

The Corporation of the City of Kawartha Lakes

Agenda

Regular Council Meeting

CC2018-04

Tuesday, March 6, 2018

Closed Session Commencing at 1:30 p.m. Open Session Commencing at 2:00 p.m.

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

Members:

Mayor Andy Letham
Councillor Isaac Breadner
Councillor Pat Dunn
Councillor Doug Elmslie
Councillor Gord James
Councillor Gerard Jilesen
Councillor Brian S. Junkin
Councillor Rob Macklem
Councillor Mary Ann Martin
Councillor Gord Miller
Councillor Patrick O'Reilly
Councillor John Pollard
Councillor Kathleen Seymour-Fagan
Councillor Heather Stauble
Councillor Stephen Strangway
Councillor Andrew Veale
Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.

1. **Call to Order**
2. **Adoption of Closed Session Agenda**
3. **Disclosure of Pecuniary Interest in Closed Session Items**
4. **Closed Session**
 - 4.1 CC2018-04.4.1
**Closed Session Minutes, Regular Council Meeting
February 13, 2018
Municipal Act, 2001 s. 239(2)(f)**
 - 4.2 PUR2018-007
**Tender 2018-01-CT Construction of Concrete Sidewalks, Curbs and
Gutters
Litigation or Potential Litigation
Municipal Act, 2001 s.239(2)(e)
Launa Lewis, Supervisor Financial Services
Corby Purdy, Supervisor/Infrastructure, Design, Construction**
5. **Opening Ceremonies**
 - 5.1 Call Open Session to Order
 - 5.2 O Canada
 - 5.3 Moment of Silent Reflection
 - 5.4 Adoption of Open Session Agenda
6. **Disclosure of Pecuniary Interest**
7. **Notices and Information by Members of Council and Staff**
 - 7.1 Council
 - 7.2 Staff
8. **Matters from Closed Session**

9.	Minutes	
9.1	CC2018-04.8.1	13 - 35
	Regular Council Meeting of February 13, 2018	
	That the Minutes of the February 13, 2018 Regular Council Meeting, be received and adopted.	
10.	Presentations and Deputations	
11.	Consent Matters	
	That all of the proposed resolutions shown in Section 11.1 and 11.2 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.	
11.1	Reports	
11.1.1	PLAN2018-022	36 - 43
	A by-law to deem Lots 40 and 41, Registered Plan 304, Vacant Land on Centennial Park Road, Geographic Township of Eldon (Kinney) – Planning File D30-2018-005	
	David Harding, Planner II	
	That Report PLAN2018-022, respecting Lots 40 and 41, Registered Plan 304, Geographic Township of Eldon, Kinney – Application D30-2018-005 , be received;	
	That a Deeming By-law respecting Lots 40 and 41, Registered Plan 304, substantially in the form attached as Appendix D to Report PLAN2018-022, be approved and adopted by Council; and	
	That the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.	
11.1.2	EA2018-008	44 - 56
	Petition for Drainage Works By the Road Authority (Cameron)	
	Michael Farquhar, Supervisor, Technical Services	

That Report EA2018-008, **Petition for Drainage Works by Road Authority (Cameron)**, be received;

That Council proceeds with the petition submitted by the Road Authority for drainage works and instruct the City Clerk to proceed with the notices required under Section 5 of the Drainage Act;

That Council appoint RJ Burnside & Associates for this project

That Council instruct RJ Burnside & Associates to combine the Waite petition and the Road Authorities petition into one report as per section 8(4) of the Ontario Drainage Act.

11.1.3

RS2018-007

57 - 63

Surplus Declaration and Proposed Closure and Sale of a Portion of Road Allowance Adjacent to 61-71 Homewood Park Road and 5 Treewood Lane and Legally Described as Part of Blocks A and B, Registered Plan No. 175, in the Geographic Township of Bexley, City of Kawartha Lakes

Laura Carnochan, Law Clerk – Realty Services

That Report RS2018-007, Surplus Declaration and Proposed Closure and Sale of a Portion of Road Allowance Adjacent to 61-71 Homewood Park Road and 5 Treewood Lane and Legally Described as Part of Blocks A and B, Registered Plan No. 175, in the Geographic Township of Bexley, City of Kawartha Lakes, be received;

That the subject property, being a portion of road allowance adjacent to 61-71 Homewood Park Road and 5 Treewood Lane and legally described as Part of Blocks A and B, Registered Plan No. 175, in the Geographic Township of Bexley, City of Kawartha Lakes, be declared surplus to municipal needs;

That the closure of the portion of the road allowance and sale to the adjoining owners, be supported, in principle, in accordance with the provisions of By-law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional agreement of purchase and sale;

That staff be directed to commence the process to stop up and close the said portion of the road allowance;

That any deputation or public input in opposition of the closing, if any, shall be considered, and if appropriate, a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed; and

That the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

11.1.4

RS2018-008

64 - 70

Surplus Declaration and Proposed Closure and Sale of a Portion of Shoreline Road Allowance adjacent to 26 Baker Lane and 28 Baker Lane, in the Geographic Township of Dalton, City of Kawartha Lakes
Laura Carnochan, Law Clerk – Realty Services

That Report RS2018-008, **Surplus Declaration and Proposed Closure and Sale of a Portion of Shoreline Road Allowance adjacent to 26 Baker Lane and 28 Baker Lane, in the Geographic Township of Dalton, City of Kawartha Lakes**, be received;

That the subject property, being the shoreline road allowance adjacent to 26 Baker Lane and 28 Baker Lane, in the Geographic Township of Dalton, City of Kawartha Lakes be declared surplus to municipal needs;

That Council support, in principle, the closure of the shoreline road allowance and sale to the adjoining owners in accordance with the provisions of By-law 2018-020, as amended, and the Municipal Act, 2001 and subject to the parties entering into a conditional agreement of purchase and sale;

That staff be directed to commence the process to stop up and close the said portion of the road allowance;

That any deputation or public input in opposition of the closing, if any, shall be considered, and if appropriate, a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed; and

That the Mayor and Clerk be authorized to execute any documents to facilitate the road closing and conveyance of the lands.

11.1.5

RS2018-009

71 - 76

Acquisition of Land for Road Purposes – Portion of Palestine Road
Laura Carnochan, Law Clerk – Realty Services

That Report RS2018-009, Acquisition of Land for Road Purposes – Portion of Palestine Road, be received;

That the acquisition of Part of the West Half of Lot 15, Concession 4, in the Geographic Township of Eldon, City of Kawartha Lakes, designated as Part 1 on Plan 57R-10631, being Part of PIN: 63173-0071 (LT) for road purposes, be approved;

That staff be directed to commence the process of obtaining ownership of the required land, for nominal consideration, with all related costs payable by the applicants;

That the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this decision;

That the Mayor and Clerk be authorized to execute any documents and agreements required to release the municipality's interest in the subject property; and

That the necessary By-law be forwarded to Council for adoption.

11.1.6

WWW2018-006

77 - 136

A By-law to Regulate Water and Wastewater Services in the City of Kawartha Lakes - Update

Amber Hayter, Supervisor of Water and Wastewater Operations

That Report WWW2018-006, A By-law to Regulate Water and Wastewater Services in the City of Kawartha Lakes – Update, be received;

That the by-law, A By-law to Regulate Water and Wastewater Services in the City of Kawartha Lakes, substantially in the form attached as Appendix A and Appendix B-Option 1 to Report WWW2018-006 to be included as Schedule A to the by-law, be approved and adopted by Council; and

That a by-law to repeal By-law 2011-260, A By-law to Govern Water and Wastewater Services in the City of Kawartha Lakes, be brought forward for adoption.

