



Town of Newmarket **AGENDA**

Council

Monday, September 11, 2017 at 7:00 PM

Council Chambers

Open Forum

Public Notices (if required)

Additions & Corrections to the Agenda

Declarations of Pecuniary Interest

Presentations & Recognitions

Deputations

1. **The Terry Fox Run Newmarket**
Debbie Fletcher-Queen, Volunteer Coordinator
2. **Vimy White Oak Sapling Presentation**
Newmarket Veterans' Association

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Approval of Minutes

3. **Council Meeting Minutes of June 26, 2017**

Page 3

Reports by Regional Representatives

Reports of Committees and Staff

4. **Committee of the Whole Meeting Minutes of August 28, 2017**
5. **Committee of the Whole (Closed Session) Meeting Minutes of August 28, 2017**
6. **Height and Density Bonusing Implementations Guidelines (as amended)**

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Page 38

Note: The Height and Density Bonusing Guidelines have been revised as per Committee of the Whole's direction on August 28, 2017.

By-laws

- | | | |
|----|--|---------|
| 7. | 2017-52 Parking Amendments (Marianneville, Sundial Homes and National Homes) | Page 48 |
| 8. | 2017-53 - A By-law to amend By-law number 2014-25, being a Restricted Area (Zoning) By-law (Marianneville Developments Limited) | Page 50 |
| 9. | 2017-54 - A By-law to exempt certain lands from the part lot control provisions of the Planning Act (1209104 Ontario Limited, Lots 26, 27 and 28, Plan 65M-4523) | Page 52 |

Notices of Motions

10. Remembrance Day Banners

Note: A motion to waive the notice requirements of the Procedure By-law are required in order for the motion to be considered.

Moved by: Deputy Mayor & Regional Councillor Taylor

That Council formally support and endorse the Royal Canadian Legion Milton Wesley Branch 427 Banner Program and direct staff to install the banners at no cost to the Legion in advance of Remembrance Day.

Motions

Announcements & Community Events

New Business

Closed Session (if required)

Confirmatory By-law

- | | | |
|-----|-------------------------------|---------|
| 11. | 2017-55 - Confirmatory By-law | Page 54 |
|-----|-------------------------------|---------|

Adjournment

Deputation and Further Notice Request Form

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

Please email to clerks@newmarket.ca, fax to 905-953-5100 or mail or drop off at Legislative Services Department, Town of Newmarket Municipal Offices, 395 Mulock Drive, PO Box 328, STN Main, L3Y 4X7

Name: **Debbie Fletcher-Queen** volunteer coordinator for Newmarket Terry Fox Run

Organization / Group/ Business represented:

The Terry Fox Run Newmarket, c/o The Terry Fox Foundation

Address:	Postal Code:
Daytime Phone No: Foundation 416-9248252	Home Phone:
Email:	Date of Meeting: Monday, September 11, 2017
Is this an item on the Agenda? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Agenda Item No:
<input type="checkbox"/> I request future notification of meetings	<input checked="" type="checkbox"/> I wish to address Council / Committee

Describe in detail the reason for the deputation and what action you will be asking Council/Committee to take (if applicable):

The Newmarket Volunteer Chapter of the Terry Fox Run is again requesting that the week of September 11th to September 17th be declared Terry Fox Week, so that we may honour and promote the annual Terry Fox Run held this year on Sunday, September 17th, 2017

Do you wish to provide a written or electronic communication or background information ☒ Yes ☐ No
Please submit all materials at least 5 days before the meeting.

Deputation Guidelines:

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

Be advised that all Council and Committee of the Whole meetings are audio-video recorded and live streamed online. If you make a presentation to Council or Committee of the Whole, your presentation becomes part of the public record and you will be listed as a presenter in the minutes of the meeting. We post our minutes online, so the listing of your name in connection with the agenda item may be indexed by search engines like Google.

Personal information on this form will be used for the purposes of sending correspondence relating to matters before Council. Your name, address, comments, and any other personal information, is collected and maintained for the purpose of creating a record that is available to the general public in a hard copy format and on the internet in an electronic format pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended. Questions about this collection should be directed to the Director of Legislative Services/Town Clerk, Town of Newmarket, 395 Mulock Drive, P.O. Box 328, STN Main, Newmarket, ON L3Y 4X7; Telephone 905 895-5193 Ext. 2211 Fax 905-953-5100

Tuesday, September 05, 2017

The Newmarket Terry Fox Run, c/o The Terry Fox Foundation

Suite 900-1200 Eglinton Ave. E., Toronto

M3C 1H9

Terry Fox Foundation: 416-924-8252

Mr. Mayor:

The Newmarket Volunteer Chapter of the Terry Fox Run is again requesting that the week of September 11th to September 17th be declared Terry Fox Week, so that we may honour and promote the annual Terry Fox Run held this year on Sunday, September 17th, 2017. Terry's legacy is truly a Canadian institution, and how timely this year in our country's 150th. The strength and determination behind his iconic Marathon of Hope united us as a nation, and inspired us as individuals, to do more, to give more.

All of the Terry Fox runs across this great nation are volunteer-led and organized, with no sponsorships. There is no promotional budget. We rely on the good nature and citizenship of so many individuals and committees. The Newmarket volunteer chapter has worked diligently over the years to keep Terry's Marathon of Hope at the forefront of our philanthropic town.

Mr. Mayor, please allow our town to match the magnitude of Terry's Marathon of Hope legacy by extending the celebration of Terry's incredible journey from one day to seven. And Mr. Mayor, we ask this to be made an annual declaration.

Thank you in advance for your most precious time and attention.

Terry said "Even if I don't finish, we need others to continue. It's got to keep going without me."

For: TOWN~~ers~~ clerk's office

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

www.newmarket.ca
clerks@newmarket.ca
905.895.5193

Request for Deputation

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

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

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

PLEASE PRINT

COUNCIL/COMMITTEE DATE: Sept 11, 2017

AGENDA ITEM NO. _____ SUBJECT: Vimy White Oak

NAME: Robert Burling/Wes Playter Sapling presentation.

ADDRESS: [REDACTED]

Street Address

Newmarket, ON [REDACTED]

Town/City

Postal Code

PHONE: HOME: [REDACTED] BUSINESS: (905) 895-6631

FAX NO.: [REDACTED] E-MAIL ADDRESS: [REDACTED]

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

Newmarket Veterans' Association

BRIEF STATEMENT OF ISSUE OR PURPOSE OF DEPUTATION

(as per attached letter)

Wes Playter
25-AUG-2017



Newmarket Veterans' Association

406 MILLARD AVE.
NEWMARKET, ONTARIO L3Y 1Z9
(905) 895-7321

*For Sept 11, 2017 MTG.
- WA Player.*

Newmarket Veterans' Association
406 Millard Avenue
Newmarket, Ontario L3Y 1Z9

11 June 2017

Mayor & Town Council of Newmarket

On behalf of the Newmarket Veterans' Association please accept our gift of two commemorative "Vimy white oak" saplings for the Citizens of Newmarket.

We say thank you to the organizers and students of Newmarket who proudly represented the Town of Newmarket at the 100th Anniversary of the Battle of Vimy Ridge in France on 9 April 2017.

The trees will be a Living memorial to the 84 Newmarket men who died in the First World War, 1914-1918, fifteen of whose names are inscribed on the Canadian National Vimy Memorial in France.

We will remember them.

Sincerely

Roy Harrison, President



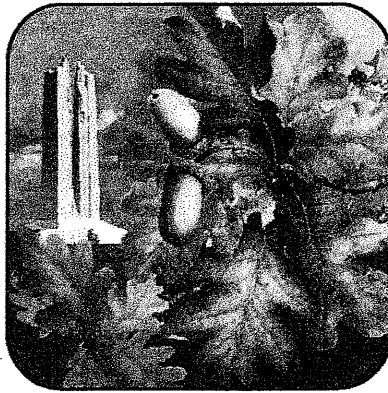
VIMY OAKS LEGACY LEGS des CHÊNES de VIMY

THE VIMY OAKS STORY

The Battle of Vimy Ridge in northern France, April 9th to April 12th 1917, is considered to be one of the defining events in the history of our nation. Where Allied troops had struggled and failed, the Canadians overcame great odds and eventually captured the Ridge at a cost of some 10,600 casualties. After the battle, **Lieutenant Leslie Miller of Scarborough, Ontario serving with the Canadian Expeditionary Force**, gathered up a handful of acorns from a partially buried English oak (*Quercus robur*) on the Ridge. He sent the acorns home to his family with instructions to plant them. In 1919 Lieutenant Miller returned, was given a 25 acre section of his father's Scarborough farm and transplanted the oaks along the borders of his woodlot. He named his farm "**The Vimy Oaks**". Today, a number of these majestic oaks are thriving in the same but smaller woodlot under the close care of the Scarborough Chinese Baptist Church that purchased the farm property in 2002.

In January 2014, a group of volunteers, the "**Vimy Oaks Legacy Corporation**", decided to repatriate offspring of these descendant oaks back to Vimy Ridge, whose oak trees had all been destroyed in the First World War. These Vimy Oak saplings will be planted in the Vimy Foundation Centennial Park, adjacent to the Canadian National Vimy Memorial site, as part of centennial commemorations in France in 2017 and 2018.

The non-profit Vimy Oaks Legacy Corporation has undertaken to offer Vimy Oak saplings grown in Canada for sale to qualifying organizations and individuals to be planted at commemorative sites throughout Canada to honour the soldiers who fought at Vimy Ridge and other battles during the First World War.



VIMY OAKS LEGACY
LEGS des CHÊNES de VIMY

Dear Vimy Oak Recipient

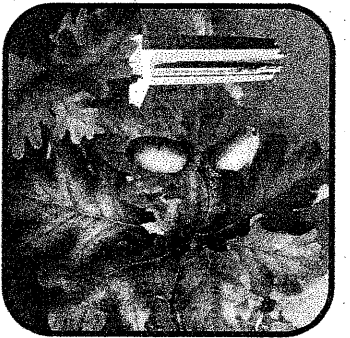
The Vimy Oaks Legacy team of volunteers thanks you for your purchase of a genuine "Vimy Oak". The enclosed Certificate of Authenticity is your guarantee that this sapling is directly descended from oak trees that once grew on Vimy Ridge.

