

Open Forum

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1. Council Meeting Minutes of February 12, 2018 Pg. 1

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Reports of Committees and Staff

2. Committee of the Whole Meeting Minutes of February 26, 2018 Pg. 18
3. Alternative Fees & Charges for Registered Charities and Non-Profit Organizations Policy Pg. 35

Note: This is related to Item 14 of the Committee of the Whole Meeting Minutes of February 26, 2018. The policy was revised based on feedback from the February 26, 2018 Committee of the Whole Meeting.

4. Newmarket Public Library Resolution regarding Increased Provincial Funding for Public Libraries

Pg. 38

Note: The Newmarket Public Library Board discussed the following matter at its meeting of February 21, 2018, and has requested Council's endorsement of the following time sensitive resolution.

Whereas public libraries provide safe, inclusive, and vibrant community spaces where everyone is welcome to learn, work, connect, and have fun; and,

Whereas the Newmarket Public Library engages with the community to provide a centre of learning, dialogue, and discovery; and,

Whereas the Newmarket Public Library continues to have a limited resource budget despite an increase in digital borrowing of 488 percent, the addition of many technology help and discovery programs, and the establishment of the Maker Hub, a new digital creative space; and,

Whereas the Newmarket Public Library continues to manage public resources with the utmost care and is committed to the sustainability of its services;

Therefore be it Resolved:

1. That the Council of the Town of Newmarket and the Newmarket Public Library Board urge the Province of Ontario to recognize the contribution of local libraries within their communities and to cease the 20 year budget freeze to local libraries in acknowledgement to the services they offer to all residents; and,
2. That the Council of the Town of Newmarket and the Newmarket Public Library Board urge the Province of Ontario to reinstate adequate and appropriate funding for local libraries, increasing each year going forward in line with the consumer price index; and,
3. That the Council of the Town of Newmarket and the Newmarket Public Library Board urge the Province of Ontario to commit funds to a shared and efficient Ontario Digital Library in order to provide equitable online services to all Ontarians; and,
4. That a copy of this resolution be sent to the Minister of Tourism, Culture, and Sport, to the Ontario Minister of Municipal Affairs, to the local MPP, to the Ontario Library Association, and to the Federation of Ontario Public Libraries.

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|----|--|--------|
| 5. | Proclamation Request – March 14, 2018 to March 17, 2018 – House League Hockey Week | Pg. 40 |
| 1. | That the proclamation request be received; and, | |
| 2. | That the Town of Newmarket proclaim March 14, 2018 – March 17, 2018 House League Hockey Week; and, | |
| 3. | That the proclamation be advertised on the Town Page and on the Town's website. | |

By-laws

- | | | |
|---------|---|--------|
| 2018-08 | A By-law to adopt Amendment Number 20 to the Town of Newmarket Official Plan | Pg. 41 |
| 2018-09 | A By-law to amend By-law number 2010-40 being a Zoning By-law (17645 Yonge Street) | Pg. 49 |
| 2018-10 | A By-law to authorize the issuance of a long-term loan through the Regional Municipality of York for the purchase of the property known as 16780 Yonge Street | Pg. 55 |

Notices of Motions

Motions

Announcements & Community Events

New Business

Closed Session (if required)

Confirmatory By-law

- | | | |
|---------|---|--------|
| 2018-11 | A By-law to Confirm the proceedings of the March 5, 2018 Council meeting. | Pg. 56 |
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Adjournment

The meeting of Council was held on Monday, February 12, 2018 in the Council Chambers, 395 Mulock Drive, Newmarket.

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

Members Absent: Councillor Vegh

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
L. Lyons, Director of Legislative Services/Town Clerk
A. Walkom, Council/Committee Coordinator

Open Forum

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

The meeting was called to order at 7:00 PM.

Mayor Van Bynen in the Chair.

Public Notices

There were no public notices.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the following correction:

- (1) Item 8: Contribution Agreement for the Canada 150 Community Infrastructure Program - Improvement to the Newmarket Theatre
 - a. That the title of the project be amended to read “**Improvement to Newmarket Theatre Lobby**”

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

- 1. That the correction to the agenda be approved.

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

Opposed: None
 (8 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

Councillor Broome declared a conflict of interest in relation to sub-item 13 of the February 5, 2018 Committee of the Whole minutes regarding 17645 Yonge Street, as her employer has a lease agreement to store vehicles in the area. She advised she would take no part in any discussion or vote on the matter.

Councillor Hempen declared a conflict of interest in relation to the February 5, 2018 Committee of the Whole Closed Session minutes regarding a verbal update related to the Clock Tower, as he has a business in close proximity.

Mayor Van Bynen advised that these items would be dealt with separately.

Presentation & Recognitions

- 1. **Presentation by Ms. Erin Rogers and Ms. Avia Eek of Southlake Foundation regarding the 2018 Run or Walk for Southlake Event**

Moved by: Councillor Broome
 Seconded by: Councillor Bisanz

1. That the presentation by Ms. Erin Rogers and Ms. Avia Eek of Southlake Foundation addressed Council regarding the 2018 Run or Walk for Southlake Event be received.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Deputations

None.

Approval of Minutes

2. Council Meeting Minutes of January 22, 2018

Moved by: Councillor Twinney
Seconded by: Councillor Hempen

1. That the Council Meeting Minutes of January 22, 2018 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

3. Council Meeting (Closed Session) Minutes of January 22, 2018

Moved by: Councillor Kwapis
Seconded by: Councillor Broome

1. That the Council Meeting (Closed Session) Minutes of January 22, 2018 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

Reports by Regional Representatives

- (1) Bill 139, Building Better Communities and Conserving Watersheds Act, 2017 -
Report to Regional Council

Deputy Mayor & Regional Councillor Taylor advised of an upcoming report to Regional Council regarding Bill 139 and the creation of a local appeals body. He advised he would provide further updates when the report becomes available.

- (2) Housing Initiatives and Incentives Update

Deputy Mayor & Regional Councillor Taylor provided an update on the York Region and Local Municipal Housing Working Group, which is working towards the creation of a framework for housing incentives.

- (3) Development Charge Update

Deputy Mayor & Regional Councillor Taylor provided an update regarding an increase in development charges which will allow for greater funds to be assigned to traffic reduction programs.

- (4) York Region Employment and Industry Report

Deputy Mayor & Regional Councillor Taylor advised that the York Region Employment and Industry Report had been released which showed that jobs growth in York Region was above the Region's targets and higher than surrounding areas.

Reports of Committee and Staff

4. Joint Council and Library Board Workshop Meeting Minutes of January 30, 2018

Moved by: Councillor Broome
Seconded by: Councillor Twinney

1. That the Joint Council and Library Board Workshop Meeting Minutes of January 30, 2018 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

5. Joint Council and Library Board Workshop Meeting (Closed Session) Minutes of January 30, 2018

Moved by: Councillor Broome
Seconded by: Councillor Twinney

1. That the Joint Council and Library Board Workshop Meeting (Closed Session) Minutes of January 30, 2018 be approved.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

6. Committee of the Whole Meeting Minutes of February 5, 2018

Moved by: Councillor Kerwin
Seconded by: Councillor Hempen

1. That the Committee of the Whole Meeting Minutes of February 5, 2018 be received and the recommendations noted within be adopted, except sub-items 11, 12, 13, and 18. See the following sub-items for motions and recorded votes.

- (1) Deputation by Ms. Sharon Todd King regarding “cats at large.”
Ms. Sharon Todd King was not in attendance to address the Committee.

- (2) Deputation by Ms. Carole Locke regarding Botsford Street Traffic Calming Review

1. That the deputation by Ms. Carole Locke regarding Botsford Street Traffic Calming Review be received.

- (3) Application for Draft Plan of Condominium (19CDMN-2018-01) Block 47, Plan 65M-4553 South side of Crossland Gate at Alex Doner Drive

1. That Development and Infrastructure Services/Planning & Building Services Report 2018-03 dated February 5, 2018 regarding application for Draft Plan of Condominium be received and the following recommendations be adopted:

- a. That approval be given to draft plan of condominium 19CDMN-2018 001 subject to the Schedule of Conditions attached and forming part of this report; and,
- b. That Kerigan Kelly, Groundswell Urban Planners Inc., 30 West Beaver Creek Rd., Unit 109, Richmond Hill, ON, L4B 3K1 be notified of this action.

- (4) Urban Centres Zoning By-law Project: Status Update and Request for Referral to Public Meeting

1. That the report entitled Urban Centres Zoning By-law Project: Status Update and Request for Referral to Public Meeting, dated January 22, 2018, be received; and,
2. That a Public Charrette be held on March 1, 2018; and,
3. That the draft Urban Centres Zoning By-law be referred to a Statutory Public Meeting in May 2018; and,
4. That a Public Open House immediately precede the Statutory Public Meeting; and
5. That following the Public Meeting and Open House, issues identified in this report, together with comments from the public and Committee, be addressed by staff in a comprehensive report to the Committee of the Whole, if required.

- (5) 2017 Status Update – 2013-2017 Multi-Year Accessibility Plan
 - 1. That the report entitled “2017 Status Update- 2013-2017 Multi-Year Accessibility Plan” dated February 5, 2018 be received; and,
 - 2. That Council approve the 2017 Status Update- 2013-2017 Multi-Year Accessibility Plan, attached as Attachment A.
- (6) Central York Fire Services- Joint Council Committee Meeting Minutes of November 7, 2017
 - 1. That the Central York Fire Services- Joint Council Committee Meeting Minutes of November 7, 2017 be received.
- (7) Newmarket Environmental Advisory Committee Meeting Minutes of November 22, 2017
 - 1. That the Newmarket Environmental Advisory Committee Meeting Minutes of November 22, 2017 be received.
- (8) Accessibility Advisory Committee Meeting Minutes of November 30, 2017
 - 1. That the Accessibility Advisory Committee Meeting Minutes of November 30, 2017 be received.
- (9) Main Street District Business Improvement Area Board of Management Meeting Minutes of November 28, 2017
 - 1. That the Main Street District Business Improvement Area Board of Management Meeting Minutes of November 28, 2017 be received.
- (10) Outstanding Matters List
 - 1. That the list of Outstanding Matters be received.

(11) Botsford Street Traffic Calming Review

Moved by: Councillor Kwapis
 Seconded by: Councillor Kerwin

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

1. That additional restrictive signage at the Botsford Street/John Street and Botsford Street/Victoria Street intersections be implemented; and,
2. That the narrowing of the Lorne Avenue/Botsford Street (east side) intersection be referred to the Capital Projects business unit for design consideration under the Lorne Avenue reconstruction project scheduled for 2020; and,
3. **That Staff support Council to provide supporting education materials for a community safety campaign, including outreach to York Regional Police for increased surveillance of communities.**

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

Opposed: None
 (8 in favour, 0 opposed)

Carried

(12) Mulock Station Secondary Plan – RFP

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

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

1. That the report entitled Mulock Station Area Secondary Plan – RFP dated February 5, 2018 **and memorandum circulated to Council on February 6, 2018** be received; and,
2. That the Request for Proposals document included as Attachment 1 to this Report, **as amended per the memorandum circulated to Council on February 6, 2018**, be authorized for release; and,

3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

- (13) Application for Official Plan and Zoning Bylaw Amendment – 17645 Yonge Street (Redwood Properties)

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

1. That Development and Infrastructure Services/Planning and Building Services Report 2018-06 dated February 5, 2018 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 approved and that staff be directed to prepare the necessary Official Plan and Zoning By-Law Amendments, including the necessary Holding provisions; and,
 - b. That Kerigan Kelly, Groundswell Planning, 30 West Beaver Creek, Richmond Hill, ON L4B 3K1 be notified of this action.

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

Opposed: None
(7 in favour, 0 opposed)

Carried

Councillor Broome took no part in the discussion or vote on the matter.

(14) Request to Demolish a Structure Listed on the Municipal Register of Non-Designated Heritage Properties (353 Ontario Street)

1. That Development and Infrastructure Services/Planning and Building Services Report 2018-07 dated February 5, 2018 regarding 353 Ontario Street and the owners request to demolish the structure listed on the Municipal Register of Non-Designated Heritage Properties be received and the following recommendations be adopted:
 - a. That Council permit the demolition of 353 Ontario Street, a property listed on the Municipal Register of Non-Designated Heritage Properties of Interest subject to the owner of the property providing a photograph inventory of the dwellings interior and exterior; and,
 - b. That Gina Bianchi, 74 Peter Street, Markham, ON, L3P 2A6 be notified of this action.

(15) Waste Reduction Initiative – Textile Collection Pilot Program – Agreement with the Town of Aurora and Textile Waste Diversion Inc.

1. That the report entitled Waste Reduction Initiative – Textile Collection Pilot Program – Agreement with the Town of Aurora and Textile Waste Diversion Inc. be received; and,
2. That staff be directed to prepare a Request for Proposal (RFP) for a textile recycling program.

(16) Ontario Municipal Commuter Cycling Program

1. That the report entitled Ontario Municipal Commuter Cycling Program dated January 15, 2018 be received; and the following recommendations be adopted:
 - a. That Council endorse the resolution contained in Appendix A; and,
 - b. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(17) York Region Administrative Annex Project Noise Exemption Request

1. That the report entitled York Region Administrative Annex Project Noise Exemption Request dated February 5, 2018 be received; and,
2. That the request from EllisDon Construction for a noise exemption to perform necessary works for the York Region Administrative Annex project between the hours of 6:00 am to 7:00 am from February 2018 until December 31, 2019, be approved; excluding all statutory holidays; and,
3. That the approval is subject to ongoing staff supervision and community impact assessment and is subject to revocation if community impact is deemed excessive by staff or Council; and,
4. That Staff be authorized to do all things necessary to give effect to this resolution.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

(18) East Gwillimbury's Green Lane Secondary Plan

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

1. That the Report 2018-08 entitled East Gwillimbury's Green Lane Secondary Plan dated February 5, 2018 be received; and,
2. That the following be endorsed:
 - a. That the Council of the Town of Newmarket supports the Preferred Land Use Option as it relates to the proposed land use designations adjacent to Newmarket lands; and,
 - b. That the Council of the Town of Newmarket continues to oppose a vehicular road connection from Newmarket's Bayview Parkway to East Gwillimbury's Green Lane; and,

3. That the Council of the Town of East Gwillimbury c/o Robin Prentice, Manager of Planning/Policy, Development Services, Town of East Gwillimbury, 19000 Leslie Street, Sharon, Ontario L0G 1V0 be notified of this action before the Public Meeting scheduled for February 21, 2018; and,
4. That a copy of this report be sent to the Regional Municipality of York.

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

Opposed: None
(8 in favour, 0 opposed)

Carried

7. Committee of the Whole Meeting (Closed Session) Minutes of February 5, 2018

Moved by: Councillor Kerwin
Seconded by: Councillor Kwapis

1. That the Committee of the Whole (Closed Session) Meeting Minutes of February 5, 2018 be approved.

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

Opposed: None
(7 in favour, 0 opposed)

Carried

Councillor Hempen took no part in the discussion or vote on the matter.

8. Contribution Agreement for the Canada 150 Community Infrastructure Program - Improvement to the Newmarket Theatre

Council considered the motion as originally presented, as noted in bold below.

Moved by: Councillor Twinney
Seconded by: Councillor Kwapis

Whereas Her Majesty The Queen in Right of Canada ("Her Majesty") hereby represented by the Minister responsible for Federal Economic Development Agency for Southern Ontario requires formal documentation in the form of a

Municipal Council Resolution indicating that said Council has authorized staff to enter into a Contribution Agreement in order for the Town to receive funding for the specific project approved and identified in the Contribution Agreement; and,

Whereas Council wishes to grant authority to two staff to sign a Contribution Agreement on behalf of Municipal Council to receive funding from the Federal Economic Development Agency for Southern Ontario through the Canada 150 Community Infrastructure Program; and,

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

1. That the Council of the Corporation of the Town of Newmarket 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 project and funding amount recently approved under the Canada 150 Community Infrastructure Program:

a. 810175 Improvement to the Newmarket Theatre - \$70,250

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

Opposed: None
(8 in favour, 0 opposed)

Carried

By-laws

None.

Notices of Motions

Deputy Mayor & Regional Councillor Taylor provided verbal notice of a motion that would be presented at the February 26, 2018 meeting of the Committee of the Whole regarding the participation in Earth Hour for 2018.

Motions

None.

Announcements and Community Events

9. Public Meeting: Urban Centres of Newmarket

Councillor Bisanz invited residents to attend a public meeting to help shape future development in the Urban Centres of Newmarket on Thursday March 1, 2018 at the Newmarket Seniors' Meeting Place, 474 Davis Drive. She advised that the Town is in the process of creating a new Zoning By-law and residents' feedback will help shape the bylaw and future development in the urban centres. She advised that the meeting will begin at 6:30 PM with a presentation at 7:00 PM followed by a workshop, with Town staff and consultants in attendance. She further advised that residents may contact Adrian Cammaert in the Planning Department at 905-895-5193 ext. 2459 for additional information.

10. Ward 7 New Years' Gathering

Councillor Bisanz invited Ward 7 residents to attend the New Years' Gathering on Sunday, February 25, 2018 from 2:00 PM to 4:00 PM at the Ray Twinney Complex in Lounge 2 and Arena 2. She advised it is a free family event and that residents can skate from 2:00 PM to 3:15 PM with members of the Newmarket Hurricanes Hockey Team and can enjoy hot chocolate and refreshments courtesy of local businesses. She advised that residents can contact Councillor Bisanz for more information at cbisanz@newmarket.ca or 905-953-5300.

11. Family Day fun at Elman W. Campbell Museum

Councillor Broome invited residents to come out to the Elman W. Campbell Museum for Family Day fun on February 19, 2018 from 11:00 AM to 3:00 PM. She advised that this event is suitable for ages 4-10 with a cost of \$3.00 per participant with a donation of a non-perishable food item to the Newmarket Food

Pantry. She further advised that for more information, residents may call 905-953-5314 or visit newmarket.ca/museum.

12. Winterfest

Councillor Kwapis invited residents to join the fun at Winterfest on Saturday, February 17, 2018 at 8:00 AM and enjoy a \$1.00 pancake breakfast at the Newmarket Community Centre & Lions Hall on Doug Duncan Drive. He advised that from 9:00 AM to 3:00 PM a variety of indoor and outdoor fun, winter-themed activities are available at Riverwalk Commons. He advised that admission is free, while select activities have a nominal fee. He further advised that Winterfest continues Sunday, February 18, 2018 at the Ray Twinney Recreation Complex, 100 Eagle Street West with free public skating from noon to 2:00 PM, and free public swimming from 2:00 to 4:00 PM. He advised that residents may visit newmarket.ca/winterfest for more information.

