

Open Forum

Public Notices (if required)

Additions & Corrections to the Agenda

Declarations of Pecuniary Interest

Presentations & Recognitions

1. Beth Hart, Curator, Elman W. Campbell Museum along with Mayor Van Bynen and Members of Council to present the 2018 High School Art Contest Award Recipients.

Deputations

2. Deputation by Anna Kennedy regarding the Aurora Bridge Club Pg. 1

Approval of Minutes

3. Council Meeting Minutes of March 5, 2018 Pg. 15

Reports by Regional Representatives

Reports of Committees and Staff

4. Committee of the Whole Meeting Minutes of March 19, 2018 Pg. 36
5. Committee of the Whole Meeting (Closed Session) Minutes of March 19, 2018

By-laws

2018-12	A By-law to Amend By-law number 2010-40 being a Zoning By-law (17645 Yonge Street)	Pg. 49
2018-13	A By-law to Exempt Certain Lands from the Part Lot Control Provisions of the Planning Act (Marianneville Developments Limited, Block 47 Registered Plan 65M-4553)	Pg. 56
2018-14	A By-law to Amend By-law 2011-24, as Amended, being a By-law to Regulate Traffic within the Town of Newmarket (Schedule III – Stop Signs) (Schedule IX – School Crossing Locations)	Pg. 58

Notices of Motions

Motions

6. Preservation of Bogart House

Moved by: Councillor Hempen

1. That Council direct staff to continue to work through the Developer to ensure the rapid restoration of the Bogart House and the permanent preservation of the Bogart House; and,
2. That Council also direct staff to arrange another site visit with the Developers, the Mayor, Deputy Mayor, Councillor Kerwin (as the Ward Councillor) and Councillor Hempen (as the Heritage Committee representative) and staff and the Chair of the Newmarket Heritage Committee to examine avenues for rapid restoration and further protection of the Bogart House; and,
3. That Council reaffirm its position that the Bogart House is a designated heritage house and one of the most important heritage buildings in the community; and,
4. That Council not entertain the demolition or removal of the Bogart House but will seek only full restoration and protection on the current site.

Announcements & Community Events

New Business

Closed Session (if required)

Confirmatory By-law

2018-15 A By-law to Confirm the proceedings of the March 26, 2018 Council meeting.



Pg. 59

Adjournment

Deputation and Further Notice Request Form

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

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

Name: <u>Anna Kennedy</u>	
Organization / Group/ Business represented: <u>Aurora Bridge Club</u>	
Address: <u>405 Milford Newmarket</u>	Postal Code:
Daytime Phone No: 	Home Phone: <u>Same</u>
Email: 	Date of Meeting: <u>March 26</u>
Is this an item on the Agenda? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Agenda Item No:
<input type="checkbox"/> I request future notification of meetings	<input checked="" type="checkbox"/> I wish to address Council / Committee
Describe in detail the reason for the deputation and what action you will be asking Council/Committee to take (if applicable): <u>Presentation on behalf of Aurora Bridge Club on the importance of bridge to seniors in the community</u>	
Do you wish to provide a written or electronic communication or background information <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Please submit all materials at least 5 days before the meeting.	

Deputation Guidelines:

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

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

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

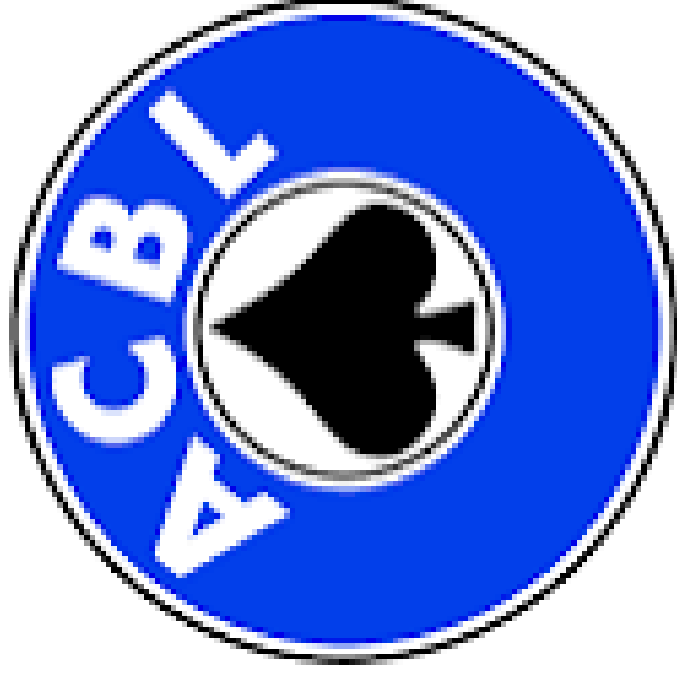
Aurora Bridge Club

Who Are We?