Please ensure the successful growth of your Vimy Oak by following the enclosed planting and maintenance guide.

I sincerely hope that this tree will provide a lasting memorial to the sacrifices made by Canada's brave soldiers in the First World War.

A handwritten signature in dark ink, appearing to read "Monty McDonald".

Monty McDonald
President,
Vimy Oaks Legacy Corporation



VIMY OAKS LEGACY
LEGS des CHÊNES de VIMY

CERTIFICATE OF AUTHENTICITY

This sapling is a true descendant of one of the Vimy Ridge acorns sent home to Canada by Lt. Leslie H. Miller, who named the trees grown from these acorns, the 'Vimy Oaks.'

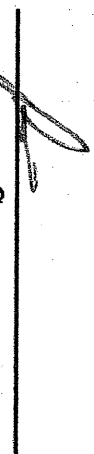
Descendants of these Vimy Oaks (Quercus robur) were especially grown to mark the 100th Anniversary of the Battle of Vimy Ridge and in remembrance of all Canadians who fought in the First World War.

Lest We Forget


President

Vimy Oaks Legacy Corporation


Date


Grower

NVK Nurseries, Dundas, Ontario



The meeting of the Council was held on Monday, June 26, 2017 in the Council Chambers, 395 Mulock Drive, Newmarket.

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

Absent: Councillor Hempen

Staff Present: R.N. Shelton, Chief Administrative Officer
P. Noehammer, Commissioner of Development and Infrastructure Services
I. McDougall, Commissioner of Community Services
E. Armchuk, Commissioner of Corporate Services
L. Lyons, Director of Legislative Services/Town Clerk
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 7:01 PM.

Mayor Van Bynen the Chair.

Public Notices

Mayor Van Bynen advised that the Federal government announced that June 21st will now be known as National Indigenous People's Day. As such, he acknowledged the land that Newmarket is on and expressed thanks to the the first peoples of the Williams Treaty First Nations and other Indigenous people for sharing this land with us. Mayor Van Bynen also acknowledged the Chippewas of Georgina Island First Nation as the Town of Newmarket's closest indigenous community. Mayor Van Bynen concluded by advising that he intends to continue to acknowledge this information at the first Town of

Newmarket Council meeting of each year going forward as well as the Council meeting prior to June 21st each year.

Additions & Corrections to the Agenda

There were no additions or corrections to the Agenda.

Declarations of Pecuniary Interest

Deputy Mayor & Regional Councillor Taylor declared an interest on Item 10 of the Committee of the Whole Minutes, and By-laws 2017-43 and 2017-44 as he owns property in the surrounding area of 260 Eagle Street.

Presentations & Recognitions

1. Mayor's Cup Challenge for the Southlake Regional Health Centre Run – Trophy Presentation

Ms. Erin Rogers, Southlake Regional Health Centre presented Members of Council with the trophy for the Mayor's Cup Challenge for the Southlake Regional Health Centre Run held on April 30, 2017.

2. Newmarket Council Municipal Overview – York Regional Police Presentation

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

1. That the presentation of the Mayor's Cup Trophy for the Southlake Regional Health Centre Run by Ms. Erin Rogers be received; and,
2. That the PowerPoint presentation by York Regional Police Chief Eric Jolliffe and 1 District Superintendent Michael Slack, entitled "Newmarket Council Municipal Overview" be received.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

3. Lake Simcoe Phosphorus Offset Program

Moved by: Councillor Kerwin
Seconded by: Councillor Kwapis

1. That the PowerPoint presentation by Mr. Mike Walters, Chief Administrative Officer, Lake Simcoe Region Conservation Authority, entitled "Lake Simcoe Phosphorus Offset Program" be received; and,
2. That Council direct staff to draft a resolution letter in support of the program.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Deputations

4. Seniors Month and New Services being offered to seniors in Newmarket

Moved by: Councillor Bisanz
Seconded by: Councillor Broome

1. That the deputation by Ms. Gaynor McCredie on behalf of Community & Home Assistance to Seniors (CHATS) regarding Seniors Month and new services for seniors be received.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Approval of Minutes

5. Council Meeting Minutes of June 6, 2017

Moved by: Councillor Twinney
Seconded by: Councillor Broome

1. That the Council Meeting Minutes of June 6, 2017 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Reports by Regional Representatives

6. City of Vaughan Regional Council Vacancy

Deputy Mayor & Regional Councillor Taylor provided an update to Council and the public regarding the City of Vaughan Regional Councillor Vacancy. He advised that the seat will be filled by appointment due to the short amount of time remaining in the term. He further advised that all of the City of Vaughan Council will interview applicants and approximately 60 individuals have applied.

7. Retail Business Holiday Act

Deputy Mayor & Regional Councillor Taylor provided an update regarding the Retail Holiday Business Act, which provides exemptions to businesses to be open on statutory holidays. He advised that the Region of York has authority to exempt businesses based on various conditions and/or remain open for reasons related to economic development and tourism. As a result, over the past decade there have been numerous exemptions which has created a patchwork of inconsistency, whereby some businesses in areas of the Region are open and others are not. He concluded by stating that a Regional report will be forthcoming dealing with this matter.

Reports of Committee and Staff

8. Committee of the Whole Meeting Minutes of June 19, 2017.

Moved by: Councillor Vegh
Seconded by: Councillor Kerwin

That the Committee of the Whole Meeting Minutes of June 19, 2017 be received and the recommendations noted within be adopted (sub-items 1 to 16), except sub-item 10. See following sub-item 10 for motion and recorded vote.

- (1) Pilot Textile Diversion Program

1. That the PowerPoint presentation entitled “Diabetes Canada – Textile Diversion Program for the Town of Newmarket” by Mr. Ryan Michaels and Mr. Blaine Hobson be received and referred to staff.

(2) Supplemental Capital Budget – Government Grant Funding Approvals

1. That Joint Office of the CAO/Strategic Initiatives, Development and Infrastructure Services and Corporate Services Commissions Report 2017-05 be received and the following recommendation be adopted:
 - a. That the proposed 2017 Supplementary Capital Budget with expenditures of \$3,125,000 be approved.

(3) 2017 Six Year Stormwater Financial Plan

1. That Corporate Services Report - Financial Services 2017-30 dated June 5, 2017 regarding the Six Year Stormwater Financial Plan be received and the following recommendation be adopted:
 - a. That Council adopt the proposed 2017 Six Year Stormwater Financial Plan.

(4) Traffic By-law Update – Schedule XI (Bike Lanes)

1. That Development and Infrastructure Services Report – Engineering Services 2017-21 dated May 19, 2017 entitled “Traffic By-law Update – Schedule XI (Bike Lanes) be received and the following recommendations be adopted:
 - a. That Appendix A be adopted; and,
 - b. That the necessary By-law be prepared and submitted to Council for approval.

(5) Newmarket Public Library Board Meeting Minutes of April 19, 2017

1. That the Newmarket Public Library Board Meeting Minutes of April 19, 2017 be received.

(6) Comprehensive Stormwater Management Master Plan

1. That Development and Infrastructure Services Report – Engineering Services 2017-23 dated June 8, 2017 entitled “Comprehensive Stormwater Management Master Plan” be received and the following recommendation be adopted:

- a. That the Town's Comprehensive Stormwater Management Master Plan be adopted.

(7) Appointment Committee Meeting Minutes of June 12, 2017

- 1. That the Appointment Committee Meeting Minutes of June 12, 2017 be received.

(8) Heritage Newmarket Advisory Committee Meeting Minutes of May 2, 2017

- 1. That the Heritage Newmarket Advisory Committee Meeting Minutes of May 2, 2017 be received.

(9) 2017 Six Year Water and Wastewater Financial Plan

- 1. That Corporate Services Report – Financial Services 2017-26 dated June 7, 2017 regarding the 2017 Six Year Water and Wastewater Financial Plan be received and the following recommendation be adopted:
 - a. That Council adopt the proposed 2017 Six Year Water and Wastewater Financial Plan.

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

(10) Application for Official Plan Amendment and Zoning By-law Amendment – 260 Eagle Street

- 1. That Development and Infrastructure Services Report – Planning and Building Services 2017-21 dated June 19, 2017 regarding Application for Official Plan Amendment and Zoning By-law Amendment – 260 Eagle Street be received and the following recommendations be adopted:
 - a. That the Application for Official Plan Amendment and Zoning By-law Amendment as submitted by 711371 Ontario Corp. for lands being composed of Lots 13 through 19 inclusive on Plan 371, municipally known as 260 Eagle Street be approved and that staff be directed to prepare the necessary Official Plan and Zoning By-law Amendments; and,
 - b. That Ms. Kerigan Kelly, Groundswell Urban Planners Inc., 30 West Beaver Creek Road, Suite 19, Vaughan, ON L4K 5K8 be notified of this action; and,

- c. That traffic impacts be monitored post construction.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Kwapis, Councillor Broome, Councillor Bisanz

Opposed: None
(7 in favour, 0 opposed)

Carried

Deputy Mayor & Regional Councillor Taylor took no part in the discussion or vote on the foregoing matter.

(11) Urban Centres Zoning By-law Project – Directions Report

1. That Development and Infrastructure Services Report – Planning and Building Services 2017-14 dated June 19, 2017 regarding the Urban Centres Zoning By-law Project – Directions Report be received and the following recommendations be adopted:
 - a. That staff be directed to proceed with the creation of the Urban Centres Zoning By-law framework with a graphic based, conventional approach without a Community Planning Permit System component and implement a separate, area-specific zoning by-law that does not form part of the Town's Zoning By-law 2010-40.

(12) Inter-Municipal Agreement with the Town of Aurora

1. That Development and Infrastructure Services Report – Planning and Building Services 2017-23 dated June 19, 2017 regarding the Inter-Municipal agreement between the Town of Newmarket and the Town of Aurora be received and the following recommendations be adopted:
 - a. That Council direct the Chief Administrative Officer the authority to execute the necessary inter-municipal agreement substantially in the form attached as Appendix “A” to this report; and,

- b. That Clause 18.1 of the Inter-Municipal Agreement be amended as follows: Newmarket agrees that, for the purposes of membership regarding the use of Newmarket's recreation facilities, trails and parks, the residents of the development will be recognized as residents of Newmarket; however, this does not include recreational programs requiring registration.

(13) List of Outstanding Matters

- 1. That the List of Outstanding Matters be received.

(14) Newmarket Theatre Progress Update and Next Steps

- 1. That Community Services – Recreation and Culture Report 2017-10 dated June 12, 2017 regarding Newmarket Theatre and Old Town Hall Marketing Initiatives be received and the following recommendation be adopted:
 - a. That Council approve an expenditure of up to \$150,000 for the development of brand identification, marketing strategy and corresponding collateral material for Newmarket Theatre and Old Town Hall – to be funded entirely from the CIF Fund.

(15) Bill 139 – The proposed Building Better Communities and Conserving Watersheds Act, 2017

- 1. That Development and Infrastructure Services Report – Planning and Building Services 2017-22 dated June 19, 2017 regarding Bill 139 – The proposed Building Better Communities and Conserving Watersheds Act, 2017 be received and the following recommendations be adopted:
 - a. That Council supports Bill 139 – The proposed Building Better Communities and Conserving Watersheds Act, 2017 in principle, and encourages the Provincial government to implement the Act expeditiously; and,
 - b. That Council direct staff to submit Report 2017-22 to the Ministry of Municipal Affairs and Housing as the Town of Newmarket's comments on Bill 139 - the proposed Building Better Communities and Conserving Watersheds Act, 2017.

(16) Public Meeting – Application for Zoning By-law Amendment and Draft Approval of Subdivision – Azure Homes 172-178 Old Main Street

1. That the presentation, deputations and correspondence regarding the development application for the property known as 172-178 Old Main Street be received.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

9. Committee of the Whole (Closed Session) Meeting Minutes of June 19, 2017

Moved by: Councillor Twinney
Seconded by: Councillor Kwapis

1. That the Committee of the Whole (Closed Session) Meeting Minutes of June 19, 2017 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

10. Item 1 of the June 19, 2017 Committee of the Whole (Closed Session) Meeting Minutes, personal matters about identifiable individuals as per section 239 (2) (b) of the Municipal Act, 2001 – Appointment Committee (Closed Session) Meeting Minutes of June 12, 2017

Moved by: Councillor Kwapis
Seconded by: Councillor Vegh

1. That the Appointment Committee (Closed Session) Meeting Minutes of June 12, 2017 be received; and,
2. That the following motions be approved:
 - a. That Kelsy McIntosh be appointed to the Accessibility Advisory Committee; and,

- b. That Lloyd Wait be appointed to the Appeal Committee; and,
- c. That Marek Dabrowski be appointed to the Newmarket Economic Development Advisory Committee; and,
- d. That Ben Longstaff, Dena Farsad and Steven Kovacevic be appointed to the Newmarket Environmental Advisory Committee.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

11. Appointment By-law Under the Building Code Act

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

- 1. That Development and Infrastructure Services Report - Planning and Building Services 2017-01 dated June 13, 2017 regarding Appointment By-law Under the Building Code be received and the following recommendation be adopted:
 - a. That the By-law respecting the Appointment By-law under the Building Code Act, 1991, attached, be enacted.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

12. Audit Committee Meeting Minutes of June 21, 2017

Moved by: Councillor Bisanz
Seconded by: Councillor Kerwin

- 1. That the Audit Committee Meeting Minutes of June 21, 2017 be received.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

13. 2016 Financial Statement and Auditor's Report

Moved by: Councillor Kwapis
Seconded by: Councillor Bisanz

1. That Corporate Services Report- Financial Services 2017-32 dated June 22, 2017 regarding the 2016 Financial Statements and Auditor's Reports is received and the following recommendations are adopted:
 - a. That the Town of Newmarket's Draft 2016 Consolidated Financial Statements, Trust Fund financial statements and Main Street district BIA Financial Statements from BDO Canada LLP be received; and,
 - b. That Council approves the Town of Newmarket's Draft 2016 Consolidated Financial Statements (as amended), Trust fund Financial Statements and Main Street District BIA Financial Statements as endorsed by the Audit Committee.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

By-laws

- | | |
|----------|--|
| 2017-39 | 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. (958 Creebridge Crescent) |
| 2017- 40 | A By-law to amend By-law Number 2010-40 being a Zoning By-law. (Mangoni Holdings Inc.) (106 Main Street) |

- 2017- 41 A By-law to appoint a Chief Building Official, Deputies and Inspectors.
- 2017- 42 A By-law to amend By-law Number 1987-110 which designates the property municipally known as 450 Davis Drive as being of architectural and historical value or interest (Newmarket Train Station)
- 2017- 43 A By-law to adopt Amendment Number 19 to the Town of Newmarket Official Plan. (260 Eagle Street)
- 2017- 44 A By-law to amend By-law number 2010-40 being a Zoning By-law (260 Eagle Street – 711371 Ontario Corp).
- 2017- 45 A By-law to amend By-law 2011-24, as amended, being a by-law to regulate traffic within the Town of Newmarket. (Schedule XI – Bike Lanes)

Moved by: Councillor Vegh
Seconded by: Councillor Kerwin

1. That By-laws 2017-39, 2017-40, 2017-41, 2017-42 and 2017-45 be enacted.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

2. That By-laws 2017-43 and 2017-44 be enacted.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Kwapis, Councillor Broome, Councillor Bisanz

Opposed: None
(7 in favour, 0 opposed)

Carried

Deputy Mayor & Regional Councillor Taylor took no part in the discussion or vote on the foregoing matter.

Notices of Motion

None.

Motions

None.

Announcements and Community Events

14. Ward 1 Ward Meeting

Councillor Vegh invited Ward 1 residents to drop in to his Ward Meeting on Tuesday, July 4, 2017 from 7:00 to 9:00 PM at the Magna Centre, 800 Mulock Drive. He invited residents to come and find out what's happening in Town and in their Ward.

15. Ward 1 Barbeque

Councillor Vegh advised that he will be hosting a Ward 1 Barbecue on Wednesday, August 30, 2017 from 6:00 to 8:00 PM at Ken Sturgeon Park on Lockwood Circle. The barbecue is being held in conjunction with the Town of Newmarket's Moonlight Movies event at 8:15 PM. For more information, please contact him at 905-895-7095 or tvegh@newmarket.ca.

16. National Theatre Festival

Councillor Kerwin advised residents that to acknowledge Canada's sesquicentennial, the Town of Newmarket is creating a National Theatre Festival where artists across Canada are offered a "new market" for their stories and a national stage for their regional perspectives. Dates for the inaugural festival are Saturday, July 22, 2017 to Sunday, July 23, 2017 with a Fundraising Gala kickoff on Friday, July 21, 2017. Twenty-four original ten minute plays are packaged into four "pods" of six shows each playing at Pickering College Theatre (16945 Bayview Avenue) and Newmarket's newly refurbished Old Town Hall (460 Botsford Street). He advised that the festival features "Main Street" attractions such as Festilicious menus in local restaurants, art galleries, street markets, historical walking tours, and festivities at Riverwalk Commons. The cost is \$15 per pod, with discounts offered on three or more pods. Gala tickets are \$75. Tickets and show schedules are available at www.nationalplayfestival.ca

17. Music in the Park

Councillor Twinney advised residents that in July and August, Music in the Park will be held on most Sundays at Newmarket Riverwalk Commons (200 Doug Duncan Drive) and most Thursdays at Fairy Lake Park from 7:00 to 8:30 PM. She invited residents to enjoy a musical treat with local entertainers sharing their talents and advised that this free event runs weather permitting with no rain dates. A complete list of schedule of dates, times, locations and performers is online at newmarket.ca/events.

18. Active Transportation Drop in Session

Deputy Mayor & Regional Councillor Taylor invited residents to join the Town of Newmarket on Tuesday June 27, 2017 for a drop-in session to learn more about the Town's proposed Active Transportation Implementation Plan. Drop by the Council Chambers at 395 Mulock Drive anytime between 5:30 to 7:30 PM. This meeting is to an opportunity for residents to learn about the proposed Active Transportation Implementation Plan which will provide guidance on the implementation of the on-street bicycle facilities, and trail system throughout. Town staff and the Town's consultant will be present to answer questions. If you are unable to attend and have questions regarding this project, please contact Bill Gould at 905-953-5193 ext. 2512 or email bgould@newmarket.ca.

19. Summer Family Camp Out

Councillor Kwapis invited residents to the Town of Newmarket's Summer Family Camp Out on Saturday, July 22, 2017 at the Environmental Park (Woodspring Avenue) and on Saturday, August 12, 2017 at Fairy Lake Park (Water Street). Whether you are an experienced camper or this is your first time, come spend the night. Pop your tent, eat a traditional camping dinner, have fun, play games, sit around the campfire eating s'mores and sleep under the stars beginning at 1:00 PM for only \$15 per person. Finish your camping experience by waking up with the sunrise and enjoy breakfast around the campfire. This event is in partnership with Lake Simcoe Region Conservation Authority.

20. Trinity Glen Housing Community – Annual Garden Competition

Councillor Broome thanked the residents and organizers of the Trinity Glen Housing Community Annual Garden Competition for their efforts and congratulated those involved on a successful event. She also thanked them for inviting her to be a part of the judging committee.

21. Jamie Ann Palm Butterfly Golf Tournament

Councillor Broome acknowledged the community for their incredible work on the 3rd Annual Jamie Ann Palm Butterfly Golf Tournament. She advised that the Butterfly Cup raises money to provide scholarships for Grade 12 graduates in honour of Jamie, and further advised that this year two graduates received scholarships.

22. Kids Downtown

Councillor Broome invited residents each Tuesday in July from 7:00 to 8:00 PM for Kids Downtown. This child-oriented entertainment show allows you to bring a lawn chair or a blanket to delight in the evening's entertainment. Check newmarket.ca/events closer to the date for a list of featured entertainment. Kids Downtown will take place at Newmarket's Riverwalk Commons. In the case of inclement weather, the show will take place inside the Newmarket Community Centre & Lions Hall.

23. Coyote – Public Information Centre

Councillor Bisanz advised residents that there was a PIC regarding wildlife, specifically coyotes on Wednesday, June 21, 2017. At the PIC, residents, animal control staff, Town staff, Members of Council and staff from the Ministry of Natural Resources were present. She highlighted some information from the PIC including tips for how to prevent encounters with coyotes such as: limiting food sources; keeping barbeques clean and covered when not in use, securing garbage and storing garbage indoors until collection day. She further advised that dogs and cats should be kept on leash when outdoors to prevent conflict with coyotes. Lastly, she provided some information on what to do if you have an encounter with a coyote, mainly to: make a lot of noise, do not turn your back on the coyotes and do not feed the coyotes and to contact 911 if the coyote appears aggressive. She further advised that the Town is providing information to residents about coyotes on the Town website, social media and brochures, and that permanent signs have been posted in 17 locations. As well, a smartphone app is being created for the website that allows residents to report coyote sightings and view these sightings on the map.

