



COUNCIL MEETING AGENDA

Tuesday, October 18th, 2022

Following Public Meeting – Zoning By-Law Amendment at 5:30 p.m.
Municipal Office – Council Chambers – 217 Harper Road

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

Chair, Reeve Brian Campbell

1. **CALL TO ORDER**
2. **AMENDMENTS/APPROVAL OF AGENDA**
3. **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF**
4. **APPROVAL OF MINUTES**
 - i) **“Special” Committee of the Whole Meeting – September 22nd, 2022 – *attached, page 6.***

*Suggested Motion by Deputy Reeve Barrie Crampton:
“THAT, the minutes of the “Special” Committee of the Whole Meeting held on September 22nd, 2022, be approved as circulated.”*
 - ii) **Council Meeting – September 27th, 2022 – *attached, page 11.***

*Suggested Motion by Councillor Gene Richardson:
“THAT, the minutes of the Council Meeting held on September 27th, 2022, be approved as circulated.”*
 - iii) **Committee of the Whole Meeting – October 11th, 2022 – *attached, page 20.***

*Suggested Motion by Councillor Beverley Phillips:
“THAT, the minutes of the Committee of the Whole Meeting held on October 11th, 2022, be approved as circulated.”*

5. DELEGATIONS & PRESENTATIONS

- i) **2021 Audited Financial Statements** – *deferred to the new Council.*
- ii) **Comprehensive Roads Needs Study** – *deferred to the new Council.*

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Report #CBO-2022-09 – Building Department Report – January – September 2022.**

Suggested Motion by Councillor Rob Rainer:

“THAT, Report #CBO-2022-09 – Building Department Report – January – September 2022 be received as information.”

- ii) **Appointment of Hockey Volunteers.**

Suggested Motion by Councillor RoxAnne Darling:

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteers for the Tay Valley Hockey Program, subject to the Criminal Records Check Policy:

- *Beau Brennan*
- *LeeAnn Brennan*
- *Darren Gibson*
- *Barb Keith*
- *Dawson Schmidt-Lackey*
- *Rob Stewart.”*

- iii) **22-10-05 – Council Communication Package.**

Suggested Motion by Councillor Mick Wicklum:

“THAT, the 22-10-05 Council Communication Package be received for information.”

- iv) **Friends of the Tay Watershed – CPR Rail Ties Storage.**

Suggested Motion by Councillor Fred Dobbie:

“THAT, the Reeve submit a letter to Canadian Pacific Railway, to address concerns by Friends of the Tay Watershed, about rail ties storage.”

8. BY-LAWS

- i) **DRAFT By-Law No. 2022-033: Official Plan Amendment – No. 7** –*can be viewed as a package at <https://events.tayvalleytwp.ca/meetings/Detail/2022-10-18-1800-Council-Meeting>*
Noelle Reeve, Planner.

*Suggested Motion by Deputy Reeve Barrie Crampton:
“THAT, By-Law No. 2022-033, being a by-law to adopt Official Plan Amendment – No. 7, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

- ii) **By-Law No. 2022-034: Zoning By-Law Amendment – 1324798 Ontario Limited** – *attached, page 26.*

*Suggested Motion by Councillor Gene Richardson:
“THAT, By-Law No. 2022-034, being a by-law to Amend Zoning By-Law No. 2002-121 (4936 Bolingbroke Road, Part Lot 14 & 15, Concession 8, geographic Township of South Sherbrooke), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

- iii) **By-Law No. 2022-035: Zoning By-Law Amendment – Maberly Pines Subdivision** – *attached, page 29.*

*Suggested Motion by Councillor Beverley Phillips:
“THAT, By-Law No. 2022-035, being a by-law to Amend Zoning By-Law No. 2002-121 (Part Lot 13, Concession 6, Plan 21 Lots 1,2,3,4,5,7,8,9,10,11,12,13,14,15,16,17,18,19,21,22,25, 26,27,28,29,30,31,32,33,34,36,37,38,39,40,41,42,43,44,45,46,48,49,50,51,52,53,54 geographic Township of South Sherbrooke), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

9. NEW/OTHER BUSINESS

None.

10. CALENDARING

Meeting	Date	Time	Location
Committee of Adjustment Hearing	October 17 th	5:00 p.m.	Municipal Office
Public Meeting – Zoning By-Law Amendment	October 18 th	5:30 p.m.	Municipal Office
Council Meeting	October 18 th	Following	Municipal Office
Volunteer Appreciation Dinner	October 28 th	5:30 p.m.	BVM Hall

11. CLOSED SESSIONS

None.

