



THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN



COUNCIL AGENDA

*****NOTE: PUBLIC MEETINGS UNDER THE PLANNING ACT*****

**Planning Meetings required under the Planning Act will commence at
6:30 P.M.**

CHAIR - Alderman John Glazier

- (a) Pett Antoniou – Zoning By-law Amendment
- (b) DiCarlo Custom Homes Ltd. – Official Plan Amendment, Zoning By-law Amendment & Plan of Condominium
- (c) Township of West Lincoln – Official Plan Amendment #15 – 5 Year Review – Compliance/Rural Clusters

MEETING NO. EIGHT HELD: Monday, July 19, 2010 - Township Administration Building, 318 Canborough Street, Smithville, Ontario - **7:00 p.m.**

1. **INVOCATION:**

Alderman Mike Rehner

2. **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST:**

3. **COMMENTS FROM THE PUBLIC:** (Ten Minutes)

4. **CONFIRMATION OF MINUTES:**

- (a) Council Minutes – Regular
June 28, 2010
Resolution

Alderman Mary Dinga

5. **COMMUNICATIONS:**

- (a) Heart & Stroke Foundation of Ontario – Annual Pedal 100
Re: Request to use Township Roads – August 15, 2010
Resolution
- (b) Terry Fox Run – September 19, 2010
Re: Request to hold the 30th Annual Terry Fox Run in the Township of West Lincoln and waive rental cost of fairground pavilion (\$65.00) and advertising cost for area billboard for one week prior to event (\$60.00)
Resolution

Alderman John Glazier

Alderman Norm Johnson

6. **APPOINTMENTS/PRESENTATIONS:**

7. **STAFF REPORTS:**

- (a) Planning Technician & Director of Planning & Building
Re: Report No. PD-104-10 – Technical Report – Zoning By-law Amendment -
Pett Antoniou (File No. 1601-006-10)
Resolution **Alderman Douglas Joyner**
- (b) Planner & Director of Planning & Building
Re: Report No. PD-105-10 – Technical Report – DiCarlo Custom Homes Ltd. –
Application for Rezoning, Official Plan Amendment and Plan of Condominium
(File Nos. 1601-007-10, 1701-007-10 (#31), 2000-074-10 CDM)
PICTURES UNDER SEPARATE COVER
Resolution **Alderman Sue-Ellen Merritt**
- (c) Director of Planning & Building
Re: Report No. PD-108-10–Technical Report–Official Plan Amendment–
Township of West Lincoln–5 Year Review–Compliance/Rural Clusters (File No.
1701-001-07 (#15))
Resolution **Alderman Mike Rehner**
- (d) Planning Technician & Director of Planning & Building
Re: Report No. PD-107-10 – Recommendation Report – Site Plan/Water
Regulation & Zoning By-law Amendment - Riverview Poultry Ltd.
Resolution **Alderman Mary Dinga**
- (e) Planner & Director of Planning & Building
Re: Recommendation Report No. PD-102-10 – AT Realty Inc. (Agra Turf
Equipment) Site Plan Authorizing By-law (amendment)
Resolution **Alderman John Glazier**
- (f) Director of Public Works & Engineering
Re: Report RFD-PW-36/2010 – Tandem Truck Tender Results
Resolution **Alderman Norm Johnson**
- (g) Director of Public Works & Engineering
Re: Report RFD-PW-37/2010 Guardrail Replacement Tender Results
Resolution **Alderman Douglas Joyner**
- (h) Deputy Clerk
Re: Report No. RFD-C-12-10 - Portion of Road Allowance Transfer – Part 1 on
Reference Plan 30R 13549, Part of Road Allowance Between Concessions 1 &
2, Part of Lot 3, Concession 2, South Chippawa Road, former Township of
Caistor (Van Straalen/Spagnoli)
Resolution **Alderman Sue-Ellen Merritt**
- (i) ****AMENDMENT TO BUDGET****
Deputy Treasurer
Re: Report RFD-T-13-10– 2009 & 2010 Financial Update & Reserve Transfers
Resolution **Alderman Mary Dinga**
- (j) ****AMENDMENT TO BUDGET****
Director of Planning & Building
Re: Report No. RFD-PD-110-10 – Transfer from Planning Reserve to Growth
Management Strategy Capital Account

Resolution

Alderman Mike Rehner

8. RECONSIDERATION:

(“Definition”) This section is for a Member of Council to introduce a motion to reconsider action taken at this Council Meeting or the previous regular Council meeting. A motion to reconsider must be made by a Council Member who voted in the majority on the matter to be reconsidered. The Chair may rule that a motion to reconsider will be dealt with at the next following Council Meeting if for some reason it cannot be dealt with at this meeting.

9. NOTICE OF MOTION:

(“Definition”) This section is for Council Members to serve notice of intent to introduce a motion to rescind action taken previously by Council. Notice served at this meeting will be for a motion to rescind at the next regular meeting.