11.1.7

WWW2018-007

137 - 152

Region of Durham and City of Kawartha Lakes Enforcement Responsibility Agreement for Source Water Protection

Kayla Strackholder, Contract Coordinator

That Report WWW2018-007, **Region of Durham and City of Kawartha Lakes Enforcement Responsibility Agreement for Source Water Protection**, in connection with the Mariposa Estates Municipal Drinking Water System, be received;

That the agreement between the Corporation of the City of Kawartha Lakes and the Regional Municipality of Durham for Enforcement Responsibility Agreement attached as Appendix A to Report WWW2018-007, be approved; and

That the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this agreement.

11.2 Correspondence

11.2.1 CC2018-04.11.2.1 153 - 153

Memo - Reduction of Speed Limit County Road 8 (Helen Street)

Doug Elmslie, Councillor

That the March 6, 2018 memorandum from Councillor Elmslie regarding **Reduction of Speed Limit County Road 8 (Helen Street)**, be received;

That staff bring forward a by-law to Council to extend the 60 km per hour zone on County Road 8 (Helen Street) westbound from its present limit to Byrnell St.; and

That the eastbound lane on County Road 8 (Helen Street) from Byrnell St. to the 50 km per hour sign in Fenelon Falls also be included within the established 60 km per hour zone.

11.2.2 CC2018-04.11.2.2 154 - 155

Age Friendly Initiative Project Update - Positive Aging Strategy

John Daly, County Clerk

County of Simcoe

That the February 15, 2018 correspondence from John Daly, County Clerk, County of Simcoe regarding **Age Friendly Initiative Project Update - Positive Aging Strategy**, be received.

11.2.3 CC2018-04.11.2.3 156 - 157

White Paper - Building a Seniors Campus

John Daly, County Clerk

County of Simcoe

	That the February 2, 2018 correspondence from John Daly, County Clerk, County of Simcoe, regarding White Paper - Building a Seniors Campus , be received.	
11.2.4	CC2018-04.11.2.4	158 - 159
	Request for Noise By-law Exemption Jarrod Finlay, Technical Services Officer Ministry of Transportation	
	That the February 16, 2018 correspondence from Jarrod Finlay, Technical Services Officer, Ministry of Transportation, regarding Request for Noise By-law Exemption , be received; and	
	That the exemption from the City's Noise By-law 2005-025, as amended, for the construction activities at the intersection of Highway 35 and Highway 7 from June 1, 2018 to October 1, 2018, be approved.	
11.3	Items Extracted from Consent	
12.	Committee of the Whole and Planning Committee Minutes	
12.1	CC2018-04.12.1	160 - 184
	Planning Advisory Committee Meeting of February 14, 2018	
	That the Minutes of the February 14, 2018 Planning Advisory Committee Meeting be received and the recommendations be adopted.	
13.	Petitions	
14.	Other or New Business	
15.	By-Laws	
	That the By-laws shown in Section 15.1 of the Agenda, namely: Items 15.1.1 to and including 15.1.16, be read a first, second and third time, passed, numbered, signed and the corporate seal attached.	
15.1	By-Laws by Consent	
15.1.1	CC2018-04.15.1.1	185 - 188
	A By-law to Amend By-law 2016-206, the Consolidated Fees By-law in the City of Kawartha Lakes (Amendment No. 7)	

15.1.2	CC2018-04.15.1.2	189 - 191
	A By-law to Authorize the Sale of Municipally Owned Property Legally Described as Lot 2, Registered Plan No. 434, in the Geographic Township of Somerville, City of Kawartha Lakes Designated as Parts 1 and 2 on Plan 57R-10556 Being Part of PIN: 63119-0289 (LT)	
15.1.3	CC2018-04.15.1.3	192 - 193
	A By-law to Amend By-law 2012-173, being a By-law to Regulate Parking (Amendment No. 15)	
15.1.4	CC2018-04.15.1.4	194 - 197
	A By-law to Amend By-law 2012-019 and Schedule A of By-law 2012-019, being a By-law under the Building Code Act Respecting Permits and Related Matters (Amendment No. 4)	
15.1.5	CC2018-04.15.1.5	198 - 199
	A By-law to Appoint an Inspector and Municipal Law Enforcement Officer for the City of Kawartha Lakes (C. Bryant)	
15.1.6	CC2018-04.15.1.6	200 - 200
	A By-law to Repeal By-law 2014-128, being a By-law to Appoint an Inspector and Municipal Law Enforcement Officer for the City of Kawartha Lakes (N. Dawkins)	
15.1.7	CC2018-04.15.1.7	201 - 202
	A By-law to Deem Part of a Plan of Subdivision, Previously Registered for Lands within Kawartha Lakes, Not to be a Registered Plan Of Subdivision in Accordance with the Planning Act PIN # 63170-0556 (LT) and PIN # 63170-0557 (LT), Described as Lots 40 and 41, Plan 304, Geographic Township of Eldon, Now City of Kawartha Lakes	
15.1.8	CC2018-04.15.1.8	203 - 204
	A By-law to Amend the Township of Ops Zoning By-law No. 93-30 to Rezone Land within the City of Kawartha Lakes (1144 River Road - 2264768 Ontario Limited)	

15.1.9	CC2018-04.15.1.9	205 - 207
	A By-law to Amend the Township of Manvers Zoning By-law No. 87-06 to Rezone Land within the City of Kawartha Lakes (136 Golf Course Road - 2264768 Ontario Limited)	
15.1.10	CC2018-04.15.1.10	208 - 210
	A By-law to Amend the Township of Mariposa Zoning By-law No. 94-07 to Rezone Land within the City Of Kawartha Lakes (594 Highway 7 - 2264768 Ontario Limited)	
15.1.11	CC2018-04.15.1.11	211 - 213
	A By-law to Amend the Township of Manvers Zoning By-law No. 87-06 to Rezone Land within the City Of Kawartha Lakes (359 St. Mary's Road - 2264768 Ontario Limited)	
15.1.12	CC2018-04.15.1.12	214 - 216
	A By-law to Amend the Township of Manvers Zoning By-law No. 87-06 to Rezone Land within the City Of Kawartha Lakes (63 Lifford Road - 2264768 Ontario Limited)	
15.1.13	CC2018-04.15.1.13	217 - 218
	A By-law to Amend the Township of Ops Zoning By-Law No. 93-30 to Rezone Land within the City of Kawartha Lakes (771 Lilac Road - Popovic)	
15.1.14	CC2018-04.15.1.14	219 - 221
	A By-law To Amend the Town of Lindsay Zoning By-law No. 2000-75 to Rezone Land within the City of Kawartha Lakes (85, 87, 89, 91, 93, 95, 96, 98, 100, 102, 104 and 106 Cook Street – multiple landowners)	
15.1.15	CC2018-04.15.1.15	222 - 224
	A By-law to Amend the Township of Ops Zoning By-law No. 93-30 to Rezone Land within the City of Kawartha Lakes (85, 87, 89, 91, 93, 95, 97, 99, 101, 103, and 105 Cook Street – multiple landowners)	
15.1.16	CC2018-04.15.1.16	225 - 228
	A By-law to Amend the Township of Emily Zoning By-law No. 1996-30 to Rezone Land within the City of Kawartha Lakes (37, 45, 57 and 61 Wispi Shore Road – Cameron, Osmond, Gratz, Devers, and Ashmeade)	

15.2	By-Laws Extracted from Consent	
15.2.1	CC2018-04.15.2.1	229 - 281
	A By-law to Regulate Water and Wastewater Services in the City of Kawartha Lakes	
16.	Notice of Motion	
17.	Closed Session (If Not Completed Prior to Open Session)	
18.	Matters from Closed Session	
19.	Confirming By-Law	
19.1	CC2018-04.19.1	282 - 282
	A By-law to Confirm the Proceedings of a Regular Meeting of Council, Tuesday, March 6, 2018	
20.	Adjournment	