

Township of Seguin
Draft Minutes of Council Meeting
January 19th, 2009

A regular meeting of the Township of Seguin Council was held January 19th, 2009 at the Township of Seguin Council Chambers. Acting Mayor Adams presided until the arrival of Mayor Conn, with Councillors Chidley, Gibbon, Jacklin, Sainsbury and Sturgeon present.

After the meeting was called to order Acting Mayor Adams asked for approval of the agenda. Council approved the agenda as presented with the following addendum. Addition of a delegation by Jacco Spykerman representing the North Muskoka Lightning regarding ice times. Addition of a verbal update from the Director of Public Works on the status of the CN Rail Rankin Lake Road Bridge Project. Addition of a request from the South Seguin Snowmobile Club for funding to assist with the cost of bridge repairs.

Acting Mayor Adams requested that any disclosures of pecuniary interest be declared for the record. There were no disclosures of pecuniary interest declared.

The following resolutions were considered by Council:

2009-001 Chidley-Gibbon **Carried**

“**THAT** Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting at 4:16 p.m. in order to address a matter(s) pertaining to:

- the receiving of advice that is subject to solicitor/client privilege, including communications necessary for the purpose – Paul Bak, 59 Burgess Road – OMB Appeal Case No. PL081581.
- personal matters about an identifiable individual, including municipal employees – Human Resource Matters.
- labour relations or employee negotiations - Human Resource Matters.”.

2009-002 Adams-Gibbon **Carried**

“**THAT** Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened at 4:43 p.m.”.

2009-003 Gibbon-Adams **Carried**

“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the regular and closed session meetings of Council of December 8th, 2008 as circulated.”.

2009-004 Gibbon-Adams **Carried**

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the following accounts in the amount of:

December 4, 2008	\$ 365,005.08
December 12, 2008	\$ 307,896.87
December 12, 2008	\$ 110,243.79
December 18, 2008	\$ 173,690.26
December 23, 2008	\$ 226,952.59
December 31, 2008	\$ 89,998.64
January 2, 2009	\$ 299,395.09
<u>TOTAL</u>	<u>\$1,565,182.32</u> ”.

2009-005 Adams-Gibbon **Carried**

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda and the addendum for the January 19th meeting of Council. Corporate Services:

- Report No. AD-2009-001, Northern Communities Investment Readiness (NCIR) funding application for a Searchable Land Inventory Database.
- Report No. AD-2009-002, Part of Lot 26, Concession 3, geographic Township of Foley, described as Block A on Registered Plan M-296 and the shore road allowance in front

thereof (fronting on Salmon Lake Rd).

Community Services:

- Memorandum from the Fire Chief/BLE – Signage on the OFSC Trail System.
- Report No. CS-BD-2009-001, Update on activity in the Building Department.
- Report CS-PL-2009-002, Consent Application B-2008-0026-H (Schneider).
- Report CS-PL-2009-001, Consent Application B-2008-0027-C (Stickland/Dobson (Tough)).
- Report CS-PL-2009-006, By-law No. 2009-006, Being a By-law to enter into an Agreement with Frank Jacques related to an Agreement under Section 51(26) of the Planning Act R.S.O. as amended (Condition of Consent).
- Report No. CS-FD-2009-001, By-law No. 2009-012, Being a By-law to authorize the Mayor and Clerk to execute and affix The Corporate Seal to a Fire Protection Agreement between the Town of Parry Sound and the Township of Seguin for the Rose Point Area.”.

John Jackson, Agent for the Applicant of Application for Consent B-2006-0093-C (Fletcher) addressed Council to offer any further information or answer any questions regarding the Application.

2009-006 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby reserve its decision respecting Consent Application B-2006-0093-C (Fletcher) subject to the Special Meeting of Council regarding Water Quality scheduled for Jan. 29/09.”.

2009-007 Adams-Gibbon

Carried

“**THAT** By-law No. 2009-013, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125, 4903-010-002-00200-0000, R-2008-0017 (Dalla Lana), 100 Maplehurst Road, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-008 Gibbon-Adams

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby support the Regional Economic Development Advisory Committee’s application to the Northern Communities Investment Readiness (NCIR) fund for the addition of a searchable property database for the land inventory section of the new www.cityfree.ca website, to be funded as follows:

- \$4,500. - NCIR (75% of the total project costs of \$6,000.)
- \$ 300. - Municipality of McDougall (20% of the \$1,500. balance)
- \$ 600. - Town of Parry Sound (40% of the \$1,500. balance)
- \$ 600. - Township of Seguin (40% of the \$1,500. balance).”.