10. OTHER BUSINESS:

- (a) West Lincoln Public Library Board
Re: June 10, 2010 Minutes
Resolution

Alderman John Glazier

- (b) Mayor Katie Trombetta
Re: City of Port Colborne – Request for Support - Request for Report on Results of Various Closures at Fort Erie and Port Colborne Hospitals
Resolution

Alderman Norm Johnson

- (c) Mayor Katie Trombetta
Re: Town of Fort Erie - Request for Support – Endorsement of Local Recommendations contained in Ontario Health Coalition Report dated May 17/10
Resolution

Alderman Douglas Joyner

- (d) Alderman Sue-Ellen Merritt
Re: Town of Fort Erie – Elimination of HST Requirements for Youth Initiatives
Resolution

Alderman Sue-Ellen Merritt

- (e) Members of Council
Re: Other Business Items

11. BY-LAWS:

- (a) By-law 2010-61 To confirm proceedings of June 28, 2010 regular Council meeting
- (b) By-law 2010-62 To authorize an amending Site Plan Agreement with AT Realty Inc. and the Royal Bank of Canada (Agra Turf Equipment)
- (c) By-law 2010-63 To amend by-law 2002-112 which appoints a Committee of Adjustment, delegates the authority for considering applications for minor variances and consents, provides for

compensation for the Members of the Committee of Adjustment, adopts policies, procedures and conditions for the operation of the Committee of Adjustment and establishes a Tariff of Fees under the Planning Act.
(New Schedule D – Tariff of Fees)

(d) By-law 2010-64 To amend By-law 2002-113 which prescribes a Tariff of Fees for the processing of applications made with respect to Planning Matters, as amended.
Replace Appendix “A”, “Tariff of Fees”, and Appendix “B”, “Schedule of Deposits”

(e) By-law 2010-65 Zoning By-law Amendment – Riverview Poultry Limited

(f) By-law 2010-66 To authorize the conveyance of a portion of municipal road allowance between Concessions 1 & 2, Geographic Township of Caistor, designed as Part 1 on Plan 30R-13549, Now Township of West Lincoln, in the Regional Municipality of Niagara (Van Straalen)

Resolution

Alderman Mike Rehner

12. CONFIDENTIAL MATTERS:

Resolution (into closed session)

Alderman Mary Dinga

Resolution (out of closed session)

Alderman John Glazier

(a) Director of Planning & Building and Clerk
Re: Legal Matter – Compliance Issues

UNDER SEPARATE COVER

Resolution

Alderman Norm Johnson

(b) Director of Planning & Building
Re: Confidential Report No. PD-106-10 – Recommendation Report – Legal Matter – Minor Variance

UNDER SEPARATE COVER

Resolution

Alderman Douglas Joyner

13. ADJOURNMENT:

Resolution

Alderman Sue-Ellen Merritt

- (b) Heart & Stroke Foundation of Ontario – Annual Pedal 100
Re: Request to use Township Roads – August 15, 2010
- (1) That, the correspondence from the Heart and Stroke Foundation of Ontario, dated July 6, 2010, requesting permission to use Township roads for their annual Pedal 100 for Heart and Stroke on Sunday, August 15th, 2010 be supported; and,**
 - (2) That, confirmation be provided to the Township showing that the organization has adequate liability insurance for the event in the amount of not less than \$2,000,000.00 and that the Township be co-insured for the event; and,**
 - (3) That, any approval and/or required permits be obtained from the Region of Niagara.**
- (c) Terry Fox Run
Re: Request to hold the 30th Annual Terry Fox Run in the Township of West Lincoln and waive rental cost of fairground pavilion (\$65.00) and advertising cost for area billboard for one week prior to event (\$60.00)
- 1. That, the correspondence from Karen Peto, Terry Fox Run Organizer, dated July 10, 2010, requesting:**
 - (i) Permission to hold the annual Terry Fox Run in the Township of West Lincoln on Sunday, September 19, 2010; and,**
 - (ii) Use of the arena washrooms, parking lot and fairground pavilion/picnic tables during the event; and,**
 - (iii) Waiving of the rental cost of \$65.00 for the fairground pavilion; and,**
 - (iv) Waiving of the advertising cost of \$60.00 for the event on the arena billboard 1 week prior to the event; and,**
 - (v) Permission to post lawn signs (16”x 24”) on municipal property (including the median gardens on Griffin Street) 1 week prior to the event.****be supported; and,**
 - 2. That, the rental cost of the pavilion in the amount of \$65.00 be transferred from the Community Sponsorship fund account to the Recreation Operating Account; and,**
 - 3. That, confirmation be provided to the Township showing that the organization has adequate liability insurance for the event in the amount of not less than \$2,000,000.00 and that the Township be named as co-insured for the event; and,**
 - 4. That, any approvals and/or required permits be obtained from the Region of Niagara.**

- Carried