12. CONFIRMATION BY-LAW

- i) **By-Law No. 2022-036 - Confirmation By-Law – October 18th, 2022 – attached, page 32.**

Suggested Motion by Councillor Rob Rainer:

“THAT, By-Law No. 2022-036, being a by-law to confirm the proceedings of the Council meeting held on October 18th, 2022, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

13. ADJOURNMENT

MINUTES

“SPECIAL” COMMITTEE OF THE WHOLE MINUTES

Thursday, September 22nd, 2022

5:30 p.m.

**Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario
Council Chambers**

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor RoxAnne Darling
Councillor Rob Rainer
Councillor Mick Wicklum
Councillor Beverley Phillips
Councillor Fred Dobbie

Staff Present: Amanda Mabo, Chief Administrative Officer/Clerk
Janie Laidlaw, Deputy Clerk
Noelle Reeve, Planner

Regrets: Councillor Gene Richardson

1. CALL TO ORDER

The meeting was called to order at 5:32 p.m.
A quorum was present.

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

Councillor Darling was absent at the August 23rd, 2022 Council meeting and September 13th, 2022 Committee of the Whole Meeting and therefore needed to declare a conflict of interest on items 8i) Severance Application - Connell, ii) Severance Application - Kirkham, iv) Severance Application – Peters & v) Severance Application - Thomas from the August 23rd, 2022 Council meeting because her employer is the agent of the applications.

3. PRIORITY ISSUES

i) Official Plan Review and Update (continued).

a) Council Working Session to Review Public and New Agency Comments.

Forbes Symon, Senior Planner, Jp2g Consultants Inc. was also in attendance at the meeting.

The Planner explained that this meeting is to continue reviewing the public and agency comments and it will start after Jake Ennis on the table that was attached to the agenda. Any new information since the last meeting was added to the spreadsheet and is highlighted in yellow.

Mapping Terrestrial Linkage

The Planner explained that this mapping has been extended west to cover that part of the Township and includes cores (nodes) and corridors. Linkages are usually along stream corridors or a movement corridor. The Consultant reminded Council that the Green Gems from Dr. Paul Keddy have been included on Schedule C as was previously directed by Council. The only issue with the interior forest with the 5E shields lands is that putting on that layer covers the map.

A member verified that this comment was just a change to the mapping. Another member asked if mapping the Green Gems creates more planning requirements, the Planner explained that it does not, the mapping is just more transparent, the Township already uses the mapping and putting on the Official Plan mapping shows the public what is on or around their property. The Consultant explained that when dealing with habitat and woodlands, the setback for development is 30m and it is easier to accommodate those features. The Planner explained the last comment was regarding post development monitoring and that Council has already asked for more monitoring of development related agreements for compliance. The Planner explained what the cores are and that the Township needs to show them as areas and the linkages that connect them with water or wildlife corridors, this mapping does not impact the landowners or planning reviews.

Forest Management

The comment asked that the Township become further involved in its own forest management plan. The Planner explained that the Township does not own any land that is forested.

Anti-Racism/Equity

The original request was for more wording in the Official Plan and Council had asked for more concrete suggestions from them and

suggested wording was included in the table highlighted in yellow for Council discussion.

Council discussed the wording and agreed to remove the first part that refers to the Canadian Charter of Rights and Freedoms and the Ontario Human Rights Code and that the Township makes a Statement of Commitment.

Council agreed to the last part of the suggested wording that says *“Tay Valley Township seeks to be a welcoming, respectful, and inclusive community for all of its current and future citizens, whether they are Indigenous inhabitants, descendants of previous immigrants, or new Canadians. Going forward, the Township will act to ensure that Tay Valley is a community demonstrably valuing equity, diversity, and inclusion.”*

Affordable Housing

The Planner explained that this will be looked at in the Zoning By-Law and that the Township allows Tiny Homes already.

Food Security

The Planner explained that Food Security policies have been included in the draft Official Plan as the current Official Plan does not have any policies.

A member explained that they understand the policy statement but not sure the municipality has a direct role, and the language is vague, what tangible things could the Township do? The Planner explained that the Township can support community gardens for example and that when Lanark County had a Tourism position there was more support for culinary tourism promotion.

Active Transportation

The Planner explained that these comments have been reviewed and included in draft Official Plan.

Council discussed the mapping and if it will be better than what is currently on the website as it is not very user friendly. The Consultant explained that the maps are different, and each schedule shows the entire Township rather than currently each schedule is one of each former Township. If something is relevant or does not point to something in the Official Plan, then it should not be shown on the map. The Consultant confirmed that there is nothing on the maps that does not relate to a written policy in the Official Plan.

Condominium Road

Council agreed that the reason for a condominium road was so that those lots did not need to front onto a public road.

Remove Aggregate Designation from a Property

The Planner explained that she spoke to the Ministry, and it can be removed as the aggregate would not likely be extracted on that lot due to the development in the area and it has been removed from the mapping.

Change Designation

The Planner explained that the comment is wanting a subdivision to be allowed with more than 25 lots on 100 acres if a hydrogeological study supports the increase. Council discussed that with appropriate studies the development of more than 25 lots can be sustainable and should be based on individual applications. The Consultant had no problems removing the 25 lots restriction but cannot support allowing it within 1km of a Town, the Provincial Policy Statement says you cannot build up the area around a town. Council agreed to remove no. 3 from section 6.4.4.

Ministry Comments

The Planner explained that they are all accepted, if they are not implemented into the Official Plan the Ministry will appeal the Official Plan.

The Ministry of Northern Development, Mines, Natural Resources and Forestry are mapping changes.

The Ministry of Heritage, Sport, Tourism and Culture Industries have changes to wording around Tourism and Culture and have been added.

Ministry of Transportation added wording on Provincial Highways
The province-wide Cycling Network is new wording from the Ministry.

The Planner reviewed the remaining Ministry Comments. The Parks Canada changes are to refer to the Rideau Canal not just as a heritage site, but a heritage Canadian River and a World Heritage Site, the status is now acknowledged under different legislation.

Have not received comments from the Algonquins of Ontario yet. The Consultant explained that the Township does not have to wait forever for them, can still move forward and adopt the Official Plan and submit it to Lanark County, they can comment when it is at the County level. The Township has done their duty to consult.

The Planner explained the process once Council adopted the Official Plan and the package that gets submitted to Lanark County.

Council asked how they would know if all the changes that were identified were made prior to Council adopting it.

Council discussed a particular unopened road allowance that was mentioned in the Recreation Master Plan. Staff explained that that

specific location was removed but that section 4.2 – Parks and Recreational Facilities was taken from the Recreation Master Plan. The Consultant explained that it does not say Council has to establish water access on Black Lake but does not tie Council's hands if a future proposal is brought forward on another lake, Council does not have to accept it but can look at it.

The CAO explained that Council will likely not meet in November, but if needed a special meeting in October could be held or at the October 18th Council meeting.

Councillor Darling explained that throughout the process she had made several comments that Council agreed with and does not see where they have been addressed, for example the definition of roads particularly the Private Unassumed Roads, suggestion regarding strip development, what about the motion of Council to eliminate the need for Property Owners to enter into Road Access Agreement, wants to be sure that there is nothing in the new Official Plan that will prohibit that motion from moving forward. Councillor Darling will meet with the Planner and the Consultant to review her comments and if they are included in the draft Official Plan.

The Planner and Consultant informed Council that if there was direction from a majority of Council then those changes were included in the draft Official Plan. If there were general comments from Councillors, those were not captured.

The CAO explained that if another meeting was required October 11, 2022, was the only night available.

4. ADJOURNMENT

The Committee adjourned at 7:14 p.m.

COUNCIL MEETING MINUTES

Tuesday, September 27th, 2022

6:00 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario
Council Chambers

ATTENDANCE:

Members Present: Chair, Reeve, Brian Campbell
Deputy Reeve Barrie Crampton
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Beverley Phillips
Councillor Mick Wicklum

Staff Present: Amanda Mabo, Acting CAO/Clerk
Janie Laidlaw, Deputy Clerk
Noelle Reeve, Planner
Ashley Liznick, Treasurer

Regrets: Councillor Gene Richardson
Councillor RoxAnne Darling

1. CALL TO ORDER

The meeting was called to order at 6:00 p.m.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

i) Addition under Motions: Appointment of Hockey Coaches.

The Agenda was adopted as amended.

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

None.

4. APPROVAL OF MINUTES

- i) **Council Meeting – August 23rd, 2022.**

RESOLUTION #C-2022-09-01

MOVED BY: Fred Dobbie
SECONDED BY: Mick Wicklum

“**THAT**, the minutes of the Council Meeting held on August 23rd, 2022, be approved as circulated.”

ADOPTED

- ii) **Committee of the Whole Meeting – September 13th, 2022.**

RESOLUTION #C-2022-09-02

MOVED BY: Barrie Crampton
SECONDED BY: Beverley Phillips

“**THAT**, the minutes of the Committee of the Whole Meeting held on September 13th, 2022, be approved as circulated.”

ADOPTED

5. DELEGATIONS & PRESENTATIONS

None.