24. Ward 7 Summer Gathering

Councillor Bisanz invited Ward 7 residents to a Ward 7 summer gathering on Wednesday, August 16, 2017 from 6:30 to 8:00 PM at Alexander Muir Public School on Ford Wilson Boulevard. Enjoy refreshments and discussion about happenings in the neighbourhood, and how to get involved in making the community even better. The summer gathering is being held in conjunction with the Town of Newmarket's Moonlight Movies event at 8:30 PM. Bring your children to enjoy some fun activities! For more information call 905-953-5323 or email cbisanz@newmarket.ca.

25. Kanata Summer Festival

Mayor Van Bynen invited residents to join the Town in acknowledging Canada's 150th birthday and celebrate Canada Day at the Annual Kanata Summer Festival on July 1, 2017. There will be vendors at the Newmarket Farmer's Market and stage entertainment at Riverwalk Commons in addition to a pancake breakfast (\$4/serving) presented by the Newmarket Car Club beginning at 8:00 AM. Commencing at 11:00 AM in the Fairy Lake area, enjoy entertainment for all ages. Finish your Canada Day at George Richardson Park (off Bayview Parkway) starting at 7:30 PM with musical entertainment,

followed by an amazing fireworks display at approximately 10:00 PM. Full details are available online at newmarket.ca/kanata. He advised residents that they can purchase the 150 Days of Summer button in advance at any Customer Service kiosk to reduce wait times in line on event day.

26. Municipal Offices closed on Monday, July 3, 2017

Mayor Van Bynen advised that the Municipal Offices are closed on Monday, July 3, 2017 to observe Canada Day.

27. Next Council Meeting is Monday, September 11, 2017

Mayor Van Bynen advised residents that the next Council Meeting will be on Monday, September 11, 2017 at 7:00 PM.

New Business

28. Active Transportation Plan and Bike Facility on Mulock Drive

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

1. That staff be directed to explore options and investigate funding sources in an effort to move forward with an application for a multi-use path and/or an off-road bike lane opportunity in conjunction with the Region along Mulock Drive as part of the town's Active Transportation Network Action Plan.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

29. Appointment to Newmarket-Tay Hydro Ad Hoc Committee

Moved by: Councillor Twinney
Seconded by: Councillor Kerwin

1. That Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor and Councillor Bisanz be appointed to an Ad Hoc Committee for Newmarket Tay Hydro.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Closed Session

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

Confirmatory By-law

2017-46 A By-law to confirm the proceedings of Council – June 26, 2017.

Moved by: Councillor Twinney
Seconded by: Councillor Kwapis

1. That By-law 2017- 46 be enacted.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Adjournment

Moved by: Councillor Broome
 Seconded by: Councillor Kwapis

1. That the Council Meeting adjourn at 9:12 PM.

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

Opposed: None
 (8 in favour, 0 opposed)

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

The meeting of the Committee of the Whole was held on Monday, August 28, 2017 in the 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
P. Noehammer, Commissioner of Development and Infrastructure Services
I. McDougall, Commissioner of Community Services
R. Nethery, Director of Planning and Building Services
L. Lyons, Director of Legislative Services/Town Clerk
K. Saini, Deputy Clerk
A. Cammaert, Senior Planner, Policy
H. Leznoff, Council/Committee Coordinator
J. Patel, Applications Support Analyst

The meeting was called to order at 1:30 PM.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the following additional items:

- (1) Correspondence circulated by e-mail dated August 25, 2017 from the Building Industry and Land Development Association with respect to an item listed on the agenda regarding Height and Density Bonusing Implementation Guidelines.
- (2) Correspondence circulated by e-mail dated August 28, 2017 from MHBC Planning and Urban Design and Landscape Architecture with respect to

an item listed on the agenda regarding Height and Density Bonusing Implementation Guidelines.

- (3) A request for the Committee of the Whole to convene into a Closed Session for the purpose of receiving advice subject to solicitor/client privilege as per Section 239 (2) (f) of the Municipal Act, an item listed on the agenda regarding the Ontario Municipal Board and 770 Gorham Street.

Moved by: Councillor Kwapis
Seconded by: Councillor Broome

1. That the additions to the August 28, 2017 Committee of the Whole agenda be approved.

Carried by 2/3 majority

Declarations of Pecuniary Interest

There were no declarations of pecuniary interest.

Presentations & Recognitions

There were no presentations and recognitions.

Deputations

1. Ms. Patricia Hildreth - 770 Gorham

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

1. That the deputation by Ms. Patricia Hildreth regarding the Appeal to the Ontario Municipal Board from a decision of the Committee of Adjustment denying an application for Consent to Sever and Minor Variances re: 770-Gorham Street be received.

Carried

Consent Items

Moved by: Councillor Kerwin
 Seconded by: Councillor Bisanz

That the following items (2 to 25) be adopted on consent:

2. Application for Zoning By-law Amendment – 514 Davis Drive

1. That Development and Infrastructure Services - Planning and Building Services Report 2017-31 dated August 28, 2017 regarding Application for a Zoning By-law Amendment be received and the following recommendations be adopted:
 - a. That the application for a Zoning By-law Amendment, as submitted by 1548373 Ontario Inc. (Oskar Group) for lands located at 514 Davis Drive, be referred to a public meeting; and,
 - b. 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; and,
 - c. That 1548373 Ontario Inc. (Oskar Group), c/o Adam Lennie, 3660 Midland Avenue, Suite 200, Toronto, ON M1V 0B8 be notified of this action.

3. 2018 Schedule of Council and Committee of the Whole Meetings

1. That Corporate Services Report – Legislative Services – 2017-14 dated August 14, 2017 entitled “2018 Schedule of Council and Committee of the Whole Meetings” be received; and,
2. That the 2018 Council and Committee of the Whole meeting schedule be adopted.

4. Canada 150 Community Infrastructure Contribution Agreement

1. That Office of the CAO/Strategic Initiatives and Development and Infrastructure Services Commission Report 2017-06 dated July 28, 2017 regarding the Canada 150 Community Infrastructure Program Contribution

Agreement be received and the following recommendation be adopted:

- a. That Council approve and authorize Robert N. (Bob) Shelton, Chief Administrative Officer and Peter Noehammer, Commissioner, Development and Infrastructure Services to enter into a Contribution Agreement with Her Majesty the Queen in Right of Canada to receive funds through the Federal Economic Development Agency for Southern Ontario under the Canada 150 Community Infrastructure Program for the following projects and funding amounts approved under the Canada 150 Community Infrastructure Program:
 - i. 809957 Replacement of Clare Salisbury Park Playground Equipment - \$63,954;
 - ii. 809958 Replacement of Ken Sturgeon Park Playground Equipment - \$75,922;
 - iii. 809960 Replacement of Paul Semple Park Playground Equipment - \$45,254;
 - iv. 809962 Replacement of Audrie Sanderson Park Playground Equipment - \$36,091; and,
 - v. 810139 Renovation of Newmarket Recreation Youth Centre - \$70,890

5. **Parking Amendments – Marianneville, Sundial homes and National Homes Subdivisions**

1. That Development and Infrastructure Services Report ES 2017-26 dated July 20, 2017 entitled “Parking Amendments – Marianneville, Sundial Homes and National Homes Subdivisions” be received and the following recommendations be adopted:
 - a. That Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by adding the following: and,

Road	Side	Between	Prohibited Times
Alf Neely Way	East/South	Millard Avenue West to Eagle Street West	Anytime
Mitchell Place	East	Davis Drive West to terminus	Anytime
Mitchell Place	West	Davis Drive West to a point approximately	Anytime

		100 metres south	
Brown Court	North	Mitchell Place to terminus	Anytime
Reg Harrison Trail	West	Alex Doner Drive to #282 Reg Harrison Trail	Anytime
Reg Harrison Trail	East	#287 Reg Harrison Trail to Crossland Gate	Anytime
Vantage Loop	North	William Booth Avenue to Woodland Hills Park	Anytime
Vantage Loop	West	Woodland Hills Park to 50 metres west of Allure Street	Anytime
Vantage Loop	North/West	50 metres west of Allure Street to Delano Way	Anytime
Vivant Street	North	William Booth Avenue to Allure Street	Anytime
Delano Way	North	William Booth Avenue to Allure Street	Anytime
Delano Way	Both	William Booth Avenue to east limit	Anytime
Bravo Lane	North	Vantage Loop to Allure Street	Anytime
Allure Street	West	Vantage Loop to Vantage Loop	Anytime
Tango Crescent	North/East/South	William Booth Avenue to William Booth Avenue	Anytime
Capella Street	West	Solstice Circle to Solstice Circle	Anytime
Urbana Lane	West	Delano Way to Solstice Circle	Anytime
Solstice Circle (north)	East/West/North	Delano Way to Delano Way (outer side)	Anytime
Solstice Circle (south west)	West/North	Delano Way to Capella Street	Anytime
Solstice Circle (south and east)	East/North	Delano Way to Capella Street	Anytime
William Booth	Both	Knapton Drive to	Anytime

Avenue		Davis Drive	
Carm Shier Court	North	Harry Douglas Street to terminus	Anytime
Helena Court	North	Somerville Drive to Harry Douglas Street	Anytime
Mickleburgh Drive	North	Somerville Drive to Harry Douglas Street	Anytime
Somerville Drive	West	Dillman Avenue to terminus	Anytime
Harry Douglas Street	South/East	Dillman Avenue to Somerville Drive	Anytime

- b. That the necessary By-law be prepared and submitted to Council for approval.

6. Water Meter By-law – New By-law to regulate water meter use within the serviced area of the Town of Newmarket

1. That Development and Infrastructure Services Report 2017-25 dated July 28, 2017 entitled Water Meter By-law – New By-law to regulate water meter use within the serviced area of The Corporation of the Town of Newmarket be received and the following recommendations be adopted:
 - a. That Council adopt a New Water Meter By-law to regulate the use of residential and commercial water meters, as described in this report and set out in By-Law 2017-49 (Attachment 1); and,
 - b. That a copy of The Town of Newmarket's Water Meter By-law 2017- 49 be placed on the Town of Newmarket website.

7. Sewer Use By-law Update – Discharge of Sewage, Storm Water and Land Drainage By-law within the serviced area of the Town of Newmarket

1. That Development and Infrastructure Services Report - PWS 2017-24 dated August 28, 2017, entitled "Sewer Use By-law Update - Discharge of Sewage, Storm Water and Land Drainage By-law within the serviced area of The Corporation of the Town of Newmarket" be received and the following recommendations be adopted:
 - a. That Council adopt an updated Sewer Use By-law to protect the environment, public health and the Town's infrastructure, as described in this report and set out in By-law 2017-50 (Attachment 1); and,

- b. That Council repeal the current Sewer Use By-law No. 2006-111, as amended; and,
- c. That a copy of The Town of Newmarket's Sewer Use By-law No. 2017-50 be forwarded to the Clerk of York Region for information.

8. Ontario Regulation 366-09 Display Screens and Hand-Held Devices

- 1. That Development and Infrastructure Services Report - Public Works Services 2017-27 dated July 20, 2017 regarding Ontario Regulation 366/09 - Display Screens and Hand-Held Devices be received and the following recommendations be adopted:
 - a. That the Town of Newmarket supports the permanent exemption from Ontario Regulation 366/09 for the use of two way radios for public function drivers; and,
 - b. That this resolution be submitted to the Ministry of Transportation, Road Safety Policy Office, and that it be distributed to the Regional Municipality of York, Ontario Good Roads Association (OGRA), Association of Municipalities of Ontario (AMO) and the Local Municipalities of York Region.

9. Correspondence from Mayor Rob Burton, Chair of Auto Mayors, dated June 2017 regarding a resolution with respect to Protecting the Automotive Sector in Newmarket

Whereas, the auto sector directly employs over 101,000 people in Ontario, and indirectly supports the creation of more than 300,000 good jobs in communities nationwide; and,

Whereas, the automotive industry represents Canada's largest manufacturing sector, Ontario's chief export and the economic lifeblood of hundreds of Canadian communities; and,

Whereas, a thriving auto sector is an essential part of Newmarket's local economy, stimulating growth, innovation, and good, high-paying jobs; and,

Whereas, Canada's auto sector has been deeply integrated with that of the United States since the early-20th century, as indicated by the 1965 Canada-US Auto Pact; and,

Whereas, the North American Free Trade Agreement governs nearly every aspect of Canada and the United States' economic relationship, including the

import and export of auto parts and vehicles; and,

Whereas, even minor changes to the established trade relationship between Canada and the United States could have enormous consequences for workers and consumers on both sides of the border; and,

Whereas, in 2016 the government of Ontario and Michigan signed a Memorandum of Understanding calling for increased cooperation and partnership between their two automotive sectors; and,

Whereas, the United States has announced its intent to renegotiate NAFTA; and,

Whereas, Canada's economic future and the continued wellbeing of Newmarket's local economy depend on a thriving automotive sector.

Therefore be it resolved, Council:

1. Join with Councils across Ontario in calling on the federal government to make the protection and growth of Canada's automotive sector a key priority in the upcoming NAFTA negotiations; and,
2. Request the Mayor write a letter to Prime Minister Justin Trudeau and Newmarket's local member of Parliament reinforcing these concerns; and,
3. Urge those local members of Parliament who have not yet done so to join the parliamentary auto caucus, advocating for the wellbeing of Canada's automotive sector in Ottawa.

10. Newmarket Economic Development Advisory Committee Meeting Minutes of November 1, 2016

1. That the Newmarket Economic Development Advisory Committee Meeting Minutes of November 1, 2016 be received.

11. Accessibility Advisory Committee Meeting Minutes of March 23, 2017

1. That the Accessibility Advisory Committee Meeting Minutes of March 23, 2017 be received.

12. Item 3 of the Accessibility Advisory Committee Meeting Minutes of March 23, 2017

1. That the Operational Leadership Team recommends that the following recommendation be referred to staff for review and report:
 - a. The Accessibility Advisory Committee recommends to Council that the Committee request that Council consider ways to make as many entrances to Main Street buildings as accessible as possible.

13. Newmarket Public Library Board Meeting Minutes of May 17, 2017

1. That the Newmarket Public Library Board Meeting Minutes of May 17, 2017 be received.

14. Joint Council and Newmarket Economic Development Advisory Committee Workshop Minutes of May 1, 2017

1. That the Joint Council and Newmarket Economic Development Advisory Committee Workshop Minutes of May 1, 2017 be received.

15. Heritage Newmarket Advisory Committee Meeting Minutes of May 2, June 13 and draft minutes of July 11, 2017

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of May 2, June 13, and draft minutes of July 11, 2017 be received.

16. Item 5 of the draft Heritage Newmarket Advisory Committee Meeting Minutes of July 11, 2017 regarding Removal of 770 Gorham Street from Municipal Register of Non-Designated Heritage Properties

1. The Operational Leadership Team recommends to Council that the following be referred to staff for review and report:
 - a. That the Heritage Newmarket Advisory Committee recommend to Council that the request to remove the property known as 770 Gorham Street from the Municipal Register of Non-Designated Heritage Properties be denied; and,
 - b. That the Heritage Newmarket Advisory Committee recommend to Council that the property known as 770 Gorham Street be designated a heritage property due to its cultural and architectural importance.

17. Items 6 and Item 9 of the draft Heritage Newmarket Advisory Committee Meeting Minutes of July 11, 2017 regarding Workplan & Operating Budget Discussion and Ontario Heritage Conference

1. The Operational Leadership Team recommends to Council that the following be referred to staff for consideration as part of the 2018 budget process:
 - a. That Heritage Newmarket Advisory Committee recommend to Council that \$5,000 be allocated for designation reports; and,
 - b. That Heritage Newmarket Advisory Committee recommend to Council that \$500 be allocated towards a workshop for Real Estate Professionals and Property Appraisers; and,
 - c. That Heritage Newmarket Advisory Committee recommend to Council that \$1,600 be allocated towards purchasing 4 Heritage Conservation District plaques; and,
 - d. That the Heritage Newmarket Advisory Committee recommend to Council that \$3,000 be allocated towards attendance for two members to attend the annual Heritage Conference.

18. Main Street District Business Improvement Area Board of Management Meeting Minutes of May 16 and June 20, 2017

1. That the Main Street District Business Improvement Area Board of Management Meeting Minutes of May 16 and June 20, 2017 be received.

19. Newmarket Downtown Development Committee Meeting Minutes of March 31, 2017

1. That the Newmarket Downtown Development Committee Meeting Minutes of March 31, 2017 be received.

20. Proclamation Request - October 7, 2017 - International Trigeminal Neuralgia Day and Request to Light Up Riverwalk Commons

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim October 7, 2017 as "International Trigeminal Neuralgia Day"; and,

3. That the proclamation be advertised in the Town Page advertisement and on the Town's website; and,
4. That Riverwalk Commons be lit in teal on October 7, 2017.

21. Proclamation Request- September 2017- Prostate Cancer Awareness Month

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim the month of September 2017 as "Prostate Cancer Awareness Month"; and,
3. That the proclamation be advertised in the Town Page advertisement and on the Town's website.

22. Proclamation Request - September 2017 - Childhood Cancer Awareness Month

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim September 2017 as "Childhood Cancer Awareness Month"; and,
3. That the proclamation be advertised in the Town Page advertisement and on the Town's website.

23. Proclamation Request - September 22, 2017 - Recovery Day 2017

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim September 22, 2017 as "Recovery Day"; and,
3. That the proclamation be advertised in the Town Page advertisement and on the Town's website.

24. Proclamation Request - September 4, 2017 - National PKD (Polycystic Kidney Disease) Awareness Day in the Town of Newmarket

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim September 4, 2017 as "National PKD Awareness Day"; and,

3. That the proclamation be advertised in the Town Page advertisement and on the Town's website.

25. List of Outstanding Matters

1. That the list of outstanding matters be received.

Carried

26. Zoning By-laws 2010-40, 1981-96 and 1979-50 Review

Moved by: Councillor Bisanz
Seconded By: Counsellor Twinney

1. That Development and Infrastructure Services Report - Planning and Building Services 2017-25 dated August 28, 2017 regarding Zoning By-laws 2010-40, 1981-96 and 1979-50 Review be received and the following recommendations be adopted:
 - a. That staff be directed to prepare amendments to Zoning By-law 2010-40, 1981-96 and 1979-50 and to the Official Plan as discussed in this report; and,
 - b. That the proposed amendments be presented to Committee before being referred to a public meeting; and,
 - c. That following the public meeting, any issues identified in this report, together with comments from the public, Committee, and those received through agency and departmental circulation, be addressed by staff in a comprehensive report to the Committee of the Whole, if required.

Carried

27. Servicing Allocation Policy, Updated July 2017

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

1. That Development and Infrastructure Services/Planning and Building Services Report 2017-27 dated August 28, 2017 regarding the Town of Newmarket's Servicing Allocation Policy, updated July 2017 be received and that the following recommendation be adopted:
 - a. That Council adopt the Servicing Allocation Policy, updated July 2017, included as Attachment 1 to Report 2017-27.

Carried

28. Height and Density Bonusing Implementation Guide

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

1. That Development and Infrastructure Services/Planning and Building Services Report 2017-28 dated August 28, 2017 regarding the Town of Newmarket's Height and Density Bonusing Implementation Guidelines be received and that the following recommendations be adopted, as amended:
 - a. That Council adopt the Height and Density Bonusing Implementation Guidelines, dated August 2017, included as attachment 1 to Report 2017-28; and,
 - b. **That the policy be reviewed in two years.**

Carried

29. Administrative Monetary Penalty System for Automated Speed Enforcement in York Region

Moved by: Councillor Vegh
 Seconded by: Councillor Broome

1. That Legislative Services Information Report 2017-11 entitled "Administrative Monetary Penalty System for Automated Speed Enforcement in York Region" be received.

Carried

The Committee of the Whole recessed at 2:45 PM and reconvened at 3:00 PM.

30. Appeal to the Ontario Municipal Board from a decision of the Committee of Adjustment denying an application for Consent to Sever and Minor Variances re: 770 Gorham Street

Moved by: Councillor Kerwin

Seconded by: Regional Councillor & Deputy Mayor Taylor

1. That Corporate Services (Legal Services) Report 2017-15 dated August 28, 2017 regarding the appeal to the Ontario Municipal Board (“OMB”) by the Owner of 770 Gorham Street (“the Lands”) from a decision of the Committee of Adjustment to deny an application for Consent to Sever and for Minor Variances be received, and the following recommendations be adopted, as amended:
 - a. That staff be directed to advise the OMB that:
 - i. Council supports the Committee of Adjustment’s decision to deny the applications for a Consent to Sever and Minor Variances in connection with the Lands; and,
 - ii. The Town **will appear** as Party at the OMB hearing in this matter; and,
 - iii. In the event that the OMB decides to allow the appeal, the Town will request the following conditions as part of any Order approving the Consent to Sever and Minor Variances:

“That Consent to Sever Application D10-B03-16 and Minor Variance Applications D13-A18-16 and D13-A19-16 be approved, subject to the following conditions:

 - (a) That the variances pertain only to the requests as submitted with the application; and,
 - (b) That the owner enter into a Site Plan Agreement with the Town for the future development of the lands; and,
 - (c) That the applicant be advised that compliance will be required with the provisions of the Town’s Tree

Preservation, Protection, Replacement and Enhancement Policy; and,

- (d) That the development be substantially in accordance with the Site Plan and Elevations submitted with the application.”

Carried

Action Items

None.

Reports by Regional Representatives

None.

Notices of Motion

None.

Motions

None.

New Business

- (1) Councillor Hempen indicated that he would provide staff with a report relating to cost sharing or subsidy programs for home owners in high hazard flood areas and requested that staff report back with further information and options.
- (2) Councillor Vegh requested that staff investigate issues associated with vacant properties and absentee landlords, specifically regarding grass cutting. The Clerk advised that a “Clean Yards By-law” addressing this topic is scheduled to be brought to Committee of the Whole in November 2017.
- (3) Councillor Twinney requested an update regarding parkland improvements at Glen Cedar Park.

- (4) Councillor Kerwin thanked staff for their work at various Town events and reminded the public about Moonlight Movies that feature chocolate treats from Effem Foods.
- (5) Councillor Kwapis:
 - (a) Presented a petition regarding traffic on Botsford Street and asked that the petition be received and referred to staff, and circulated to Council.
 - (b) Asked staff to look into trail etiquette and additional signage using the green light, yellow light, and red light sign system.
 - (c) Requested that Riverwalk Commons be lit in the appropriate colour as per each proclamation request. Mayor Van Bynen suggested that this be referred to staff to review.

Closed Session

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

That Committee of the Whole resolve into a Closed Session to discuss the following matter:

- (1) Advice that is subject to solicitor-client privilege, as per Section 239 (2) (f) of the Municipal Act, 2001 related to Item 9 - Appeal to the Ontario Municipal Board from a decision of the Committee of Adjustment denying an application for Consent to Sever and Minor Variances re: 770 Gorham Street.

Carried

The Committee of the Whole resolved into Closed Session at 3:03 PM.

The Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Committee of the Whole resumed into public session at 3:42 PM.

Public Hearing Matters (7:00 PM)

None.

Adjournment

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

1. That the Committee of the Whole meeting adjourn at 4:00 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

IMPLEMENTATION GUIDELINES FOR SECTION 37 OF THE *PLANNING ACT* IN THE URBAN CENTRES (HEIGHT & DENSITY BONUSING)

~~Prepared: August, 2017~~ September 11, 2017



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1.0 Introduction

The purpose of these Guidelines is to provide a clear implementation structure for the bonusing policies of the Urban Centres Secondary Plan (Section 14.2.9) by:

1. Describing the process for negotiating Section 37 Agreements;
2. Identifying which developments will be eligible for consideration of Section 37 bonusing; and
3. Setting out a methodology to calculate valuations for Section 37 contributions.

Section 37 of the *Planning Act* permits a municipality to pass a by-law under Section 34, authorizing increases in the height and density of a development in exchange for the provision of “facilities, services or matters” as set out in the by-law.

Subsection 37(2) of the *Planning Act* makes it clear that there must be an Official Plan in effect containing bonusing provisions relating to the authorization of increases in height and density. Section 14.2.9 (Bonusing) of the Urban Centres Secondary Plan provides these policies.

Section 37 does not outline a detailed list of the nature of the “facilities, services or matters” to be provided under Section 37, in exchange for increases in height and/or density, however Section 14.2.9 (Bonusing) of the Urban Centres Secondary Plan sets out these policies (the “Public Benefits”).

Any development application seeking increases in height and/or density within the Urban Centres Secondary Plan area are subject to these guidelines. These Guidelines must be read in conjunction with the policies of the Town Official Plan and the Urban Centres Secondary Plan. If any conflicts arise between Official Plan provisions / Urban Centres Secondary Plan and these Guidelines, the Official Plan / Secondary Plan provisions shall prevail.

2.0 Procedure

This procedure will be managed by Planning & Building Services and any recommendations in this regard will be made by Planning staff, with input from other Town departments and agencies as required, and approved by Council.

The Procedure regarding Section 37 Public Benefit negotiations for the Town is as follows:

1. The development application is submitted to Planning and Building Services, requesting additional height and /or density. The submission is to include a Bonusing Justification Report which must address all the elements outlined in Section 7 of these Guidelines.
2. The Mayor and Council shall be notified of the development application, and requested Section 37 bonusing, through the circulation of the Notice of Complete Application. Such notification shall include application details, the increase in height and/or density being sought and a description of the proposed Public Benefit(s).
3. Following the circulation of the Notice of Complete Application, Planning staff prepare the Preliminary Report which will outline the details of the proposed Section 37 Public Benefit for Committee of the Whole's consideration (including rationale for the increased building height and/or density and an explanation of the nature of the proposed Public Benefit(s)), and include a recommendation that the application proceed to a statutory Public Meeting (if appropriate).
4. The statutory Public Meeting is held, including a discussion regarding the proposed increased building height and/or density and the nature of the proposed Public Benefit(s).
5. Following the statutory Public Meeting, Planning staff and elected officials may work with the applicant/owner to confirm the appropriateness of the proposed Public Benefit(s) and ensure that the associated calculations are completed in conformity with these guidelines. These details will form the basis of the Section 37 Agreement and implementing Zoning By-law.
6. Once the bonusing details are agreed upon, Planning staff will prepare the final Report which will recommend (if appropriate):
 - i. The preparation of the Section 37 Agreement by Town staff; and
 - ii. Approval of the Zoning By-law Amendment (subject to securing the Public Benefit(s)).

3.0 Implementation Principles of Section 37

The following principles must be followed when negotiating Public Benefits under Section 37 of the Planning Act:

1. Planning staff shall be involved in discussing or negotiating Section 37 Public Benefit(s) with applicant/owner.
2. The proposed development must be consistent with the policies of the Urban Centres Secondary Plan and represent good planning as determined by Planning staff.
3. An increase in height and/or density shall not exceed the Discretionary Maximum Height with Bonusing or the Discretionary Maximum FSI with Bonusing identified on Schedule 4 of the Urban Centres Secondary Plan.
4. Section 37 Public Benefit(s) shall be generally consistent with those provided in Section 14.2.9 ii. of the Urban Centres Secondary Plan, or cash-in-lieu of such benefits.
5. Calculations determining the required level of Section 37 benefits ([Public Benefit or cash-in-lieu value](#)) shall be consistent with the formulas provided in Section 9 (Valuation Methodology) of these Guidelines.
6. Specific Public Benefit(s) and the specific increase(s) in height and/or density shall be set out in the implementing zoning by-law.
7. There shall be a reasonable planning relationship between the secured Public Benefit(s) and the increase in height and/or density in the contributing development, as determined by Planning staff.
8. Good architecture and good design are expected of all developments, as a matter of course, and are not eligible Section 37 benefits.
9. Council has the discretion on a case by case basis, whether or not to exempt certain development applications from providing Section 37 Public Benefit(s) in exchange for additional heights and/or densities.
10. Council has the discretion on a case by case basis, whether or not to amend any Section 37 agreements that Planning staff have made with applicant/owner.
- ~~10.11.~~ [Council has the discretion on a case by case basis, to increase the minimum 25% value for Public Benefit\(s\), as set out in these Guidelines, in instances where a significant community need is identified.](#)

~~11.12.~~ The value of all contributions will be indexed with the Statistics Canada Construction Price Index from the date of the agreement to the date of payment.

~~12.13.~~ Other matters required to support a development may also be secured in a Section 37 Agreement, as a legal convenience.

~~13.14.~~ If applicable, when reviewing an application for a minor variance involving an increase in height and/or density, Planning staff shall advise the Committee of Adjustment of the Town's interest in negotiating Section 37 Public Benefit(s).

4.0 Geographic Location of the Public Benefit

It is the Town's preference that the Public Benefit(s) provided in exchange for additional height and/or density for a development project be provided in the vicinity (i.e. on the same site or neighbourhood) of the development project. Planning staff shall determine appropriateness of the geographic acceptability of any proposed Public Benefit(s).

In some cases, Public Benefit(s), or the cash equivalent, may be accepted to address particular Town-wide needs which cannot be adequately addressed in the vicinity of the development.

5.0 Eligible Development Applications

Development applications eligible for bonusing must meet the following criteria:

1. The development property must entirely be located within the Urban Centres Secondary Plan area;
2. The portion of the property proposed for development must be designated Medium Density, Medium-High Density or High Density on Schedule 4 of the Urban Centres Secondary Plan.

~~6.0 Exemptions~~

~~Council has the discretion on a case by case basis, whether or not to exempt certain development applications from providing Section 37 Public Benefit(s) in exchange for additional heights and/or densities.~~

7.0 Determination of Appropriate Types of Public Benefit(s)

The Urban Centres Secondary Plan (Section 14.2.9 ii) provides a list of the general types of Public Benefit(s) that are acceptable to the Town. The determination of appropriate Public Benefit(s) for a specific application shall ~~conform to~~ be consistent with Section 14.2.9 ii of the Secondary Plan as well as the other “Bonusing” policies of the Urban Centres Secondary Plan.

