



**CITY OF VAUGHAN
SPECIAL COUNCIL MINUTES
MARCH 18, 2008**

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CITY OF VAUGHAN
SPECIAL COUNCIL MEETING

TUESDAY, MARCH 18, 2008

MINUTES

±12:00 NOON

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 11:40 a.m.

The following members were 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

52. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

THAT the agenda be confirmed.

CARRIED

53. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

54. PLANNING ACT DELEGATION OF AUTHORITY

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Rosati

That the recommendation contained in the following report of the Deputy City Manager/Commissioner of Finance & Corporate Services, dated March 18, 2008, be approved:

CARRIED

Recommendation

The Deputy City Manager/Commissioner of Finance & Corporate Services, in consultation with the Commissioner of Planning and the Solicitor/Litigation, recommends:

- 1) That Council replace paragraph 10 of By-law 94-96 authorizing the delegation of authority granted to the Commissioner of Planning to specified designates, in accordance with the *Planning Act*, with a revised paragraph 10 as set out in the amending By-law, (Attachment 3); and
- 2) That the Mayor and Deputy City Clerk be authorized to execute the amended By-law.

Economic Impact

There is no economic impact as a result of this report.

Communications Plan

N/A

Purpose

By-law 94-96 states that in the absence of the Commissioner of Planning, his authority to finally approve plans of subdivision and plans of condominium may be exercised by the Director of Development Planning. As the Director of Development Planning position is currently vacant, the By-law should be amended to identify alternate designates, namely an Acting Director of Development Planning and in his/her absence, the Director of Building Standards.

Background - Analysis and Options

By-law 94-96 delegates Council's authority to give final approval to plans of subdivision and plans of condominium to the Commissioner of Planning in accordance with the *Planning Act* and *Condominium Act*. The *Planning Act* states that where this authority is delegated to an appointed officer, such officer shall be identified in a by-law by name or position occupied. The By-law currently specifies that this delegated authority may only be exercised by the Director of Development Planning in the absence of the Commissioner.

In the past, when both the Commissioner of Planning and the Director of Development Planning have been absent, staff have used a stamp with the Commissioner's signature to finalize plans of subdivision and plans of condominium. The Registry Office has recently advised that at least one copy of the plans submitted must have an original signature.

As a result, in order to avoid any delay in processing approvals related to plans of subdivision and plans of condominium, it is recommended that By-law 94-96 be amended to include alternates to the Commissioner of Planning and the Director of Development Planning, when they are both absent. If an Acting Director of Development Planning is in place, this position should be the next back-up and, as a further alternate, the Director of Building Standards would be appropriate. The Commissioner of Planning has recommended the Director of Building Standards on the basis that it makes practical sense in that the registration of plans and the signatures related to plans of subdivision and plans of condominiums often coincide with applications for building permits, which frequently are submitted immediately after the signatures are obtained. Attached is a memo from the Commissioner of Planning recommending that the Director of Building Standards be identified as an alternate.

Relationship to Vaughan Vision 2020

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

Regional Implications

N/A.

Conclusion

It is recommended that By-law 94-96 be amended to identify alternate designates for the delegated authority related to the finalization of plans of subdivision and plans of condominium in the absence of the Commissioner of Planning and the Director of Development Planning. Specifying the positions of Acting Director of Development Planning and the Director of Building Standards in the By-law complies with the provisions of the *Planning Act* and serves to ensure that plans are finalized and

processed in an efficient and expedient manner.

Attachments

1. Memo from John Zipay to Clayton Harris, dated March 11, 2008.
2. Current By-Law Number 94-96
3. Amending By-law.

Report prepared by:

Claudia A. Storto
Solicitor/Litigation

(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.)

55. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Carella
seconded by Councillor Shefman

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

By-Law Number 60-2008 A By-law to amend City of Vaughan By-law No. 94-96, a By-law delegating certain Planning Act authority to the Commissioner of Planning. (Special Council, March 18, 2008, Item 1)

CARRIED

56. CONFIRMING BY-LAW

MOVED by Regional Councillor Rosati
seconded by Councillor Carella

THAT By-law Number 61-2008, being a by-law to confirm the proceedings of Council at its meeting on March 18, 2008, be read a First, Second and Third time and enacted.

CARRIED

57. ADJOURNMENT

MOVED by Councillor Meffe
seconded by Councillor Di Vona

THAT the meeting adjourn at 11:41 p.m.

CARRIED

Linda D. Jackson, Mayor

Gloria Hardyck, Acting Clerk