



**CITY OF VAUGHAN
COUNCIL MINUTES
JANUARY 12, 2004**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, JANUARY 12, 2004

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:05 p.m.

The following members were present:

Mayor Michael Di Biase, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Joyce Frustaglio
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Susan Kadis
Councillor Peter Meffe
Councillor Sandra Yeung Racco

1. PRESENTATION – MR. HEIKO MANTIK

The Mayor and Members of Council presented Mr. Heiko Mantik with a City of Vaughan memento in recognition of being the first person to alert the authorities of the presence of the Asian Longhorned Beetle.

2. TRIBUTE TO THE LATE MR. BRETT YEREX

The Mayor and Members of Council expressed their sincere condolences to the family of the late Mr. Brett Yerex. Mr. Yerex was acknowledged for his contribution to the community, including his involvement in the Maple Landing Ratepayers Association and the City of Vaughan's Accessibility Advisory Committee.

3. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Councillor Carella

THAT the agenda be confirmed.

CARRIED

4. DISCLOSURE OF INTEREST

Councillor Yeung Racco declared an indirect pecuniary interest with respect to Item 4, Committee of the Whole (Closed Session), Report No. 2, PERSONNEL MATTER, as she is related to the individual involved.

5. ADOPTION OR CORRECTION OF MINUTES

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Jackson

THAT the minutes of the meeting of December 15, 2003 be adopted as presented.

CARRIED

6. ROAD CLOSURE – FORMER WIGSTON RIGHT-OF-WAY

Deputations with respect to this matter were permitted pursuant to Section 300 s.(1) of the Municipal Act.

No one appeared either in support of or in opposition to this matter.

MOVED by Regional Councillor Frustaglio
seconded by Councillor Kadis

THAT the recommendation contained in the following report of the City Clerk, dated January 12, 2004, be approved:

CARRIED

Recommendation

The City Clerk recommends:

- 1) That any deputations on the matter be received; and
- 2) That a By-law be enacted to stop up, close and convey the former Wigston right-of-way.

Purpose

To enact a by-law to stop up, close and convey the former Wigston right-of-way.

Background – Analysis and Options

At its meeting of December 15, 2003, Council directed staff to commence procedures as required by the Municipal Act to advertise and schedule a Public Hearing to stop up, close and convey the former Wigston right-of-way.

The notice (Attachment 1) was advertised for two (2) consecutive weeks in the City Page of the Vaughan Citizen and the Liberal (Thursday edition only). The appropriate agencies have been notified of the proposed by-law. No objections have been received to date.

Conclusion

In order to complete the road closure process, Council's approval of this recommendation is required.

Attachments

1. Notice

Report Prepared by:

Brenda Macdonald
Administrative Co-ordinator

(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.)

7. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 1

Items 4, 9, 13, 14, 15, 16 (Item 16 - refer to Minute No. 8 and 9)

Committee of the Whole (Closed Session) Report No. 2

Item 4

Committee of the Whole (Public Hearing) Report No. 3

Item 1

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Jackson

THAT Items 1 to 16 of the Committee of the Whole Report No. 1, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 9 of the Committee of the Whole (Closed Session) Report No. 2, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 16 of the Committee of the Whole (Public Hearing) Report No. 3, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

**8. RECONSIDERATION – ZONING BY-LAW AMENDMENT FILE Z.02.088
HELGA GRAFF, REPORT #P.2003.6
Item 16, Committee of the Whole Report No. 1**

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT Item 16, Committee of the Whole Report No. 1, ZONING BY-LAW AMENDMENT FILE Z.02.088, HELGA GRAFF, REPORT #P.2003.6, be reconsidered.

CARRIED

9. **CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

COMMITTEE OF THE WHOLE REPORT NO. 1

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

ITEM - 13 SITE DEVELOPMENT FILE DA.03.062
DONATO DIBENEDETTO

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Ferri

THAT Item 13, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By approving the following:

That the Zoning By-law include structural setbacks to prevent any structures within 9.25m of either side of the driveway centerline; and

That the asphalt width of the driveway be 7.0m; and

By receiving the memorandum from the Manager of Development Planning, dated January 12, 2004.

CARRIED

ITEM - 14 SITE DEVELOPMENT FILE DA.02.030
ROYBRIDGE HOLDINGS LIMITED

MOVED by Councillor Di Vona
seconded by Regional Councillor Jackson

THAT Item 14, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By approving the revised building elevations for Site Development Application DA.02.030 (Roybridge Holdings Limited);

By receiving the report of the Commissioner of Planning, dated January 5, 2004;

By receiving the memorandum from the Manager of Development Planning, dated January 12, 2004; and

By receiving the colour renderings, submitted by the applicant.

CARRIED

ITEM - 16 ZONING BY-LAW AMENDMENT FILE Z.02.088
HELGA GRAFF
REPORT #P.2003.6

MOVED by Councillor Meffe
seconded by Regional Councillor Jackson

THAT Item 16, Committee of the Whole Report No. 1 be adopted and amended, as follows:

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By replacing Clauses 1, 2 and 3 of the Committee recommendation with the following:

WHEREAS the subject lands are adjacent to significant terrestrial resource;

WHEREAS keeping the Kleinburg area as an open space and rural setting is a major initiative of the City;

WHEREAS funding for reforestation and planting is an important initiative; and

WHEREAS conditions pertaining to this are consistent with conditions imposed under subdivision provisions of the Planning Act;

NOW THEREFORE the Council of The Corporation of the City of Vaughan resolves as follows:

1. That Zoning By-law Amendment Application Z.02.008 (Helga Graaf) be approved, subject to the following conditions:
 - a) That the minimum front yard setback be 18 metres; and
 - b) That the Committee of Adjustment be requested to impose the following conditions should Application B85/02 be approved:
 - i) That the applicant make a voluntary contribution to the City in an amount equal to the amount payable for cash-in-lieu of parkland for the subject lands, for reforestation purposes in a location to the satisfaction of the Urban Design Department; and
 - ii) That the Subject Lands be subject to site plan approval by the City to address landscape requirements to visibility from Hwy. 27 to maintain open space and rural appearance, including architectural design and other matters, to the satisfaction of the City.

CARRIED

ITEM - 4 AWARD OF RFP03-279
 APPLEWOOD CRESCENT EXTENSION
 (ROAD) PRE-ENG/ DESIGN/ CONSTRUCTION SERVICES

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

THAT Item 4, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By approving the following in accordance with the memorandum of the Commissioner of Engineering and Public Works, dated January 8, 2004:

- “1. That Cansult Limited be retained to prepare an engineering design and tender documents and to provide services during construction of the extension of Applewood Crescent over Highway 400 to Chrislea Road. (2003 Capital budget Project 1421.2.03) as detailed in the Terms of Reference Item 1 in the estimated amount of \$439,290.00, plus G.ST.; and
2. That the Mayor and Clerk be authorized to sign the necessary documents”;
and

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By directing that staff provide information on all the proposals submitted with respect to this project.

CARRIED

ITEM - 9 LITTERING AND DUMPING BY-LAW

MOVED by Regional Councillor Frustaglio
seconded by Councillor Meffe

THAT Item 9, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By directing that the fine for littering and dumping be increased to start at \$500.00.

CARRIED

ITEM - 15 SITE DEVELOPMENT FILE DA.03.064 GOTTARDO CONSTRUCTION LIMITED

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 15, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By receiving the memorandum from Councillor Yeung Racco, dated January 7, 2004.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 2

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

ITEM - 4 PERSONNEL MATTER

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

THAT Item 4, Committee of the Whole (Closed Session) Report No. 2 be adopted without amendment.

CARRIED

Having previously declared an interest, Councillor Yeung Racco did not take part in the discussion or vote on the foregoing matter.

COMMITTEE OF THE WHOLE (PUBLIC HEARING) REPORT NO. 3

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

ITEM - 1 OFFICIAL PLAN AMENDMENT FILE OP.03.024 ZONING BY-LAW AMENDMENT FILE Z.03.084 1541677 ONTARIO LIMITED PRELIMINARY REPORT

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MOVED by Councillor Yeung Racco
seconded by Regional Councillor Frustaglio

THAT Item 1, Committee of the Whole (Public Hearing) Report No. 3 be adopted and amended, as follows:

By deleting the phrase “and the Crestwood Springfarm Yorkhill Residents Association” in Clause 2 of the Committee recommendation.

CARRIED

10. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

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

- | | |
|----------------------|--|
| By-Law Number 1-2004 | A By-law to assume Municipal Services in Stockworth Doble Developments Inc., 19T-94044, Registered Plan, 65M-3132. (Subdivision Agreement dated December 13, 1996 – Stockworth Doble Developments Inc.) (Council, December 15, 2003, Item 6, Committee of the Whole, Report No. 72) |
| By-Law Number 2-2004 | A By-law to assume Municipal Services in Vellore Village Estates Inc., 19T-89024, Registered Plan, 65M-3357, 65M-3360 and 65M-3361. (Subdivision Agreement dated July 13, 2001 – Vellore Village Estates Inc.) (Council, December 15, 2003, Item 7, Committee of the Whole, Report No. 72) |
| By-Law Number 3-2004 | A By-Law to prohibit the dumping of waste on private or other property within the municipality of the City of Vaughan. (Littering and Dumping By-law) (Item 9, Committee of the Whole, Report No. 1) |
| By-Law Number 4-2004 | A By-law to amend By-law 284-94 as amended, to govern and control traffic in the City of Vaughan. (Kirby Road) (Council, December 15, 2003, Item 12, Committee of the Whole, Report No. 72) |
| By-Law Number 5-2004 | A By-law to amend City of Vaughan By-law 1-88. (Z.02.026, 1396462 Ontario Limited, south side of Teston Road east of Jane Street, being part of Lot 25, Concession 4) (Administrative Correction) (Council, October 10, 2000, Item 42, Committee of the Whole, Report No. 77) |
| By-Law Number 6-2004 | A By-law to stop-up, close and convey the former Wigston right-of-way. (Wigston right-of-way, described as Part of Lot 34, Concession 1, designated as Parts 1, 2 and 3 on Plan 65R-20293) (Council, January 12, 2004, Item 5. 1) |

CARRIED

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11. CONFIRMING BY-LAW

MOVED by Regional Councillor Ferri
seconded by Councillor Meffe

THAT By-law Number 7-2004, being a by-law to confirm the proceedings of Council at its meeting on January 12, 2004, be read a First, Second and Third time and enacted.

CARRIED

12. ADJOURNMENT

MOVED by Regional Councillor Frustaglio
seconded by Councillor Carella

THAT the meeting adjourn at 1:55 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk