



Town of Newmarket
MINUTES

Committee of the Whole

Monday, September 25, 2017 at 1:30 PM
Council Chambers

For consideration by Council
on October 2, 2017

The meeting of the Committee of the Whole was held on Monday, September 25, 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
R. Prudhomme, Director of Engineering Services
A. Cammaert, Senior Planner, Policy
H. Leznoff, Council/Committee Coordinator

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 addendum items:

- (1) A petition regarding speed traffic mitigation near Queen Street and Lorne Avenue.
- (2) A proclamation request, requesting that October 29 to November 4th be proclaimed as "English as a Second Language Week."
- (3) A Closed Session matter for the purpose of discussing litigation or potential litigation, including matters before administrative tribunals,

affecting the municipality or local board as per 239 (2) (e) of the Municipal Act, 2001 to discuss Item 20 of the agenda, being a Closed Session (Legal Services) report 2017-17 regarding a property in Ward 7.

Moved by: Councillor Broome
Seconded by: Councillor Kwapis

1. That the additions to the September 25, 2017 Committee of the Whole agenda be approved.

Carried

Declarations of Pecuniary Interest

Councillor Hempen declared an interest in Item 20, Vacant Building/Storefront report as he owns a business in the area being discussed.

Presentations & Recognitions

There were no presentations and recognitions.

Deputations

1. “We Own it Campaign”

Moved by: Councillor Vegh
Seconded by: Councillor Kwapis

1. That the deputation by Mr. Andrew Parker and Ms. Andrea Gordon regarding the “We Own It” Campaign be received.

Carried

Consent Items

2. Diversity and Inclusivity Programs

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

1. That the report entitled “Diversity and Inclusivity Programs” be deferred to a future Committee of the Whole meeting, as York Region is currently amending its Diversity and Inclusivity Charter.

Carried

Moved by: Councillor Broome
Seconded by: Councillor Hempen

That the following items (3 to 12) be adopted on consent:

3. Newmarket Parkland Dedication By-law

1. That Development and Infrastructure Services/Planning Report 2017-34 dated September 25, 2017 regarding the Town of Newmarket’s Parkland Dedication By-law be received and the following recommendation be adopted:
 - a. That Council adopt the Parkland Dedication By-law, 2017-XX for the Town of Newmarket as contained in Attachment 1.

4. Correspondence from the Centre for the Prevention of Radicalization Leading to Violence (CPRLV)

1. That the correspondence from the Centre for the Prevention of Radicalization Leading to Violence (CPRLV) be referred to staff.

5. Audit Committee (Closed Session) Meeting Minutes of June 21, 2017

1. That the Audit Committee (Closed Session) Meeting Minutes of June 21, 2017 be received.

6. Newmarket Environmental Advisory Committee Meeting Minutes of May 13, 2017

1. That the Newmarket Environmental Advisory Committee Meeting Minutes of May 13, 2017 be received.

7. Proclamation Request – October 2017 – Child Abuse Awareness Month

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim October 2017 as “Child Abuse Awareness Month”; and,
3. That the proclamation be advertised in the Town page advertisement and on the Town’s website.

8. Proclamation Request – November 18, 2017 - NHL Alumni All Star Day

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim November 18, 2017 as “NHL Alumni All Star Day”; and,
3. That the proclamation be advertised in the Town page advertisement and on the Town’s website.

9. Proclamation Request – October 16-22, 2017 – Waste Reduction Week

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim October 16-22, 2017 as “Waste Reduction Week”; and,
3. That the proclamation be advertised in the Town page advertisement and on the Town’s website.

10. Proclamation Request – October 8-14 – Fire Prevention Week

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim October 8-14, 2017 as “Fire Prevention Week”; and,
3. That the proclamation be advertised in the Town page advertisement and on the Town’s website.

11. Petition – Speed and Traffic Mitigation near Queen Street/Lorne Avenue

1. That the petition be referred to staff in accordance with the Public Consultation and Support Plan – Transportation Services Policy

12. Proclamation Request – October 29 – November 4, 2017 – English as a Second Language Week

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaim October 29 - November 14, 2017 as “English as a Second Language Week”; and,
3. That the proclamation be advertised in the Town page advertisement and on the Town’s website.

Carried

13. Application for Official Plan and Zoning By-law Amendment (17645 Yonge Street)

Moved by: Councillor Kerwin
Seconded By: Councillor Hempen

1. That Development and Infrastructure Services/Planning and Building Services Report 2017-32 dated September 25, 2017 regarding Application for Official Plan Amendment and Zoning By-law amendment be received and the following recommendations be adopted:
 - a. That the Application for Official Plan Amendment and Zoning By-law amendment as submitted by 17645 Yonge Street Developments Inc. for lands Municipally known as 17645 Yonge Street be referred to a public meeting; and,
 - b. That following the public meeting, issues identified in this Report, together with comments of the public, Committee, and those received through the 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 Kerigan Kelly, Groundswell Planning, 30 West Beaver Creek, Richmond Hill, ON L4B 3K1 be notified of this action.