2009-009 Gibbon-Adams

Carried

“**THAT**, as per Report CS-AD-2009-002, Council does hereby direct Staff to proceed with the preparation of an Encroachment Agreement between the Township and the Owner of Lot 22, Registered Plan M-296 (Gilmour) for the main structure on Lot 22 which encroaches upon Township lands (Block A Plan M-296). All costs associated with the Encroachment Agreement would be the responsibility of the Owner of Lot 22, Registered Plan M-296 (Gilmour).

AND THAT Council directs Staff to review Block A, Registered Plan M-296 and the shore road allowance in front thereof for the viability as a saleable lot and report back to Council.”.

Jennine Loewen representing The Ontario Mission of the Deaf addressed Council to request a variance to By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin, for a proposed sign for the Deaf Camp on Blackstone/Crane Lake Road.

2008-477 Sturgeon-Sainsbury

Recorded Vote Carried

“**WHEREAS**, The Ontario Mission of the Deaf has made Application for Sign Permit for their location at 236 Black/Crane Lake Road;

AND WHEREAS, the Application proposes a contravention to the following Sections of By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin:

- Section 5.1.1 Except as otherwise expressly permitted by the provisions of this by-law, SIGNS are permitted only on lands zoned for commercial or industrial uses.
- Section 5.2.1 No GROUND SIGN shall have a SIGN AREA greater than 3 square metres (32 square feet).
- Section 5.2.4 The maximum size, height and setback of GROUND SIGNS shall be as follows: 3m (10 feet).

AND WHEREAS, Section 7. MINOR VARIANCES of By-law No. 2007-116 outlines conditions for Minor Variances to the By-law;

AND WHEREAS, Council considers the variances requested by The Ontario Mission of the Deaf to be minor in nature;

THEREFORE BE IT RESOLVED THAT Council of The Corporation of the Township of Seguin does hereby approve the following Minor Variances to By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin for The Ontario Mission of the Deaf for their Application for Sign Permit for their location at 236 Black/Crane Lake Road:

- A Minor Variance to Section 5.1.1 to permit a sign in the Rural zone.
- A Minor Variance to Section 5.2.1 to permit an area of 96 square feet.
- A Minor Variance to Section 5.2.4 to permit a height of 4.57 metres.”.

Division List

Adams - Yea
 Chidley - Nay
 Gibbon - Nay
 Jacklin - Yea
 Sainsbury - Yea
 Sturgeon - Nay
 Conn - Yea

2009-010 Gibbon-Adams

Recorded Vote Carried

“**WHEREAS**, a very difficult and challenging economic environment in 2009 is forecasted for the province of Ontario;

AND WHEREAS, it is anticipated that these economic difficulties will impact negatively the ability of Seguin ratepayers to afford and pay their property taxes;

AND WHEREAS, Council of The Corporation of the Township of Seguin is very cognizant of the challenging economic climate and committed to providing due consideration of this issue when preparing the 2009 Budget;

AND WHEREAS, Council has directed Staff to be cognizant of this and diligent when preparing their operating budgets for Council consideration;

AND WHEREAS, Council has requested that all External Agencies that levy the Township of Seguin be requested to be very cognizant of the challenging economic climate when preparing their 2009 Budgets by limiting any required % increase in 2009 levies to be a maximum of the % increase in the CPI.

THEREFORE BE IT RESOLVED THAT in recognition of the challenging economic environment, Council of The Corporation of the Township of Seguin does hereby direct there be no increase in Council Honourariums and that the 2009 Council Honourariums be set at the same level as 2008.”.

Division List

Adams - Yea
Chidley - Nay
Gibbon - Yea
Jacklin - Yea
Sainsbury - Yea
Sturgeon - Yea
Conn - Yea

The Mayor advised Council would now hear the following Consent Applications:

- B-2008-0026-H (Schneider)
- B-2008-0027-C (Stickland/Dobson).

The Mayor advised Council would consider all matters placed before it prior to making a Decision. As required by Section 53 Subsection 31 of the Planning Act, R.S.O. 1990, c. P.13. the Mayor advised if a person or public body that files an appeal of a Decision of the Township of Seguin in respect of the proposed consent does not make written submissions to the Township before it gives or refuses to give a provisional consent, the Ontario Municipal Board may dismiss the appeal. The Mayor advised anyone who wished to receive Notice of the Consent Decision who had not submitted such a request in writing should provide their full name and address to the Clerk before leaving the meeting.

The Mayor advised Consent Application B-2008-0026-H (Schneider) is for the lands located on Schawsi Trail and Lake Joseph. The purpose of the proposed Consent is for a lot addition, where a 0.2089 hectare parcel is proposed to be transferred from a vacant parcel to 6 Schawsi Trail. No new lot(s) will be created as a result of this application.

The Mayor asked if there was anyone present who wished to speak to this Application for Consent.

No verbal submissions were received.

The Mayor asked the Clerk if any letters had been received in opposition to or support of the proposed Consent.

The Clerk advised correspondence had been received from the Parry Sound Separate School Board stating no objections.

The Mayor advised Consent Application B-2008-0027-C (Stickland/Dobson) is for the lands located at 156 Turtle Lake Road. The purpose of the proposed Consent is for a lot addition. The application proposes to add a 10.2 hectare parcel from 156 Turtle Lake Road to 136 Turtle Lake Road. As a result of the lot addition 136 Turtle Lake Road would increase in area from 38 hectares to 48.2 hectares, where 156 Turtle Lake Road would retain 10.2 hectares. No new lot(s) will be created as a result of this application.

The Mayor asked if there was anyone present who wished to speak to this Application for Consent.

Mr. Gord Darlington, owner of the benefitting lands was present to answer any questions on the proposed Consent.

The Mayor asked the Clerk if there were any letters received in opposition to or support of the proposed Consent.

The Clerk advised correspondence had been received from the Ministry of Transportation Ontario stating no objections.

2009-011 Adams-Gibbon**Carried**

“**THAT**, as per Report CS-PL-2009-002, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0026-H (Schneider) subject to the conditions setout in the Decision.”.

2009-012 Adams-Gibbon

Carried

“**THAT**, as per Report CS-PL-2009-001, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0027-C (Stickland/Dobson (Tough)) subject to the conditions setout in the Decision.”.

2009-013 Gibbon-Adams

Carried

“**THAT**, as per the Memorandum dated January 19, 2009 from Julia Bissonette attached as Schedule “A”, Council of The Corporation of the Township of Seguin does hereby direct Staff to commence the process and prepare the necessary documentation to grant an easement over the shore road allowance to the lands currently owned by Paul Buffett.”.

The Mayor advised Council now consider the following road allowance applications:

- By-law No. 2009-001, SRA (Robinson) – Otter Lake.
- By-law No. 2009-002, SRA (Rady-Pentak) – Otter Lake.
- By-law No. 2009-003, SRA (Newton) – Horseshoe Lake.
- By-law No. 2009-004, SRA (Burgoyne) – Turtle Lake.
- By-law No. 2009-005, SRA (Sabourin) – Clear Lake.

The Mayor asked if there was any member of the public who believed their land would be prejudicially affected by the closure of any of these road allowances or who wished to be heard on any of these road allowance closures and sales.

No verbal submissions were received.

The Mayor asked the Clerk if any written objections had been received.

The Clerk advised correspondence had been received from Fred and Betty Heidman regarding the Burgoyne Application; not objecting to the application but requesting the removal of a hazardous tree prior to the transfer of the property from the Township.

2009-014 Gibbon-Adams

Carried

“**THAT** By-law No.’s 2009-001, 2009-002, 2009-003, 2009-004 and 2009-005, Being By-laws regarding road allowance closures and sales are hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-015 Adams-Gibbon

Carried

“**THAT** By-law No. 2009-006, Being a By-law to enter into an Agreement with Franklin Jacques related to an Agreement under Section 51(26) of the Planning Act R.S.O. as amended, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-016 Jacklin-Sainsbury

Carried

“**THAT** By-law No.’s 2009-007, 2009-008 and 2009-009, Being By-laws to Dedicate various portions of lands as Public Highways, are hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-017 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2009-010, Being a By-law to authorize borrowing for the year 2009, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-018 Jacklin-Sainsbury

Carried

“**THAT** By-law No. 2009-011, Being a By-law to provide for an Interim Tax Levy, to provide for the payment of taxes and to provide for penalty and interest of 1.25 percent per month, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-019 Sturgeon-Jacklin

Carried

“**THAT** By-law No. 2009-012, Being a By-law to authorize the Mayor and Clerk to execute and affix The Corporate Seal to a Fire Protection Agreement between The Corporation of the Town of Parry and The Corporation of the Township of Seguin for the Rose Point Area, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-020 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Minutes and the Correspondence as presented on the Agenda and the Addendum for the January 19th meeting of Council.”.

2009-021 Jacklin-Sturgeon

Carried

“**THAT** By-law No. 2009-016, Being a By-law to confirm the proceedings of meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-022 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn at 8:23 p.m. to meet again on January 29th, 2009 at 1:00 p.m. or at the call of the Mayor.”.

Jacco Spykerman, representing the North Muskoka Lightning Minor Hockey Association addressed Council to request ice time on Saturday mornings at the Humphrey Community Centre. After discussions, Council and Mr. Spykerman agreed ice time would be made available one Saturday morning per month during the season for the Association.

*David Conn,
Mayor*

*Craig Jeffery,
Clerk*