



“SPECIAL” COUNCIL MEETING AGENDA

Tuesday, July 20th, 2021

Following Public Meeting – Zoning By-Law Amendment at 5:30 p.m.
Via GoToMeeting

GoToMeeting: <https://global.gotomeeting.com/join/429190101>

Members of the Public:

Meetings are being held using GotoMeeting - Video Conferencing. By clicking the link above (allow extra time for downloading the program if it is the first time you have used GoToMeeting on your device), you will be able to see the agenda, see Members of Council and hear the proceedings of the meeting. Please ensure the volume on your device is **on** and **turned up** to hear the meeting. The Public is asked to ensure that their mic and camera buttons are off for the entire meeting.

Video Conference Participation Etiquette

- a meeting via video conference shall never be treated differently than a meeting in person, whereby all attendees shall abide by proper meeting procedure and etiquette;
 - we ask that all public attendees mute their cameras and mics; doing so will eliminate any background noise and create a much more seamless process (for Members only - if/when you wish to speak during the meeting, you will simply unmute your mic and upon completion of your thought, please re-mute)
 - the Chair will call the meeting to order at the time indicated on the agenda;
 - roll call will be completed visually by the Chair;
 - the Chair will then remind all attendees to place their devices on mute
 - as the Chair moves through the agenda, he will call on the appropriate staff person to speak to their reports;
 - we request that you retain your questions until the end of the report, at which time the Chair will ask if anyone has questions;
 - just as during an in-person meeting, members will be required to raise their hand and the Chair will call on you to speak;
 - when the Chair calls a vote, you will raise your hand for the vote in favour and then in opposition, if necessary.
-

5:30 p.m. *Public Meeting – Zoning By-Law Amendment*
Following: *“Special” Council Meeting*

Chair, Reeve Brian Campbell

1. CALL TO ORDER

- i) Roll Call

**2. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST
AND GENERAL NATURE THEREOF**

3. BY-LAWS

- i) **By-Law No. 2021-036: Zoning By-Law Amendment – Kerr – *attached, page 4.***

*Suggested Motion by Councillor Gene Richardson/Councillor Rob Rainer:
“THAT, By-Law No. 2021-036, being a by-law to Amend Zoning By-Law No. 2002-121 (142 Fall Crescent, Part Lots 22 & 23, Concession 10, geographic Township of Bathurst), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

- ii) **By-Law No. 2021-037: Road Naming – Sue’s Lane – *attached, page 11.***

- a) **Report #PD-2021-23 – Proposed New Road Name – Sue’s Lane – *attached, page 7.***

Amanda Mabo, Acting CAO/Clerk.

*Suggested Motion by Councillor Rob Rainer/Councillor Fred Dobbie:
“THAT, the necessary by-law to name an existing Private Road to Sue’s Lane as outlined in Report #C-2021-23 – Proposed New Road Name – Sue’s Lane, be brought forward for approval.”*

Suggested Motion by Councillor Fred Dobbie/Deputy Reeve Barrie Crampton:

“THAT, By-Law No. 2021-037, being a by-law to amend By-Law No. 98-87 being a Road Naming By-Law (Sue’s Lane), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

4. ADJOURNMENT

BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-036

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED (KERR – 142 FALL CRESCENT) (PART LOTS 22 & 23, CONCESSION 10, GEOGRAPHIC TOWNSHIP OF BATHURST)

WHEREAS, the *Planning Act, R.S.O. 1990, Chapter P.13 Section 34 as amended*, provides that the Councils of local municipalities may enact by-laws regulating the use of land and the erection, location and use of buildings and structures within the municipality;

AND WHEREAS, By-Law No. 2002-121, as amended, regulates the use of land and the erection, location and use of buildings and structures within Tay Valley Township;

AND WHEREAS, the Council of the Corporation of Tay Valley Township deems it advisable to amend By-Law No. 2002-121, as amended, as hereinafter set out;

