

**TOWNSHIP OF WOOLWICH
COMMITTEE OF THE WHOLE MINUTES
August 2, 2011**

The Committee of the Whole met in Regular Session at 6:00 p.m. in Council Chambers on the above date. Present: Mayor Cowan and Councillors Bauman, Bryant, Herteis and Poffenroth.

DISCLOSURES OF PECUNIARY INTEREST

None.

RESOLUTIONS COMING FORWARD FROM CLOSED SESSION

None.

DELEGATIONS

Bill Dietrich and Greg Nancekivell, Dietrich Engineering Limited
Re: C36-2011: Northside Drive Municipal Drain Project Presentation of the Final Report

Deputy Clerk Val Hummel introduced the report and advised of changes to the report:

- On Page 3 at the top, the report stated the estimated cost of the project is \$55,510. Correction: The estimated cost of the project is \$75,800 and the net estimated cost is \$55,510. This same correction was needed under "Financial Implications" on page 4.
- On page 3 under "Appeal of Council Decision": The report stated incorrectly that the deadline for any landowner to submit an appeal of Council's decision about the acceptance of the Engineer's report is Monday, September 19th. The correct deadline is Tuesday, September 13th.

Ms. Hummel highlighted the date scheduled for the Court of Revision Hearing which is to be held on Tuesday, August 30th at 5:00 p.m. in Council Chambers.

Project Engineers Bill Dietrich and Greg Nancekivell of Dietrich Engineering Limited reviewed their drainage report with Council. There were no questions from Council.

Councillor Bauman asked if there were any property owners in the audience that wished to speak to Council about the report. There were no requests.

Councillor Bauman asked if there was anyone present that wanted to add their name to the petition or withdraw their name from the petition. There were no requests.

MOVED BY Councillor Bryant

SECONDED BY Councillor Poffenroth

WHEREAS the Township of Woolwich received a "Petition for Municipal Drainage Works" on April 7, 2010 signed by the owners of the following properties situated on the west side of Northside Drive North in St. Jacobs:

74 Northside Drive North
92 Northside Drive North
96 Northside Drive North
102 Northside Drive North
106 Northside Drive North

AND WHEREAS in November of 2010 Council appointed Dietrich Engineering of Waterloo as the engineer responsible for the project which is now identified as the "Northside Drive Municipal Drain Project";

AND WHEREAS Council has given to any person who signed the petition an opportunity to withdraw from it by putting a withdrawal in writing it, signing it and filing it with the Clerk;

AND WHEREAS Council provided an opportunity at the August 2, 2011 Committee of the Whole meeting for any person to remove their name from or add their name to the petition;

NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF WOOLWICH ENACTS AS FOLLOWS:

THAT Council receives the Engineer's Report prepared by Dietrich Engineering attached as Schedule "A" to Report C36-2011 and dated June 16, 2011 for the Northside Drive Municipal Drain Project;

AND FURTHER THAT Council approves the Report and directs staff to bring a Provisional By-law forward to the August 9, 2011 Council meeting for the first and second reading;

AND FURTHER THAT a Court of Revision meeting be held at 5:00 p.m. on Tuesday, August 30, 2011 in Council Chambers to hear from any property owner that wishes to have Council review their drainage assessment as shown in the Assessment Schedule on page 9 of the Engineer's Report.

...CARRIED

Greg Romanick, Stantec Consulting

Re: E60-2011: Z/C 3/2011 – Ryan McCall Stroh (Crowsfoot Corners Settlement)

Greg Rominick a planner with Stantec Consulting addressed Council on behalf of the applicant and advised that they have reviewed the staff report and find it to be complete and are in full support of the report and the contents.

MOVED BY Mayor Cowan

SECONDED BY Councillor Bryant

THAT the Council of the Township of Woolwich hears the unregistered delegation of Mrs. Thume.

...CARRIED

Mrs. Thume, Owner of Adjacent Land

Mrs. Thume addressed Council with similar concerns that she raised at the Planning Public meeting on March 22, 2011. She noted concerns with wet areas as a result of the development as well as traffic, inadequate infrastructure and demands on water and sewage services in the area. Mr. Scarfone noted that the applicant was required to complete a soil study through the Zone Change process which determined that the proposed size of parcels will not affect water sources, and provisions will be implemented to ensure that the adjacent lands to the development will not be affected.

Councillor Bauman had Mrs. Thume explain where her property is located. She identified her farm as the abutting property on the north side and uphill of the subject property. Councillor Bauman asked if Mrs. Thume had concerns about impacts to her septic system. Mrs. Thume stated she did not. Councillor Bauman asked if she had concerns about her water supply. Mrs. Thume stated she had concerns about potential flooding of her property.

MOVED BY Councillor Bryant

SECONDED BY Councillor Poffenroth

THAT the Council of the Township of Woolwich approves Zone Change Application 3/2011 (Ryan McCall Stroh) to rezone an approximate 2.2 hectare portion of a property designated Urban Area and located at 5044 Crowsfoot Road in the Crowsfoot Corners Settlement Area from Agricultural (A) to Settlement Residential (R-1) (i.e. approximate 2.02-hectares) and Open Space (O-2) (approximate 0.16 hectares), with a site-specific provision to recognize the minimum lot area of the retained farm parcel within the Rural Land Use Area, subject to the following:

1. That the amending By-law be in accordance with the proposed By-law attached as Appendix 'A' to Report E60-2011;
2. That this Zone Change be deemed to be in compliance with the Official Plan of the Township of Woolwich

...CARRIED

Keith Schelter & Krista McBay, Elmira Business Improvement Area (BIA)

Re: Presentation and Approval of the 2011 BIA Budget

Keith Schelter, acting Treasurer of the Elmira BIA and Krista McBay, Chairperson of Elmira BIA addressed Council requesting approval of the 2011 budget for the BIA. In response to an inquiry from CAO David Brenneman, Mr. Schelter confirmed that the surplus carried forward from previous years is enough to cover the deficit noted in the budget that has been presented to Council. The budget was amended to reflect this change. Mr. Schelter confirmed that the budget was presented to BIA membership on April 21, 2011 and received unanimous support for approval.

MOVED BY Mayor Cowan

SECONDED BY Councillor Herteis

THAT the Council of the Township of Woolwich approves the Elmira Business Improvement Area's 2011 Budget as approved by the BIA membership on April 21, 2011 and as presented to and amended by Council on August 2, 2011.

...CARRIED

STAFF REPORTS

A07-2011: Information Report – Grand River Transit Route 21 Public Open House – June 7, 2011

Laurel Davies-Snyder provided a presentation regarding information on the Grand River Transit Route 21 Public Open House feedback.

MOVED BY Mayor Cowan

SECONDED BY Councillor Bryant

THAT the Council of the Township of Woolwich hears the unregistered delegation of Don Harloff and Shirley Redekopf.

...CARRIED

Don Harloff of the Rural Realities Network, a group addressing the challenges of families living in low income families, addressed Council in support of the continuation of the Grand River Transit Route 21 in Woolwich Township. Mr. Harloff noted that the group believes that the route enhances life for low income families and provided details on how the service could be improved.

Shirley Redekopf of the Rural Realities Network also addressed Council in support of the GRT Route 21 and provided details on how the service is assisting families in the Township and how it helps to reduce isolation.

MOVED BY Councillor Bryant

SECONDED BY Councillor Poffenroth

THAT the Council of the Township of Woolwich accepts Report A07-2011, Information Report – Grand River Transit Route 21 Public Open House – June 7, 2011 for information;

THAT Council provides direction to Staff regarding the contents of a recommendation report to be presented at the August 30, 2011 Committee of the Whole meeting;

AND THAT Council provides direction to Township Staff regarding the provision of comments to the Region regarding GRT Bus Route 21 prior to their September 9, 2011 deadline.

...CARRIED

Council provided the following direction to staff: Councillor Herteis asked that the route and timing of the service be looked at for the recommendation report. Mayor Cowan asked that a proposed extension of the service into Breslau as well as costs to the Region be emphasized in the recommendation report.

PLANNING PUBLIC MEETING – 7:00 p.m.

Councillor Bauman read the following introduction to the Planning Public Meeting: *This meeting constitutes the formal public meeting required under Section(s) 17 & 34 of the Planning Act. The meeting is for information purposes only and no decisions will be made at this time. The applications will be brought forward at a future meeting of the Committee of the Whole when staff has had an opportunity to review all submissions and prepare recommendations. All those in attendance will be given an opportunity to speak. Interested parties are invited to sign the appropriate sign up sheet in the lobby, if they wish further notification with respect to the applications. Individuals are requested to submit a written outline of any oral submissions made at the Public Meeting to the Township Clerk.*

Zoning Amendment & Official Plan Amendment

If a person or public body that files an appeal of a decision of the Council of the Township of Woolwich in respect of the proposed zoning by-laws does not make oral submissions at a public meeting or make written submissions to the Council of the Township of Woolwich before the proposed zoning by-law and Official Plan amendments are passed:

- a) *the person or public body is not entitled to appeal the decision of the Township of Woolwich to the Ontario Municipal Board; and*
- b) *the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to add the person or public body as a party.*

Councillor Bauman declared the public meeting to be open and asked staff to review the first application.

E62-2011: Z/C 10/2011 – Martin's Family Fruit Farm Ltd.

Applicant Steve Martin addressed Council. There were no questions for the applicant from Council. Since there was nothing further, Councillor Bauman declared the public meeting closed.

STAFF REPORTS (continued)

Diana Brownlee, Waterloo Air Show

C26-2011: Noise By-law Exemption Request (Aviation Expo & Air Show)

Ms. Brownlee, Executive Director of the Waterloo Air Show, addressed Council and advised there is a strong military component this year to the Air Show. There were no questions for the applicant from Council.

MOVED BY Councillor Herteis

SECONDED BY Councillor Bryant

THAT the Council of the Township of Woolwich approves a request for an exemption to Noise By-law #19-2002 (Section 3) for the Aviation Expo & Air Show at 4881 Fountain Street North in Breslau to be held on Saturday August 20 and Sunday August 21, 2011 from 9:00 a.m. to 5:00 p.m. daily, subject to the following conditions:

1. That prior to the event the organizers meet all conditions imposed by the Alcohol and Gaming Commission as well as the Building and Fire Departments;
2. That all outdoor speakers face downwards

...CARRIED

C37-2011: Noise By-law Exemption Request (Elmira BIA Movie Night)

Deputy Clerk Val Hummel noted that an exemption is also required for the August 6th Street Dance and that the applicant needed a decision on the request to have the fee waived.

MOVED BY Councillor Bryant

SECONDED BY Councillor Herteis

THAT the Council of the Township of Woolwich approves the request from the Elmira BIA for a Noise By-law Exemption to allow the use of amplified sound at Freiburger's parking lot in Elmira on August 5th, 2011 commencing at 9:00 p.m. and ending at 11:00 p.m., subject to the condition that any outdoor speakers face downwards.

AND FURTHER THAT amplified noise at the Elmira Street Dance on Saturday August 6, 2011.

AND FURTHER THAT Council waive the \$25.00 Noise By-law Exemption Fee because the Elmira BIA is a committee of Council.

...CARRIED

E56-2011: Z/C 8/2011 – 106626 Ontario Ltd. and Marhome Farms Ltd.

MOVED BY Councillor Bryant

SECONDED BY Councillor Poffenroth

THAT the Council of the Township of Woolwich approves Zone Change Application 8/2011 to extend the Temporary Use By-law for an additional three years concerning a portion of two properties at 790 and 800 King Street North, adjacent to Arthur Street South, to allow the continued use of a golf driving range on a 1.2 hectare portion of land owned by Marhome Farms Ltd. and zoned Agricultural (A) and the continued use of farming on a 1.6 hectare portion of land owned by 1066626 Ontario Ltd. and zoned Stockyards Industrial/Commercial Area (C08), subject to the following conditions:

1. That the amending By-law be in accordance with the proposed By-law attached as Appendix A to Report E56-2011;

...CARRIED

R03-2011: Woolwich Fire Department Maryhill Station Engineering/Architectural Analysis

Larry Devitt, Director and Recreation and Facilities Services presented and summarized the report. In response to inquiries by Council, Mr. Devitt confirmed that a Committee of firefighters will be formed with representation from all stations should the fire hall be required to be re-built as a result of the review by consultants.

MOVED BY Councillor Poffenroth

SECONDED BY Councillor Bryant

THAT the Council of the Township of Woolwich receives Report R03-2011 as information regarding the consultant selection for the structural engineering/architectural analysis and evaluation of the Maryhill Fire Station.

...CARRIED

Memo: Emergency Management (Siren Test)

Deputy Chief Dale Martin presented and summarized the memo. In response to inquiries by Council, Deputy Chief Martin confirmed that in a real event a follow up call would be made through the alerting network updating residents on the situation. Deputy Chief Martin also advised that updated telephone database is being received from Waterloo North Hydro on a monthly basis. Mayor Cowan suggested including information in the Community Page on a consistent basis reminded residents to ensure their information is included in our database.

Memo: Elmira Street Dance Annual Request

Larry Devitt, Director of Recreation and Facilities Services presented the memo outlining the Elmira BIA has reserved the Snyder Arena floor as an alternate in-door location for the street dance in the event of rain. Staff accommodated the request under the Similar Request Policy of 1988.

CORRESPONDENCE

None.

OTHER BUSINESS

Tree Preservation Program: Councillor Bauman asked for further discussion regarding a possible tree preservation program to be looked at for the 2012 budget.

OUTSTANDING ACTIVITY LIST, as of July 29, 2011

In response to inquiries by Council, staff provided updates on the status of the refurbishing of the bandstand in Gore Park, the status of the skateboard park project., and the intent to review the need for an extra councillor before the 2014 election. These items were added to Council's outstanding activity list.

GREEN AND PINK ITEMS, as of July 29, 2011

None.

PUBLIC NOTICE

None.

NOTICE REGARDING CLOSED MEETINGS

Closed meeting scheduled for August 9 at 5:30 p.m.

ADJOURNMENT

MOVED BY Councillor Poffenroth
SECONDED BY Councillor Herteis
THAT the meeting be adjourned.

...CARRIED

Submitted by,
Mark Bauman
Chair