In accordance with Section 14.2.9 iii of the Urban Centres Secondary Plan, development applications requesting bonusing shall be required to be supported by a Bonusing Justification Report that sets out the Public Benefits proposed to be provided, the increase in density and/or height requested, the planning rationale for the requested increase in density and/or height, and demonstrate, to the satisfaction of Planning staff, that the development:

1. Represents good planning;
2. Is consistent with the objectives of the Urban Centres Secondary Plan;
3. Meets the applicable urban design and built form policies of the Urban Centres Secondary Plan;
4. Represents appropriate development in the context of the surrounding character;
5. Can be accommodated by existing or improved infrastructure; and
6. Will not adversely impact the transportation network or, where cumulative impacts are identified, such impacts are accommodated through existing or planned road, transit improvements and/or other Transportation Demand Management measures.

Following submission of the application, including the Bonusing Justification Report, Planning staff will circulate the Notice of Complete Application to Council advising that Section 37 bonusing is being requested.

Planning staff will then prepare the Preliminary Planning Report describing details of the requested height/density and proposed Public Benefit(s) and, if appropriate, recommend that the application proceed to a statutory Public Meeting where public feedback can take place.

Following the Public Meeting, ~~if appropriate,~~ Planning staff and elected officials (including the Ward Councillor) will work with the applicant/owner on the bonusing details including the form of Public Benefit(s). The following additional matters may also play a role in determining the appropriate types of Public Benefit(s):

1. Consultation with Ward Councillor and Council;
2. Consultation with other Town Departments;

3. Knowledge on the part of Town Planning staff, Ward Councillor or other Town staff of local community needs;
4. Council approved studies or assessments outlining community needs; and/or
5. Additional consultation with the local community.

Planning staff will then prepare the final Report to be considered by Committee of the Whole. If appropriate, this Report will recommend: (i) the preparation of the Section 37 Agreement by Town staff; and (ii) approval of the Zoning By-law Amendment (subject to securing the Public Benefit(s)).

8.0 Securing the Public Benefit(s)

Prior to the enactment of the zoning by-law amendment, the applicant/owner will execute a Section 37 Agreement securing the Public Benefit(s). The agreement will be registered on title and will identify the Public Benefit(s), and how any cash benefit will be used. Cash contributions will be paid prior to the issuance of the first full (above-grade) building permit for the respective development.

Proceeds will be placed in a dedicated “Section 37 Reserve Fund” managed by Town staff. In accordance with legislative requirements, the Town will prepare an annual financial statement detailing monies collected under Section 37 bonusing, and make it available to the public.

Should excess funds remain after the reasonable completion and closing of a Public Benefit project, the Town shall maintain the excess funds in the Section 37 Reserve Fund to be used at the Town’s discretion towards other Public Benefit projects.

9.0 Valuation Methodology of Public Benefits

An “increase in land value” approach will be utilized as a means of setting the minimum value of maximum upset limit for Section 37 contributions. ~~whereby the~~ minimum maximum contribution for Public Benefit(s) represents a reasonable portion of the increase in the land value resulting from an increase in height and/or density over the limits (i.e. “Base Density”) identified in the Urban Centres Secondary Plan.

The Town will seek to achieve a value for Public Benefit(s) of at least 25% of the increase in land value resulting from the increase in height and/or density.

9.1 Increase in Land Value Formula

The Increase in Land Value Formula shall be implemented using the following steps:

1. Determine “Base Density”
2. Determine the Buildable Gross Floor Area (GFA) from Base Density
3. Determine the Land Value that corresponds to Base Density
4. Determine the Land Value that corresponds to the Proposed Density
5. Calculate the Increase in Land Value and ~~Minimum~~~~Maximum~~ Section 37 Contribution (being at least 25% of the increase in land value resulting from the increase in height and/or density)

Where terms used in this methodology are defined in the Urban Centres Secondary Plan, including but not limited to Gross Floor Area, Floor Space Index, and Land Area, the definition of those terms in the Urban Centres Secondary Plan shall be used.

9.1.1 Determine the “Base Density”

The “Base Density” represents the maximum height and FSI permitted (without the respective discretionary maximums for height and FSI with bonusing) of a development site according to the Urban Centres Secondary Plan.

9.1.2 Determine the Buildable Gross Floor Area (GFA) of Base Density

$$\frac{\text{Lot Area}}{(\text{sq m})} \times \frac{\text{Base Density}}{\text{Density}} = \frac{\text{Buildable GFA of}}{\text{Base Density}}$$

9.1.3 Determine the Land Value that corresponds to Base Density

A land value per square metre of buildable GFA shall be calculated according to the location and size (buildable floor area) of the development parcel. The values provided will be determined by an appraisal prepared by an accredited professional appraiser selected by the Town and at the sole expense of the applicant/owner, or by such other reasonable method as determined by the Town using MPAC and/or recent sale values for the property.

The total value of the development site according to Base Density will be calculated as follows:

$$\frac{\text{Buildable GFA of}}{\text{Base Density}} \times \text{Est. Value per sq. m of GFA} = \text{Total Land Value under Base Density}$$

9.1.4 Determine the Land Value that corresponds to the Proposed Density

The corresponding Land Value to the Proposed Density shall be calculated as follows:

$$\text{Buildable GFA of } \textbf{Proposed Density} \times \text{Est. Value per sq. m of GFA} = \text{Total Land Value under } \textbf{Proposed Density}$$

9.1.5 Calculate the Increase in Land Value and ~~Maximum~~ Minimum Section 37 Contribution

The Increase in Land Value and Section 37 contribution shall be calculated as follows:

Step 1

$$\text{Total Land Value under } \textbf{Proposed Density} - \text{Total Land Value under } \textbf{Base Density} = \text{Increase in Land Value}$$

Step 2

$$\text{Increase in Land Value} \times \text{\% of Increase in Land Value (at least 25\%)} = \text{Upset Limit of Minimum value of Section 37 Contribution or cash-in-lieu value}$$

9.2 Phased Developments

The appraisal for phased developments shall proceed in stages. The initial land valuation shall be based on the Phase 1 Site Plan Agreement. The Town will appraise each additional phase at the time of building permit issuance. The appropriate Section 37 benefits may be collected in stages according to the timing of each phase.

10.0 Altering, Modifying or Replacing Guidelines

Council reserves the right to alter, modify or replace these Guidelines as deemed appropriate.



Corporation of the Town of Newmarket

By-law Number 2017-52

A By-law to amend By-law 1993-62, as amended, being a by-law to regulate parking within the Town of Newmarket.
(Schedule X – No Parking)

Whereas it is deemed necessary to amend By-law 1993-62, as amended, being a By-law to Regulate Parking within the Town of Newmarket.

Therefore be it enacted by the Municipal Council of the Corporation of the Town of Newmarket as follows:

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

ROAD	SIDE	BETWEEN	PROHIBITED TIMES
Alf Neely Way	East/ South	Millard Avenue West to Eagle Street West	Anytime
Mitchell Place	East	Davis Drive West to terminus	Anytime
Mitchell Place	West	Davis Drive West to a point approximately 100 metres south	Anytime
Brown Court	North	Mitchell Place to terminus	Anytime
Reg Harrison Trail	West	Alex Doner Drive to #282 Reg Harrison Trail	Anytime
Reg Harrison Trail	East	#287 Reg Harrison Trail to Crossland Gate	Anytime
Vantage Loop	North	William Booth Avenue to Woodland Hills Park	Anytime
Vantage Loop	West	Woodland Hills Park to 50 metres west of Allure Street	Anytime
Vantage Loop	North/ West	50 metres west of Allure Street to Delano Way	Anytime
Vivant Street	North	William Booth Avenue to Allure Street	Anytime
Delano Way	North	William Booth Avenue to Allure Street	Anytime
Delano Way	Both	William Booth Avenue to east limit	Anytime
Bravo Lane	North	Vantage Loop to Allure Street	Anytime
Allure Street	West	Vantage Loop to Vantage Loop	Anytime
Tango Crescent	North/ East/ South	William Booth Avenue to William Booth Avenue	Anytime
Capella Street	West	Solstice Circle to Solstice Circle	Anytime
Urbana Lane	West	Delano Way to Solstice Circle	Anytime
Solstice Circle (north)	East/ West/ North	Delano Way to Delano Way (outer side)	Anytime
Solstice Circle (south west)	West/ North	Delano Way to Capella Street	Anytime

Solstice Circle (south and east)	East/ North	Delano Way to Capella Street	Anytime
William Booth Avenue	Both	Knapton Drive to Davis Drive	Anytime
Carm Shier Court	North	Harry Douglas Street to terminus	Anytime
Helena Court	North	Somerville Drive to Harry Douglas Street	Anytime
Mickleburgh Drive	North	Somerville Drive to Harry Douglas Street	Anytime
Somerville Drive	West	Dillman Avenue to terminus	Anytime
Harry Douglas Street	South/ East	Dillman Avenue to Somerville Drive	Anytime

Enacted this 11th day of September, 2017.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

**Corporation of the Town of Newmarket****By-law Number 2017-53**

A By-law to amend By-law number 2014-25, being a Restricted Area (Zoning) By-law. (Marianneville Developments Limited)

Whereas the lands affected by this By-law are subject to a Holding (H) prefix in conjunction with a zoning category, as permitted under section 34 and 36 of the Planning Act, R.S.O. 1990; and,

Whereas Council is satisfied that the conditions for the removal of the Holding (H) prefix have been met in respect of the subject lands;

Now therefore the Council of the Corporation of the Town of Newmarket enacts as follows:

1. That Schedule 'X', to Zoning By-law 2014-25, as amended is hereby further amended as follows:

That the "(H)" Holding prefix preceding the Residential Townhouse Dwelling 1 Zone (R4-N-124) on Block 47 on Registered Plan 65M-4553, as shown more particularly on schedule 'X' attached hereto, is hereby removed.

2. That the provisions of this By-law shall come into force and be effective upon the final passage thereof.

Enacted 11th day of September, 2017.