13. Family Day at the Magna Centre

Councillor Hempen invited residents to the Magna Centre, 800 Mulock Drive and the Recreation Youth Centre & SK8 Park, 56 Charles Street for Family Day on Monday, February 19, 2018. He advised that residents may enjoy swimming, skating, fitness, skateboarding and more for a reduced price of \$2.00 per activity. He further advised that for further details, residents may visit newmarket.ca/events.

14. Olympic Figure Skating Event

Deputy Mayor & Regional Councillor Taylor invited residents to come out and support Gabby Daleman, Newmarket's very own 2 time Olympian Figure Skater, 2017 World bronze medallist, and part of Team Canada who won Canada's first gold medal in the Team Figure Skating competition February 11 during the 2018 Winter Olympics in Pyeongchang, South Korea. He advised that residents can attend on Tuesday, February 20, 2018 at 8:00 PM at the Newmarket Ice Lounge at Riverwalk Commons and watch the Live broadcast of Gabby Daleman's Figure Skating event. He further advised residents should dress warm and may visit newmarket.ca/events for updates.

15. Summer Camp Registration

Councillor Twinney advised that summer camp registration for Newmarket residents opens February 21, 2018 at 6:30 AM, and February 28 at 8:30 AM for non-residents online at newmarket.ca or in person at our municipal offices, Magna Centre, Ray Twinney Recreation Complex, Newmarket Seniors Meeting

Place, Recreation Youth Centre, or the Old Town Hall. She further advised that the 2018 Summer Camp Guide is available online at play.newmarket.ca.

16. Elman W. Campbell Exhibit

Councillor Kerwin invited residents to see The Changing Face of Main Street, an exhibit at the Elman W. Campbell Museum, 134 Main Street South. He advised that this exhibit takes place from February to May 2018 and is presented in partnership with the Newmarket Historical Society and Heritage Newmarket. He further advised that residents may visit newmarket.ca/museum for more information.

17. Mulock Property Public Meetings

Mayor Van Bynen invited members of the public to attend the Committee of the Whole meeting on February 26, 2018 at 1:30 PM when Council will be considering a staff report for the 2018 supplementary budget options to finance the purchase of the Mulock property. He advised that final approval will be considered at the Council meeting on March 5, 2018 at 7:00 PM and that both meetings are being held in the Council Chambers of the Municipal Offices at 395 Mulock Drive.

18. Mayor in the Square

Mayor Van Bynen advised that he will be at “Mayor in the Square” at the Newmarket Public Library on Friday, February 16, 2018 from 11:00 AM until noon and available to speak with residents.

19. Family Day Closures

Mayor Van Bynen advised that the Municipal Offices, Ray Twinney Recreation Complex, Newmarket Theatre, Newmarket Public Library and the Seniors’ Meeting Place are closed Monday, February 19, 2018 to observe Family Day.

20. Next Council Meeting – March 5, 2018

Mayor Van Bynen advised that the next Council meeting is Monday, March 5, 2018 at 7:00 PM.

New Business

None.

Closed Session (if required)

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

Confirmatory By-law

2018-07 A By-law to Confirm the proceedings of the January 22, 2018 Council meeting.

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

1. That Confirmatory By-law 2018-07 be enacted.

Carried

Adjournment

Moved by: Councillor Hempen
Seconded by: Councillor Bisanz

1. That the Council Meeting adjourn at 7:47 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk



Town of Newmarket
Minutes

Committee of the Whole

Monday, February 26, 2018 at 1:30 PM
Council Chambers

For consideration by Council on
March 5, 2018

The meeting of the Committee of the Whole was held on Monday, February 26, 2018 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 Kwapis
Councillor Broome
Councillor Bisanz

Members Absent: Councillor Hempen

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
L. Lyons, Director of Legislative Services/Town Clerk
R. Prudhomme, Director of Engineering Services
C. Kallio, Economic Development Officer
E. Bryan, Business Development Specialist
A. Cammaert, Senior Planner
M. White, Planner
H. Leznoff, Council/Committee Coordinator

Guest: Blair Scorgie, SvN Planning

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

The Committee of the Whole recessed at 4:15 PM and reconvened at 4:30 PM.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the following additions to the agenda:

- (1) Mulock Estate Planning Vision Presentation.
- (2) Alternative Fees & Charges for Charitable and Not-for-Profit Agencies Report.
- (3) Deputation by Mr. Mitch Sauder, Stamp and Hammer and/or Dario Teofilo related to Item 3 of the Heritage Meeting Minutes of January 23, 2018 regarding 172-174 Victoria Street.
- (4) Development Charges Rebate Program Resolution.
- (5) Fire Medic Resolution.

The Chief Administrative Officer advised of the following correction to the agenda:

- (1) The Ontario Good Roads Association Resolution was recommended by the Operational Leadership Team.

Moved by: Councillor Twinney
Seconded by: Councillor Kwapis

1. That the additions and corrections to the February 26, 2018 Committee of the Whole agenda be approved.

Carried

Declarations of Pecuniary Interest

None.

Presentation & Recognitions

1. 2017 Economic Development Year in Review Deputations

The Economic Development Officer and Business Development Specialist addressed Council with a presentation highlighting areas such as Newmarket Economic Development Advisory Committee, the Community Economic Development Congress,

the “Smart City” initiative, statistics related to job growth, Newmarket’s demographics and census data, employment in the downtown area, the marketing the corridors campaign implementation, major developments including 212 Davis Drive, innovation team projects such as the Soofa Bench and smart parking initiatives, site visits to Newmarket businesses, and Newmarket’s participation in the Economic Development Council of Ontario and Intelligent Community Forum.

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

1. That the presentation by the Economic Development Officer and Business Development Specialist regarding the 2017 Economic Development Year in Review be received.

Carried

2. Mulock Estate Planning Vision Presentation

The Senior Planner provided an overview of the proposed vision for the property, including a centralized public green space and outdoor trail skating. He advised that the next steps would be to receive public feedback on the vision and develop a staff task force.

Moved by: Councillor Broome
Seconded by: Councillor Twinney

1. That the presentation by the Senior Planner regarding the Mulock Estate Planning Vision be received; and,
2. That the report entitled Mulock Estate Planning Vision dated February 26, 2018 be received; and,
3. That the vision outlined in this Report be endorsed; and,
4. That staff be directed to share the vision for the property with the public and commence a public consultation process with regard to potential uses of the Mulock residence; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

3. Old Main Street Tertiary Plan – Background Report Presentation

The Planner provided an overview of the project including the purpose, background, findings, constraints, opportunities and next steps. She advised that experts were acquired to conduct a review and two comprehensive reports were included as part of the staff report. Mr. Blair Scorgie, SvN Planning further outlined the opportunities including natural heritage; transportation and stormwater management systems; and street and building design opportunities and potential development interest. The Planner outlined the next steps as being a draft vision and guiding principles, public consultation with residents and key stakeholders, a draft tertiary plan and open house, followed by a statutory meeting and Council approval.

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

1. That the presentation by the Planner and Mr. Blair Scorgie, SvN Planning regarding the Old Main Street Tertiary Plan – Background Report be received.

Carried

4. Old Main Street Tertiary Plan Background Report

An alternate motion was presented and is noted below in bold:

Moved by: Councillor Vegh
 Seconded by: Councillor Kerwin

1. That Planning & Building Services Report 2018-14 entitled Old Main Street Tertiary Plan Background Report dated February 26, 2018 be received; and,
2. **That the next report consider the effect and impact of the potential conversion of Main Street North to a Regional Road, noting that Council has not taken a position on this issue at this time.**

Carried

Deputations

5. **Mr. Mitch Sauder, Stamp and Hammer and Mr. Dario Teofilo regarding 172-174 Victoria Street**

The deputation was addressed with the associated item from the Heritage Newmarket Advisory Committee Meeting Minutes. See Items 12 and 13.

Consent Items

Moved by: Councillor Vegh
Seconded by: Councillor Broome

That the following items (6-10) be adopted on consent:

6. **285 Harry Walker Parkway South Rezoning Application: Referral to Statutory Public Meeting (File No. D14-NP1725)**
 1. That the report entitled 285 Harry Walker Parkway South Rezoning Application: Referral to Statutory Public Meeting, dated February 15, 2018, be received; and,
 2. That the application for a Zoning By-law Amendment, as submitted by Diron Developments Limited for lands located at 285 Harry Walker Parkway South, be referred to a Statutory Public Meeting on March 19, 2018; and,
 3. 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, be addressed by staff in a comprehensive report to the Committee of the Whole, if required; and,
 4. That Weston Consulting Inc., c/o Sandra Patano, 201 Millway Avenue, Suite 19, Vaughan, ON L4K 5K8, be notified of this action; and,
 5. That Diron Developments Limited, c/o Diego Toneguzzo, 221 Hanlan Road, Unit 9, Woodbridge, ON L4L 3R7, be notified of this action.

