

COMMITTEE OF THE WHOLE SEPTEMBER 15, 2003

PROPOSED ANNEXATION OF LANDS FROM CITY OF VAUGHAN TO TOWN OF CALEDON

Recommendation

The Director of Legal Services recommends:

1. 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;
2. That the member(s) to sit on this Committee be appointed by Vaughan Council;
3. That a public meeting be held, jointly if possible with the Town of Caledon, Region of Peel and Region of York, at a location close to the proposed annexed lands or in an alternative location mutually agreeable to all parties;
4. That notice be given of the public meeting to consider the proposed annexation;
5. Council direction is requested on whether Vaughan will hold a second public meeting in Vaughan, in addition to the proposed joint public meeting;
6. That Council direction be provided regarding the proposed date, time and location of any proposed second public meeting to be held in Vaughan.

Purpose

The purpose of the report is to seek Council authorization to proceed with further steps in the proposed annexation.

Background - Analysis and Options

The subject lands are located at the north/east intersection of Regional Road 50 and the Albion-Vaughan Road. The site has an area of 1.7 ha (4.2 ac) with frontage on the east side of RR 50 and flankage on Albion-Vaughan Road. The location of the property is shown on Attachment #1.

Official Plan and Zoning By-law Amendment Applications

The planning report on the Official Plan and Zoning By-law Amendment applications regarding the annexation property is on the Committee of the Whole Agenda for September 15, 2003.

Proposed Annexation

On June 9, 2003, Council resolved that the City support the Town of Caledon with respect to the annexation and cooperate in respect of their preparation of the restructuring proposal and report.

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. Municipalities required to hold at least one public meeting, either joint or individual.
2. Restructuring proposal containing any amendments arising out of the public meeting(s) is to be presented to each Council for consideration.
3. Each Council is required to make a decision to approve the final restructuring proposal.
4. 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. Caledon has appointed its Mayor and York Region has appointed Chair Fisch, Mayor Di Biase and Mayor Black to its Committee. One suggestion would be to appoint Regional Councillors Frustaglio and Rosati and the Ward Councillor, Councillor Ferri, as Vaughan's Committee.

Proposed Joint Public Meeting

Caledon has advised that the Town has now prepared draft restructuring proposal and the City will be receiving the draft proposal shortly for review.

Caledon has indicated it wishes to hold a joint public meeting on the proposal to be scheduled October 9th, 2003 at the Bolton Community Centre. Caledon is seeking the consent of Vaughan and York to participate at this joint public meeting.

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). Council approval is required by September 16, 2003 in order to meet the October 9, 2003 meeting date.

In addition to possible issues related to the timing of the meeting, Council direction is requested regarding the location of the joint public meeting to be held. It may be appropriate that a public meeting be held in Vaughan since the proposed annexation relates to lands located in Vaughan. While the legislation permits a meeting to be held in an adjacent municipality, Vaughan could participate in the proposed joint public meeting in Bolton and then hold a further separate public meeting in Vaughan.

Conclusion

It would be appropriate 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.

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. However, Council may wish to hold a second public meeting in Vaughan following the joint meeting with Caledon, Peel and York.

Attachments

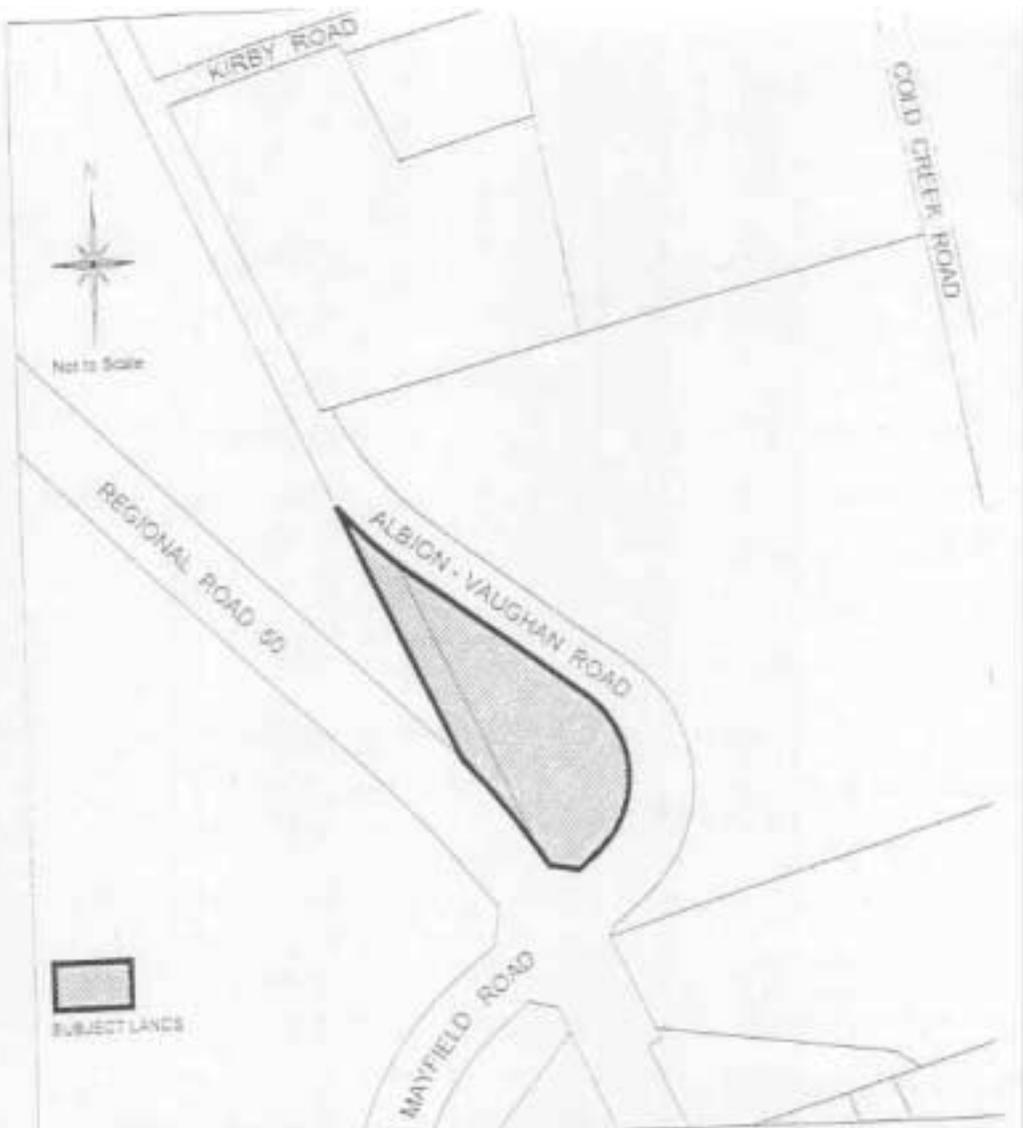
Location Map

Report prepared by:

Heather A. Wilson, Director of Legal Services
Carolyn P. Stobo, Solicitor/Special Services

Respectfully submitted,

Heather A. Wilson
Director of Legal Services



Location Map

Part Lot 28 of
 Concession 11
 APPLICANT:
 Bush Vaughan Systems

City of Vaughan

Community Planning Department

Attachment

FILE NO.
 CR 02 016 200 044

July 2, 2003

1

