



Town of Newmarket  
**MINUTES**

**SPECIAL COUNCIL**

Monday, August 25, 2014 at +/- 8:30 PM  
Council Chambers

For consideration by Council  
on September 8, 2014

The meeting of the Special Council was held on Monday, August 25, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen  
Regional Councillor Taylor  
Councillor Vegh  
Councillor Kerwin  
Councillor Twinney  
Councillor Sponga  
Councillor Di Muccio  
Councillor Emanuel

Members Absent: Councillor Hempen

Staff Present: R. N. Shelton, Chief Administrative Officer  
A. Moore, Commissioner of Corporate Services  
P. Noehammer, Commissioner of Development and Infrastructure Services  
E. Armchuk, Director of Legal Services/Municipal Solicitor  
R. Nethery, Director of Planning and Building Services  
L. Lyons, Deputy Clerk  
J. Patel, Project Support Business Analyst  
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 8:21 p.m.

Mayor Van Bynen in the Chair.

1. Section 6. Suspension of Rules

Moved by: Councillor Emanuel  
Seconded by: Councillor Kerwin

THAT Council waive the notice requirement for providing the agenda at least 24 hours prior to the meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

## **Carried**

## **Declarations of Pecuniary Interest**

None.

## **Reports of Committees and Staff**

2. Ratification of Actions regarding Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 regarding Tools to Support Rental Housing (Pilot Project).

Moved by: Councillor Sponga  
Seconded by: Councillor Emanuel

a) THAT Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 being the tools, terms and conditions related to a Pilot Project for a proposed rental housing development at 212 Davis Drive be received and the following recommendations be adopted:

i) THAT staff be directed to finalize the Development Charges Deferral Agreement for the Pilot rental housing Project at 212 Davis Drive on the basis that the applicable Town of Newmarket Development Charges fees to be deferred are those in effect as at August 25, 2014 (including applicable indexing) under By-law 2009-73 and set out in Schedule "A";

ii) AND THAT the deferral of the Development Charges for the Pilot Project is conditional on the issuance of a building permit within 18 months from the date of Site Plan approval of the development application;

iii) AND THAT Staff be authorized to do all things necessary to finalize the Development Charges Deferral Agreement together with any related mortgage, collateral security or other required agreements and documents with Malter Holdings Ltd. and its affiliated entities;

iv) AND THAT Staff be authorized to execute and electronically register all agreements and documents necessary to give effect to the foregoing and that the Associate Solicitor or her staff be authorized to electronically sign and register all Agreements;

v) AND THAT all other tools, terms and conditions of the Pilot Project previously approved by Council are conditional on issuance of a building permit within 18 months of the date of Site Plan approval of the development application.;

vi) AND THAT the applicable Planning Application fees to be deferred are those fees in effect on the date the Planning Application was submitted;

vii) AND THAT the applicable Building Permit fees to be deferred are those fees in effect on the date the Building permit(s) is/are issued.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

**Carried**

### **Confirmatory By-Law**

3. By-law 2014-46.

2014-46 A By-law to confirm the proceedings of a meeting of Council - August 25, 2014.

Moved by: Councillor Sponga  
Seconded by: Councillor Emanuel

THAT By-law 2014-46 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

**Carried**

## Adjournment

Moved by: Councillor Emanuel  
Seconded by: Councillor Twinney

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,  
Councillor Kerwin, Councillor Twinney, Councillor Sponga,  
Councillor Di Muccio, Councillor Emanuel  
Opposed: (None)  
(8 in favour, 0 opposed)

## Carried

There being no further business, the meeting adjourned at 8:23 p.m.

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Tony Van Bynen, Mayor

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Lisa Lyons, Deputy Clerk