Tony Van Bynen, Mayor

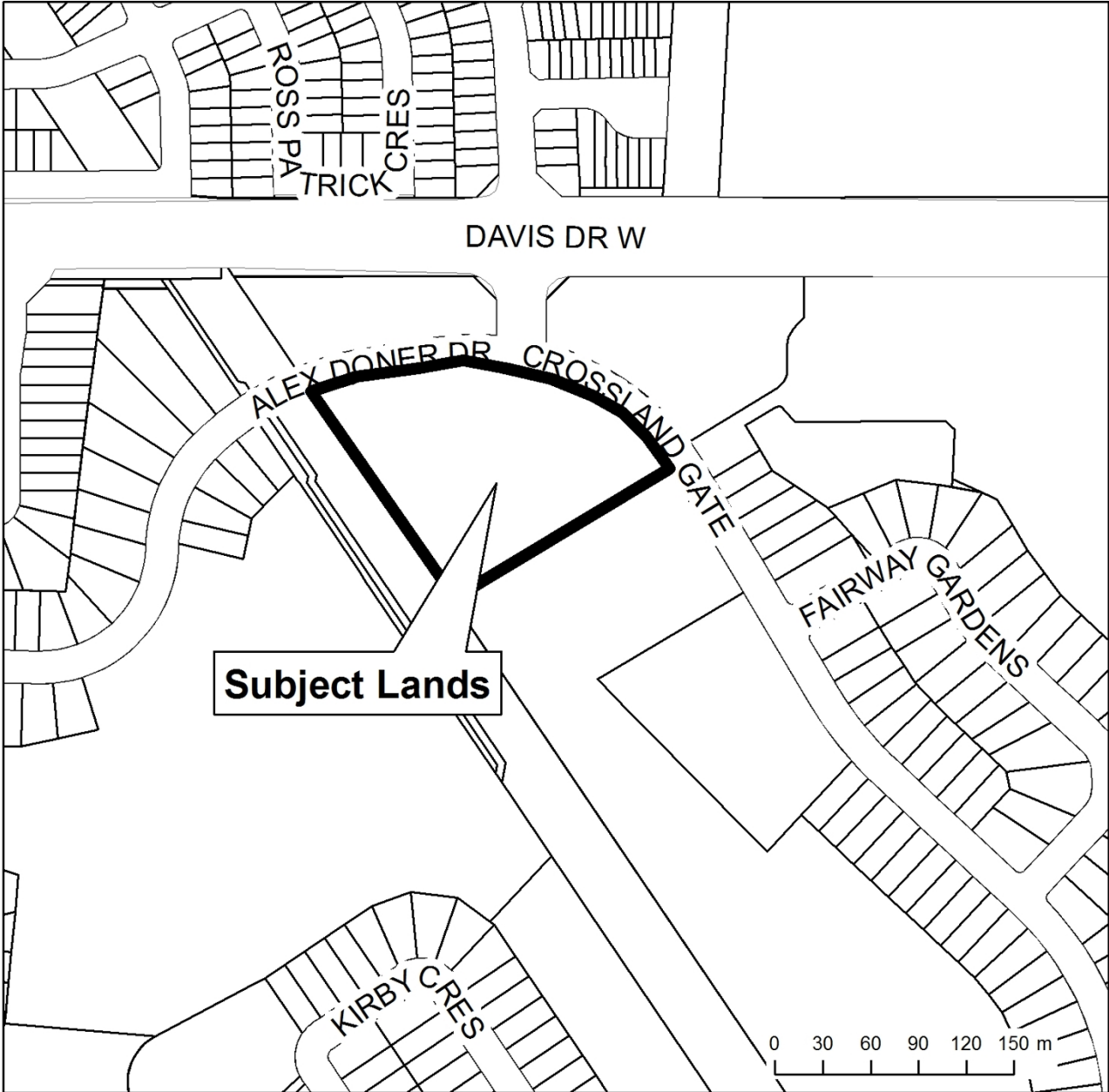
Lisa Lyons, Town Clerk

Block 47 Plan 65M4553
Removal of Holding Provision
Town of Newmarket
Regional Municipality of York

This is Schedule 'X'
To Bylaw 2017-53
Passed this _____ Day
of _____, 2017.

MAYOR _____

CLERK _____



SCHEDULE "X" TO BY-LAW 2017-53
TOWN OF NEWMARKET PLANNING DEPARTMENT



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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.

T:\DI Services\Planning\Dave\file related documentation\glenway\removal of holding provision\bylaw schedule block 47 H.mxd



Corporation of the Town of Newmarket

By-law Number 2017-54

A By-law to exempt certain lands from the part lot control provisions of the Planning Act.

(1209104 Ontario Limited, Lots 26, 27 and 28, Plan 65M-4523)

Whereas it is deemed advisable to exempt certain lands from the provisions of Section 50(5) of the Planning Act, R.S.O. 1990, c.P.13; and,

Whereas the land use to be accommodated by the exemption, the parcel to be created, and any remaining parcel, are in conformity with the governing Official Plan and are permitted and in conformity with the Zoning Bylaw in effect for the area in question; and,

Whereas Plan 65M-4523 was registered on August 21, 2016 and the construction of the units have now advanced to a point where it is appropriate to enact the required By-law;

Be it therefore enacted by the Municipal Council of the Corporation of the Town of Newmarket as follows:

1. The provisions of Section 50(5) of the Planning Act, R.S.O. 1990, c.P. 13 do not apply to the lands described as Lots 26, 27 and 28, Registered Plan 65M-4523 and further described as Parts 1 through 8 inclusive, Plan 65R-37142 Town of Newmarket, Regional Municipality of York; and,
2. That the Municipal Solicitor or her designate be authorized and directed to electronically sign and register this by-law on title
3. This By-law will lapse after a period of 2 years from the date of enactment.

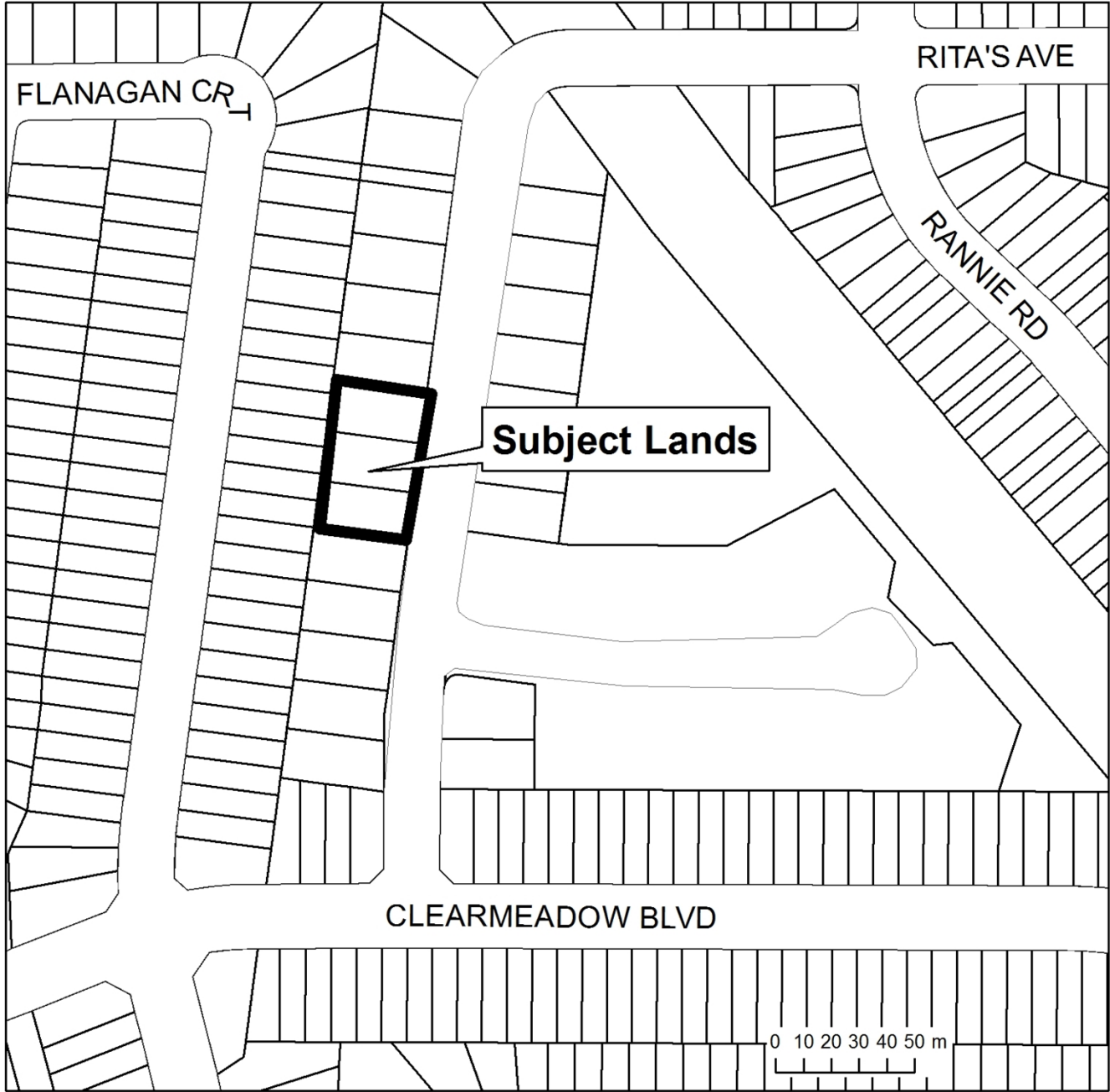
Enacted this 11th day of September, 2017.

Tony Van Bynen, Mayor

Lisa Lyons, Clerk

LOCATION MAP

Lots 26, 27 and 28 on
Plan 65M-4523
Town of Newmarket
Regional Municipality of York



TOWN OF NEWMARKET PLANNING DEPARTMENT



Designed & Produced by Information Technology – GIS Printed: September, 2017. Land Parcel Boundaries - © Teranet Inc. and its suppliers. All rights reserved. NOT A PLAN OF SURVEY. 2015. Zoning - Town of Newmarket, 2015. DISCLAIMER: This mapping is based on the POLARIS parcel fabric product compiled using Land Registry System records and recent surveys and control points where available. This mapping is a representation of the earth's surface and provides estimates of area and distance. This map has been produced for illustrative purposes only. It is not a substitute for a legal survey.

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Corporation of the Town of Newmarket

By-law Number 2017- 55

A By-law to confirm the proceedings of a meeting of Council – September 11, 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 11^h day of September, 2017.

Tony Van Bynen, Mayor

Lisa Lyons, Clerk