American Contract Bridge League

Common Games



WE COME FROM ALL WALKS OF LIFE



Our Club, Our People



Friends & Bridge Partners



Husbands & Wives



**Keeping it in the Family! Three
Generations of Bridge Players**

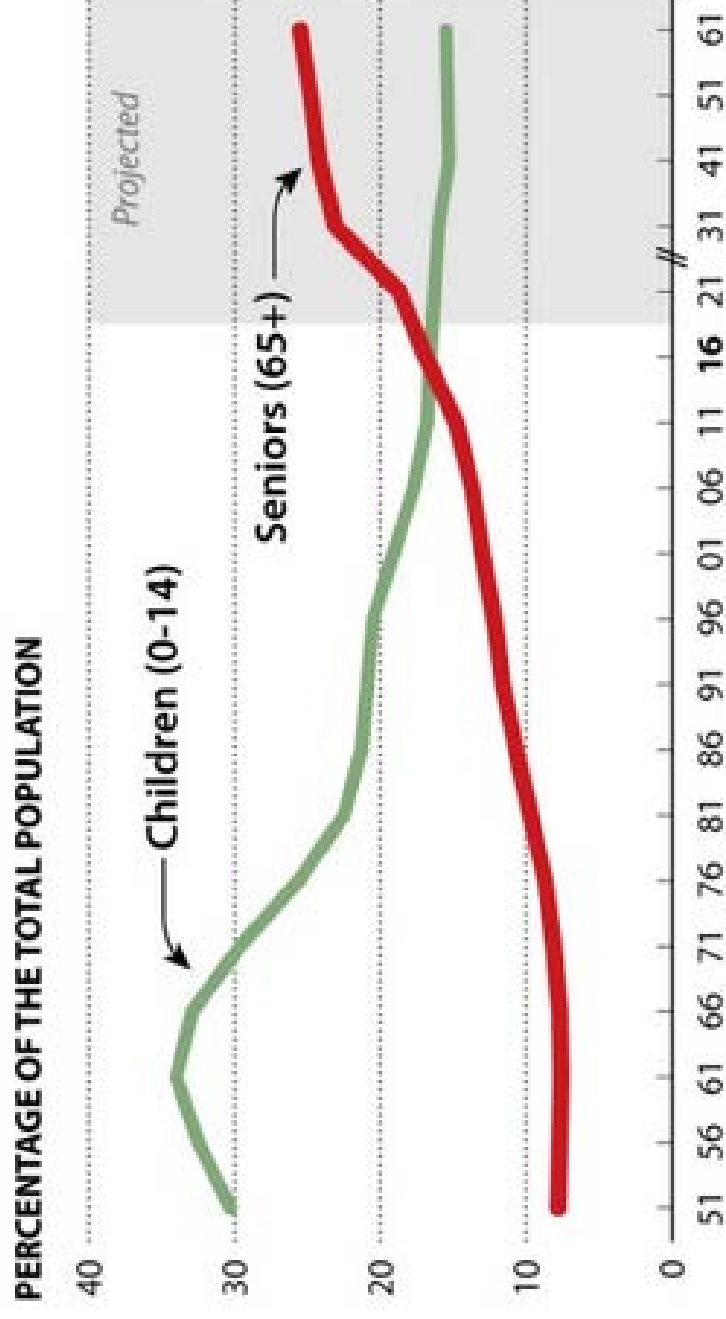


More Than a "Card Game"



Life Long Friends

More Seniors Than Children



SOURCE: STATISTICS CANADA

THE CANADIAN PRESS



We Provide An Outlet Many Would Not Have Without The Club



A Quadriplegic, assisted by His Son





Brain Gymnastics

Aging and Research



Do You Know These Famous Bridge Players?



Where They Come to Play





Aurora Bridge Club

Needs

An Affordable and Permanent Home

The meeting of Council was held on Monday, March 5, 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 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
L. Lyons, Director of Legislative Services/Town Clerk
A. Walkom, Council/Committee Coordinator

Open Forum

- (1) Mr. Lionel Franklin addressed Council during Open Forum regarding the purchase of the Mulock Farm property, its effect on other parks and the long-term financing of the project.

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

None.

Declarations of Pecuniary Interest

Councillor Broome declared a conflict of interest in relation to By-laws 2018-08 and 2018-09, as the by-laws affect land leased by her employer. She advised she would take no part in any discussion or vote on the matter.

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

Presentation & Recognitions

None.

Deputations

None.

Approval of Minutes

1. Council Meeting Minutes of February 12, 2018

Moved by: Councillor Kerwin
Seconded by: Councillor Twinney

1. That the Council Meeting Minutes of February 12, 2018 be approved.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

Reports by Regional Representatives

(1) 2017 Transit System Performance Report

Deputy Mayor & Regional Councillor Taylor provided an update on the 2017 Transit System Performance Report, noting that Viva ridership on Davis Drive had increased by 12.6% since 2016.

(2) Housing Waitlist for Housing York

Deputy Mayor & Regional Councillor Taylor provided an update on the Housing Waitlist for Housing York. He advised that the waitlist currently has 15,000 names, with an average wait of 8 years. He further advised that the Region is working to implement new needs-based tests for those on the waitlist.

Reports of Committee and Staff

2. Committee of the Whole Meeting Minutes of February 26, 2018

Moved by: Councillor Vegh
Seconded by: Councillor Broome

1. That the Committee of the Whole Meeting Minutes of February 26, 2018 be received and the recommendations noted within be adopted, except sub-items 11 and 21. See following sub-items 11 and 21 for motions and recorded votes.

(1) 2017 Economic Development Year in Review

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

(2) Mulock Estate Planning Vision Presentation

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.

(3) Old Main Street Tertiary Plan – Background Report Presentation

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

(4) Old Main Street Tertiary Plan Background Report

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.

(5) Deputation by 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 sub-items 12 and 13.

(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.

(11) Licensing of Driving Schools and Driving Instructors

Moved by: Councillor Twinney
 Seconded by: Councillor Kerwin

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.

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

Opposed: None
 (9 in favour, 0 opposed)

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

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

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

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.

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

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.

(15) Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe

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.

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

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.

(17) Newmarket Public Library Study Implementation

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.