7. Newmarket Downtown Development Committee Meeting Minutes of November 3, 2017

1. That the Newmarket Downtown Development Committee meeting minutes of November 3, 2017 be received.

8. Ontario Good Roads Association Resolution

Whereas a coalition of the Municipal Engineers Association (MEA) and the Residential and Civil Construction Alliance of Ontario have successfully applied to have a review of the Municipal Class Environmental Assessment (MCEA) process conducted under Part IV (Section 61) of the *Environmental Bill of Rights Act, 1993* (EBR Act);

And whereas impact studies and public meetings required by the MCEA process often take two years or more to complete before construction can commence;

And whereas the MCEA requirements to evaluate alternatives are often not well aligned with prior or municipal land use planning decisions;

And whereas analysis by the Residential and Civil Construction Alliance of Ontario (RCCAO) has demonstrated that the time to complete an EA rose from 19 months to 26.7 months and costs went from an average of \$113,300 to \$386,500;

And whereas the Auditor General of Ontario has tabled recommendations for modernizing the MCEA process;

And whereas in spite of written commitments made by the Ministry of the Environment between 2013-2015, no action has been taken;

And whereas local projects that do not have the necessary approvals could lose out on the next intake of Build Canada funding;

The Operational Leadership Team recommends:

Therefore be it resolved:

1. That the Town of Newmarket requests that the Minister of the Environment and Climate Change take immediate steps to expedite the response process for Part II Orders or Bump-Up requests, as part of the s.61 review to improve MCEA process times and reduce study costs; and,

2. That the Minister of the Environment and Climate Change support changes to better integrate and harmonize the MCEA process with processes defined under the *Planning Act*; and,
3. That the Minister of the Environment and Climate Change amend the scope of MCEA reports and studies to reduce duplication with existing public processes and decisions made under municipal Official Plans and provincial legislation.

9. Proclamation Request – March 21, 2018 – International Day for the Elimination of Racial Discrimination

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaims March 21, 2018 as “International Day for the Elimination of Racial Discrimination”; and,
3. That the proclamation be advertised on the Town Page and on the Town’s website.

10. Outstanding Matters List

1. That the list of Outstanding Matters be received.

Carried

11. Licensing of Driving Schools and Driving Instructors

Moved by: Councillor Kerwin
Seconded by: Councillor Twinney

1. That the report entitled Licensing Driving Schools and Driving Instructors dated February 26, 2018 be received; and,
2. That Council direct staff to establish a licensing program to regulate Driving Schools and Driving Instructors; and,
3. That Staff be directed to hold a Public Information Centre for the Driving School Industry to provide their comments; and,
4. That Staff be directed to bring back a report with information from the Public Information Centre and a proposed Licensing By-law.

Carried

12. Deputation by Mr. Mitch Sauder, Stamp and Hammer and Mr. Dario Teofilo related to Item 3 of the Heritage Newmarket Advisory Committee Meeting Minutes of January 23, 2018 regarding 172-174 Victoria Street

Mr. Mitch Sauder, Stamp and Hammer and Mr. Dario Tefofilio address the Committee regarding Item 3 of the Newmarket Heritage Advisory Committee meeting of January 23, 2018. They stated that the property at 172-174 Victoria Street should not be designated as a heritage property and circulated copies of their consultant's report and evaluation of the property. They further advised that there are many other properties in Newmarket with similar characteristics to those at 172-174 Victoria Street, and as such, the building is not architecturally unique.

Moved by: Councillor Kwapis
Seconded by: Councillor Kerwin

1. That the deputation by Mr. Mitch Sauder and Mr. Dario Teofilo be received and referred to staff.

Carried

13. Item 3 of the Heritage Newmarket Advisory Committee Meeting Minutes of January 23, 2018

Moved by: Councillor Kwapis
Seconded by: Councillor Vegh

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 recommends heritage designation of the property located at 172-174 Victoria Street due to its unique heritage character and as it is the only example of its architectural style in the Town of Newmarket.

Carried

14. Alternative Fees & Charges for Charitable and Non-Profit Organizations

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

1. That Planning & Building Services Report 2018-15 entitled Alternative Fees & Charges for Charitable for Non-Profit Organizations dated February 26, 2018 be received; and,

2. That requests to defer or waive fees related to development for registered charities and non-profit organizations will be evaluated according to the Alternative Fees & Charges for Registered Charities and Non-Profit Organizations Policy; and,
3. That the Directors of Planning and Finance, or their designates, be delegated the authority to waive or defer fees related to development for charities and non-profits according to the attached policy; and,
4. That Council approve the attached policy, **as amended, to be presented at the Council meeting of March 5, 2018**, implementing Option 4 described within this Report; and,
5. That staff provide Council with yearly reports presenting the amounts waived and deferred under this policy.

Carried

15. Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe

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

1. That the report entitled Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe dated February 26, 2018 be received; and,
2. That this Report be submitted to the Ministry of Municipal Affairs and Housing as the Town of Newmarket's comments on the Proposed Methodology for Land Needs Assessment; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

16. Inflow and Infiltration Reduction Program (Program #2 in the Town of Newmarket)

An alternate motion was presented and is noted below in bold:

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

1. That the report entitled Inflow & Infiltration Reduction Program (Program #2 in the Town of Newmarket) dated February 26, 2018 be received;
2. And,
 - a. Whereas the Developer of Shining Hill on Yonge Street has approached the Town requesting permission to enter into a tri-party agreement with the Town and York Region for a second Inflow and Infiltration (I&I) Reduction Program in Newmarket; and,
 - b. Whereas, in consulting with York Region, in reviewing the Town's priorities for allocation, and identifying active development applications which are nearing Planning approval, it was determined that there are only two developments of a significant or large enough nature within the Town to qualify for a second developer-funded I&I program, those being Shining Hill on Yonge Street and Forest Green Homes on Leslie Street,

That Council authorize a 2nd Inflow and Infiltration Reduction Program in the Town, to be spearheaded by either Shining Hill, or a Landowners Group consisting of Shining Hill and Forest Green Homes, should Forest Green wish to participate; and,

3. **That final approval of I&I program participants be subject to Council approval of their development application under the Planning Act; and,**
4. That unlike the current I&I program, the Town **may** not grant allocation from its strategic reserve (i.e. up-front allocation) for Program #2, but shall monitor the Inflow and Infiltration investigation results and report back to Council should the Developer or Landowners' Group have difficulty in finding a sufficient initial amount of I&I sources to allow them to proceed with their development(s); and,
5. That Program #2 cannot impact the current I&I project's ability to achieve the required allocation; and,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

17. Newmarket Public Library Study Implementation

Moved by: Councillor Twinney
 Seconded by: Councillor Broome

1. That staff, in conjunction with the Newmarket Public Library CEO, be authorized to implement the recommendations in accordance with the presentations made at the January 30, 2018 Joint Council and Newmarket Library Board Workshop provided implementation is in line with current and future approved operating budgets; and,
2. That Council refer the further consideration and direction with respect to library facility needs study to the 2018 – 2022 Council Strategic Priority setting process.

Carried**18. Heritage Newmarket Advisory Committee Meeting Minutes of December 5, 2017 and January 23, 2018**

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

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of December 5, 2017 and January 23, 2018 be received.

Carried**19. Development Charges Rebate Program Resolution**

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

Whereas in April 2017, the Provincial Government through the Ontario Ministry of Housing announced its Fair Housing Plan, to improve housing affordability, address demand, protect renters and buyers, increase the supply of housing, and improve information sharing; and,

Whereas, the Development Charges Rebate Program (the “Program”) is one of the measures to increase supply of housing, specifically purpose-built market rental development by providing rebates for development charges, thereby reducing the construction costs of building market rental housing; and,

Whereas, under the Program, Provincial funds will be available as rebates for development charges, for fiscal years 2018-19, 2019-2020 and 2020-2021; and,

Whereas the Corporation of the Town of Newmarket (the “Town”) has been invited to participate in the Program by submitting an Expression of Interest in participating in the program, through an EOI process; and,

Whereas the Town has prepared and will be submitting an Expression of Interest in participating in the Program through the Town’s Delegation Authority By-law 2007-114; and,

Therefore be it resolved by the Municipal Council of the Corporation of the Town of Newmarket:

1. That Council approve and endorse the Town’s submission of an EOI to participate in the Program, and, that if the Government of Ontario approves the Town’s EOI submission, that Robert N. (Bob) Shelton, Chief Administrative Officer and Esther Armchuk, Commissioner, Corporate Services be authorized to enter into any subsequent Transfer Payment Agreement and/or other implementing documents or agreements required by the Province in order to implement and administer the Program; and,
2. That Council further approve and direct the Mayor and Clerk to sign this Resolution and to forward it to the Province of Ontario immediately following the Committee of the Whole meeting of February 26, 2018.

Carried

20. Fire Medic Resolution

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

Whereas Bill 160, the Strengthening Quality and Accountability for Patients Act amended the Ambulance Act to permit the Ministry of Health and Long Term Care to enable two pilot projects hosted by willing municipal governments to allow fire fighters, certified as paramedics, to treat patients while on duty with a fire department; and,

Whereas the Government of Ontario is committed to proceeding with the pilots and enabling the fire-medic model despite the absence of objective evidence to show that it would improve patient outcomes or response times; and

Whereas the current interest arbitration model, particularly in the fire services sector, allows arbitrators to impose awards on unwilling employers that directly impact the employer’s ability to determine how it will deploy its workforce, as evidenced by the experience of many municipalities in regards to the 24-hour shift; and,

Whereas in the absence of legislative protection, unwilling municipalities may be forced to enter into a pilot or adopt a fire-medical model as a result of interest arbitration; and,

Whereas the Association of Municipalities of Ontario and its municipal members have called on the Government of Ontario to introduce legislative amendments to the Fire Protection and Prevention Act, 1997 and the Ambulance Services Collective Bargaining Act to preclude arbitrators from expanding the scope of work for fire fighters and paramedics respectively through interest arbitration awards; and,

Whereas there is precedent for a restriction on the scope of jurisdiction of arbitrators in section 126 of the Police Services Act which precludes arbitrators from amending the core duties of police officers; and,

Whereas the Government of Ontario has committed that no unwilling municipal government will have a fire-medical pilot or program imposed upon them.

