

**CITY OF VAUGHAN
COUNCIL MINUTES
APRIL 30, 2001**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, APRIL 30, 2001

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:10 p.m.

The following members were present:

Mayor L. Jackson, Chair
Regional Councillor M. Di Biase
Regional Councillor J. Frustaglio
Councillor M. Ferri
Councillor S. Kadis
Councillor M. G. Racco
Councillor G. Rosati

102. CONFIRMATION OF AGENDA

MOVED by Councillor Racco
seconded by Regional Councillor Di Biase

THAT the agenda be confirmed.

AMENDMENT

MOVED by Regional Councillor Di Biase
seconded by Regional Councillor Frustaglio

THAT the following addendum be added to the agenda:

- 1) APRIL 26, 2001 TORONTO STAR STORY
TOP 10 POLLUTERS LIST

Report of Mayor Jackson with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

103. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

104. ADOPTION OR CORRECTION OF MINUTES

MOVED by Regional Councillor Di Biase
seconded by Councillor Ferri

THAT the Minutes of the meeting April 17, 2001 be adopted as presented.

CARRIED

105. TAX ADJUSTMENTS PURSUANT TO SECTIONS 442 AND 443 OF THE MUNICIPAL ACT, R.S.O. 1990, AS AMENDED

Deputations with respect to this matter were permitted pursuant to Section 442 and 443 of the Municipal Act.

Mr. Narducci on behalf of Mr. Domenic Narducci, 7895 Dufferin Street, Concord, L4K 1R6, appeared before Council in connection with the above matter.

MOVED by Regional Councillor Di Biase
seconded by Councillor Racco

THAT the recommendation contained in the following report of the City Clerk, dated April 30, 2001, be approved:

CARRIED

Recommendation

The City Clerk recommends:

That the tax adjustments as outlined on the attached report be adopted.

Background

Several applications for cancellation, reduction, or refund of taxes for the 1998, 1999, and 2000 tax years under Sections 442 and 443 of The Municipal Act, R.S.O. 1990, as amended have been prepared for Council-s consideration.

There are **34** applications under consideration at this time. There are various reasons for tax cancellations, such as a result of properties becoming exempt, buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error.

The total cancellation, reduction, or refund of taxes, as recommended, is **\$ 26,031.63**. The City portion of this amount is approximately 22%, or **\$ 5726.96**. Please note that the tax adjustments relating to commercial and industrial properties are prior to any Bill 79 recalculations.

MC

Attachment

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

106. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole (Working Session) Report No. 30

Item 5

Committee of the Whole Report No. 32

Items 4, 9, 12, 21, 23, and 24

MOVED by Regional Councillor Di Biase
seconded by Regional Councillor Frustaglio

THAT Items 1 to 6 of the Committee of the Whole (Working Session) Report No. 30, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 3 of the Committee of the Whole (Closed Session) Report No. 31, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 24 of the Committee of the Whole Report No. 32, with the exception of the items identified for separate discussion BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Committee of the Whole (Public Hearing) Report No. 33, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 4 of the Special Committee of the Whole (Closed Session) Report No. 34, BE APPROVED and the recommendations therein be adopted.

CARRIED

107. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 30

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 5 SURPLUS PROPERTY ON FRESHWAY DRIVE

MOVED by Councillor Racco
seconded by Regional Councillor Di Biase

THAT Item 5, Committee of the Whole (Working Session) Report No. 30 be adopted and amended, as follows:

By approving that a report respecting the City servicing easement in the vicinity of Freshway Drive be provided to the Council meeting of May 14, 2001, in accordance with the memorandum from the Director of Legal Services, dated April 27, 2001.

CARRIED

COMMITTEE OF THE WHOLE REPORT NO. 32

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 4 FLAMINGO ROAD - BATHURST STREET TO ATKINSON AVENUE
TRAFFIC CONTROL – FOLLOW UP REVIEW

MOVED by Councillor Kadis
seconded by Regional Councillor Di Biase

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THAT Item 4, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By directing:

- 1) That the report of the Commissioner of Development Services, dated April 23, 2001, be referred to the Flamingo Traffic Calming Committee; and
- 2) That an allway stop control be installed at the intersection of Flamingo Road and the east side of Glenforest Drive.

CARRIED

ITEM - 12 SITE DEVELOPMENT APPLICATION
 PETRO-CANADA (YONGE/CRESTWOOD)
 FILE: DA.98.022

MOVED by Councillor Kadis
seconded by Regional Councillor Di Biase

THAT Item 12, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By referring this matter to the Committee of the Whole meeting of May 7, 2001.

CARRIED

ITEM - 21 SALE OF CITY LAND
 PART OF LOT 13, CONCESSION 3
 PART OF BLOCKS 54 AND 55, PLAN 65M-3336
 SOUTH SIDE OF DERRYWOOD DRIVE

MOVED by Councillor Racco
seconded by Regional Councillor Frustaglio

THAT Item 21, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By approving the following:

- “1) That the City lands being Part of Lot 13, Concession 3, described as Parts 1, 2, 3, 4, and 5 on an unregistered plan (Attachment “A”) and consisting of about 12,431.54 sq. feet (0.28 acres) be declared surplus.
- 2) That notice of sale is deemed to be inclusion of the item on the Council Agenda.
- 3) That the City lands be sold to the abutting owner with the value of \$10,000.00 plus G.S.T. being for the upgrade of evergreen trees lining the south side of Derrywood Drive between Belwood Boulevard and Freemont Street and all costs related to the survey and closing.
- 4) That the sale be conditional on the installation of a wood privacy fence at least 8.5 feet high to screen the construction yard from the residents of Derrywood Drive. The specific design and location to be to the satisfaction of Engineering and Urban Design Departments. Also, the installation of additional landscaping is to be to the satisfaction of Urban Design Department.
- 5) And that the Mayor and Clerk be authorized to execute any agreements required to facilitate this sale”;

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By receiving the additional report of the Director of Legal Services and the Manager of Real Estate, dated April 30, 2001; and

By receiving the written submission of Ms. Debra Mariciak, 54 Derrywood Drive, Concord, L4K 5H5, dated April 26, 2001.

CARRIED

ITEM - 23 DEPUTATION – MR. FABIAN BIANCHI
 WITH RESPECT TO DELETING THE PROPOSED SIDEWALK
 ON THE NORTH-WEST SIDE OF CLOVERHILL COURT

MOVED by Regional Councillor Di Biase
seconded by Councillor Racco

THAT Item 23, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By directing staff to bring forward a resolution confirming the Sidewalk Location Policy;

By receiving the confidential memorandum from the Director of Legal Services, dated April 27, 2001 and the memorandum from the Director of Engineering, dated April 26, 2001; and

By receiving the written submission from Mr. Fabian Bianchi, on behalf of the residents of lots 410-419, dated April 30, 2001.

AMENDMENT

MOVED by Regional Councillor Frustaglio
seconded by Councillor Ferri

THAT Item 23, Committee of the Whole Report No. 32 be further amended, as follows:

By directing:

That appropriate provisions be made to highlight the sidewalk issue in the subdivision approval process.

AMENDMENT

MOVED by Councillor Rosati
seconded by Councillor Racco

THAT Item 23, Committee of the Whole Report No. 32 be further amended, as follows:

By deferring the following pending a further staff report:

That appropriate provisions be made to highlight the sidewalk issue in the subdivision approval process.

CARRIED

Upon the question of the main motion, as amended, being:

THAT Item 23, Committee of the Whole Report No. 32 be adopted and amended, as follows:

COUNCIL MEETING MINUTES – APRIL 30 2001

By directing staff to bring forward a resolution confirming the Sidewalk Location Policy;

By deferring the following pending a further staff report:

That appropriate provisions be made to highlight the sidewalk issue in the subdivision approval process;

By receiving the confidential memorandum from the Director of Legal Services, dated April 27, 2001 and the memorandum from the Director of Engineering, dated April 26, 2001; and

By receiving the written submission from Mr. Fabian Bianchi, on behalf of the residents of lots 410-419, dated April 30, 2001.

CARRIED

ITEM - 9 SITE DEVELOPMENT APPLICATION
 1391369 ONTARIO LTD. (DAEWOO)
 FILE: DA.00.079

MOVED by Councillor Kadis
seconded by Councillor Racco

THAT Item 9, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By referring this matter to the Committee of the Whole meeting of May 7, 2001.

CARRIED

ITEM - 24 DEPUTATION – MR. VINCE CIRILLO
 WITH RESPECT TO DELETING THE SIDEWALK ON THE SOUTH-
 EAST SIDE OF CLOVERHILL COURT

MOVED by Councillor Ferri
seconded by Regional Councillor Di Biase

THAT Item 24, Committee of the Whole Report No. 32 be adopted and amended, as follows:

By receiving the confidential memorandum from the Director of Legal Services, dated April 27, 2001 and the memorandum from the Director of Engineering, dated April 26, 2001.

CARRIED

ADDENDUM

**108. APRIL 26, 2001 TORONTO STAR STORY
 TOP 10 POLLUTERS LIST
 (Addendum No. 1)**

MOVED by Regional Councillor Di Biase
seconded by Councillor Ferri

THAT the recommendation contained in the following report of Mayor Jackson be approved:

CARRIED

Recommendation

Mayor Jackson recommends that the Ministry of the Environment be requested to advise the City of Vaughan Council of the details surrounding allegations of the discharge of hazardous chemicals into the air by a Woodbridge firm, Carpenter Canada, as reported by the Toronto Star in a story dated April 26, 2001.

Background

The attached newspaper story and the allegations it contains, raises serious questions and concerns for the Woodbridge community, and the City as a whole.

Although the Ministry of the Environment has advised that they are aware of this issue and working towards a solution, a full report to the City of Vaughan would allow us to reassure our residents and ourselves that all necessary precautions and actions are being taken.

Attachment: April 26, 2001 Toronto Star Newspaper Article

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

109 BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Ferri
seconded by Regional Councillor Di Biase

THAT the following by-law be amended, and read a First, Second and Third time, and enacted:

By-Law Number 169-2001 A By-law to amend City of Vaughan By-law 1-88, as amended. (Anthony Sebastino and Orienda Caranci – Z.00.110 - west side of Dufferin Street and south of Kirby Road)(Council, April 2, 2001, Item 13, Committee of the Whole, Report No. 22)

CARRIED

MOVED by Councillor Ferri
seconded by Regional Councillor Di Biase

THAT the following by-laws be read a First, Second and Third time and enacted:

By-Law Number 161-2001 A By-law to amend City of Vaughan By-law 1-88. (Heatherwood Properties Inc. – Z.00.088 - south side of Rutherford Road, between Dufferin Street and Bathurst Street)(Council, March 19, 2001, Item 18, Committee of the Whole, Report No. 18)

By-Law Number 162-2001 A By-law to amend City of Vaughan By-law 1-88, as amended. (City of Toronto – Z.00.099 - north and south sides of Teston Road, east of Keele Street and west of Dufferin Street)(Item 14, Committee of the Whole, Report No. 32)

By-Law Number 163-2001 A By-Law to exempt parts of Plan 65M-3434 and 65M-3305 from the provisions of Part Lot Control. (Nashdene Construction Ltd., - PLC.01.019 - northwest corner of Rutherford Road and Islington Avenue)(Delegation By-law 333-98)