(18) Heritage Newmarket Advisory Committee Meeting Minutes of December 5, 2017 and January 23, 2018

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

(19) Development Charges Rebate Program Resolution

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.

(20) Fire Medic Resolution

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-medic 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.

(21) Supplementary Budget Report

Moved by: Councillor Twinney
Seconded by: Councillor Kerwin

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

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.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

4. **That the supplementary budget levy be shown separately on each tax bill until the amount financed has been paid.**

In Favour: Councillor Twinney

Opposed: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

(1 in favour, 8 opposed)

Defeated

(22) Borrowing By-law

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.

(23) Participation in Earth Hour – March 24, 2018

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:

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,

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,

That a copy of this Resolution will be forwarded to every municipality in the Greater Toronto Area, encouraging them to participate in Earth Hour.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

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

Note: This is related to sub-item 14 of the February 26, 2018 Committee of the Whole minutes.

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

1. That Council approve the amended Alternative Fees & Charges for Registered Charities and Non-Profit Organizations Policy.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

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

Moved by: Councillor Vegh
Seconded by: Councillor Broome

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.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

5. Proclamation Request – March 14, 2018 to March 17, 2018 – House League Hockey Week

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

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.

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

Opposed: None
 (9 in favour, 0 opposed)

Carried

By-laws

- | | |
|---------|---|
| 2018-08 | A By-law to adopt Amendment Number 20 to the Town of Newmarket Official Plan |
| 2018-09 | A By-law to amend By-law number 2010-40 being a Zoning By-law (17645 Yonge Street) |
| 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 |

Moved by: Councillor Kerwin
 Seconded by: Councillor Vegh

1. That by-laws 2018-08 and 2018-09 be enacted.

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

Opposed: None
 (8 in favour, 0 opposed)

Carried

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

Moved by: Councillor Kerwin
Seconded by: Councillor Twinney

1. That by-law 2018-10 be enacted.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

Notices of Motions

None.

Motions

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

1. That the Town of Newmarket request a meeting with Metrolinx and MPP Chris Ballard to review the status of the New GO Station at Mulock and related issues such as grade separation, 15 minute service and the Newmarket Secondary Plan and its implications related to the recently released updated business case.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

Announcements and Community Events

6. Ward 1 Community Drop-In

Councillor Vegh invited residents to attend the Ward 1 Community Drop-In on Tuesday, March 6, 2018 between 7:00 PM and 9:00 PM at the Magna Centre, 800 Mulock Drive. He advised that residents may contact him at 905-895-7095 or tvegh@newmarket.ca for more information.

7. After Hours Big Band

Councillor Kerwin invited residents to come to the Newmarket Seniors' Meeting Place, 474 Davis Drive for the After Hours Big Band on Saturday, March 24, 2018 from 2:00 to 4:00 PM. He advised that pre-registration is required and the cost is \$20 for members and \$25 for non-members.

8. March Music and Magic

Councillor Twinney invited residents to attend March Music and Magic at the Magna Centre on Tuesday, March 13, 2018 from 9:00 AM to 12:00 PM. She advised activities include interactive indoor magic shows, music, Zumba for kids, crafts, games, an inflatable bouncer, balloon twists, treats and more. She further advised that the cost is \$5 per child and free skating will be available from 11:00 AM to 3:00 PM.

9. Earth Hour

Deputy Mayor & Regional Councillor Taylor advised of Earth Hour on Saturday March 24, 2018, when residents can join millions of people around the globe by turning off lights and non-essential electrical power from 8:30 PM to 9:30 PM.

10. Art Exhibit: "Albert Chiarandini: Painting the Way"

Councillor Hempen invited residents to attend the opening reception of "Albert Chiarandini: Painting the Way" at the Old Town Hall, 460 Botsford Street on Sunday, March 18, 2018 from 2:00 PM to 4:30 PM. He advised the collection will be on display in the gallery of the Old Town Hall from March 10, 2018 to April 20, 2018.

11. Town-wide Traffic Mitigation Strategy

Councillor Kwapis advised that the Town of Newmarket is looking for feedback on the Town-wide Traffic Mitigation Strategy. He invited residents to take the online survey at newmarket.ca/trafficstrategy, or call 905-895-5193 for more information.

12. Newmarket Sports Hall of Fame 2018 Nominations

Councillor Broome advised that the Newmarket Sports Hall of Fame is accepting nominations for the Class of 2018, with a deadline for submission of March 31, 2018. She further advised that residents who wish to obtain a nomination form and further details may visit newmarket.ca or any Town of Newmarket recreation facility kiosk.

13. Elman W. Campbell Museum March Break Activities

Councillor Bisanz invited residents to attend the Elman W. Campbell Museum at 134 Main Street South during March Break, March 13, 2018 to March 16, 2018 from 12:00 PM to 3:00 PM. She advised there are a variety of activities each day suitable for ages 5 to 10 years, with a cost of \$5.50 per participant each day. She further advised that residents may visit newmarket.ca/museum or call 905-953-5314 for more information.

14. Town of Newmarket Open House

Mayor Van Bynen congratulated Town staff on the recent Town of Newmarket Open House held Tuesday, February 27, 2018 and thanked the residents who had attended.

15. Mayor in the Square

Mayor Van Bynen advised that he will be at “Mayor in the Square” at the Newmarket Public Library on Friday, March 9, 2018 from 11:00 AM until noon and available to speak with residents.

16. Next Council Meeting – March 26, 2018

Mayor Van Bynen advised that the next Council meeting is Monday, March 26, 2018 at 7:00 PM.

New Business

- (1) Ontario Small Urban Municipalities Executive Committee for the 2018-2020 term

Moved by: Councillor Bisanz
Seconded by: Councillor Broome

1. That Newmarket Town Council hereby support the nomination of Councillor Kwapis as a candidate for the Ontario Small Urban Municipalities Executive Committee.

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

Opposed: None
(9 in favour, 0 opposed)

Carried

Closed Session (if required)

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

Confirmatory By-law

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

Moved by: Councillor Twinney
Seconded by: Councillor Broome

1. That Confirmatory by-law 2018-11 be enacted.

Carried

Adjournment

Moved by: Councillor Vegh
Seconded by: Councillor Kwapis

1. That the Council Meeting adjourn at 8:17 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

**Committee of the Whole**

Monday, March 19, 2018 at 1:30 PM
Council Chambers

For consideration by Council on
March 26, 2018

The meeting of the Committee of the Whole was held on Monday, March 19, 2018 in the Council Chambers, 395 Mulock Drive, Newmarket.

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

Members Absent: Councillor Twinney

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
C. Kalimootoo, Director, Public Works Services
M. Mayes, Director of Financial Services/Treasurer
R. Nethery, Director, Planning and Building Services
L. Colangelo, Manager, Water/Wastewater
M. Peverini, Committee Secretary, Planning and Building Services
H. Leznoff, Council/Committee Coordinator

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

The Committee of the Whole recessed at 3:25 PM and reconvened at 4:03 PM. The Committee of the Whole recessed at 6:21 PM and reconvened at 7:00 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) 2017 Newmarket Water Distribution System – Annual Water Quality Summary Presentation (PowerPoint Presentation). This is related to Item 1.
- (2) 2017 Preliminary Fourth Quarter Report – Operating, Investment and Capital Budget Summary Report. This report is related to Item 13.
- (3) 500 Water Street Parking Information Report (Cachet Parking Lot Expansion).
- (4) Correspondence from Paul Jolie dated March 18, 2018 regarding 175 Deerfield Road – Zoning By-law Amendment Report.

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

- (1) On Page 2 of the report entitled “2017 Preliminary Fourth Quarter Report – Operating, Investment and Capital Budget Summary Report” under “Transfers to Reserves,” item iv) should read a transfer of \$45,000 for Economic Development.

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

1. That the additions and corrections to the March 19, 2018 Committee of the Whole agenda be approved.

Carried

Declarations of Pecuniary Interest

Deputy Mayor & Regional Councillor Taylor declared an interest in relation to Item 2 as his father was one of the individuals addressing the Committee.

Councillor Vegh declared an interest in relation to Item 2 as Habitat for Humanity was his former employer.

Councillor Hempen declared a conflict of interest in relation to Item 1 of the Closed Session regarding the Clock Tower as he has a business in close proximity to the subject lands.

Presentation & Recognitions

1. 2017 Newmarket Water Distribution System – Annual Water Quality Summary Presentation and Report

The Commissioner, Development and Infrastructure Services provided an overview of the presentation. The Director, Public Works Services, and Manager, Water/Waste Water provided a presentation regarding the 2017 Annual Water Quality Report Highlights. The presentation highlighted report requirements, water sampling results, adverse test results and corrective actions, expenses, requirements under the Safe Drinking Water Act, 2002, Ministry of Environment and Climate Change (MOECC) Inspection results, the structure of the 2-tier system with York Region and the Town of Newmarket, asset statistics, water sampling statistics, water quality challenges, Clean Water Wastewater Fund (CWWF) grants, drinking water quality Management Standard (DWQMS), and 2017 infrastructure repairs.

Moved by: Councillor Kerwin

Seconded by: Deputy Mayor & Regional Councillor Taylor

1. That the presentation time be extended to 15 minutes.

Carried

Moved by: Councillor Kerwin

Seconded by: Deputy Mayor & Regional Councillor Taylor

2. That the presentation by the Director, Public Works Services and Manager, Water/Wastewater regarding 2017 Newmarket Water Distribution System – Annual Water Quality Summary be received; and,
3. That the Development & Infrastructure Services – Public Works Services Report 2018-13 dated February 28, 2018 be received; and,
4. That members of the public be directed to view any documents referenced herein as attached (where applicable), online at newmarket.ca, by request at the customer service counter, 395 Mulock Drive, as well as at the Newmarket Operations Centre, 1275 Maple Hill Court.

Carried

Deputations

2. Deputation by Tom Taylor and Daniel Ger on behalf of Habitat for Humanity regarding Habitat amalgamation and land costs.

Tom Taylor and Daniel Ger addressed Committee on behalf of Habitat for Humanity, Greater Toronto Area. They advised that under the newly adopted Alternative Fees and Charges for Registered Charities and Non Profit Organizations Policy, Habitat for Humanity does not qualify because the organization is ultimately the mortgage broker rather than property owner. They requested a revision to the policy so that Habitat for Humanity would qualify.

Moved by: Councillor Broome
Seconded by: Councillor Hempen

1. That the deputation by Tom Taylor and Daniel Ger on behalf of Habitat for Humanity regarding Habitat amalgamation and land costs be received and referred to staff.

Carried

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

3. Deputation by Sharon King Todd regarding cats at large

Sharon King Todd addressed the Committee regarding Section 4.10 of the Animal Control By-law, By-law 2016-53. She proposed amending the By-law to remove this section relating to cats at large.