R. N Shelton, Chief Administrative Officer, Town of Newmarket; Doug Nadorozny, Chief Administrative Officer, Town of Aurora; and Ian Laing, Fire Chief, Central York Fire Services recommend:

Now therefore be it resolved:

1. That the Town of Newmarket calls on the Government of Ontario to act immediately so that legislative amendments, that will protect unwilling municipalities from being forced by arbitrators to have a fire medical pilot or program, are placed within the upcoming Budget Bill before the Ontario Legislature rises for the provincial election; and,
2. That a copy of this resolution be forwarded to Premier Kathleen Wynne, Office of the Premier; Hon. Dr. Eric Hoskins, Minister of Health and Long Term Care; Hon. Marie-France Lalonde, Minister of Community Safety and Correctional Services; Hon. Kevin Flynn, Minister of Labour, Hon. Bill Mauro, Minister of Municipal Affairs; Hon. Chris Ballard, MPP Newmarket/Aurora; and the Association of Municipalities of Ontario, following approval at Committee of the Whole on February 26, 2018.

Action Items

21. Supplementary Budget Report

An alternate motion was presented and is noted below in bold:

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

1. That Joint Office of the CAO/Commissioners/Financial Services Report 2018-04 entitled "Supplementary Budget" dated February 26, 2018 be received; and,
2. That the 2018 Capital Budget be amended to include an additional \$28,850,000 in expenditures with funding as detailed in this report, for a revised total of \$54,783,120; and,
3. **That Council direct staff to use an additional \$1,810,000 in expenditures as the financing option, and amend the 2018 Operating budget accordingly.**

Carried

22. Borrowing By-law

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

1. That Financial Services Report 2018-06 entitled "Borrowing By-law" dated February 26, 2018 be received; and,
2. That authorization be given to obtain a \$26 million debenture with repayment terms of 30 years to finance the additional expenditures of the 2018 Supplementary Capital Budget; and,
3. That the Chief Administrative Officer and the Treasurer of the Corporation of the Town of Newmarket be delegated the authority to sign any necessary and related documents; and,
4. That a Borrowing By-law be prepared.

Carried

Reports by Regional Representatives

None.

Notices of Motions

None.

Motions

23. Participation in Earth Hour – March 24, 2018

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

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

Whereas at exactly 8:30 PM on Saturday, March 24, 2018, major cities around the world will turn off their lights and electrical power for one hour to raise awareness about climate change and to symbolize that, working together, the people of the world can make a difference in the fight against global warming; and,

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

Whereas since then, it has become an annual, globally-observed event; and,

Whereas participating in Earth Hour sends a powerful message to every citizen and business around the world that it’s possible to take action on climate change and that switching off our lights and electrical power is just one simple action we can take to help make a difference; and,

Whereas in the last several years, Newmarket has continued to be a leader in this effort, with one of the highest rates of reduction in electricity consumption in the GTA;

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

1. That at 8:30 PM on Saturday, March 24, 2018, the Corporation of the Town of Newmarket will join other cities around the world in literally “turning out the lights” by shutting off all non-essential lighting and power in all of its facilities, where feasible, and without jeopardizing safety, for one full hour; and,
2. That the Corporation of the Town of Newmarket’s participation in Earth Hour will be widely promoted and publicized in order to raise awareness about this important issue and in order to encourage every individual, household and business in town to join in by turning off their lights and electrical power for one hour at 8:30 PM on Saturday, March 24, 2018; and,
3. That a copy of this Resolution will be forwarded to every municipality in the Greater Toronto Area, encouraging them to participate in Earth Hour.

Carried

New Business

None.

Closed Session

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

Public Hearing Matters

None.

Adjournment

Moved by: Councillor Kerwin
Seconded by: Councillor Kwapis

1. That the meeting of Committee of the Whole adjourn at 6:01 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

Alternative Fees & Charges for Registered Charities and Non-Profit Organizations

Policy Number:

Sub-Topic:

Topic: Alternative Fees & Charges for Development Applications

Applies to: Registered Charities and Non-Profit Organizations seeking development approvals

Policy Statement and Strategic Plan Linkages

The Town of Newmarket prides itself on its core values and being “Well-respected.” As the Town strives to cultivate strategic growth, this policy supports that commitment by inspiring partnerships and co-operation with stakeholders that revolve around well-being, synergy, and balanced living.

Purpose

The purpose of the Alternative Fees & Charges for Registered Charities and Non-Profit Organizations Policy is to set out the conditions under which fees and charges related to development projects undertaken by registered charities and non-profit organizations could be reduced, deferred or waived.

This policy applies to all applications made by registered charities and non-profit organizations to build, construct, expand, renovate, or alter in some manner a building or structure in the Town of Newmarket.

Definitions

Charges related to development – Engineering Review Fees, Finance Administration Fees, Planning Application Fees, Tree Compensation, Legal Fees, Building Permit Fees, Development, Performance Guarantee (Overall Security Deposit), Tree Security, Peer Review Fees, and Cash-in-lieu of parkland.

Director of Planning – the Director of Planning & Building Services for the Town of Newmarket, or their designate

Director of Finance – the Director of Finance for the Town of Newmarket, or their designate

Non-profit organization¹ - a club, society, or association that's organized and operated solely for social welfare, civic improvement, pleasure or recreation, any other purpose except profit.

¹ Definition from [Canada Revenue Agency webpage](#)

Registered charity² - a charitable organization, public foundation, or private foundation that is registered with Canada Revenue Agency to issue official donation receipts. They must use their resources for charitable activities and have charitable purposes that fall into one or more of the following categories:

- the relief of poverty
- the advancement of education
- the advancement of religion
- other purposes that benefit the community

Town – is the Corporation of the Town of Newmarket

Criteria

The Town will reduce the fees and charges related to a development application by a registered charity or a non-profit organization, upon request, according to the following criteria:

1. The applicant must be a registered charity or a non-profit organization (as defined here in);
2. The lands in question for the request must be owned by or being developed by the applicant;
3. The service provided by the applicant should be available to the general public or for the benefit of the community;
4. The applicant obtains all other approvals, permits, consents, and matters that are determined necessary by the Town.

Deferrals and Waiving

If all of the criteria above are met, the Directors of Planning and Finance are authorized to defer the following fees for a period of 10 years. If, at the end of 10 years, should the property still be owned by the charity or non-profit organization, the fees would be waived all together. Should the charity or organization sell the property within the 10 year timeframe the three fees would have to be paid to the Town by the charity/organization or the new owner.

Fees to be deferred and waived:

- Development Charges
- Building permit application fees
- Cash-in-lieu of parkland

The fees listed above will still be charged to the applicant; the fees will be calculated and an invoice generated. However, the Town will not collect the fees. The invoice will be left as

² Definition from [Canada Revenue Agency webpage](#)

a receivable until the property is sold by the charity or non-profit organization or it is written off after the 10 years have passed. Amounts deferred in excess of \$10,000 will be captured in a development agreement (Site Plan or Subdivision, etc.) and registered on title, as appropriate. For projects which do not require entering into a development agreement, the applicant shall be required to enter into a Deferral Agreement which will be registered on title to ensure the total amount owing is passed on to future owners, should the property be sold prior to the 10 year timeframe.

A minimal performance guarantee would also be collected. The current minimum performance guarantee collected for external site works is \$10,000. This minimum may be increased in future years. The performance guarantee is used to ensure the site is developed in accordance with the agreement set out through the development process. It can also be used to restore the property to a safe condition should the project not be completed. The tree performance guarantee is a separate security and would still be collected in full.

If, at the discretion of the Director of Finance, the requests are too numerous in any one year and/or the total amount too excessive in a year, requests could be denied and the applicant has the ability to take their request directly to Council.

Reporting

The Director of Finance will provide Council with a yearly report outlining the amount of fees that have been deferred, waived after the 10 year period, and the overall impact to the Town's finances.

Cross-References

Planning & Building Services Report 2018-15

Contact

Details

Approved by: Council
 Adoption Date:
 Policy Effective Date:
 Last Revision Date:
 Revision No: 000



February 28, 2018

Town of Newmarket
c/o Legislative Services Department
clerks@newmarket.ca

Attention: Mayor Tony Van Bynen and Council

The Newmarket Public Library Board passed the motion below at its meeting on February 21, 2018 regarding provincial funding to public libraries, and are asking Council to pass a similar motion. Please do not hesitate to contact me for further information or to discuss the matter.

Whereas public libraries provide safe, inclusive, and vibrant community spaces where everyone is welcome to learn, work, connect, and have fun; and,

Whereas the Newmarket Public Library engages with the community to provide a centre of learning, dialogue, and discovery; and,

Whereas the Newmarket Public Library continues to have a limited resource budget despite an increase in digital borrowing of 488 percent, the addition of many technology help and discovery programs, and the establishment of the Maker Hub, a new digital creative space; and,

Whereas the Newmarket Public Library continues to manage public resources with the utmost care and is committed to the sustainability of its services;

Therefore be it Resolved that the Newmarket Public Library Board urges the Province of Ontario to recognize the contribution of local libraries within their communities and to cease the 20 year budget freeze to local libraries in acknowledgement to the services they offer to all residents; and,

Be it Further Resolved that the Newmarket Public Library Board urges the Province of Ontario to reinstate adequate and appropriate funding for local libraries, increasing each year going forward in line with the consumer price index; and,

Be it Further Resolved that the Newmarket Public Library Board urges the Province of Ontario to commit funds to a shared and efficient Ontario Digital Library in order to provide equitable online services to all Ontarians; and,

Be it Further Resolved that a copy of this resolution be sent to Town of Newmarket Council for their endorsement; and,

Be it Finally Resolved that a copy of this resolution be sent to the Minister of Tourism, Culture, and Sport, to the Ontario Minister of Municipal Affairs, to the local MPP, to the Ontario Library Association, and to the Federation of Ontario Public Libraries.