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By-Law Number 164-2001	A By-Law to repeal By-law 163-2001. (Nashdene Construction Ltd., - PLC.01.019 - northwest corner of Rutherford Road and Islington Avenue)(Delegation By-law 333-98)
By-Law Number 165-2001	A By-law to designate by Number an amendment to City of Vaughan By-law Number 1-88, as effected by the Ontario Municipal Board. (OMB File Z000016 – Romsey Fiston Holdings Limited, File Z.98.098)(OMB Order No. 318 – February 27, 2001)
By-Law Number 166-2001	A By-law to exempt parts of Plan 65M-3107 from the provisions of Part Lot Control. (651970 Ontario Ltd., - PLC.01.016 - southeast corner of Creditview Road and Terecar Drive) (Delegation By-law 333-98)
By-Law Number 167-2001	A By-law to repeal By-law 166-2001. (651970 Ontario Ltd., - PLC.01.016 - southeast corner of Creditview Road and Terecar Drive)(Delegation By-law 333-98)
By-Law Number 168-2001	A By-law to adopt Amendment Number 567 to the Official Plan of the Vaughan Planning Area. (Umberto and Quattrocciochi – OP.00.013)(Council, December 18, 2000, Item 49, Committee of the Whole, Report No. 82)
By-Law Number 170-2001	A By-law to exempt parts of Plan 65M-3432 from the provisions of Part Lot Control. (1346909 Ontario Ltd., - PLC.01.018 - southwest of Rutherford Road and Weston Road, on the south side of Valdorr Avenue and Orr Avenue)(Delegation By-law 333-98)
By-Law Number 171-2001	A By-law to repeal By-law 170-2001. (1346909 Ontario Ltd., - PLC.01.018 - southwest of Rutherford Road and Weston Road, on the south side of Valdorr Avenue and Orr Avenue)(Delegation By-law 333-98)
By-Law Number 172-2001	A By-law to exempt parts of Plans 65M-3362 and 65M-3389 from the provisions of Part Lot Control. (Aviatelle Construction Company Ltd., - PLC.01.002 - north of Major Mackenzie Drive and west of Jane Street)(Delegation By-law 333-98)
By-Law Number 173-2001	A By-law to repeal By-law 172-2001. (Aviatelle Construction Company Ltd., - PLC.01.002 - north of Major Mackenzie Drive and west of Jane Street)(Delegation By-law 333-98)
By-Law Number 174-2001	A By-law to exempt parts of Plan 65M-3427 from the provisions of Part Lot Control. (Roybridge Holdings – PLC.01.023 - east of Weston Road, north of Langstaff Road, on Creditview Road) (Delegation By-law 333-98)
By-Law Number 175-2001	A By-law to repeal By-law 174-2001. (Roybridge Holdings – PLC.01.023 - east of Weston Road, north of Langstaff Road, on Creditview Road)(Delegation By-law 333-98)
By-Law Number 176-2001	A By-law to amend City of Vaughan By-law 1-88. (Rocco Zagaria – Z.99.073 - south of Regional Road #7, west of Martin Grove Road)(Council, March 20, 2000, Item 13, Committee of the Whole, Report No. 24)

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By-Law Number 177-2001 A By-law to authorize the Mayor and Clerk to execute an Agreement of Purchase and Sale between the Corporation of the City of Vaughan and Metrus Properties Limited.(Item 21, Committee of the Whole, Report No. 32)

CARRIED

110. CONFIRMING BY-LAW

MOVED by Regional Councillor Di Biase
seconded by Councillor Racco

THAT By-law Number 178-2001, being a by-law to confirm the proceedings of Council at its meeting on April 30, 2001, be read a First, Second and Third time and enacted.

CARRIED

111. ADJOURNMENT

MOVED by Councillor Kadis
seconded by Regional Councillor Frustaglio

THAT the meeting adjourn at 2:10 p.m.

CARRIED

L. D. Jackson, Mayor

J. D. Leach, City Clerk