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

1. That the presentation by Sharon King Todd regarding cats at large be received and referred to staff

Carried

4. Deputation by Stuart Hoffman regarding vibration control in regards to construction activity

Sturt Hoffman addressed the Committee regarding vibration caused by construction activity and recommended that a policy be put in place to address the issue. He proposed that the policy include a pre-consultations survey be provided to the homeowner by the developer (at the homeowners request), a requirement that vibrations must be monitored on all sites, and a requirement that pre-consultation meetings be held with the public to discuss expectations regarding construction.

Moved by: Councillor Bisanz
Seconded by: Councillor Vegh

1. That the deputation by Stuart Hoffman regarding vibration control in regards to construction activity be received and referred to staff for review and report; and,
2. That staff be directed to provide recommendations and approaches to address the issues identified to protect neighbouring sites from the effects of vibrations from adjacent construction projects; and,
3. That the report should include, but not be limited to, potential by-law changes including the requirement of pre-condition surveys, effective monitoring and data reporting, resident notification and a process for complaint handling in all site plan approvals.

Carried

Consent Items

Moved by: Councillor Kerwin
 Seconded by: Councillor Broome

That the following items (5- 11) be adopted on consent:

5. **Applications for Draft Plan of Subdivision, Official Plan Amendment and Zoning By-law amendment (Shining Hill Collections Inc.)**

1. That Development and Infrastructure Services/Planning and Building Services Report 2018-16 dated March 19, 2018 regarding Applications for Draft Plan of Subdivision, Official Plan Amendment and Zoning By-law amendment be received and the following recommendation(s) be adopted:
 - a. That approval be given to Draft Plan of Subdivision 19TN-2018 001, subject to the schedule of conditions set out in Appendix “A” attached to and forming part of this Report; and,
 - b. That the approval for Draft Plan of Subdivision 19TN-2018-001 shall only be issued upon the execution of a “No Pre-Sales Agreement” by the Owner of the said Draft Plan with the Town of Newmarket; and,
 - c. That the Application for Official Plan Amendment and Zoning By-law amendment as submitted by Shining Hill Estates Collections Inc. for lands Municipally known as 16200 and 16250 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,
 - d. That Lincoln Lo, Malone Given Parsons Ltd., 140 Renfrew Drive, Suite 201, Markham L3R 6B3 be notified of this action.

6. **Sawmill Valley Drive and Peter Hall Drive – All-way Stop and Area Traffic Review**

1. That the report entitled Sawmill Valley Drive and Peter Hall Drive All-way Stop and Area Review dated March 19, 2018 be received; and,

2. That Schedule 3 of the Traffic Bylaw 2011-24 be amended by deleting:
 - a. Peter Hall Drive at Sawmill Valley Drive, 1 way, northbound on Peter Hall Drive; and,
 3. That Schedule 3 of the Traffic Bylaw 2011-24 be amended by adding:
 - a. Peter Hall Drive at Sawmill Valley Drive, 3 way, northbound on Peter Hall Drive; and,
 - b. Sawmill Valley Drive at Peter Hall Drive, 3 way, eastbound on Sawmill Valley Drive; and,
 - c. Sawmill Valley Drive at Peter Hall Drive, 3 way, westbound on Sawmill Valley Drive; and,
 4. That Schedule 9 of the Traffic Bylaw 2011-24 be amended by deleting:
 - a. Sawmill Valley Drive at Terry Fox Public School Mid-Block; and,
 5. That Schedule 9 of the Traffic Bylaw 2011-24 be amended by adding:
 - a. Sawmill Valley Dr. between Society Crescent and Colter Street Mid-Block; and,
 6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.
- 7. Township of King Resolution Regarding Request to the Ministry of Transportation (MTO) to Expedite the Design and Construction of the Highway 400-404 Connecting Link**
1. That the resolution from the Township of King regarding Request to the Ministry of Transportation (MTO) to Expedite the Design and Construction of the Highway 400-404 Connecting Link be received and referred to staff.
- 8. Central York Fire Services – Joint Council Committee meeting minutes of January 9, 2018**
1. That the Central York Fire Services – Joint Council Committee meeting Minutes of January 9, 2018 be received.

9. Main Street District Business Improvement Area Board of Management Meeting Minutes of January 23, 2018

1. That the Main Street District Business Improvement Area Board of Management Meeting Minutes of January 23, 2018 be received.

10. Proclamation Request- April 24, 2018 – Human Values Day

1. That the proclamation request be received; and,
2. That the Town of Newmarket proclaims April 24, 2018 as “Human Values Day”; and,
3. That the proclamation be advertised on the Town Page and on the Town’s website.

11. Outstanding Matters List

1. That the Outstanding Matters List be received.

Carried

12. 175 Deerfield Road – Zoning By-law Amendment

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

1. That the report entitled 175 Deerfield Road – Zoning By-law Amendment Application report 2018-17 dated March 19, 2018 be received; and,
2. That the application for Zoning By-law amendment as submitted by Bridon Baker Developments Inc. for lands Municipally known as 175 Deerfield Road be referred to a public meeting; and,

3. 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,
4. That David McKay, MHBC Planning Limited, of 7050 Weston Road, Suite 230, Vaughan, ON L4L 8G7 be notified of this action; and,
5. That the correspondence from Paul Jolie dated March 18, 2018 regarding 175 Deerfield Road – Zoning By-law Amendment Report be received.

Carried

13. 2017 Preliminary Fourth Quarter Report – Operating, Investment and Capital Budget Summary

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

1. That the report entitled 2017 Preliminary Fourth Quarter Report – Operating, Investment and Capital Budget Summary dated March 19, 2018 be received; and,
2. That the reserve transfers totalling \$548,000 be approved; and,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

14. Heritage Newmarket Advisory Committee Meeting Minutes of February 6, 2018

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

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of February 6, 2018 be received.

