# **CITY OF VAUGHAN**

# **REPORT NO. 9 OF THE**

# **COMMITTEE OF THE WHOLE**

For consideration by the Council of the City of Vaughan on March 9, 2010

The Committee of the Whole met at 1:08 p.m., on February 23, 2010.

Present:

Mayor Linda D. Jackson, Chair Regional Councillor Mario F. Ferri Regional Councillor Gino Rosati Councillor Tony Carella Councillor Bernie Di Vona Councillor Peter Meffe Councillor Alan Shefman Councillor Sandra Yeung Racco

The Committee of the Whole passed the following resolution:

That the Rules of Procedure be waived to permit the meeting to continue beyond 6:00 p.m.

The following items were dealt with:

1

# **CITY OF VAUGHAN AWARD FOR HIGHER ARTS EDUCATION**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Chair of the Arts Advisory Committee, dated February 23, 2010:

#### **Recommendation**

The Chair of the Arts Advisory Committee recommends:

- 1. That the *City of Vaughan Award for Higher Arts Education* eligibility criteria and terms and conditions for the proposed program as outlined in this report and found in Attachment 1 and 2, be approved; and,
- 2. That Council authorize the Vaughan Arts Advisory Committee to select two annual Award recipients by assessing student applications through an adjudication process based on financial need and academic merit.

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#### SITE DEVELOPMENT FILE DA.08.047 K.J. BEAMISH CONSTRUCTION CO. LTD. WARD 4

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010, be approved; and
- 2) That the coloured elevation drawings submitted by the applicant, be received.

#### **Recommendation**

The Commissioner of Planning recommends:

- 1. THAT Site Development File DA.08.047 (K.J. Beamish Construction Co. Ltd.) BE APPROVED, to maintain the existing office building (Building "F") and two accessory structures (Buildings "B" and "C"), as shown on Attachment #4 on the subject lands shown on Attachment #2, subject to the following condition:
  - a) that prior to the execution of the Site Plan Letter of Undertaking, the Owner shall satisfy all requirements of the Vaughan Development Planning and Engineering Departments and the Ministry of Transportation.
- 3

### OFFICIAL PLAN AMENDMENT FILE OP.08.012 ZONING BY-LAW AMENDMENT FILE Z.08.047 1541677 ONTARIO LIMITED <u>WARD 5</u>

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010, be approved; and
- 2) That the following deputations, written submissions and petition be received:
  - a) Mr. Barry Friedman, 19 Karl Court, Thornhill, L4J 8H7 and written submissions, entitled "City of Vaughan Anti-Idling Information and Centre Park Condos West Building Price List by Liberty";
  - b) Mr. Barry A. Horosko, Bratty and Partners, LLP, on behalf of the applicant;
  - c) Ms. Eva Coplevitch, 709-60 Disera Drive, Thornhill, L4J 9G1;
  - d) Ms. Marilyn Snider, 50 Disera Drive, PH #1, Thornhill, L4J 9E9;
  - e) Ms. Helen Shoychet, 60 Disera Drive, PH #2, Thornhill, L4J 9G1, on behalf of Howard Wolff;
  - f) Mr. Lionel Coplevitch, 60 Disera Drive, Suite No. 709, Thornhill, L4J 9G1, on behalf of Marvin Fajertag, and written submission dated February 22, 2010;
  - g) Dr. Gila Martow, 70 Coldwater Court, Thornhill, L4J 7S4;
  - h) Mr. Simon **Mr. Simon**, **Spring Gate Blvd.**, Thornhill, L4J 3L9; and
  - i) Ms. Kareen Maizel, Harris Management, 50-60 Disera Drive, Thornhill, L4J 9G1, and petition.

# **Recommendation**

- 1. THAT Official Plan Amendment File OP.08.012 (1541677 Ontario Limited) BE APPROVED, specifically to amend OPA #210 (Thornhill-Vaughan Community Plan), as amended by OPA #621, to:
  - a) increase the maximum permitted density on the approved Liberty Development Master Plan (2004) as shown on Attachment #9, from 1598 residential units to 1872 residential units (an additional 274 apartment units); and,
  - b) increase the maximum number of permitted apartment buildings on the approved Liberty Development Master Plan (2004) as shown on Attachment #9, from 7 apartment buildings to 9 apartment buildings.
- 2. THAT Zoning By-law Amendment File Z.08.047 (1541677 Ontario Limited) BE APPROVED, to rezone the westerly portion of the subject lands as shown on Attachment #2 from RM2(H) Multiple Residential Zone with the Holding Symbol "(H)" to RA3(H) Apartment Residential Zone with the Holding Symbol "H", to facilitate the development of 2 additional apartment buildings (Buildings "H" and "K") and an additional 274 apartment dwelling units on the subject lands shown on Attachment #4.
- 3. THAT the implementing Zoning By-law include the following:
  - a) permit a maximum of 1872 residential units on the entire Liberty Master Plan lands shown on Attachment #9, whereas a maximum of 1598 units is currently permitted;
  - b) permit two additional apartment buildings (Buildings "H" and "K") on the subject lands shown on Attachment #4, for a total maximum of 9 apartment buildings on the entire Liberty Master Plan lands shown on Attachment #9, whereas a total maximum of 7 apartment buildings is currently permitted; and,
  - c) permit the zoning exceptions to the RA3(H) Apartment Residential Zone identified in Table 1 of this Report.
- 4. THAT the Holding Symbol "(H)" shall not be removed from the subject lands zoned RA3(H) Apartment Residential Zone until such time as the following conditions are addressed to the satisfaction of the City:
  - a) that a Site Development Application(s) for the subject lands be approved by Vaughan Council; and,
  - b) that Vaughan Council adopt a resolution with respect to the allocation of sewage capacity from the York-Durham Servicing Scheme and water supply capacity from the York Water Supply System in accordance with the City's approved Servicing Capacity Distribution Protocol in effect at the time of site plan approval, assigning capacity to the proposed additional 274 units for the additional residential apartment buildings on the subject lands (Buildings "H" and "K").
- 5. THAT the Owner enter into a maintenance agreement with the City, which addresses the maintenance of landscaping within the City's right-of-way located at the southwest corner of the site as shown on Attachment #4. The landscaping on these lands shall be consistent with the landscape design for the overall development of the site. The landscape plan for these lands shall be to the satisfaction of the

Vaughan Development Planning Department and the requirement for a maintenance agreement will be implemented through the Site Plan approval process.

- 6. THAT the Owner shall pay to the City of Vaughan, a cash-in-lieu of parkland dedication fee for each additional residential dwelling unit (274 apartment units) in accordance with the City's cash-in lieu of parkland policy. The cash-in-lieu of parkland dedication fee shall be acquired through the Site Plan approval process.
- 4

#### ZONING BY-LAW AMENDMENT FILE Z.08.020 SITE DEVELOPMENT FILE DA.08.015 DRAFT PLAN OF CONDOMINIUM FILE 19CDM-08V02 ORLANDO SILVESTRI AND ANNA SILVESTRI <u>WARD 2</u>

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010, be approved;
- 2) That the maximum lot coverage for Lot 3 shall be 11%;
- 3) That the coloured elevation drawings submitted by the applicant, be received; and
- 4) That the deputation of Mr. Thomas Rees, The Biglieri Group Ltd., 20 Leslie Street, Toronto, M4M 3L4, be received.

# **Recommendation**

- 1. THAT Zoning By-law Amendment File Z.08.020 (Orlando Silvestri and Anna Silvestri) BE APPROVED, specifically to permit up to four (4) detached residential dwellings on the subject lands shown on Attachment #2 in the RR Rural Residential Zone in By-law 1-88, to facilitate a proposed development consisting of three freehold detached dwellings and an existing freehold dwelling on a common element private road as shown on Attachment #4.
- 2. THAT the implementing zoning By-law include the following:
  - i) the zoning exceptions to the RR Rural Residential Zone identified in Table 1 of this report, with the exception to the lot coverage, which shall be a maximum of 20% for Lots 1 and 4; and,
  - ii) prohibit any buildings and/or structures for human habitation within a minimum of 30 m of the CP Railway right-of-way.
- 3. THAT Site Development File DA.08.015 (Orlando Silvestri and Anna Silvestri) BE APPROVED, subject to the following conditions:
  - a) that prior to the execution of the Site Plan Letter of Undertaking:
    - i) the final site plan, building elevations and landscaping plan shall be approved by the Vaughan Development Planning Department;

- ii) the final site grading, servicing, stormwater management and lighting plans, noise report and designated substance survey shall be approved by the Vaughan Engineering Department;
- iii) the Owner shall decommission the monitoring wells in accordance with the requirements of the Ministry of the Environment and submit the certification of the decommissioned wells to the satisfaction of the Vaughan Engineering Department;
- iv) the Owner shall enter into a Development Agreement pursuant to Subsection 51(25) of the Planning Act with the City of Vaughan, to satisfy all conditions, financial or otherwise, of the City of Vaughan with regard to such matters the municipality may consider necessary including payment of the development levies, the provision of roads and municipal services, landscaping and fencing. The said Agreement shall be registered against the lands to which it applies, to the satisfaction of the Vaughan Engineering Department;
- v) the Owner shall satisfy the requirements of CP Rail (Railway), including registering a restriction on title to address the following:
  - a) a clause shall be inserted in all offers of purchase and sale or lease and in the title deed or lease of each dwelling within 300 m of the railway right-of-way, warning prospective purchasers or tenants of the existence of the Railway's operating right-of-way, the possibility of alterations including the possibility that the Railway may extend its operations, which expansion may affect the living environment of the residents notwithstanding the inclusion of noise and vibration attenuation measures in the design of the subdivision and individual units, and that the Railway will not be responsible for complaints or claims arising from the use of its facilities and/or operations;
  - b) a clause shall be inserted in all offers of purchase and sale or lease, and to be registered on title or included in the lease for each dwelling affected by any noise and vibration attenuation measures, advising that any berm, fencing, or vibration isolation features implemented are not to be tampered with or altered, and further, that the Owner shall have the sole responsibility for and shall maintain these features; and,
  - c) a 1.83 m high chain link security fence shall be constructed and maintained along the common property line of the railway and the development by the developer at his expense, and the developer is made aware of the necessity of including a covenant running with the lands, in all deeds, obliging the purchasers of the land to maintain the fence in a satisfactory condition at their expense.
- vi) the Owner shall satisfy the requirements of Canada Post;
- vii) a Consent Application to create the proposed lots shall be approved by the Committee of Adjustment and the decision shall be final and binding.
- 4. THAT the Owner shall pay cash-in-lieu of the dedication of parkland equivalent to 5% or 1 ha per 300 units of the value of the subject lands to Vaughan, prior to the issuance of a Building Permit, in accordance with the Planning Act and the City's approved "Cash-in-Lieu of Parkland Policy". The Owner shall submit an approved appraisal of the subject lands, in

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accordance with Section 42 of the Planning Act, prepared by an accredited appraiser for approval by the Vaughan Legal Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment.

5. THAT Draft Plan of Condominium (Common Elements) File 19CDM-08V02 (Orlando Silvestri and Anna Silvestri) as red-lined (February 23, 2010) and shown on Attachment #6, BE APPROVED, subject to the conditions set out in Attachment #1.

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#### ZONING BY-LAW AMENDMENT FILE Z.09.025 WAYMAR HEIGHTS BOULEVARD/DAVIDSON DRIVE ZONING REVIEW CITY OF VAUGHAN <u>WARD 2</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010:

### **Recommendation**

The Commissioner of Planning recommends:

- 1. THAT Zoning By-law Amendment File Z.09.025 (City of Vaughan) BE APPROVED, to amend Zoning By-law 1-88, with respect to the properties shown on Attachment #3 as follows:
  - a) rezone 36, 48, 52, 64, 72, and 84 Waymar Heights Boulevard from R3 Residential Zone to R1V Old Village Residential Zone;
  - b) rezone the front portion of 35, 47, 59, 73 and 85 Waymar Heights Boulevard from R3 Residential Zone to R1V Old Village Residential Zone to facilitate lots with consistent R1V zoning;
  - c) rezone 31-197 Davidson Drive and 15 and 21 Waymar Heights Boulevard from R2 Residential Zone to R1 Residential Zone; and,
  - d) amend Section 3.20 "Use of Residential Lots" in By-law 1-88, to include 31-197 Davidson Drive and 15 and 21 Waymar Heights Boulevard, thereby restricting development on these properties to one dwelling on each lot.

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# ZONING BY-LAW AMENDMENT FILE Z.09.033 1806878 ONTARIO INC. <u>WARD 4</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010:

# **Recommendation**

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.09.033 (1806878 Ontario Inc.) BE APPROVED, specifically to amend By-law 1-88 for the subject lands shown on Attachments #1 and #2, to permit a public garage (specifically for the installation of boom lifts on trucks) as an additional use in the EM1 Prestige Employment Area Zone within the existing employment building (with no outside storage) as shown on Attachment #3.

PROCLAMATION AND FLAG RAISING REQUEST CANCER AWARENESS MONTH

The Committee of the Whole recommends approval of the recommendation contained in the following report of the City Clerk, dated February 23, 2010:

#### **Recommendation**

The City Clerk recommends:

- 1) That April 2010 be proclaimed as "Cancer Awareness Month";
- 2) That the "Vaughan In Motion" flag be raised at the City of Vaughan Civic Centre in the month of April for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy; and
- 3) That the proclamation be posted on the City's website and published on the City Page Online.
- 8

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#### ASSUMPTION – UNITED CASTLEPOINT SOUTH INC., PHASE 4 19T-95053 / 65M-3470 AND 65M-3471 WARD 2

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

#### **Recommendation**

The Commissioner of Engineering and Public Works recommends:

That Council enact the necessary by-law assuming the municipal services that are set out in the Subdivision Agreement for Plan 65M-3470 Modesto Valley Court and Plan 65M-3471 Diletta Court, and that the Municipal Services Letter of Credit be released.

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#### ASSUMPTION – LANGSTAFF WOODS WEST, PHASE II 19T-89037 / 65M-3757 WARD 4

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

#### **Recommendation**

The Commissioner of Engineering and Public Works recommends:

That Council enact the necessary by-law assuming the municipal services that are set out in the Subdivision Agreement for Plan 65M-3757, and that the Municipal Services Letter of Credit be released.

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#### ADDITIONAL ENGINEERING FEES FOR THE THORNHILL AREA ROAD RECONSTRUCTION, WATERMAIN REPLACEMENT AND STRUCTURE REHABILITATION/REPLACEMENT WARD 5

# The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

# **Recommendation**

The Commissioner of Engineering and Public Works in consultation with the Director of Reserves and Investments and the Director of Purchasing Services recommends:

That funding in the amount of \$23,186.00, plus G.S.T., for additional engineering fees provided by SNC Lavalin Inc. for the Thornhill Area Road Reconstruction, Watermain Replacement and Structure Rehabiliation/Replacement project be approved from the 2009 Capital Budget Project No. EN-1731-09.

### 11 PROMOTION OF "BOTTLED WATER FREE DAY" – MARCH 11, 2010 WARDS 1 – 5

# The Committee of the Whole recommends that this matter be referred to the March 9, 2010 Council Meeting.

### **Recommendation**

The Commissioner of Engineering and Public Works recommends that:

- 1. The City declare March 11, 2010 as "Bottled Water Free Day" in the City of Vaughan,
- 2. The Regional Municipality of York and the other Area Municipalities within York Region be requested to declare March 11, 2010 as "Bottled Water Free Day"; and,
- 3. The City promote this event on its website to encourage residents to drink municipal tap water whenever possible.

### 12 REPAIR PROTOCOL - CRACKED SEWER SERVICE CONNECTION TEE FITTING <u>CITY WIDE</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

## **Recommendation**

The Commissioner of Engineering and Public Works recommends:

THAT Council endorse the protocol for the repair of cracked sewer service connection tee fittings as is outlined in this report.

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# NEW SERVICE CONNECTION STANDARD <u>CITY WIDE</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

# **Recommendation**

The Commissioner of Engineering and Public Works in consultation with the Director of Building Standards recommends:

THAT the best practice from the Ontario Concrete & Drain Contractors Association that recommends new municipal storm and sewer lateral connections be constructed from the main to 1.5 metres beyond the property line in new subdivisions be adopted by the City, and that the City's engineering standards and procedures be amended accordingly.

ALL CANADIAN SERIES AT THE CITY PLAYHOUSE

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated February 23, 2010:

# **Recommendation**

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

- 1. That the report on the *All Canadian Series* at the City Playhouse Theatre, be received.
- 15

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# ZONING BY-LAW AMENDMENT FILE Z.09.028 ROMDOR DEVELOPMENTS INC. <u>WARD 1</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010:

# **Recommendation**

The Commissioner of Planning recommends:

- 1. THAT Zoning By-law Amendment File Z.09.028 (Romdor Developments Inc.) BE APPROVED, to amend By-law 1-88, specifically the C4 Neighbourhood Commercial Zone subject to Exception 9(1319), to permit a day nursery as an additional permitted use in Building "C" on the subject lands shown on Attachments #1 and #2, having a maximum gross floor area of 520m<sup>2</sup> and an accessory outdoor play area located within a portion of the required landscaped area as shown on Attachments #3, #4, and #5, with the following site-specific zoning exceptions:
  - i) permit a minimum front yard setback of 4.8m to Building "C" and 1.0m to the proposed masonry wall structure as shown on Attachment #4, whereas 15m is required to facilitate an Institutional Use;
  - ii) permit a minimum 0m wide landscape strip abutting a street line (Ilan Ramon Boulevard), to accommodate the associated outdoor play area for the day nursery, whereas 4.5m is required; and,
  - iii) permit a minimum of 342 parking spaces for the entire property, whereas 348 spaces are required.

# 16 ARTIFICIAL SOCCER TURF INFRASTRUCTURE REPLACEMENT RESERVE

The Committee of the Whole recommends that this matter be referred to the March 9, 2010 Council

# Meeting.

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# **Recommendation**

The Commissioner of Finance and City Treasurer recommends:

- 1) That Council enact an Artificial Soccer Turf Infrastructure Replacement Reserve by-law;
- 2) That the Artificial Soccer Turf Infrastructure Replacement Reserve be replenished with the net difference in revenues received from the rental revenue of a premium soccer field versus that of revenue from any future artificial turf soccer field conversion;
- 3) That the Artificial Soccer Turf Infrastructure Replacement Reserve be drawn upon at the discretion of the City Treasurer, when required;
- 4) That the Artificial Soccer Turf Infrastructure Replacement Reserve earn interest at the City's average deposit rate; and
- 5) That the Mayor and Clerk be authorized to execute the by-law.

# PEACE TREE MONTH EVENTS – JUNE

# The Committee of the Whole recommends approval of the recommendation contained in the following report of Councillor Yeung Racco, dated February 23, 2010:

# **Recommendation**

Councillor Sandra Yeung Racco recommends:

- 1. That the City of Vaughan annually endorse the month of June as "Peace Tree Month";
- 2. That the City of Vaughan continue to hold its official Peace Tree Day event for schools during the month of June;
- 3. That the City of Vaughan also hold an official community event in June with activities and events that promote the Peace Tree theme; and
- 4. That the City of Vaughan continue to issue a permit at no charge for the use of space, tables, chairs, the Showmobile and other services-in-kind, as well as one staff member from the Recreation & Culture Department and one from Corporate Communications for the purpose of organizing the various "Peace Tree Month" events.

# AWARD OF TENDER T10-025 THORNBANK AREA – ROAD REHABILITATION AND WATERMAIN REPLACEMENT <u>WARD 5</u>

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated February 23, 2010:

# **Recommendation**

The Commissioner of Engineering and Public Works in consultation with the Director of Purchasing Services and the Director of Reserves and Investments recommends:

That Tender T10-025 for Thornbank Area - Road Rehabilitation and Watermain Replacement be brought forward to Council on March 9, 2010, for authorization to award.

#### 19 STATEMENT OF REMUNERATION AND EXPENSES FOR MEMBERS OF COUNCIL AND COUNCIL APPOINTMENTS TO BOARDS AND OTHER BODIES FOR THE YEAR 2009

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Finance and City Treasurer and the Director of Budgeting and Financial Planning, dated February 23, 2010:

# **Recommendation**

The Commissioner of Finance and the Director of Budgeting and Financial Planning recommend:

That the following report regarding the 2009 Statement of Remuneration and Expenses for Members of Council and Council appointments to Boards and other Bodies be received.

#### 20

### VAUGHAN SENIORS POOL MEMBERSHIPS

The Committee of the Whole recommends approval of the recommendation contained in the following report of Councillor Carella, dated February 23, 2010:

### **Recommendation**

Councillor Tony Carella recommends that appropriate staff be directed to investigate and report back on the impact of the implementation of a 20% discount, currently enjoyed by Vaughan seniors who have fitness centre memberships, being extended to those Vaughan seniors who have pool memberships only such extension to be effective July 1, 2010.

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# SITE DEVELOPMENT FILE DA.09.080 RUTHERFORD SHOPPING CENTRE <u>WARD 2</u>

# The Committee of the Whole recommends:

1) That the recommendation contained in the following report of the Commissioner of Planning, dated February 23, 2010, be approved; and

# 2) That the coloured elevation drawings submitted by the applicant, be received.

#### **Recommendation**

- 1. THAT Site Development File DA.09.080 (Rutherford Shopping Centre) BE APPROVED, to permit a 483m<sup>2</sup> addition to an existing multi-unit commercial building and minor revisions to the site layout as shown on Attachments #3, #5 and #6, subject to the following conditions:
  - a) that prior to the execution of the Site Plan Letter of Undertaking:
    - i) the final site plan, building elevations, and landscaping plan shall be approved by the Vaughan Development Planning Department; and,

ii) the final site servicing and grading plans, stormwater management report, parking and on-site vehicular circulation shall be approved by the Vaughan Engineering Department.

#### ONTARIO BUILDING CODE ACT ANNUAL FINANCIAL REPORT BUILDING STANDARDS DEPARTMENT

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning and the Director of Building Standards, dated February 23, 2010:

# **Recommendation**

The Commissioner of Planning and the Director of Building Standards in consultation with the Budgeting and Financial Planning Department recommends that the Building Standards Department Annual Financial Report be received for information.

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#### SITE DEVELOPMENT FILE DA.09.056 PINE GROVE ON SEVEN INC. <u>WARD 2</u>

The Committee of the Whole recommends:

- 1) That Site Development File DA.09.056 (Pine Grove on Seven Inc.) Ward 2 be deferred to the Council Meeting of March 9, 2010 pending; (1) resolution of apparent variances between the details of the site plan and the Minutes of Settlement proceedings from the Ontario Municipal Board hearing relating to this site (including such variances as have been identified by Drazen Bulat, a local resident, in an e-mail previously forwarded by Councillor Carella, immediately upon its receipt, to the Commissioner of Planning, the City Clerk and the Directors of Development Planning and of Legal Services); (2) resolution of LEEDS related issues respecting pre-cast concrete versus EIFS exteriors, and (3) that the West Woodbridge Homeowners' Association be included in a staff organized discussion aimed at resolution of these issues, such discussion being set for an evening hour to best accommodate local residents; and (4) that if such matters cannot be resolved by the March 9, 2010 meeting of Council, it be further deferred to the next meeting of the Committee of the Whole set for March 23, 2010, at which meeting staff shall provide a written report of all further and outstanding matters;
- 2) That the coloured elevation drawings submitted by the applicant, be received;
- 3) That the following deputations and written submission be received:
  - a) Mr. Nick Pinto, West Woodbridge Homeowners Association, 57 Mapes Avenue, Woodbridge, L4L 8R4 and written submission dated February 22, 2010;
  - b) Ms. Carole Davies, 288 Veneto Drive, Vaughan, L4L 8X8;
  - c) Ms. Deb Schulte, 76 Mira Vista Place, Woodbridge, L4H 1K8; and
  - d) Mr. Allen Kershaw, 288 Veneto Drive, Vaughan, L4L 8X8; and
- 4) That the following written submissions be received:
  - a) Mr. Dražen Bulat, dated February 21, 2010; and
  - b) Ms. Rosemarie Humphries, Humphries Planning Group, 216 Chrislea Road, Suite 103, Vaughan, L4L 8S5, on behalf of the applicant.

# **Recommendation**

- 1. THAT Site Development File DA.09.056 (Pine Grove on Seven Inc.) BE APPROVED, to facilitate the development of the subject lands shown on Attachments #1 and #2 with a 12-storey condominium building consisting of 118 residential units and 461m<sup>2</sup> of ground floor commercial uses as shown on Attachments #3 to #9.
- 2. THAT prior to the execution of the Site Plan Letter of Undertaking:
  - i) the final site plan, building elevations and landscape plans shall be approved by the Vaughan Development Planning Department;
  - ii) the elevation plans shall be revised to include pre-cast panels as the exterior building finishing material in place of the proposed EIFS exterior, as red-lined on Attachments #4 to #7, to the satisfaction of the Vaughan Development Planning Department;
  - iii) the final site servicing and grading plans, and storm water management and noise reports shall be approved by the Vaughan Engineering Department; and,
  - iv) the Owner shall provide a list of building features prepared by an Accredited LEED Professional identifying how the proposed building will meet the Regional "Sustainable Development Through LEED" Program, to the satisfaction of the Vaughan Development Planning and Vaughan Building Standards Departments.
- 3. THAT the Site Plan Letter of Undertaking shall include the following:
  - i) a clause requiring that prior to the issuance of a building permit:
    - a) the Owner shall provide confirmation to the Vaughan Development Planning and Building Standards Departments that they have entered into an Agreement with the Region of York to facilitate the development of the subject lands with a LEED Silver certified building through the Region of York "Sustainable Development Through LEED" Program;
    - b) the Phase 1 Environmental Assessment shall be approved to the satisfaction of the Vaughan Engineering Department;
    - c) the Owner shall provide a construction schedule for the proposed building to the satisfaction of the Vaughan Development Planning and Vaughan Building Standards Departments; and,
    - d) the Owner shall certify the project with the Canada Green Building Council with confirmation provided to the satisfaction of the Vaughan Development Planning and Building Standards Departments;
  - ii) a clause requiring the Owner's Agreement with the Region of York include a requirement that the Owner post a Letter of Credit in the amount of \$151,040 through the Region's "Sustainable Development Through LEED" Program at the time of application for a building permit to secure delivery of a LEED Silver building; and,
  - iii) a clause requiring the Owner to file, together with the application for a building permit, all the necessary plans certified by a LEED Accredited Professional demonstrating that the proposed building meets the necessary LEED Silver requirements to the satisfaction of the Vaughan Development Planning and Vaughan Building Standards Departments and the Region of York.
- 4. THAT Council pass the following resolution with respect to the allocation of servicing capacity:

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"IT IS HEREBY RESOLVED THAT Site Development File DA.09.056 (Pine Grove on Seven Inc.) be allocated sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System for a total of 94 residential units. The allocation shall be subject to the proposed development successfully achieving all eligibility criteria to qualify for York Region's Sustainable Development Through LEED Program."

- 5. THAT the Ontario Municipal Board BE ADVISED THAT City of Vaughan Council:
  - i) supports the approval of Site Development File DA.09.056 (Pine Grove on Seven Inc.), subject to the conditions and recommendations set out in this report, and;
  - ii) supports the issuance of the Ontario Municipal Board Decision Order respecting Zoning By-law Amendment File Z.07.049 (Pine Grove on Seven Inc.) (OMB File PL080857) to approve the implementing Zoning By-law.

### 24 MICHAEL DI BIASE CHARITABLE FOUNDATION INC.

The Committee of the Whole recommends:

- 1) That a list of the Directors of the Foundation for the years 2005-2008 be provided to the Council Meeting of March 9, 2010;
- 2) That Financial Statements for the years 2005-2008 be provided to give details of how the funds were distributed;
- 3) That a letter be sent to the Foundation requesting that any monies currently being held be given to the Vaughan Health Care Foundation;
- 4) That the deputation of Ms. Deb Schulte, 76 Mira Vista Place, Woodbridge, L4H 1K8, be received;
- 5) That the written submission from Ms. Marilyn lafrate, 55 Marwood Place, Maple, L6A 1C5, dated February 22, 2010, be received; and
- 6) That the following report of the Commissioner of Finance and the Director of Reserves and Investments, dated February 23, 2010, be received.

#### **Recommendation**

The Commissioner of Finance and the Director of Reserves and Investments recommends: That this report be received for information purposes.

### 25 REPORT ON COMPLAINT OF VIOLATION OF CODE OF CONDUCT FOR MEMBERS OF COUNCIL RE FILE: 12.14.09(A)

The Committee of the Whole recommends:

1) That the following be approved:

"The Integrity Commissioner recommends that Council consider the recommendations contained in the attached report (Attachment 1), that Mayor Linda D. Jackson seek from appropriate City staff reasonable and complete answers to the questions of the Complainant";

- 2) That the following report of the Integrity Commissioner, dated February 23, 2010, be received; and
- 3) That the following deputations and written submission be received:
  - a) Mr. Paul Donofrio, 8730 Martin Grove Road, Woodbridge, L4H 1G2; and
  - b) Rev. Jim Keenan, 9225 Jane Street, Maple, L6A 0J7, and written submission dated February 23, 2010.

#### **Recommendation**

The Integrity Commissioner recommends that Council consider the recommendations contained in the attached report (Attachment 1), that Mayor Linda D. Jackson seek from appropriate City staff reasonable and complete answers to the questions of the Complainant, or provide the prohibitions in legislation or approved City policy that preclude her from so doing and that Mayor Linda D. Jackson provide me with a copy of the response to the Complainant.

Mayor Jackson declared an interest with respect to the foregoing matter as the allegations in the complaint pertained to her.

# COUNCIL MEMBER EXPENSE POLICY

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the City Auditor, dated February 23, 2010, be approved with the following amendments:
  - a) That advertising expenses under Section 9.1 be capped at \$2000 for a Member of Council and \$4000 for the Mayor;
  - b) That gifts and promotions under Section 9.11 be capped at \$1000 per year; and
  - c) That the mileage allowance set out in Section 9.29 (a) be \$768 per month; and
- 2) That the deputation of Ms. Deb Schulte, 76 Mira Vista Place, Woodbridge, L4H 1K8, be received.

#### **Recommendation**

The City Auditor recommends:

- 1) That the Council Member Expense Policy, Version R13 (Attachment 1) be approved;
- 2) That Policy 01.36, Council Member Expense Policy, be replaced with the revised Council Member Expense Policy, Version R13 (Attachment 1) and assigned a new policy number.

Please refer to Audit and Operational Review Committee, Item 1, Report No. 2 and Audit and Operational Review Committee, Item 1, Report No. 3, for further disposition regarding this matter.

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### VAUGHAN HEALTH CAMPUS OF CARE COORDINATION OF PLANNING PROCESSES: YORK CENTRAL HOSPITAL, VAUGHAN <u>HEALTH CAMPUS OF CARE AND THE CITY OF VAUGHAN</u>

# The Committee of the Whole recommends approval of the recommendation contained in the following report of the City Manager, dated February 23, 2010:

# **Recommendation**

The City Manager recommends:

That this report be received for information purposes.

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#### CEREMONIAL PRESENTATION - TIM SIMMONDS, DIRECTOR OF ECONOMIC DEVELOPMENT WITH RESPECT TO THE ECONOMIC DEVELOPMENT DEPARTMENT RECEIVING AN AWARD FROM <u>THE ECONOMIC DEVELOPERS COUNCIL OF ONTARIO</u>

Mayor Jackson and Members of Council congratulated Tim Simmonds, Director of Economic Development and the Economic Development Department on receiving an award from the Economic Developers Council of Ontario for the best community brochure which is entitled, "Open for Business".

# 29 CEREMONIAL PRESENTATION - MR. DANIELE ZANOTTI, CEO, UNITED WAY OF YORK REGION, WITH RESPECT TO A CHEQUE PRESENTATION TO THE UNITED WAY FROM THE CITY OF VAUGHAN

Mayor Jackson and Members of Council presented Mr. Daniele Zanotti, CEO, United Way of York Region with a cheque of \$59,347.35 from the City of Vaughan.

#### 30 CEREMONIAL PRESENTATION - CANADIAN ASSOCIATION OF FIRE CHIEFS CERTIFICATE TO BE PRESENTED TO JUNIOR FIRE CHIEF STEPHANIE VAN, DR. ROBERTA BONDAR PUBLIC SCHOOL

Mayor Jackson and Members of Council presented Stephanie Van with the Canadian Association of Fire Chiefs Certificate for Junior Fire Chief.

# 31 DEPUTATION - DR. ASLAM DAUD, CHAIRMAN, HUMANITY FIRST WITH RESPECT TO A HUMANITY FIRST COMMUNITY CENTRE IN THE CITY OF VAUGHAN

The Committee of the Whole recommends that the deputation of Dr. Aslam Daud, Chairman, Humanity First with respect to a Humanity First Community Centre in the City Of Vaughan, written submission dated February 16, 2010 and brochure entitled *"Humanity first Restoring Communities – Building a Future"*, be received and referred to staff for a report to be brought back to the Council Meeting of March 9, 2010.

### 32 COMMITTEE OF THE WHOLE (CLOSED SESSION) RESOLUTION FEBRUARY 23, 2010

The Committee of the Whole passed the following resolution:

That a closed session of Committee of the Whole be convened for the purpose of discussing the following matter:

1. COLLECTIVE BARGAINING UPDATE –

# REPORT NO. 9 OF THE COMMITTEE OF THE WHOLE FOR CONSIDERATION BY COUNCIL, MARCH 9, 2010

# VAUGHAN PROFESSIONAL FIREFIGHTERS ASSOCIATION

(labour relations/employee negotiations)

- 2. PROPERTY MATTER WARD 1 ACQUISITION OF KLEINBURG UNITED CHURCH PROPERTY (acquisition or disposition of land by the municipality or local board)
- 3. PERSONNEL MATTERS UPDATE

(personal information about identifiable individuals)

#### 4. ITEM SUBJECT TO SOLICITOR CLIENT PRIVILEGE RELATED TO RIZMI PIT DISCUSSION

(solicitor-client privilege)

The meeting adjourned at 6:52 p.m.

Respectfully submitted,

Mayor Linda D. Jackson, Chair