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Report #PD-2022-46 – Draft Revised Lot Servicing Plan – Maberly Pines Subdivision.**

RESOLUTION #C-2022-09-03

MOVED BY: Beverley Phillips
SECONDED BY: Barrie Crampton

“**THAT**, the first requirement of By-Law #2021-033 Holding Zone for Plan 21 Lakeside Living (Maberly Pines) be lifted once staff obtain the final approval of the Rideau Valley Conservation Authority for the Draft Lot Servicing Report and Plan for the Maberly Pines Subdivision;

AND THAT, once received, comments from the Rideau Valley Conservation Authority be circulated to Council.”

ADOPTED

ii) **Private Unassumed Roads Working Group Report.**

RESOLUTION #C-2022-09-04

MOVED BY: Beverley Phillips

SECONDED BY: Barrie Crampton

“THAT, the Private Unassumed Roads Working Group Executive Summary and Report presented to the Committee of the Whole on September 13, 2022, be received for information;

THAT, staff be directed to provide a follow-up report that addresses the recommendations and various points and concerns arising from the Private Unassumed Roads Working Group Executive Summary and Report;

AND THAT, in the meantime, staff proceed with obtaining a legal opinion with regards to the indemnification clause and insurance requirements contained in the Road Access Agreement with regards to:

- the reasons the clauses need to be included or not included, and if they need to be included, is there alternative wording that can be used; and
- the need for a Road Access Agreement or not.”

(SEE RESOLUTION #C-2022-09-05)

RESOLUTION #C-2022-09-05

MOVED BY: Beverley Phillips

SECONDED BY: Mick Wicklum

“THAT, resolution #C-2022-09-04 be divided into two resolutions;

THAT, the first resolution being *“THAT, the Private Unassumed Roads Working Group Executive Summary and Report presented to the Committee of the Whole on September 13, 2022, be received for information.”*;

AND THAT, the second resolution being *“THAT, staff be directed to provide a follow-up report that addresses the recommendations and various points and concerns arising from the Private Unassumed Roads Working Group Executive Summary and Report;*

AND THAT, in the meantime, staff proceed with obtaining a legal opinion with regards to the indemnification clause and insurance requirements contained in the Road Access Agreement with regards to:

- *the reasons the clauses need to be included or not included, and if they need to be included, is there alternative wording that can be used; and*
- *the need for a Road Access Agreement or not.”.*

DEFEATED

Councillor Wicklum does not agree with the entire motion as he has stated at previous meetings and asked for a recorded vote.

Deputy Reeve Crampton is in favour of the motion as the Working Group has been delayed for too long.

Reeve Campbell is in in favour of the motion; the issue has been on the books for a long time, and it will not be resolved by this Council and at the end of this term of Council the Private Unassumed Roads Working Group will no longer be a Working Group and there has been far too many delays.

Councillor Phillips does not see splitting the motion as a delay, she cannot support it as she does not agree with the second part of the motion.

If the motion is defeated, Council will need to pass a motion to give direction.

RESOLUTION #C-2022-09-04

MOVED BY: Beverley Phillips

SECONDED BY: Barrie Crampton

“THAT, the Private Unassumed Roads Working Group Executive Summary and Report presented to the Committee of the Whole on September 13, 2022, be received for information;

THAT, staff be directed to provide a follow-up report that addresses the recommendations and various points and concerns arising from the Private Unassumed Roads Working Group Executive Summary and Report;

AND THAT, in the meantime, staff proceed with obtaining a legal opinion with regards to the indemnification clause and insurance requirements contained in the Road Access Agreement with regards to:

- the reasons the clauses need to be included or not included, and if they need to be included, is there alternative wording that can be used; and
- the need for a Road Access Agreement or not.”

(SEE RECORDED VOTE)

Councillor Wicklum called a recorded vote on Resolution #C-2022-09-04:

For:	Reeve Brian Campbell	1
	Deputy Reeve Barrie Crampton	1
	Councillor Fred Dobbie	1
	Councillor Rob Rainer	$\frac{1}{4}$
		4
Against:	Councillor Beverley Philips	1
	Councillor Mick Wicklum	$\frac{1}{2}$
		2
Absent:	Councillor RoxAnne Darling	1
	Councillor Gene Richardson	$\frac{1}{2}$
		2
Total:		8

ADOPTED

iii) **Report #PD-2022-45 – Rideau Bluffs Subdivision – Draft Plan Extension.**

The Planner gave a summary of the history of this subdivision and an explanation of the extension request.

RESOLUTION #C-2022-09-06

MOVED BY: Rob Rainer

SECONDED BY: Beverley Phillips

“**THAT**, a two-year extension of the draft approval for the 4 Seasons Subdivision 09-08001 (Rideau Bluffs) be approved.”

ADOPTED

iv) **Report #CBO-2022-08 – Building Department Report – January – August 2022.**

RESOLUTION #C-2022-09-07

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“**THAT**, Report #CBO-2022-08 – Building Department Report – January - August 2022 be received as information.”

