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

**PUBLIC NOTICE**

**ADDITIONS TO THE AGENDA**

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

**DECLARATIONS OF INTEREST**

**PRESENTATIONS**

1. Mr. Todd Kyle, CEO, Newmarket Public Library and Ms. Joan Stonehocker, Chair of the Newmarket Public Library Board to address Council with a PowerPoint presentation regarding the Newmarket Public Library's new Strategic Plan.

**DEPUTATIONS**

**ANNOUNCEMENTS – COMMUNITY EVENTS**

**APPROVAL OF MINUTES**

1. Council Minutes of September 30, 2013.

**CORRESPONDENCE**

**REPORTS BY REGIONAL REPRESENTATIVES**

**REPORTS OF COMMITTEES AND STAFF**

1. Committee of the Whole Minutes of October 15, 2013.
2. Committee of the Whole (Closed Session) Minutes of October 15, 2013.
3. CAO/Corporate Services Report – Legal and Legislative Services 2013-04 dated October 17, 2013 regarding Code of Conduct Complaints – Cost Recovery.  
(Note: Refer to Item 17 of the Committee of the Whole Minutes of October 15, 2013)

**The Chief Administrative Officer, the Solicitor/Director of Legal Services, the Director of Legislative Services and the Commissioner of Corporate Services recommend:**

**THAT CAO/Corporate Services Report – Legal and Legislative Services 2013-04 dated October 17, 2013 regarding Code of Conduct Complaints – Cost Recovery be received for information.**

4. Development & Infrastructure Services Report – Planning and Building Services 2013-50 dated October 16, 2013 regarding Ontario's Feed-in Tariff Program – Rooftop Solar Project – 800 Mulock Drive.

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

**THAT Development & Infrastructure Services /Planning & Building Services Report 2013-50 dated October 16, 2013 regarding a request for Council support for a rooftop solar project over 10 kilowatts up to 500 kilowatts located at 800 Mulock Drive be received and the following recommendations be adopted:**

1. **THAT Council provide a resolution (in the form prescribed by the Ontario Power Authority) as requested by SunEdison Origination Health 2 LP for the following project:**

**186kW rooftop solar panels at 800 Mulock Drive**

2. **AND THAT Council herein approves any future applications for rooftop solar projects up to 500 kW, subject to other municipal requirements, in accordance with the FIT Program;**
3. **AND THAT Utilia Amaral, Director of Government Relations, SunEdison, 595 Adelaide Street East, Suite 400, TORONTO ON M5A 1N8 be advised of this decision.**

## **RESOLUTIONS**

### **BY-LAWS**

- 2013-48 A BY-LAW TO PROVIDE AN EXEMPTION TO BY-LAW 2004-94, AS AMENDED, BEING A BY-LAW TO PROHIBIT AND REGULATE UNUSUAL NOISES OR NOISES LIKELY TO DISTURB THE INHABITANTS OF THE TOWN OF NEWMARKET.

To Provide an Exemption to the Noise By-law to perform necessary work for the vivaNext D1 project.

*(Committee of the Whole Minutes of October 15, 2013 – Item 15)*

- 2013-49 A BY-LAW TO APPOINT A REPLACEMENT MEMBER TO THE MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT.  
(Adrian Cammaert)

To appoint a replacement member to the Main Street District B.I.A.

*(Committee of the Whole – October 15, 2013 – Item 14)*

- 2013-50      A BY-LAW TO AMEND BY-LAW NUMBER 2010-40, AS AMENDED, BEING A ZONING BY-LAW. (National Homes)

To amend the Zoning By-law.

*(Committee of the Whole Minutes of October 15, 2013 – Item 12)*

- 2013-51      A BY-LAW TO DESIGNATE THE LOWER MAIN STREET SOUTH HERITAGE CONSERVATION DISTRICT UNDER SECTION 41 OF THE ONTARIO HERITAGE ACT.

To designate a Heritage Conservation District.

*(Council Minutes of September 9, 2013 – Item 45)*

*(Please Note: Due to the size of the attachment, it has been copied for Mayor and Members of Council only. If you require a copy, please contact the Planning and Building Services Department)*

#### **NOTICES OF MOTION**

#### **UNFINISHED BUSINESS**

#### **NEW BUSINESS**

#### **CONFIRMATORY BY-LAW**

- 2013-52      A BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING HELD ON OCTOBER 21, 2013.

#### **ADJOURNMENT**



# Newmarket Public Library: Strategic Plan 2013-2016

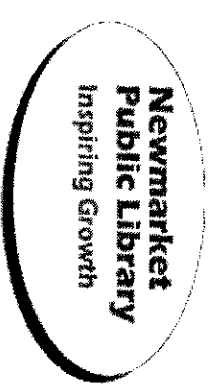


Todd Kyle, CEO

Joan Stonehocker, Chair

October 21, 2013

literacy debate learning discovery insight



# Newmarket Public Library: Strategic Plan 2013-2016



Why does a library need a strategic plan?

Isn't it just...

Books?

Information?

Literacy?

# Newmarket Public Library: Strategic Plan 2013-2016



NPL is more....

- Multimedia, e-resources, eBooks
- Computers, Wi-Fi, laptops
- Programs
- Community Information & Volunteer Centre
- Local history – *The Era* – genealogy

# Newmarket Public Library: Strategic Plan 2013-2016



...and libraries face challenges:

- Google
- User-generated content
- Emergence of e-reading
- Aging users / digital natives (“screenagers”)
- Brand awareness

# Newmarket Public Library: Strategic Plan 2013-2016



So we needed to ask ourselves...

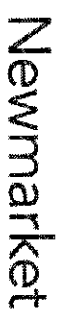
How can we fill a need in the community?

How can we contribute to Newmarket's vision of

➤ A knowledge-based economy?

➤ An engaged community?





***The community wanted us to inspire...***

# Dialogue

# Creativity

# Debate

# Insight

# Newmarket Public Library: Strategic Plan 2013-2016



## The Library's Role:

*Inspiring the growth of an engaged and informed Newmarket as the centre of community dialogue, debate and discovery in dynamic and welcoming physical and virtual environments.*

# Newmarket Public Library: Strategic Plan 2013-2016



To fulfill this role, we will:

- *Ignite Community Dialogue, Discovery and Debate*
- *Lead a Learning Community*
- *Ready our Capabilities*

Newmarket Public Library:  
Strategic Plan 2013-2016



***Ignite Community  
Dialogue, Discovery  
and Debate***

# Newmarket Public Library: Strategic Plan 2013-2016



## IdeaMarket



We're looking for inspiring speakers  
and presenters.

Express your views, ignite debate,  
create conversations, and get involved  
in this opportunity for community idea  
sharing and discovery

- Is our Town developing too quickly?
- Do we need faster broadband service?
- Will a University degree get me a job?
- How can I become a candidate in the next municipal election?
- Will I ever be able to afford my own home?



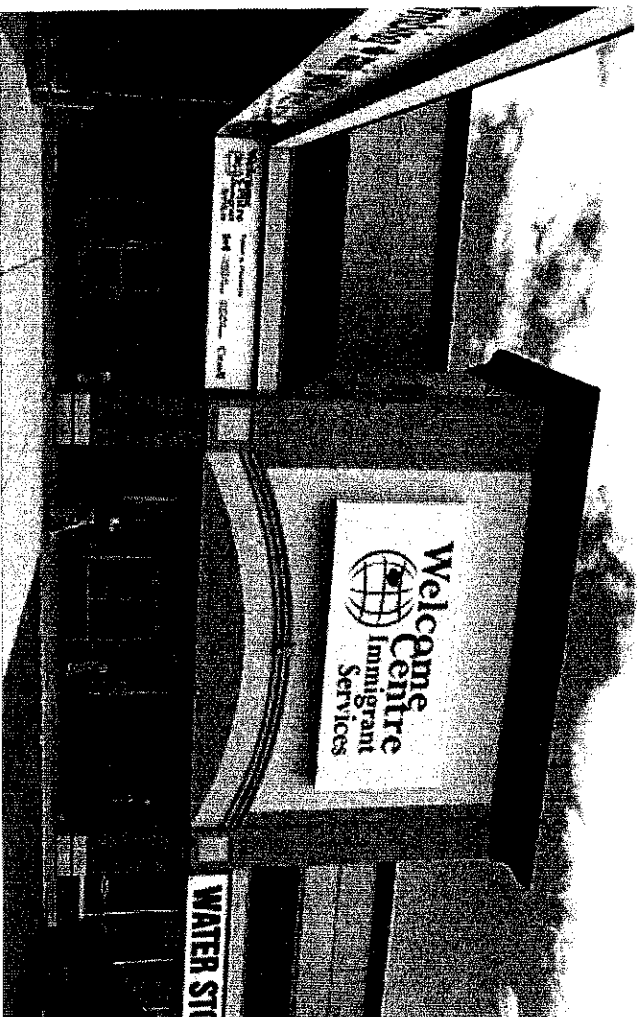
There are dozens of questions that will spark debate in our Town. We're looking for speakers and presenters willing to lead the conversation.

askNPL  
Live text/chat

# Newmarket Public Library: Strategic Plan 2013-2016



# Newmarket Public Library: Strategic Plan 2013-2016



## Community outreach

# Newmarket Public Library: Strategic Plan 2013-2016



## **Digitization of local history**



# Newmarket Public Library: Strategic Plan 2013-2016



**Elman W.  
Campbell  
Museum  
Exhibit**

# Newmarket Public Library: Strategic Plan 2013-2016



## **Study and conversation space**

**Newmarket Public Library:  
Strategic Plan 2013-2016**



***Lead a Learning  
Community***

# Newmarket Public Library: Strategic Plan 2013-2016

## Computers 101

Learn the basics of computers

Wed., September 11th

2:00 - 3:00 p.m.

Wed., October 9th

2:00 - 3:00 p.m.

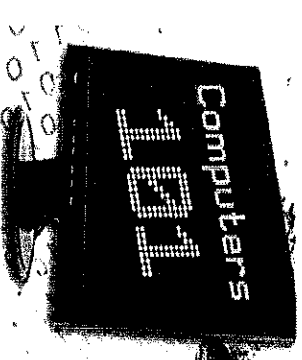
**Location: Newmarket Public Library**

An introduction to computers for the beginner. Learn about PCs, the difference between software and hardware, popular computer programs, and more. Registration is required.

**Admission: \$2 per person**

**Pre-register at the Lower Level Information Desk**

**or call 905-953-5110 Ext. 4770**



## NEW! Computers 201

Introduction to Microsoft Office and more

Wed., July 17

2:00 - 4:00 p.m.

Wed., August 21

2:00 - 4:00 p.m.

Wed., September 18

2:00 - 4:00 p.m.

Wed., October 16

2:00 - 4:00 p.m.

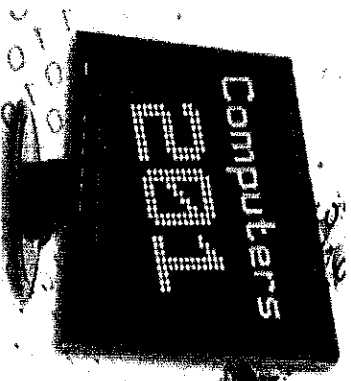
**Location: Newmarket Public Library**

Introduction to Microsoft Office: Word, Excel, and PowerPoint as well as Internet searching and email. During this session you will be able to ask questions and learn the basics, including email attachments, online security and register for the library's software tutorial service so you can continue developing the skills you learn.

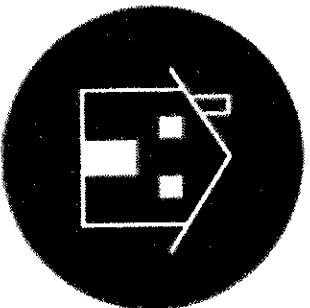
**Registration is required. Admission: \$2 per person**

**Pre-register at the Lower Level Information Desk**

**or call 905-953-5110 Ext. 4770**



# Newmarket Public Library: Strategic Plan 2013-2016



Inn  
From  
The  
Cold

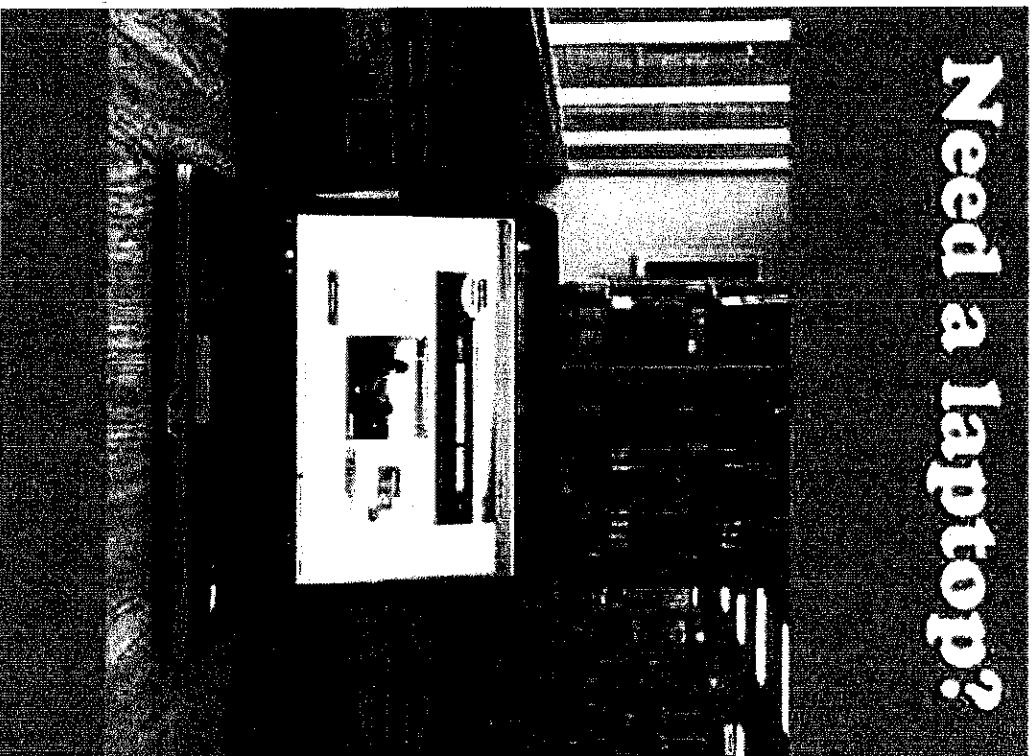


## Filling gaps in digital literacy

# Newmarket Public Library: Strategic Plan 2013-2016

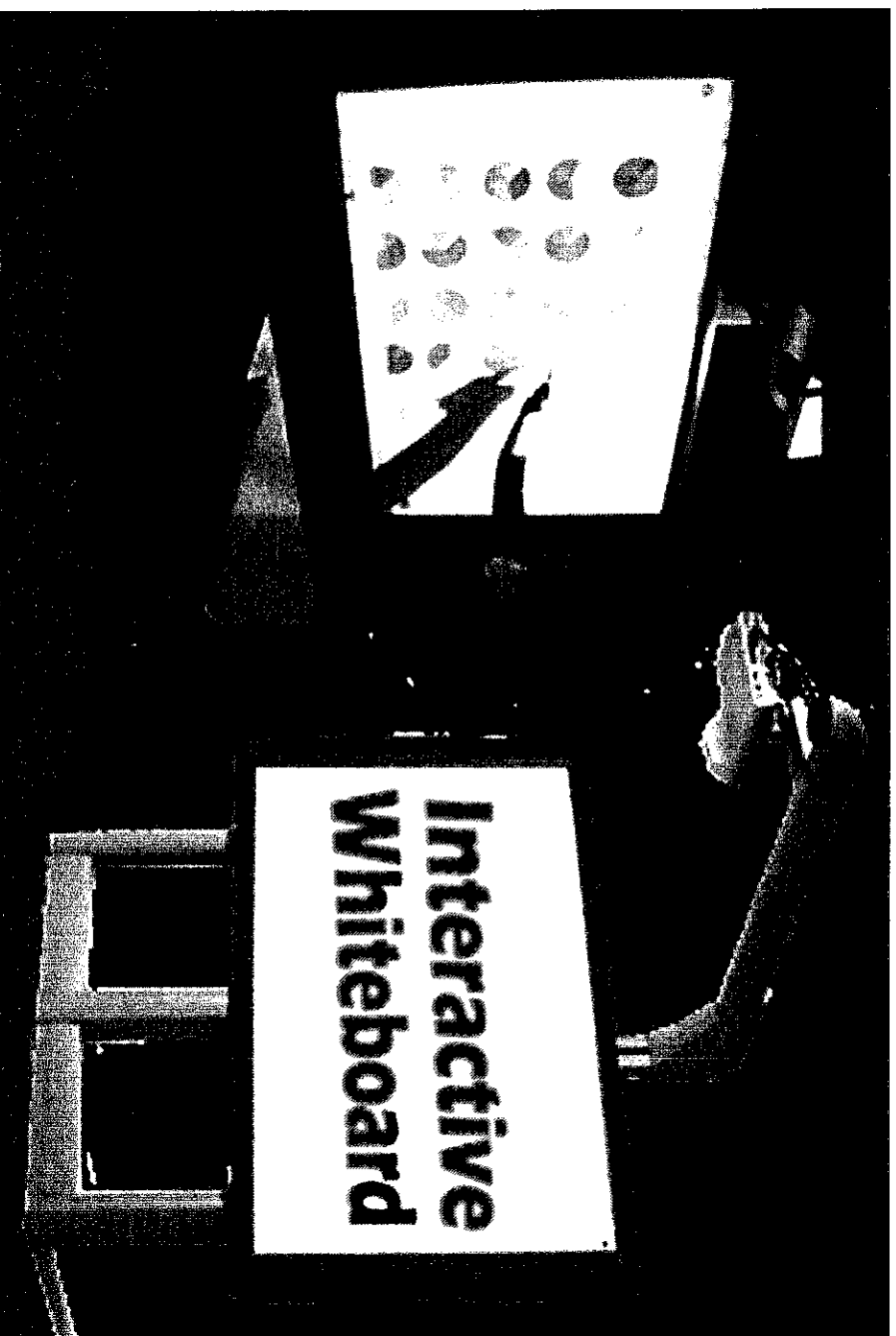


**Need a laptop?**



**Accessible  
learning  
technology**

# Newmarket Public Library: Strategic Plan 2013-2016



Newmarket Public Library:  
Strategic Plan 2013-2016

***Ready our  
Capabilities***



# Newmarket Public Library: Strategic Plan 2013-2016

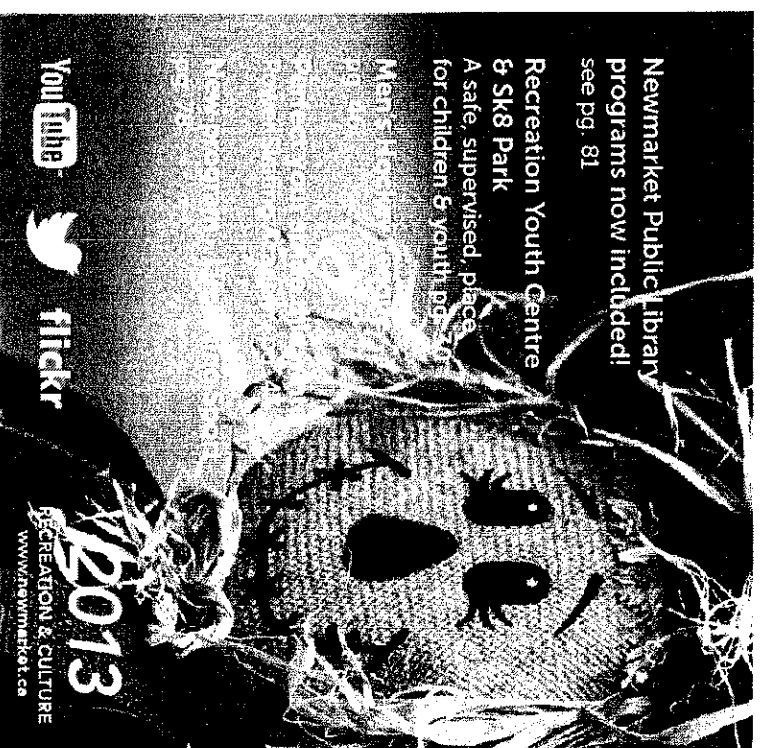


**Efficiency  
technology  
and staff  
redployment**

# Newmarket Public Library: Strategic Plan 2013-2016



## Fall Activity Guide

A black and white photograph of a pumpkin with several faces carved into it, set against a dark background with some foliage.

Newmarket Public Library  
programs now included!  
see pg. 81


Recreation Youth Centre  
& Sk8 Park  
A safe, supervised, place  
for children & youth pg. 76

Man's House  
pg. 76

Perfect 10  
pg. 76

Newmarket  
pg. 76

**2013**  
RECREATION & CULTURE  
www.newmarket.ca

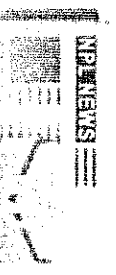
You Tube  flickr

## Getting our message to all

Community About NPL Help

Join Now

for our email newsletter

MP NEWS

enter your email address

Sign Up

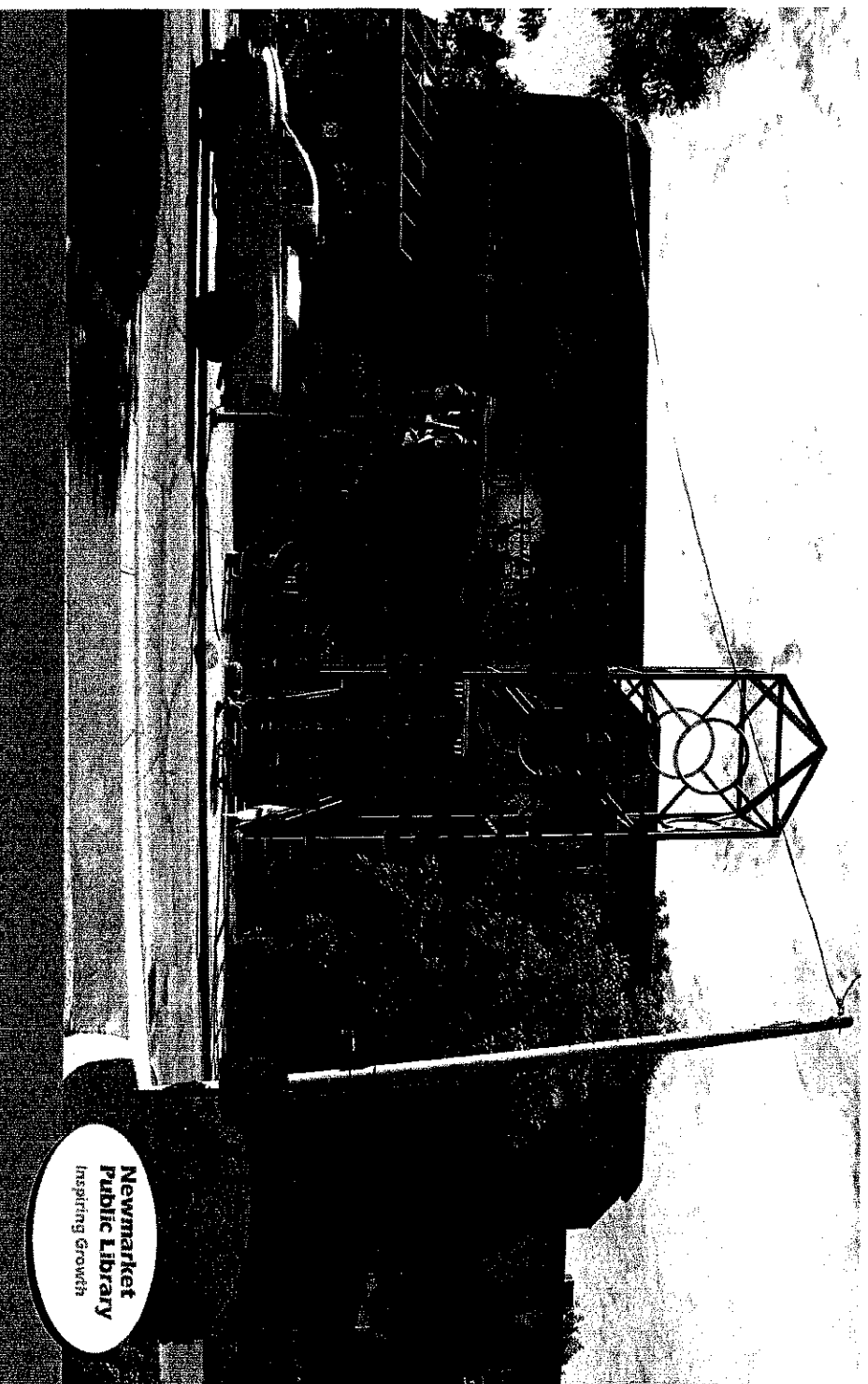
ask NPL Click  
Get help now Here

Newmarket Public Library:  
Strategic Plan 2013-2016



# **Cellular signal extenders**

# Newmarket Public Library: Strategic Plan 2013-2016



**Newmarket Public Library:  
Strategic Plan 2013-2016**



# **Branding...**

# Newmarket Public Library: Strategic Plan 2013-2016

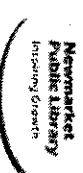


**Inspiring ideas**



***Get the word out!***  
**IdeaMarket**  
***at your library***

**newmarketpl.ca**



# Newmarket Public Library: Strategic Plan 2013-2016

An illustration of two people in profile, facing each other as if in conversation or debate. Between them, a cluster of various symbols and letters (including 'X', '1', '0', '2', 'W', '4', 'v', '3', 'q', 'n', 'h', 'k', '!', 'c', 'm', 'A', 'w', 'R', 'X', 'o', 'x', 'w') is depicted, suggesting a flow of ideas or a heated discussion.

**Inspiring debate**

***Express yourself!***

**IdeaMarket  
at your library**

**[newmarketpl.ca](http://newmarketpl.ca)**

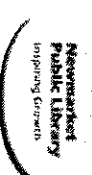
Newmarket  
Public Library  
Inspiring Growth

# Newmarket Public Library: Strategic Plan 2013-2016



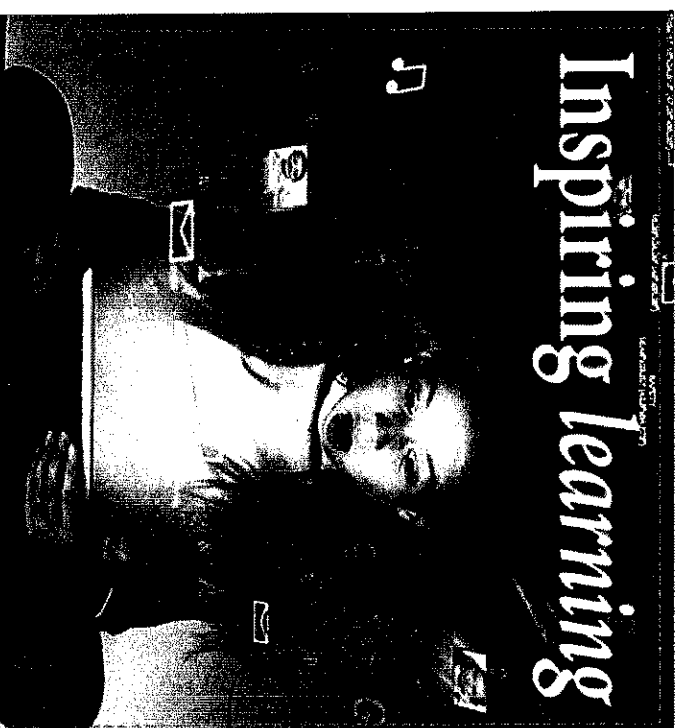
Imagine a lifetime  
of learning  
*at your library*

**[newmarketpl.ca](http://newmarketpl.ca)**





# Newmarket Public Library: Strategic Plan 2013-2016

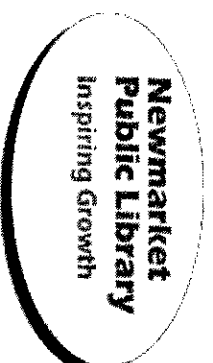


Discover literacy  
in all its forms  
*at your library*

Newmarket  
Public Library  
Inspiring Growth

[newmarketpl.ca](http://newmarketpl.ca)

# Newmarket Public Library: Strategic Plan 2013-2016



Thank you!

[tkyle@newmarketpl.ca](mailto:tkyle@newmarketpl.ca)  
[board@newmarketpl.ca](mailto:board@newmarketpl.ca)



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

www.newmarket.ca  
info@newmarket.ca  
905.895.5103

## Reports of Committees and Staff

3.1

October 17, 2013

### CAO/CORPORATE SERVICES REPORT – LEGAL & LEGISLATIVE SERVICES - # 2013-04

TO: Mayor Van Bynen  
Members of Council

SUBJECT: Code of Conduct Complaints – Cost Recovery  
Additional Information to Item 17, Committee of the Whole Minutes of  
October 15, 2013

ORIGIN: Commissioner, Corporate Services

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#### RECOMMENDATION

**THAT CAO/Corporate Services Report - Legal and Legislative Services - #2013-04 dated October 17, 2013 regarding Code of Conduct Complaints – Cost Recovery be received for information.**

#### COMMENTS

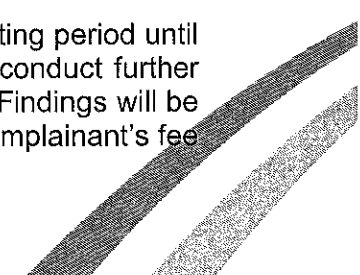
##### Purpose

The purpose of this report is to provide additional information with respect to Committee of the Whole's recommendation to request that a Member of Council who requests Council's consideration of a Code of Conduct complaint pay the full cost of the investigation if after an Integrity Commissioner's review, the complaint was not upheld and alternatively, if the complaint was upheld, the councillor in question be requested to bear the cost.

##### Background

Pursuant to the *Municipal Act (Act)*, should an Integrity Commissioner report to a municipality that in his or her opinion a contravention has occurred Council can then impose either a reprimand or a suspension of the remuneration paid to the Member. However recent case law indicates that in order to impose these penalties, they must first appear in the municipality's Code of Conduct by-law. Our current Code refers to sanctions including but not limited to, the demand of an apology, a public reprimand or a combination thereof. Based on the case law, it is staff's opinion that at this point in time there is no clear authority to impose a charge to an offending Councillor. However, the recommendation before Council is only requesting repayment and is strictly voluntary.

As Council is aware, the new Code of Conduct which is out for a public commenting period until the end of October, does reflect the penalties set out by the *Act* and staff will conduct further research on the option of recouping costs based on the revised Code wording. Findings will be brought back at the time the final report comes to Committee in November. A complainant's fee



3.2

(returnable if complaint upheld) could likely be imposed as a fee and charge and this will be investigated further as well.

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

Being well equipped and managed by implementing policy and processes that reflect sound and accountable governance.

### **CONSULTATION**

Consultation took place with the CAO, the Directors of Legal and Legislative Services and the Commissioner, Corporate Services.

### **HUMAN RESOURCE CONSIDERATIONS**

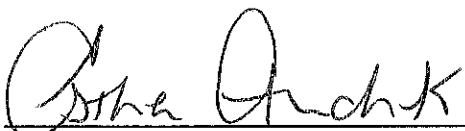
There are no human resource considerations.

### **BUDGET IMPACT**

None at this point in time

### **CONTACT**

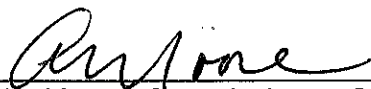
For more information on this report, contact Anita Moore, Commissioner, Corporate Services at [amoore@newmarket.ca](mailto:amoore@newmarket.ca) or by phone 905 953-5300, ext. 2202.



Esther Armchuk, Director of Legal Services



Andrew Brouwer, Director of Legislative Services



Anita Moore, Commissioner, Corporate Services



Bob Shelton, Chief Administrative Officer

October 16, 2013

**DEVELOPMENT & INFRASTRUCTURE SERVICES/PLANNING & BUILDING SERVICES  
REPORT 2013-50**

TO: Council

SUBJECT: Ontario's Feed-in Tariff Program  
Rooftop Solar Projects over 10 kilowatts up to 500 kilowatts  
Request for Council Support – 800 Mulock Drive – Magna Centre and Town-wide "Blanket"  
Support

ORIGIN: Application received by Planning & Building Services

**RECOMMENDATIONS**

THAT Development & Infrastructure Services /Planning & Building Services Report 2013-50 dated October 16, 2013 regarding a request for Council support for a rooftop solar project over 10 kilowatts up to 500 kilowatts located at 800 Mulock Drive be received and the following recommendations be adopted:

1. THAT Council provide a resolution (in the form prescribed by the Ontario Power Authority) as requested by SunEdison Origination Health 2 LP for the following project:  
  
186kW rooftop solar panels at 800 Mulock Drive
2. AND THAT Council herein approves any future applications for rooftop solar projects up to 500 kW, subject to other municipal requirements, in accordance with the FIT Program;
3. AND THAT Utilia Amaral, Director of Government Relations, SunEdison, 595 Adelaide Street East, Suite 400, TORONTO ON M5A 1N8 be advised of this decision.

**BACKGROUND**

In 2012 staff reported to Council on a proposed protocol for requests for municipal support for rooftop solar projects up to 500 kilowatts that would see all future applications of this nature approved through a "blanket" approval. After considering staff's report, Council's decision was to require that all requests for a Feed-in Tariff (FIT) resolution be considered on a site by site basis.

In following this protocol, Council on January 14, 2013 adopted Planning Report 2013-04 providing SunEdison with a support resolution under the provisions of FIT 2.0 for a rooftop solar panel installation at 800 Mulock Drive (Magna Centre). Due to changes in the program and the required forms, the applicant is requesting a new resolution under the FIT 3.0 rules. Specifically, the current request is for municipal support for a solar panel installation comprised of 475 panels on the rooftop of 800 Mulock Drive. The

4.2

applicant has advised the panels should not be visible from the street or adjacent properties. Therefore, the installation will have very little visual impact.

As Council is aware, applications are prioritized based on a point system with points being awarded for municipal council support. It is staff's understanding that in situations such as this where the installation is proposed on a municipal building, the application will in effect be "penalized" under the FIT program's point system in instances where the municipality has not provided a blanket approval for rooftop solar projects up to 500kW. The rationale for this approach appears to be a concern that if a municipality does not have a blanket approval protocol, the municipality can raise its profile in the FIT program by supporting applications on its own buildings while not supporting private applications.

Specifically, Section 5.1(f) of the FIT 3.0 Rules stipulates the following:

"Priority Points awarded by Non-Project Type may be combined with Priority Points awarded by Project Type and/or other Non-Project Type categories, provided that for an Application that receives Priority Points as a Municipal or Public Sector Entity Participation Project, such Application shall be ineligible to receive Priority Points for a Municipal Council Support Resolution of any Municipality that has an Economic Interest in the Applicant unless such Municipal Council Support Resolution is in the form of a blanket resolution that generally supports Projects utilizing a specific Renewable Fuel."

Therefore, in order to ensure the application at 800 Mulock Drive receives as many points as possible, it is recommended that Council provide a blanket support and approve this and any future applications for rooftop solar projects up to 500 kW, subject to other municipal requirements, in accordance with the FIT Program. As noted earlier in this report, this recommendation to provide a blanket approval reflects staff's original recommendation from 2012 when the FIT program was originally introduced.

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

The request supports the Community Strategic Plan for Living Well by providing support for an initiative that increases environmental awareness through innovative solutions for energy creation.

## **HUMAN RESOURCE CONSIDERATIONS**

Not applicable to this report.

## **BUDGET IMPACT**

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

Building permit fees will be received by the Town for review of the building permit application. The applicant has paid the fee previously established by Council to cover the costs for staff time for reviewing and considering the resolution. In addition, the Town will receive an annual lease payment of \$11,107.85 under the FIT 3.0 program once the panels are installed.

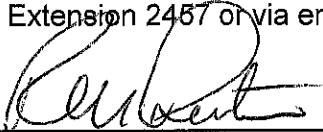
### **Capital Budget**

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

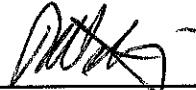
4.3

**CONTACT**

For more information on this report, contact Linda L. Traviss, Senior Planner - Development at 905-953-5300, Extension 2457 or via email at [ltraviss@newmarket.ca](mailto:ltraviss@newmarket.ca).



Commissioner, Development &  
Infrastructure Services



Director of Planning & Building Services



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2013-48

A BY-LAW TO PROVIDE AN EXEMPTION TO BY-LAW 2004-94, AS AMENDED, BEING A BY-LAW TO PROHIBIT AND REGULATE UNUSUAL NOISES OR NOISES LIKELY TO DISTURB THE INHABITANTS OF THE TOWN OF NEWMARKET.

WHEREAS Section 129 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, authorizes a municipality to pass a by-law to prohibit and regulate noise in the municipality;

AND WHEREAS Council enacted By-law 2004-94, being a By-law to Prohibit and Regulate Unusual Noises or Noises Likely to Disturb the Inhabitants of the Town of Newmarket, on July 19, 2004;

AND WHEREAS Council amended Schedule "A" to By-law 2004-94 with the enactment of By-law 2005-158 on November 28, 2005;

AND WHEREAS the Council of the Town of Newmarket deems it advisable to provide an exemption to By-law 2004-94, as amended, to facilitate the necessary work for the *vivaNext* D1 project.

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

THAT Kiewit-EllisDon, A Partnership (KED), be exempted from the Noise By-law 2004-94, as amended, from 10:00 p.m. to 7:00 a.m. between December 27, 2013 and December 23, 2014, excluding statutory holidays, to perform necessary work for the *vivaNext* D1 project.

ENACTED THIS 21ST DAY OF OCTOBER, 2013.

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

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





**CORPORATION OF THE TOWN OF NEWMARKET**

**BY-LAW NUMBER 2013-49**

**A BY-LAW TO APPOINT A REPLACEMENT MEMBER TO THE MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA BOARD OF MANAGEMENT.**  
(Adrian Cammaert)

WHEREAS By-law 2011-58 appointed and affirmed members to the Main Street District Business Improvement Area Board of Management;

AND WHEREAS it is deemed necessary to amend By-law 2011-58 to reflect further changes to the membership of said Committee through the appointment of a replacement member to said Committee.

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

1. THAT Melissa Bennett be replaced by Adrian Cammaert on the Main Street District Business Improvement Area Board of Management;
2. AND THAT the same be hereby appointed as a member of the Main Street District Business Improvement Board of Management to hold office at the pleasure of Council and unless sooner removed, until the expiration of the term of the Council that appointed him, or until his successor is appointed.
3. AND THAT By-law 2011-58 is hereby further amended.

ENACTED THIS 21ST DAY OF OCTOBER, 2013.

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

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



# CORPORATION OF THE TOWN OF NEWMARKET

## BY-LAW NUMBER 2013-50

A BY-LAW TO AMEND BY-LAW NUMBER 2010-40, AS AMENDED, BEING A ZONING BY-LAW (National Homes)

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

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

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

- Deleting from 2010-40 Schedule 'A', Map No.19, the Transition (TR) Zone on Part of Lot 29, Concession 11, EYS and substituting therefore on Schedule 'A' Map No. 19 the

Residential Detached Dwelling 15m (R1-D-120) Exception Zone;  
Residential Detached Dwelling 12.0 m (R1-E-120) Exception Zone  
Residential Detached Dwelling 9.7 m (R1-F-120) Exception Zone  
Open Space (OS-1) Zone; and,  
Environmental Protection (OS-EP) Zone

as shown more particularly on Schedule "X" attached hereto, and forming part of this By-law.

- Adding the following regulations relating to Section 8.1.1 List of Exceptions:

Exception	Zoning	Map	By-Law Reference	File Reference
120	R1-D-EX; R1-E-EX; R1-F-EX	19	2013-50	19TN 2005 004; D14-NP12 29/D12-NP12 29
i) Location:				
ii) Legal Description: Part of Lot 29, Concession 11, EYS				
iii) Development Standards:				
	R1-D-X	R1-E-X	R1-F-X	
Min Lot Area	n/a	n/a	n/a	
Min lot Frontage	15m	12m	10m	
Min lot depth with a sidewalk	26m			
Without a sidewalk	25m			
Min front yard				
With a sidewalk	4.5m			
Without a sidewalk	3.5m			
Min rear yard	7.0m			
If one storey dwelling	6.5m			
e)Side yard setbacks				
one side	1.2m		0.6m	
other side	0.6m		0.6m	
Min building separation	1.2m			
Max building height	11m			
Max driveway width(*7)	6.0m		5.5m	
Min driveway length(*11)(*12)	10m		10m	

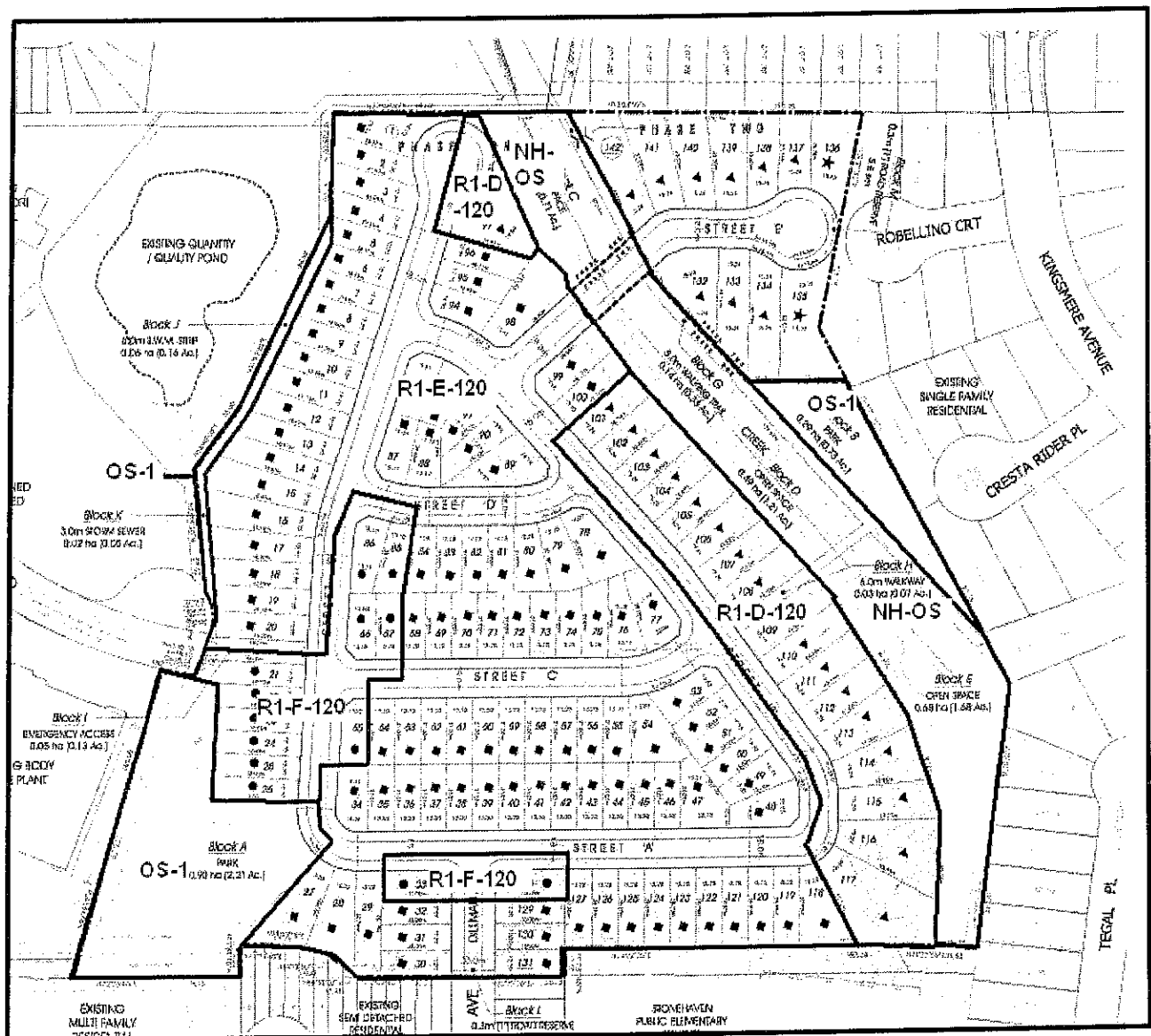
- (a) The minimum distance between a driveway and the intersection of 2 or more streets measured along the street line, intersected by such driveway shall be 6.0 metres.
- (b) Permitted Encroachments:
- An unenclosed porch, covered or uncovered, and with or without a foundation or basement area, steps and/or handicapped ramps(s) shall be permitted to encroach 3.0 metres into the required front yard and 1.5 metres into the required exterior side yard and shall be permitted to have a maximum permitted height of 4.5 metres measured from the established grade to the underside of the rafters or ceiling of the porch, however, in no case shall the porch or steps be closer than 1.5 metres from the front lot line.
- Bay or box windows with or without a floor or foundation shall be permitted to encroach up to 1.0 metres into the required front yard, rear yard or exterior side yard for a maximum width of 4.0 metres. In addition, a bay or box window projection into the required rear yard may include a door.
- Sills, belt courses, cornices, gutters, chimneys, pilasters, eaves, parapets or canopies shall be permitted to encroach 0.5 metres into any required yard.
- (c) No part of any main building shall be constructed in the exterior side yard or rear yard a distance of less than 2.0 m from the lot line of the flanking street, except where Leslie Street is the flanking street the minimum building setback shall be 8.0 metres. Further where any driveway and/or garage faces the exterior side yard the minimum driveway length provisions shall apply from the flanking street.
- (d) On a corner lot where a daylighting triangle or rounding has been conveyed to the public authority, the exterior side lot line and the front lot line shall be deemed to be the continued projection of the exterior side lot line and the front lot line to a point of intersection, for the purposes of calculating the required minimum front yard, minimum exterior side yard and/or minimum lot depth requirements.
3. AND THAT all other provisions of By-Law 2010-40, as amended, shall apply to the lands subject to this By-Law;

ENACTED THIS 21ST DAY OF OCTOBER, 2013.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk

**TOWN OF NEWMARKET  
REGIONAL MUNICIPALITY OF YORK  
PART OF BLOCKS 1 AND 2, PLAN 65M-2559**



**SCHEDULE 'X' TO BY-LAW 2013-50  
TOWN OF NEWMARKET  
PLANNING AND BUILDING SERVICES**

This is Schedule 'X' to  
Bylaw 2013-50

Passed this \_\_\_\_\_

Day of \_\_\_\_\_

Mayor \_\_\_\_\_

Clerk \_\_\_\_\_



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2013-51

A BY-LAW TO DESIGNATE THE LOWER MAIN STREET SOUTH HERITAGE CONSERVATION DISTRICT UNDER SECTION 41 OF THE *ONTARIO HERITAGE ACT*.

WHEREAS pursuant to subsection 41(1) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, the Council of a municipality may by by-law designate the municipality of any defined area thereof as a heritage conservation district;

AND WHEREAS pursuant to subsection 41.1(1) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, a municipality shall adopt a heritage conservation district plan for each district that is designated in the by-law;

AND WHEREAS the Official Plan for the Town of Newmarket contains policies relating to the establishment of heritage conservation districts;

AND WHEREAS it is intended to designate the area defined by the by-law as a heritage conservation district;

AND WHEREAS it is intended to adopt a heritage conservation district plan for this heritage conservation district;

AND WHEREAS a public meeting with respect to the Lower Main Street South Heritage Conservation District Plan was held on December 13, 2010 with the appropriate notice of the public meeting given in accordance with the *Act*;

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

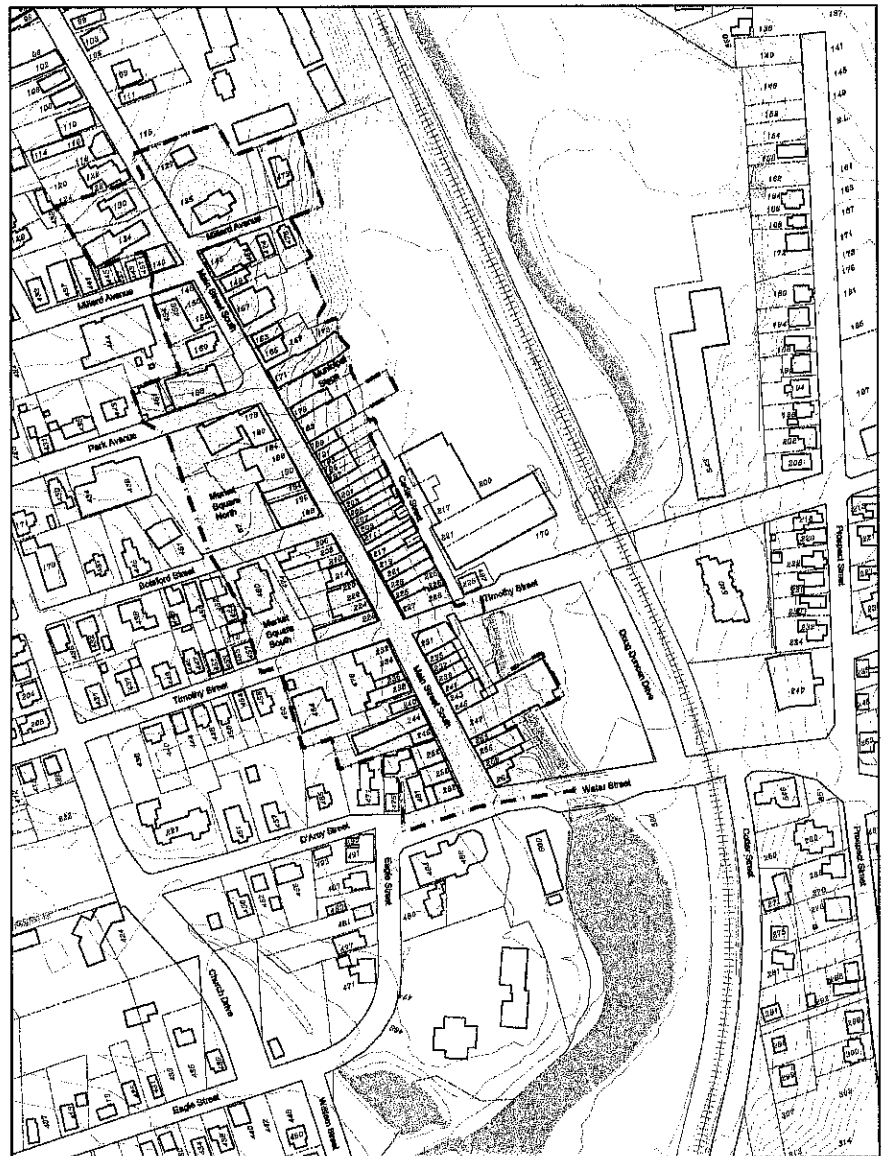
1. THAT the area outlined on Schedule "A" attached hereto and forming part of this by-law is hereby designated as a Heritage Conservation District;
2. AND THAT the plan shown in Schedule "B" attached hereto and forming part of this by-law is hereby adopted as a Heritage Conservation District Plan;
3. AND THAT this by-law shall come into force in accordance with section 41 of the *Ontario Heritage Act*, R.S.O. 1990, either on the day following the last day of the prescribed appeal period or as otherwise provided by subsection 41(10) of the *Act*.

ENACTED THIS 21ST DAY OF OCTOBER, 2013.

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

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Andrew Brouwer, Town Clerk

Schedule "A": District Map



District Map  
Heritage Conservation District Plan  
Lower Main Street South, Newmarket

**gra**  
GEORGE ROBB ARCHITECT



## CORPORATION OF THE TOWN OF NEWMARKET

### BY-LAW NUMBER 2013-52

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL – OCTOBER 21, 2013.

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

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

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

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

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

ENACTED THIS 21ST DAY OF OCTOBER, 2013.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk