

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

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Minutes

Date:

August 14, 2018

Time:

7:00 p.m. (6:30 p.m.)

Location:

52 Seguin Street, Parry Sound, Council Chambers - Gibson Street Entrance

Members Present:

Mayor Jamie McGarvey, Clr. Paul Borneman, Clr. Brad Horne, Clr. Bonnie Keith,
Clr. Jim Marshall, Clr. Doug McCann, Clr. Keith Saulnier

Staff Present:

Rob Mens, Kim Chen, Dave Thompson, Taylor Elgie, John Este, Rebecca Johnson,
Ann Hurdman

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

Presentations:

None

The Mayor called the meeting to order at 7:04 p.m. Prior to the Open Meeting of Council, Council adjourned to a Closed Meeting pursuant to the following resolution:

Resolution 2018 - 100

Moved by Councillor Keith

Seconded by Councillor Horne

That pursuant to Section 239(2) of the Municipal Act, R.S.O. 21, Chapter 25, as amended, the Council of the Corporation of the Town of Parry Sound move to a meeting closed to the public in order to address a matter(s) pertaining to:

(c) a proposed or pending acquisition or disposition of land by the municipality or local board; (**Agreement of Purchase and Sale**)

e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board. (**Planning Matter**)

Carried

1. Agenda

1.1 Additions to Agenda/Notice of Motion

Withdrawn - Item 9.3.2, 2017 Audited Financial Statements

1.2 Prioritization of Agenda

None

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

1.3 Adoption of Agenda

Moved by Councillor McCann

Seconded by Councillor Saulnier

That the twice revised Council agenda for August 14, 2018 be approved as amended.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

Councillor Marshall declared a pecuniary interest on item 2.1 Zoning By-law amendment of 32 Great North Road (Istvan) as the applicant is a client of his real estate company. Councillor Marshall left the room during deliberation and the vote.

Councillor Keith declared a pecuniary interest on item 4.3/9.5.1 Parry Sound Anglers and Hunters Sportsman's Gun Show on August 25th denial of a sandwich board sign as she is a member of this group. Councillor Keith left the room during deliberation and the vote.

2. Public Meeting

Moved by Councillor Borneman

Seconded by Councillor Horne

That we do now adjourn the regular meeting and declare the public meeting open.

Carried

Council held a public meeting to consider three (3) Proposed Zoning By-law Amendments under Sections 34 of the Planning Act, as amended. After the Mayor adjourned the regular meeting and declared the public meeting open, the Deputy Clerk

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

advised that notice of the proposed zoning by-law amendments had been given by prepaid first-class mail to the property owners within 120 metres of the three (3) subject properties. A notice was posted on each of the three properties and notices for each property were added to the Town's website.

2.1 Z/18/07 - 32 Great North Road (Istvan)

Mr. Elgie advised that the property is 32 Great North Road, known as part of Lot 8 on Plan 10, or Parts 1-4 of 42R3051 and Part 5 of 42R3807, in the Town of Parry Sound. The purpose of the proposed Zoning By-law amendment is to provide relief from the Residential Third Density (R3) Zone to permit a mixed use commercial/residential building with a vertical divide. The commercial unit is proposed to be used for office/studio purposes.

The Mayor invited those in favour of the proposed Zoning By-law amendment to address Council. No one spoke in favour of the amendment. No one spoke in opposition to the amendment.

The Mayor asked if any correspondence had been received in regard to this matter.

Mr. Elgie advised that he had not received any correspondence regarding this proposed amendment.

Council, at its discretion, may approve the proposed zoning by-law amendments. If so, it must either circulate notices of passing of the by-laws or give notice in the local press. Objections to the passing of either of the by-laws will be received by the Clerk within 20 days from the date such notice is given, which objections will be forwarded to the Local Planning Appeal Tribunal. If an appeal is submitted and the appellant has not provided

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

Council with an oral or written submission before the passing of the by-law, the Local Planning Appeal Tribunal may choose to dismiss the appeal.

The Mayor advised that the second item would now be considered:

2.2 Z/18/06 - I Joseph Street (Jackson on behalf of Microsuite Properties Ltd.)

Mr. Elgie advised that the property is known as 1 Joseph Street, or described as Part 1 of 42R20638, in the Town of Parry Sound. The purpose of the proposed Zoning By-law amendment is to provide relief from the SP 26.100 zone to permit construction of six additional dwelling units (12 currently exist) and to reduce the parking requirement to one space per unit.