Carried

14. Application for Extension of Draft Plan Approval (Toth Farms)

Moved by: Councillor Kerwin

Seconded by: Councillor Bisanz

1. That Development and Infrastructure Services/Planning and Building Services Report 2017-33 dated September 25, 2017 regarding Application for extension to Draft Plan Approval be received and the following recommendations be adopted:
 - a. That Council approve a ten year extension to the draft approval for Sundial Homes (Davis) Limited (19TN 2013-003) located in the Northwest Quadrant, north side of Davis Drive west of Yonge Street; and,
 - b. That Chris Matson, Matson, McConnell Ltd., 2430A Bloor Street West, Toronto, Ontario M6S 1P9 be notified of this action.

Carried

15. Proposed natural Heritage System for the Grown Plan for the Greater Horseshoe

Moved by: Deputy Mayor and Regional Councillor Taylor

Seconded by: Councillor Vegh

An alternate motion was presented below, and is noted in bold font.

1. That Development and Infrastructure Services/Planning & Building Services Report 2017-29 dated September 25, 2017 regarding the Proposed Natural Heritage System for the Growth Plan for the Greater Golden Horseshoe, Summary of Criteria and Methods, be received; and,
2. **That Council endorse the Region's submission to the province in response to Environmental Registry Posting Numbers 013-0968 regarding Draft Provincial guidance on Natural Heritage Systems and Agricultural System mapping, including the following key comments:**
 - a. **The Province is commended for their flexible approach to finalizing the agricultural system through the municipal comprehensive review process;**
 - b. **Proposed natural Heritage mapping should remind draft until finalized through municipal comprehensive reviews;**

- c. **All existing settlement designations are accurately mapped and protected through municipal comprehensive reviews;**
 - d. **Local municipalities should have the opportunity to complete environmental studies before the Natural Heritage mapping is finalized; and,**
3. **That this recommendation be forwarded to the Regional Municipality of York and the Province of Ontario; and,**
4. **That staff schedule a Council Workshop or Special Committee of the Whole to achieve a current Council position on issues related to Oak Ridges Moraine designations and Natural Heritage System Designations to be the basis for input into the Regional Municipal Comprehensive Reviews.**

Carried

16. Notice Policy and Community Engagement Policy

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

1. That Corporate Services – Legislative Services report 2017-15 dated September 25, 2017 entitled “Notice Policy and Community Engagement Policy” be received; and,
2. That the Notice Policy attached as Appendix A and the Community Engagement Policy attached as Appendix B be adopted; and,
3. That By-law 2002-168 be repealed.

Carried

17. Town Wide Traffic Mitigation Strategy

An alternate motion was presented below, and is noted in bold font.

Moved by: Councillor Kerwin
Seconded by: Councillor Kwapis

1. That Development and Infrastructure Services Report – ES 2017-29 dated August 10, 2017, regarding “Town-wide Traffic Mitigation Strategy 2017” be received and the following recommendations be adopted:
 - a. That Appendix A be **received and referred to the public consultation process**; and,
 - b. **That staff be directed to consider the feasibility of an expedited timeframe for a “Town-wide Traffic Mitigation Strategy”, as outlined in Appendix A and report back on the feasibility of the same to Council on October 16, 2017; and,**
 - c. That the public consultation be open to all residents of the Town; and,
 - d. That a specific focus group be assembled to discuss the contents of the Strategy and provide input on a Town-wide level; and,
 - e. That the final Strategy be brought back to Council considering the public consultation process.

Carried

The Committee of the Whole recessed at 3:53 and reconvened at 4:17 PM.

18. Petition to re-start grass clipping disposal service in Newmarket

Moved by: Councillor Hempen
Seconded by: Councillor Kwapis

An alternate motion was presented below, and is noted in bold font.

1. **That the petition to re-start grass clipping disposal service in Newmarket be referred to staff for review and report.**

Carried

19. Heritage Newmarket Advisory Committee Meeting Minutes of July 11, 2017

Moved by: Councillor Kerwin
Seconded by: Councillor Hempen

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of July 11, 2017 be received.

Carried

20. Outstanding Matters List

Moved by: Councillor Hempen
Seconded by: Councillor Kwapis

1. That item 1 of the outstanding matters list regarding “Welcome Entrance Sign” be removed.

Carried

Moved by: Councillor Kerwin
Seconded by: Councillor Kwapis

2. That the list of outstanding matters be received.

Carried

Councillor Hempen left the Council Chambers at 4:55 PM.

Action Items

21. Vacant Buildings/Storefront

Moved by: Councillor Kwapis
Seconded by: Councillor Vegh

1. That Corporate Services – Legislative Services Report 2017-16 dated September 14, 2017 entitled “Vacant Buildings/Storefronts” be received; and,
2. **That staff be directed to report back on Option 2, a Window Wrap program.**

Carried

Councillor Hempen took no part in the discussion or vote on this matter.
Councillor Hempen returned to the Council Chambers at 5:06 PM.

Reports by Regional Representatives

None.

Notices of Motion

None.

Motions

None.

New Business

- (1) East-West Bike Lanes
Councillor Kwapis requested that staff consider a modification to the East-West Bike lane and report back, specifically regarding two issues related to the impact of the East-West Bike lanes on Lorne Avenue, Park Avenue and Main Street:
 - a) Parking challenges due to elimination of on street parking on Park Avenue between Lorne Avenue and Main Street, and elimination of Parking on Lorne Avenue between Park Avenue and Millard Avenue.
 - b) Challenging driving and cycling conditions on Park Avenue.

Moved by: Councillor Kwapis
Seconded by: Councillor Vegh

1. That staff review proposed modifications to the east-west bike lane and report back in the Spring of 2018.

Carried

- (2) Construction
Councillor Kerwin requested an update regarding the current construction at the intersection of Mulock Court and Mulock Drive, and when construction of the access point on to Mulock Drive will be completed.

- (3) Welcome Entrance
Councillor Hempen requested an alternative option for the Welcome entrance sign on the intersection of Longford Drive and Davis Drive.

Moved by: Councillor Hempen
Seconded by: Councillor Broome

1. That staff be directed to schedule a meeting for the Mayor, Deputy Mayor & Regional Councillor, Councillor Hempen, Councillor Broome and the property owner to discuss the potential signage on Longford Drive; and,
2. That staff provide an alternative signage and seating area option that would be as cost effective as possible.

Carried

- (4) Recycling Bins
Councillor Twinney requested information regarding alternative bins or options for residents who cannot move the traditional blue recycling bins due to accessibility restrictions.

Closed Session

Moved by: Councillor Twinney
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 litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, as per Section 239 (2) (e) of the Municipal Act, 2001 related to Item 20 – Corporate Services (Legal Services) Closed Session Report 2017-17 regarding a property in Ward 7.

Carried

The Committee of the Whole resolved into Closed Session at 5:26 PM.

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

The Committee of the Whole resumed into public session at 5:55 PM.

The Committee of the Whole recessed at 5:56 PM and reconvened at 7:02 PM

Public Hearing Matters (7:00 PM)

The Deputy Clerk welcomed the public to the Committee of the Whole meeting. She advised that the Planning Act requires the Town to hold at least one Public Meeting on any proposed Official Plan Amendment or Zoning By-law Amendment.

The Deputy Clerk advised that the purpose of the meeting was to hear from anyone who has an interest in the Application for a Zoning By-law Amendment related to 514 Davis Drive. The effect of this application is to permit a 5 story mixed-use commercial building and an associated multi-level parking structure to the rear.

She further advised that the Committee of the Whole would not be making a decision regarding the proposed amendments, but would refer all written and verbal comments to Planning staff to consider in a report that will be brought forward to a future Committee of the Whole or Council meeting.

The Deputy Clerk advised that if anyone present wished to be notified of subsequent meetings, or if making a presentation, to please complete a form with your name and address and submit it to the Clerk's staff.

The Deputy Clerk noted that in accordance with the Planning Act, the Ontario Municipal Board may dismiss an appeal without holding a hearing, if the appellant failed to make either oral submission at the Public Meeting or provide written submissions to Council prior to adoption.

She thanked everyone for their participation and interest in the meeting.

21. Application for Zoning By-law Amendment (514 Davis Drive)

Moved by: Councillor Twinney

Seconded by: Deputy Mayor & Regional Councillor Taylor

Mr. Mark Zakalowski, Stratus provided an overview of the project including the team members, subject property, secondary plan height and density, zoning permission, proposed zoning by-law amendment, floodplain constraints, sustainability features, landscape plan, current commenting agencies, and the next steps.

1. That the presentation by Mark Zakalowski, Stratus Centre related to the Application for Zoning By-law Amendment (514 Davis Drive) be received; and,
2. That the correspondence related to the Application for Zoning By-law Amendment (514 Davis Drive) be received.

Carried

Adjournment

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

1. That the Committee of the Whole meeting adjourn at 7:17 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk