

PROPOSED ANNEXATION OF LANDS
CITY OF VAUGHAN FROM CITY OF BRAMPTON

Recommendation

The Director of Legal Services recommends:

1. That for the purpose of the joint public meeting which is scheduled to be held in Brampton, the ad hoc Committee established by Vaughan Council at its June 26th, 2006 meeting be reconstituted by the new Council;
2. That three members be appointed by the present Vaughan Council to sit on the Committee.

Economic Impact

There is no economic impact as a result of this report.

Purpose

The purpose of the report is to request the newly constituted Council to reconstitute an ad hoc Committee established by the previous Council at its June 26, 2006 meeting, that it re-appoint the same or other members to the Committee to attend the joint public meeting to be held in January, 2007 and that the Committee report back to Council following the public meeting.

Background - Analysis and Options

The background information regarding the proposed annexation of lands located at the north/east intersection of Regional Road 50 and Highway 407, is contained in the Report of the Director of Legal Services dated June 19, 2006 (see Attachment No. 1).

Proposed Committee

At the end of each term of Council, pursuant to the Procedural By-law, the new Council is required to re-establish any ongoing ad hoc Committees. The Committee was established by the previous Council at its June 26, 2006 meeting to attend any public meetings on the minor restructuring proposal and to report back to Council. Council appointed three members to the Committee, including Regional Councillors Mario Ferri and Joyce Frustaglio, together with the Ward Councillor Tony Carella. It is necessary for the new Council to re-establish the Committee and re-appoint three Committee members. York Council similarly must appoint members to attend the public meeting, which will likely include one or more of the Regional Councillors for Vaughan and possibly the Mayor of Vaughan.

Proposed Joint Public Meeting

Brampton has proposed that the joint public meeting be held in Brampton, where the lands are located, on Thursday, January 18th, 2007 at 7:30 p.m., at Ebenezer Hall, 4494 The Gore Road, Brampton (one block north of Highway 7 on The Gore Road). This is the first available date where there are no other meetings or holiday periods for Brampton, Vaughan, Peel and York.

The City must comply with the mandatory 21-day notice period for a public meeting to consider a restructuring proposal. This notice requirement is contained in subsection 4(6) of the City's Notice By-law (By-law Number 394-2002).

Relationship to Vaughan Vision 2007

This report is consistent with the priorities set by Council.

Conclusion

It would be appropriate for Council to re-establish the ad hoc Committee established by the previous Council to attend the public meeting and review the minor restructuring proposal and any reports. The ad hoc Committee would report back to Council for final approval of the restructuring proposal to be forwarded by Vaughan, York, Brampton and Peel to the Minister of Municipal Affairs and Housing, with a request that the Minister of Municipal Affairs and Housing issue an order approving the annexation.

Attachments

1. Report of the Director of Legal Services dated June 19, 2006, titled "Proposed Annexation of Lands by City of Vaughan from City of Brampton."

Report prepared by:

Carolyn P. Stobo
Solicitor/Special Services

Respectfully submitted,

Heather A. Wilson
Director of Legal Services

Janice Atwood-Petkovski
Commissioner of Legal and Administrative
Services, City Solicitor

COMMITTEE OF THE WHOLE **JUNE 19TH, 2006**

**PROPOSED ANNEXATION OF LANDS
BY CITY OF VAUGHAN FROM CITY OF BRAMPTON**

Recommendation

The Director of Legal Services recommends:

3. That staff be directed to draft a restructuring proposal for circulation and that Brampton, York and Peel be requested to co-operate with the annexation and authorize of a joint public meeting;
4. That an ad hoc Committee be established by Vaughan Council that has the authority to hold a public meeting and to report back to Council on the proposed annexation on behalf of The Corporation of the City of Vaughan pursuant to Sections 173 and 252 of the Municipal Act, 2001;
5. That the member to sit on this Committee be appointed by Vaughan Council;
6. That a public meeting be held, jointly if possible with the City of Brampton, Region of Peel and Region of York, at a location close mutually agreeable to all parties;
7. That notice be given of the public meeting to consider the proposed annexation.

Economic Impact

There is no economic impact as a result of this report.

Purpose

The purpose of the report is to seek Council authorization to proceed with a proposed annexation.

Background - Analysis and Options

The subject lands are located at the north/east intersection of Regional Road 50 and Highway 407. The location of the property is shown on Attachment #1. The original boundary between Vaughan and Brampton was the original location of Highway 50. With the construction of Highway 407, Highway 50 was realigned to the west, leaving a small parcel of land east of the new road location still within the limits of the City of Brampton. The abutting lands in Vaughan form the Block 57/58 West Block Plan, which received Block Plan approval in December 2002. On May 8th, 2006, Council of the City of Brampton received a report regarding a Proposed Parkway Belt West Plan Amendment Application regarding part of this parcel and resolved as follows.

- “ 3. That City staff be directed to request the City of Vaughan to initiate, in conjunction with the City of Brampton, a minor restructuring proposal under section 173(16) of *The Municipal Act, 2001* to annex the triangle of land deleted from the Parkway Belt West Plan and the remaining Brampton land east of highway 50 that is affected by the realignment of Highway 50.

5. That the City Clerk be directed to forward a copy of this report and Council Resolution to the City of Vaughan, the Regional Municipality of Peel and the Regional Municipality of York.”

Proposed Annexation

The following steps are required to satisfy the annexation procedures set out in section 173 of the Municipal Act, 2001 and prior to the restructuring proposal being submitted to the Minister of Municipal Affairs and Housing for approval by issuing an Order:

1. A restructuring proposal prepared and circulated to Brampton, Peel and York with a request for co-operation in the annexation and authorization of a joint public meeting.
2. Municipalities required to hold at least one public meeting, either joint or individual.
3. A restructuring proposal containing any amendments arising out of the public meeting(s) is to be presented to each Council for consideration.
4. Each Council is required to make a decision to approve the final restructuring proposal.
5. Once approved by each of the affected municipalities, the final restructuring proposal is forwarded to the Minister of Municipal Affairs and Housing for final approval.

Proposed Committee

Since a public meeting must be held and a draft restructuring proposal considered, Council should establish a Committee for attendance at any meetings on this proposal and to report back to Council. Council direction is requested on the number of members to be appointed to the Committee and which Members of Council the Committee will include. York Region will likely appoint Mayor DiBiase to its Committee. One suggestion would be to appoint two of the Regional Councillors and the Ward Councillor, Councillor Carella, as Vaughan's Committee.

Proposed Joint Public Meeting

It would be appropriate to hold a joint public meeting on the proposal to be scheduled in the fall in Vaughan. Staff would seek the consent of Brampton, Peel and York to participate at this joint public meeting. A joint public meeting held by all the affected upper and lower-tier municipalities would be the most cost and time-efficient process for the proposed annexation.

The City must comply with the mandatory 21-day notice period for a public meeting to consider a restructuring proposal. This notice requirement is contained in subsection 4(6) of the City's Notice By-law (By-law Number 394-2002).

The Committee could then report back to Council in December.

Relationship to Vaughan Vision 2007

This report is consistent with the priorities set by Council.

Conclusion

Pursuant to Brampton's request that Vaughan initiate a restructuring proposal it would be appropriate to draft and circulate a proposal, and for Council to establish a Committee to attend the public meeting(s) and review the proposals and reports related to the annexation approval

process. This Committee would then report to Council for final approval of any proposal to be forwarded by the municipalities to the Minister of Municipal Affairs and Housing.

Attachments

1. Location Map
2. Subject Lands

Report prepared by:

Heather A. Wilson
Director of Legal Services

Respectfully submitted,

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Director of Legal Services

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