The Mayor invited those in favour of the proposed Zoning By-law amendment to address Council. John Jackson, Planner, Ryan Snowball and Brian Moore, the owner of the property spoke in support of the amendment. Pursuing Brian's aim to provide housing within the community. He currently has 40 units within the Town and also has units within the GTA. Mr. Moore generally targets the affordable housing market which typically doesn't demand the degree of parking spaces as other types of housing would so they feel the relief requested is with reasonable parameters. No one spoke in opposition to the amendment.

The Mayor asked if any correspondence had been received in regard to this matter.

Mr. Elgie advised that he had received three letters of support – James Ball, Pauline and Ray Brown, and a petition signed by seven individuals.

Mr. Elgie advised that he had received one letter of objection signed by Larry and Joy Hall due to traffic concerns, parking issues and pedestrian safety.

Council, at its discretion, may approve the proposed zoning by-law amendments. If so, it must either circulate notices of passing of the by-laws or give notice in the local press. Objections to the passing of either of the by-laws will be received by the Clerk within 20 days from the date such notice is given, which objections will be forwarded to the Local Planning Appeal Tribunal. If an appeal is submitted and the appellant has not provided Council with an oral or written submission before the passing of the by-law, the Local Planning Appeal Tribunal may choose to dismiss the appeal.

The Mayor advised that the third item would now be considered:

2.3 Z/18/08 - Church Street (Jackson on behalf of Microsuite Properties Ltd.)

Mr. Elgie advised that the property is a recently created, vacant lot on Church Street, known as Parts 2-7 of 42R20638 in the Town of Parry Sound. The purpose of the proposed Zoning By-law amendment is to provide relief from the SP 26.99 zone to build a 10 unit apartment complex with reduced requirements, being a reduced front yard of 4 metres, a reduced interior side yard of 4.6 metres, a reduced exterior side yard of 4 metres and a reduced minimum lot area of 1,270 square metres.

The Mayor invited those in favour of the proposed Zoning By-law amendment to address Council. John Jackson, Planner, Ryan Snowball and Brian Moore, the owner of the property, noted that this property was set up to do this build a few years ago and today's application now is moving forward with this. The zoning on this property has been a hybrid zone of commercial and residential, it was previously a C3 zone. Ryan Snowball responded in writing to the concerns from the neighbours that were expressed about this potential amendment, this will be circulated to Council. The concerns expressed were about extra traffic at John & Church St., the lack of sufficient parking and lack of sightline at NW corner of Church & Joseph due to a hedge. They visited the

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

site & note that this hedge is not on the subject property but may be on the municipal road allowance. Other properties in this area along Church St also have reduced front yards compared to current standards so the character of the street would be maintained. The entrance to the complex will be south of the intersection at John St. They have also received 1 further letter of support from the Canadian Mental Health Association, Parry Sound Branch, a copy is to be provided to Council.

No one spoke in opposition to the amendment.

The Mayor asked if any correspondence had been received in regard to this matter.

Mr. Elgie advised that he had received three letters of support – James Ball, Pauline and Ray Brown, and a petition signed by seven individuals.

Mr. Elgie advised that he had received one letter of objection signed by Larry and Joy Hall due to traffic concerns, parking issues and pedestrian safety.

Council, at its discretion, may approve the proposed zoning by-law amendments. If so, it must either circulate notices of passing of the by-laws or give notice in the local press. Objections to the passing of either of the by-laws will be received by the Clerk within 20 days from the date such notice is given, which objections will be forwarded to the Local Planning Appeal Tribunal. If an appeal is submitted and the appellant has not provided Council with an oral or written submission before the passing of the by-law, the Local Planning Appeal Tribunal may choose to dismiss the appeal.

Moved by Councillor Borneman

Seconded by Councillor McCann

That we do declare the public meeting closed and the regular meeting reconvened.

Carried

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor Marshall

Seconded by Councillor Saulnier

That the Minutes of the Regular Council meeting held July 17, 2018 and the Special Council meeting of July 24, 2018 be approved as circulated.

Carried

3.2 Questions of Staff

Councillor Borneman asked John Este about the review of the Town's sign bylaw which had begun some time ago, where does the review stand? Mr. Este replied that he has been working on this during the past year or more with the DBA on this review with their last meeting being 2-3 weeks ago. From the discussion to date there may end up being two separate sign by-laws, one for downtown and one for the balance of the town as there are different issues within the downtown area. He doesn't anticipate that the new by-laws will be significantly different than the current by-law. We will still receive applications for variances due to differences in situations with private properties.

Due to the absence of Mr. Brown, Councillor Keith asked Mr. Mens, about the possibility of different / better signage on the CN bridge on William Street due to its low height. There seem to be more instances of rv's and their a/c units on top running into difficulties at this location. Can an arrangement be made with CN for better signage? It was noted that there is signage on the roadway in both directions. Mr. Mens will bring this to Mr. Brown's attention upon his return from vacation. Councillor Keith noted that it is bad press for Parry Sound to have people speaking about this after they leave this area.

Councillor McCann asked Mr. Este also about the sign by-law. He noted that while many people ask permission, some do not. How is the current by-law monitored? Mr. Este responded that all by-law enforcement is done on a complaint basis unless staff are out within the community and do some proactive checking on issues themselves.

4. Correspondence

4.1 Parry Sound Active Transportation Committee

Writing with concerns about the safety of St. Charles crossing on Isabella St for pedestrians and cyclists.

(Circulated to Mayor and Council and forwarded to the Director of Public Works for follow-up.)

4.2 Fleetham family

Thanking Mayor & Council for donation in memory of Edith Fleetham, grandmother of staff members Mike Fleetham and Stan Bird.

(Circulated to Mayor and Council and forwarded to the Clerk for filing)

4.3 Parry Sound Anglers and Hunters Sportsman's Gun Show, August 25th, 2018

Concerning denial of their request for a sandwich board sign near McDonald's for their gun show which will be held in MacTier this year due to their temporary relocation due to scheduled renovations at BOCC.

(Circulated to Mayor and Council and forwarded to the Clerk for filing; on this agenda as Item 9.5.1.)

4.4 AMO Watch file for July 12, 19, 26 and August 2, 2018

Municipal Industry News

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

(Circulated to Mayor and Council and forwarded to the Clerk for inclusion on the e-agenda)

4.5 Parry Sound Affordable Housing Development Corporation

Requesting support in principle in the development of an affordable housing initiative on Waubeek Street in partnership with Parry Sound DSSAB.

(Circulated to Mayor and Council and forwarded to the CAO for follow-up.)

Correspondence Regarding Rezoning Applications

4.6 Letter of Support - Church-Joseph

James Ball expresses his support of the rezoning

(Circulated to Mayor and Council and forwarded to the Manager of Building & Planning Services for follow-up.)

4.7 Letter of Support - Church-Joseph

The residents of 100 Church St. & 1 Joseph St support the rezoning

(Circulated to Mayor and Council and forwarded to the Manager of Building & Planning Services for follow-up.)

4.8 Letter of Support - Church-Joseph

Pauline & Ray Brown express their support of the rezoning

(Circulated to Mayor and Council and forwarded to the Manager of Building & Planning Services for follow-up.)

4.9 Letter of Opposition - Church-Joseph

Larry & Joy Hall express their opposition of the rezoning

(Circulated to Mayor and Council and forwarded to the Manager of Building & Planning Services for follow-up.)

5. Deputations

6. Mayor & Councillors' Reports

Mayor and Councillors gave their reports on meetings attended and matters arising.

7. Ratification of Matters from Closed Agenda

7.1 Council provided direction to staff regarding an agreement of purchase and sale

7.2 Council received information regarding a planning matter.

8. Consent Agenda

9. Resolutions and Direction to Staff

9.1 Development and Protective Services

9.1.1 Application for Council Approved Sign – 21 William Street

Spokesperson: John Este, Chief Building Official

Resolution 2018 - 101

Moved by Councillor Saulnier

Seconded by Councillor Horne

That pursuant to section 3.(4) of the Sign By-law, the Chief Building Official is authorized to issue a permit for a ground sign in front of 21 William Street pursuant to the following conditions and variances:

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

- a) The appearance and size of the sign shall be substantially according to the application,
- b) The setback for the sign may be as little as 1.0m from the back of the sidewalk, and
- c) All other regulations in the sign by-law continue to apply except for those revised by this resolution.

Carried

9.2 CAO's Office / Administration

9.3 Finance and POA Court Services

9.3.1 2017 Year End Transfers

Spokesperson: Kim Chen, Director of Finance / Treasurer

Resolution 2018 - 102

Moved by Councillor Borneman

Seconded by Councillor Marshall

That Council approves the transfers to and from Reserves as summarized in Schedule "A" attached;

That Council approves the transfers to and from Reserve Funds as summarized in Schedule "B" attached;

And That 2017 capital projects which were previously budgeted to be funded from reserves or reserve funds may be completed in 2018.

Carried

9.3.2 2017 Audited Financial Statements

Spokesperson: Kim Chen, Director of Finance / Treasurer

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

Resolution 2018 -

Moved by Councillor

Seconded by Councillor

That Council for the Town of Parry Sound does hereby approve the Draft Consolidated Financial Statements for the year ended December 31, 2017 as attached in Schedule A.

Withdrawn - will come forward to a meeting in September

9.4 Public Works

9.5 Other Business

9.5.1 Sandwich Board signs for events outside of Parry Sound borders

Spokesperson: Councillor Doug McCann

For discussion: further to correspondence item # 4.3

Direction Approved (for Direct Staff follow-up)

That staff be directed to explore the option of delegating approval and terms/conditions for the placement of signs on town property to advertise events outside of the boundaries of the Town of Parry Sound to the CAO.

Carried

The following resolution was proposed:

Resolution 2018 - 103

Moved by Councillor McCann

Seconded by Councillor Marshall

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

That an exception be made to the sign by-law permitting the placement of signs by the Parry Sound Anglers and Hunters Sportsman's Show on town property to advertise its 2018 event which is outside of the Town of Parry Sound boundaries.

Carried

10. By-laws

10.1 Development & Protective Services

10.1.1 Declaration of Surplus Lands

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

By-law 2018 - 6856

Being a By-law to declare Lot 1 of Plan 63 in the Town of Parry Sound surplus to the Town of Parry Sound

Read a First, Second and Third Time, Passed Signed and Sealed, this 14th day of August 2018

10.1.2 Rezoning Application - Z/18/5 - 24 Albert Street (Jackson on behalf of Moore)

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

By-law 2018 - 6857

Being a By-law to amend By-law 2004-4653 (The Zoning By-law), as amended, for 24 Albert Street (Jackson on Behalf of Moore)

Read a First and Second Time,

By general consensus of Council, the **Third Reading** is postponed to October 16, 2018.

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

10.1.3 Big Sound Marina Agreement One Year Extension with Massasauga Management Co.

Spokesperson: Dave Thompson, Director of Development and Protective Services/Fire Chief

By-law 2018 - 6858

Being a bylaw to amend By-law No: 2014-6428, the operating agreement between Massasauga Management Co. Inc. and the Town of Parry Sound for operation of Big Sound Marina and the Town Dock, and supersede amending By-law No: 2017-6704 conditional on the Department of Fisheries and Oceans Canada approving the operating agreement and the extension of a head lease between the Town and Department of Fisheries and Oceans or the completion of the divestiture process.

Read a First, Second and Third Time, Passed Signed and Sealed, this 14th day of August 2018

10.2 Public Works

10.3 CAO's Office/Administration

10.4 Finance/POA Court Services

10.4.1 Establish Bobby Orr Hall of Fame (BOHF) Scholarship Reserve Fund

Spokesperson: Kim Chen, Director of Finance / Treasurer

By-law 2018 - 6859

Being a By-law to provide for the establishment of a reserve fund to be known as the Bobby Orr Hall of Fame Scholarship Reserve Fund.

Read a First, Second and Third Time, Passed Signed and Sealed, this 14th day of August 2018

10.5 Other Business

10.6.1 Confirming By-law

By-law 2018 - 6860

Being a By-law to confirm the proceedings of Council for August 14, 2018.

Read a First, Second and Third Time, Passed Signed and Sealed, this 14th day of August 2018.

11. Adjournment

The Mayor adjourned the meeting at 8:29 p.m.

Mayor Jamie McGarvey

Rob Mens, CAO/Deputy Clerk

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 14, 2018

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