

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF APRIL 10, 2006

Item 1, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

1

ANIMAL CONTROL SERVICES

The Committee of the Whole (Working Session) recommends approval of the recommendation contained in the following report of the Commissioner of Legal & Administrative Services, dated March 28, 2006:

Recommendation

The Commissioner of Legal & Administrative Services recommends that this report be received and that staff be authorized to enter into a yearly contract with Kennel Inn for up to three years without penalty for cancellation on terms as set out in this report and satisfactory to the Commissioner of Legal & Administrative Services and that the terms of reference for a joint site selection, costing and feasibility study be brought back to Council when available.

Economic Impact

The economic impact of entering into an interim contract with Kennel Inn is set out in this report.

Purpose

This report is to provide information relating to the negotiations with Kennel Inn Inc. to provide animal control and sheltering services for the City of Vaughan and to inform Council on other activities carried out by staff relating to animal control.

Background - Analysis and Options

Council at its meeting of January 23, 2006 directed that:

1. negotiations be carried out with Kennel Inn for extension of its contract for the provision of Animal Control services beyond March 31, 2006 and that the terms of a proposed contract extension be brought back to Council;
2. the City participate with Richmond Hill and King in a site selection, costing and feasibility study for a joint animal control facility and report back to Council with the terms of reference of such a study; and
3. the ad hoc committee appointed by the City Manager continue to investigate possible sites and opportunities for the provision of animal control services by the City for itself or including other municipalities.

Currently the contract with Kennel Inn has been extended to March 31 on the basis of an annualized cost of \$339,000.00 as budgeted in the 2005 and 2006 Budget.

As directed, negotiations have been carried out jointly by the City, the Towns of Richmond Hill and Aurora and the Township of King which have resulted in an offer from Kennel Inn to the City for a contract on a year by year basis for \$350,000 in the first year, \$375,000 in the second and \$400,000 in the third year. This contract would continue the same level of service as exists currently. Discussions were held with Kennel Inn to look at possible reductions to the service but Kennel Inn was only interested in continuing the same level because of staffing commitments. These costs would cover all previously covered costs except in the event that a pit bull is impounded, the City would be billed for the costs of containment as required by Provincial regulation.

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At the date of writing this report, the terms of reference for the joint Animal Control study to be carried out by Richmond Hill are not available from Richmond Hill.

The ad hoc Committee continues to explore other animal control/sheltering options and discussions with Brampton are taking place.

Relationship to Vaughan Vision 2007

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Conclusion

The long term solution for the provision of animal control services should continue to be explored by staff and in the interim, the contract with Kennel Inn should be continued.

Attachments

None

Report prepared by:

Robert J. Swayze, City Solicitor

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Item 2, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

2 **NOISE CONTROL BY-LAW**

The Committee of the Whole (Working Session) recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Legal and Administrative Services, dated March 28, 2006, be approved; and**
- 2) That the portion of the by-law relating to special events be subject to on-going staff review and a report be brought back to a future Committee of the Whole meeting, with any necessary amendments to the by-law, no later than March 31, 2007.**

Recommendation

The Commissioner of Legal and Administrative Services recommends:

1. That By-laws 270-81 and 283-85 be repealed and replaced with a new Noise Control By-law;
2. That the City of Vaughan Fee By-law be amended to include the necessary costs;
3. That Public Notice be provided in accordance with the City's Notice By-law 394-2002;
4. That this report be received.

Economic Impact

There is no impact as a result of implementing a new By-law. Staff will be trained within existing budget funds.

Purpose

This report is to provide detail on a new Noise Control By-law.

Background - Analysis and Options

Council, at its meeting of November 14, 2005, Item 28, Report 61, directed that:

"The Commissioner of Legal and Administrative Services and the Senior Manager of Enforcement Services bring forward a report updating the Noise By-law to a Committee of the Whole (Working Session) in February 2006."

As part of this review, recently revised Noise By-laws from Markham, Ottawa and Hamilton were reviewed for content and format.

In order to ensure the new By-law is technically sound, the services of dBA Environmental Services were retained. This agency has served the City over the past years as trainers and provided assistance with noise complaint investigations. This agency is considered an expert in Noise By-laws and application.

The new By-law contains the following changes:

- Ministry Noise Pollution Control publications have been updated;

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- The language in the By-law is simpler, reducing the technical terms and making it easier to understand;
- The new By-law has revised Time and Place noise limits and General Prohibitions for specific noise services;
- There is a new provision relating to noise relating to special events, including allowable noise levels at the point of reception during special events. This includes a provision for the requirement for special event holders to pay for a By-law Officer to monitor noise levels to ensure compliance with the By-law. The charge for the monitoring is proposed to be \$65.00 per hour. It is anticipated that any monitoring will be conducted by off duty staff, so this rate reflects the coverage of salaries at an overtime rate;
- There is a provision to assist York Regional Police in dealing with street racing as the noise associated with these events is not permitted on public or private property;
- There is also a proposal to allow exemptions to the By-law to be granted by the Department Head of Enforcement Services. This will increase customer service, and remove the step of appearing before Council to receive an exemption. This is consistent with the Markham and Ottawa By-laws. It is proposed that an exemption application carry a fee of \$100.00 to cover administrative costs.

The new provisions of the By-law relating to Special Events will result in all Enforcement field staff being trained in noise monitoring. This cost will be covered by existing budget funds.

The City of Vaughan Fee By-law will require amending to include these new charges. Public Notice is required.

Relationship to Vaughan Vision 2007

The enactment of an updated Noise Control By-law is in keeping with the Vaughan Vision of promoting community safety, health and wellness and of safeguarding our environment.

The necessary resources have been allocated and approved.

Conclusion

The existing Noise Control By-law is out-of-date. By enacting an updated By-law at this point, the new provisions will be in place in time for the outdoor event season.

Attachments

1. Proposed By-law

Report prepared by:

Tony Thompson
Senior Manager of Enforcement Services

(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.)

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Item 3, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

3

SIGN ENFORCEMENT

(Referred from the Council meeting of February 27, 2006)

The Committee of the Whole (Working Session) recommends:

- 1) That election signs not be permitted on any public road allowance within the City of Vaughan;
- 2) That all candidates be required to pay a deposit for posting election signs and that the charge be \$150 per candidate running for the office of Ward Councillor, \$300 per candidate running for the office of Regional Councillor or Mayor, \$50 per candidate running for the office of School Trustee and \$300 per candidate running for Provincial or Federal office;
- 3) That election signs shall not be erected more than 21 days prior to the date of the election;
- 4) That guidelines regarding the posting of election signs in accordance with provisions in the related by-law be communicated to all candidates clearly and concisely in plain language;
- 5) That staff work with the Region of York in an effort to develop a consistent approach with respect to posting of election signs;
- 6) That staff provide a report with respect to minimizing the location of larger signs;
- 7) That staff provide a report with respect to signs erected in contravention and seized by Enforcement Services;
- 8) That clauses 2) and 3) of the recommendation of the Committee of the Whole (Working Session) of February 14, 2006, be approved;
- 9) That the memorandum from the Senior Manager, Enforcement Services, dated March 7, 2006, be received; and
- 10) That the report of the Commissioner of Legal and Administrative Services, dated November 29, 2005, be received.

Recommendation

Council, at its meeting of February 27, 2006, adopted the following:

That this matter be referred to the Committee of the Whole (Working Session) meeting of March 28, 2006, to ensure that the recommendations contained in the additional report of the Commissioner of Legal & Administrative Services, dated February 27, 2006, are not in contravention of the Regional By-law.

Recommendation of the Committee of the Whole (Working Session) of February 14, 2006:

- 1) That staff provide a report to the Committee of the Whole meeting of March 6, 2006 addressing the following recommendations:

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- (a) That election signs be permitted on minor arterial road allowances and that a maximum of one sign per candidate per corner be permitted to be placed at an intersection;
 - (b) That all candidates be required to pay a deposit for posting election signs and that the charge be \$150 per candidate running for the office of Ward Councillor and \$300 per candidate running for the office of Regional Councillor or Mayor;
 - (c) That election signs shall not be erected more than three (3) weeks prior to the date of the election;
 - (d) That no signs shall exceed 4 feet by 4 feet on public road allowances in areas with a posted speed limit of up to 60 km/h;
 - (e) That guidelines regarding the posting of election signs in accordance with provisions in the related by-law be communicated to all candidates clearly and concisely in plain language;
 - (f) That staff work with the Region of York to develop a consistent approach with respect to posting of election signs and that guidelines in accordance with the Region's by-law be communicated to all candidates clearly and concisely in plain language; and
 - (g) That staff bring forward a report to a future Committee of the Whole (Working Session) meeting with respect to restricting the posting of election signs in succeeding elections, including criteria on such restrictions and a summary of comparator municipalities election signs by-laws;
- 2) That the memorandum from Councillor Carella, dated November 28, 2005, be received; and
 - 3) That the deputation of Mr. Adriano Volpentesta, be received.

Council, at its meeting of December 12, 2005, adopted the following:

That this matter be referred to a future Committee of the Whole (Working Session) meeting.

Report of the Commissioner of Legal and Administrative Services dated November 29, 2005

Recommendation

The Commissioner of Legal and Administrative Services, in conjunction with the Senior Manager of Enforcement Services, recommends:

That Council provide direction respecting the following:

- i) restricting election signs to designated locations
- ii) requiring a deposit from candidates as a measure of enforcement to reduce illegally placed election signs
- iii) a reduction in the size of election signs

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Economic Impact

Should Council opt to require a deposit in respect of election signs from candidates as a measure to increase enforcement, some revenue would be realized.

Purpose

This report is to provide information on sign enforcement and potential amendments to the "Sign" By-law.

Background - Analysis and Options

Council, at its meeting of May 9th, 2005 (Item 4, Report 28) requested Enforcement Services staff research the feasibility of having designated locations for election signs to be displayed on Public Property and what size limitations might be recommended.

Inquiries with a number of municipalities were made over the summer of 2004. With the exception of Toronto and Markham, the area by-laws are very similar to those of Vaughan. Both Markham and Toronto require a \$200.00 deposit for posting signs on public property and hold back funds for each sign seized. This is predominately for election signs as the posting of signs on city property is illegal except by permit.

During Ward 5 by-election in November 2004, Enforcement Services confiscated 532 election signs, which were placed contrary to the By-law. If candidates were charged twenty dollars (\$20.00) per sign, it would have resulted in more than \$10,000.00 being collected from offenders.

It was also noted during the last municipal election that numerous complaints were lodged from the public regarding the size of election signs. We also received complaints from candidates regarding the posting of numerous candidate signs on the same supporting structure.

Presently, the City of Vaughan has more than 40 locations on Private property (see Attachment 1) that allows for the display of third party signage by permit (\$50.00) if a commercial enterprise, or written authorization (free) if a charity or religious organization. These areas include open spaces, storm management areas, woodlots, and Ontario Hydro corridors, and are enforced under By-law 178-2003, administered by the Commissioner of Engineering and Public Works and enforced by Enforcement Services.

In an effort to control the proliferation of election signs, consideration might be given to allow designated areas for the display of election signs. In light of complaints that election signs are too large, Council may wish to reduce the maximum size allowed under the sign by-law which is 5 square meters, to 2 square meters.

In addition, should Council wish to increase enforcement on illegally placed signs, a deposit could be required from each candidate with an amount forfeited for each illegal sign seized by enforcement staff.

Relationship to Vaughan Vision 2007

This report is consistent with the Vaughan Vision through promoting service excellence, community safety, and developing collaborative solutions. Staff resources have been allocated and approved.

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Conclusion

Over time many complaints from the public have been received respecting the proliferation and size of election signs and illegally placed election signs. Council has requested a report addressing this matter. Recognizing that Council will ultimately decide the appropriate level of election signage and enforcement, staff are presenting options for consideration.

Attachments

1. Information Sheet: Election Signage Criteria For 2006 Elections
2. Additional Report of the Commissioner of Legal and Administrative Services dated February 27, 2006

Report prepared by:

David B Madore
Supervisor, Enforcement Services

(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.)

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Item 4, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

4

DEPUTATIONS AT COMMITTEE

(Referred from the Council meeting of March 20, 2006)

The Committee of the Whole (Working Session) recommends:

- 1) That Clauses 3, 4, and 5 of the recommendation of the Committee of the Whole (Working Session) meeting of February 28, 2006, be approved;**
- 2) That in an effort to provide a better opportunity for citizens to attend Committee of the Whole meetings, deputations at Committee of the Whole listed on the agenda regarding matters that are not related to agenda items, be heard at 3:00 p.m.;**
- 3) That ceremonial presentations be heard a 1:00 p.m.; and**
- 4) That staff request any written material submitted by deputants to Members of Council, be provided prior to the meeting.**

Council, at its meeting of March 20, 2006, adopted the following:

That Clauses 1, 3, 4, and 5 be referred to the Committee of the Whole (Working Session) meeting of March 28, 2006.

Recommendation of the Committee of the Whole (Working Session) meeting of February 28, 2006:

The Committee of the Whole (Working Session) recommends:

- 1) That deputations at Committee of the Whole listed on the agenda regarding matters that are not related to agenda items, be heard at 3:00 p.m.;
- 3) That presentations at Committee of the Whole be heard at 3:00 p.m.;
- 4) That public notice in accordance with By-law 394-2002 be provided with respect to the proposed amendments to Procedure By-law 400-2002, as amended; and
- 5) That the additional information entitled "Summary of Comparator Municipalities Procedures By-Law Re: Delegations (Deputations)", be received.

Council, at its meeting of February 14, 2006, adopted the following:

That the memorandum from the Deputy City Clerk, dated February 3, 2006, entitled "Deputations at Committee", be referred to a Committee of the Whole (Working Session) meeting, as soon as possible.

Attachments

1. Memorandum from the Deputy City Clerk, dated February 3, 2006, entitled "Deputations at Committee".
2. Extract from the Council meeting of March 20, 2006.

(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.)

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Item 5, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

5

**FILE 15.73.8
STATUS UPDATE
HIGHWAY 400 NORTH EMPLOYMENT AREA SECONDARY PLAN STUDY**

The Committee of the Whole (Working Session) recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated March 28, 2006, be approved;
- 2) That staff meet with landowners with respect to servicing, transportation and environmental studies and provide a report to the Committee of the Whole (Working Session) meeting of April 25, 2006;
- 3) That the presentation by Ms. Elizabeth Howson, Macaulay Shiomi Howson Ltd., Municipal and Development Planning Services, 293 Eglinton Ave. E., Toronto, M4P 1L3, be received; and
- 4) That the following deputations, written submission and photograph be received:
 - a) Ms. Rosemarie Humphries, Humphries Planning Group Inc., 216 Chrislea Road, Suite 103, Woodbridge, L4L 8S5 and written submission dated March 28, 2006, on behalf of Vaughan 400 Landowners Group; and
 - b) Ms. Nancy Mather, Stantec Consulting, 7270 Woodbine Avenue, Suite 300, Markham, L3R 4B9 and photograph, on behalf of Vaughan 400 Landowners Group.

Recommendation

The Commissioner of Planning recommends:

1. THAT the land use Scenario, shown as Attachment 4 be endorsed as the basis for a draft Secondary Plan OPA for the Highway 400 North Employment Lands; and
2. THAT Staff schedule a Public Hearing for the Highway 400 North Employment Lands Secondary Plan to consider the OPA.

Economic Impact

Development of the lands subject to the Highway 400 North Employment Area Secondary Plan should have a substantial positive impact upon the City of Vaughan in terms of new development, assessment, job opportunities, etc.

Purpose

The purpose of the Highway 400 North Employment Area Secondary Plan Study is to determine the appropriateness for an urban boundary expansion on the Highway 400 corridor and land uses within the Study area, and to prepare a secondary plan to implement the Study's findings.

Background – Analysis and Options

Current Status of the Study

The first two phases of the Study are now complete.

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Phase 1 involved background work in gathering relevant information respecting land use, environmental features, transportation and servicing, including existing and anticipated future conditions.

Phase 2 involved preparation of three development scenarios (Attachment 1, 2, 3) and evaluation criteria, and carrying out the evaluation of the scenarios. As a result of this process a recommended Scenario (Attachment 4) is being presented in the working session for the consideration and input of Committee of the Whole.

The consulting team and Staff have been working closely with a Stakeholder Consultation Group (SCG) comprised of local residents, development interests, and staff from the Region of York and TRCA. To date, a Public Open House, and two SCG meetings have been held, including a workshop meeting at which the three development scenarios were reviewed and evaluated. A consensus was reached that Development Scenario 2 was the most desirable, with some modifications needed.

Since the workshop, a recommended Scenario has been prepared by the consulting team and staff for consideration. This Scenario is very similar to Development Scenario 2 but incorporates a number of modifications consistent with the issues and concerns identified at the workshop, and by members of Staff and the consulting team.

Next Steps Toward Implementing A Plan For The Study Area

Upon endorsement of the recommended Scenario as the basis for a Secondary Plan, the consulting team will commence preparation of a draft Secondary Plan OPA. Staff will schedule a Public Hearing for the OPA to enable its adoption prior to Summer, 2006. Preparation of Urban Design Guidelines in support of the adopted plan will proceed during the Summer, with the draft document to be submitted to Council in September 2006.

Relationship to Vaughan Vision 2007

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Conclusion

The City's consulting team and Staff have completed the first two phases of the Study Process, and recommend that the Scenario as depicted in Attachment 4 be endorsed as the basis for preparation of a Secondary Plan OPA for the Study Area.

Attachments

1. Development Scenario 1, **Members of Council ONLY**
2. Development Scenario 2, **Members of Council ONLY**
3. Development Scenario 3, **Members of Council ONLY**
4. Recommended Scenario, **Members of Council ONLY**

Report prepared by:

Paul Robinson, Senior Planner – Policy Planning/Urban Design, ext. 8410
Wayne McEachern, Policy Manager, ext. 8026

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(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.)

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Item 6, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

6 NEW BUSINESS – COMMITTEE OF THE WHOLE, MAY 29, 2006 CHANGE OF START TIME

The Committee of the Whole (Working Session) recommends that due to the 24th Annual Building Industry Luncheon being held on May 29, 2006, that the Committee of the Whole meeting commence at 3:00 p.m.

The foregoing matter was brought to the attention of the Committee by Councillor Shefman.

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Item 7, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.

7

NEW BUSINESS – HIGH SCHOOL MOCK VOTING

Youth Councillor Frisoli reported on local high schools carrying out a mock vote for the Federal Elections and advised that he will provide a report on holding a similar event for the municipal election.

The foregoing matter was brought to the attention of the Committee by Youth Councillor Frisoli.

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Item 8, Report No. 17, of the Committee of the Whole (Working Session), which was adopted without amendment by the Council of the City of Vaughan on April 10, 2006.



8

NEW BUSINESS – WASTE EXCELLENCE

The Committee of the Whole (Working Session) recommends that the confidential recommendation of the Committee of the Whole (Closed Session) be approved.

The foregoing matter was brought to the attention of the Committee by the Commissioner of Legal and Administrative Services.