ADOPTED

v) **Report #C-2022-26 – Forest Trail Park Naming.**

RESOLUTION #C-2022-09-08

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“THAT, Staff consult with Indigenous partners to develop a series of proposed names for the Forest Trail Park in Algonquin for selection by Council.”

ADOPTED

vi) **2022 History Scholarship Annual Report.**

RESOLUTION #C-2022-09-09

MOVED BY: Fred Dobbie

SECONDED BY: Mick Wicklum

“THAT, the 2022 History Scholarship Annual Report be received for information.”

ADOPTED

vii) **22-09-08 – Council Communication Package.**

RESOLUTION #C-2022-09-10

MOVED BY: Barrie Crampton

SECONDED BY: Beverley Phillips

“THAT, the 22-09-08 Council Communication Package be received for information.”

ADOPTED

viii) **Appointment of Hockey Volunteers.**

RESOLUTION #C-2022-09-11

MOVED BY: Fred Dobbie

SECONDED BY: Mick Wicklum

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteers for the Tay Valley Hockey Program, subject to the Criminal Records Check Policy:

- Jason Adams
- Hunter McGonegal
- Andrew Rous.”

ADOPTED

8. BY-LAWS

- i) **By-Law No. 2022-027 – Emergency Response Plan.**

RESOLUTION #C-2022-09-12

MOVED BY: Rob Rainer

SECONDED BY: Beverley Phillips

“**THAT**, By-Law No. 2022-027, being a by-law to adopt an Emergency Response Plan, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- ii) **By-Law No. 2022-028: Maximum Rate of Speed – Kenyon Road.**

RESOLUTION #C-2022-09-13

MOVED BY: Beverley Phillips

SECONDED BY: Barrie Crampton

“**THAT**, By-Law No. 2022-028, being a by-law to Amend the Maximum Rate of Speed By-Law No. 2018-035, to reduce the rate of speed on Kenyon Road, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- iii) **By-Law No. 2022-029: Road Naming – Abby Hawk Lane.**

RESOLUTION #C-2022-09-14

MOVED BY: Rob Rainer

SECONDED BY: Beverley Phillips

“**THAT**, By-Law No. 2022-029, being a by-law to amend By-Law No. 98-87, being a Road Naming By-Law (Abby Hawk Lane), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- iv) **By-Law No. 2022-030: Zoning By-Law Amendment – Ferry & Collinson.**

RESOLUTION #C-2022-09-15

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“**THAT**, By-Law No. 2022-030, being a by-law to Amend Zoning By-Law No. 2002-121 (417 Miner’s Point Road, Part Lot 16, Concession 3, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- v) **By-Law No. 2022-031: Zoning By-Law Amendment – Schact (Cope).**

RESOLUTION #C-2022-09-16

MOVED BY: Mick Wicklum
SECONDED BY: Fred Dobbie

“**THAT**, By-Law No. 2022-031, being a by-law to Amend Zoning By-Law No. 2002-121 (245 Island View, Part Lot 16-18, Concession 6, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

10. NEW/OTHER BUSINESS

None.

11. CALENDARING

Meeting	Date	Time	Location
Committee of Adjustment Hearing	September 26 th	5:00 p.m.	Municipal Office
Council Meeting	September 27 th	6:00 p.m.	Municipal Office
Committee of the Whole Meeting	October 11 th	6:00 p.m.	Municipal Office
Committee of Adjustment Hearing	October 17 th	5:00 p.m.	Municipal Office
Public Meeting – Zoning By-Law Amendment	October 18 th	5:30 p.m.	Municipal Office
Council Meeting	October 18 th	Following	Municipal Office
Volunteer Appreciation Dinner	October 28 th	5:30 p.m.	BVM Hall

12. CLOSED SESSIONS

None.

13. CONFIRMATION BY-LAW

- i) **By-Law No. 2022-032 - Confirmation By-Law – September 27th, 2022.**

RESOLUTION #C-2022-09-17

MOVED BY: Fred Dobbie
SECONDED BY: Mick Wicklum

“**THAT**, By-Law No. 2022-032, being a by-law to confirm the proceedings of the Council meeting held on September 27th, 2022, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

14. ADJOURNMENT

Council adjourned at 6:26 p.m.

COMMITTEE OF THE WHOLE MINUTES

Tuesday, October 11th, 2022

6:00 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario
Council Chambers

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor Fred Dobbie
Councillor Mick Wicklum
Councillor Rob Rainer
Councillor RoxAnne Darling

Staff Present: Amanda Mabo, Chief Administrative Officer/Clerk
Noelle Reeve, Planner
Ashley Liznick, Treasurer
Garry Welsh, Administrative Assistant
Forbes Symon, Senior Planner, Jp2g Consultants

Regrets: Councillor Gene Richardson
Councillor Beverley Phillips

1. CALL TO ORDER

The meeting was called to order at 6:00 p.m.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

The agenda was adopted as presented.

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

None at this time.

4. APPROVAL OF MINUTES OF PUBLIC MEETINGS

Public Meeting: Zoning By-Law Amendment – September 13th, 2022.

The minutes of the Public Meeting – Zoning By-Law Amendment held on September 13th, 2022, were approved.

5. DELEGATIONS & PRESENTATIONS

None.

6. PRIORITY ISSUES

i) **Official Plan Official Plan Review and Update - Final Review.**

Noelle Reeve, Planner

Forbes Symon, Senior Planner, Jp2g Consultants Inc.

Forbes Symon, Senior Planner, Jp2g Consultants Inc. was also in attendance at the meeting.

The Planner explained that this meeting was for Members to adopt the changes or additions to the Official Plan, as presented, or to incorporate any further additional changes agreed upon by Council. The Planner also recommended that the Official Plan submission be approved by this Council, so that there is no delay in meeting the provincial timeline of a five-year review, and if not adopted within the timeline will have an affect on the Township receiving grants. An Official Plan Amendment could then be used to address any subsequent changes to specific sections.

The Planner also reviewed an email submission by a local resident. Council noted that most of the recommendations were already covered by the proposed Official Plan review and agreed to add the word “signage” to encourage safe cycling routes. *See attached – page 6.*

Members at the meeting then took turns providing additional comments and suggested further changes. Members expressed concern that the term Private Unassumed Roads was not addressed correctly to clarify that this refers to Township-owned roads that are not maintained by the Township. Staff were directed to draft a new revision to the section, for review at the October 18, 2022 Council Meeting, prior to final approval of the Draft Official Plan.

ii) **Report #FIN-2022-10 – Maberly Pines Subdivision Development Charges Update.**

Ashley Liznick, Treasurer.

Members agreed to withdraw the recommendation to Council, so that it may be considered, at a later date, by the next Council.

- iii) **Report #CBO-2022-09 – Building Department Report – January – September 2022.**

Noelle Reeve, Planner.

Recommendation to Council:

“**THAT**, Report #CBO-2022-09 – Building Department Report – January – September 2022 be received as information.”

- iv) **Appointment of Hockey Volunteers.**

Recommendation to Council:

“**THAT**, the Council of the Corporation of Tay Valley Township appoint the following volunteers for the Tay Valley Hockey Program, subject to the Criminal Records Check Policy:

- Beau Brennan
- LeeAnn Brennan
- Darren Gibson
- Barb Keith
- Dawson Schmidt-Lackey.”

7. CORRESPONDENCE

- i) **22-10-05 – Council Communication Package.**

Recommendation to Council:

“**THAT**, the 22-10-05 Council Communication Package be received for information.”

- ii) **Friends of the Tay Watershed – CPR Rail Ties Storage.**

Recommendation to Council:

“**THAT**, the Reeve submit a letter to Canadian Pacific Railway, to address concerns by Friends of the Tay Watershed, about rail ties storage.”

8. COMMITTEE, BOARD & EXTERNAL ORGANIZATION UPDATES

- i) **Green Energy and Climate Change Working Group.**
Deputy Reeve Barrie Crampton and Councillor Rob Rainer.

The Committee reviewed the minutes that were attached to the agenda and encouraged the continuation of this working group into the next term of Council.

- ii) **Recreation Working Group – *deferred to the next meeting.***
Councillor Fred Dobbie and Councillor Beverley Phillips.

- iii) **Bolingbroke Cemetery Board** – *deferred to the next meeting.*
Councillor RoxAnne Darling
- iv) **Fire Board.** - *deferred to the next meeting.*
Councillor RoxAnne Darling, Councillor Fred Dobbie, Councillor Mick Wicklum.
- v) **Library Board** – *deferred to the next meeting.*
Councillor Rob Rainer.
- vii) **Police Services Board** – *deferred to the next meeting.*
Reeve Brian Campbell.
- viii) **County of Lanark.**
Reeve Brian Campbell and Deputy Reeve Barrie Crampton.

Deputy Reeve Crampton referred to the media releases on the County Council meetings that are included in the Council Communication Packages, and also noted that the extension of the Rideau Bluffs Subdivision has now received County approval.

- ix) **Mississippi Valley Conservation Authority Board.** - *deferred to the next meeting.*
Councillor RoxAnne Darling.
- x) **Rideau Valley Conservation Authority Board.** - *deferred to the next meeting.*
Councillor Gene Richardson.
- xi) **Rideau Corridor Landscape Strategy** – *deferred to the next meeting.*
Reeve Brian Campbell.
- xi) **Municipal Drug Strategy Committee** – *deferred to the next meeting.*
Councillor Gene Richardson.
- xii) **Committee of Adjustment.**
The Committee reviewed the minutes that were attached to the agenda.

9. CLOSED SESSION

None.

10. DEFERRED ITEMS

**The following items will be discussed at the next and/or future meeting:*

- **See Township Action Plan – distributed separately to Council**

11. ADJOURNMENT

The Committee adjourned at 7:09 p.m.

BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2022-034

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED (1324798 ONTARIO LIMITED – 4936 BOLINGBROKE ROAD) (PART LOTS 14,15, CONCESSION 8, GEOGRAPHIC TOWNSHIP OF SOUTH SHERBROOKE)

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 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 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. GENERAL REGULATIONS

- 1.1 **THAT**, By-Law No. 2002-121 is hereby amended by amending the zoning from Institutional (I) to Commercial (C) on the lands legally described as Part Lots 14,15, Concession 8, geographic Township of South Sherbrooke, now in Tay Valley Township, County of Lanark (Roll # 091191401026500), in accordance with Schedule "A" attached hereto and forming part of this By-Law.
- 1.2 **THAT**, all other applicable standards and requirements of By-Law No. 2002-121 shall continue to apply to the subject property.
- 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. 2022-034**

2. 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. EFFECTIVE DATE

ENACTED AND PASSED this 18th day of October, 2022.

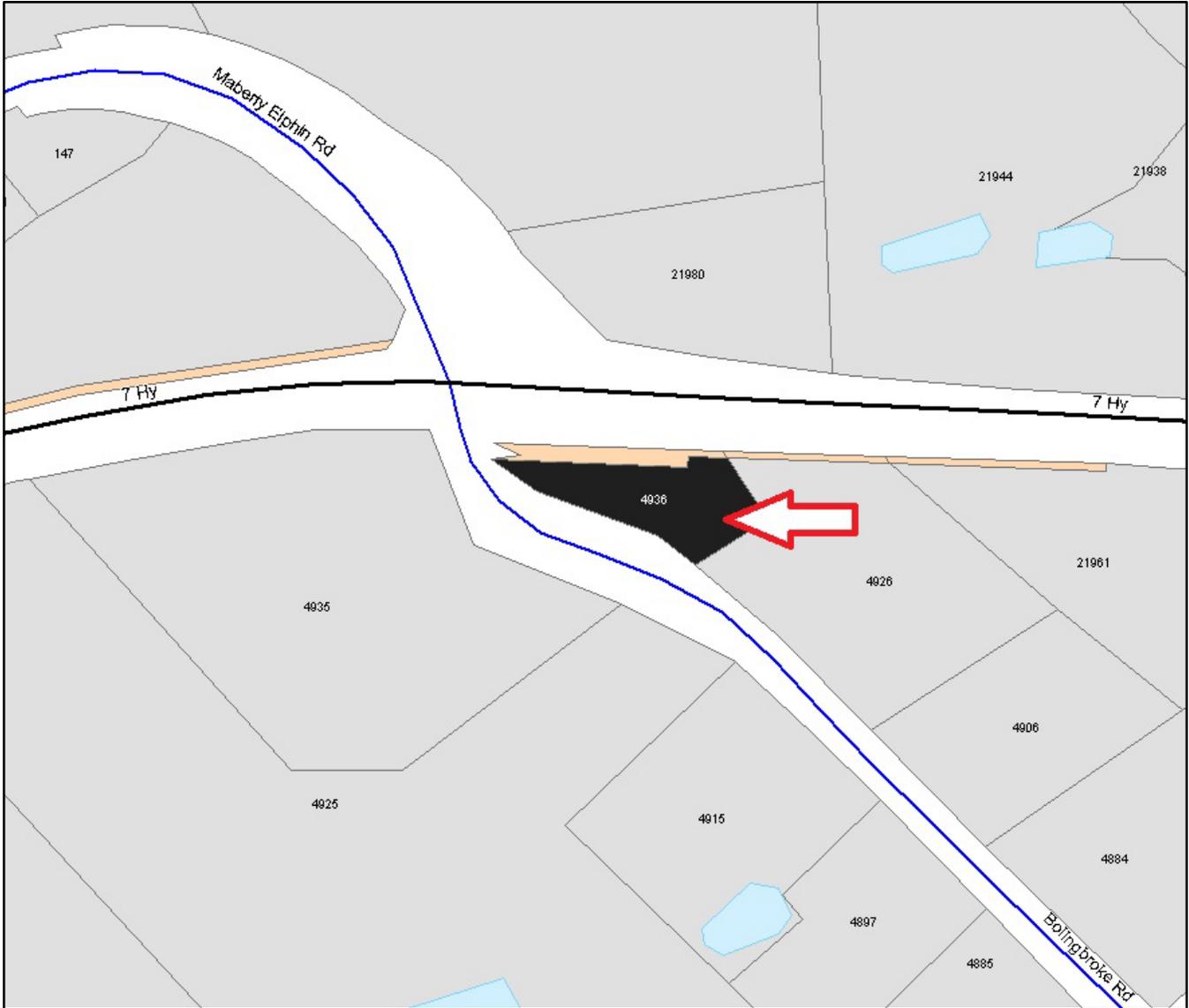
Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2022-034**

SCHEDULE "A"

1324798 Ontario Limited – 4936 Bolingbroke Road
Part Lots 14,15, Concession 8
Geographic Township of South Sherbrooke
Tay Valley Township



Area Subject to the By-Law
To amend the Zoning from Institutional (I) to
Commercial (C)

Certificate of Authentication
This is Schedule "A" to By-Law 2022-034
passed this 18th day of October, 2022

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2022-035

**A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED
MABERLY PINES SUBDIVISION
(PART LOT 13, CONCESSION 6, PLAN 21, Lots
1,2,3,4,5,7,8,9,10,11,12,13,14,15,16,17,18,19,
21,22,25, 26,27,28,29,30,31,32,33,34,36,37,38,
39,40,41,42,43,44,45,46,48,49,50,51,52,53,54,
GEOGRAPHIC TOWNSHIP OF SOUTH SHERBROOKE)**

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 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 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. GENERAL REGULATIONS

1.1 THAT, By-Law No. 2002-121 is hereby amended by amending the zoning from Residential – h (R-h) to Residential -30-h (R-30-h) on the lands legally described as:
Lots 1,2,3,4,5,7,8,9,10,11,12,13,14,15,16,17,18,19,21,22,25,26,27,28,29,30,31, 32,33,34,36,37,38,39,40,41,42,43,44,45,46,48,49,50,51,52,53,54 PLAN 21 Part Lot 13, Concession 6, geographic Township of South Sherbrooke, now in Tay Valley Township, County of Lanark, in accordance with Schedule “A” attached hereto and forming part of this By-Law.

1.2 THAT, By-Law No. 2002-121, as amended, is further amended by adding the following new subsection at the end of Section 5.1.4 (Exception Zones):

30. R-30 -h (PLAN 21, Concession 6, Part Lot 13 South Sherbrooke)

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2022-035**

Notwithstanding Section 5.1.1 to the contrary, on the lands zoned R-30-h the following use shall be prohibited:

- Bed and Breakfast

1.4 THAT, all other applicable standards and requirements of By-Law No. 2002-121 shall continue to apply to the subject property.

1.3 THAT, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

2. 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. EFFECTIVE DATE

ENACTED AND PASSED this 18th day of October, 2022.

Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2022-035**

SCHEDULE "A"

Maberly Pines Subdivision - Part Lot 13, Concession 6 PLAN 21
Lots 1,2,3,4,5,7,8,9,10,11,12,13,14,15,16,17
18,19,21,22,25,26,27,28,29,30,31,32,33,34
36,37,38,39,40,41,42,43,44,45,46,48,49,50,51,52,53,54
Geographic Township of South Sherbrooke
Tay Valley Township



Area Subject to the By-Law

To amend the Zoning from Institutional (R-h) to Residential (R-30-h)

Certificate of Authentication

This is Schedule "A" to By-Law 2022-035 passed this 18th day of October, 2022

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2022-037

A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETING HELD ON OCTOBER 18TH, 2022

WHEREAS, Section 5 of *the Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that the powers of a municipality shall be exercised by its council;

AND WHEREAS, Section 9 of *the Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

AND WHEREAS, Section 5(3), provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS, it is deemed expedient that the proceedings of the Council of the Corporation of Tay Valley Township at its meeting be confirmed and adopted by By-Law;

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 actions of the Council of the Corporation of Tay Valley Township at its meeting held on the 18th day of October, 2022 in respect of each motion and resolution passed and other action taken by the Council of the Corporation of Tay Valley Township at its meeting is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law.
- 1.2 **THAT**, the Reeve and Proper Signing Official of the Corporation of Tay Valley Township are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of Tay Valley Township referred to in the preceding section hereof.
- 1.3 **THAT**, the Reeve and/or Deputy Reeve and Clerk and/or Deputy Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the Seal of the Corporation of Tay Valley Township.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2022-037**

2. 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. EFFECTIVE DATE

ENACTED AND PASSED this 18th day of October 2022.

Brian Campbell, Reeve

Amanda Mabo, Clerk