AND WHEREAS, this By-Law implements the policies and intentions of the Official Plan for Tay Valley Township;

NOW THEREFORE BE IT RESOLVED THAT, the Council of the Corporation of Tay Valley Township enacts as follows:

1.0 GENERAL REGULATIONS

- 1.1 **THAT**, By-Law No. 2002-121, as amended, is further amended by amending the zoning from Rural (RU) and Environmental Protection (EP) to Residential Limited Services (RLS) and Environmental Protection (EP) on the lands legally described as Lots 22 and 23, Concession 10, Geographic Township of Bathurst, now in Tay Valley Township, County of Lanark (Roll #091191603031210) in accordance with Schedule “A” attached hereto and forming part of this By-Law.
- 1.2 **THAT**, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.
- 1.3 **THAT**, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-036**

2.0 ULTRA VIRES

Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

3.0 EFFECTIVE DATE

ENACTED AND PASSED this 20th day of July 2021.

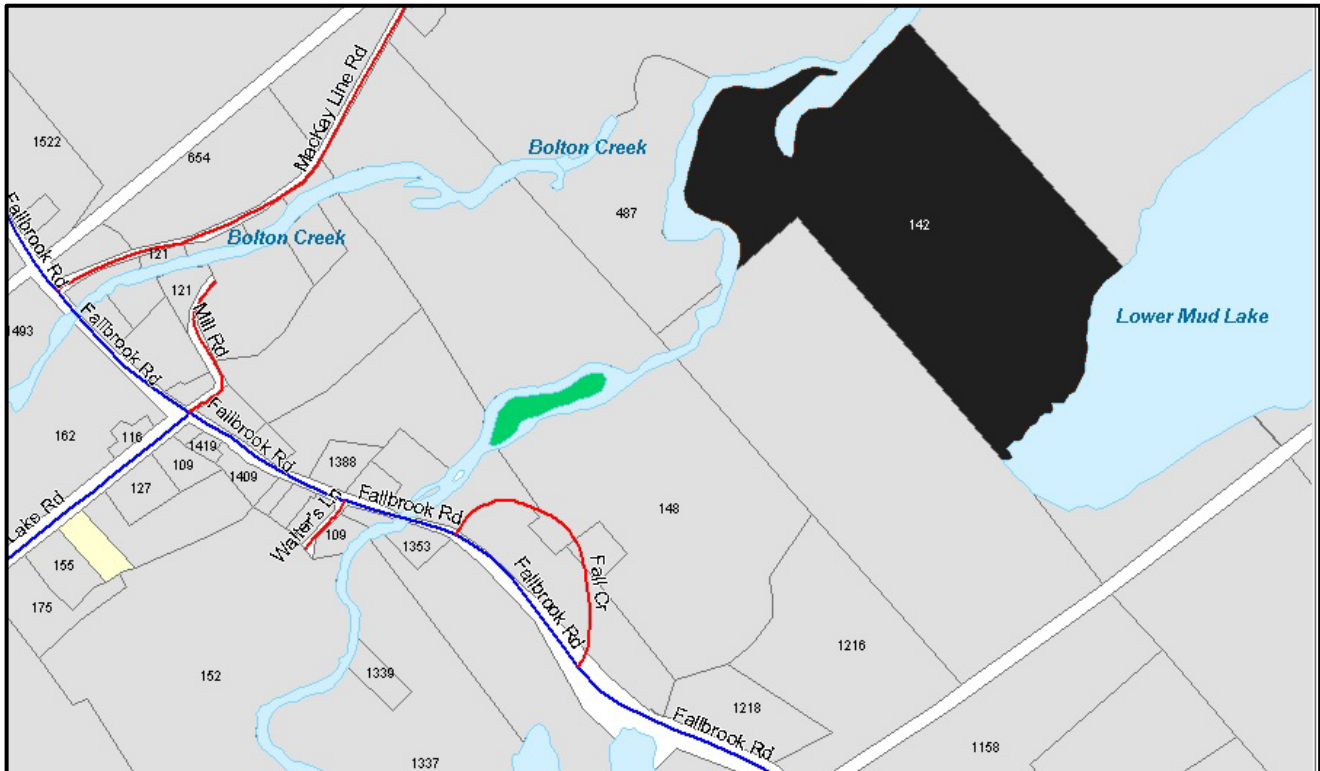
Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-036**

SCHEDULE “A”

KERR – 142 Fall Crescent
Part Lots 22 and 23, Concession 10
Geographic Township of Bathurst
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning provisions Rural (RU) and Environmental Protection (EP) to Residential Limited Services (RLS) and Environmental Protection (EP)

Certificate of Authentication

This is Schedule “A” to By-Law 2021-036 passed this 20th day of July 2021.

Reeve

Clerk

“Special” Council Meeting
July 20th, 2021

Report #C-2021-23
Amanda Mabo, Acting CAO/Clerk

PROPOSED NEW ROAD NAME
SUE’S LANE

STAFF RECOMMENDATION(S)

“THAT, the necessary by-law to name an existing Private Road to Sue’s Lane as outlined in Report #C-2021-23 – Proposed New Road Name – Sue’s Lane, be brought forward for approval.”

BACKGROUND

A severance application was received from Lanark County to sever a 2.7-ha (6.6 acre) lot with an existing dwelling on the Fall River with a resulting 18.8-ha (46-acre) retained parcel. In addition, a right of way over the existing easement is required to be severed for the new lot over Mr. Cameron’s, Mr. Martin’s and Mr. Myers’ lots.

The right of way from Fall Crescent to the proposed severed lot has been registered on title for many decades and the Kerr farmhouse has existed for over 100 years. No new private road is being created; the right of way is being recognized as private road.

DISCUSSION

In order for the conditions to be cleared so that the severance application can be completed, the existing Private Road must be named and added to the Township’s Road Naming By-Law.

As per the Road, Addressing and Parcels (RAP) Policy the applicants have proposed at least three road names. Those road names were then forwarded to the County of Lanark for review and recommendation in order to avoid duplication or similarities within the road name database across Lanark County and neighbouring counties.

In addition, the property owners along that road must be notified and the majority of the property owners on the road must agree to a preferred name in order for Council to consider the name.

Once a road name meets the requirements of Policy, including agreement from a majority of the property owners, it is forwarded to the Council of the local municipality for approval.

The proposed road name is “Sue’s Lane”.

OPTIONS CONSIDERED

Option #1 – Adopt Sue’s Lane (Recommended)

Meets the requirements of the RAP Policy and the majority of property owners agreed with the name.

Option #2 – Propose an Alternate Name

Not recommended as the renaming of the road would not occur for at least another three months as the process would need to start over.

STRATEGIC PLAN LINK

None.

FINANCIAL CONSIDERATIONS

Cost of installing the new road name sign, registration of the by-law, staff time – \$1,000 maximum.

CONCLUSIONS

That the necessary by-law to name an existing Private Road to Sue’s Lane as outlined in this report be brought forward for approval.

ATTACHMENTS

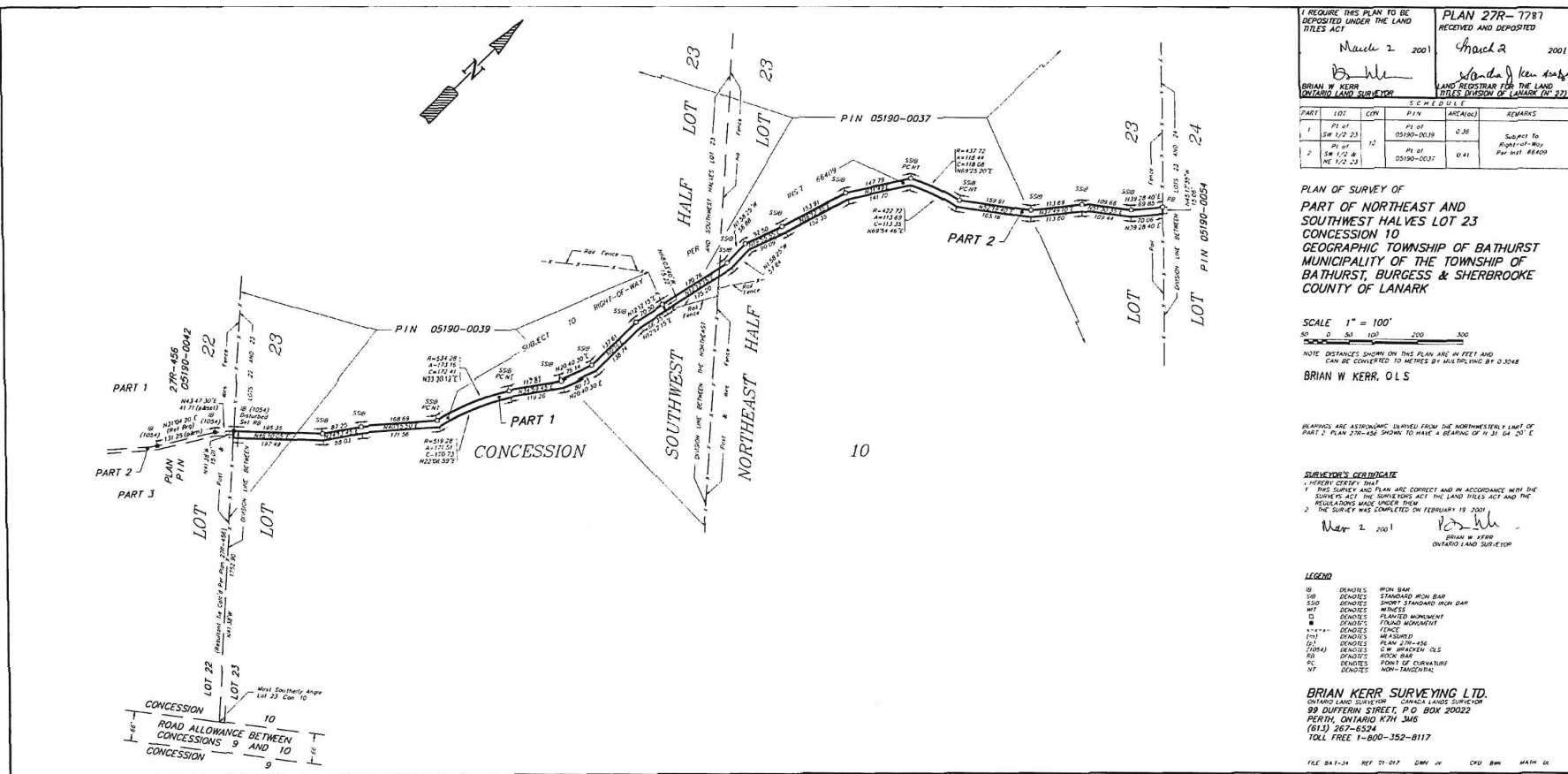
- i) GIS Map
- ii) Survey

Prepared and Submitted By:

Original Signed

**Amanda Mabo,
Acting Chief Administrative Officer/Clerk**





I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT

March 2 2001

Brian W Kerr

PLAN 27R-7781 RECEIVED AND DEPOSITED

March 2 2001

Brian W Kerr

LAND REGISTRATION FOR THE LAND TITLES DIVISION OF LANARK (P. 27)

PART	LOT	CON	PIN	AREAS	REMARKS
1	23	10	05190-0039	0.36	Subject to Right-of-Way Per lot 24
2	23	10	05190-0037	0.41	

PLAN OF SURVEY OF PART OF NORTHEAST AND SOUTHWEST HALVES LOT 23 CONCESSION 10 GEOGRAPHIC TOWNSHIP OF BATHURST MUNICIPALITY OF THE TOWNSHIP OF BATHURST, BURGESS & SHERBROOKE COUNTY OF LANARK

SCALE 1" = 100'

NOTE: DISTANCES SHOWN ON THIS PLAN ARE IN FEET AND CAN BE CONVERTED TO METRES BY MULTIPLYING BY 0.3048

BRIAN W. KERR, O.L.S.