Carried

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Todd Kyle', with a stylized, cursive script.

Todd Kyle, CEO

c.c. Newmarket Public Library Board
 Stephen Abram, Federation of Ontario Libraries
 Shelagh Paterson, Ontario Library Association

Help us Celebrate for the KIDS!

MARCH 14th – 17th, 2018



February 23, 2018

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

Dear Mayor Van Bynen,

MAYOR'S OFFICE		
INCOMING MAIL	REFERRED TO	COPIED TO
COUNCIL		
CAO		
FEB 23 2017		
COMMISSIONER		
DEPARTMENT		
CLERKS		
CONCERNS		

Let me start by saying, this is a Special Letter and one that brings some emotion as I sit here and type this!! Mr Mayor, Tony, Friend...you have been one of the strongest supporters of our small little Tournament over the years, and I personally can't thank you enough! When we have had any needs, you have always been there for us and over the years, I have been fortunate enough to build a great relationship with you so that I can now call you a Friend!

On behalf of the 52nd Annual Newmarket House League Hockey Tournament Committee, I want to Thank You for your years of service to our great Town, and want to wish you and Roxanne nothing but the best as you take on a new chapter in your life!

I would also like to ask for the support and participation from you, the Mayor, and your Council, and would be honoured if you could celebrate with us and your council during our Tournament: from **Wednesday March 14, 2018 to Saturday March 17, 2018**. We will be once again, hosting the largest and longest running House League Hockey Tournament in Ontario for our 52nd year. We ask you to **declare this week, "House League Hockey Week" in Newmarket, in honour of Ken Sturgeon**, our longest serving Chairman, and inspirational leader to a lot of still-committee members.

Your help before and during the Tournament is much appreciated and needed to help us celebrate a successful 52years.

Lastly, please find attached with this package, a copy of the ads that were placed in last year's program. If you could have it reviewed, and any changes to be made, can be emailed to myself at [REDACTED]

Alternatively, you can have someone call me at the number found below. The cost of the program ad has gone up to \$180 and can be payable to: Annual Newmarket House League Hockey Tournament.

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

Yours in sports,


Michael Dukart
Tournament Chairman





Corporation of the Town of Newmarket

By-law 2018-08

A By-law to adopt Amendment Number 20 to the Town of Newmarket Official Plan.

The Council of the Corporation of the Town of Newmarket, in accordance with the provisions of Sections 17(22) and 21 of the Planning Act, RSO 1990, c.P. 13, hereby enacts as follows:

1. That Amendment Number 20 to the Town of Newmarket Official Plan, consisting of the following explanatory text and attached schedule, is hereby adopted.
2. And that this By-law shall come into force and take effect on the day of the final passing thereof.

Enacted this 5th day of March, 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

AMENDMENT NO. 20
TO THE
TOWN OF NEWMARKET
OFFICIAL PLAN

**AMENDMENT NO. 20
TO THE
NEWMARKET
OFFICIAL PLAN
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PART A – THE PREAMBLE**1. PURPOSE OF THE AMENDMENT**

The purpose of this amendment is to amend the policies applying to certain lands identified on Map Number 1 in the Town of Newmarket, currently being within the Yonge Davis *Provincial Urban Growth Centre* designation by permitting heights in excess of those provided for in the Secondary Plan.

2. LOCATION

The lands subject to this amendment are located at 17645 Yonge Street legally described as Part of Lot 96, Concession 1 EYS, Town of Newmarket. The subject lands are located on the east side of Yonge Street, north of Davis Drive and have an area of approximately 1.8 ha. The subject land is currently vacant of buildings and is being used for the storage of vehicles for sale, and surrounding uses include existing commercial plaza containing various retail and service commercial uses to the north, existing vehicle dealership on Yonge Street and service uses on George Street to the south, low density residential uses east and a Regional Shopping Centre (Upper Canada Mall) to the west. The subject lands are shown on Map Number 1, which is appended for information purposes only.

3. BASIS OF THE AMENDMENT

The subject property is located within the Provincial Urban Growth Centre (PUGC) and designated Mixed Use on “Schedule 3: Land Use” plan in the Urban Centres Secondary Plan (UCSP) permitting a broad range of residential and commercial uses. The UCSP also identifies the property as being High Density adjacent to Yonge Street and Medium Density adjacent to George Street and subject to an exception based on an OMB order discussed further below. This site is also identified as a Priority Commercial Area.

Section 15 of the UCSP identifies an exception for the subject lands as follows:

Notwithstanding the height and density provisions of the Secondary Plan, the maximum building height on lands municipally known in 2014 as 17645 Yonge Street, and as identified in the approved Zoning By-law as Block B and C, shall not exceed 58 m and 64 m, respectively, and that the site density for the entire property shall not exceed 3.5 FSI. This density shall be calculated on the basis of subject property only and will be applied to the overall density calculation for the applicable density designation. All other applicable provisions of the Secondary Plan shall apply.

The above exception is based on the OMB order implementing a previous proposal for the site. As the current proposal exceeds these height limits in certain areas, an Official Plan Amendment is required to reflect the revised heights within a revised block configuration. The Floor Space Index remains at 3.5 as the density has been shifted from the previously approved buildings of 8

and 9 storeys respectively, to the 17 storey tower stepping down toward George Street. The floor area of the proposed above ground parking garage does not contribute to the overall floor space index.

The site is designated High Density with the exception of a portion located adjacent to George Street which is designated Medium Density. The proposed height exceedance is not expected to cause any adverse impact. Other relevant sections of the UCSP have been complied with such as the provision of commercial uses within the Priority Commercial Area, achieving the required angular plane and identifying any impacts from shadows.

PART B – THE AMENDMENT

All of this part of the document entitled “Part B – The Amendment”, consisting of the following text and attached map designated as Schedule 1, constitutes Amendment No. 20 to the Newmarket Official Plan.

1. POLICIES

The Newmarket Official Plan, Urban Centres Secondary Plan (OPA # 10) is hereby amended as follows:

a) Notwithstanding Schedule 4 (Height and Density) and Section 15 (Exceptions to the Secondary Plan) the maximum height within each block on the subject lands shall be as follows:

Phase 1: 70 metres

Phase 2: 64 metres

Phase 3: 58 metres (High Density)

30 metres (Medium Density)

2. SCHEDULE

Schedule 1, which shows the lands affected by Amendment Number 20 and associated Phases, is attached hereto

3. IMPLEMENTATION AND INTERPRETATION

This Amendment to the Official Plan will be implemented as follows:

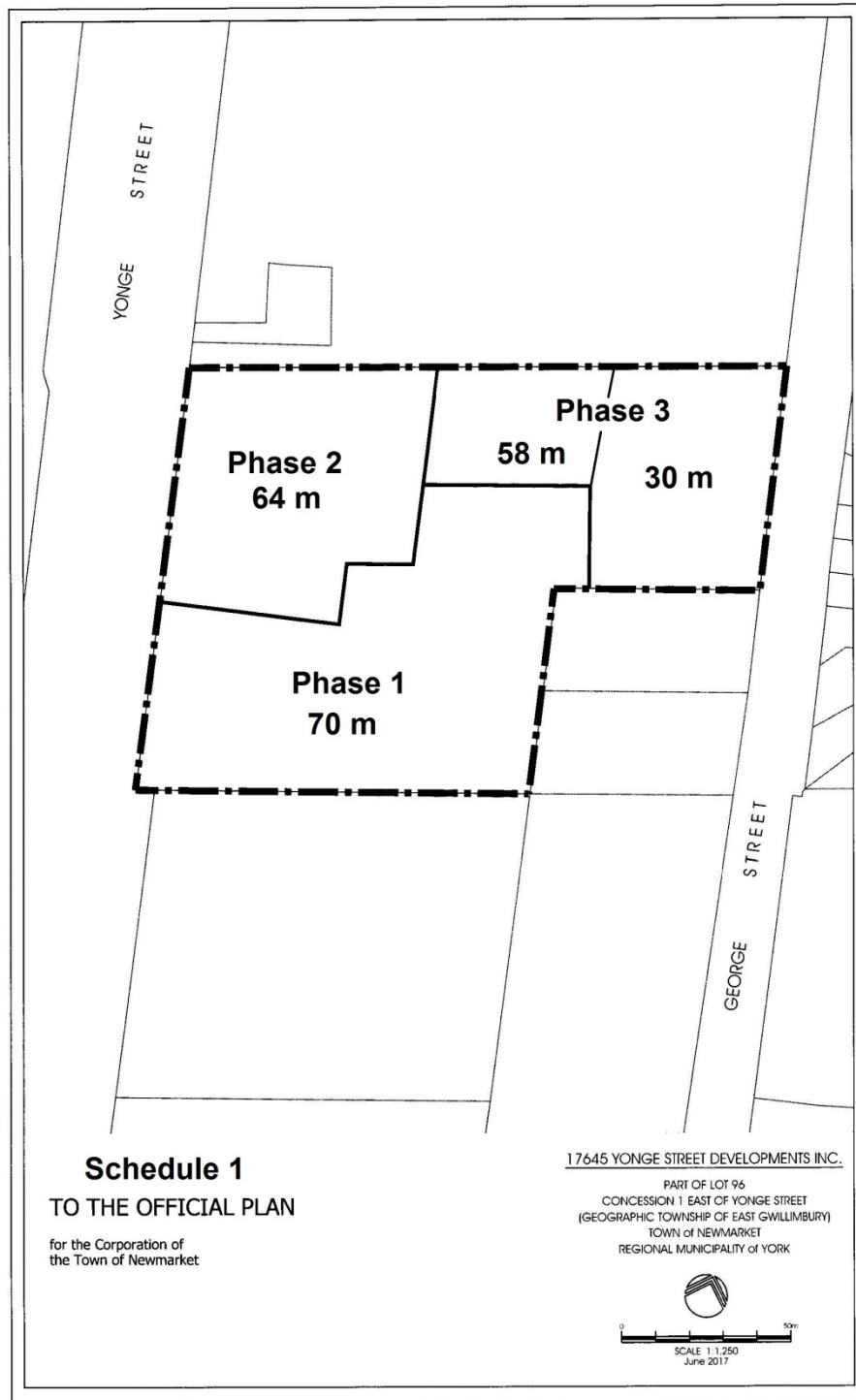
a) Zoning By-law

It is Council's intent to implement this Amendment, in part, by enacting an appropriate zoning by-law pursuant to the provisions of the Planning Act, R.S.O. 1990, C.P. 13, on the lands affected by this Amendment.

b) Site Plan Approval

It is Council's intent to implement this Amendment, the land use designations and policies of this Plan, and a high standard of site layout and design by requiring site plan approval pursuant to the provisions of the *Planning Act*, on the Lands affected by this Amendment.