Carried

15. 500 Water Street Parking Information Report (Cachet Parking Lot Expansion)

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

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

- 1. That Engineering Services report 2018-11 dated March 8, 2018 entitled “500 Water Street Parking (Cachet Parking Lot Expansion)” be referred to the Community Centre Lands Task Force; and,**
- 2. That the Community Centre Lands Task Force be directed to immediately reengage in the exploration of all options, including cost and timelines, for enhanced parking in the downtown area, including but not limited to new spaces and temporary structured parking; and,**
- 3. That the Community Centre Lands Task Force work form the basis of a report back to Council, to be brought forward in Q1/Q2, 2019.**

Carried

Reports by Regional Representatives

None.

Notices of Motions

Councillor Hempen provided a notice of motion regarding protecting the structure and heritage of the Bogart House. He advised that he would bring this motion forward at the Council meeting of March 26, 2018.

Motions

None.

New Business

- (1) Councillor Kerwin advised that residents have raised concerns about the bollards posted on Srigley Street because the street is narrow and it is difficult for larger vehicles to pass through the bollards.
- (2) Councillor Kerwin advised that residents have raised concerns regarding renovations at the Newmarket Theatre and lack of public consultation related to renovations. The Commissioner, Community Services advised that the project is still in the early phases, but that consultation with key user groups, including residents and volunteers will take place shortly.
- (3) Councillor Kerwin advised that household items are being left near the garbage containers at College Manor Park and suggested that a sign be posted to remind residents not to dump household goods or items at the park.

Closed Session

Moved by: Councillor Vegh
 Seconded by: Councillor Kwapis

1. That the Committee of the Whole resolve into Closed Session to discuss the following matters:
 - (1) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality, as per Section 239 (2) (e) of the Municipal Act, 2001.] regarding Closed Session Report 2018-04 regarding the Ontario Municipal Board Clock Tower Appeal
 - (2) Personal matters about an identifiable individual, including municipal or local board employees, as per Section 239 (2) (b) of the Municipal Act, 2001.

Carried

The Committee of the Whole resolved into Closed Session at 4:03 PM.

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

The Committee of the Whole resumed into Open Session at 6:20 PM.

Public Hearing Matters at 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 Town of Newmarket Zoning By-law Amendment.

The Deputy Clerk advised that the purpose of the meeting public meeting is to hear from anyone who has an interest in the Application for a Zoning By-law Amendment related to lands located at 285 Harry Walker Parkway South. The effect of this application is to permit the development of an overflow parking lot with 151 parking spaces for the exclusive use of the York Region District School Board Office located on Harry Walker Parkway.

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

The Deputy Clerk advised that if anyone present wished to be notified of any subsequent meetings regarding this matter, please complete the further request form using the iPad set up for this purpose.

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

She thanked residents for their participation and interest in tonight's meeting.

16. Public Meeting- 285 Harry Walker Parkway South Rezoning Application

Sandra Patano, Weston Consulting and Michael Vani, Weston Consulting and Dawn Adams, York Region District School Board provided an overview of the project including the community context, planning framework, proposed development of a parking lot with 151 parking spaces, landscape plan, circulation network and development application. Members of Council queried the presenters about the locations of accessible parking spots and suggested that signage be placed to direct visitors to the accessible parking spots. Members of Council also expressed concern about pedestrian safety and jay-walking on Harry Walker Parkway, as the proposed parking lot is on the opposite side of the street from the building.

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

1. That the presentation by Sandra Patano and Michael Vani on behalf of Weston Consulting and Dawn Adams, York Region District School Board regarding 285 Harry Walker Parkway South Rezoning Application be received.

Carried

Adjournment

Moved by: Councillor Kerwin
 Seconded by: Councilor Broome

1. That the meeting of Committee of the Whole adjourn at 7:34 PM.

Carried

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk



Town of Newmarket
395 Mulock Drive P.O. Box 328,
Newmarket, Ontario, L3Y 4X7

Email: info@newmarket.ca | Website: newmarket.ca | Phone: 905-895-5193

March 26, 2018

Briefing Note

Zoning By-law 2018-09 being replaced by

By-law 2018-12

Purpose

The purpose of this briefing note is to provide the Mayor, Deputy Mayor & Regional Councillor and Councillors with information regarding the reason why staff are bringing forward a replacement by-law for the Redwood On Yonge Street (17645 Yonge Street) development application.

After Council passed the by-law on March 5, 2018, the applicant realized the specific parking ratio for commercial uses they provided is in excess of what the parking study recommended. To appropriately accommodate commercial parking on site, the parking ratio has been changed from 12.1 parking spaces per every 100 square metres of GFA to one parking space per 18 square metres of GFA.

This change is appropriate and in keeping with the submission materials for the development proposal.



Corporation of the Town of Newmarket
By-law 2018-12

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 2018-12	File Reference D9-NP-17-14
<ul style="list-style-type: none">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 – 1 per 18 Sq. m. of GFA
(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. AND THAT zoning By-Law 2018-09 be hereby repealed.
 4. Adding the following provisions to Section 8.2.1 List of Holding Provisions:

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 26th day of March, 2018.

Tony Van Bynen, Mayor

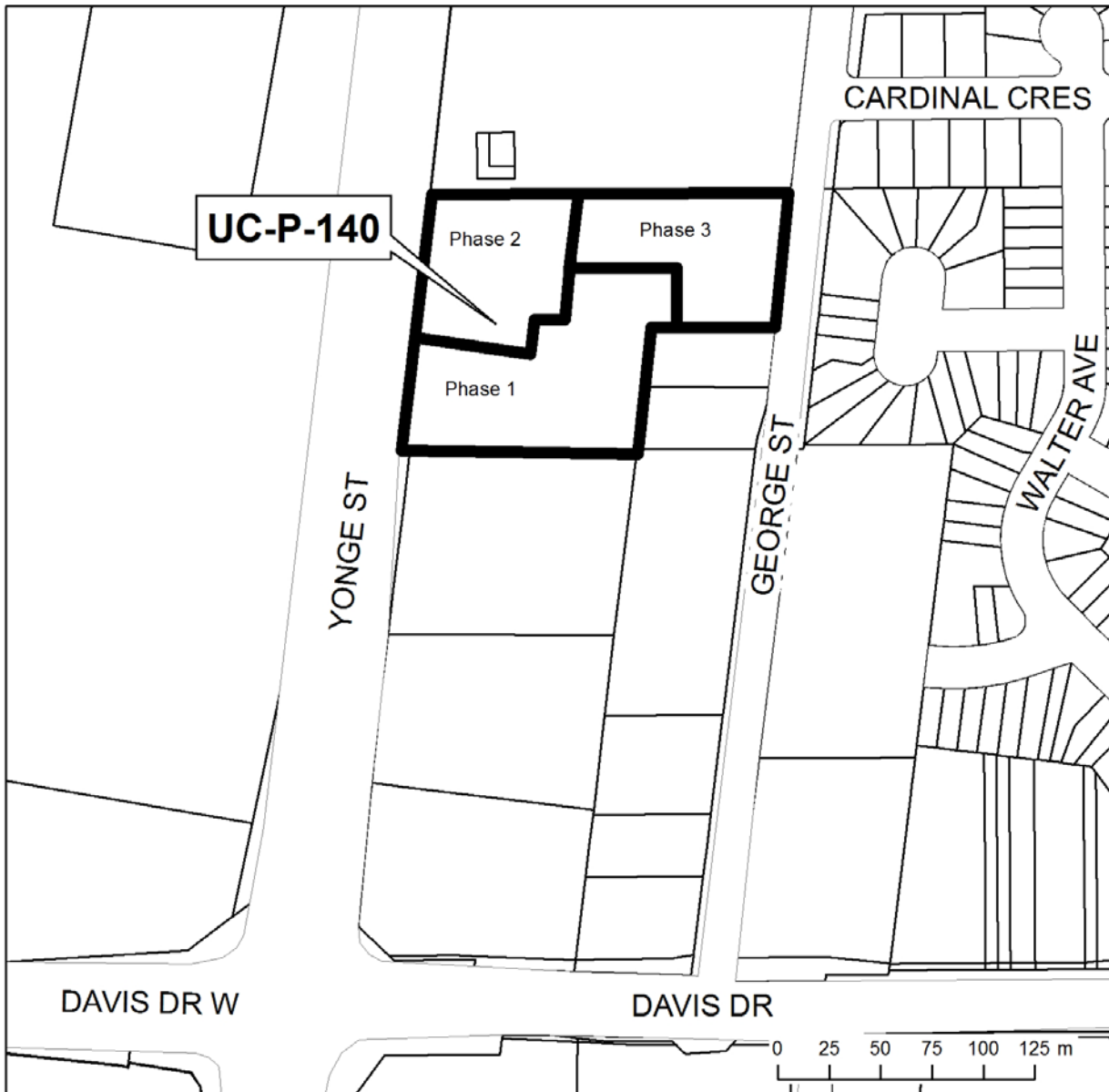
Lisa Lyons, Town Clerk

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

This is Schedule 'X'
 To Bylaw 2018-12
 Passed this _____ Day
 of _____, 2018.

MAYOR _____

CLERK _____



SCHEDULE "X" TO BY-LAW 2018-12
 TOWN OF NEWMARKET PLANNING DEPARTMENT



Designed & Produced by Information Technology – GIS Printed: March, 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\related documentation\17645 Yonge Street Redwood Prop (slessor)\Bylaw info\redwood sched xREVISED.mxd



Corporation of the Town of Newmarket

By-law 2018-13

A By-law To Exempt Certain Lands From The Part Lot Control Provisions Of The Planning Act.

(Marianneville Developments Limited) Block 47 Registered Plan 65M-4553

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

And whereas the land use to be accommodated by the exemption, the parcel to be created, and any remaining parcel, are in conformity with the governing Official Plan and are permitted and in conformity with the zoning By-law in effect for the area in question;

And Whereas Plan 65M-4553 was registered on April 6, 2017 and the construction of the units in Block 47 have now advanced to a point where it is appropriate to enact the required By-law;

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

1. That the provisions of Section 50(5) of the Planning Act, R.S.O. 1990, c.P. 13 do not apply to the lands described as Block 47, Registered Plan 65M-4553, further described as Parts 1 through 118 inclusive, on Plan 65R-37636 Town of Newmarket, Regional Municipality of York.
2. And that the Municipal Solicitor or designate be authorized and directed to electronically sign and register this By-law on title.
3. And that this By-law will lapse after a period of 2 years from the date of enactment.

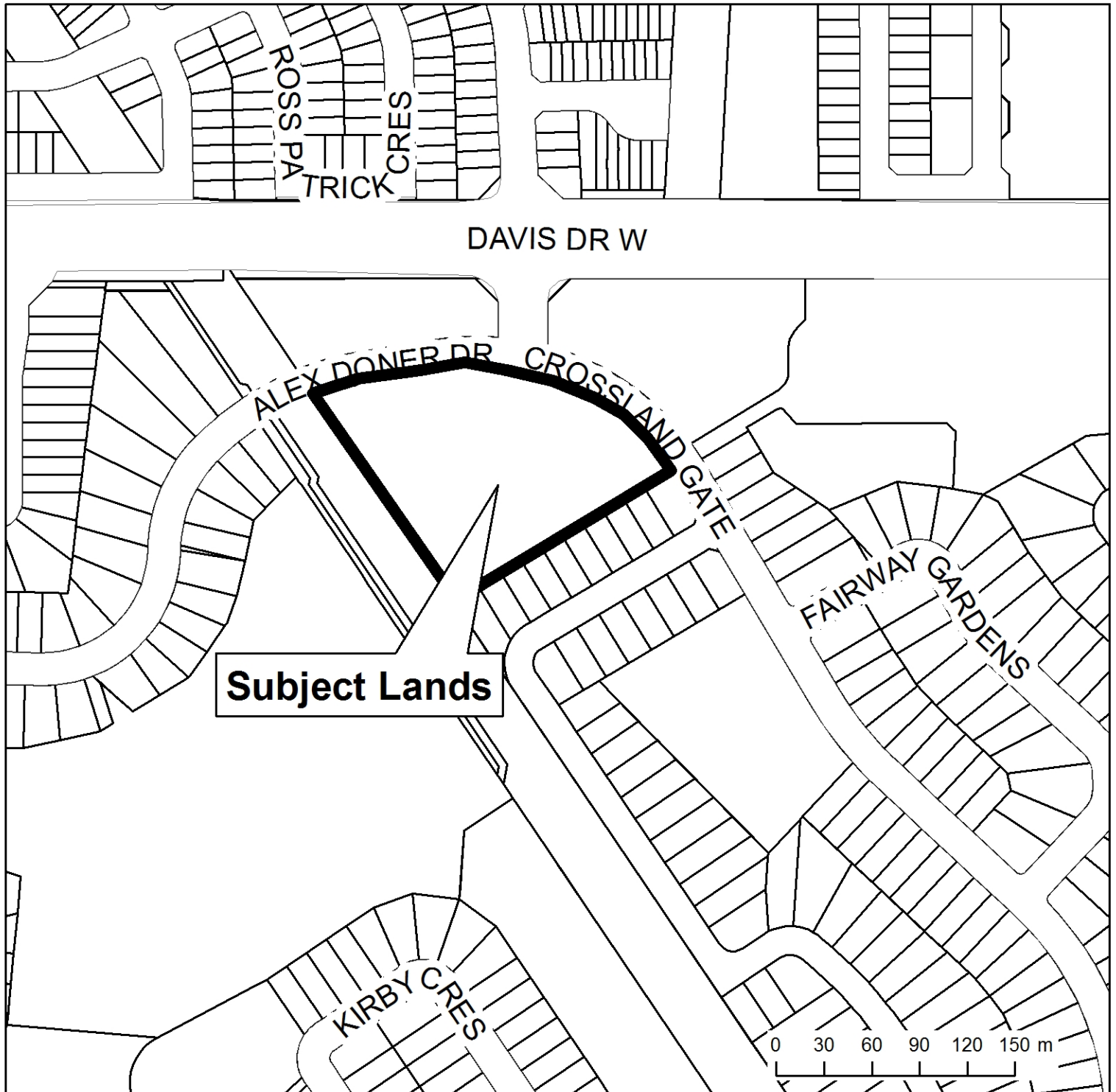
Enacted this 26th day of March, 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk

LOCATION MAP

Block 47, Plan 65M 4553



TOWN OF NEWMARKET PLANNING DEPARTMENT





Corporation of the Town of Newmarket

By-law 2018-14

A By-law to amend By-law 2011-24, as amended, being a By-law to regulate traffic within the Town of Newmarket. (Schedule III – Stop Signs) (Schedule IX – School Crossing Locations)

Whereas it is deemed necessary to amend by-law 2011-24, as amended, being a by-law to regulate traffic within the Town of Newmarket.

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

1. **That Schedule III (Stop Signs) of the Traffic Bylaw 2011-24, as amended, be amended by deleting the following:**

Peter Hall Drive at Sawmill Valley Drive, 1 way, northbound on Peter Hall Drive

2. **That Schedule III (Stop Signs) of the Traffic Bylaw 2011-24, as amended, be further amended by adding the following:**

Peter Hall Drive at Sawmill Valley Drive, 3 way, northbound on Peter Hall Drive

Sawmill Valley Drive at Peter Hall Drive, 3 way, eastbound on Sawmill Valley Drive

Sawmill Valley Drive at Peter Hall Drive, 3 way, westbound on Sawmill Valley Drive

3. **That Schedule IX (School Crossing Locations) of the Traffic Bylaw 2011-24, as amended, be further amended by deleting the following:**

Sawmill Valley Dr. at Terry Fox Public School, Mid-Block

4. **That Schedule IX (School Crossing Locations) of the Traffic Bylaw 2011-24, as amended, be further amended by adding the following:**

Sawmill Valley Dr. between Society Crescent and Colter Street, Mid-Block

Enacted this 26th day of March, 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk



Corporation of the Town of Newmarket

By-law 2018-15

A By-law to confirm the proceedings of a meeting of Council – March 26, 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 26th day of March, 2018.

Tony Van Bynen, Mayor

Lisa Lyons, Town Clerk