/Town Clerk


Anita Moore, Commissioner of Corporate Services



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2013-xx

A BY-LAW FOR THE LICENSING, REGULATING AND GOVERNING OF CLOTHING DONATION BINS (Clothing Donation Bins By-law).

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;

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

1. DEFINITIONS:

- a) "Applicant" means a person applying for a license to carry on a business, activity or undertaking pursuant to this by-law;
- b) "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.
- c) "Clerk" means the Town Clerk of the Town of Newmarket or his/her designate;
- d) "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.
- e) "Council" means Council of the Corporation of the Town of Newmarket;
- f) "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;
- g) "Land" means grounds, yards and vacant and developed lots;
- h) "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;
- i) "Municipality" means the Corporation of the Town of Newmarket or the geographic area of the Town of Newmarket as the context requires;
- j) "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;
- k) "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;
- l) "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.
- m) "Owner" means the registered owner, occupant or tenant of a property, or a person who, for the time being or permanently, is managing or receiving the rent from a property, whether on his or her own account or on account of an agent or trustee of any other person, or any one of the aforesaid;

n) "Person" includes a natural individual and their heirs, executors, administrators or other legally appointed representatives, a corporation, partnership or other form of business association;

o) "Town" means the Corporation of the Town of Newmarket;

2. LICENSING REQUIREMENTS:

- a) No Person shall carry on or engage in the business or occupation of a Clothing Donation Bin Operator without first obtaining a licence.
- b) 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:
 - (i) an application for every clothing donation box he or she wishes to license; and
 - (ii) pay the fee as set out in the Licensing Fees By-law; and
 - (iii) proof of Canadian General Liability insurance in an amount of two million (\$2,000,000) dollars; and
 - (iv) a letter of permission from the Owner for installation of the donation box on the property; and
 - (v) a sketch and description of the location on the property for the proposed clothing donation bin; and
 - (vi) provide a list and locations of all of his or her Clothing Donation Bins to be licensed in the Town of Newmarket.

3. LOCATION OF CLOTHING DONATION BINS:

- a) Clothing Donation Bins shall only be placed:
 - (i) on commercially zoned property in an area approved by the Town; and
 - (ii) set back 1 metre from all property lines, so as not to restrict sight lines from nearby driveways and laneways.
- b) No Operator shall place a Clothing donation Bin on any highway or other property owned by the Town.
- c) No Operator shall operate a Clothing Donation Bin in any location other than the location for which the licence was issued for.
- f) 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:
 - (i) paying the fee prescribed in the Licensing Fees By-law; and
 - (ii) is in compliance with this By-law.

4. GENERAL REQUIREMENTS

- a) Each Operator shall:
 - (i) 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;
 - (ii) display the contact information for the operator or organization;
 - (iii) display a notice requiring all donated items to fit in the bin and a list of all prohibited items; and

(iv) display a pick-up schedule for the donations.

b) Each operator, for each licensed clothing donation bin shall:

- (i) 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
- (ii) affix and maintain the sticker on a conspicuous part of the clothing donation bin throughout the period for which the licence is valid.

5. ORDER

- a) 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.
- b) An order under Section 5 of this by-law shall set out:
 - (i) reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred; and
 - (ii) the operator to repair, remove or clean up all contraventions identified on the Order within seven (7) days of the Order being served.
- c) An order under Section 5 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.
- d) Any person who contravenes an order under Section 5 of this by-law is guilty of an offence.
- e) The Order may be served:
 - (i) personally on the operator of the Clothing Donation Bin; and
 - (ii) to the Owner of the property;
 - (iii) mailed by registered mail to the last known address of the person;
 - (iv) served by regular mail, an Order shall be deemed to have been served on the 5th day after it is mailed.
- f) 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. INSPECTIONS AND POWER OF ENTRY:

- a) 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.
- b) 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:
 - (i) this By-law;
 - (ii) a condition of a Site Alteration Permit issued under this By-law;
 - (iii) an order of the Town made under this By-law; or

- (iv) an order made under s. 431 of the *Municipal Act, 2001*, as amended;
- c) For the purposes of conducting an inspection pursuant to s.6 of this By-law, an Officer may, in accordance with the provisions in s. 436 of the *Municipal Act, 2001*, as amended:
 - (i) require the production for inspection of documents or things relevant to the inspection;
 - (ii) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
 - (iii) require information from any person concerning a matter related to the inspection; and
 - (iv) 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.
- d) An Officer may undertake an inspection pursuant to an order issued under section 438 of the *Municipal Act, 2001*.
- e) The Town's power of entry may be exercised by: (a) an employee, officer or agent of the Town (b) a member of a police force having jurisdiction, or (c) any person acting under the direction of a member of a police force having jurisdiction.

7. ORDER TO DISCONTINUE:

- a) 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.
- b) An order to discontinue shall set out:
 - (i) reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred; and
 - (ii) the date by which there must be compliance with the order.
- c) Any person who contravenes an order to discontinue is guilty of an offence.
- d) 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. OFFENCE:

- a) Every person who contravenes a provision of this By-law, including an Order issued under this By-law, is guilty of an offence and, upon conviction, is liable to a fine as provided for in the *Provincial Offences Act*.
- b) 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.
- c) 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.

- d) For purposes of this By-law, if there is an offence respecting 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, then the offence is designated as a multiple offence.
- e) 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 for the same offence at an earlier date.

9. PENALTY:

- a) Every person who is guilty of an offence under this By-law on conviction is liable to the following penalties:
 - (i) Upon a first conviction, the minimum fine shall be \$350.00 and the maximum fine shall be \$100,000.00;
 - (iii) Upon a second or any subsequent conviction, the minimum fine shall be \$500.00 and the maximum fine shall be \$100,000.00.
 - (iv) 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;
 - (v) 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.

10. SEVERABILITY:

If any provision of this By-law is declared invalid, void or unenforceable by a Court of competent jurisdiction, the invalidity shall not affect other provisions or application of this By-law which can be given effect without the invalid provision and to this end, the provisions of this By-law are severable.

11. This by-law shall come into force and effect on January 1, 2014.

ENACTED THIS DAY OF 2013.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2013-XX

A BY-LAW TO AMEND BY-LAW 2012-47 BEING A BY-LAW TO ADOPT FEES AND CHARGES FOR SERVICES OR ACTIVITIES PROVIDED BY THE TOWN OF NEWMARKET.

(Legislative Services – Licensing Fees)

WHEREAS Council enacted By-law 2012-47 to establish a Legislative Services-Licensing Fees for the Corporation of the Town of Newmarket.

AND WHEREAS it is deemed necessary to amend Schedule A of By-law 2012-47 to enact a new licensing fee for Clothing Donation Bins;

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

1. THAT the fees for Clothing Donation Bins be the following;

Clothing Donation Bin	\$200.00 annual fee per bin
Charities	\$ 75.00 annual fee per bin
Clothing Donation Bin-change location	\$ 50.00 per bin
Clothing Donation Bin-impound fee	\$100.00 per bin
Clothing Donation Bin-daily storage fee	\$ 20.00 per bin

2. AND THAT this By-law come into force and effect January 1, 2014.

ENACTED THIS DAY OF , 2013.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



Mike Mayes, Director
Financial Services

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TOWN OF NEWMARKET
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April 3, 2013

JOINT CAO, COMMISSIONER, FINANCIAL SERVICES REPORT - 2013-03

TO: Mayor Tony Van Bynen and Members of Council
Committee of the Whole

SUBJECT: Asset Replacement Fund Study

ORIGIN: Commissioner, Corporate Services

RECOMMENDATIONS

THAT Joint CAO, Commissioner - Financial Services Report – 2013-03 dated April 3, 2013 regarding the Asset Replacement Fund Study be received and the following recommendations be adopted:

1. THAT Council consider the options contained herein as part of the setting of the annual tax rate;
2. AND THAT Council continue to support the efforts of FCM and AMO with respect to addressing Municipal Infrastructure requirements.

COMMENTS

Purpose

The purpose of this report is to provide Committee with an update on the review of the Asset Replacement Fund and to provide some options in response to the consultant's recommendations.

Budget Impact

The consultant has determined that a dedicated tax levy of approximately 3.2% annually is required to fully fund scheduled capital replacements. This is a preliminary result and is based on no further changes in Provincial or Federal funding. The consultant will now commence Part 2 of the project.

This report provides some options to balance the consultant's recommendations with acceptable levels of taxation and other priorities that we have.

Summary

The creation of the Asset Replacement Fund (ARF) in 1998 was an innovative step toward financial sustainability. Economic pressures have prevented it from reaching its targeted balance. Hemson Consulting was brought in to do a peer review of our practices and projections. They have made some recommendations for technical improvements but concur with the fact that there is a projected deficit.

The second phase of the Capital Financing Sustainability Strategy study may reveal some opportunities, but they are not expected to completely eliminate this funding gap.

Background

The Town of Newmarket has been proactive in addressing the need to have funds available to replace capital assets as they age. The ARF was created in 1998. However, many assets predate this and the level of contributions was phased in. It has been previously reported to Council that there is a need to increase ARF funding. The challenge is balancing capital funding gaps with other priorities and acceptable levels of taxation.

Newmarket's proactive approach in creating an ARF was in response to the elimination of Provincial road funding in the 90's, growing pressure to replace existing aged infrastructure, future needs generated by newly developing areas and the need to establish a sustainable, reliable funding source. Newmarket is not alone in this challenge. The Association of Municipalities Ontario (AMO) has identified a significant infrastructure gap in Ontario and continues to advocate for assistance and change. FCM has provided some assistance to municipalities starting in 2005 with the Gas Tax contribution. There is, however, a remaining challenge with the gap in infrastructure funding for municipalities.

Hemson Consulting Ltd. was retained by the Town of Newmarket in the fall of 2012 to complete a Capital Financing Strategy/Asset Replacement Fund (ARF) Study. The first phase of this assignment was a peer review of the Asset Replacement Fund and its policies.

The consultant confirmed that the Town's total asset inventory replacement cost (excluding Town owned land) is approximately \$1 billion, 68% of which is presently funded from the tax rate, and the rest from the water and wastewater rates.

Projected Infrastructure Funding Gap – Tax-Supported

For tax supported services, the Town's annual capital replacements are projected to be about \$13 million per year for the period from 2013 to 2021. The annual replacement requirements will rapidly increase in the 2020's, as many of the roads that were built in the 1980's will require reconstruction. The combined tax-supported ARF accounts are currently in a negative balance. With no changes to contribution levels, the combined reserve fund deficit is forecasted to increase from \$25.7 million in 2013 to \$155.9 million in 2025. In 2035, the projected deficit is over \$600 million.

Hemson estimates that a 3.2% annual tax increase would be required to fully fund scheduled capital replacements. Even if we implemented this recommended tax increase, large funding gaps are projected throughout the 2013–2025 period which could necessitate project replacement deferrals and/or continued inter-fund borrowing (from water and wastewater funds). At this time no alternative funding sources have been considered in the analysis. Additional funding could come from sources such as non-gas tax grants, land sale revenue, hydro dividends, fundraising, developer contributions, Provincial and/or Federal funding or debt financing. These options will be explored in the next phase of the Capital Financing Sustainability Strategy Study.

Projected Infrastructure Funding Gap – Utility Rate-Supported

Since the useful lives for water and sanitary sewer infrastructure are much longer, the major impact of these replacements will likely not be felt until the mid-2030's. Between 2013 and 2027 the replacement requirements for utility rate-supported services are below \$1.6 million annually. Unlike tax-supported services, the utility rate-supported balance is forecasted to be positive until 2046. Steps to increase the ARF contributions to address funding requirements in the post-2046 period have already been initiated by the Town through rate increases recommended in the 6-Year Water and Wastewater Financial Plan which was adopted by Council in 2012.

Consultant's Recommendations

The consultant made some recommendations for technical improvements to our procedures related to capital assets and the Asset Replacement Fund. Staff is reviewing them and will likely implement most, if not all, of them.

In addition, the recommendations included the following strategies and targets to address the tax-supported funding gap which will be further explored in Part 2 of the study:

1. Establish a dedicated Tax Levy
2. Set funding targets by asset class
3. Provide funding for the replacement of new assets
4. Annual reporting

This report will review each of these strategies and provide a preliminary analysis and options. A further report will be provided upon the completion of Part 2.

Analysis and Options

1. Establish a dedicated Tax Levy

Hemson estimates that an annual tax increase of 3.2% is required to increase the Asset Replacement Fund to its required level. (Whether this is an appropriate target will be addressed in the analysis of the 2nd strategy). Phase 2 of the Capital Financing Sustainability Strategy Study will investigate other funding options and strategies, but it is expected that the majority of the annual \$1.5 million (2013 dollars) will come from property tax revenue.

The final tax rates have not yet been set for 2013 and the final tax bills are not issued until June. While it is noted that this strategy will be further explored in Part 2 of the study, Council could adjust the 2013 budget by adding a Capital Levy. This would be a Supplementary Budget and would require the appropriate process, including public notice. This is the timeliest option and keeps the ARF and general budget discussions separate.

Council may feel that there is insufficient time or information to make a decision now and defer it to the completion of Part 2 and/or the 2014 or 2015 budget processes. However, it should be noted that the gap grows with each deferral due to lost time and compounding. Our previous projection of the gap in 2009 estimated that a 1.7% tax increase would be required, and this has grown to 3.2%.

Options

- a. Supplementary Budget for 2013
- b. Consideration in the 2014 budget, possibly as a separate levy
- c. Deferral to the 2015 budget

2. Set funding targets by asset class

There are many definitions of financial sustainability. The one used by the Local Government Association of Australia is:

...a government's ability to manage its finances so it can meet its spending commitments, both now and in the future. It ensures future generations of taxpayers do not face an unmanageable bill for government services provided to the current generation.

This leads into the philosophical debate about who should pay for the replacement of our capital assets – the current taxpayer or the future taxpayer. However, it should be noted that the current taxpayer is not paying for the current assets.

Our current ARF contributions are 88% of the total amortization expense (aka depreciation) for 2012. Amortization is calculated on the original cost of the capital assets. In the for-profit sector, it is standard practice to fully recover these costs, which are being used for current services, through current revenues. The gap amounts to about \$1.75 million and excludes the incremental cost of replacements.

This has built up over the years. The accumulated amortization of our tangible capital assets is \$225 million. To fund this, we have under \$14 million in capital reserves, including ARF.

Consideration could be given to setting targets based on these metrics as a starting point.

Target Options

- a. Increase ARF contributions to equal the annual amortization expense
- b. Increase ARF contributions to have capital reserve balances equal to the accumulated amortization of our capital assets
- c. Options a) or b) could be phased in with interim targets of less than 100%
- d. Any of the above could have varying levels based on how critical the assets are

3. Provide funding for the replacement of new assets

A policy could be established that ARF contributions are to be added to the operating budget for any new capital assets. This could be based on either the assets' original cost or their projected replacement cost. Such a policy would prevent some of the growth in the funding gap.

4. Annual reporting

Regardless of the options chosen, there should be annual reporting. This would update the ARF status for new assets, adjustments to contributions, revisions to standards, and any other changes made. It would provide feedback on progress being made.

An important component of Part 2 of the study will be the development of an annual reporting strategy. This report could be prepared in the spring after the year-end results are finalized. It would then be available to inform the next budget process.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

This report links to Newmarket's key strategic directions in being Well Managed through fiscal responsibility.

CONSULTATION

The Town has hired Hemson Consulting to develop a Capital Financing Sustainability Strategy, the first phase of which was a peer review of our Asset replacement Fund. The Director of Audit Services for the Region provided project management assistance for the selection of a consultant and for the first phase of the project.

HUMAN RESOURCE CONSIDERATIONS

Not applicable to this report.

BUDGET IMPACT

Operating Budget (Current and Future)

The consultant has recommended a dedicated percentage of tax levy contributions for infrastructure.


Options have been provided to balance this with acceptable levels of taxation and other priorities that we have.

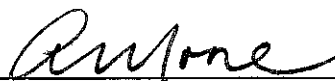
Capital Budget


Funding gaps are projected for the capital program, if funding levels are not increased.

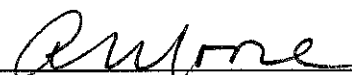
CONTACT

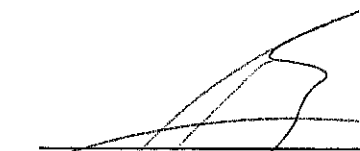
For more information on this report, contact: Mike Mayes at 905-953-5300, ext. 2102 or via e-mail at mmayes@newmarket.ca


for Robert N. Shelton
Chief Administrative Officer


Anita Moore, AMCT
Commissioner, Corporate Services


for R. Prentice
Commissioner, Development & Infrastructure
Services


for Ian McDougall
Commissioner, Community Services


Mike Mayes, CGA
Director, Financial Services/Treasurer

MM/nh



**Mike Mayes, Director
Financial Services**

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11-1

April 18, 2013

JOINT CAO, COMMISSIONER, FINANCIAL SERVICES REPORT - 2013-14

TO: Mayor Tony Van Bynen and Members of Council
Committee of the Whole

SUBJECT: Asset Replacement Fund Study – Follow Up Report

ORIGIN: Commissioner, Corporate Services and Director, Financial Services

RECOMMENDATIONS

THAT Joint CAO, Commissioner - Financial Services Report – 2013-14 dated April 18, 2013 regarding the Asset Replacement Fund Study – Follow Up Report be received.

COMMENTS

Purpose

The purpose of this report is to provide Committee with information that was requested at the Committee of the Whole meeting of April 8, 2013 related to the Asset Replacement Fund (ARF). This report should be considered in conjunction with Joint CAO, Commissioner and Financial Services Report 2013-03 (referred by Council to the Committee of the Whole meeting of April 29, 2013).

Summary

Committee of the Whole requested that staff provide an additional report on more immediate options for phasing in funding which will assist with funding of the ARF over the long term. The consultant will be reporting on further options as part of Part 2 of the Capital Financing Sustainability Study. Staff was also asked to provide advance public notice that the matter of additional funding to the ARF would be discussed at this meeting. Notice was placed on the Town Page and on the website.

Background

As identified in the companion report, the consultant retained by the Town to conduct a peer review of our Asset Replacement Fund estimates that a 3.2% annual tax increase would be required to fully fund scheduled capital replacements. During Part 2 of the study (currently underway), the consultant will be reviewing potential funding sources and analyzing our existing infrastructure repair and replacement methodologies and requirements.

In advance of considering the funding opportunities that will be investigated further by the consultant, the municipality has the option of implementing through a supplementary 2013 Budget, a tax levy dedicated specifically for the ARF program. As with the regular budget approval, there would be notice requirements and any supplementary budget should be approved by the end of May. This would coordinate with the issuance of the final 2013 property tax bills and final set of installment payments. A capital levy communications plan outlining a framework for informing the community, using a range of communication tools, would be developed.

Staff have provided below 2013 capital levy options for Committee to consider as a starting point for closing the estimated funding gap. Alternatively, Committee may wish to defer this decision to future budget discussions and await the completion of Part 2 of the Capital Financing Sustainability Study.

2013 Dedicated Asset Replacement / Capital Levy

Percentage	What this represents.....	
	to the Average Household	as a Contribution to ARF
.5%	\$ 7.35	\$ 227,358
1%	14.71	454,716
1.5%	22.06	682,074
2%	29.42	909,432

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

This report links to Newmarket's key strategic directions in being Well Managed through fiscal responsibility and making provision for longer term planning.

CONSULTATION

The Town has hired Hemson Consulting to develop a Capital Financing Sustainability Strategy, the first phase of which was a peer review of our Asset Replacement Fund. The Director of Audit Services for the Region provided project management assistance for the selection of a consultant and for the first phase of the project.

HUMAN RESOURCE CONSIDERATIONS

Not applicable to this report.

BUDGET IMPACT**Operating Budget (Current and Future)**

The consultant projects that a dedicated tax levy to the year 2025, and likely beyond, is required. The projections and funding options will be further addressed in Phase 2 of the study.

Approval of a 2013 supplementary budget would be necessary if Council approves a capital levy now as a preliminary step.

Capital Budget

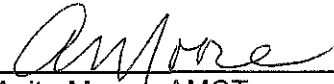
Funding gaps are projected for the capital program, if funding levels are not increased.

CONTACT

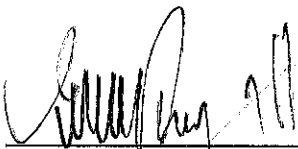
For more information on this report, contact: Mike Mayes at 905-953-5300, ext. 2102 or via e-mail at mmayes@newmarket.ca



Robert N. Shelton
Chief Administrative Officer



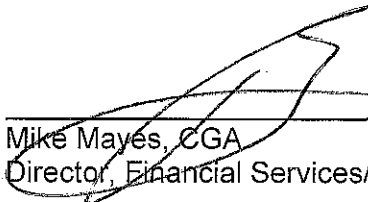
Anita Moore, AMCT
Commissioner, Corporate Services



Ian McDougall
Commissioner, Community Services



R. Prentice
Commissioner, Development & Infrastructure Services



Mike Mayes, CGA
Director, Financial Services/Treasurer

MM/nh

March 11, 2013

**DEVELOPMENT & INFRASTRUCTURE SERVICES REPORT
ENGINEERING SERVICES 2013-17**

TO: Committee of the Whole

SUBJECT: Huron Heights Drive Safety Review – Beman Drive to Elgin Street – Update #2
File No.:T08 T.30 Huron Heights

ORIGIN: Director, Engineering Services

RECOMMENDATIONS

THAT Community Services Report – ES2013-17, dated March 11, 2013 regarding Huron Heights Drive Safety Review – Beman Drive to Elgin Street – Update #2, be received and the following recommendation(s) be adopted:

1. **THAT Schedule III (Stop Signs) of the Traffic Bylaw 2011-24, as amended, be amended by adding the following sections:**

INTERSECTION	TYPE	FACING TRAFFIC
Huron Heights Drive at Wayne Drive	3 way	northbound on Huron Heights Drive
Huron Heights Drive at Wayne Drive	3 way	southbound on Huron Heights Drive
Wayne Drive at Huron Heights Drive	3 way	westbound on Wayne Drive

2. **AND THAT the proper pedestrian crossings (pavement markings and boulevard sidewalk connections) be implemented on both the north and south legs of the Waratah/Columbia and Huron Heights/Wayne intersections.**
3. **AND THAT the necessary Bylaw be prepared and submitted to Council for their approval.**

BACKGROUND

At the regular meeting on Monday, December 19, 2011, Town Council considered recommendations contained in Community Services Report ES2011-27 specifically regarding an all-way stop request at the Huron Heights/Wayne intersection. At this time, Town Council adopted the following recommendations:

THAT this matter be referred to staff to report back with a broader scope and to include the area between Beman Drive and Elgin Street.

At the regular meeting on Tuesday, September 4, 2012, Town Council considered recommendations contained in Community Services Report ES2012-44 specifically regarding consultation with the directly impacted residents.

At the regular meeting on Monday December 17, 2012, Town Council considered recommendations in Community Services Report 2012-91. However, Town Council amended the recommendations to state:

1. *THAT the matter of safety review of Huron Heights Drive – Beman to Elgin Street be referred to staff to address concerns raised and investigate the feasibility of another stop installation at the Huron Heights/Wayne Drive intersection and permitting the one at the Waratah/Columbia Court intersection to remain as is.*
2. *AND THAT the matter be revisited and reported back by April/May 2013.*

COMMENTS

R.J. Burnside and Associates completed the review and provided the initial report dated May 25, 2012, and provided a follow-up letter report dated February 2013 addressing the specific issue of the feasibility of maintaining the existing all-way stop at Columbia Court and providing a new all-way stop at Wayne Drive.

Attached in Appendix A is the summary Table 1 which examines the benefits and issues with this specific review.

The important item to note is that while the all-way stop control is better located at the Huron Heights/Wayne intersection which would benefit the larger community, the existing all-way stop control at the Waratah/Columbia intersection does provide benefit to a smaller, localized community and does offer some form of mitigation for the road geometrics (curve) at this location. The review by R.J. Burnside does provide some cautionary notes regarding placing all-way stops so close together or in this configuration, there is no unsafe condition created and based on balancing the risks, maintaining the existing all-way stop control at the Waratah/Columbia intersection would be the better course of action.

However, Town Council and the community should understand that the impact on safety of leaving the existing all-way stop control at the Waratah/Columbia intersection may diminish. During the last session of public comments, it was noted by several households that the intersection did not operate effectively as motorists sometimes failed to stop at the intersection. Stop non-compliance may increase as motorists begin to ignore or become frustrated by another stop sign, as noted in the R.J. Burnside review.

To improve stop compliance, it is recommended that formal pedestrian crossing lines and proper concrete sidewalk connections be implemented on both sides (north and south) of the existing Waratah/Columbia intersection and the proposed Huron Heights/Wayne intersection. The additional pavement markings and boulevard infrastructure create more significant visual references for motorists as they approach the intersections.

Therefore, it is recommended that the all-way stop control remain at the Waratah/Columbia intersection and that a new all-way stop be implemented at the Huron Heights/Wayne intersection. And that the proper pedestrian crossings be implemented at both the north and south legs of both intersections.

PUBLIC CONSULTATION

All households that were sent a letter will be contacted and forwarded a copy of this report prior to the Committee of the Whole Meeting, for review and deputation if they wish to attend the Committee of the Whole Meeting.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

Living Well

- Investigate and resolve bylaw complaints in a timely fashion, and promote voluntary compliance through regular dialogue with the public, thereby promoting health, education and a harmonious community.

IMPACT ON PUBLIC HEALTH AND SAFETY

The proposed roadway improvements may improve the traffic flow in the community and promote safe and efficient operations on the street.

HUMAN RESOURCE CONSIDERATIONS

No impact to current staffing levels.

IMPACT ON BUDGET

Operating Budget (Current and Future)

No impact to the Operating Budget.

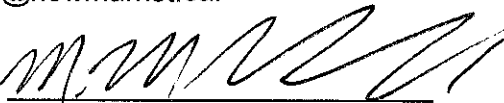
Capital Budget

The cost of the signs and pavement marking would be in the range of \$500.00 to \$1,000.00. The cost for providing the appropriate concrete pads from the curb to sidewalk on both sides of the intersection would be in the range of \$4,000.00 to \$6,000.00.

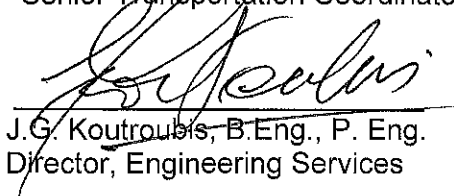
CONTACT

For more information on this report, please contact Mark Kryzanowski at 905-895-5193 extension 2508; mkryzanowski@newmarket.ca.

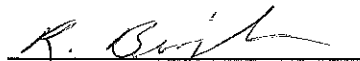
Prepared by:



M. Kryzanowski, M.C.I.P., R.P.P.
Senior Transportation Coordinator



J.G. Koutroubis, B.Eng., P. Eng.
Director, Engineering Services



R. Bingham, C.E.T.,
Manager, Engineering & Technical Services



R. Prentice, Commissioner,
Commissioner,
Development & Infrastructure Services

Table 1 - Considerations For Alternative Forms of Traffic Control At The Intersection of Huron Heights Drive / Columbia Court

February 21, 2013
Project: 300030685.1000

Consideration	Two-Way Stop Control	All-Way Stop Control*
Spacing of Traffic Controls	Meets spacing guidelines for traffic controls.	Does not meet the minimum spacing guideline (Ontario Traffic Manual) for AWSC intersections (assuming a new AWSC is implemented at the Wayne Drive intersection).
Traffic Mobility on Huron Heights Drive	Maintains traffic mobility and decreases traffic delay along Huron Heights Drive.	Reduces traffic mobility and increases traffic delay along Huron Heights Drive, due to the placement of two AWSCs in a short section of the corridor. However, it is noted that the overall traffic on Huron Heights Drive is not particularly high for a collector road (2200 vpd), and therefore maintenance of traffic mobility may be considered secondary to safety issues in this area.
Safety on Huron Heights Drive	Increases the potential for turning movement collisions, due to the removal of traffic controls and the potential of increased speeds. Increases the potential for collisions along Huron Heights Drive, due to the tight curve and the potential for increased speeds.	Increases the potential for driver frustration and for the violation of traffic controls, with the resulting potential for collisions. Increases the potential for rear-end collisions on Huron Heights Drive.
Speed Control	Potential for increased speeds due to a reduction in traffic controls on Huron Heights Drive.	While not the primary function of the AWSC, speeds may moderate in the immediate area of the intersections. However speeds may increase for the remainder of the corridor, due to driver frustration.
Mitigation of The Deficient Sight Distance To The North of Columbia Court For Vehicles Exiting Columbia Court	Increased potential for collisions due to the deficient sight distance, and since there is no mitigation provided by the traffic controls.	Effectively mitigates the site distance deficiency by controlling traffic assignment between Columbia Court and Huron Heights Drive.
Safety For Pedestrians Crossing At The Columbia Court Intersection	Increased potential for vehicular/pedestrian conflict due to a lack of traffic controls for assignment of vehicular/pedestrian movements on Huron Heights Drive.	Effectively mitigates safety concerns for pedestrians crossing Huron Heights Drive.

*Assumes that AWSC will be placed at both Columbia Court and at Wayne Drive.

APPENDIX A



14.1

DEVELOPMENT & INFRASTRUCTURE SERVICES/PLANNING & BUILDING SERVICES
TOWN OF NEWMARKET
395 Mulock Drive
P.O. Box 328
Newmarket, ON L3Y 4X7

www.newmarket.ca
info@newmarket.ca
905.895.5193

April 18, 2013

DEVELOPMENT & INFRASTRUCTURE SERVICES/PLANNING & BUILDING SERVICES REPORT 2013-17

TO: Committee of the Whole

SUBJECT: Request to Waive Minor Variance Application Fees
307 Rita's Avenue, 320 Rita's Avenue, 322 Rita's Avenue and 361 Rannie Road and
328, 338, 316, 314, 310, 304 and 302 Rita's Avenue
1209104 Ontario Limited

ORIGIN: Request received by Planning & Building Services

RECOMMENDATIONS

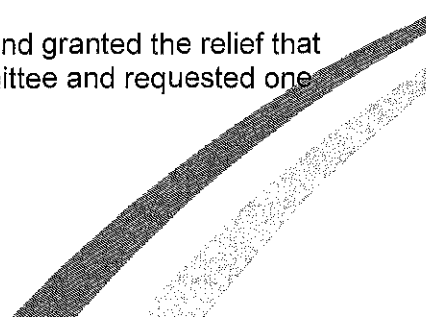
THAT Development & Infrastructure Services /Planning & Building Services Report dated April 18, 2013 regarding the request to waive minor variance application fees by 1209104 Ontario Limited be received and the following recommendations be adopted:

- 1. THAT the request to waive \$2,540.56, plus applicable taxes, for minor variance application fees for Application Nos. D13-A03-13, D13-A04-13, D13-A05-13 and D13-A06-13 submitted by 1209104 Ontario Limited be denied;**
- 2. THAT the request to waive \$4,445.98, plus applicable taxes, for minor variance application fees for Application Nos. D13-A08-13 through D13-A14-13 inclusive submitted by 1209104 Ontario Limited be denied;**
- 3. AND THAT Frank Orsi of 1209104 Ontario Limited, P. O. Box 215, NEWMARKET ON L3Y 4X1 be advised of this decision.**

COMMENTS

1209104 Ontario Limited submitted four minor variance applications to the Planning Division for lands located on Rita's Avenue and Rannie Road. Specifically, the applicant was seeking relief from Committee of Adjustment for a lesser front, rear and interior side yard for the property municipally known as 307 Rita's Avenue and a lesser interior side yard for the properties municipally known as 320 Rita's Avenue, 322 Rita's Avenue and 361 Rannie Road.

At its meeting of February 20, 2013 Committee considered the four applications and granted the relief that was requested. At that meeting, the applicant made an oral submission to Committee and requested one



half of the application fees previously paid be refunded. Committee directed the applicant to refer the matter to Planning staff.

The applicant has submitted an email dated February 27, 2013 requesting the Town waive application fees in the amount of \$2,540.56 plus applicable taxes. A copy of the email is attached to this report for Committee's information.

An additional seven (7) minor variance applications were submitted to the Planning Division for lands located on Rita's Avenue. The applicant was seeking relief from Committee of Adjustment for interior side yard setbacks that did not meet the minimum standards of the zoning by-law for seven lots fronting on Rita's Avenue. At its meeting of March 20, 2013 Committee considered the seven applications and granted the relief requested. The applicant has subsequently requested, via an email dated April 8, 2013 and attached to this report, one half of the application fees for these seven minor variances be refunded.

The municipality previously completed a significant review of the actual costs associated with development applications, including minor variance applications. This work generally set out the Town's philosophy and policies regarding fees and charges through the Servicing Pricing Policy that was adopted by Council in February of 2006. The intent of the policy is to move the actual costs of providing services to those who are directly benefitting from them rather than have the costs subsidized through taxes.

The level of cost recovery for minor variance applications was reviewed prior to the adoption of the Servicing Pricing Policy. The fees for these applications generally represent approximately 32% cost recovery whereas other planning applications have set the cost recovery level at 90%. Therefore, staff do not support the request to waive a portion of the minor variance application fees.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

This report responds to the Well Equipped and Managed direction of the Town's Strategic Plan by implementing policies that reflect sound and accountable governance and that promote fiscal responsibility.

HUMAN RESOURCE CONSIDERATIONS

Not applicable to this report.

BUDGET IMPACT

Operating Budget (Current and Future)

The request to waive a portion of the application fees would reduce the operating budget by \$6,986.54. In addition to further subsidizing the applicant, there is the amount of staff involvement required to process the eleven (11) applications.

Capital Budget

The recommendations contained in this report will have no direct impact on the Capital Budget.

14.3

Development & Infrastructure Services/Planning & Building Services Report
Request for Reduction of Minor Variance Application Fees
307 Rita's Avenue, 320 Rita's Avenue, 322 Rita's Avenue & 361 Rannie Road and
328, 338, 316, 314, 310, 304 and 302 Rita's Avenue
1209104 Ontario Limited
April 18, 2013
Page 3 of 3

CONTACT

For more information on this report, contact Richard C. Nethery, B.E.S., MCIP, RPP at 905-953-5300, Extension 2451 or via email at rnethery@newmarket.ca.



Director of Planning & Building Services



Commissioner, Development &
Infrastructure Services

att.: Email dated February 27, 2013 and April 8, 2013

14.4

Subject: Minor variance applications

From: Nethery, Rick
Sent: Monday, April 08, 2013 2:59 PM
To: 'frank@newerahomes.ca'
Subject: Re: FW: Minor variance applications

Richard:

If your report is going to be the same, again, then I would respectfully request the Committee of the Whole address this set of applications separately. The Committee of Adjustment, on March 20 agreed that all 7 applications were similar in nature. I would respectfully request a refund of \$4445.98 plus applicable taxes. This represents half the fee to the Town of Newmarket which is very fair considering the efficient use of the Town's resources in these applications.

Regards,
Frank Orsi
tel: 905-778-1818

From: Nethery, Rick
Sent: Tuesday, March 26, 2013 4:12 PM
To: Nethery, Rick
Subject: RE: Minor variance applications

Hi Frank

Further to our brief conversation at the counter the other day, please confirm whether you want consideration of the other 7 applications you have filed with the Town. If such is the case then we can address those in our report to Committee of the Whole at the same time, but we need to have your confirmation as soon as possible in order to meet the agenda deadline of this Thursday morning.

Best regards,

Richard Nethery, BES, MCIP, RPP
Director of Planning and Building Services
905-895-5321
rnethery@newmarket.ca
www.newmarket.ca
Follow us on [Twitter](#) @townofnewmarket
Newmarket: A Community Well Beyond the Ordinary

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From: Frank Orsi [<mailto:frank@newerahomes.ca>]
Sent: Wednesday, February 27, 2013 3:36 PM
To: Nethery, Rick
Subject: Minor variance applications

Richard:

14.5

On February 20, 2013, I went in front of the committee of adjustment for four minor variance applications D-13- A03, A04, A05, A06 (all within my same phase). All 4 applications were to request a modification to the side yard set back from 1.2m to 0.9m to account for an easement and in addition, one application had a modification to the front and rear yard set backs to account for the geometry of the road cause by the cul-de-sac. The committee agreed as there were no objections from the public or any departments.

Since all departments had the same comments for each application, and since the committee agreed that 3/4 of the applications were the same, I requested to the committee, as the planning department had advised me, to refund half the funds paid to the Town of Newmarket. However, the committee advised that request should have been forwarded it to you.

I would like to respectfully request a \$2,540.56 plus applicable taxes (1270.28×2) refund for the 3/4 identical applications.

Please contact me.

Regards,
Frank Orsi



DEVELOPMENT & INFRASTRUCTURE SERVICES/PLANNING & BUILDING SERVICES
 TOWN OF NEWMARKET
 395 Mulock Drive
 P.O. Box 328
 Newmarket, ON L3Y 4X7
 www.newmarket.ca
 planning@newmarket.ca
 905.895.5193

April 29, 2013

**DEVELOPMENT & INFRASTRUCTURE SERVICES/PLANNING & BUILDING
 SERVICES REPORT 2013-18**

TO: Committee of the Whole
 SUBJECT: 2013 Annual Servicing Allocation Review
 ORIGIN: Planning and Building Services

RECOMMENDATIONS

THAT Development & Infrastructure Services/Planning & Building Services Report 2013-18 dated April 29, 2013 regarding the 2013 Annual Servicing Allocation Review be received and the following recommendation(s) be adopted:

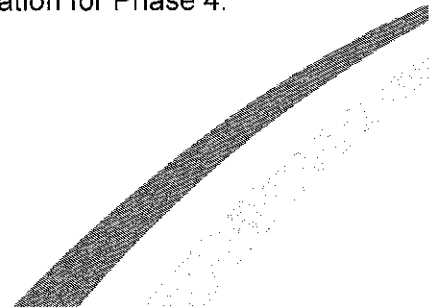
1. **THAT all previously-distributed servicing capacity be re-instated, with the existing allocation for the Landmark Estates (Orsi Phase 4) plan to be formally re-evaluated in 6 months.**
2. **AND THAT the Town continue to hold its unassigned capacity (1461 people) in a strategic reserve for redevelopment projects in the urban centres in support of the Official Plan, the Regional Centres and Corridors program, and the significant investment that has been made at the various levels of government in the Vivanext bus rapid transit system.**
3. **AND THAT at such time as the Region releases its next servicing assignment to the local municipalities, staff report back to Committee with recommendations for the distribution of the Town's available servicing capacity.**

COMMENTS

Servicing allocation distribution is guided by the Town's Servicing Allocation Policy

The manner in which servicing capacity is distributed by the Town is governed by the Town's Servicing Allocation Policy. In addition to a location hierarchy which seeks to direct servicing capacity to the urban centres as a priority, staff also considers matters such as orderly development, completion of communities, and maintaining an on-going sales and building program when considering the distribution of servicing capacity.

A formal review of all development applications and available servicing capacity is undertaken annually (typically in April or May), with a six-month internal staff review carried out in the Fall. As noted in the recommendations of this report, staff intends to use the six-month internal review to also formally report back to Council on any progress made by Landmark Estates towards plan registration for Phase 4.



The majority of previously-distributed servicing capacity is within registered plans of subdivision

With the exception of the three developments listed below, all previously-distributed servicing allocation has been registered in subdivisions and site plans which are currently under construction or have been completed.

Development	Units/Population	Status	Recommendation
Landmark Estates (Orsi) Phase 4	94 semis/links (286 people)	Draft approved	Reinstate and re-evaluate in six months
Ardree (Final Phase)	50 detached (169 people)	Registration documents submitted	Reinstate
Metrus (Final Phase)	234 (193 detached; 41 townhouse) (770 people)	Draft approved; engineering design under review	Reinstate

Landmark Estates

In August 2012 Phase 3 of this development (50 units) was registered and is currently under construction. Phase 4 (94 units) remains draft approved with allocation and an approved engineering design. An apartment block (Phase 5) previously had allocation for 145 units, however that allocation was rescinded a number of years ago. The Town did not receive a response to this year's annual letter in which a status update (e.g. proposed timing of construction) was requested, however the developer's response to last year's letter contemplated plan registration for Phase 4 in mid-2013. This timeframe may be difficult to achieve at this time as the Owner has not submitted the registration documents to the Town to begin the registration process for this phase. Staff recommends that the allocation for this phase be reinstated at this time, however with a formal review in six months, at which time staff and Council can evaluate any progress made towards plan registration for this phase. Staff intends to follow up our recent letter to the developer over that timeframe in an effort to determine the developer's updated schedule and to identify the steps that are necessary in order to meet it.

Ardree

Registration documents have been submitted by the Owner and all clearance letters have been received, with the exception of the Region of York's clearance. Registration is therefore imminent, and staff recommends that allocation be reinstated.

Metrus

The final phase (Phase 7) is draft approved and the implementing zoning by-law is currently being prepared. The developer has submitted the first engineering design drawings to the Development Coordination Committee and is working through that process towards plan registration. Staff therefore recommends that allocation be reinstated.

Newmarket currently has an unassigned capacity of 1461 people.

Committee will recall that the Town recently submitted to the Region a Servicing Allocation Monitoring Chart that the Region now requires all municipalities to complete. As a result of this exercise, which is to be undertaken annually, Newmarket's unassigned servicing capacity is currently 1461 people, which the Town is holding in a strategic reserve for redevelopment projects in the urban centres in support of the Official Plan, the Regional Centres and Corridors program, and the significant investment that has been made at the various levels of government in the VivaNext bus rapid transit system.

Applications on file exceed available servicing capacity

The Town currently has applications on file that, if approved, would require servicing capacity in the amount of approximately 3330 units or 7871 people (refer to Appendix "A"). The first development listed in Appendix "A" (Mosaic) has been draft approved by the Town but still requires servicing capacity. The other applications have not received final approval and as such the final unit count has not been established. The Town will also need to confirm with York Region the appropriate person per unit figure to apply to each development as it proceeds through the Planning process.

The next servicing capacity assignment from York Region is expected in June 2014

York Region is currently undertaking a review of servicing capacity, and Regional staff anticipates reporting to Regional Council on additional servicing assignments to the local municipalities in June 2014. Council will recall that during the first round of 2014 servicing assignments, Newmarket did not receive any additional capacity beyond 2013. Since that time, staff has met with the Region on numerous occasions to discuss Newmarket's servicing allocation status, particularly as it relates to our ability to support our Official Plan, the Region's Centres and Corridors program, and the Viva bus rapid transit system. At such time as the Region provides an additional capacity to the Town, staff intends to report back to Council on options for some or all of its distribution.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

The on-going monitoring and distribution of servicing capacity is a growth management strategy that has linkages to the Town's Strategic Plan as follows:

Living Well – sustainable practices (traffic and growth management)

Well-planned and Connected – long-term strategy matched with short-term action plan

CONSULTATION

Letters were sent to development community in advance of this report requesting phasing plans, proposed timing of construction, and confirmation that developments will address the Town's base expectations as set out in the Servicing Allocation Policy as it relates to voluntary contributions and other Town objectives. A copy of this report has been provided to the development community in advance of the Committee of the Whole meeting.

HUMAN RESOURCE CONSIDERATIONS

Not applicable to this report.

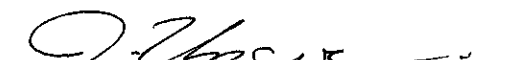
15.4

BUDGET IMPACT

There are no Capital or Operating budget impacts associated with this report.

CONTACT

For more information on this report, contact R. Nethery, Director, Planning & Building Services, ext. 2451, (rnethery@newmarket.ca) or J. Unger, Assistant Director of Planning, ext. 2452, (junger@newmarket.ca).


Assistant Director of Planning


Director of Planning & Building Services


Commissioner of Development &
Infrastructure Services

Appendix "A" - Applications on File

Development	Approximate Units/Population	Status
Mosaic (Davis/Bathurst)	123 detached/62 semi-detached (604 people)	Draft approved; proceeding through engineering design
Kerbel (Yonge/Millard)	400 apartments (780 people)	Public meeting held; revised application anticipated
Slessor (Yonge Street)	550 apartments (1073 people)	OMB settlement; Subdivision and site plan applications required
National Homes (Dillman/Newpark)	143 detached (468 people)	Public meeting held; studies under review
Mademont (Yonge Street)	80 townhouses (230 people)	By-law approved; awaiting site plan application
22 George/39 Davis	400 apartments (780 people)	By-law approved; awaiting site plan application
Millford (Eagle Street)	154 apartments/38 townhouses (409 people)	Public meeting held; studies under review
281 Main St. North	2 semi-detached/9 townhouses (32 people)	Public meeting held; outstanding issues being addressed
Glenway	219 detached/219 townhouses/292 apartments (1942 people)	Public meeting held; appealed to the OMB
Bridon-Baker (Davis Drive)	105 townhouses (302 people)	OMB-approved; awaiting site plan application or revised development concept
Forest Green Homes (Leslie Street)	214 townhouses/304 apartments (1209 people)	Application received, but not yet complete
487 Queen Street	16 townhouses (42 people)	Application received
TOTAL	3330 units (7871 people)	



LEGAL & DEVELOPMENT SERVICES – PLANNING
TOWN OF NEWMARKET
395 Mulock Drive
P.O. Box 328
Newmarket, ON L3Y 4X7

www.newmarket.ca
info@newmarket.ca
905.895.5193

16-1

April 18, 2013

**DEVELOPMENT AND INFRASTRUCTURE SERVICES
PLANNING AND BUILDING SERVICES - PLANNING REPORT 2013-19**

TO: Committee of the Whole

SUBJECT: Application for Zoning By-law Amendment
Proposed Commercial Development
2239798 Ontario Inc.
Lot 18, 65M-2677
400 Harry Walker Parkway South
File No.: D14 NP1303

ORIGIN: Application Submitted to the Planning Department

RECOMMENDATIONS

THAT Development and Infrastructure Services/Planning & Building Services Report 2013-19 dated April 18, 2013 regarding an application for a Zoning By-law Amendment be received and the following recommendations be adopted:

- 1. THAT the application for a Zoning By-law Amendment, as submitted by 2239798 Ontario Inc. for lands located at 400 Harry Walker Parkway South, be referred to a public meeting;**
- 2. AND THAT following the public meeting, issues identified in this report, together with comments from the public, Committee, and those received through agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;**
- 3. AND THAT 2239798 Ontario Inc., 6931 Steeles Avenue West, Etobicoke ON M9W 6K7, be notified of this action;**
- 4. AND THAT Wes Surdyka Architect Inc, Attention: Wes Surdyka, 3645 Keele Street, Unit 108, Toronto, ON M3J 1M8, be notified of this action.**

COMMENTS

Location

The subject land is located on the west side of Harry Walker Parkway South, north of Mulock Drive being Lot 18, 65M-2677 (see location map attached). There is an existing warehouse building on the property.

Proposal

An application has been submitted for a Zoning By-law Amendment. The applicant is proposing to change the zoning on the subject lands to permit the conversion of part of the warehouse building to a retail outlet for the products warehoused in the building. The property is currently zoned General Employment (EG). A warehouse use is permitted in the zone. However the Zoning By-law specifically prohibits retail uses as a component of a warehouse use. Therefore a site specific zone permitting a limited amount of retail accessory to the warehouse use would be required. They have requested 2,245m² of retail space in a 12,194m² building.

Site Description

The subject lands have an approximate area of 5.08 hectares and a lot frontage of approximately 149.41 metres on Harry Walker Parkway South. The lands contain an existing industrial building, which is currently being used as a warehouse for retail goods, primarily athletic wear and sporting goods (i.e. running shoes).

The surrounding land uses are:

North: Town-owned property zoned Open Space (OS-1)

South: Lands zoned for general employment uses (buildings fronting onto Maple Hill Court)

East: Lands zoned for mixed employment uses (former Halton Recycling lands)

West: Lands zoned for mixed employment uses (multi-unit buildings fronting onto Leslie Street)

Preliminary Review

Official Plan Considerations

The subject lands are designated Business Park – Mixed Employment by the Official Plan; this designation permits business and professional offices and industrial activities where the storage of goods and operating facilities occurs within wholly enclosed buildings. Therefore an amendment to the Official Plan is not required at this time. The objectives of the Business Park designation include encouraging the provision of an adequate and appropriate supply of employment lands to accommodate opportunities for economic development in the Town and supporting and encouraging a wide range of industrial operations which are important to the economic health of the Town.

In 2012, Council considered a rezoning for the southeast corner of Davis Drive and Harry Walker Parkway South (Reininger lands). From the analysis undertaken for that proposal and based on the approach that an Employment Area may include up to 20% ancillary uses, the Region's analysis of existing ancillary uses and floor area in the Leslie Street South Employment Area indicated that an approximate 60,000m² of additional ancillary floor area is permitted to the year 2031. Since that analysis was undertaken, 7,250m² of ancillary retail uses was allocated to the former Halton Recycling lands and 8,350m² of ancillary retail uses was allocated to the Reininger lands through rezoning applications. Therefore there is 44,400m² of ancillary retail space remaining in the Leslie Street South Employment Area until 2031. The applicant is proposing to create 2,245m² which would leave 42,155m² to be allocated to future developments. The application is found to conform to the Official Plan.

Zoning By-law Considerations

The subject lands are currently zoned General Employment (EG) Zone by By-law 2010-40. The applicant is proposing to amend the zoning to permit a warehouse to have a retail component of 2,245 m².

Section 16.1.1 of the Official Plan sets forth the policies Council must have regard for when considering a Zoning By-law amendment. It is staff's opinion that these policies have been met in that the proposal is in conformity with the Official Plan (as described above), the proposed use is compatible with adjacent uses, there does not appear to be any potential nuisance effects on adjacent uses, there is adequate municipal services, the size of the lot is appropriate, the site has adequate road access, the on-site parking facilities are adequate and public notice for the Public Meeting will be provided in accordance with the *Planning Act*.

Provincial Policy Statement

The Provincial Policy Statement (PPS) provides policy direction on matters of provincial interest related to land use planning and development. Decisions affecting planning matters "shall be consistent" with this policy statement. The PPS is intended to be read in its entirety and the relevant policies are to be applied to each situation.

Section 1.3 of the PPS relates to promoting economic development and competitiveness by requiring municipalities to provide an appropriate mix and range of employment, to provide opportunities for a diversified economic base, to protect and preserve employment area for current and future uses and to ensure the necessary infrastructure is provided to support current and projected needs. This proposal is found to be consistent with the Provincial Policy Statement.

Departmental and Agency Comments

The following departments and agencies have provided comments on the application:

Engineering and Public Works Services have provided comments relating to the Phase I and Phase II Environmental Site Assessments. An updated Phase II ESA with some additional information has been requested.

Central York Fire Services have no concerns with the application.

Public Comments

As of the time of writing this report, the Planning Department has not received any written comments from the public.

Agency Comments

The Lake Simcoe Region Conservation Authority has reviewed the file and noted they have no requirements with regard to the rezoning. Bell Canada and Southlake Regional Health Centre have reviewed the application and advised that they have no concerns with the proposal. Other agency comments remain outstanding as of the time of writing this report.

Supporting Studies and Reports

In support of the application a Planning Justification Report, a Phase I ESA, and a Phase II ESA were submitted. As noted above, the Phase I and II ESAs have been reviewed by Engineering and Public Works Services.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

The application for Zoning By-law Amendment supports the Community Strategic Plan by being *Well-Balanced* for the potential to encourage a strong sense of community through an appropriate mix of lands uses.

CONSULTATION

A statutory public meeting will be required as part of the *Planning Act* requirements for the proposed changes to the Zoning By-law.

HUMAN RESOURCE CONSIDERATION

Not applicable to this report.

BUDGET IMPACT (CURRENT AND FUTURE)

The Town will receive income in the form of building permit fees. Should the application be referred to a public meeting, there will be the typical costs associated with providing notice and holding the public meeting.

CONCLUSION

The subject application for Zoning By-law amendment is sufficiently advanced to warrant its referral to a statutory public meeting.

Attachments: Location Map and Site Plan

CONTACT

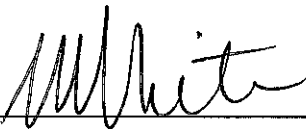
For more information on this report, contact: Meghan White, Planner, at 905-953-5321, ext 2458; mwhite@newmarket.ca



Commissioner, Development and Infrastructure
Services

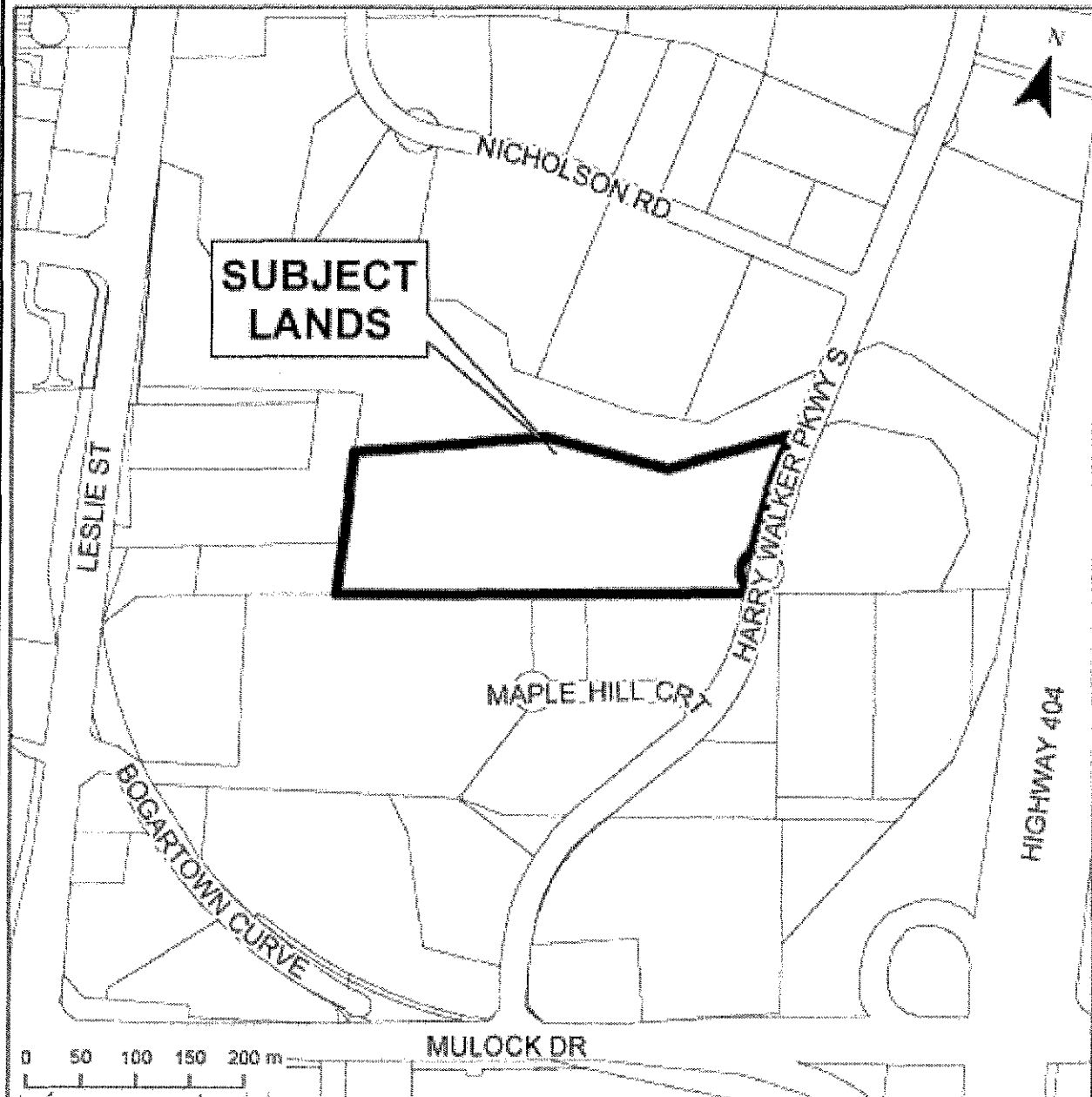


Director, Planning & Building Services



Planner

LOCATION MAP 400 HARRY WALKER PKWY S



Town of Newmarket Planning Department



[illegible]

April 18, 2013

DEVELOPMENT AND INFRASTRUCTURE SERVICES/PLANNING & BUILDING SERVICES REPORT 2013-20

TO: Committee of the Whole

SUBJECT: Intensification in Stable Residential Areas

ORIGIN: Planning Department

RECOMMENDATIONS

THAT Development and Infrastructure Services/Planning and Building Services Report 2013-20 dated April 18, 2013 regarding intensification in stable residential areas be received and the following recommendation(s) be adopted:

THAT the Town initiated amendment to Comprehensive Zoning By-law 2010-40 as it relates to the R1-C and R1-D zones be approved and that staff be directed to prepare the necessary Zoning By-Law Amendment;

BACKGROUND

Council directed staff to review the compatibility of residential infill developments in established residential neighbourhoods. Planning report 2012-09 provided a number of options for council's consideration and recommended further review of the R1-C and R1-D single family zone standards as they relate to existing dwellings in long established neighbourhoods. Planning Report 2012-50 further refined the proposed amendments to the by-law and referred the proposed changes to the required Statutory Public Meeting.

The Statutory Public Meeting, required under the Planning Act, was held on February 25, 2013.

COMMENTS

The comments heard at the public meeting were generally supportive of the proposed zoning amendments, even indicating that additional measures could be implemented to assist in reaching the goals of this amendment.

Lot Severances and Consolidations: Specifically, concern was raised that the proposed changes would not restrict severances on larger lots that are at a minimum twice the frontage required nor would it prevent the consolidation of lots to either build one large dwelling or to re-severe the consolidated lots to yield additional lots.

2013-04-18

With regards to lots that could potentially be severed under the existing zoning, staff have analyzed the neighbourhoods through Geographic Information Systems and identified lots that currently have at least twice the minimum frontage and lot area required for the zone. The analysis identified that there are very few lots in the study area that are large enough to sever into two lots while meeting the lot requirements of the zoning by-law as shown on Attachment A and B.

With regards to lot consolidation for the purpose of constructing a large dwelling on two lots, when two adjoining lots are in the same ownership, they automatically merge in title unless the lots are within a Plan of Subdivision. Virtually all of the study area is within various plans of subdivision and as such purchasing two adjacent full lots under the same name will not, in most cases, automatically cause a merger. If a full lot is adjacent to a part lot under the same title, the parcels would automatically merge. Similarly, if the lots are outside of a plan of subdivision, the parcels automatically merge.

The Planning Act allows Council to pass a deeming by-law on lots that are within a plan of subdivision to “deem” them to no longer be part of the subdivision. This would allow two properties side by each to merge if they are in the same title. This option is only available where the Plan of Subdivision has been registered for a minimum of eight years. No hearing or notice is required when Council passes a deeming bylaw and there are no appeal opportunities. Council cannot be compelled to pass deeming by-law if they believe it is not in the public interest. This assists in preventing the consolidation of lots for the purpose of building one large structure over two lots.

With regard to the concern of someone purchasing more than one lot for the purpose of re-severing to gain a higher lot yield, the consent process would continue to be available for lot severance purposes. With the exception of the areas identified below for potential lot frontage increases, the majority of lots have frontages at the maximum allowable or within a couple of metres. In most cases a minimum of three lots would have to be purchased to be able to re-sever them and meet the by-law frontage requirements.

In summary, the proposed amendment to the by-law standards would not prevent a property owner’s ability to apply for a consent to sever on a single property or through purchasing a number of lots and re-severing. Staff will continue to review Consent applications against the Official Plan policies and within the context of the intent of the zoning by-law. Section 3.9 of the Town’s Official Plan indicates that the forms of intensification permitted within the Stable Residential Areas are accessory units and infill units through the creation of new lots consistent with the size and form of housing in the neighbourhood as a whole. Through the changes to the zoning by-law recommended by this report, new lots in the stable residential areas, if approved by Committee of Adjustment, will have a housing massing that is more compatible with the existing dwellings in the area.

Increase lot frontages. There are two locations within the study areas that have a row of lots that are consistently well above the current zone standard. A portion of Millard Avenue and all of Forest Glen Road have lots with 30.5m frontages. The lots are consistently this size with no variation. This seems to be a unique situation in the study areas as most other streets have lot frontages that are generally consistent

with the zone category or have a range of frontages on the street. The identified lots on Forest Glen Road and Millard Avenue lots would be more appropriately zoned Residential Detached Dwelling 30m Zone (R1-B) to reflect the existing lot frontages. As the notice of Public meeting identified frontages as a topic for discussion and the potential for increasing lot frontages in certain situations was discussed at the Statutory Public Meeting, staff are of the opinion that it is within Council's power under the Planning Act to amend frontages where appropriate within the study area without further public input. The location of the proposed amendment to lot frontages are shown on Attachment A.

Heights of Storeys:

A question was raised regarding heights of storeys and maximum height limits. The zoning by-law defines a storey as "...a level of building located between the surface of a floor and the ceiling or roof immediately above it...but does not include a basement or cellar". The previous planning reports did not provide a recommendation on height requirements for 1.5 storey dwellings. It is reasonable to set a maximum height for a 1.5 storey dwelling at 8.5 metres. A one storey dwelling is proposed to have a maximum height of 7.5 metres and a two storey dwelling is proposed to have a maximum height of 10 metres. To ensure a maximum total height, it is recommended that height be measured from front grade to the highest point of the roof.

Changes are not needed

A resident expressed a concern that the proposed changes to the zone standards in the subject areas are not appropriate and not needed for a number of reasons discussed below.

It was expressed that as Newmarket has been identified as a Growth Centre by the Province and that growth should not be limited to the Urban Centres. While we generally agree with the comment that growth can occur outside of the Urban Centres, the proposed changes to the by-law are modest and proposed to address a particular issue in established residential areas. The proposed changes to the by-law would not prevent renovations, additions and rebuilds of existing housing stock or infill through severances where appropriate, but rather inform that way in which they are done to assist in assuring compatibility with neighboring properties.

Exclusions from the Study Area: it was suggested that the properties fronting onto Leslie Street were not appropriate to be in the study due to their relationship to the Regional Road and not the residential community. It was also suggested that the properties on Wildwood Drive and Hazelwood Drive should be removed from the study area as they have been developed fairly recently, have consistent sizes and have a direct relationship to the properties to the north (outside of the study area) than to the properties to the south on Srigley Street. We concur with this comment and have removed those properties from the study area.

A comment was made that reducing the lot coverage for a two storey dwelling to 25% is an inefficient use of land. Staff are of the opinion that the proposed 25% lot coverage is appropriate to achieve the goals of reducing the impact, or perceived impact, of redevelopment in long established residential areas.

However, staff want to ensure that properties that have a current lot coverage of 25% or greater still have the ability to construct accessory structures and as such, recommend a roofed accessory structure such as a gazebo or garden shed to not contribute to lot coverage for properties within the study area. This is discussed further below under the heading "Lot Coverage".

Finally, a comment was made that variety in dwellings is what gives a community character. Staff agree with these comments and reiterate the following from a previous report on this issue:

The second option to consider is to maintain the existing standards in the zoning by-law. An argument can be made that the differences between lots and dwelling sizes are what make an interesting and vibrant neighbourhood. The by-law provisions as they relate to building standards have largely been unchanged in the established areas of Newmarket since the passing of the 1979 comprehensive town wide by-law. Communities are not static and as time passes changes are inevitable.

Staff were specifically directed by Council to review and provide recommendations on the incompatibility of "overbuilding" in Stable Residential areas of Newmarket. While keeping the status quo with regards to zone standards is acceptable, providing new standards to ensure greater compatibility is also appropriate.

REVISIONS TO THE MAPPING

Subsequent to the public meeting, a further review of the study area boundaries have been carried out resulting in minor changes to the proposed boundaries of the study area. As noted above, those properties fronting on Leslie Street along with the properties on Wildwood Drive and Hazelwood Drive have been removed from the study area.

Height

The following maximum height requirements, measured from front grade to peak of the roof, are proposed:

One Storey: 7.5 metres

One and half storey: 8.5 metres

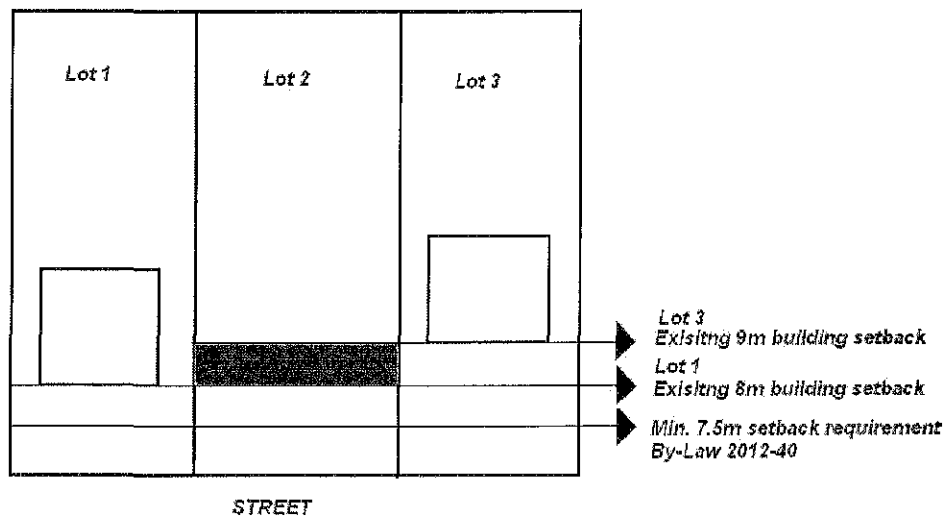
Two Storey: 10 metres

Lot Coverage

It is recommended that The R1-C and R1-D zone standards be amended to provide a lot coverage maximum for a 1.5 and 2 storey building of 25% and lot coverage maximum for a bungalow of 35%. As noted above, the definition for coverage will be revised for these R1-C and R1-D zones in the study area to allow for a roofed accessory structure such as a gazebo or garden shed to not contribute to lot coverage for those lots containing a two storey dwelling. This will ensure that those existing properties that may currently have a lot coverage greater than 25% can continue to accommodate accessory structures. The size of accessory structures would continue to be limited by the by-law to 15% of the total area of the lots or 75% of the ground floor of the main building on the lot, whichever is lesser.

Front Yard Setback

It is recommended that where a new dwelling is being erected on a lot that has existing dwellings on two sides, the front yard setback of the new dwelling will be required to be setback within the setbacks of the existing dwellings on either side. This will ensure an appropriate streetscape.



A dwelling on Lot 2 would be required to be setback between 8 and 9 metres

Legal Non-Conforming Buildings

An outcome of the proposed changes to Zoning By-law 2010-40 is that there will be homes in the study area which comply with the current zoning by-law but will not conform to the recommended changes found in this report; essentially they will become legal non-conforming buildings. Legal non-conforming residential dwellings are often found in older neighbourhoods as they were built under a previous zoning by-law or at a time when a zoning-by-law did not exist.

An existing legal non-conforming building is permitted to continue indefinitely and is recognized by the Zoning By-law. However, an addition to an existing legal non-conforming dwelling must comply with the current Zoning By-law regulations or obtain approval for a minor variance or rezoning as appropriate.

It is impossible to capture every nuance and deviation from a zoning by-law with a proposed by-law amendment as described in this section of the report. Legal non-conforming uses, buildings, and structures are common and are the product of an evolving town.

Where a proposal could not meet the minimum requirements a minor variance or zoning by-law amendment would be required and the application would be subject to a public process, require Committee of Adjustment or Council approval, and be reviewed on the merits of the specific situation.

Conclusion

The proposed amendment to zoning by-law 2010-40 conforms to the intent, goals and strategic directions of the 2006 Official Plan and is consistent with the Provincial Policy Statement. As such the recommendations contained in this report are appropriate and represent good planning.

COMMUNITY CONSULTATION POLICY

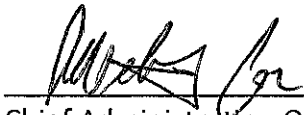
A statutory public meeting was held on February 25, 2013.

BUDGET IMPACT (CURRENT AND FUTURE)

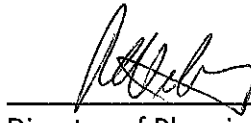
There are no budget impacts as a result of the recommendations of this report.

CONTACT

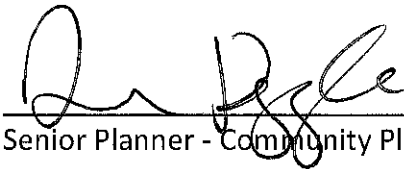
For more information on this report, contact: Dave Ruggle, Senior Planner – Community Planning, at 905-953-5321, ext 2454; druggle@newmarket.ca



Chief Administration Officer

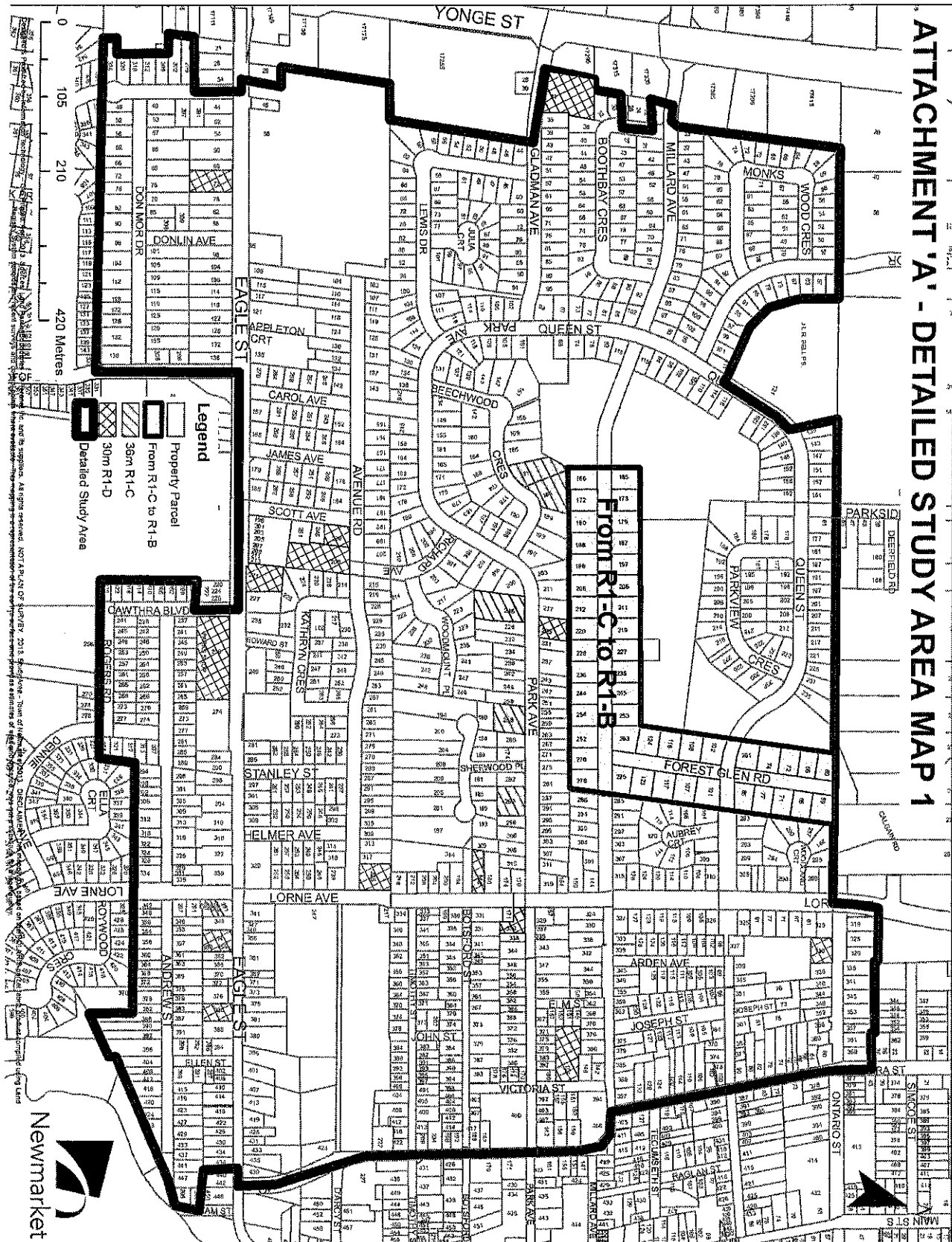


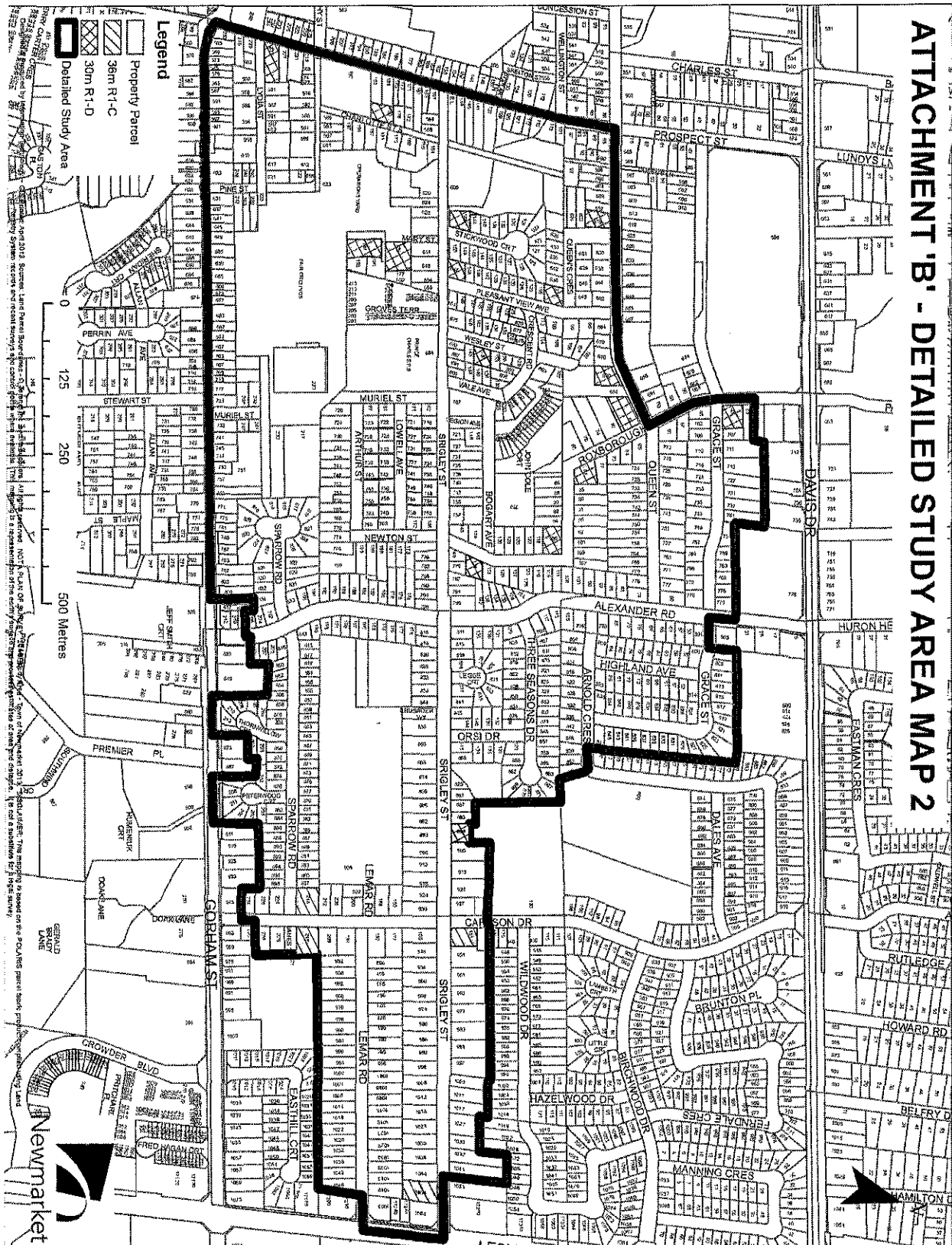
Director of Planning & Building Services

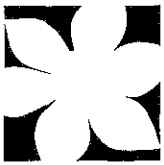


Senior Planner - Community Planning

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Canadian Cancer Society
Société canadienne du cancer

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MAYOR'S OFFICE		
INCOMING MAIL	REFERRED TO	COPIED TO
COUNCIL		✓
CAO		
MAR 21 2013		
COMMISSIONER		
DEPARTMENT		
CLERKS	✓	
CONCERNS		

Holland River Unit
30 Prospect Street, Suite 101
Newmarket, Ontario
L3Y 3S9
Telephone: (905) 830-0447
Facsimile: (905) 830-0900

March 19, 2013

Mayor Tony Van Bynen and Members of Council

Town of Newmarket

RE: Exemption from Noise By-Law for an event

Dear Mayor Van Bynen and Members of Council:

I'm writing to you as the Fundraising Coordinator for the Canadian Cancer Society Holland River Unit.

I am asking for an exemption to the Noise By-Law for our 2013 Relay for Life event, June 21st 7pm to June 22nd 7am, at Pickering College.

I am writing to ask you to grant us permission to play music all night long. For the past nine years, we have held this successful fundraising event at Pickering College.

Music is very important to the event as it helps keep our participants motivated and provides them with entertainment throughout the 12-hour event.

As always, we will do our best to ensure we do not disturb the neighbours of the college. We believe that Relay for Life is an important event. It will benefit the community at large as the funds that are raised in our community, stay in our community to support many services and educational initiatives.

Thank you for your support.

Sincerely,

Karen Beaulieu
Fundraising Coordinator



April 29, 2013

Moved by: _____

Seconded by: _____

RESOLUTION R - 2013

WHEREAS the Town of Newmarket is a member of the Federation of Canadian Municipalities (FCM);

AND WHEREAS the Town of Newmarket supports the work of FCM and wishes to support it further by approving a resolution with respect to appointment for the term of 2013 to 2014;

AND WHEREAS FCM is instrumental in assuring that the needs of the municipalities are considered by the Federal Government;

AND WHEREAS FCM has played a pivotal role in developing policy framework that has benefited communities throughout Canada;

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

THAT the Town of Newmarket Council supports FCM considering Councillor Chris Emanuel as a candidate for re-election at the FCM elections on the Ontario Board of Directors;

AND THAT the Town of Newmarket will cover associated costs with an appointment to the National Board for Councillor Chris Emanuel.

Mayor Van Bynen



TOWN OF NEWMARKET

Outstanding Matters

Reviewed by OLT
April 16, 2013

1.	Committee of the Whole Minutes – June 9, 2008 – Item 25 Legal & Development Services Report – Building & By-laws 2008-09 Draft Noise By-law	<ul style="list-style-type: none">• THAT Legal and Development Services Report – Building and By-laws 2008-09 dated June 3, 2008 regarding the Draft Noise By-law be received and referred to a Strategic Directions Workshop.	This matter to be discussed at an upcoming Council Workshop Deferred by Council on Nov 23/09 to next term of Council – will be placed on that O/S list	Information report forthcoming; then to Workshop for discussion in March/April May/June 2009 Workshop May/June 2011 Draft by-law developed, Report will address infill development protocol This will follow Sign By-law and ADU Reports Date TBD
2.	Committee of the Whole Minutes – August 30, 2010 – Item 41 Legal and Development Services Report – Joint Legal and Planning 2010-29; Ontario Municipal Board Appeals - Town of Newmarket Comprehensive Zoning By-Law 2010-40	<ul style="list-style-type: none">• THAT staff seek clarification regarding Ontario Municipal Board hearing timelines and report back.	Date to be determined	Timelines to be determined Awaiting prehearing date from OMB

Strikethrough indicates that the item will be removed from the outstanding list prior to the next OLT meeting
Bold indicates that the item will be on the upcoming agenda

Last revisions made on April 16, 2013
(Updated and including Committee of the Whole Minutes of April 8, 2013)

20.1

3.	Committee of the Whole Minutes – September 13, 2010 – Item 9 Community Services Information Report ES 2010-76 Bogart Pond Siltation Presentation – Background Information	<ul style="list-style-type: none"> • AND THAT staff be authorized to meet with the concerned residents, the Lake Simcoe Region Conservation Authority (LSRCA), the Region of York and the Councillors representing Ward 1 and Ward 2 to review these local siltation control concerns and report back to Council in January of 2011. • AND THAT staff investigate an effective siltation practice and report back. 	Date to be determined	Jan/Feb-2011 Application submitted for funding for a Feasibility Study to the Lake Simcoe Region Conservation Authority
4.	Committee of the Whole Minutes – February 27, 2012 – Item 18 Corporate Services Report – Legislative Services – By-Laws 2012-05 Sign By-Law	<ul style="list-style-type: none"> • THAT Corporate Services Report – Legislative Services – By-laws 2012-05 dated February 9, 2012 regarding the Sign By-law be received and that staff bring the draft Sign By-law back to Committee of the Whole for approval upon completion of the community input process. 	Fall 2013	Outside Legal Advice received and being reviewed by staff Further public consultation to follow
5.	Special Committee of the Whole (Budget) Minutes – April 4, 2011 Item 2C) Community Services Report Public Works Services 2011-30 Update – Partners for Climate Protection	<ul style="list-style-type: none"> • THAT the proposed strategies be referred back to the PCP Committee Working Group to provide a further report to a future Committee of the Whole meeting. 	April-2013 May 2013	Circulated to NEAC – Comments provided to Commissioner through Minutes of November 7, 2012
6.	Committee of the Whole Minutes – May 24, 2011 – Item 18 Community Services Report – PWS 2011-34 – Amendment to the Waste Collection By-law 2007-77	<ul style="list-style-type: none"> • AND that staff be directed to enforce the use of certified compostable bags through education and encouragement only for a minimum period of twelve months with staff reporting back to consider options thereafter. 	May Sept./12 Nov./12	Awaiting update from Region, Information Report to be circulated

7.	<p>Committee of the Whole Minutes – March 21, 2011 – Item 6 Community Services Report – ES 2011-15 Northwest Newmarket Quadrant – Traffic Monitoring Status Update</p> <p>Committee of the Whole Minutes – February 28, 2011 – Item 7 Community Services Report – ES 2011-07 Official Plan – Schedule D – Bicycle Lane Implementation Plan</p>	<ul style="list-style-type: none"> • THAT Engineering Services staff bring a report back to Town Council with the results of all studies including mitigation measures if required, and next steps. • AND THAT the On-street Bicycle Lane Implementation Plan be brought back to Town Council for review and adoption including a phasing plan in consideration of budgetary requirements and implementation. 	<p>Jan/Feb 2012 Feb. 27, 2012 June, 2012 Dec 10/12</p> <p>February March April/May 2013</p> <p>June Oct/Nov12</p>	<p>Waiting for report from NWQ developer's group</p> <p>Waiting for feedback from developer</p> <p>Part of Active Transportation Plan coordinated by Planning Dept.</p>
8.	<p>Committee of the Whole Minutes – June 13, 2011 – Item 15 Replacement of Stickwood/Walker Barn</p>	<ul style="list-style-type: none"> • THAT the construction of a heritage barn on this site be the subject of consultation with the area residents with staff reporting back to Council within 120 days. 	<p>February March/April June 2013</p>	<p>Met with proponent; report will follow when information requested is received Working towards longer term use of area</p>
9.	<p>Committee of the Whole Minutes – September 19, 2011 – Item 3 Community Services Report – Planning & Building Services 2011-35 – 425 and 431 Davis Drive – Union Hotel/VivaNext</p>	<p>THAT Council endorses the preservation of the historic buildings located at 425 and 431 Davis Drive, in principle, subject to cost analysis and a staff report with respect to options available;</p> <p>AND THAT this matter be referred to staff for further discussion with VivaNext and Heritage Newmarket Committee to investigate options and that the staff report come back to Committee of the Whole or Site Plan Review meeting, as appropriate.</p>	<p>Date to be determined</p>	<p>Report pending receipt of site plan application</p>
10.	<p>Council Minutes – November 28, 2011 – Item 60 – Community Services Report – ES 2011-82 – Commissioner – Viva Streetscape Design Comments</p>	<ul style="list-style-type: none"> • THAT staff be directed to report back with a recommended streetscape program with capital and operating cost estimates, including options as appropriate for consideration by Council. 	<p>April 2012 May/June Nov. 12 April 2013 June 2013</p>	<p>Report to follow review by Viva Task Force</p>

11.	<p>Special Committee of the Whole Minutes – December 19, 2011 – Item 2 Corporate Services Report – Legislative Services – Clerk's 2011-21 – Committees and Task Forces</p> <p>Committee of the Whole Minutes – October 9, 2012 – Item 25e New Business – Continued – Committee Recruitment</p>	<ul style="list-style-type: none"> • THAT Corporate Services Report - Legislative Services – Clerk's 2011-21 dated December 15, 2011 regarding Committees and Task Forces be received and that staff report back to Committee of the Whole in February 2012 on the various options discussed. • THAT staff bring back a draft policy related to Committee recruitment and appointments process based on current protocol and best practices by the end of 2013. 	<p>May 2013</p> <p>December 2013</p>	Policy being drafted
12.	<p>Committee of the Whole Minutes – April 30, 2012 – Item 16 Corporate Services Report – Legislative Services 2012-13 – Canadian Coalition Of Municipalities Against Racial Discrimination (CCMARD) Membership</p>	<ul style="list-style-type: none"> • AND THAT staff report to Committee of the Whole with a draft Action Plan in support of the Ten Common Commitments in 2013, following input from the Inclusivity Advisory Committee; 	May 2013	
13.	<p>Special Committee of the Whole (Closed Session) Minutes – May 7, 2012 – Item 2 – Closed Session Office of the CAO and Community Services (Planning and Building Services) Report 2012-19 – Property Matter in Ward 4 (Denne House)</p>	<ul style="list-style-type: none"> • AND THAT staff report back to Council 	<p>June 2012</p> <p>Nov. /12</p>	May be a special meeting of Council

204

14. A	Committee of the Whole Minutes – April 30, 2012 – Item 17 Chief Administrative Officer Report 2012-06 Council Code of Conduct Process	<ul style="list-style-type: none"> AND THAT staff make the appropriate revisions to the Council Code of Conduct and the related by-law and report to Committee of the Whole with the revised Council Code of Conduct, the revised by-law and any applicable policy or policies. 	May 2013	Information Report issued outlining status
B	Committee of the Whole minutes –February 25, 2013 – Item 14 Integrity Commissioner Presentation Appendix 'A' – Memorandum – Addendum to Investigation Comments on Governance	<ul style="list-style-type: none"> THAT Appendix 'A' Memorandum from Integrity Commissioner dated February 21, 2013 regarding Addendum to Investigation: Comments on Governance be received and referred to staff for a report back on updating the Code of Conduct document. 		<p>Integrity Commissioner providing feedback on current policy and Procedural By-law Report to follow thereafter</p> <p>Process and schedule to be determined</p>
15.	Committee of the Whole Minutes – June 11, 2012 – Item 29 Community Services – Recreation and Culture, and Public Works Services; and Corporate Services – Legal Services, and By-Laws Joint Report 2012-38 – Parks By Law	• AND THAT staff provide a comprehensive report back to Committee of the Whole	<p>August 2012</p> <p>February March/April 2013</p>	<p>Consultation ongoing</p>
16.	Committee of the Whole Minutes – September 17, 2012 –Item 9 Motion –Taxi Licensing	<ul style="list-style-type: none"> THAT staff evaluate the opportunity to amend the fee for New Taxi Owner Plates to better reflect a market rate. 	February/ March May 2013	Legal opinion received
17.	Committee of the Whole Minutes – October 9, 2012 –Item 14 Legislative Services Deputation – Egg Laying Hens	<ul style="list-style-type: none"> THAT the PowerPoint presentation and the additional information regarding egg laying hens be received and referred to staff and the Newmarket Environmental Advisory Committee for comments and report back within 120 days. 	October 2013	Information Report to be issued Public consultation and further research required

18.	Committee of the Whole Minutes – November 19, 2012 – Item 29 Corporate Services Report – Financial Services 2012-47 Best Practices for Elected Officials Expenses	<ul style="list-style-type: none"> • THAT Council in principle endorse a policy related to best practices for elected officials' expenses and staff prepare a report dealing with the following in January/February 2013: • Delineating between discretionary spending • Address options of eligible and ineligible expenses • Provide examples of detailed expense policies • Staff authorization of spending limits • Consideration for a reporting process 	March June 2013	Workshop February 25, 2013 Workshop took place on Feb. 25, 2013 – Report to come forward in June 2013
19.	Committee of the Whole Minutes – December 10, 2012 – Item 15 Community Services Report – Engineering Services 2012-91 Huron Heights Drive Safety Review Beman Drive to Elgin Street Update	<ul style="list-style-type: none"> • THAT the matter of safety review of Huron Heights Drive – Beman Drive to Elgin Street be referred to staff to address concerns raised and investigate the feasibility of another stop sign installation at the Huron Heights Drive/Wayne Drive intersection and permitting the one at the Waratah Avenue/Columbia Court intersection to remain as is; • AND THAT the matter be revisited and reported back by April/May 2013. 	April 2013	
20.	Committee of the Whole Minutes – January 14, 2013 – Item 17h) New Business	<ul style="list-style-type: none"> • Councillor Sponga requested staff investigate the need for an accessible parking space on Main Street between Ontario Street and Davis Drive and report back by April 2013. 	April 8, 2013	
21.	Committee of the Whole Minutes – February 25, 2013 – Item 45 Corporate Services Report – Legislative Services 2013-05 Accessory Dwelling Units By-law	<ul style="list-style-type: none"> • THAT Corporate Services Report – Legislative Services 2013-05 dated February 8, 2013 regarding the Accessory Dwelling Units By-law be received and referred to the next cycle of Committee of the Whole schedule of meetings. 	April 8, 2013	Further information required to fully respond to question raised at Feb. 25, 2013 COW meeting
22.	Committee of the Whole Minutes – February 25, 2013 – Item 16 Development and Infrastructure Services Report – Public Works Services 2013-09 Graffiti Removal Services – Update	<ul style="list-style-type: none"> • THAT staff continue to contract Graffiti removal services, in the amount of \$15,000 for 2013; • AND THAT staff continue to evaluate the program's impact for 2013 and report back to Council on the effectiveness of the program in one year; • AND THAT further options be investigated and reported back to a Committee of the Whole meeting scheduled in April, 2013. 	Feb 2014 May 2013	

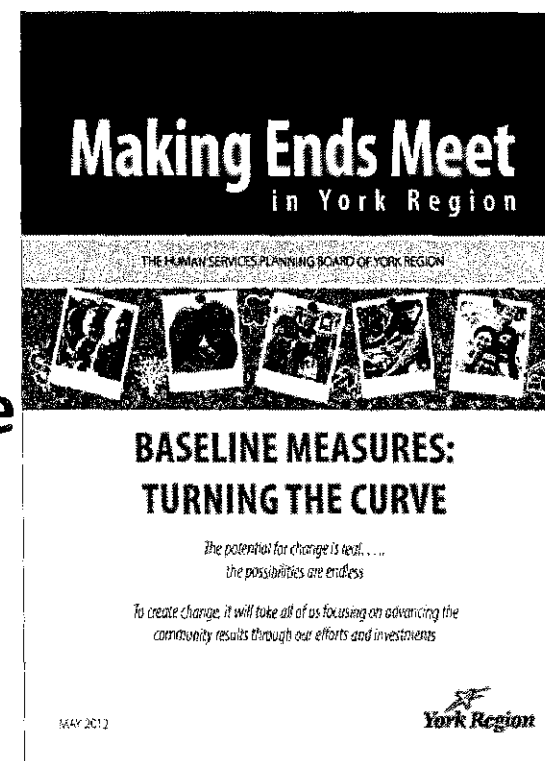
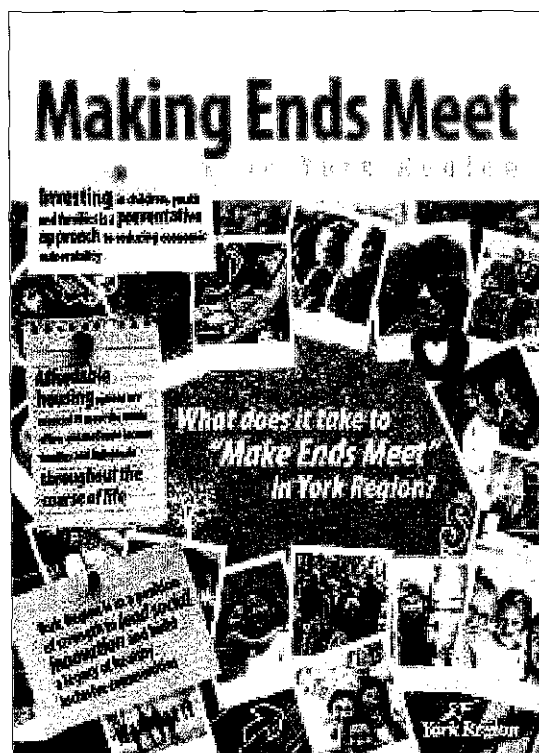
23.	<p>Special Committee of the Whole (Procedure By-Law Review) Minutes November 26, 2012 – Item 2</p> <p>Corporate Services Report – Legislative Services 2012-29</p> <p>Draft Procedure By-Law Review and Meeting Management Suite</p>	<ul style="list-style-type: none"> • THAT Council provide their feedback on the draft procedure by-law (attached as Appendix A); • AND THAT Council's boards and committees and the public be invited to provide their feedback on the draft procedure by-law; • AND THAT staff schedule a Council workshop to provide information and a forum for discussion on open and closed meeting best practices; • AND THAT staff prepare a final draft procedure by-law incorporating Council, board/committee and public feedback to be presented to a future Committee of the Whole meeting. 	May 2013	<p>Public & Board/ Committee consultation completed</p> <p>Final draft by-law being drafted with Integrity Commissioner providing feedback on current policy and Procedural By-law</p> <p>Open & closed meeting practices workshop delivered on April 15, 2013</p>
24.	<p>Committee of the Whole Minutes – March 18, 2013 – Item 13</p> <p>Development and Infrastructure Services Report - ES 2013-10 Proposed Sidewalks on Lloyd Avenue, Robinson Drive and Currey Crescent</p>	<ul style="list-style-type: none"> • THAT the matter of a proposed sidewalk installation on Lloyd Avenue, Robinson Drive and Currey Crescent be referred pending a review of the Town's sidewalk policy; • AND THAT staff explore opportunities for other capital works to advance in the 2013 calendar year so that the costs remain within the current construction price index. <p>The Chief Administrative Officer advised that staff will report back options associated with referral of the proposed sidewalk project.</p>	April 29, 2013	
25.	<p>Committee of the Whole Minutes – April 8, 2013 – Item 13</p> <p>Community Services – Recreation and Culture</p> <p>Development and Infrastructure Services – PWS/ES</p> <p>Planning & Building Services Joint Report 2013-05</p> <p>Future use of Fernbank Farmhouse</p>	<ul style="list-style-type: none"> • THAT staff be authorized to issue a request for proposals with the intent of securing a suitable charitable and/or not for profit organization dedicated to serving Newmarket for use of the Fernbank Farmhouse; • AND THAT staff report back recommending a tenant along with operating and capital projections. 	Q4 2013	Report back at end of 2013

26.	<p>Committee of the Whole Minutes – April 8, 2013 – Item 10 Community Services – Recreation & Culture; Corporate Services Legislative Services and Legal Services; Development and Infrastructure Services – Planning & Building Services and Public Works Services Joint Report 2013-08 – Proposed Parks By-law</p>	<ul style="list-style-type: none"> • THAT the proposed Municipal Parks By-law be amended to allow traditional e-bikes on the trails system; • AND THAT the attached by-law “Municipal Parks By-law being A By-law to Regulate the Use and Enjoyment of Municipal Parks in the Town of Newmarket” (Attachment A) be forwarded to Council for adoption; • AND THAT the existing Parks Use By-law 1994-41 (A By-law to Regulate the Use of Public Parks in the Town of Newmarket) and By-law 2012-27 (A By-law to Amend By-law 1994-41 additions to Section 5 of 1994-41) be repealed; • AND THAT the matter be revisited after two years; • AND THAT the new by-law be effective as of June 1, 2013. 		
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20.8

Human Services Planning Board of York Region

Town of Newmarket
Committee of the Whole
April 29, 2013



...collaboration...collective leadership...partnerships...

21.1

Presentation Overview

- Human Services Planning Board of York Region
- Making Ends Meet in York Region- Collective Action



Making Ends Meet in York Region

A Community Model for Change

TARGET POPULATION

Low and moderate income families and individuals in York Region who are struggling to make ends meet



COMMUNITY RESULTS

Affordable Housing

"A good mixture of safe and affordable housing options and programs throughout York Region for low and moderate income families and individuals to make ends meet"

Economic Self-Sufficiency

"A strong combination of employment and human services supports for low and moderate income families and individuals to make ends meet"

2/3

Board Member Organizations commit to 60 actions to turn the curve

Affordable Housing = 16

INDICATOR AREAS:

- Housing Options/Type
- Housing Affordability
- Housing programs and waitlists
- Housing Policy Decisions



Economic Self Sufficiency = 44

INDICATOR AREAS:

- Workforce Development
- Income Levels, Food Security, Financial Literacy
- Child and Elder Care



214

Making Ends Meet in York Region Collective Action Plan

****Host a Housing Affordability Discussion Series**

Housing Hub Model

Host a Social Assistance Review
Commission Options Paper
Discussion

Mentoring Partnership Program

Convening Public Education and
Awareness – Meeting House
Series

Funder Discussions

Financial Literacy Tools

****Fair Access**



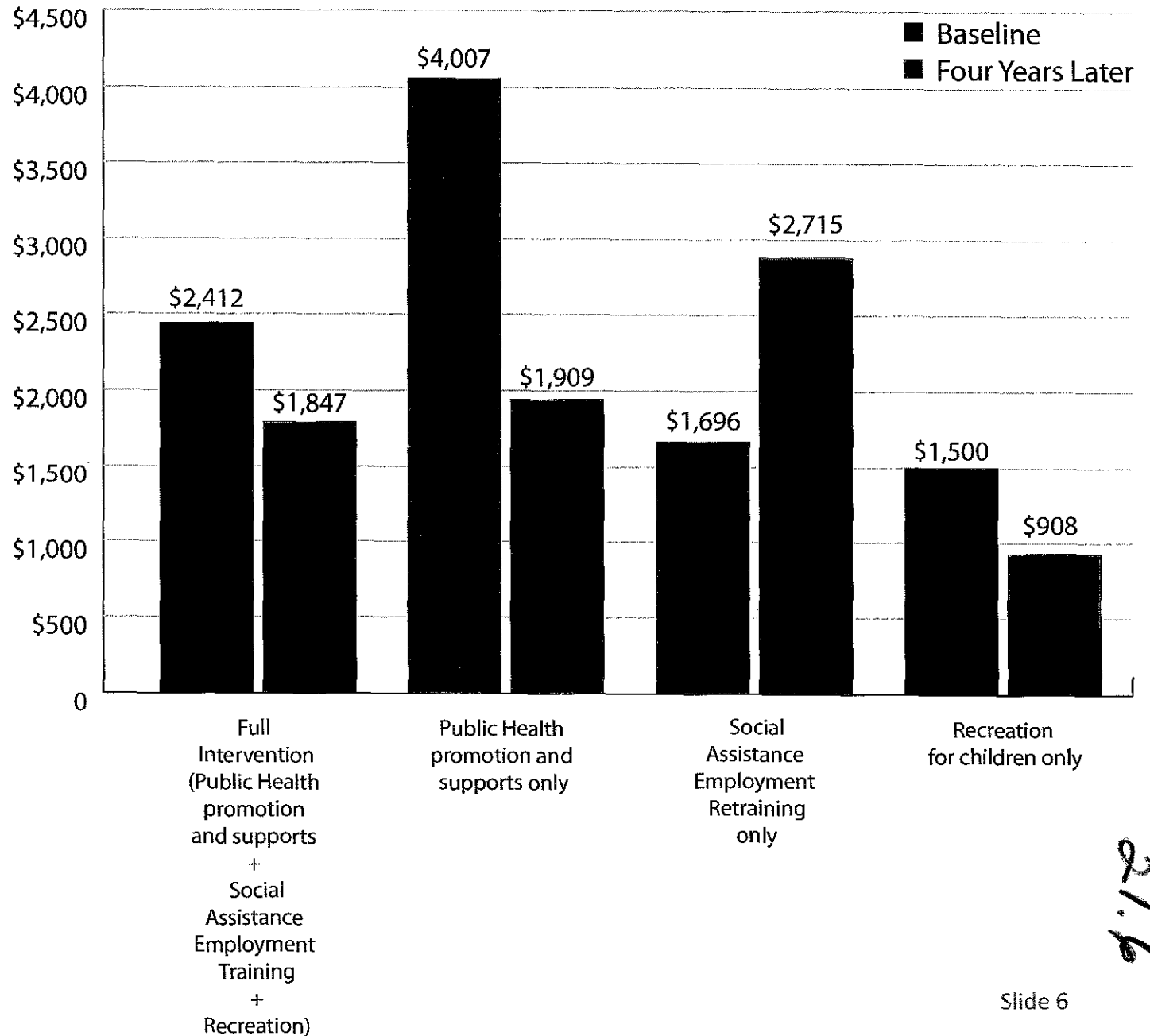
21.5

Return on Investment

Per Child/Youth
Total Expenditures
for Direct Use
of Health and
Social Services

(Four Years Later)
4 to 16 Year Olds

*Adapted from "When the
Bough Breaks",
Dr. Gina Browne



21.6

Partners Working Together

- Re-examining fees & current policies
- Looking strategically at how partners can access programming space more efficiently
- Re-examine program funding focus ie. York Region Family Strengthening funding
- Sponsor research work to strategically analyze current practices

2/7

Making Ends Meet

in York Region

How might we *support* low and moderate income families and individuals to make ends meet in York Region?

How might we help families to access **healthy foods?**

How might we support people having to **choose** between paying the rent, hydro **or** putting food on the table?

How might we **assist** parents who are keeping their kids out of **sports programs** because there is no way to pay the registration fee?

How might we help residents to **access affordable housing** options throughout the **course of life?**

How might we **assist families and individuals** with the increasing financial strain contributing to family **stress**, mental and physical **health issues**, poor educational performance and **domestic violence?**

How might we support people **working two or three jobs** to make ends meet?

How might we help residents to access affordable **child and elder care?**


York Region

www.york.ca/hspb

Slide 8

21.8

Request for Deputation

22.1

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

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

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

PLEASE PRINT

COUNCIL/COMMITTEE DATE: Monday, April 29, 2013

AGENDA ITEM NO. _____ SUBJECT: Fair Hospital Parking Charges

NAME: John Hazlewood

ADDRESS: 307 North St.
Street Address

Stouffville, ON
Town/City

L4A 4Z8
Postal Code

PHONE: HOME: 905-640-5079 BUSINESS: _____

FAX NO.: _____ E-MAIL ADDRESS: hazlenuts.central@sympatico.ca

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

FairHospitalParkingCharges.org

BRIEF STATEMENT OF ISSUE OR PURPOSE OF DEPUTATION

A request that Newmarket join a growing number of municipalities in asking the Provincial Government to reduce and cap parking rates at Ontario Hospitals. To date, Oshawa, Uxbridge, Whitchurch-Stouffville and East Gwillimbury have done so.

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.

Fair Hospital Parking Charges

Presentation to
The Town on Newmarket

22.2

Who We Are

- Fair Hospital Parking Charges partnership
 - Advocacy group seeking reduction of parking charges at Ontario Hospitals
 - Supported by an interdenominational prayer group, that represents at least seven denominations
 - Alan Powell, John Hazlewood, Elizabeth Plashkes, and Dan Horchik

Our website is www.fairhospitalparkingcharges.org.

Our email address is hazlenuts.central@sympatico.ca

Our Goals

- To inform the Provincial Government of the problem of rising and unfair parking charges at Ontario Hospitals
- To persuade the Provincial Government to reduce and cap parking charges at a fair rate
- To seek the support of City and Town Councils to assist in reaching these goals

The Issue

- The collection of exorbitant parking fees from people at their most vulnerable moments is fundamentally and morally wrong. The sick, the injured, the aged, the disabled, the chronically ill, the frantically- worried and the poor cannot advocate for their needs when personal health-care crises are upon them. In the midst of challenging, sometimes tragic circumstances, Ontario hospitals and the governments that support them must not download budgetary pressures upon the hospital clientele. We believe hospital budgets can be achieved in a much more compassionate way.

What We Are Asking Of You

We appeal to the Council of The Town of Newmarket on behalf of the people of Newmarket to petition the Premier of the Province to take steps to control the parking rates at the hospitals of Ontario.

- Suggested resolution: *The Town of Newmarket hereby requests that the Province of Ontario reduce and cap at a fair rate the parking charges at Ontario Hospitals.*

What We Have Done So Far

- Discussed the rising and unfair parking rates at our local hospital with local elected representatives and stakeholders;
- Met with municipal councillors and mayors
- Met with provincial M.P.P.s
- Met hospital CEO and CFO, Foundation and fundraising staff
- Met with newspaper, radio and television journalists

What We Have Done So Far

- Worked with municipal councils who have endorsed this policy including:

City of Markham

City of Oshawa

Town of Whitchurch-Stouffville

Town of Uxbridge

Town of East Gwillimbury

And other municipalities which will have this motion on their upcoming agendas.

What We Are Not Doing

- This is not a campaign to undermine the excellent work of our hospitals. We ask only that the people of Ontario, as the key stakeholders in the health care system, be engaged in the decisions that affect them so closely.

Our request to the Council of The Town of Newmarket

- That the Council of the The Town of Newmarket pass the following motion:

“The Town of Newmarket hereby requests that the Province of Ontario reduce and cap at a fair rate the parking charges at Ontario Hospitals.”

That copies of this motion be sent to:

Premier of Ontario

Minister of Health and Long term Care

M.P.P.'s of your riding.

22.10

22.11



The Corporation of the
**Township
of
Uxbridge**
In The Regional Municipality of Durham

Town Hall
51 Toronto Street South
P.O. Box 190
Uxbridge, ON L9P 1T1
Telephone (905) 852-9181
Facsimile (905) 852-9674
Web www.town.uxbridge.on.ca

April 2, 2013

Honourable Deb Matthews
Ministry of Health and Long Term Care
Hepburn Block
10th Floor
80 Grosvenor Street
Toronto, Ontario
M7A 2C4

**RE: HOSPITAL PARKING CHARGES
TOWNSHIP FILE NO. A-16 PGG**

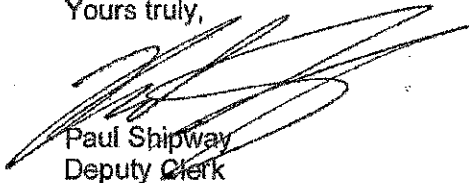
Please be advised that during the regular meeting of Council of March 25th, 2013, the following motion was carried;

THAT the Council of the Corporation of the Township of Uxbridge support the request of John Hazelwood, Dan Horchik, Elizabeth Plashkes and Alan Powell re Hospital Parking Charges;

AND THAT the Township of Uxbridge request the Province of Ontario reduce and cap at a fair rate the parking charges at Ontario Hospitals, including Markham-Stouffville Hospital.

Should you have any further questions or concerns with respect to the above, please do not hesitate to contact the undersigned.

Yours truly,



Paul Shipway
Deputy Clerk

/ljr

cc: Honourable John O'Toole
AMO
Alan Powell



22.12

November 15, 2012

The Honourable Deborah Matthews
Minister of Health and Long-Term Care
10th Floor, Hepburn Block
80 Grosvenor Street
Toronto, ON M7A 2C4

RE: FAIR HOSPITAL PARKING CHARGES (3.8)

Dear Ms. Matthews:

This will confirm that at a meeting held on November 13, 2012, Council of the City of Markham adopted the following resolution:

- "1) That the presentation by Mr. Alan D. Powell, entitled "Fair Hospital Parking Charges" be received; and,
- 2) That the City of Markham hereby requests that the Province of Ontario reduce and cap at a fair rate the parking charges at Ontario Hospitals including Markham Stouffville Hospital."

Yours sincerely,



Martha Pettit
Acting City Clerk

MAP:mbp



TOWN OF
WHITCHURCH-STOUFFVILLE

111 Sandford Drive, Stouffville, ON L4A 0Z8

22.13

Customer Service Centre: 905-640-1900
Toll Free: 1-855-642-TOWN (8696)
Automated: 905-640-1910
Toll Free: 1-855-642-TOWS (8697)
Fax: 905-640-7957
www.townofws.ca

March 18, 2013

Hon Deborah Matthews
Ministry of Health and Long-Term Care
10th Floor, Hepburn Block
80 Grosvenor Street
Toronto, Ontario M7A 2C4

RE: FAIR HOSPITAL PARKING CHARGES

Please be advised that the above-noted matter was placed before Council at its meeting held on December 18, 2012.

It was the decision of the Council, at that time, to pass the following resolution:

THAT the Town of Whitchurch-Stouffville hereby request that the Province of Ontario reduce and cap at a fair rate the parking charges at Ontario Hospitals, including Markham Stouffville Hospital.

Yours truly,

Gillian Angus-Traill
Council Coordinator

Copy: Hon Kathleen Wynne, Queen's Park Room 281, 111 Wellesley St W, Toronto ON M7A 1A1
John Hazlewood, 307 North Street, Stouffville ON L4A 4Z8

22.14



Legislative and Regulatory Directorate
City Clerk Services

File A-2114

January 3, 2013

The Honourable Dalton McGuinty, Premier of Ontario
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

Re: Parking Rates at Ontario Hospitals

Oshawa City Council considered the matter at a meeting held on December 17, 2012 and adopted the following recommendation of the Corporate Services Committee:

"Whereas the Provincial Government needs to be informed about the problem of rising and unfair parking charges at Ontario hospitals; and,

Whereas the Provincial Government can persuade and act to reduce and cap parking charges at a fair rate; and,

Whereas the collection of exorbitant parking fees from people at their most vulnerable moment is fundamentally and morally wrong; and,

Whereas the sick, the injured, the aged, the disabled, the chronically ill and the frantically worried cannot advocate for their needs when personal health-care crises are upon them;

Therefore, City Council on behalf of the people of Oshawa, petition the Premier of the Province to take steps to control the parking rates at the hospitals of Ontario."

Your attention to this important matter is appreciated.

If you require further assistance, please contact me at the address below or by telephone at 905-436-3311.

Sandra Kranc
City Clerk