BEARINGS ARE ASTRONOMICAL DERIVED FROM THE NORTHWESTLY LIMIT OF PART 2. PLAN 27R-456 SHOWS TO HAVE A BEARING OF N 31° 04' 20" E

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT

1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM

2. THE SURVEY WAS COMPLETED ON FEBRUARY 19 2001

March 2 2001

Brian W. Kerr

ONARIO LAND SURVEYOR

LEGEND

SB DENOTES IRON BAR

SB DENOTES STANDARD IRON BAR

SSB DENOTES SHORT STANDARD IRON BAR

WT DENOTES WITNESS

□ DENOTES PLANNED MONUMENT

■ DENOTES FOUND MONUMENT

PC DENOTES POINT

(N) DENOTES NORTH

(S) DENOTES SOUTH

(E) DENOTES EAST

(W) DENOTES WEST

PC DENOTES POINT OF CURVATURE

NT DENOTES NON-TANGENTIAL

BRIAN KERR SURVEYING LTD.

ONARIO LAND SURVEYOR

99 DUFFERIN STREET, P.O. BOX 20022

PERTH, ONTARIO K7H 3M5

(613) 267-6524

TOLL FREE 1-800-352-8117

FILE BATH-24 REF 27-017 SURV JV CVD BMM MATH DL

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-035

BEING A BY-LAW TO AMEND ROAD NAMING BY-LAW NO. 98-87 (SUE'S LANE)

WHEREAS, Section 48 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a local municipality may name or change the name of a private road after giving public notice of its intention to pass the by-law;

AND WHEREAS, Sue's Lane is a Private Road within Tay Valley;

AND WHEREAS, the private right-of-way has been registered on title for many decades and was never named or added to the Township's Road Naming By-Law;

AND WHEREAS, public notice was provided by email to each affected property owner and was given on July 15th, 2021 via the agenda for the Council Meeting on July 20th, 2021;

NOW THEREFORE BE IT RESOLVED THAT, the Council of the Corporation of Tay Valley Township enacts as follows:

1. GENERAL REGULATIONS

- 1.1 **THAT**, the private right-of-way shown as Parts 1 and 2 on Plan 27R-7787 be named Sue's Lane.
- 1.2 **THAT**, Sue's Lane, located in the geographic Township of Bathurst, as shown on Schedule "A" attached, be included within the designated roads as set out in the Road Naming By-Law No. 98-87, specifically Schedule "B", Bathurst Ward, Private Road Names.
- 1.3 **THAT**, Plan 27R-7787 is attached hereto as Schedule "B" and shall be for information purposes only, and not form part of this bylaw.
- 1.4 **THAT**, the Clerk be authorized to register a certified copy of this by-law on title in the Land Registry Office.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-035**

2. BY-LAWS TO BE AMENDED

2.1 By-Law No. 98-87 is hereby amended.

2.2 All by-laws or parts thereof and resolutions passed prior to this by-law which are in contravention of any terms of this by-law are hereby rescinded.

3. ULTRA VIRES

3.1 Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

4. EFFECTIVE DATE

4.1 **THAT**, this by-law shall come into force and effect with the posting of the applicable Road Signage and when a certified copy of this by-law has been registered at the Land Registry Office.

4.2 ENACTED AND PASSED this 20th day of July 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-035**

SCHEDULE "A"



SCHEDULE "B"