4. SCHEDULE 1

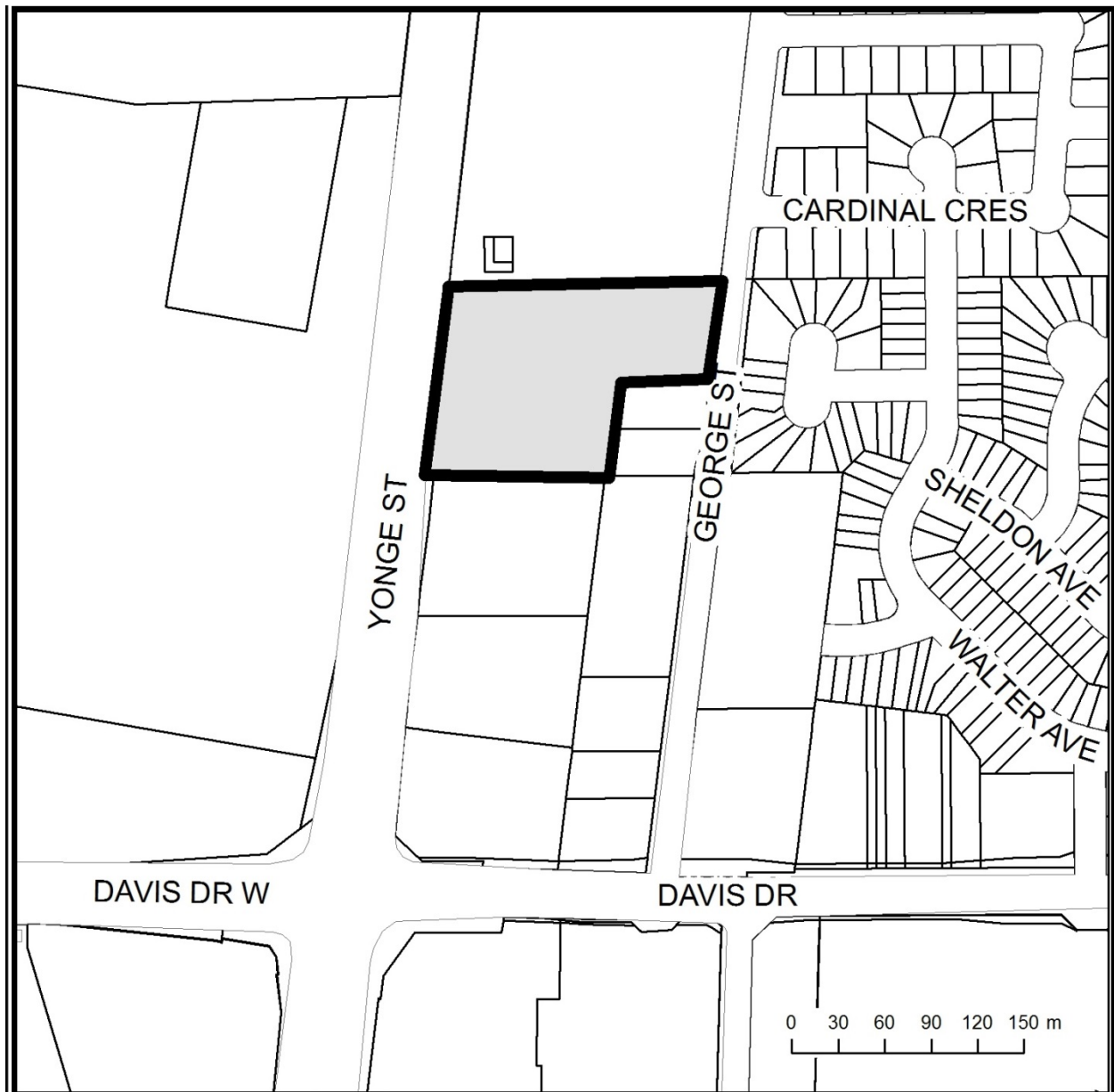


PART C: THE APPENDIX:

The following appendix does not constitute part of this Amendment and is included for information purposes only.

1. MAP 1

Map 1, which shows the location of the subject land is attached hereto for information purposes only.





Corporation of the Town of Newmarket

By-law 2018-09

A By-law to amend by-law number 2010-40 being a zoning by-law

Whereas it is deemed advisable to amend By-Law Number 2010-40;

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

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

1. Deleting from Delete from Schedule "A", Map No.4, the UC-P Zone on Part of Lot 96, Concession 1, East of Yonge Street, Town of Newmarket and municipally addressed 17645 Yonge Street, and substituting therefore the:

Provincial Urban Centre (H)UC-P-140 Exception Zone as shown more particularly on Schedule "X" attached hereto, and forming part of this By-law.

2. Adding the following regulations relating to the Provincial Urban Growth Centre Zone (UC-P-140) Zone to Section 8.1.1 List of Exceptions:

Exception 140	Zoning (H)UC-P-140	Map 4	By-Law Reference 2018-09	File Reference D9-NP-17-14
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- i) Location: 17645 Yonge Street - North of Davis Drive, East side of Yonge Street.
- ii) Legal Description: Part of Lot 96, Concession 1, East of Yonge Street, Town of Newmarket (PIN 03578-0121 (LT)).
- iii) Prohibited Uses: waste disposal sites within the meaning of Part V of the Environmental Protection Act, large (more than 10,000 L) non-agricultural source material storage facilities, commercial fertilizer storage facilities, pesticide storage facilities, road salt storage facilities, snow storage facilities, fuel storage, DNAPLs storage (chemicals typically used by drycleaners), and organic solvent storage.
- iv) Development Standards

	(H)UC-P-119
(a) Min. Yard Setbacks	
From Front Lot Line (Yonge Street):	0m from the required widening of Yonge Street to accommodate future underground hydro.
From Rear Lot Line (George Street):	Min. 0.5m Min. 0m
From Interior East Lot Line:	
From North Lot Line:	Min. 3m
From South Lot Line (Block C):	Min. 2m Min. 2m
From South Lot Line (Block D):	
(b) Max. Yard Setback	
From Front Lot Line (Yonge St.): From Rear Lot Line (George St.):	Max. 3m subject to (v) Max. 18m subject to (v)
(c) Max. Floor Space Index:	3.5 FSI based on the <i>net lot area</i> of the property that is the subject of the zoning amendment as described below in provision (vi).
(d) Min. Floor Space Index:	1.5 FSI based on <i>net land area</i> described below in provision (vi).
(e) Average Established Grade	Geodetic Elevation 264.00
(f) Max. Height:	Phase One: 21 Floors excluding MPH – 70m Phase Two: 19 Floors excluding MPH – 64m Phase Three: High Density: 17 Floors excluding MPH – 58m Medium Density: 8 Floors excluding MPH – 30m
Where height is in metres and storeys, the measurement in metres from average established grade shall prevail.	
(g) Minimum Building Floor Height Ground Floor:	5.5m per Storey (Yonge Street)
(h) Maximum Gross Floor Plate for Towers (measured above the 9 th floor)	820 m ²
(i) Minimum distance between Towers (measured above the 9 th floor):	30m
(j) Max. Lot Coverage calculated on the basis of the <i>Net Lot Area</i> as Established for FSI Calculation for the entire site:	80%
(k) Min. Parking Requirement:	1 bedroom - 1.0 space per unit 2 bedroom - 1.25 spaces per unit 2 bedroom townhouse - 1.25 spaces per unit 3 bedroom - 1.5 spaces per unit Visitor - 0.15 spaces per unit Commercial - 12.1 spaces / 100m ² GFA Total Parking Provided: Phase 1 - 238 spaces Phase 2 - 230 spaces Phase 3 - 268 spaces

	Total Parking Spaces provided = 866
(l) Loading Spaces	1 space minimum for Residential uses 1 space minimum for Commercial uses

- v) A greater setback from the lot lines shall be permitted where public and/or private/public space is provided for a park, public square or outdoor plaza.
 - vi) *Net lot area* shall be calculated based on the entire property at the time of application of the By-law amendment (September 2011), exclusive of the Regional road widening on Yonge Street and the Town road widening on George Street, land included in easements, lands provided for underground Hydro utilization and lands provided for the purpose of Street B, including the day-light triangle (along the southerly boundary of the property).
 - vii) *Step backs* will be calculated from the building face of the *podium* and any subsequent floors above the *podium*, where additional step backs apply.
 - viii) *Podium* means the lower storeys of a building that defines the street edge or public realm. The podium refers to the overall massing of this portion of the building, and can be considered as the base of a building.
 - ix) *Minimum Building Floor Height*: Minimum Building Floor Height of a storey shall be measured as the portion of the building situated between the top of any floor and the top of the floor next above.
 - x) Section 5.5 vii shall not apply.
 - xi) Special note (*3) of Section 6.4.1 shall not apply.
 - xii) Sections 6.4.2 (notes *2-5) pertaining to terracing and setbacks shall not apply.
 - xiii) No provision of this by-law shall be deemed to be contravened by reason of any land division or the conveyance of a parcel(s) upon which a building(s) is erected provided that all of the standards of this by-law are met for the lands as a whole.
2. AND THAT all other provisions of By-Law 2010-40, as amended, shall apply to the lands subject to this By-Law.
 3. Adding the following provisions to Section 8.2.1 List of Holding Provisions:

By-Law No. 2018-09

Property Description: Part of Lot 96, Concession 1, East of Yonge Street, Town of Newmarket

Permitted uses until the Holding provision is removed: No person within the lands zoned **(H)UC-P-140** shall use any lot or erect, alter or use any buildings or structures for any purpose except for those uses which existed on the date of passing of this By-Law.

Furthermore, no extension or enlargement of the uses which existed on the date of passing of this By-Law shall occur unless an amendment to this By-Law or removal of the '(H)' prefix, as identified in the next column, is approved by the Council of the Corporation of the Town of Newmarket and comes into full force and effect.

However, the Holding provision will not prevent the construction of model homes, a sales office and/or in-ground and above ground services if deemed appropriate and desirable by the Town.

Conditions for Removal

Servicing Allocation:

a) That prior to lifting the "H" on each phase, servicing capacity shall be demonstrated to be available and has been allocated by the Town generally at the time of Site Plan application, subject to the footnote below; and

b) That York Region is satisfied and has advised in writing that the required infrastructure to support the capacity assignment associated with this development will be completed within a time period acceptable to the Region (usually 6 to 36 months depending on the complexity of the site plan development); or,

c) The Regional Commissioner of Environmental Services confirms servicing allocation for this development by a suitable alternative method and the Town allocates the capacity to this development;

Sanitary Sewage Conveyance - That prior to the lifting of the "H" on each phase, it shall be demonstrated to the satisfaction of the Town that there is sufficient existing sanitary sewer conveyance capacity available or through a detailed calculation demonstration that there is sufficient capacity conveyance and that the necessary downstream sanitary improvement works have been completed to the satisfaction of the Town.

Stormwater - That prior to lifting the "H" on each phase, a detailed storm water management plan shall be submitted to the satisfaction of the Town, the Region and Lake Simcoe Region Conservation Authority;

Water Supply - That prior to lifting the “H” on each phase, a water supply analysis shall be submitted to the satisfaction of the Town;

Traffic and Parking – prior to lifting the “H” on Phases 2 and 3 of the development, an updated Transportation Mobility Plan (TMP) will be prepared and submitted to the satisfaction of the Town. The updated plan will determine the impacts that proposed network improvements (e.g widening of Yonge Street) may have on the study area; confirm the trip generation rates and growth assumptions as development occurs; confirm the pedestrian travel operations and ensure that the Level of Service (LOS) for pedestrian movements are maintained as a reasonable LOS in this area. The updated TMP for Phase 2 and 3 is to also review parking and vehicular queuing.

Site Plan Agreement – That prior to lifting the “H” on each phase, a site plan agreement shall be entered into between the Owner of the lands and the Town, and the performance security contemplated therein has been posted.s of Removal.

Enacted this 5th day of March, 2018.

Tony Van Bynen, Mayor

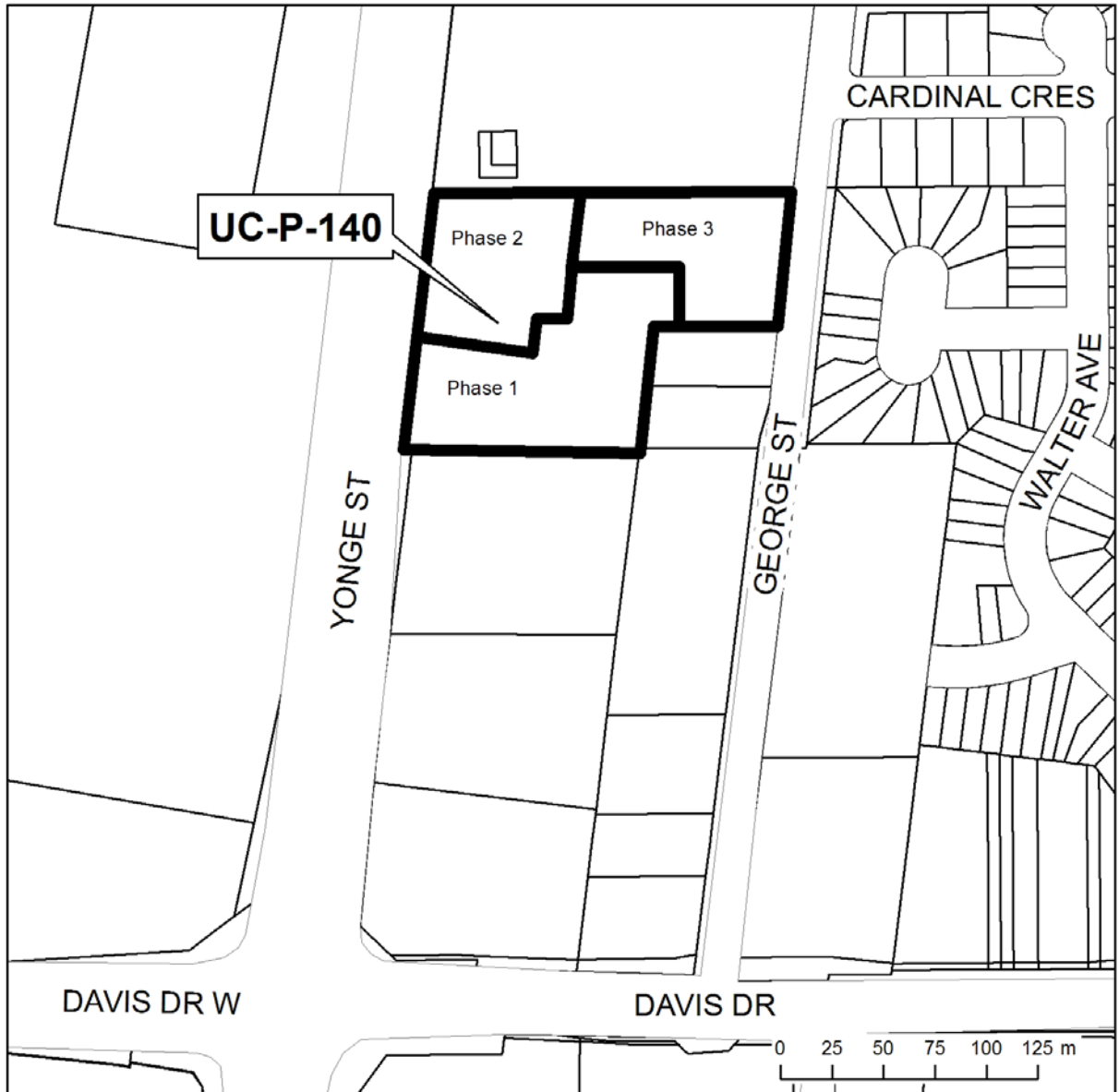
Lisa Lyons, Town Clerk

17645 Yonge Street
 Part of Lot 96, Consession 1 EYS
 Town of Newmarket
 Regional Municipality of York

This is Schedule 'X'
 To Bylaw 2018-09
 Passed this _____ Day
 of _____, 2018.

MAYOR _____

CLERK _____



SCHEDULE "X" TO BY-LAW 2018-09
TOWN OF NEWMARKET PLANNING DEPARTMENT



Designed & Produced by Information Technology - GIS Printed: February, 2018. 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.

T:\DI Services\Planning\Dave\file related documentation\17645 Yonge Street Redwood Prop (lessor)\Bylaw info\redwood sched x.mxd



Corporation of the Town of Newmarket

By-law 2018-10

A By-law to authorize the issuance of a long-term loan through the Regional Municipality of York for the purchase of the property known as 16780 Yonge Street.

Whereas the Corporation of the Town of Newmarket has agreed to purchase the property known as 16780 Yonge Street in the Town of Newmarket, Regional Municipality of York;

And whereas it is necessary for the Corporation of the Town of Newmarket to be subject to a Debenture Agreement with the Regional Municipality of York;

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

1. That the Council of the Corporation of the Town of Newmarket authorizes the issuance of a long-term loan with the Regional Municipality of York for the purchase of the property known as 16780 Yonge Street;
2. And that the Regional Municipality of York be requested to issue a long-term loan up to an amount not to exceed \$26,000,000 on behalf of the Corporation of the Town of Newmarket, repayable over a period not to exceed thirty (30) years.

Enacted this 5th day of March 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk



Corporation of the Town of Newmarket

By-law 2018-11

A By-law to confirm the proceedings of a meeting of Council – March 5, 2018.

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 5th day of March, 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk