

The meeting of Council was held on Monday, February 13, 2017 in Council Chambers, 395 Mulock Drive, Newmarket.

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

Staff Present: R.N. Shelton, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development and Infrastructure Services
L. Lyons, Director of Legislative Services/Town Clerk
L. Moor, Council/Committee Coordinator
H. Leznoff, Council/Committee Coordinator
J. Patel, Applications Support Analyst

Open Forum

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

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

Mayor Van Bynen in the Chair.

Public Notices

None.

Additions & Corrections to the Agenda

1. Additions and Corrections

The Chief Administrative Officer advised of administrative corrections to the agenda being amendments to Item 3 - Council Minutes of January 23, 2017 to include reporting out of Items 1 and 2 of the Council (Closed Session) Minutes of December 5, 2016; an amendment to Item 6 - Special Committee of the Whole Minutes (Budget) of January 30, 2017 to remove the 'subject to any direction from Committee' in Item 2 a) i); and Item 7- Committee of the Whole Minutes of February 6, 2017 amended to reflect that the motion regarding Syrian Refugees was Moved by Councillor Kwapis and Seconded by Councillor Broome.

Moved by: Councillor Twinney
Seconded by: Councillor Broome

THAT the above referenced corrections be included in the agenda.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
Opposed: (None)
(9 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

- a) Councillor Broome declared an interest in Item 11 of the Special Committee of the Whole Minutes of February 6, 2017, being Development and Infrastructure Services Report- Engineering Services 2017-04 dated January 9, 2017 regarding Thoms Crescent – Parking Restrictions as she has a family member who lives on that street.

Mayor Van Bynen advised that Item 11 of the Committee of the Whole Minutes of February 6, 2017 would be dealt with separately.

- b) Councilor Hempen declared an interest in Item 2 of the Committee of the Whole (Closed Session) Minutes of February 6, 2017 as he owns a business in close proximity to the subject lands discussed.

Mayor Van Bynen advised that Item 2 of the Committee of the Whole (Closed Session) Minutes of February 6, 2017 would be dealt with separately.

Presentations & Recognitions

2. Ms. Erin Rogers and Councillor Sandra Humfries, Town of Aurora, on behalf of Southlake Regional Health Centre addressed Council with a PowerPoint presentation regarding the Annual Run or Walk for Southlake scheduled for Sunday, April 30, 2017.

Moved by: Councillor Twinney

Seconded by: Councillor Broome

THAT the PowerPoint Presentation by Ms. Erin Rogers and Councillor Sandra Humfries, Town of Aurora, on behalf of Southlake Regional Health Centre regarding the Annual Run or Walk for Southlake on Sunday, April 30, 2017 be received.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

3. The Director of Financial Services/Treasurer addressed Council with a PowerPoint Presentation regarding the 2017 Capital and Operating Budget.

Moved by: Councillor Kerwin

Seconded by: Councillor Vegh

THAT the Powerpoint presentation by the Director of Financial Services/Treasurer regarding the 2017 Capital and Operating Budget be received.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

4. Joint CAO/Commissioners and Corporate Services - Financial Services Report 2017-06 dated February 2, 2017 regarding the Approval of the 2017 Operating and Capital Budgets (AMENDED REPORT)

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

An alternate motion was presented removing recommendation iii) of the report.

a) THAT Joint CAO/Commissioners and Corporate Services- Financial Services Report 2017-06 (AMENDED REPORT) dated February 2, 2017 regarding Approval of the 2017 Operating and Capital Budgets be received and the following recommendations be adopted:

i) THAT the proposed 2017 Operating Budget with expenditures of \$121,554,919 be approved, which is comprised of the following components:

- a. \$61,437,177 for the Town portion;
- b. \$30,000 for the Newmarket Downtown Business Development Area (BIA);
- c. \$3,974,018 for the Library portion;
- d. \$16,179,191 for Central York Fire Services (Newmarket's share);
- e. \$35,726,263 for the Water Rate Groups which include an additional \$287,842 for asset replacement funding;
- f. \$2,535,415 for the Building Permit Rate Group;
- g. The creation of a Stormwater Management Rate Group with a budget of \$1,672,855;

ii) AND THAT the proposed 2017 Capital Budget with expenditures of \$32,500,242 be approved.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Deputations

None.

Approval of Minutes

5. Council Minutes of January 23, 2017.

Moved by: Councillor Twinney
 Seconded by: Councillor Kerwin

THAT the Council Minutes of January 23, 2017 be approved.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Reports by Regional Representatives

- a) Deputy Mayor & Regional Councillor Taylor Taylor advised that the Development Charge Background Study and draft by-law went to Regional Committee of the Whole last week. Amongst the highlights are an 80% proposed reduction in development charges for hotels. Also the office and industrial DC's are proposed to go down by 13%. Residential development charges may go up about 13% which is the lowest increase in decades. Development charges are reviewed and adjusted every 5 years.

Reports of Committees and Staff

- 6. Council Workshop (Active Transportation) Minutes of January 23, 2017.

Moved by: Councillor Vegh
 Seconded by: Councillor Kerwin

THAT the Council Workshop (Active Transportation) Minutes of January 23, 2017 be approved.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

- 7. Special Committee of the Whole (Election Matters) Minutes of January 30, 2017.

Moved by: Councillor Twinney
 Seconded by: Councillor Hempen

THAT the Special Committee of the Whole (Election Matters) Minutes of January 30, 2017 be received and the following recommendations be adopted:

8. THAT the PowerPoint Presentation regarding Internet Voting and Ranked Ballots be received.
9. Corporate Services Report- Legislative Services 2017-02 dated January 26, 2017 regarding Internet Voting and Ranked Ballots.

a) THAT the matter of internet voting for the 2018 Municipal Election be referred to staff and a report be brought back within 30 days regarding another option for internet voting, with specific comparison to the Town of Ajax;

i) AND THAT staff report back on internet voting and ranked ballots in 2019 immediately following the 2018 Municipal Election.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

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

Carried

10. Special Committee of the Whole (Budget) Minutes of January 30, 2017.

Moved by: Councillor Twinney

Seconded by: Councillor Bisanz

THAT the Special Committee of the Whole (Budget) Minutes of January 30, 2017 be received and the following recommendations be adopted:

11. THAT the PowerPoint presentations by the Director of Financial Services/Treasurer, the Financial Business Analyst, the Director of Corporate Communications and the Communications Coordinator regarding the 2017 Draft Operating Budget be received.
12. Joint CAO/Commissioners, Corporate Services Report – Financial Services 2017-04 dated January 26, 2017 regarding the 2017 Draft Operating Budget.
 - a) THAT Joint CAO/Commissioners, Corporate Services Report – Financial Services 2017-04 dated January 26, 2017 regarding the 2017 Draft Operating Budget be received and the following recommendations be adopted:

i) THAT the 2017 Draft Rate-supported and Tax-supported Operating Budgets be presented to Committee of the Whole on February 6, 2017 for final review and recommendation to Council;

ii) AND THAT Committee endorse the approaches taken to address Council's 2017 budget priorities:

To achieve the overall Town tax increase target of not greater than 2.8%;

To levy an additional 0.19% as an enhanced option for initiatives that would otherwise be deferred to future years.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

13. Committee of the Whole Minutes of February 6, 2017.

Moved by: Councillor Kerwin
 Seconded by: Councillor Bisanz

THAT the Committee of the Whole Minutes of February 6, 2017 be received and the following recommendations with the exception of Item 11 be adopted.

14. WHEREAS many citizen sponsors responded very positively to the government's call in late 2015 for Syrian refugees to come to Canada;

AND WHEREAS many groups raised money, undertook training and generally prepared to welcome refugee families;

AND WHEREAS because of change in policy from the federal government, many sponsorship groups are still waiting for refugee families;

AND WHEREAS it has been shown that the best way to integrate refugees into Canadian society is with a group of citizens hosting them;

THEREFORE BE IT RESOLVED that Council requests the federal government to take whatever steps necessary to ensure that refugee families both from Syria and other countries are processed and travel arrangements made, so the sponsorship groups that are ready to host such refugees can welcome those

refugee families in a timely manner.

15. Development and Infrastructure Services Report - Engineering Services 2017-02 dated January 26, 2017 regarding Mosaik Subdivision Parking.

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

No Parking anytime on the south/east side of McGregor Farm Trail between Davis Drive West and Sykes Road;

No Parking anytime on the west side of McGregor Farm Trail between Davis Drive West southerly to a point 35 metres;

No Parking anytime on the east side of Sweetwater Crescent (east arm) between McGregor Farm Trail and the north limit of # 621 Sweetwater Crescent;

No Parking anytime on the west side of Sweetwater Crescent between McGregor Farm Trail to the north limit of # 633 Sweetwater Crescent;

No Parking anytime on the south side of Sweetwater Crescent from the commencement of the side yard of # 606 Sweetwater Crescent to the commencement of the side yard of # 634 Sweetwater Crescent;

No Parking anytime on the east side of Yarfield Crescent (east arm) between McGregor Farm Trail to the north limit of # 725 Yarfield Crescent;

No Parking anytime on the west side of Yarfield Crescent (west arm) between McGregor Farm Trail northerly to a point 100 metres;

No Parking anytime on the south side of Yarfield Crescent from the commencement of the side yard of # 714 Yarfield Crescent to the commencement of the side yard of # 742 Yarfield Crescent;

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

16. Main Street District Business Improvement Area Board of Management Minutes of November 15, 2016.

a) THAT the Main Street District Business Improvement Area Board of Management Minutes of November 15, 2016 be received.

17. Newmarket Public Library Board Minutes of November 17 and December 14,

2016.

a) THAT the Newmarket Public Library Board Minutes of November 17 and December 14, 2016 be received.

18. Central York Fire Services - Joint Council Committee Minutes of November 29, 2016.

a) THAT the Central York Fire Services - Joint Council Committee Minutes of November 29, 2016 be received.

19. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

20. Office of the CAO/Strategic Initiatives Report 2017-02 dated January 31, 2017 regarding the Ontario Community Infrastructure Funding.

i) THAT Council authorize Robert N. (Bob) Shelton, Chief Administrative Officer and Peter Noehammer, Commissioner, Development and Infrastructure Services to enter into a Contribution Agreement with the Province of Ontario to receive funds through the Ontario Community Infrastructure Fund Formula-based Component.

21. Correspondence dated January 31, 2017 from Ms. Kimberly Murdoch, Community Development Coordinator, Ontario SPCA Provincial Education and Animal Centre regarding participation in 'National Cupcake Day' on Monday, February 27, 2017.

i) THAT the Town of Newmarket proclaim Monday, February 27, 2017 as 'National Cupcake Day';

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

22. Ms. Lisa Pena-Sabanel addressed the Committee regarding Development and Infrastructure Services Report – Engineering Services 2017-05 regarding Woodspring Avenue – Bonshaw Avenue to Town Limit Bicycle Lanes and On-Street Parking and advised of concerns related to the survey results referenced in the report and requested the feasibility of conducting another analysis.

23. Development and Infrastructure Services Report - Engineering Services 2017-05 dated January 26, 2017 regarding Woodspring Avenue - Bonshaw Avenue to Town Limit Bike Lanes and On-Street Parking

i) THAT the existing parking restrictions and lane configurations on Woodspring Avenue, from Bonshaw to the Town Limit remain as they are.

24. Development and Infrastructure Services Report - Planning and Building Services 2017-01 dated January 26, 2017 regarding Urban Centres Parking Standards Zoning By-law Amendment.

i) THAT Council enact By-law 2017-05 with the following amendments contained within:

A minimum parking requirement for two bedroom units of 1.0 per unit plus 0.15 visitor spaces, and a maximum of 1.20 per unit plus 0.15 visitor spaces;

AND a minimum parking requirement for 3+ bedroom units of 1.20 per unit plus 0.15 visitor spaces, and a maximum of 1.40 per unit plus 0.15 visitor spaces;

AND the minimum and maximum parking rate reductions provided for 'financially assisted dwelling units' be reduced to 30%;

ii) AND THAT staff re-examine the maximum parking standards in three years from the date of by-law enactment.

25. Corporate Services Report – (Legal Services) 2017-02 dated January 17, 2017 regarding the Appeal to the Ontario Municipal Board from a Decision of the Committee of Adjustment denying an application for Minor Variance re: Denise Circle.

i) THAT staff be directed to advise the Ontario Municipal Board that Council supports the Committee of Adjustment's decision to deny any application for a Minor Variance in connection with the lands;

ii) AND THAT the Town will not be appearing as Party at the OMB hearing in this matter.

26. Corporate Services Report – Financial Services 2017-08 dated February 6, 2017 regarding a review of the current vacant unit property tax rebate program.

i) THAT Council endorse in principle, the elimination of the current vacant unit property tax rebate program;

ii) AND THAT staff be directed to participate in the ongoing discussions;

iii) AND THAT staff report back to Council on the final recommendations that will

be made to Regional Council and if approved, sent to the Province for regulatory authority.

Carried

27. Development and Infrastructure Services Report - Engineering Services 2017-04 dated January 9, 2017 regarding Thoms Crescent - Parking Restrictions.

Moved by: Councillor Kwapis

Seconded by: Councillor Bisanz

- i) THAT the existing parking restrictions on Thoms Crescent remain as they are.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Bisanz

Opposed: (None)

(8 in favour, 0 opposed)

Carried

Councillor Broome took no part in the vote on the foregoing matter.

28. Committee of the Whole (Closed Session) Minutes of February 6, 2017.
(The items were dealt with separately).

29. Item 1 of the Committee of the Whole (Closed Session) Minutes of February 6, 2017 – A proposed or pending acquisition of land by the municipality as per Section 239 (2) (c) of the Municipal Act, 2001. (Ward 6 Property)

Moved by: Councillor Vegh

Seconded by: Councillor Kerwin

a) THAT Item 1 of the Committee of the Whole (Closed Session) Minutes of February 6, 2017 – A proposed or pending acquisition of land by the municipality as per Section 239 (2) (c) of the Municipal Act, 2001 (Ward 6 Property) be received and the following recommendations be adopted:

i) THAT Office of the Chief Administrative Officer and Corporate Services (Legal Services) Joint (Closed Session) Report 2017-03 dated January 23, 2017 regarding a potential acquisition be received;

ii) AND THAT the recommendations in Office of the Chief Administrative Officer and Corporate Services (Legal Services) Joint (Closed Session) Report 2017-03

be adopted.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

30. Item 2 of the Committee of the Whole (Closed Session) Minutes of February 6, 2017 – Litigation or Potential Litigation as per Section 239 (2) (e) of the Municipal Act, 2001, Property Acquisition or Disposition of Land by the municipality as per Section 239 (2) (c) of the Municipal Act, 2001, Advice that is subject to solicitor-client privilege, including communications necessary for that purpose as per Section 239 (2) (f) of the Municipal Act, 2001. (Ward 5)

Moved by: Councillor Broome
 Seconded by: Councillor Bisanz

a) THAT the legal advice and information provided by the Director of Legal Services regarding the Ward 5 matter was received.

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

Carried

Councillor Hempen took no part in the vote on the foregoing matter.

By-laws

31. By-law 2017-05, 2017-06, 2017-07, 2017-08 and 2017-09.

2017-05 A By-law to amend By-law 2010-40 as amended, being a Zoning By-law (Parking Standards Urban Centres).

2017-06 A By-law to repeal By-law 2016-07.

- 2017-07 A By-law to repeal By-law 2007-132.
- 2017-08 A By-law to amend By-law 1993-62, as amended, being a by-law to regulate parking within the Town of Newmarket (McGregor Farm Trail).
- 2017-09 A By-law to amend By-law 2014-25 being a Restricted Area (Zoning) By-law (Marianneville Developments Limited).

Moved by: Councillor Vegh
 Seconded by: Councillor Hempen

THAT By-laws 2017-05, 2017-06, 2017-07, 2017-08 and 2017-09 be enacted.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Notices of Motions

None.

Motions

None.

Announcements & Community Events

- a) Councillor Bisanz advised that the woodlot behind Bulmer Crescent will be closed from February 13th until approximately March 31st to remove the Ash Trees that have succumbed to the effects of the Emerald Ash Borer. During the removal process the area will not be safe for public use. Trees in the area will be closely monitored for two years.
- b) Councillor Broome invited residents of Ward 6 to the drop-in meeting on Saturday, March 4th from 9:30 to 10:30 a.m. at the Newmarket Public Library, 438 Park Avenue. Come see what's happening in our ward. Hope to see you there!
- c) Councillor Kwapis congratulated Ms. Marjorie Scott on her 100th birthday. He

also advised that a Public Information Centre is scheduled for Wednesday, February 22nd in the Council Chambers at 395 Mulock Drive. The purpose is to present plans for the proposed reconstruction of Queen Street from Lorne Avenue to Millard Avenue, including sanitary sewer, water main and culvert replacement, and the reconstruction of a section of Wilstead Drive near Queen Street including sanitary sewer and water main replacement. The meeting will be an open house format and you are invited to drop by anytime between 6:00 and 8:00 p.m. If you are unable to attend the public meeting and have questions regarding this project, please contact Tom Ungar in Engineering Services at 905-953-5300 extension 2504 or email tungar@newmarket.ca

- d) Councillor Hempen invited residents to attend Enjoy Family Fun Day from 9:00 a.m. to 4:00 p.m. on Monday, February 20th at the Magna Centre (800 Mulock Drive). Spend a fun, active day with your family and friends. Enjoy discounted admission fees for swimming, skating and gym activities.
- e) Councillor Twinney invited residents to join the fun at Winterfest on Saturday February 18th from 8 a.m. to 4:00 p.m. at the Ray Twinney Recreation Complex, 100 Eagle Street West. Enjoy a full day of indoor and outdoor fun, winter-themed activities for the whole family. Admission is free. Enjoy a \$1 pancake breakfast at 8 a.m. hosted by the Newmarket Lions and \$3 BBQ hotdogs at 11a.m. hosted by the Rotary Club. Entertainment begins at 9:00 a.m. and includes Tim Horton Express rides, horse drawn wagon rides, games, free swimming from 2:00 -4:00 p.m. and free skating from 2:30 to 4:00 p.m. A full schedule can be viewed at newmarket.ca/recreation
- f) Deputy Mayor and Regional Councillor Taylor advised that volunteers play a very important role in our community and asked residents to take the time to nominate a deserving individual from Newmarket. There are a number of categories to consider. The Town of Newmarket will recognize the selected nominees at Volunteer Appreciation Night, an invitation only event held on Tuesday, April 25, 2017. Applications are available online at newmarket.ca/events. The deadline for nominations is March 25, 2017.
- g) Councillor Kerwin invited residents to come out to the Newmarket Seniors' Meeting Place on Tuesday, February 28th for Shrove Tuesday breakfast. Enjoy pancakes, sausages, tea and coffee from 9:00 to 11:00 a.m. Pre-purchase your tickets at the Seniors Meeting Place at 474 Davis Drive. Cost is \$4 for members and \$5 for non-members. For more information call 905-953-5325.
- h) Councillor Vegh invited residents to drop by the Newmarket Public Library at 438 Park Avenue on Tuesday February 14th, to take part in the new digital media service that allows you to borrow TV shows, eBooks, audiobooks and comics for enjoyment on your computer, table or smartphone. For information please call

905-953-5100.

- i) Mayor Van Bynen announced on behalf of Members of Council that the Town of Newmarket was awarded a Platinum AVA Digital Award for its Stormwater Charge video. This award reinforces the fact that we are a municipality that is embracing today's digital landscape, and are using the right tools to effectively communicate to our community. Congratulations to staff for being recognized for their excellence in this international competition!
- j) Mayor Van Bynen advised that he will be at "Mayor in the Square" at the Newmarket Public Library on Friday February 17, 2017 from 11 a.m. until noon.
- k) Mayor Van Bynen advised that the next Council meeting is Monday, March 6, 2017 at 7:00 p.m.

New Business

Councillor Bisanz requested a status update regarding an invitation to the Ministry of National Resources for a presentation to Council regarding the coyote population.

Closed Session

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

Confirmatory By-law

32. Confirmatory By-law.

Moved by: Councillor Broome
Seconded by: Councillor Twinney

THAT By-law 2017-10 be enacted.

2017-10 A By-law to confirm the proceedings of Council at its meeting of February 13, 2017.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

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

Carried

Adjournment

33. Adjournment.

Moved by: Councillor Bisanz
Seconded by: Councillor Kwapis

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Councillor Vegh, Deputy Mayor and Regional
Councillor Taylor, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Broome, Councillor Kwapis, Councillor Bisanz

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

Carried

There being no further business, the meeting adjourned at 8:33 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

The meeting of the Committee of the Whole was held on Monday, February 27, 2017 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen (1:30 to 4:50 p.m)
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Absent: Deputy Mayor & Regional Councillor Taylor

Staff Present: R.N. Shelton, Chief Administrative Officer
P. Noehammer, Commissioner of Development and Infrastructure
E. Armchuk, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
L. Lyons, Director of Legislative Services/Town Clerk
R. Nethery, Director of Planning and Building Services
R. Prudhomme, Director of Engineering Services
M. White, Planner
T. Horton, Planner
H. Leznoff, Council/Committee Coordinator
L. Moor, Council/Committee Coordinator

The meeting was called to order at 1:32 p.m.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the addendum items, being Item 19 – Report by Newmarket-Tay Power Distribution Ltd. regarding Approval of Bid for the Acquisition of Another Utility, Item 20 – Deputation by Ms. Pauline Latour regarding Engineering Services Report 2017-10 with respect to Oak Street Parking Restrictions. (Related to Item 5) , Item 21 – Deputation- Ms. Christina Herancourt to address the Committee with respect to Development and Infrastructure Services- Planning and Building Services Report 2017-06 regarding an application for Zoning By-law Amendment and Draft Plan of Subdivision- Azure Homes Inc. (172-178 Old Main

Street), Item 22 – Deputation by Ms. Joan Stonehocker – PowerPoint Presentation Update regarding the Community Garden at London Road and Main Street, Item 23 a deputation by Ms. Barbara Brunson regarding Planning Report 2017-02 with respect to an Application for Zoning By-law Amendment – 507 Mulock Drive, Item 24 - Deputation by Mr. Chris Howie regarding Planning Report 2017-05 regarding Tree Removal and Protection Policies and Regulations, and Item 25 – deputation by Mr. Ken Wright regarding Planning Report 2017-06 with respect to Zoning By-law Amendment and Draft Plan of Subdivision – 172-178 Old Main Street).

Moved by: Councillor Kerwin
Seconded by: Councillor Twinney

THAT the addendum items be included in the agenda.

Carried

Declarations of Pecuniary Interest

- a) Councillor Hempen declared an interest in Item 18 being Legal Services (Closed Session) Report 2017-04 dated February 23, 2017 with respect to an appeal to the Ontario Municipal Board re: 178-194 Main Street South regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality as per Section 239 (2) (e) of the Municipal Act, 2001 as his business is in close proximity to the subject lands referenced in the report. He advised that he would take no part in the discussion.

Deputations

1. Mr. Derek Bunn addressed the Committee with a PowerPoint Presentation regarding an Accessible Washroom Trailer. The presentation highlighted the trailers' interior features, benefits to the community, how the trailer could be rented for use at various Town events, and associated maintenance costs. Mr. Bunn requested a donation of \$5000.00 to fund the project.

Moved by: Councillor Bisanz
Seconded by: Councillor Vegh

THAT the presentation by Mr. Derek Bunn regarding an Accessible Washroom Trailer be received and referred to staff for consideration of the funding request and potential use at Town events.

Carried

2. Ms. Joan Stonehocker addressed the Committee with a PowerPoint Presentation providing an update on the London and Main Community Garden and extended an invitation to "Seedy Saturday" on March 4, 2017.

Moved by: Councillor Hempen
 Seconded by: Councillor Bisanz

THAT the PowerPoint Presentation by Ms. Joan Stonehocker regarding the London and Main Community Garden and invitation to Seedy Saturday be received and be referred to staff to provide a date for water installation including a water faucet and supply of municipal water.

Carried

Consent Items

Moved by: Councillor Kwapis
 Seconded by: Councillor Twinney

THAT the following items be adopted on consent.

3. Corporate Services Report - Legislative Services 2017-02 dated February 2, 2017 regarding Carnival - D.A. Campbell Amusement Ltd. - Upper Canada Mall.

i) THAT the application be approved subject to the following terms:

ii) THAT the license be issued for a period of seven consecutive days from May 9, 2017 to May 15, 2017 to permit the setting up and dismantling amusement devices;

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

4. Report by Newmarket-Tay Power Distribution Ltd. regarding Approval of Bid for the Acquisition of Another Utility.

WHEREAS NT Power received a request for proposals and confidential information memorandum for a sale transaction involving another electric distribution utility (the "Target") on December 9, 2016 (the "RFP");

AND WHEREAS confidential briefing memoranda from Paul Ferguson, President of NT Power regarding the RFP dated January 18, 2017, February 10, 2017 and February 23, 2017 (the "Confidential Briefing Memos") have been provided to the directors of NT Power, the municipal council of the Town of Newmarket and the

municipal council of the Township of Tay;

AND WHEREAS Article 3.05 of a Shareholders Agreement between Newmarket Hydro Holdings Inc. ("Newmarket Holdco"), Tay Hydro Inc. (and together with Newmarket Holdco, the "Shareholders"), NT Power, The Corporation of the Township of Tay and The Corporation of the Town of Newmarket dated April 30, 2007 (the "Shareholders Agreement") requires approval by all of the Shareholders (i) for the purchase of any assets or business by NT Power or any Subsidiary (as defined in the Shareholders Agreement), other than the ordinary course of Business (as defined in the Shareholders Agreement), having a value in excess of 20 percent of the Asset Value (as defined in the Shareholders Agreement), (ii) for the borrowing of any money or the giving of any security in excess of 15 percent of the Asset Value, and (iii) for the entering into of an amalgamation, merger or consolidation with any other body corporate by NT Power or any Subsidiary;

AND WHEREAS NT Power proposes to submit a binding offer in response to the RFP and to enter into a share purchase agreement (the "Share Purchase Agreement") with the vendor pursuant to which NT Power will purchase all of the issued and outstanding shares of the Target, on and subject to the terms of the Share Purchase Agreement (the "Purchase and Sale Transaction");

AND WHEREAS NT Power wishes to enter into certain financing arrangements, including the borrowing of money and the giving of security, in connection with the Purchase and Sale Transaction;

AND WHEREAS NT Power wishes to enter into an amalgamation with the Target following the completion of the Purchase and Sale Transaction;

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

1. THAT the Municipal Council authorizes and approves the Purchase and Sale Transaction and the entering into of the Share Purchase Agreement by NT Power.
2. THAT the Municipal Council authorizes and approves the entering into of financing arrangements, including the borrowing of money and the giving of security, by NT Power in connection with the Purchase and Sale Transaction (the "Financing").
3. THAT the Municipal Council authorizes and approves the entering into of an amalgamation between NT Power and the Target following the completion of the Purchase and Sale Transaction (the "Amalgamation" and, together with the

Financing and the Purchase and Sale Transaction, the “Transactions”).

4. THAT the Chief Administrative Officer of the Corporation of the Town of Newmarket is authorized to approve the forms of all other documents contemplated or required to be executed by the Corporation of the Town of Newmarket to give effect to the foregoing resolutions or necessary in connection with the Transactions (collectively, the “Additional Documents”) and to execute and deliver the Additional Documents each in the form so approved.

5. Central York Fire Services - Joint Council Committee Minutes of October 4, 2016.

a) THAT the Central York Fire Services - Joint Council Committee Minutes of October 4, 2016 be received.

6. Newmarket Downtown Development Committee Minutes of June 24, 2016.

a) THAT the Newmarket Downtown Development Committee Minutes of June 24, 2016 be received.

7. Correspondence from Mr. Tal Barak, March Awareness Coordinator, Epilepsy York Region.

i) THAT the Town of Newmarket proclaim March, 2017 as 'Epilepsy Awareness Month' and March 26, 2017 as 'Purple Day';

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

8. Participation in Earth Hour on March 25, 2017.

WHEREAS climate change is the biggest environmental threat to our planet and a major concern for all Canadians;

AND WHEREAS at exactly 8:30 p.m. on Saturday, March 25, 2017, major cities around the world will turn off their lights and electrical power for one hour to raise awareness about climate change and to symbolize that, working together, the people of the world can make a difference in the fight against global warming;

AND WHEREAS the event, called “Earth Hour”, began in Sydney, Australia in 2007 as 2.2 million people turned off their lights to take a stand against climate change;

AND WHEREAS since then, it has become an annual, globally-observed event;

AND WHEREAS participating in Earth Hour sends a powerful message to every citizen and business around the world that it's possible to take action on climate change and that switching off our lights and electrical power is just one simple action we can take to help make a difference; AND WHEREAS in the last several years, Newmarket has continued to be a leader in this effort, with one of the highest rates of reduction in electricity consumption in the GTA;

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

1. THAT at 8:30 p.m. on Saturday, March 25, 2017, the Corporation of the Town of Newmarket will join other cities around the world in literally "turning out the lights" by shutting off all non-essential lighting and power in all of its facilities, where feasible, and without jeopardizing safety, for one full hour;
 2. AND THAT the Corporation of the Town of Newmarket's participation in Earth Hour will be widely promoted and publicized in order to raise awareness about this important issue and in order to encourage every individual, household and business in town to join in by turning off their lights and electrical power for one hour at 8:30 p.m. on Saturday, March 25, 2017;
 3. AND THAT a copy of this will be forwarded to every municipality in the GTA, encouraging them to participate in Earth Hour.
9. Proclamation of International Day for the Elimination of Racial Discrimination.
- a) THAT March 21, 2017 be proclaimed "International Day for the Elimination of Racial Discrimination";
 - i) AND THAT this proclamation be advertised on the Town Page advertisement and on the Town's website www.newmarket.ca

Carried

10. Ms. Christina Herancourt addressed the Committee with a PowerPoint Presentation regarding Development and Infrastructure Services - Planning and Building Services Report 2017-06 with respect to Application for Zoning By-law Amendment and Draft Plan of Subdivision- Azure Homes Inc. (172-178 Old Main Street). Ms. Herancourt expressed concern about safety in the area and requested access to all reports related to the application prior to the statutory public meeting.

Moved by: Councillor Hempen

Seconded by: Councillor Kwapis

THAT Ms. Christina Herencourt be given an additional five minutes for her deputation.

Carried

Moved by: Councillor Bisanz

Seconded by: Councillor Hempen

THAT the deputation and PowerPoint presentation by Ms. Christina Herencourt regarding the Development and Infrastructure Services- Planning and Building Services Report 2017-06 with respect to 172-178 Old Main Street be received.

Carried

11. Mr. Ken Wright, resident, addressed the Committee with respect to Development and Infrastructure Services - Planning and Building Services Report 2017-06 regarding an Application for Zoning By-law Amendment and Draft Plan of Subdivision - Azure Homes Inc. (172-178 Old Main Street). Mr. Wright expressed concern about infrastructure in the rural area, repairing foundations, risk of flooding and the costs associated with repairs. Councillor Hempen acknowledged that Mr. Wright had previously met with him and brought forward concerns regarding the new stormwater management charge. Councillor Hempen noted that he will discuss with staff the possibility of providing information related to stormwater and transportation plans to Mr. Wright and the group of concerned residents prior to the public meeting for their review.

Moved by: Councillor Hempen

Seconded by: Councillor Kwapis

THAT the deputation by Mr. Ken Wright regarding Development and Infrastructure Services - Planning and Building Services Report 2017-06 with respect to 172-178 Old Main Street be received.

Carried

12. Development and Infrastructure Services - Planning and Building Services Report 2017-06 dated February 27, 2017 regarding Application for Zoning By-law Amendment and Draft Plan of Subdivision - Azure Homes Inc. - 172-178 Old Main Street.

Moved by: Councillor Hempen
 Seconded by: Councillor Vegh

THAT Development and Infrastructure Services - Planning and Building Services Report 2017-06 dated February 27, 2017 regarding Application for a Zoning By-law Amendment and Draft Plan of Subdivision be received and the following recommendations be adopted:

- i) THAT the application for a Zoning By-law Amendment and a Draft Plan of Subdivision, as submitted by Azure Homes Inc. for lands located at 172-178 Old Main Street be referred to a public meeting;
- ii) AND THAT following the public meeting, issues identified in this report, together with comments from the public, Committee, and those received through agency and departmental circulation of the application be addressed by staff in a comprehensive report to the Committee of the Whole, if required;
- iii) AND THAT Azure Homes, 82 Boothbay Crescent, Newmarket, ON L3Y 1Y5 be notified of this action;
- iv) AND THAT Macauley Shiomi Howson Ltd., Attention: Ms. A. Sciberras, 471 Timothy Street, Newmarket, ON L3Y 1P9 be notified of this action.

Carried

- 13. Ms. Pauline Latour addressed the Committee with respect to Development and Infrastructure Services Report- Engineering Services 2017-10 regarding Oak Street Parking. Ms. Latour expressed her support for the staff recommendation within the report.

Moved by: Councillor Kwapis
 Seconded by: Councillor Hempen

THAT deputation by Ms. Pauline Latour regarding Development and Infrastructure Services Report - Engineering Services 2017-10 dated February 8, 2017 regarding Oak Street - Parking Restrictions be received.

Carried

- 14. Development and Infrastructure Services Report - Engineering Services 2017-10 dated February 8, 2017 regarding Oak Street - Parking Restrictions.

Moved by: Councillor Kwapis
 Seconded by: Councillor Broome

a) THAT Development and Infrastructure Services Report - Engineering Services 2017-10 dated February 8, 2017 regarding Oak Street - Parking Restrictions be received and the following recommendation be adopted:

i) THAT the existing parking restrictions on Oak Street remain as they are.

Carried

15. Ms. Barbara Brunson addressed the Committee regarding Development and Infrastructure Services - Planning and Building Services Report 2017-02 with respect to Application for Zoning By-law Amendment - 507 Mulock Drive. Ms. Brunson raised concerns about safety and increased traffic on the residential streets in the area due to the right in and right out access point of the proposed plans and asked for a traffic study to be conducted.

Moved by: Councillor Kwapis

Seconded by: Councillor Bisanz

THAT the deputation by Ms. Barbara Brunson regarding Development and Infrastructure Services - Planning and Building Services Report 2017-02 with respect to Application for Zoning By-law Amendment - 507 Mulock Drive be received.

Carried

16. Development and Infrastructure Services- Planning and Building Services Report 2017-02 dated February 6, 2017 regarding Application for Zoning By-law Amendment - 507 Mulock Drive

An alternate motion was presented and discussion ensued.

Moved by: Councillor Kwapis

Seconded by: Councillor Broome

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2017-02 dated February 6, 2017 regarding Application for Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the Application for Zoning By-law Amendment as submitted by Ganni Kinno Developments Inc. for lands municipally known as 507 Mulock Drive be approved and that staff be directed to prepare the necessary Zoning By-law Amendment;

ii) AND THAT Mr. Ryan Guetter, Weston Consulting, 201 Millway Avenue, Suite 19, Vaughan, ON L4K 5K8 be notified of this action;

iii) AND THAT staff be directed to monitor the impact of traffic and consider mitigation strategies.

Carried

17. PowerPoint Presentation by Planning Staff regarding Tree Removal and Protection Policies and Regulations.

Moved by: Councillor Kwapis
Seconded by: Councillor Broome

THAT the presentation by Planning Staff regarding Tree Removal and Protection Policies and Regulations be received.

Carried

18. Mr. Chris Howie addressed the Committee regarding the PowerPoint Presentation by Planning Staff with respect to Tree Removal, Protection Policies and Regulations. Mr. Howie expressed specific concern regarding the property known as 181 Beechwood Crescent. He indicated that developers are clear cutting land before submitting applications and asked that the woodlot by-law be amended to include the north side of Beechwood Crescent.

Moved by: Councillor Hempen
Seconded by: Councillor Broome

THAT the deputation by Chris Howie regarding the PowerPoint Presentation by Planning Staff with respect to Tree Removal and Protection Policies and Regulations be received.

Carried

19. Development and Infrastructure Service - Planning and Building Services and Public Works Services Report 2017-05 dated February 27, 2017 regarding Tree Removal, Protection Policies and Regulations.

Moved by: Councillor Kwapis
Seconded by: Councillor Bisanz

a) THAT Development and Infrastructure Services - Planning and Building Services and Public Works Services Report 2017-05 dated February 27, 2017 regarding Tree Removal and Protection Policies and Regulations and the Urban Forestry Management Plan be received and the following recommendations be adopted:

i) THAT Council direct staff to update the existing Tree Preservation, Protection,

Replacement and Enhancement Policy;

ii) AND THAT Council direct staff to prepare and bring to a future meeting a by-law regulating and protecting significant trees on private property;

iii) AND THAT Council direct staff to prepare and bring to a future Council meeting a by-law protecting trees on municipal property.

Carried

The Committee of the Whole recessed at 3:32 p.m.

The Committee of the Whole reconvened at 3:50 p.m.

20. Development and Infrastructure Services- Engineering Services Information Report 2017-03 dated February 8, 2017 regarding the Pole Mounted Display Sign Program – Town of Aurora.

Moved by: Councillor Kwapis

Seconded by: Councillor Vegh

a) THAT the Development and Infrastructure Services- Engineering Services Information Report 2017-03 dated February 8, 2017 regarding the Pole Mounted Display Sign Program – Town of Aurora be received;

i) AND that staff be directed to look into allowing a process for signs in dedicated locations in the absence of maintenance costs to the Town.

Motion Lost

Moved by: Councillor Kwapis

Seconded by: Councillor Broome

THAT the Development and Infrastructure Services- Engineering Services Information Report 2017-03 dated February 8, 2017 regarding the Pole Mounted Display Sign Program – Town of Aurora be received.

Carried

21. Item 3 of Central York Fire Services - Joint Council Committee Minutes of October 4, 2016 regarding Burning By-laws Discussion.

Moved by: Councillor Twinney

Seconded by: Councillor Broome

a) THAT Item 3 of Central York Fire Services - Joint Council Committee Minutes of October 4, 2016 regarding Burning By-laws Discussion be received;

i) THAT the Central York Fire Services - Joint Council Committee recommendation be approved and that staff be directed to review the current burning by-law in conjunction with Aurora staff (specifically, By-law and Fire Services).

Carried

22. Outstanding Matters List.

Councillor Kerwin requested an update from staff regarding Item 6, being Legislative Services report on potential driving school regulation. The Commissioner of Corporate Services advised that the report was on target for the end of March, and that staff are awaiting updates from the Ministry of Transportation on this issue.

Carried

Moved by: Councillor Kerwin
Seconded by: Councillor Hempen

THAT the Outstanding Matters list be received.

Carried

Motions

Moved by: Councillor Bisanz
Seconded by: Councillor Broome

23. THAT staff prepare a report on options and opportunities to address residential on street and off street parking challenges. Specifically, the report should consider the impact that changing economics and demographics have on housing occupancy and ways in which the Town of Newmarket can better balance reasonable parking needs with streetscape aesthetics, active transportation objectives and effective by-laws enforcement.

Carried

Reports by Regional Representatives

None.

Notices of Motion

None.

New Business

Councillor Twinney requested a status update report regarding the Hollingsworth property proposal. The Commissioner of Development and Infrastructure Services advised that the intent is to bring forth a report at the March 20, 2017 Committee of the Whole meeting.

Action Items

None.

Councillor Hempen left the Council Chambers at 4:50 p.m.

Closed Session

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

24. Legal Services (Closed Session) Report 2017-04 dated February 23, 2017 with respect to an appeal to the Ontario Municipal Board re: 178-194 Main Street South regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality as per Section 239 (2) (e) of the Municipal Act, 2001.

Moved by: Councillor Kwapis

Seconded by: Councillor Kerwin

THAT Legal Services (Closed Session) Report 2017-04 dated February 23, 2017 with respect to an appeal to the Ontario Municipal Board re: 178-194 Main Street South regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality as per Section 239 (2) (e) of the Municipal Act, 2001 be received and the recommendations contained within be adopted.

Carried

Adjournment

Moved by: Councillor Kerwin

Seconded by: Councillor Bisanz

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 4:54 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

Help us Celebrate for the KIDS!

MARCH 15th – 18th, 2017



February 21, 2017

Town of Newmarket
395 Mulock Drive
Newmarket, ON
L3Y 4X7
ATTENTION: Mayor Tony Van Bynen

Dear Mayor Van Bynen,

On behalf of the 51st Annual Newmarket House League Hockey Tournament Committee, I would like to ask for the support and participation from you, the Mayor, and your Council, and would be honoured if you could celebrate with us and your council during our Tournament: from Wednesday March 15, 2017 to Saturday March 18, 2017. We will be once again, hosting the largest and longest running House League Hockey Tournament in Ontario for our 51st year. We ask you to declare this week, "House League Hockey Week" in Newmarket, in honour of Ken Sturgeon, our longest serving Chairman, and inspirational leader to a lot of still-committee members.

Your help before and during the Tournament is much appreciated and needed to help us celebrate a successful 51years.

Attendance Opening Ceremonies Wed Mar 15, 7pm:

We would like to ask that you and your Councilors join us to honour our Sponsors at the Ray Twinney Complex Lounge 1. We will be recognizing you and your Council, and would ask that you say a few words to our Sponsors on behalf of the Town of Newmarket, as well as the Volunteers.

Lastly, please find attached with this package, a copy of the ads that were placed in last year's program. If you could have it reviewed, and any changes to be made, can be emailed to myself at dukartc556@rogers.com. Alternatively, you can have someone call me at the number found below. The cost of the program ad is \$150 and can be payable to: Annual Newmarket House League Hockey Tournament.

Please contact myself if you have any questions. Thanks for your continued support.

Yours in sports,

Michael Dukart
Tournament Chairman
Dukartc556@rogers.com
(647) 466-4885

MAYOR'S OFFICE		
INCOMING MAIL	REFERRED TO	COPIED TO
COUNCIL		
CAO		
FEB 27 2017		
COMMISSIONER		
DEPARTMENT		
CLERKS		✓
CONCERNS		



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2017-11

A BY-LAW TO AMEND BY-LAW NUMBER 2010-40, AS AMENDED, BEING A ZONING BY-LAW (507 Mulock Drive, Town of Newmarket)

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

THEREFORE BE IT ENACTED by the 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:

- 1. Deleting from Schedule “A’, Map No.11, the Mixed Employment (EM) Zone on 507 Mulock Drive; and substituting the site specific exception EM-135, as shown more particularly on Schedule “X’ attached hereto, and forming part of this By-law.
- 2. Adding the following regulations relating to the Section 8.1.1 List of Exceptions:

Exception	Zoning	Map	By-Law Reference	File Reference
135	EM-135	11	2017-**	D14-NP16-05
<div><div>i)</div><div>Location:</div><div>507 Mulock Drive</div></div> <div><div>ii)</div><div>Legal Description</div><div>Part Block B, Plan 541 Newmarket Parts 3 & 4, Newmarket</div></div> <div><div>iii)</div><div>The following uses are permitted in addition to those already permitted in the EM zone:</div><div><div>a)</div><div>Medical Clinic, to a maximum floor area of 150 sq. m</div></div><div><div>b)</div><div>Medical Laboratory, to a maximum floor area of 600 sq. m</div></div><div><div>c)</div><div>Pharmacy/ Ancillary Retail, to a maximum floor area of 800 sq. m</div></div></div> <div><div>iv)</div><div>Notwithstanding any other provision of Zoning By-law 2010-40, the following development standards shall be applied to the lands subject to this by-law:</div><div><div>a)</div><div>Minimum front yard setback: 6.0m</div></div><div><div>b)</div><div>Minimum side yard setback (west) for a building greater than 15.1m in height: 3.0m</div></div><div><div>c)</div><div>Minimum landscape buffer (east) adjacent to residential areas: 4.3m</div></div><div><div>d)</div><div>Minimum front yard landscape buffer: 4.0m</div></div><div><div>e)</div><div>Minimum driveway/aisle width: 6.0m</div></div><div><div>f)</div><div>Minimum parking requirement: a minimum of 137 parking spaces for 3784.46sq.m of gross floor area</div></div><div><div>g)</div><div>Minimum of number of loading spaces: 1 space for 3784.46sq.m of gross floor area</div></div><div><div>h)</div><div>Minimum width for a barrier-free parking stall: 3.9m (including the width of the shared aisle with adjacent stall)</div></div></div>				

ENACTED THIS 6TH DAY OF MARCH 2017.

Tony Van Bynen, Mayor

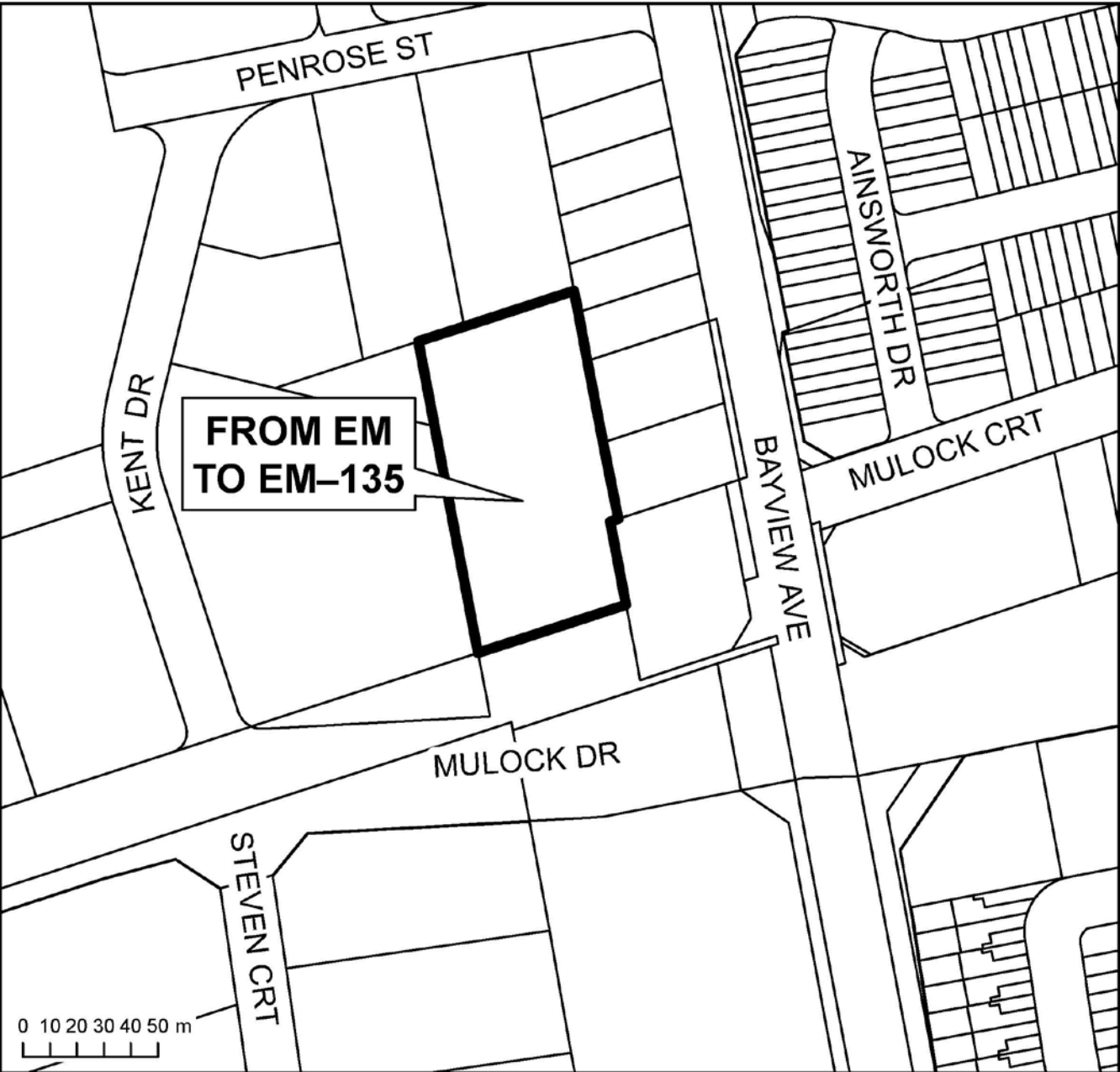
Lisa Lyons, Town Clerk

TOWN OF NEWMARKET
REGIONAL MUNICIPALITY OF YORK
507 MULOCK DRIVE
PLAN 541 PT BLK B PARTS 3 & 4

This is Schedule 'X'
To Bylaw 2017- 11
Passed this _____ Day
of _____, 2017.

MAYOR _____

CLERK _____



SCHEDULE "X" TO BY-LAW 2017- 11
TOWN OF NEWMARKET PLANNING DEPARTMENT



Designed & Produced by Information Technology – GIS Printed: February, 2017. Land Parcel Boundaries - © Teranet Inc. and its suppliers. All rights reserved. NOT A PLAN OF SURVEY. 2017. Zoning - Town of Newmarket, 2017. DISCLAIMER: This mapping is based on the POLARIS parcel fabric product compiled using Land Registry System records and recent surveys and control points where available. This mapping is a representation of the earth's surface and provides estimates of area and distance. This map has been produced for illustrative purposes only. It is not a substitute for a legal survey.

G:\Projects\10\Development and Infrastructure Services\Planning\Map Documents\Zoning\Bylaw_Amendments\ZBA_507MulockDrive.mxd



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2017-12

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL
– MARCH 6, 2017.

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 6TH DAY OF MARCH, 2017.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk