

**CITY OF VAUGHAN  
COUNCIL MINUTES  
MAY 26, 2009**

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**CITY OF VAUGHAN**

**COUNCIL MEETING**

**TUESDAY, MAY 26, 2009**

**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 Linda D. Jackson, Chair  
Regional Councillor Joyce Frustaglio  
Regional Councillor Mario F. Ferri  
Regional Councillor Gino Rosati  
Councillor Tony Carella  
Councillor Bernie Di Vona  
Councillor Peter Meffe  
Councillor Sandra Yeung Racco

**98. RECOGNITION OF CITY OF VAUGHAN PUBLIC WORKS STAFF  
1<sup>ST</sup> PLACE WINNERS AT THE ANNUAL AREA MUNICIPALITIES  
PUBLIC WORKS WEEK CHALLENGE AND WINNERS OF THE "MILLER CUP"**

Mayor and Members of Council recognized City of Vaughan Public Works staff for winning 1<sup>st</sup> place at the Annual Area Municipalities Public Works Week Challenge and for winning the "Miller Cup". The following members of the winning team were acknowledged:

Terry Fisher  
Ritch Provato  
Joe Battaglia  
Doug McConnery  
Patrick Leo  
Ben Ciampichini (Coach and Trainer)  
Cindy Nolan (Coach and Trainer)

**99. CIBC SPONSORSHIP FOR COMMUNITIES IN BLOOM CONFERENCE AND TO  
SEND UNDERPRIVILEGED CHILDREN TO CAMP ONONDAGA**

Mr. Mark Roccatani, CIBC, presented Council with a sponsorship cheque in the amount of \$15,000 for the Communities in Bloom National Conference being held in Vaughan in the fall. A portion of the funds will be used to send underprivileged children to Camp Onondaga.

**100. CONFIRMATION OF AGENDA**

MOVED by Regional Councillor Ferri  
seconded by Regional Councillor Frustaglio

THAT the agenda be confirmed.

**AMENDMENT**

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Ferri

That the following addendums be added to the agenda:

- 1) BY-LAW NUMBER 119-2009  
(Council, May 5, 2009, Item 30, Committee of the Whole Report No. 23)

A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (MacArthur Drive and Katerina Avenue)

- 2) NEW BUSINESS – SEMINAR ON HEALTHY LAWNS AND GARDENS  
IN PARTNERSHIP WITH COMMUNITIES IN BLOOM ONTARIO  
JUNE 1, 2009, 7:00 – 9:00 PM, VELLORE HISTORIC HALL AND SCHOOL  
(Item 5, Report No. 5, Environment Committee Meeting of May 26, 2009)

Adoption of the recommendation of the Environment Committee meeting of May 26, 2009, Item 5, Report No. 5

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

**101. DISCLOSURE OF INTEREST**

Councillor Di Vona declared an interest with respect to the following:

- i) Item 29, Committee of the Whole Report No. 27, COMPLIANCE AUDIT – LINDA D. JACKSON, ACCOUNT OF MUNICIPAL EXPENSES, as he is the subject of an audit which has similar implications.
- ii) Item 31, Committee of the Whole Report No. 27, ADDENDUM TO COMPLIANCE AUDIT REPORT – BERNIE DI VONA (Dealt with and adopted at the Special Council Meeting of May 12, 2009 under Minute No. 94), as the matter deals with his expenses.
- iii) Item 4 Committee of the Whole (Closed Session) Report No. 28, LEGAL ADVICE, COMPLIANCE AUDIT REPORT – BERNIE DI VONA (Dealt with and adopted at the Special Council Meeting of May 12, 2009 under Minute No. 95), as the matter deals with his expenses.

Mayor Jackson declared an interest with respect to the following:

- i) Item 29, Committee of the Whole Report No. 27, COMPLIANCE AUDIT – LINDA D. JACKSON, ACCOUNT OF MUNICIPAL EXPENSES, as the matter deals with her expenses.
- ii) Item 31, Committee of the Whole Report No. 27, ADDENDUM TO COMPLIANCE AUDIT REPORT – BERNIE DI VONA (Dealt with and adopted at the Special Council Meeting of May 12, 2009 under Minute No. 94), as she is the subject of an audit which has similar implications.
- iii) Item 4, Committee of the Whole (Closed Session) Report No. 28, LEGAL ADVICE, COMPLIANCE AUDIT REPORT – BERNIE DI VONA (Dealt with and adopted at the Special Council Meeting of May 12, 2009 under Minute No. 95), as she is the subject of an audit which has similar implications.

- iv) Item 6, Committee of the Whole (Closed Session) Report No. 28, LITIGATION MATTER (Rossi v. City of Vaughan et al.) as she may be called as a witness.

**102. ADOPTION OR CORRECTION OF MINUTES**

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT the minutes of the meeting of May 5, 2009 and Special Council meeting minutes of May 12, 2009, be adopted as presented.

CARRIED

**103. ROAD NAME CHANGE – MOUNSEY STREET  
WEST OF CLARENCE STREET  
TO CLADDAMOUR PLACE**

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

MOVED by Councillor Carella  
seconded by Regional Councillor Frustaglio

That the recommendation contained in the following report of the City Clerk, dated May 26, 2009, 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 change the name of Mounsey Street west of Clarence Street to Claddamour Place.

**Purpose**

To enact a by-law to change the name of Mounsey Street west of Clarence Street to Claddamour Place.

**Background – Analysis and Options**

At its meeting of May 5<sup>th</sup>, 2009, Council directed staff to commence procedures as required by the Municipal Act to advertise and schedule a Public Hearing to change the name of Mounsey Street west of Clarence Street to Claddamour Place (Attachment 1).

The notice (Attachment 2) was advertised for two (2) consecutive weeks (May 15<sup>th</sup> & May 21<sup>st</sup>, 2009) in the City Page of the following papers: Vaughan Today and Vaughan Citizen/Liberal. The appropriate agencies have been notified of the proposed by-law. No objections have been received.

**Conclusion**

In order to complete the road renaming process, Council's approval of this recommendation is required. A By-law will be brought forward to a future council meeting.

**Attachments**

1. Council Extract – Item #18, Report 23, May 5, 2009 Council Meeting
2. Notice of Road Renaming

**Report Prepared by:**

Brenda Macdonald, Administrative Co-ordinator, Ext. 8286  
Todd Coles, Manager of Development Services, Ext. 8332

(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.)

**104. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

The following items were identified for separate discussion:

Strategic Planning Committee Report No. 2

Item 4

Committee of the Whole Report No. 27

Items 10, 11, 12, 13, 15, 17, 29, and 31

Committee of the Whole (Closed Session) Report No. 28

Items 1, 4, and 6

Special Committee of the Whole Report No. 30

Item 1

Deferred Item

1

Addendum Items

1 and 2

MOVED by Regional Councillor Frustaglio  
seconded by Councillor Carella

THAT Items 1 and 2 of the Committee of the Whole (Working Session) Report No. 26, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Strategic Planning Committee Report No. 2, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 32 of the Committee of the Whole Report No. 27, 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. 28, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 and 2 of the Committee of the Whole (Public Hearing) Report No. 29, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 and 2 of the Budget Committee Report No. 5, BE APPROVED and the recommendations therein be adopted.

CARRIED

Deferred Item

**105. WOODBRIDGE CONSERVATION DISTRICT STUDY AND PLAN  
DESIGNATION OF THE VILLAGE OF WOODBRIDGE AS  
A HERITAGE CONSERVATION DISTRICT  
PURSUANT TO THE ONTARIO HERITAGE ACT  
FILE #15.99  
WARD 2**

(Deferred from the Council Meeting of May 5, 2009, Item 26, Report No. 23)

MOVED by Councillor Carella  
seconded by Councillor Di Vona

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 20, 2009, be approved;
- 2) That the memorandum from the Commissioner of Planning, dated May 22, 2009, be received;
- 3) That the written submission from Councillor Carella, dated May 13, 2009, to area residents, be received; and
- 4) That the following written submissions be received:
  - a) Mr. Kurt Franklin, Weston Consulting Group Inc., 201 Millway Avenue, Unit 19, Vaughan, L4K 5K8, dated May 25, 2009; and
  - b) Mr. Alan Young, 201 Millway Avenue, Unit 19, Vaughan, L4K 5K8, dated May 25, 2009.

CARRIED

Council, at its meeting of May 5, 2009, adopted the following:

That this matter be deferred to the Council meeting of May 26, 2009;

That the memorandum from the Commissioner of Planning, dated May 1, 2009, be received; and

That the following written submissions be received:

- a) Linda Mae Maxey, A Friend of the Village, dated April 21 and 22, 2009;
- b) Mr. Alan Young, Weston Consulting Group Inc., 201 Millway Avenue, Unit 19, Vaughan, L4K 5K8, dated May 1, 2009; and
- c) Mr. J. R. Bousfield, Bousfields Inc., 3 Church Street, Suite 200, Toronto, M5E 1M2, dated May 4, 2009.

Committee of the Whole recommendation of April 20, 2009:

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 20, 2009, be approved, in principle, and that staff consider the comments expressed by the deputants with respect to the boundaries and report on such considerations by memorandum in advance of the Council meeting of May 5, 2009;
- 2) That the following deputations, petition and written submission be received:
  - a) Ms. Deb Schulte, 76 Mira Vista Place, Woodbridge, L4H 1K8;
  - b) Mr. Frank Taylor, 32 Abell Avenue, Woodbridge, L4L 1B8;
  - c) Ms. Iuna Barone, Royal LePage Maximum, 7694 Islington Avenue, 2<sup>nd</sup> Floor, Woodbridge, L4L 1W3;
  - d) Mr. Chris Andrews, 7848 Kipling Avenue, Woodbridge, L4L 1Z5;
  - e) Mr. Adriano Volpentesta, 74 Mediterra Drive, Vaughan, L4H 3B8;
  - f) Mr. Claudio Campoli, Spectrum Realty Services, 8400 Jane Street, Suite 9, Concord, L4K 4L8;
  - g) Mr. Jamie Maynard, 76 William Street, Woodbridge, L4L 2R9;
  - h) Ms. Linda Mae Maxey, 65 Cheltenham Avenue, Woodbridge, L4L 1K6, and petition; and
  - i) Mr. Ken Maynard, 8074 Kipling Avenue, Woodbridge, L4L 2A1, and written submission; and
- 3) That the written submission of Mr. David J. Maynard, 7985 Kipling Avenue, Woodbridge, L4L 1Z8, submitted by Mr. Jamie Maynard, be received.

Report of the Commissioner of Planning dated April 20, 2009

**Recommendation**

The Commissioner of Planning in consultation with the Commissioner of Community Services recommends approval of the following:

- 1) That a by-law be enacted to designate the area shown on Attachment 2 as the Woodbridge Heritage Conservation District pursuant to subsection 41(1) of the Ontario Heritage Act;
- 2) That a by-law be enacted to adopt the Woodbridge Heritage Conservation District Plan (Attachment 3) as guidelines for property owners, City Staff, advisory committees and Council when making decisions on matters referred to in Section 41.2 and 42 of the Ontario Heritage Act;
- 3) That the City of Vaughan By-law 203-92 which regulates signage in the City and special Sign Districts should be amended to include the entire boundary of the Woodbridge Heritage Conservation District as reflected in Attachment 2; and, to prohibit pylon signs; internally illuminated signs and awning signs. In addition, awnings should be required to be retractable in the traditional profile and material;
- 4) That a Community Improvement Plan policy be included in the Official Plan Amendment inclusive of the Heritage District Boundary;
- 5) Changes to the Official Plan(s) and City Zoning By-law 1-88, respecting land use and setbacks as recommended in the plan be considered in the Woodbridge Focused Area Study inclusive of the Heritage District boundary;
- 6) That the Recreation and Culture Department submit an additional resource request for Council's consideration as part of the 2010 Operating Budget process, in order to implement the District Plan.



- 7) That Staff prepare a report for Council's review on any required amendments to the Site Plan Control By-law and associated OPAs to include all properties within the Woodbridge Heritage District or within the area identified during the review of OPA 200, as amended, for Council consideration;
- 8) That the Federal "Standards and Guidelines for the Conservation of Historic Places in Canada" be adopted; and,
- 9) A detailed Streetscape Master Plan for the Woodbridge Core area and a costing and implementation plan should be undertaken which build on the Streetscape Master Plan and costing prepared through the Kipling Avenue Corridor Study.

### **Economic Impact**

The funds for the Study were approved by Council on May 7, 2007. Subsection 41(10.1) and clause 41 (5) (b) of the Ontario Heritage Act, as amended in 2005, now requires that a by-law designating a Heritage Conservation District be registered against title to the properties affected by the by-law in the Land Registry Office. The cost to the City of this one time fee will be approximately \$500.00 to register all properties, including the associated Staff time. This work will be undertaken at such time as the implementing by-laws are adopted by Council and are in full force and effect. Cultural Services has also identified a need for additional staff resources to be able to implement the Plan once approved.

### **Communications Plan**

Property owners within the Study area were notified by direct mailings, advertisements were placed in local papers, and the Study and notification of each meeting were highlighted in the Policy Planning section of the City's website. Three public consultation meetings were held at strategic milestones in the study process, and a fourth was held to address questions raised at the statutory Public Hearing. On average, 80 residents and business owners attended each of the public meetings.

The Study and Plan were also circulated to members of the Heritage Vaughan Committee, and presented to them at their meeting of October 29, 2008. At this meeting, the Committee moved to approve the final draft of the Woodbridge Heritage Conservation District Study, Plan and Inventory.

### **Purpose**

The purpose of this report is to provide a summary of the contents of the proposed Woodbridge Heritage Conservation District Study and Plan, and events to date, and to recommend the enactment of a by-law to designate the Village of Woodbridge Heritage Conservation District Plan, and the enactment of a subsequent by-law to adopt the Village of Woodbridge Heritage Conservation District Plan. The report also makes other recommendations to ensure the successful implementation of the Woodbridge Heritage Conservation District.

### **Background - Analysis and Options**

The Ontario Heritage Act governs the protection of the natural and built environment. In order for a Heritage Conservation District to be designated by a municipality, there are specific tasks that must occur. These include:

1. Inclusion of Heritage Policies within the Official Plan, in this instance the Woodbridge Community Plan, OPA #240;
2. The designation of the area to be studied;
3. Consultation with Heritage Vaughan;
4. A public meeting; and,
5. Notification of property owners if a Heritage Conservation District is approved.

Based on these requirements, at the Council meeting of May 7, 2007, the following recommendation

(in part) was approved:

- “ 1. A Heritage Conservation District Study be undertaken in order to secure the long-term protection of Woodbridge’s historic built and natural environment to ensure that new development within the area is compatible with the architectural and contextual character of the community;
2. Council enact a By-law to identify the area shown on Attachment 1 as a potential Heritage Conservation District pursuant to Part V, section 40, of the Ontario Heritage Act; and,
3. Council approve the Terms of Reference for the Woodbridge Heritage Conservation District Study and Plan.”

In accordance with these recommendations “By-law 139-2007” a by-law to define an area to be examined for future designation of the whole or part of the area as a Heritage Conservation District” was adopted at the May 7, 2007 meeting of Council.

#### Terms of Reference

The key tasks outlined in the Terms of Reference for the Heritage District Study and approved by Council on May 7, 2007 are outlined below:

1. To review the building stock and natural heritage landscape within the study area to determine if a Heritage Conservation District is an appropriate tool to manage change within the community.
2. To provide a suggested boundary for a Heritage Conservation District, if it is determined to be warranted.
3. To highlight key development issues that should be addressed in a Heritage Conservation District Plan.
4. To identify and provide appropriate policies for the preservation and enhancement of built and natural heritage in Woodbridge.
5. To provide appropriate design guidelines and standards for development in Woodbridge.

#### Public Hearing of January 13, 2009

The Woodbridge Heritage Conservation District Study/Plan was presented to members of Council and residents at the statutory public hearing of January 13, 2009, for their consideration and comment.

On February 3, 2009, Council approved the recommendation to receive the Study Report and proposed Woodbridge Heritage Conservation District Plan; that issues identified be addressed in a comprehensive report to a future meeting of the committee of the Whole; and, that prior to the matter returning to a Committee of the Whole, a further public consultation meeting be held with members of the community to fully explain the implications of the proposed Plan.

A number of residents spoke at the hearing or submitted written comments. Their comments and those of Council are summarized as follows:

#### (1) Comment

*“It is too late to preserve the heritage character of Woodbridge, as most of the historical buildings have been lost to redevelopment.”*

#### Response

There are over 130 Heritage buildings, and a number of significant landscapes, monuments and bridges still remaining within the proposed Woodbridge Heritage District. It is interesting to note that the proposed Woodbridge Heritage District has the greatest number of Contributing buildings (buildings of heritage significance), and also the second highest ratio of Contributing buildings to non-Contributing buildings, relative to the established Heritage Districts of Thornhill, Maple, and Kleinburg-

Nashville. Given the significant concentration of heritage buildings remaining in the Woodbridge core, it is important to protect and encourage the evolution of the heritage character of this area through the establishment of a Heritage District.

(2) Comment

*A few residents questioned why their homes were noted as having heritage significance, given that the structures have been altered, or were built within the last 60 years.*

Response

The Heritage Architect for the study has surveyed each property within the proposed District boundary with respect to the "Heritage Character Statement" contained in the Heritage Plan and also the Heritage Character Area in which the structures are situated, to determine whether a structure is contributing to the historical significance of that particular area. Structures that have been altered may still contain heritage attributes that continue to contribute to the spirit of the District. The Heritage Architect has determined that some properties built within the last 60 years have cultural value as part of the more recent history and heritage character of the District. For example, the time frame of the modern bungalow properties (circa 1949), is recognized as having a unique style "Mid Century Modern". These buildings were first to break with the revivalist styles of the early century, and they have led to much of today's modern design aesthetic. The architecture of the "Victory" house (1945-1950), symbolizes a change in attitude and social adjustment after the Second World War, and although often small and humble is also considered of historic value because of its limited time frame.

(3) Comment

*A few residents expressed concerns that should the Woodbridge Heritage Conservation District Plan be approved, they would be unable to renovate/make additions to their homes.*

Response

Renovations/additions are permitted within a Heritage District, provided they are appropriate to the heritage character of the existing building, and in compliance with the Heritage District Guidelines. Proposals for renovation/additions to any structure within a Heritage District will be reviewed by City of Vaughan Cultural Services Division. Cultural Services Staff are available to discuss the potential for renovating, restoring and adding onto a building.

(4) Comment

*A resident asked whether there are any regulations within the proposed District Plan respecting non-Contributing buildings (buildings which are not noted as having heritage significance) located next door to a heritage property.*

Response

New buildings/renovations to non-Contributing buildings within the Heritage District are also addressed within the proposed guidelines of the Heritage District Plan (Section 6.3). Proposed development must adhere to the design guidelines provided in the Plan respecting the Character Area in which they are located. In addition, when located adjacent to a heritage structure, new development must not detract, hide from view, overwhelm, or impose in a negative way on existing heritage resources. Transitional Design Guidelines are provided in the District Plan and are specifically included to ensure that new structures and landscapes harmonize with Contributing properties. These guidelines regulate building heights, yard setbacks and landscape continuity adjacent to Contributing properties. However, the Transitional Design Guidelines offer more leeway in terms of the building materials, and architectural style of the new building.

(5) Comment

*A few members of the community attending the Public Hearing, expressed confusion with respect to the proposed boundary line of the District.*

Response

It should be noted that the study area included a larger area, while the proposed District boundary has left out pockets which were not considered to add to the heritage character of the area. Attachment #3 to this report outlines the study area, the proposed District boundary, and the Character Areas.

(6) Comment

*A number of residents at the Public Hearing spoke in support of the proposed Heritage District Plan as an effective and necessary approach for preserving the valuable heritage character of Woodbridge.*

Additional Public Consultation Meeting Held March 4, 2009

Over 60 residents attended the public consultation meeting on March 4, 2009. The City's Consultants for the Heritage Conservation District Study provided a presentation specifically geared to addressing questions and issues raised at the Public Hearing on January 13, 2009. The remainder of the evening was devoted to a question and answer period to allow any additional questions from residents to be addressed by the Heritage Architect, and City Staff.

While some residents expressed opposition to the creation of a Heritage District in Woodbridge, others were optimistic that a Heritage District would have a positive influence on the quality of their community. A number of residents suggested that a Heritage District would be more successful in achieving its objectives, if Council would recognize it as a special area in the City worthy of public funding to improve the streetscape, roads, and other public spaces within its boundary.

Additional Comments Received at the Public Consultation Meeting of March 4, 2009, and Since the Public Hearing Date

(1) Comment

*At the March 4, 2009 meeting, the owner of a smaller heritage home within the proposed District expressed concerned that he would not be permitted to demolish his home to re-build a larger structure for his growing family, if the District were established. In addition, he stated that the home is in need of costly repairs which he does not feel are justified in view of the fact that he needs a larger building.*

Response

It can be less costly to repair and add onto the existing house than it would be to demolish the structure and build anew. The proposed Heritage Plan details how additions may be made to existing structures using appropriate materials, and maintaining the architectural integrity of the building. Cultural Services Staff are available to discuss the potential for renovating, restoring and adding onto a building.

(2) Comment

*A letter was received by the City on March 3, 2009, signed by 16 homeowners residing in the section of Kipling Avenue north of Meeting House road, and south of Chavender Place, requesting the exclusion of their properties from the Woodbridge Heritage Conservation District Plan.*

Response

These properties form part of the Kipling Avenue Character Area, and represent a concentration of heritage homes, over half of which are listed as "Contributing" in the Study inventory. Staff are of the opinion that the properties should be included in the District as per the recommendations of the

Study's Heritage Architect.

(3) Comment

*Two letters were received from home owners residing on Kipling Avenue, opposing the District Plan because of concerns respecting (i) de-valuation of property values, and (ii) perceived restrictions (particularly with respect to Section 8.3.1.1 Exemptions). Questions were also raised respecting the (iii) City's responsibility in improving the public streets/streetscape.*

Response

(i) With respect to the question of property values, studies have shown that property values of heritage buildings in Ontario performed very well in the real estate market. In addition, designated Heritage properties are more resistant to negative fluctuations in the market. A study conducted in 2000 on property values of designated heritage buildings in different parts of Ontario found that 74% of properties were valued above the average sale prices in their particular area. (The Lazarus Effect, Robert Shipley, Heritage Resource Centre, University of Waterloo, [www.fes.uwaterloo.ca/research/hrc/documents/lazarus-jan20-verA.pdf](http://www.fes.uwaterloo.ca/research/hrc/documents/lazarus-jan20-verA.pdf)). Please see study references for further articles on this topic.

(ii) Section 8.3.1.1 Exemptions, respecting building projects which do not require a Heritage Permit, has been revised to clarify that a Heritage Clearance Approval is not required for this class of projects. It is however, encouraged that residents confirm verbally with Cultural Services Staff that the work they are planning to undertake is in an exempted class.

(iii) Regarding improvements to roadways and to the public realm, the City of Vaughan is undertaking re-construction of Kipling Avenue from Hwy # 7 to Woodbridge Avenue this summer (2009). Streetscaping is also projected for Kipling Avenue (from Hwy # 7 north to Langstaff Road), and Woodbridge Avenue Commercial Core for 2015; and, will be designed in accordance with the recommendations of Draft OPA 695 (Kipling Avenue Study), and the recommendations of the Woodbridge Heritage Conservation Plan. Any new streetscaping policies arising from the Woodbridge Focused Area Study will also be considered.

(4) Comment

*A letter was received from the owners of a "Contributing" property on Kipling Avenue, outlining their issues respecting the Woodbridge Heritage Conservation District. They cited the following concerns which are in addition to those concerns already discussed in this section of the staff report:*

(i) *The Consultation Process was not satisfactory because the community was not notified at the onset of the study; and, the City should have made appointments with each owner of a "Contributing" property to detail the reasons for such a classification.*

(ii) *Provincial policy, including the Places to Grow legislation (2006) encourages intensification within existing settlement areas and the Heritage Act should not be used to undermine Provincial goals.*

(iii) *The study does not outline criteria for Designation under the Heritage Act; and, it is not explained why certain properties are listed as "Contributing".*

(iv) *Properties within the study area which were considered to be designated as heritage properties are now being taken off the "Contributing" list, indicating that the City's consultant was too comprehensive/aggressive in his approach.*

Response

(i) "A Notice of the Passing of a By-law to designate a Heritage Conservation District Study Area" was mailed to all residents within the study area, placed in the local newspapers, and

advertised on the City web site. This occurred prior to the initiation of the study. On June 20, 2007 shortly after the Consultant was retained for the study, a joint Open House with the Kipling Avenue Study was held, to introduce the scope and objectives of the Heritage Conservation District Study and determine a Heritage Character statement and guiding principles for the study area.

Three additional public consultation meetings were held thereafter at strategic milestones in the process. Including the statutory Public Hearing, a total of 5 public meetings were held. Property owners of proposed “Contributing” buildings were notified through a list which was mailed with the Notice of Public Hearing. Presentation material at public consultation meetings held prior to the public hearing was also reflective of the proposed “Contributing” properties. It should be noted that while the City held a total of 5 public meetings, the Provincial Heritage Act (Section 41.1, Subsection 6. b), requires only one public meeting in the establishment of a Heritage District.

- (ii) The conservation of heritage resources, including Heritage Conservation Districts, is supported in the Provincial Policy Statement (PPS) 2005. The PPS states that “Significant built heritage resources and significant cultural heritage landscapes shall be conserved”. The Places to Grow Plan (2006), includes policies to protect cultural heritage (Section 4.2.4. e). Further, the City of Vaughan is currently undertaking a Growth Management Study which includes a new Official Plan for the City. The City’s evolving approach to growth is not about intensifying everywhere. It is about strategically directing growth to particular places, chiefly Centres and Corridors that are well served by transit rather than to stable residential areas and historic villages. Notwithstanding this, Heritage District Plans do not altogether restrict intensification; rather, they set-out guidelines for new development to occur in a manner which is not detrimental to the existing heritage character.
- (iii) The Woodbridge Heritage Conservation District Study/Plan has proceeded according to all required steps of the Ontario Heritage Act respecting the establishment of a Heritage District. The background, including the provincial, regional, and municipal criteria for establishment of the district, has been included in Part 1 of the Study Report. This section of the study also provides the district history, heritage styles and heritage evaluation. In addition, a Heritage Character Statement outlining Woodbridge’s history, unique identity and reasons for designation under the Ontario Heritage Act, is also included.

Although a comprehensive discussion of why each “Contributing “ building in the Study Inventory is important to the Heritage Character is not included, a statement indicating the heritage style is provided. Further details respecting individual buildings may be obtained from the City’s Cultural Services Department.

- (iv) The proposed list of “Contributing” buildings remains the same as that originally proposed, the District boundary has been modified to exclude one property located on Islington Avenue. The reason for this change is explained in the following section of this report (Proposed Heritage Conservation District Boundary).

In conclusion to this section on comments received, it should be noted that the total number of property owners who have notified the City of their opposition to the proposed District Plan is 27. This represents about 9% of the 295 lots situated within the proposed Heritage District.

Council Working Session of April 6, 2009

On April 6, 2009, the City’s consultants for the Woodbridge Heritage Conservation District Study, presented Council with a similar presentation to that which had been given to Woodbridge residents at the March 4, 2009 public consultation meeting. The purpose of the session was to address questions and concerns which had been raised at the statutory Public Hearing of January 13, 2009; and, to permit Council to ask any further questions they might have with respect to the proposed Plan. At the conclusion of the presentation and discussion which followed, Council passed the motion to approve the Staff recommendation to receive the presentation, and the status update on the Woodbridge

Heritage Conservation District Study and Plan.

Proposed Heritage Conservation District Boundary

By-law 139-2007 defined the area subject to the study (See Attachment 1). Based on the review of existing conditions by the consultant, the proposed boundary of the Heritage Conservation District was modified to better reflect the location of the heritage resources (See Attachment 2). A final adjustment was made to the Heritage District boundary as a result of further review following the Public Hearing, to exclude the property at 8142 Islington Avenue from the District boundary. It was decided that because this was the only property within the district fronting onto Islington Avenue, the continuity of the District could be maintained and the “Modern” Church located on the lot could be protected through a Part 1V Designation based on further review by the City.

Provincial Policy Statement (2005)

The conservation of heritage resources, including Heritage Conservation Districts, is supported in the PPS. The PPS states that “Significant built heritage resources and significant cultural heritage landscapes shall be conserved”.

The proposed Woodbridge Heritage District Conservation Plan has identified heritage features in the study area, and proposed guidelines to protect, alter/repair, and manage these cultural resources to preserve their heritage value.

Ontario Heritage Act

The Ontario Heritage Act, R.S.O. 1990, c.O. 18, as amended, (the “Act”), Part V enables municipalities to establish or designate Heritage Conservation Districts. The Act governs the establishment of Heritage Conservation Districts and is concerned with the protection and enhancement of buildings, streets, and open spaces that collectively give an area a special character, identity or association. Heritage Conservation Districts can either comprise a few buildings, a large area or even an entire municipality. These areas may have cultural, architectural, historic, scenic or archeological aspects worth conserving. The designation of a District under Part V of the Act can provide a means to protect and manage that character in the course of change over time.

A municipal council may control alterations, additions and proposed demolitions through the District similar to that for individually designated heritage properties under Part 1V of the Act. The compatibility and design of new construction may also be reviewed and managed by Council more rigorously than is permitted under the Planning Act. It should be noted that the intent of a Heritage Conservation District is not to “freeze” a community in time, but to manage its special character through the preparation of a district plan that guides physical change and compatible development. The outcome is the conservation of complete environments as attractive, interesting and congenial places to live, work and visit.

Revisions to the Ontario Heritage Act permit the Heritage Conservation District Plan to supersede existing policies contained within the Community Official Plan and the City’s Comprehensive Zoning By-law 1-88. As a result of this change to the Act, it will be necessary to review these documents to ensure they conform to the Heritage Conservation District Plan once it has final approval.

Section 40(3) of the Ontario Heritage Act requires that Council consult Heritage Vaughan with respect to undertaking the Study. At the March, 2007 meeting of Heritage Vaughan, a motion was passed requesting that the City provide funding to undertake a Heritage Conservation District Study. The Final Draft Heritage Conservation District Study/Plan was presented to Heritage Vaughan at their meeting of October 29, 2008. At this meeting, the Committee moved to approve the final draft of the Woodbridge Heritage Conservation District Study, Plan and Inventory.

York Region Official Plan

The Regional Official Plan contains a number of Cultural Heritage policies that support the

preservation of cultural heritage resources, and promote cultural heritage activities. Section 4.2 – Cultural Heritage, (in part) “encourages area municipalities to document other significant heritage resources, and to promote heritage awareness”. The establishment of the Woodbridge Heritage Conservation District Plan supports the Regional objectives to conserve heritage resources.

#### OPA No. 240 Woodbridge Community Plan

Subsection 41(1) of the Ontario Heritage Act enables a municipal council to designate Heritage Conservation Districts where an Official Plan (Amendment) contains policies relating to the establishment of such districts. Section 10 “Heritage Conservation” of OPA No. 240 fulfills this requirement by outlining Council’s intent to retain and preserve historic buildings, structures, landscapes and archaeological sites and artifacts. Specifically, Section 10 c) of OPA 240 states:

*“Council may, among other things, designate properties under the Ontario Heritage Act and may prepare a Heritage Conservation District Plan in accordance with the guidelines of the Ministry of Culture and Communications (sic) and designate appropriate Heritage Conservation Districts under the provisions of the Heritage Act.”*

Since the adoption of OPA 240, the Ministry of Culture and Communications has evolved into the Ministry of Citizenship and Culture.

Once the Heritage Conservation District Plan is approved, the Official Plan will need to be revised to reflect the contents of the Heritage Conservation District Plan. These amendments will address items such as built form and policies to preserve and enhance the heritage landscape of Woodbridge. It should be noted that the concurrent Kipling Avenue Corridor Study includes the information and policies pertaining to heritage for the portion of the Heritage Conservation District Study which falls into the Kipling Avenue study area.

#### Brief History of the Woodbridge Study Area

Woodbridge is one of four historic villages within the City of Vaughan and represents one of the highest concentrations of heritage properties in the City. Currently, Woodbridge is the only historic village of four within Vaughan, without a Heritage Conservation District designation.

The first known inhabitants to the Region of York, were the Mississauga, Huron, Iroquois and the Algonquin Indians, who established settlements, hunting grounds and portage routes in the area in the form of small wigwams and longhouses. A different kind of settlement began in the late 1700’s and early 1800’s by the United Empire Loyalists. They built log houses, and barns along the well drained borders of the Humber and the Don Rivers.

The Woodbridge settlement area pre-1900’s included log houses, barns, a school house, two churches and the first major transport link, the Toronto Grey and Bruce Railroad and Station. Factories, mills, and farmland continued to attract settlers until the late 18<sup>th</sup> century. In 1855, the settlement of Burwick was renamed Woodbridge because of the confusion between the settlement of Berwick, and the appropriateness of the name given the large number of bridges required to cross the tributaries of the Humber River.

The village quality of Woodbridge consists of several styles of architecture including Georgian/Loyalist, Neo Classical, Classic/Greek Revival, Gothic Revival, Victorian, Queen Anne Revival, Neo-Gothic, Edwardian, Bungalow, Colonial Revival, Period Revival, Art Moderne, Victory Housing, Contempo/International, and Ontario Cottage. The distinct styles are referenced as they apply to each of the heritage buildings in the former Village of Woodbridge.

#### Analysis and Options

##### Historical Significance and Heritage Character Statement

The Woodbridge Heritage Village Character, unique Heritage Character Areas, and significant



densities of properties and landscapes contribute to the Woodbridge Heritage Character and provide substantive reason for designation under the Ontario Heritage Act.

The heritage character of the Woodbridge Heritage Conservation District derives from the collection and association of its cultural heritage landscapes, properties and structures, and can be discerned from the following:

- a. Woodbridge's history and function, within Vaughan and surroundings;
- b. Woodbridge's unique sense of identity; and,
- c. Woodbridge's unique elements.

Woodbridge's history includes its origin as native settlements, to its 1800s agricultural village period, to a 1900s cotton mill village, to a present day mixed-use village, commercial core and destination point for Vaughan. The built form of the district area reflects the multiple layers of history, construction periods, and architectural styles.

Its village like character is established through pedestrian scale, mix of uses, and park-like setting of the Humber River. Woodbridge is unique in that it comprises several district character areas each contributing to the village experience of Woodbridge as a whole. Special places and monuments including the War Memorial, the Woodbridge Fairgrounds, the bridges, and the Humber trails also define the unique character of the Woodbridge Heritage District.

#### The District Plan

The approach of the District Plan is to provide a tool for managing change consistent with recognized heritage conservation principles. The Plan encourages the continued maintenance of the built and natural environment and guides new construction within the Heritage District.

The Plan consists of 3 Parts and an Appendix. Part 1-The Study, explains the background and context of the proposed Woodbridge Heritage Conservation District, including the history of the Village, and the heritage evaluation process. Part 2-The Heritage Conservation District Plan, describes the objectives of the study process, the District Boundary, Historical Significance, Heritage Attributes and District Guidelines, and conservation plans for re-development and additions to heritage buildings. Part 3 – Implementation, outlines the development review process for heritage properties, including the building permit and heritage permit processes. The Appendix contains the Heritage Inventory as a separate report.

#### **A. Heritage Attributes and District Guidelines**

The proposed Woodbridge Heritage Conservation District is divided into seven distinct character areas defined by heritage attributes, including the following:

- (i) collection of properties of a certain age;
- (ii) architectural style and design of buildings;
- (iii) building placement and setbacks;
- (iv) a particular density and scale;
- (v) a particular landscape or setting;
- (vi) the streetscape and street cross-section; and,
- (vii) associated structures such as bridges or historic monuments.

The Seven Heritage Character areas highlighted in the proposed District Plan are as follows:

- (i) Woodbridge Avenue
- (ii) Kipling Avenue North and South
- (iii) Wallace Street
- (iv) William and James Street
- (v) Clarence Street and Park Drive
- (vi) The Woodbridge Fairgrounds Area

(vii) The Humber River Corridor

The proposed Heritage District Plan details the heritage attributes of each of the noted character areas and establishes guidelines for new buildings, including use, height, setbacks, requirements for siting of the structures on the lot, and landscaping.

The following provides a brief summary of the Seven Heritage Character Areas and the proposed development guidelines related to each. Please refer to Schedule 14 (pg. 70) in the Woodbridge Heritage Conservation District Study/Plan to view boundaries of each of the Seven Heritage Character areas.

**(i) Woodbridge Avenue Character Area**

Heritage Attributes

- (a) Woodbridge Avenue has a main street character, with pedestrian oriented retail at grade level.
- (b) There is a street wall of buildings averaging between 2 and 4 floors, with some buildings having up to 6 floors in height.
- (c) Buildings are generally built with zero or minimum setback from the front property line.

Proposed Guidelines

- (ai) Buildings fronting on Woodbridge Avenue within the proposed Heritage District should include street oriented retail at grade level, with mixed commercial/residential above. The ground level must be flush with the public sidewalk, with direct access from the street.
- (bi) New buildings located on Woodbridge Avenue should generally conform to a maximum of 4 storeys and transition from the height of adjacent contributing buildings with a maximum 45 degree angular plane, starting from the heights of the contributing buildings, measured at the buildings' edges. The proposed Heritage District Plan recognizes that the Official Plan permits a six-storey height maximum for certain areas of the street and respects this permission, with the requirement that these taller buildings have a minimum 2 storey/ maximum 4 storey podium, with any additional storeys stepping back on a 45 degree angular plane.
- (ci) Generally, new buildings should be built with zero front yard setbacks to establish a continuous street wall. When located adjacent to existing contributing buildings with greater front yard setbacks, the new buildings should have a setback equal to the average of the front yard setbacks of the two properties on either side.
- (di) Existing contributing buildings should retain their historic setbacks.
- (ei) New buildings should front onto Woodbridge Avenue with main entrances on the street. There should be no side lotted buildings on Woodbridge Avenue.

**(ii) Kipling Avenue North and South Character Area**

Heritage Attributes

- (a) The street has a significant tree canopy and is characterized by landscaped front yards.
- (b) There are a wide range of building types and uses.
- (c) Kipling Avenue has a variety of small scale open spaces.

- (d) The street has always been considered as an important gateway to Woodbridge Avenue.
- (e) The north portion of Kipling Avenue north of Woodbridge Avenue, has changed significantly in the last few years as a result of several large development sites.

Proposed Guidelines

- (ai) Kipling Avenue should regain and retain its heritage character and street scale.
- (bi) New or renovated buildings and landscapes must conserve and enhance the tree canopy, front directly onto Kipling Avenue, and provide a landscaped front yard.
- (cii) New development should contribute to the quality and connectivity of the pedestrian environment.
- (di) The maximum height for new buildings shall be 3 storeys (11m).
- (ei) New buildings must have a residential character and should be conducive to a mix of uses, including small scaled commercial uses.
- (fi) New buildings should have a minimum 3 meter setback from the front property line so as to not deviate drastically from the existing character of the deep front yards. Where heritage contributing buildings on either side of the subject site are set farther back from the front property line than the minimum permitted setback; the setback will be the average of the front yard setbacks of the two properties on either side of the subject site.

**(iii) Wallace Street Character Area**

Heritage Attributes

- (a) A residential street, pedestrian oriented in character with a variety of housing types.
- (b) Provides access and views to public open spaces.
- (c) Houses on the west side of the street have relatively large setbacks, and provide greenery and tree canopy to the street. Houses on the east side are built close to the front yard property line.
- (d) Houses are predominantly 2 to 3 storeys in height and have side yards which provide views to the hillside on the west and the river valley to the east.

Proposed Guidelines

- (ai) The street should retain the existing single family detached residential character.
- (bi) Views and access to the park system should be protected and enhanced wherever possible.
- (ci) Setbacks of new buildings should be consistent with existing setbacks on either side of the street.
- (di) New buildings should be a minimum of 2 storeys (8.5m) in height and a maximum of 3 storeys (11 m).
- (ei) Detached residential dwellings must provide side yards consistent with present zoning regulations. By the standards of By-law 1-88, the Single Detached Residential R3 Zone requires a minimum interior yard of 1.2 m and a minimum exterior yard of 4.5 m.

(iv) **Williams Street and James Street Character Area**

Heritage Attributes

- (a) Williams and James Streets have a quiet rural residential street character with sidewalks on only one side of the street, and a large number of trees.
- (b) The bridge is a centre piece and a key element of the streets identity.
- (c) The Woodbridge Fairgrounds to the north offers a significant green buffer, currently inaccessible from this area.

Proposed Guidelines

- (ai) These streets should retain their existing single detached residential character.
- (bi) New buildings should be a minimum of 2 storeys (8.5 m) in height and a maximum of 3 storeys (11m).
- (ci) A naturalized tree canopy should be maintained along the railway corridor, and at the triangular extension of the railway corridor, at the southwestern corner of the intersection of William and James Streets.
- (di) The bridge should be maintained and preserved as a key feature of the area's identity.
- (ei) The existing natural landscape and forest canopy at the edge of the Fairgrounds should be protected and maintained, and opportunities for pedestrian access should be explored.

(v) **Clarence Street and Park Drive Character Area**

Heritage Attributes

- (a) These streets have a residential character that is pedestrian oriented and include a broad variety of housing types and styles.
- (b) Front yards provide a significant amount of greenery and tree canopy. Side yards provide views to backyards and east river valley.
- (c) Houses are predominantly 2 to 3 storeys high.

Proposed Guidelines

- (ai) Streets should retain the existing single detached residential dwelling character.
- (bi) Pedestrian views and connections to and from Woodbridge Avenue and the park system must be protected and their design enhanced.
- (c) Minimum front yard setbacks of 4.5 m are proposed for lots fronting on Clarence Street and Park Drive. Existing side yards should be maintained.
- (di) Minimum building heights of 2 storeys (8.5 m) and maximum building heights of 3 storeys (11m) are proposed for these streets.

**(vi) The Woodbridge Fairgrounds Character Area**

Heritage Attributes

- (a) The Fairgrounds location and past activities represent a significant component of Woodbridge's cultural heritage. The annual Woodbridge Agricultural Fair continues to be located at the Fairgrounds.
- (b) The Fairgrounds function as an important open space, where several key pedestrian connections and trails traverse.

Proposed Guidelines

- (a) The Fairgrounds property and surrounding conservation area to the east must retain an open space function, and should retain its rural and landscape character.
- (b) Pedestrian connections to and through the Fairgrounds area should be supported and enhanced. New pedestrian connections should be established.
- (c) New and existing buildings should not detract from the open space functions. New buildings should reflect a rural scale and architecture, and not exceed 3 storeys (11m) in height.
- (d) Year round activities should be encouraged and pedestrian access should be improved.
- (e) Porter Avenue should be landscaped as a prominent gateway.

**(vii) The Humber River Corridor Character Area**

Heritage Attributes

- (a) The Humber River Valley is an open space of regional significance that provides an amenity space to residents and visitors of the area.
- (b) The forests of the Humber River have always been an extensive and notable part of Woodbridge's history. Although re-routed throughout history, residences, social amenities, commerce and industry were always strategically located adjacent to or with access to the river corridor.

Proposed Guidelines

- (a) The Humber River Valley must remain as a publicly accessible open space conservation zone, with public trail systems connecting to different areas within Woodbridge.
- (b) The portion of the Board of Trade Golf Course which falls within the proposed Woodbridge Heritage Conservation District, should remain as an open space conservation area. The trail system along the Humber River should be extended where possible.

**B. Open Space Framework**

Public Open Spaces, Parks and Public Streets

The heritage character of the proposed Woodbridge Heritage Conservation District is intrinsically tied to the natural system of open spaces, urban parks, street tree canopies and green linkages.

Heritage Attributes

- (a) Woodbridge is defined by a vast system of natural landscapes and open spaces that are intertwined with the built form.

- (b) Two river valleys, Humber River and Rainbow Creek, flank the Woodbridge Heritage Conservation District area, and give rise to a system of trails and open spaces.
- (c) Small pockets of conservation land, including the open space on the west side of James Street and east of the Fairgrounds, play an important role in the landscape quality and environment of significant heritage open spaces or neighbourhoods.
- (d) Humber Park systems such as Nort Johnston Park and Veteran's Park, are landmarks of past mill and factory use. Together with Doctor Maclean District Park, these parks provide one of the largest open space opportunities for park amenities to link trails to other key open spaces. The Board of Trade Golf Course also functions as a significant open space system for the area.
- (e) Memorial Hill Park and the Fairgrounds are also significant landmarks and cultural heritage resources that contribute to the character, prominence, cultural and civic history of Woodbridge.
- (f) A number of smaller-scaled open spaces help connect the trail system and serve to sustain the tree canopy. These include: the Old Firehall Parkette, Fred Armstrong Parkette, and the Woodbridge Wesleyan Methodist Cemetery on Meeting House Road east of Kipling Avenue.
- (g) There are significant stands of trees on private land that were once a connected part of the larger natural forest landscape that also contribute to the natural heritage character.
- (h) There are significant "green linkages" throughout Woodbridge such as "Park Lane Walk" that provide access to the larger open space systems and to neighbourhoods.
- (i) Although it is outside of the proposed HCD boundary, the existing ridge of forest east of Islington Avenue is significant in terms of defining a landscaped edge to the Humber River and the Woodbridge HCD boundary.

Proposed Guidelines

- (ai) The pattern and relationship of the open space to built form within the proposed Woodbridge Heritage Conservation District should be preserved.
- (bi) The open spaces associated with the Humber River and Rainbow Creek River valleys must remain publicly accessible and connected through trails and pedestrian walkways, and the natural settings should be enhanced.
- (ci) Nort Johnston Park should become the hub of trail connections to the Humber Valley north, and to the Woodbridge Core, Wallace Street and Memorial Hill Park.
- (di) Signage and accessibility to Nort Johnston Park should be enhanced, especially from Woodbridge Avenue, Wallace Street, and Highway 7.
- (ei) Memorial Hill Park must be conserved and public use of, and accessibility of the Park should be enhanced by improving the pedestrian linkages from Nort Johnston Park and potentially from Kipling Avenue via Abel Avenue with a pedestrian bridge crossing over the rail corridor.
- (fi) Existing small-scaled open spaces should be conserved and new small scaled open spaces designed where possible. All open spaces must be publically accessible, and linked to the larger system of open spaces.
- (gi) Existing "green linkages throughout Woodbridge should be maintained and new opportunities should be established in various ways such as "wooden bridge" pedestrian connections over the rail corridor, in order to create a continuous "walk" throughout the HCD.

- (hi) All proposed trails within the corridor should connect to the existing and proposed City of Vaughan's Regional Trail Plan.
- (ii) New east-west pedestrian connections should be sought and created, wherever possible.
- (ji) The character of the vegetation, landscape and topography must also be protected. Most significant is the extensive tree canopy which can be found in:
  - stands of trees;
  - as part of the linear streetscape along the street right-of-way; or,
  - as part of individual properties.

**C. Transitions of New Buildings in Relation to Heritage Resources**

New and renovated structures and landscapes, as well as additions to existing structures and landscapes, must be sensitive to the heritage character and the heritage attributes of adjacent heritage resources. For the purposes of the Woodbridge Heritage Conservation District Plan the term "adjacent" includes properties that:

- touch
- form part of a cluster
- form part of a continuous street wall
- are visible from each other

To ensure that new structures and landscapes harmonize with contributing heritage properties an appropriate transition must be achieved between different scales, heights, and presence. The Heritage Plan provides the following guidelines to assist in this process:

- (i) Height Guidelines
  - (a) The height of contributing buildings should be maintained.
  - (b) New buildings must be sensitive to, and transition from (on all sides), the height of adjacent contributing buildings with a minimum 45 degree angular plane, starting from the existing height of the contributing building.
- (ii) Building Setback Guidelines
  - (a) New buildings must have side yard and backyard setbacks from contributing buildings, a distance equivalent to half the average height of the contributing buildings.
  - (b) Consideration may be given to the construction of new buildings, and additions to contributing buildings, only when:
    - New construction is located in the parts of the contributing building that is not visible from the street or from a public space.
    - New construction is setback from the street frontage of the contributing building, to maintain open views and vantage points from the street to contributing buildings.
    - The parts of the contributing building that will be enclosed or hidden from view by the new construction, should not contain significant heritage attributes, and the 3 dimensional form of contributing buildings should be maintained.
    - New construction should be of good architectural quality and contribute to the District's heritage character.

(iii) Landscape Guidelines

- (a) New buildings and landscapes must contribute to the heritage character of adjacent contributing landscapes such as parks, public squares, open spaces, recreational areas, and landscaped areas within private property.
- (b) Pedestrian connections between adjacent landscaped areas should be maintained and increased wherever possible.
- (c) Significant visual connections between adjacent landscaped areas should be preserved.
- (d) New and renovated buildings must provide an active, pedestrian oriented frontage facing significant landscapes and public spaces.

**D. Heritage Buildings**

The proposed Woodbridge Heritage Conservation District Plan provides that buildings and structures located within properties that are listed as contributing to the Woodbridge HCD character shall not be demolished and shall remain in-situ within their existing context.

**E. Non-Heritage Buildings**

Generally, a non-contributing building within the Woodbridge HCD should not be demolished until such time as a site plan for a replacement building has been approved by Vaughan Cultural Services, and a demolition permit issued. Alterations/additions for non-heritage buildings in the District should be consistent with one of two design approaches:

- (a) Historical conversion or contemporary alternatives which are respectful of the heritage character of the District; and,
- (b) A modern building should be altered in a way that respects and complements its original design.

**F. Architectural Guidelines**

The proposed Plan details architectural styles which are appropriate for the Woodbridge Conservation District, and also provides examples of these styles through actual pictures, illustrations and descriptions of buildings and architectural elements. The guidelines also detail repair and renovation techniques as well as appropriate building materials which should be used to ensure authenticity.

Guidelines for historical conservation and new development are also provided with respect to architectural characteristics, building materials, scale, detail and the siting of the building on the lot. The conservation of heritage buildings involves actions that are aimed at safeguarding the heritage attributes of the resource so as to retain its heritage value and extend its physical life. Conservation can involve preservation, rehabilitation, restoration or a combination of these actions.

Since the proposed Woodbridge Heritage Conservation District is composed of a number of Heritage Character Areas, the design of new buildings should carefully consider the identifiable characteristics of each area, including building scale, and side and front yard setbacks.

**G. Streetscaping**

Generally, all streets should be well planted with street trees to enhance the green character of the HCD and extend the character of the surrounding parkland. Existing trees should be protected and maintained and the type, use, and location of new street trees should be carefully considered to support and enhance the heritage character and attributes that are fundamental to



each street type.

**H. Signage**

The proposed Heritage Conservation District Plan provides the following guidelines respecting signage:

- (a) Should be expressive of the village character of Woodbridge.
- (b) Should direct visitors and the community to special places which are otherwise hidden within the Heritage District Area.
- (c) Should be used for trail and pedestrian routes throughout the area.
- (d) Commercial signage should be limited to ground level uses along Woodbridge Avenue and Kipling Avenue and should remain flush with the building façade.
- (e) Back-lit signage and third party signage are prohibited within the Heritage Conservation District.
- (f) City of Vaughan By-law 203-92 which regulates signage in the City and Special Sign Districts should be amended to include the entire boundary of the Woodbridge Heritage Conservation District as reflected in Attachment 2; and, to prohibit Pylon signs, internally illuminated signs, and awning signs. In addition, awnings should be required to be retractable in the traditional profile and material.

**I. Community Support**

The Woodbridge Heritage Conservation District Plan includes recommendations for financial incentives to aid the heritage property owner in the maintenance of his building. The following programs may be evaluated by the Cultural Services Department for their useful application to the Woodbridge Heritage Conservation District.

- (a) Tax Measures: Provincial legislation now allows municipalities to enact property tax abatement for properties designated under Part 1V and Part V of the Heritage Act.
- (b) Grants and loans: Modest grants or loans can be very effective in encouraging proper repair and restoration of heritage attributes. This variety of financial incentive includes out right grants, simple loans, and loans that are forgivable over time on a pro-rated basis until the sale of the property.
- (c) Community Improvement Area: Once a Community Improvement Plan policy is contained within the Official Plan, the City may review the heritage district within that community to ascertain what improvements may be made to enhance their appearance and implement such improvements as feasible. A number of tools to facilitate restoration, including grants and loans, may also be utilized. The Woodbridge Focused Area Study, will provide an opportunity to introduce a Community Improvement Plan policy within a corresponding Official Plan.

**J. Additional Recommended Policy Changes**

The Draft Woodbridge Heritage Conservation District Plan recommends the following additional policy changes to ensure future development will be consistent with the heritage character of the village.

- (a) Existing municipal policies regarding urban design such as building setbacks from heritage structures should be reviewed and revised as necessary to support the recommendations of the Heritage Conservation District Study.

- (b) Changes to the Official Plan and City Zoning By-law 1-88, respecting land use and setbacks as recommended in the plan should be enacted. Specifically, the following revisions should be examined for implementation:
- The ground floor of buildings located on Woodbridge Avenue in the Woodbridge Heritage District should be commercial use only.
  - New buildings proposed on Woodbridge Avenue should front directly onto Woodbridge Avenue. There should be no side yards fronting onto this street.
  - New buildings on Woodbridge Avenue should be built with zero front yard setbacks, unless located adjacent to existing contributing buildings with greater front yard setbacks. When located adjacent to contributing buildings with greater front yard setbacks, the new building should have a setback equal to the average of the front yard setbacks of the two properties on either side.
- (c) New development and significant additions or alterations to buildings within the Heritage District should be subject to Site Plan approval. This will ensure that detailed building plans, elevations, and landscape plans are reviewed as part of the development process within the Heritage District. This recommendation will require an amendment to the Site Plan Control By-law for the Woodbridge Heritage Conservation District Plan area, similar to that which has been provided for other Heritage Districts in Vaughan.
- (d) Adoption of the Federal “Standards and Guidelines for the Conservation of Historic Places in Canada” which provide guidelines for restoration work to be undertaken in accordance with the Woodbridge Heritage Conservation District Plan.

The aforementioned recommendations for policy changes to the Official Plan and City Zoning By-law 1-88, will be further considered in the Woodbridge Focused Area Study.

**K. The Heritage Inventory**

The Heritage Inventory is a method of compiling information property-by property to assist with determining the heritage attributes and character of the study area; and, it is also a documentation of each property in the study area which details whether or not a property and its related landscape and structures are contributing to the heritage character of the District.

Each Inventory Sheet identifies the building and contains information related to its age, style, height, material composition, and heritage contribution. Over time, additional information should continue to be added to the inventory for the purpose of achieving as complete an assessment as possible. The Heritage Inventory is provided as an Appendix to the proposed Woodbridge Heritage Plan.

**L. Recommended Next Steps**

The Woodbridge Heritage Conservation District Study proposes the following additional initiatives to help improve and conserve the Heritage Village.

- (a) A Detailed Streetscape Master Plan should be undertaken to describe a comprehensive and co-ordinated approach to the following streetscape elements:
- Street furniture
  - Pedestrian amenities
  - Street trees and landscaping
  - Signage
  - Street lighting
  - Parking
  - Bridges
- (b) In addition, a costing and implementation plan should be undertaken as a next step to the Detailed Streetscape Master Plan.

\*Both initiatives described in (a) and (b) should build on the streetscape master plan and costing prepared through the Kipling Avenue Corridor Study, in order to complete the work for the remainder of the Woodbridge Heritage District Study Area.

- (c) A Landscape, views and Natural Features Inventory should be developed for the Woodbridge Heritage Conservation District. The Inventory that is part of this Plan identifies mainly contributing heritage building resources. The District Plan recommends that a further inventory of all the landscapes, views, and natural features should be documented in the same inventory process in order to ensure that they are conserved.

### **Implementation of the Woodbridge Heritage Conservation District Plan**

Cultural Services has provided the following comments related to the implementation of the Plan:

The Plan provides guidelines that will help preserve the heritage structures within Woodbridge and also ensure that infill and new development within the proposed District boundary will be consistent with the comprehensive Design Guidelines outlined in the Plan.

The approval of the Plan will designate under the Ontario Heritage Act, an additional 295 properties. Significant exterior changes or additions to these properties will require review by Cultural Services Staff and the Heritage Vaughan Committee. This will be the largest Heritage Conservation District in Vaughan and will be in addition to the current Kleinburg-Nashville, Maple and Thornhill Heritage Conservation Districts. In order to implement this Heritage District Plan, additional staff resources will be required to the current complement (this includes overtime hours) of 1.8 Full-Time Equivalent (FTE) in order to effectively provide the service level necessary to implement the guidelines within the Plan.

Currently there are 615 properties in Vaughan designated under the Ontario Heritage Act. In 2008, Cultural Services staff processed 61 Heritage Permits/Heritage Clearance (built and archaeological), resulting in a service standard of 34 permits/clearances per FTE hours. Although, staff make every effort to ensure service excellence by processing applications in a timely manner, in peak times, a backlog of applications does occur. The addition of the Woodbridge Heritage Conservation District will, therefore, further impact in a negative manner the current service standard until additional resources are in place.

Therefore, to maintain the current level of service, Cultural services staff will be requesting that the current part-time equivalent become a full-time equivalent in the 2010 Budget process for Council's review and approval.

### **Relationship to Vaughan Vision 2020**

Section 4.6 of Vaughan Vision outlines the City's commitment to preserving "significant historical buildings and communities". The proposed Woodbridge Heritage Conservation District Study/Plan is consistent with the policies of Vaughan Vision 2007.

### **Regional Implications**

While the Region does not have a direct interest in the creation of municipal Heritage Conservation Districts, their creation does help implement various policies contained within Section 4.2 "Cultural Heritage" of the Region's Official Plan. As previously noted, the Region has and been informed of all meetings pertaining to this Study, and will continue to be advised of all progress on the proposed Heritage District Plan.

### **Conclusion**

The City of Vaughan was one of the first municipalities in Ontario to make use of the Ontario Heritage Act in creating the Thornhill Village Heritage Conservation District in the mid 1980's. Subsequently,

studies and plans were prepared for Kleinburg (2002) and Maple (2007), and the Thornhill HCD policies were updated in 2007. The creation of a Heritage Conservation District in Woodbridge would recognize the importance of this community as one of the founding villages in the City.

The approval of the recommendation contained within this report will recognize the historical significance of Woodbridge, and preserve the heritage character in compliance with the Provincial Policy Statement (2005), Regional Official Plan policies, and the Ontario Heritage Act.

**Attachments**

1. Study Boundary as identified on By-law #139-2007
2. Proposed Woodbridge Heritage Conservation District Plan Boundary
3. Survey of Community Opinions Respecting Establishment of a Woodbridge H.C.D.
4. Woodbridge Heritage Conservation District Study/ Proposed Plan (Mayor and Members of Council ONLY) (Study delivered prior to meeting of April 20, 2009.)
5. Memorandum from the Commissioner of Planning, dated May 1, 2009
6. Written Submission: Ms. Linda Mae Maxey, dated April 21 and 22, 2009
7. Written Submission: Mr. Alan Young, Weston Consulting Group Inc., dated May 1, 2009
8. Written Submission: Mr. J. R. Bousfield, Bousfields Inc., dated May 4, 2009
9. Petition submitted by Ms. Linda Mae Maxey, dated April 2009
10. Written Submission: Mr. Ken Maynard
11. Written Submission: Mr. David J. Maynard

**Report prepared by:**

Anna Sicilia, Planner – Ext. 8063  
Wayne McEachern, Manger – Ext. 8026

(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.)

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

**STRATEGIC PLANNING COMMITTEE REPORT NO. 2**

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

ITEM - 4      **STRATEGIC COMMUNICATIONS PLAN**

MOVED by Regional Councillor Ferri  
seconded by Regional Councillor Frustaglio

THAT Item 4, Strategic Planning Committee Report No. 2 be adopted and amended, as follows:

By receiving the memorandum from the Director of Corporate Communications, dated May 22, 2009.

CARRIED

**COMMITTEE OF THE WHOLE REPORT NO. 27**

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

## COUNCIL MEETING MINUTES – MAY 26, 2009

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ITEM - 10      AWARD OF TENDER T09-039  
TRAFFIC CALMING – SUMMERIDGE DRIVE, AUTUMN HILL BOULEVARD  
AND CONFEDERATION PARKWAY/DUFFERIN HILL DRIVE  
WARD 4

MOVED by Councillor Yeung Racco  
seconded by Councillor Di Vona

THAT Item 10, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By receiving the memorandum from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated May 26, 2009, advising that a report will be submitted for the Council meeting of June 15, 2009.

CARRIED

ITEM - 11      AWARD OF TENDER T09-040  
TRAFFIC CALMING – VARIOUS LOCATIONS  
WARDS 2 AND 3

MOVED by Councillor Carella  
seconded by Councillor Di Vona

THAT Item 11, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By receiving the memorandum from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated May 26, 2009, advising that a report will be submitted for the Council meeting of June 15, 2009.

CARRIED

ITEM - 12      AWARD OF TENDER T09-042  
TRAFFIC SIGNALS – VAUGHAN VALLEY BOULEVARD  
AND ZENWAY BOULEVARD  
WARD 2

MOVED by Councillor Carella  
seconded by Regional Councillor Ferri

THAT Item 12, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated May 19, 2009:

1. That Tender T09-042 for Traffic Signals – Vaughan Valley Boulevard and Zenway Boulevard be awarded to Guild Electric Ltd. in the amount of \$88,610.99, plus G.S.T.;
2. That a contingency allowance in the amount of \$8,900.00, plus G.S.T. be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract; and
3. That the Mayor and City Clerk be authorized to sign the appropriate documents.

CARRIED

ITEM - 13      AWARD OF TENDER T09-078  
JAMES STREET, WILLIAM STREET AND DORWOOD COURT  
ROAD RECONSTRUCTION AND WATERMAIN REPLACEMENT  
WARD 2

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT Item 13, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated May 21, 2009:

1.      That Tender T09-078, James Street, William Street and Dorwood Court Road Reconstruction and Watermain Replacement be awarded to Il Duca Contracting Inc. in the amount of \$627,532.70; plus G.S.T.;
2.      That a contingency allowance in the amount of \$63,0000.00, plus G.S.T. be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract;
3.      That the City retain SRM Associates to provide contract administration and construction inspection services, including geotechnical and material testing and disbursements at estimated cost of \$68,500.00, plus G.S.T., funded from Capital Budget Project EN-1712-08;
4.      That a contingency allowance in the amount of \$7,000.00, plus G.S.T. be approved for contract administration and inspection within which the Commissioner of Engineering and Public Works or his designate is authorized to approve additional engineering services; and
5.      That the Mayor and City Clerk be authorized to sign the appropriate documents.

CARRIED

ITEM - 15      AWARD OF TENDER T09-077  
MONSHEEN DRIVE, TAYOK DRIVE AND WIGWOSS DRIVE  
ROAD RECONSTRUCTION AND WATERMAIN REPLACEMENT  
WARD 2

MOVED by Councillor Carella  
seconded by Councillor Meffe

THAT Item 15, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated May 21, 2009:

1.      That Tender T09-077, Monsheen Drive, Tayok Drive and Wigwoss Drive Road Reconstruction and Watermain Replacement be awarded to Fernview Construction Limited in the amount of \$1,276,603.48; plus G.S.T.;
2.      That a contingency allowance in the amount of \$130,000.00, plus G.S.T. be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract;
3.      That a geotechnical and material testing amount of \$15,000.00, plus G.S.T. be

approved to ensure compliance with all applicable standards; and

4. That the Mayor and City Clerk be authorized to sign the appropriate documents.

CARRIED

ITEM - 17 MOBILE SIGN BY-LAW AMENDMENTS AND ENFORCEMENT

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Ferri

THAT Item 17, Committee of the Whole Report No. 27 be adopted and amended, as follows:

By receiving the memorandum from the Director of Enforcement Services, dated May 19, 2009.

CARRIED

**SPECIAL COMMITTEE OF THE WHOLE REPORT NO. 30**

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

ITEM - 1 VAUGHAN HEALTH CAMPUS OF CARE

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Ferri

THAT Item 1, Special Committee of the Whole Report No. 30 be adopted and amended, as follows:

By receiving the memorandum from the Deputy City Manager/ Commissioner of Finance & Corporate Services, dated May 26, 2009.

AMENDMENT

MOVED by Regional Councillor Frustaglio  
seconded by Councillor Meffe

That Item 1, Special Committee of the Whole Report No. 30 be further amended, as follows:

By approving Option 1 contained in the memorandum from the Deputy City Manager/ Commissioner of Finance & Corporate Services, dated May 26, 2009, and the following recommendations 3 and 4, parts 1 and 2 contained in the May 21, 2009 staff report:

3. That funds not immediately required be placed into an interest bearing reserve account (Vaughan Hospital Reserve) specifically for the acquisition of land and the development of a hospital in the City of Vaughan;
4. That a Bylaw be enacted to:
  1. Authorize the Regional Municipality of York to issue debenture(s) up to but not exceeding a total amount of \$80m amount approved by Council on behalf of the Corporation of the City of Vaughan, repayable over term not exceeding ten (10) years amortized over a twenty (20) year period; and

2. Authorize that should interim financing be required prior to the receipt of funds through the Region of York issuance of the long term debt, staff take all steps necessary to secure interim financing.”

FAILED TO CARRY

AMENDMENT

MOVED by Councillor Yeung Racco  
seconded by Councillor Di Vona

That Item 1, Special Committee of the Whole Report No. 30 be further amended, as follows:

By approving Option 3 contained in the memorandum from the Deputy City Manager/ Commissioner of Finance & Corporate Services, dated May 26, 2009, and the following recommendation 4, parts 1 and 2 contained in the May 21, 2009 staff report:

4. That a Bylaw be enacted to:
  1. Authorize the Regional Municipality of York to issue debenture(s) up to but not exceeding a total amount of \$80m amount approved by Council on behalf of the Corporation of the City of Vaughan, repayable over term not exceeding ten (10) years amortized over a twenty (20) year period; and
  2. Authorize that should interim financing be required prior to the receipt of funds through the Region of York issuance of the long term debt, staff take all steps necessary to secure interim financing.”

A recorded vote was taken on the amendment and main motion as follows:

THAT Item 1, Special Committee of the Whole Report No. 30 be adopted and amended, as follows:

By approving Option 3 contained in the memorandum from the Deputy City Manager/ Commissioner of Finance & Corporate Services, dated May 26, 2009, and the following recommendation 4, parts 1 and 2 contained in the May 21, 2009 staff report:

4. That a Bylaw be enacted to:
  1. Authorize the Regional Municipality of York to issue debenture(s) up to but not exceeding a total amount of \$80m amount approved by Council on behalf of the Corporation of the City of Vaughan, repayable over term not exceeding ten (10) years amortized over a twenty (20) year period; and
  2. Authorize that should interim financing be required prior to the receipt of funds through the Region of York issuance of the long term debt, staff take all steps necessary to secure interim financing.”

By receiving the memorandum from the Deputy City Manager/ Commissioner of Finance & Corporate Services, dated May 26, 2009.

CARRIED UPON A RECORDED VOTE



YEAS

Councillor Carella  
Councillor Di Vona  
Regional Councillor Ferri  
Regional Councillor Frustaglio  
Mayor Jackson  
Councillor Meffe  
Councillor Yeung Racco

NAYS

Regional Councillor Rosati

Addendum Items

**107. ADDENDUM BY-LAW 119-2009**  
**BY-LAW FIRST, SECOND AND THIRD READINGS**  
(Addendum No. 1)

MOVED by Councillor Yeung Racco  
seconded by Councillor Di Vona

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

BY-LAW NUMBER 119-2009  
(Council, May 5, 2009, Item 30, Committee of the Whole Report No. 23)

A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (MacArthur Drive and Katerina Avenue)

CARRIED

**108. NEW BUSINESS – SEMINAR ON HEALTHY LAWNS AND GARDENS**  
**IN PARTNERSHIP WITH COMMUNITIES IN BLOOM ONTARIO**  
**JUNE 1, 2009, 7:00 – 9:00 PM, VELLORE HISTORIC HALL AND SCHOOL**  
(Item 5, Report No. 5, Environment Committee Meeting of May 26, 2009)  
(Addendum No. 2)

MOVED by Regional Councillor Frustaglio  
seconded by Councillor Meffe

That the following recommendation of the Environment Committee meeting of May 26, 2009, be approved:

The Environment Committee recommends:

- 1) That the seminar on pesticide-free gardening practices scheduled for June 1, 2009 at Vellore Hall be video recorded and added to the City's website for the information of local horticulturalists, and that this addition to the website be the subject of a media release as soon as the recording is posted; and
- 2) That this recommendation be forwarded to the Council meeting of May 26, 2009.

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

CARRIED

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

**COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 28**

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

ITEM - 1            **ACCESSIBILITY ADVISORY COMMITTEE  
RESIGNATION OF MEMBER**

MOVED by Councillor Yeung Racco  
seconded by Councillor Di Vona

THAT Item 1, Committee of the Whole (Closed Session) Report No. 28 be adopted and amended, as follows:

By approving the following in accordance with the confidential memorandum from the City Clerk, dated May 20, 2009:

That Clause No. 2 of the recommendation of the Committee of the Whole (Closed Session) be replaced with the following:

- 2) That the Vaughan Community Health Care Corporation Board of Directors be requested to nominate for Council's consideration a person with a disability to fill the vacant position for the remainder of the 2006 – 2010 term.

CARRIED

At this point in the meeting, Mayor Jackson relinquished the Chair to Regional Councillor Frustaglio.

**COMMITTEE OF THE WHOLE REPORT NO. 27**

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

ITEM - 29            **COMPLIANCE AUDIT – LINDA D. JACKSON  
ACCOUNT OF MUNICIPAL EXPENSES**

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT Item 29, Committee of the Whole Report No. 27 be adopted without amendment.

CARRIED

Having previously declared an interest Councillor Di Vona did not take part in the discussion or vote on the foregoing matter.

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

ITEM - 31            **ADDENDUM TO COMPLIANCE AUDIT REPORT - BERNIE DI VONA**

MOVED by Councillor Carella  
seconded by Councillor Meffe

THAT Item 31, Committee of the Whole Report No. 27 be adopted without amendment.

CARRIED

Having previously declared an interest Councillor Di Vona did not take part in the discussion or vote on the foregoing matter.

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

**COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 28**

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

ITEM - 6            LITIGATION MATTER  
                          (Rossi v. City of Vaughan et al.)

MOVED by Councillor Carella  
seconded by Councillor Di Vona

THAT Item 6, Committee of the Whole (Closed Session) Report No. 28 be adopted without amendment.

CARRIED

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

ITEM - 4            LEGAL ADVICE  
                          COMPLIANCE AUDIT REPORT – BERNIE DI VONA

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT Item 4, Committee of the Whole (Closed Session) Report No. 28 be adopted without amendment.

CARRIED

Having previously declared an interest Councillor Di Vona did not take part in the discussion or vote on the foregoing matter.

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

Mayor Jackson resumed the Chair

**110.    MOTION TO EXCUSE ABSENTEES**

MOVED by Regional Councillor Frustaglio  
seconded by Councillor Yeung Racco

That the necessary provisions of the Procedure By-law be waived and that the absence of Councillor Shefman from the Council meeting of May 26, 2009, be excused.

CARRIED

**111. BY-LAWS FIRST, SECOND AND THIRD READINGS**

MOVED by Councillor Meffe  
seconded by Regional Councillor Rosati

That the memorandum from the Commissioner of Planning, dated May 19, 2009, regarding By-law 107-2009, be received; and

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

- |                        |  |
|------------------------|--|
| By-Law Number 98-2009  | A By-law to amend By-law Number 400-2002, as amended. (Procedure By-law) (Item 20, Committee of the Whole, Report No. 27)  |
| By-Law Number 99-2009  | A By-law to amend City of Vaughan By-law Number 305-2008. (Procedure By-law) (Item 20, Committee of the Whole, Report No. 27)  |
| By-Law Number 100-2009 | A By-Law to exempt specified lands owned by the Joseph and Wolf Lebovic Jewish Community Campus from taxes for municipal purposes. (Item 8, Committee of the Whole, Report No. 27)   |
| By-Law Number 101-2009 | A By-law to adopt a Heritage Conservation District Plan for the Woodbridge Heritage Conservation District. (Deferred Item)   |
| By-Law Number 102-2009 | A By-law to designate an area of the City of Vaughan as a Heritage Conservation District. (Woodbridge Conservation District Study Plan) (Deferred Item)  |
| By-Law Number 103-2009 | A By-law to exempt parts of Plan 65M- 4044 from the provisions of Part Lot Control. (LC.09.003, Innovation Commercial Centre Inc., located west of Regional Road 27, south of Langstaff Road) (Delegation By-law 333-98)   |
| By-Law Number 104-2009 | A By-law to repeal By-law 103-2009I. (LC.09.003, Innovation Commercial Centre Inc., located west of Regional Road 27, south of Langstaff Road) (Delegation By-law 333-98)  |
| By-Law Number 105-2009 | A By-law to amend City of Vaughan By-law 1-88. (Z.08.058, 1510904 and 1510905 Ontario Limited, located south of Fogal Road and have frontage onto Regional Road 50 and Huntington Road, in Part of Lot 7, Concession 10) (Council, April 20, 2009, Item 20, Committee of the Whole, Report No. 23)   |
| By-Law Number 106-2009 | A By-law to amend City of Vaughan Site Plan Control By-law 228-2005.. (Z.06.054, (OP.06.024 and 19T-06V09), Invar (Freshway) Limited, located east of Jane Street on the south side of Highway No. 407 and west of the Canadian National Railway Classification Yard, in Part of Lots 2 and 3, Concession 4, and comprise Blocks 1-16 inclusive in Plan of Subdivision 19T-06V09) (Council, September 2, 2008, Item 25, Committee of the Whole, Report No. 40) |

## COUNCIL MEETING MINUTES – MAY 26, 2009

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- By-Law Number 107-2009 A By-law to amend City of Vaughan By-law 1-88. (Z.06.071 & 19T-06V13, Boca East Investments Limited, located on the east side of Regional Road 50, on the west side of Huntington Road and south of Rutherford Road, in Part of Lot 13, Concession 10) (Administrative Correction) (Council, June 18, 2007, Item 73, Committee of the Whole, Report No. 34)
- By-Law Number 108-2009 A By-law to amend City of Vaughan By-law 1-88. (Z.08.070, Moez and Zeenat Walji, located east of Keele Street at the northwest corner of Steeles Avenue West and Tandem Road, municipally known as 2150 Steeles Avenue West, being Lots 1 & 2 on Registered Plan 65M-2157, in Part of Lot 1, Concession 3) (Council, May 5, 2009, Item 22, Committee of the Whole, Report No. 23)
- By-Law Number 109-2009 A By-law to adopt Amendment Number 697 to the Official Plan of the Vaughan Planning Area. (OPA 697, File No. 12.29, City of Vaughan, all of the lands within the corporate boundaries of the City of Vaughan, being a general amendment to the Official Plan of the Vaughan Planning Area) (Item 24, Committee of the Whole, Report No. 27)
- By-Law Number 110-2009 A By-law to amend City of Vaughan By-law 1-88. (Public Notification By-law, File No. 12.29, City of Vaughan, all of the lands within the corporate boundaries of the City of Vaughan, being a general amendment to Zoning By-law 1-88) (Item 24, Committee of the Whole, Report No. 27)
- By-Law Number 111-2009 A By-law to declare City land surplus described as part of Memorial Hill Drive Road Allowance and to authorize the sale of City lands, to Lino and Grace Colagiacommo and Robert Colagiacommo. (Item 7, Committee of the Whole (Closed Session), Report No. 28)
- By-Law Number 112-2009 A By-law to exempt parts of Plans 65M-4103 and 65M-4104 from the provisions of Part Lot Control. (PLC.09.005, Excella Development Corp., located north of Retreat Boulevard and east of Vellore Park Avenue, specifically on Orion Avenue (Lots 38 – 41 inclusive, on Plan 65M-4103), Retreat Boulevard (Lots 35 - 37 inclusive on Plan 65M-4103), and Manordale Crescent, (Lot 1, Blocks 43 – 52 on Registered Plan 65M-4103, and Blocks 138, 144 – 152 inclusive on Registered Plan 65M-4104), in Part of Lot 22 and 23, Concession 5) (Delegation By-law 333-98)
- By-Law Number 113-2009 A By-law to repeal By-law 112-2009. (PLC.09.005, Excella Development Corp., located north of Retreat Boulevard and east of Vellore Park Avenue, specifically on Orion Avenue (Lots 38 – 41 inclusive, on Plan 65M-4103), Retreat Boulevard (Lots 35 - 37 inclusive on Plan 65M-4103), and Manordale Crescent, (Lot 1, Blocks 43 – 52 on Registered Plan 65M-4103, and Blocks 138, 144 – 152 inclusive on Registered Plan 65M-4104), in Part of Lot 22 and 23, Concession 5) (Delegation By-law 333-98)
- By-Law Number 114-2009 A By-law to dedicate certain lands as part of the public highway. (North Park Road and Disera Drive) (Delegation By-law 333-98)
- By-Law Number 115-2009 A By-law to dedicate certain lands as part of the public highway. (Summeridge Drive) (Delegation By-law 333-98)

## COUNCIL MEETING MINUTES – MAY 26, 2009

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- By-Law Number 116-2009      A By-law to further amend By-law 134-95, as amended, being a By-law for the Use, Regulation, Protection and Government of Parks in the City of Vaughan. (Parks Use By-Law 134-95 – Amendments) (Item 18, Committee of the Whole, Report No. 27)
- By-Law Number 117-2009      A By-law to exempt parts of Block 115 on Plan 65M-3225 from the provisions of Part Lot Control. (PLC.09.009, 2092702 Ontario Limited, located on the west side of Keele Street and North of McNaughton Road, municipally known as 10388, 10390, 10392, 10394, 10396, 10398, and 10340 Keele Street, being Part of Block 115 on Registered Plan 65M-3225, more particularly Parts 1 to 11 inclusive on Reference Plan 65R-31573, in Lot 23, Concession 4) (Delegation By-law 333-98)
- By-Law Number 118-2009      A By-law to repeal By-law 117-2009. (PLC.09.009, 2092702 Ontario Limited, located on the west side of Keele Street and North of McNaughton Road, municipally known as 10388, 10390, 10392, 10394, 10396, 10398, and 10340 Keele Street, being Part of Block 115 on Registered Plan 65M-3225, more particularly Parts 1 to 11 inclusive on Reference Plan 65R-31573, in Lot 23, Concession 4) (Delegation By-law 333-98)

CARRIED

### 112. **CONFIRMING BY-LAW**

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Frustaglio

THAT By-law Number 120-2009, being a by-law to confirm the proceedings of Council at its meeting on May 26, 2009, be read a First, Second and Third time and enacted.

CARRIED

### 113. **ADJOURNMENT**

MOVED by Councillor Meffe  
seconded by Regional Councillor Rosati

THAT the meeting adjourn at 3:26 p.m.

CARRIED

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Linda D. Jackson, Mayor

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Jeffrey A. Abrams, City Clerk