

## CITY COUNCIL MEETING NO. 02-2007

The Regular Meeting of City Council was held on Tuesday, December 12, 2006 at 7:30 pm in the Council Chamber, City Hall. His Worship Mayor Harvey Rosen presided.

There was a Town Homes Kingston Annual General Meeting in the Council Chamber at 7:05 pm.

There was a Public Meeting of City Council in order to obtain public input on the proposed by-law to establish a tariff of fees for the use of the Solid Waste Management System at 7:20 pm.

### (Council Chambers)

#### ROLL CALL

Present: Mayor Rosen, Councillor Foster, Councillor Garrison, Councillor Gerretsen (arrived at 7:20 pm), Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Matheson, Councillor Meers (arrived at 7:15 pm), Councillor Osanic, Councillor Schmolka, Councillor Smith (arrived at 8:57 pm) (13)

Absent: (0)

### (Council Chambers)

#### Administrative Staff Present:

Mr. G. Laubenstein, Chief Administrative Officer  
Ms. C. Beach, Commissioner of Sustainability and Growth  
Mrs. C. Downs, City Clerk  
Mr. J. Giles, Manager, Solid Waste  
Mr. G. Hunt, Commissioner of Finance and Corporate Performance  
Mr. J. Keech, President & CEO, Utilities Kingston  
Ms. D. Kennedy, Director, Financial Services  
Ms. D. Lavallee, Manager, Employee Relations and Development  
Mr. D. Leger, Commissioner of Corporate Services  
Mr. H. Linscott, Director, Legal Services  
Mr. M. Morris, Director, Transportation  
Mr. S. Murphy, Manager, Building Services  
Mr. W. Paetkau, Senior Policy Planner, Planning and Development  
Ms. S. Rideout, Council Committee Supervisor  
Mr. M. Segsworth, Commissioner of Public Works and Emergency Services  
Mr. L. Thurston, Commissioner of Community Development Services  
Mr. G. Wallace, Director, Planning and Development  
Mr. T. Willing, Director, Building and Licensing

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#### DISCLOSURE OF PECUNIARY INTEREST

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#### PRESENTATIONS

- (1) Ms. Michèle Langlois, Marketing Manager for the Downtown Kingston! BIA, and Sandy Wilson of Alexander Wilson Architects, presented Council with a framed set of the Limited Edition 2005 Pewter Collection.

#### PRESENTATIONS

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- (2) His Worship Mayor Rosen, presented Mr. George Wallace, Director of Planning and Development, with a certificate recognizing his completed accreditation in the Certified Municipal Manager Level II (CMMII) program through the Ontario Municipal Management Institute.

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**DELEGATIONS**

Moved by Councillor Garrison  
Seconded by Councillor Matheson

**THAT** Alison Bonham be permitted to speak regarding a sewer back-up.

**CARRIED**  
**(A 2/3 Vote Of Council Was Received)**

- (1) Ms. Alison Bonham addressed Council regarding a sewer back-up into her basement and requesting that Council address this recurring problem during heavy rains.

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**BRIEFINGS**

- (1) A representative of the Kingston Economic Development Corporation (KEDCO) will speak to Council regarding their 2007 Business Plan.  
(Copies of the KEDCO Draft Plan and Budget for 2007 were distributed separately from the agenda.)

**WITHDRAWN**

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**PETITIONS**

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**MOTIONS OF CONGRATULATIONS/CONDOLENCES/SPEEDY RECOVERY**

Moved by Councillor Foster  
Seconded by Mayor Rosen

**THAT** the sincere condolences of Kingston City Council be extended to the family of the late Lou Tepper.

**CARRIED**

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**REPORTS**

**Report No. 1 the Chief Administrative Officer (Consent)**

Moved by Councillor MacLeod-Kane

Seconded by Councillor Matheson

**THAT** Report No. 1 of the Chief Administrative Officer (Consent) be received and adopted.

Council consented to the separation of Clauses (a), (b), (c), (e), (g), (l), (m), and (n).

**Report No. 1**

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

All items listed on the Consent Report shall be the subject of one motion. Any member may ask for any item(s) included in the Consent Report to be separated from that motion, whereupon the consent report without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

**THAT** Council consent to the approval of the following routine items:

(a) **Agreement with Creative Outdoor Advertising for Rights to Sell Bus Stop Bench Advertising**

**THAT** Council authorize the Mayor and Clerk to enter into an advertising agreement with Creative Outdoor Advertising for the exclusive right to sell third party advertising on all bus stop benches in the City of Kingston for a period of 10 years;

- and further -

**THAT** the said agreement shall be in a form satisfactory to the Director of Legal Services.

(File No. CSU-L04-000-2007, CSU-T03-000-2007)

ABYL0007

(The Report of the Commissioner of Public Works & Emergency Services (07-001) was attached as Schedule Pages 1-3)

**DEFERRED**

**(See Motion To Defer Which Was CARRIED)**

Moved by Councillor Garrison

Seconded by Councillor Glover

**THAT** Clause (a) of Report No. 1 be deferred to the first meeting of Council in March to allow staff an opportunity to define and clarify

- 1) appropriate policies;
- 2) any restrictions in advertising to more accurately address the needs of the community; and
- 3) the term of the contract.

**CARRIED**

(b) **Change from One-Way to Two-Way Traffic on George Street to Accommodate the Closure of George Street from Stuart Street Southerly 50 Metres**

**THAT** Council amend By-Law No. 2003-209, "A By-Law To Regulate Traffic" (Amend designated streets and lanes – one-way traffic) so that the portion of George Street south of Stuart Street to O'Kill Street can be temporarily changed from one-way to two-way traffic.

(File No. CSU-T08-000-2007)

ABYL0008

**REPORTS**

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Report No. 1 the Chief Administrative Officer (Consent)

(The Report of the Commissioner of Public Works & Emergency Services (07-002) was attached as Schedule Pages 4-8)

(See By-Law No. (1), 2007-2)

**DEFERRED**  
(See Motion To Defer Which Was CARRIED)

Moved by Councillor Glover  
Seconded by Councillor MacLeod-Kane

**THAT** Clause (b) of Report No. 1 be deferred to the first Council meeting in February in order to allow staff to examine issues related to parking.

**CARRIED**

(c) **Emergency Detour Routes for Highway 401**

**THAT** City Council endorse the following resolution:

**WHEREAS** the Ministry of Transportation will assist the City of Kingston regarding the location of signs and trail blazers on Emergency Detour Routes; and,

**WHEREAS** the Ministry of Transportation will supply Emergency Detour Routes signs to the City of Kingston; and,

**WHEREAS** the City of Kingston will erect and maintain Emergency Detour Routes signs on roads within the City of Kingston;

**THEREFORE BE IT RESOLVED THAT** the City of Kingston agrees to erect Emergency Detour Routes signing on the designated Emergency Detour Routes as set out in the attached documentation.

(File No. CSU-P03-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-003) was attached as Schedule Pages 9-18)

**CARRIED**  
(See Motion To Amend Which Was LOST)

Moved by Councillor MacLeod-Kane  
Seconded by Councillor Matheson

**THAT** Emergency Detour Route No. 2 be referred back to staff with a request to reroute traffic down John Counter Boulevard as opposed to Unity Road.

**LOST**

(d) **Change of Yield Signs to Stop Signs on Fairway Hills Crescent**

**THAT** City Council amend By-Law No. 2003-209, "A By-Law To Regulate Traffic", in order to change yield signs to stop signs at Fairway North and Fairway South where these streets intersect Fairway Hill Crescent.

(File No. CSU-T08-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-006) was attached as Schedule Pages 19-23)

(See By-Law No. (2), 2007-3)

**REPORTS**

Report No. 1 the Chief Administrative Officer (Consent)

(e) **Amendment to Sign By-Law No. 2958 for Burger King Restaurant at 400 Princess Street**

**THAT** Council amend By-Law No. 2958, "A By-Law To Provide For The Prohibition And Regulation Of Signs And Other Advertising Devices In The City Of Kingston", to allow a second fascia sign with a maximum area of 25 square feet and located on the second storey of the front wall of the Burger King Restaurant at 400 Princess Street, notwithstanding the maximum of one sign permitted by By-Law No. 2958 Section 20.11(a).

(File No. CSU-T07-000-2007)

(The Report of the Commissioner of Community Development Services (07-009) was attached as Schedule Pages 24-36)

(See By-Law No. (3), 2007-4)

LOST

(f) **Appointment of Municipal By-Law Enforcement Officers**

**THAT** By-Law No. 98-9, "A By-Law To Appoint Municipal Law Enforcement Officers of The Corporation of The 'New' City of Kingston", be amended under Section 1 to include Kingston Transit Supervisors, John Barbosa, Angela Kenney, Katherine McKoy and Ken Steele who will be appointed as Municipal Law Enforcement Officers who shall be Peace Officers for the purpose of enforcing the by-laws of the Municipality, as provided for under Section 15 of the Police Services Act RSO 1990(c) P15;

- and further -

**THAT** By-Law No. 99-166, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or Local Board", be amended by adding Kingston Transit Supervisor Angela Kenney, under Section 11, Kingston Transportation Group, authorizing her to issue Parking Infraction Notices off-street on property owned or occupied by the City of Kingston.

(File No. CSU-P01-003-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-010) was attached as Schedule Pages 37-41)

(See By-Law No. (4), 2007-5 and By-Law No. (5), 2007-6)

## REPORTS

Report No. 1 the Chief Administrative Officer (Consent)

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(g) Capital Project Closure Authorization - 3<sup>rd</sup> Quarter 2006

1. THAT Council approve the financing of finalized capital projects, or (return of funds) as outlined in Exhibits A, B, C, D and E of this report as follows:

<u>Source of Financing</u>	A	B	C	D	E	Total
<b>Municipal Capital Reserve Fund</b>	<b>\$(22,701)</b>	<b>\$(40,488)</b>	<b>\$67,106</b>	<b>\$(215,582)</b>	<b>\$(169,971)</b>	<b>\$(381,636)</b>
<u>Other Reserve Funds</u>						
Library	(91,444)	(123,429)	(54,332)			(269,205)
Police Equipment	5,050	183,160	(15,790)	(112,037)	(2,499)	57,884
Environment		49,736	(151,485)	(216,745)	(119,153)	(437,647)
Transit Capital		(1,948)	(318,489)	27,171	5,347	(287,919)
Facility Repair				(2,928)		(2,928)
Arena				3,555		3,555
Development Charges		(46,655)	(186,208)	(201,281)		(434,144)
Parking			(30,543)			(30,543)
Rideaucrest				(16,698)		(16,698)
Cash in Lieu of Parkland				(10,000)		(10,000)
Kingston Access Services				(13,237)	(98,182)	(111,419)
Technology					18,164	18,164
Municipal Equipment					(24,862)	(24,862)
Marina				(18,226)		(18,226)
<b>Total:</b>	<b>\$(86,394)</b>	<b>\$60,864</b>	<b>\$(756,847)</b>	<b>\$(560,426)</b>	<b>\$(221,185)</b>	<b>\$(1,563,988)</b>

2. THAT Council approve the reduction of approved debenture financing with reference to specific projects as outlined in Appendices of this report as follows:

<u>Source of Financing</u>	A	B	C	D	E	Total
Municipal Capital		\$(50,840)		\$(1,529)		\$(52,369)
Transit				(83,502)		(83,502)
<b>Total:</b>		<b>\$(50,840)</b>		<b>\$(85,031)</b>		<b>\$(135,871)</b>

(File No. CSU-F05-000-2007)

(The Report of the Commissioner of Finance and Corporate Performance (07-012) was attached as Schedule Pages 42-50)

**CARRIED**

**REPORTS**

Report No. 1 the Chief Administrative Officer (Consent)

- (h) Request to Register an Easement Agreement on Title for Bell Infrastructure in Molly McGlynn Park

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**THAT** Council approve the granting of an easement to Bell Canada for access to an existing transformer and associated infrastructure;

- and further -

**THAT** Council authorize the Mayor and Clerk to execute an easement agreement and all other necessary documents to grant the easement to Bell Canada in a form satisfactory to the Director of Legal Services.

(File No. CSU-D15-000-2007)

(The Report of the Commissioner of Community Development Services (07-013) was attached as Schedule Pages 51-61)

(i) **A Contract Amendment with Nav Canada to Provide Preventative and Corrective Maintenance of the Instrument Landing System at the Kingston (Norman Rogers) Airport**

**THAT** the Mayor and Clerk be authorized to enter a fourth contract amendment to an agreement with Nav Canada for preventative and corrective maintenance of the Instrument Landing System at the Kingston (Norman Rogers) Airport;

- and further -

**THAT** the said agreement be in a form satisfactory to the Director of Legal Services.

(File No. CSU-L04-000-2007, CSU-T11-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-014) was attached as Schedule Pages 62-64)

(j) **Award of Tender for Waste Collection and Disposal Services to Waste Services Inc. and Waste Management of Canada Corporation**

**THAT** the tender submitted by Waste Services Inc. in response to Tender No. PWES-SW-1-2006 for Appendix A – Kingston Area Recycling Centre, be selected as the basis for preparing a contract expiring December 31, 2008 with an option to extend for one additional year at the sole discretion of the City;

- and further -

**THAT** the tender submitted by Waste Management of Canada Corporation in response to Tender No. PWES-SW-1-2006 for Appendix B – Various City Locations, be selected as the basis for preparing a contract expiring December 31, 2008 with an option to extend for one additional year at the sole discretion of the City;

- and further -

**THAT** the Mayor and Clerk be authorized to sign the contracts in a form satisfactory to the Legal Services Division.

(File No. CSU-F18-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-017) was attached as Schedule Pages 65-67)

## REPORTS

Report No. 1 the Chief Administrative Officer (Consent)

(k) **Authority to Sign a Grant Agreement with Waste Diversion Ontario and Stewardship Ontario**

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**THAT** the City of Kingston enter into a Grant Agreement with Stewardship Ontario and Waste Diversion Ontario as the recipient of the grant;

- and further -

**THAT** the Mayor and Clerk be authorized to sign the agreement in a form satisfactory to the Legal Services Division.  
(File No. CSU-F11-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-019) was attached as Schedule Pages 68-71)

(l) **Land Lease with Brian and Margaret Reid for the Kingston Norman Rogers Airport**

**THAT** Council authorize the City to enter into a new land lease with Brian Reid and Margaret Reid for ten (10) years commencing July 1, 2006 up to and including June 30, 2016, at a rental rate of \$1,830.00 per year which rate is subject to annual adjustments on July 1<sup>st</sup> of each year commencing July 1, 2007, in accordance with Land Lease Rates for the Kingston Norman Rogers Airport as set by the City or, at the very least, an inflationary increase as per the Consumer Price Index for the immediately preceding twelve month period for each year in which there is no other increase in the land lease rates;

- and further -

**THAT** the Mayor and Clerk be authorized to execute a lease in a form approved by the Director of Legal Services.

(File No. CSU-L15-000-2007)

ABYL0009

(The Report of the Commissioner of Corporate Services (07-020) was attached as Schedule Pages 72-75)

**DEFERRED**

**(See Motion To Defer Which Was CARRIED)**

Moved by Councillor Garrison

Seconded by Councillor MacLeod-Kane

**THAT** Clause (l) of Report No. 1 be deferred to the first Council meeting in January to allow staff to attempt to negotiate a five year term lease as opposed to a ten year lease.

**CARRIED**

(m) **Provincial Gas Tax Allocation for the Public Transportation System**

**THAT** Council give three readings to By-Law No. 2007-11 to authorize the Mayor and City Treasurer to execute an agreement on behalf of the City of Kingston regarding the dedicated gas tax funds for the public transportation system.

(File No. CSU-F11-000-2007)

(The Report of the Commissioner of Finance and Corporate Performance (07-021) was attached as Schedule Pages 76-79)

**(See By-Law No. (10), 2007-11)**

**CARRIED**

**REPORTS**

Report No. 1 the Chief Administrative Officer (Consent)

(n) **Award of Tender for Winter Sidewalk Plowing in the Kingston East Area to Zomer & Sons Landscaping and Contracting Limited**



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**THAT** Council award Tender PWES-PW 2006-3 in the amount of \$50.00 per hour for a total estimated cost of \$1,590.00 (GST included) per event for sidewalk plowing in Kingston East, to Zomer & Sons Landscaping and Contracting Limited; it being the only tender received, for this winter only;

- and further -

**THAT** staff bring forward a report during the 2007 budget session detailing how this contracted-out service can be brought in-house next year.

(File No. CSU-F18-000-2007)

ABYL0010

(The Report of the Commissioner of Public Works & Emergency Services (07-022) was attached as Schedule Pages 80-83)

**CARRIED AS AMENDED**  
**(See Motion To Amend Which Was CARRIED)**

Moved by Councillor Meers

Seconded by Councillor Garrison

**THAT** Clause (n) of Report No. 1 be amended to indicate that approval be for this winter only; and

**THAT** staff bring forward a report during the 2007 budget session detailing how this contracted-out service can be brought in-house next year.

**CARRIED**  
**(See Motion To Amend Which Was LOST)**

Moved by Councillor Hector

Seconded by Councillor Foster

**THAT** the motion to amend of Councillors Meers and Garrison be amended to include comparative costing between the contract for sidewalk plowing and in-house sidewalk plowing.

**LOST**

(o) **Issuance of Parking Tickets on Private Property Owned by Frontenac Condominium Corporation No. 45 and No. 50**

**THAT** By-Law No. 99-166, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or Local Board", be amended to appoint Ralph Raika for the purpose of issuing parking violation tickets and to enforce the provisions of By-Law No. 99-166 on the property owned by Frontenac Condominium Corporation No. 45 located at 561/573 Armstrong Road and Frontenac Condominium Corporation No. 50 located at 310/316 Kingsdale Avenue;

## REPORTS

### Report No. 1 the Chief Administrative Officer (Consent)

-and further -

**THAT** this approval is subject to the applicant entering into an agreement in a form satisfactory to the City Solicitor to indemnify and save harmless the City from all claims and actions that might arise, and subject further to providing proof of sufficient insurance in a form satisfactory to the City Solicitor.

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(File No. CSU-P01-003-2007)

(The Report of the Commissioner of Community Development Services (07-024) was attached as Schedule Pages 84-87)

(See By-Law No. (6), 2007-7)

(p) **Award of Tender for a 2007 One-Ton Pickup Truck to Edward Ford Sales (Kingston) Ltd.**

**THAT** the tender CS-FL-2006-12 to purchase a 2007 one-ton pickup truck be awarded to Edwards Ford Sales (Kingston) Ltd. for the purchase price of \$24,458.00 plus applicable taxes.

(File No. CSU-F18-004-2007)

(The Report of the Commissioner of Corporate Services (07-026) was attached as Schedule Pages 88-89)

(q) **Amendment of the By-Law Appointing Statutory Officials for the City of Kingston**

**THAT** a by-law be presented to Council to amend By-Law No. 98-8, "A By-Law To Appoint Statutory Officials Of The Corporation Of The City Of Kingston", as follows:

**THAT** Section 3 be amended by deleting the name 'Gerard Hunt' as Treasurer and replacing it with 'Desiree Kennedy'.

(File No. CSU-C12-000-2007)

(The Report of the Commissioner of Finance and Corporate Performance (07-027) was attached as Schedule Pages 90-93)

(See By-Law No. (7), 2007-8)

**CARRIED**

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**REPORTS**

**Report No. 2 of the Chief Administrative Officer (Recommend)**

Moved by Councillor Osanic

Seconded by Councillor Hector

**THAT** Report No. 2 of the Chief Administrative Officer (Recommend) be received and adopted, clause by clause.

**Report No. 2**

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**REPORTS**

**Report No. 2 of the Chief Administrative Officer (Recommend)**

(1) **A By-Law to Establish a Tariff of Fees for the Use of the Solid Waste Management System for 2007**

**THAT** By-Law No. 2007-12, "A By-Law To Establish A Tariff Of Fees For The Use Of The Solid Waste Management System For 2007" be given all three readings;

- and further -

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**THAT** By-Law No. 2007-13, "A By-Law To Repeal By-Law No. 2006-002, A By-Law To Establish A Tariff Of Fees For The Use Of Solid Waste Management Systems For 2006" be given all three readings;

- and further -

**THAT** By-Law No. 2007-12 and No. 2007-13 will take effect on January 1, 2007.

(File No. CSU-E07-000-2007)

(The Report of the Commissioner of Public Works & Emergency Services (07-008) was attached as Schedule Pages 94-104)

(See **By-Law No. (11), 2007-12 and By-Law No. (12), 2007-13**)

**CARRIED**

(2) **Queen's University Request for Noise Exemption for McNeill House Redevelopment**

**THAT** Queen's University Physical Plant Services be granted an exemption from the normal 19:00 (7:00 p.m.) to 07:00 (7:00 a.m.) restriction under the City of Kingston Noise Control By-Law No. 2004-52 Schedule "B", in order to permit noise until 21:30 (9:30 pm) with no external work on the site occurring after 16:30 (4:30 pm) to expedite renovations to McNeill House at 40 Lower Albert Street commencing on Tuesday, May 1, 2007 and continuing five days a week from Monday to Friday excluding Statutory Holidays until Friday, August 31, 2007 in order for this work to be completed in time for students returning in September.

(File No. CSU-P01-002-2007)

(The Report of the Commissioner of Community Development Services (07-011) was attached as Schedule Pages 105-110)

**CARRIED AS AMENDED**

**(See Motions To Amend Which Were CARRIED)**

Moved by Councillor Hector

Seconded by Councillor Glover

**THAT** Clause (2) of Report No. 2 be amended to require that no external work will occur on the site after 16:30 (4:30 pm).

**CARRIED**

Moved by Councillor Osanic

Seconded by Councillor MacLeod-Kane

**THAT** Clause (2) of Report No. 2 be amended to remove the words "until 23:30 (11:30 pm)" and replace them with the words "until 21:30 (9:30 pm)".

**CARRIED**

## **REPORTS**

### **Report No. 2 of the Chief Administrative Officer (Recommend)**

(3) **Kingston Economic Development Corporation (KEDCO) Governance and Role**

Moved by Councillor Garrison

Seconded by Councillor Gerretsen

**THAT** the rules of By-Law No. 98-1, "Council Procedural By-Law", be waived in order to bring forward Motion No. (3) to be dealt with prior to the consideration of the recommendation in Report No. 07-031.

(See **Motion No. (3), Page 41**)

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**CARRIED**  
**(A 2/3 Vote of Council Was Received)**

THAT Council approve interim funding for the first quarter for the operations of KEDCO in the amount of \$400,000;

- and further -

THAT such money be forwarded on the understanding that all future Board appointments for KEDCO will be made by Council;

- and further -

THAT Council appoint Robert Boucher, Beth Pater, Brad Ross and David Saunders to recommend to Council a governance model and most appropriate role for KEDCO in Kingston, not later than February 28, 2007.

(File No. CSU-A01-003-2007)

(The Report of the Chief Administrative Officer (07-031) was attached as Schedule Pages 111-113)

**RULED OUT OF ORDER**

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## REPORTS

### Report No. 3 of the Planning Committee

Wes Paetkau, Senior Policy Planner, was present and spoke to Council regarding Clause 6, being an amendment to the Official Plan and approval in principle of the Cataraqui West Master Plan.

Moved by Councillor Meers

Seconded by Councillor Foster

THAT Report No. 3 of the Planning Committee be received and adopted.

Council consented to the separation of Clause (6).

### Report No. 3

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

All items listed on the Planning Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion, whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

## REPORTS

### Report No. 3 of the Planning Committee

23-11-2006

1. To Expand the Existing Roof Truss Manufacturing Plant at 2602 Perth Road from 925 Square Metres to 2500 Square Metres

THAT the Application for Zoning By-Law Amendment (Our File No. D14-068-2006) submitted by Josselyn Engineering Inc., on behalf of 976711 Ontario Inc., for the property located at 2602 Perth Road, **BE APPROVED.**

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**AND BE IT FURTHER RESOLVED** that the Township of Kingston Zoning By-Law No. 76-26, as amended, be further amended as follows:

- 1) That Map 1 of Schedule "A" to Zoning By-Law No. 76-26 of the former Kingston Township be amended to rezone the subject site known municipally as 2602 Perth Road from the existing Special General Agricultural 'A2-2' Zone to a Special Restricted General Industrial 'M6-20' Zone, as shown on Schedule "A" attached to and forming part of By-Law No. 2007-14.
- 2) By **Adding** a new subsection 28A(3)(t) as follows:  
**"28A(3)(t) 2602 Perth Road (Amending By-Law No. 2007-14)**

Notwithstanding the provisions of Section 28A(1) to the contrary, the lands Zoned 'M6-20' on Map 1 of Schedule "A" hereto shall only be used in accordance with the following special provisions:

- (i) **Prohibited Uses:**  
Accessory Dwelling Unit  
Dry-Cleaning, Laundry Plant
- (ii) **Maximum Lot Coverage:** 10%
- (iii) Notwithstanding Section 28A(l)(iii) to the contrary open storage shall be permitted in the front yard with a minimum setback of 15 metres from the property line abutting a public road. The open storage shall be screened with a continuous vegetated berm along the west property line and portion of the north property line abutting the residential use. The screening shall be in conformity with the regulations of the Restricted General Industrial 'M6' Zone."

- 3) By **DELETING** Section 10 (3)(b) Special General Agricultural 'A2-2' Zone in its entirety.

**AND BE IT FURTHER RESOLVED** that the Amending By-Law be presented for all three readings.

**AND BE IT FURTHER RESOLVED** that the following issues will be addressed at the Site Plan Control stage of development:

- Location and screening of open storage;
- Adequate water quantity and quality;
- Buffering of industrial use from abutting residential uses;
- Parking and accessible parking;
- Access from Perth Road; and
- Archaeological potential.

(See By-Law No. (13), 2007-14)

## REPORTS

Report No. 3 of the Planning Committee

2. To Permit Expansion of the Accessory Retail Use from 10% to 25% of the Gross Floor Area and to Define a Showroom and Outdoor Display Area for the Purpose of Storing and Selling RV Trailers at 485 O'Connor Drive

**THAT** the Application for Zoning By-Law Amendment (Our File No. D14-074-2006) submitted by RV1 Inc., on behalf of Tire Management Systems Inc., for the property located at 485 O'Connor Drive, **BE APPROVED**.

**AND BE IT FURTHER RESOLVED** that Zoning By-Law No. 76-26, as amended, be further amended as follows:

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1) That Map 3 of Schedule "A" to Zoning By-Law No. 76-26 be amended to rezone the subject site known municipally as 485 O'Connor Drive from the existing Special Restricted General Industrial 'M6-1' Zone to a Special Restricted General Industrial 'M6-22' Zone, as shown on Schedule "A" attached to and forming part of By-Law No. 2007-15.

2) By **Adding** a new subsection 28A(3)(u) as follows:

"(u) **M6-22:**

Notwithstanding the provisions of Section 28A hereof to the contrary, on the lands designated 'M6-22' on Schedule 'A' hereto, the following regulations shall apply:

i) **PERMITTED USES:**

In addition to the provisions of Section 28A(1), the permitted uses shall also include:

- a. Accessory Wholesale Establishment; and
- b. Accessory Retail Use, for the purpose of selling motor homes and travel trailers only.

ii) **PROHIBITED USES:**

- a. Accessory Dwelling Unit; and
- b. Automotive Centre.

iii) **MAXIMUM GROSS FLOOR AREA:**

The maximum combined gross floor area which may be devoted to an accessory wholesale use and/or accessory retail outlet use shall be equal to or lesser than the following:

- a) 25% of the gross floor area of an individual tenant's unit within the building.

iv) **LOT AREA** (minimum): 0.5 acres

v) **LOT FRONTAGE** (minimum): 100 feet

vi) **PARKING:** In accordance with the provisions of Section 5(16) hereof;

vii) **STORAGE OF MOTOR HOMES:**

- i. Notwithstanding any regulations to the contrary the indoor and outdoor storage of motor homes shall be limited to a maximum of 5% of the total lot area

viii) **DISPLAY:**

Roadside displays shall be limited to the following:

- i. non-motorized travel trailers only;
- ii. a maximum display of 3 travel trailers along Gardiners Road;
- iii. a maximum display of 3 travel trailers along O'Connor Drive; and
- iv. displays shall not encroach into the right-of-way."

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**AND BE IT FURTHER RESOLVED** that the Amending By-Law be presented for all three readings.  
(See By-Law No. (14), 2007-15)

3. **To Permit Limited Office and Neighbourhood Commercial Uses for the Property Located at 293 Division Street**

**THAT** the application for Official Plan Amendment (Our File No. D09-021-2006) submitted by Network Security Systems, for the property located at 293 Division Street, **BE APPROVED.**

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**AND BE IT FURTHER RESOLVED** that the City of Kingston Official Plan be amended as follows:

1. The City of Kingston Official Plan, as amended, is hereby further amended by the following map and text change which shall constitute **Amendment No. 36** to the City of Kingston Official Plan.
  - a) **AMEND** Schedule 'C', 'Site and Area Specific Policies', of the City of Kingston Official Plan, so as to designate the property located at 293 Division Street, as shown on Schedule 'A' to By-Law No. 2007-16, as 'Site Specific Policy Area No. 35'.
2. That the City of Kingston Official Plan, as amended, be further amended by adding the following new Site Specific Policy as Section 4.8 (s):

"4.8 (s) **Site Specific Policy Area No. 35: 293 Division Street  
(Amending By-Law No. 2007-16)**

It is recognized that the 650 square metre parcel of land shown on Schedule 'C', 'Site and Area Specific Policies' as Site Specific Policy Area No. 35 is located within a Residential designation. It shall be the policy of Council to permit limited office and neighbourhood commercial uses, in addition to the residential uses permitted within the Residential designation.

It is the intent of the Plan that the lands shall develop in accordance with the following site specific policies, in addition to any other relevant policies of this Plan:

- (i) Permitted commercial use shall include a professional or business office, laundromat, and retail store or shop;
- (ii) A building not exceeding 285 square metres shall be permitted;
- (iii) Permitted land use shall be compatible with the surrounding residential uses."

**AND BE IT FURTHER RESOLVED** that the application for Zoning By-Law Amendment (Our File No. D14-064-2006) submitted by Network Security Systems, for the property located at 293 Division Street, **BE APPROVED**.

**AND BE IT FURTHER RESOLVED** that City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1. That Zoning Schedule "A", Map 18 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol to 'A.367' of the lands shown as "Subject Lands Rezoned from A to A. 367" on Schedule "A" attached hereto and forming part of amending By-Law No. 2007-17.

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2. That the By-Law be amended by the addition of the following section to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS:

"367. On the approximately 650 square metre parcel of land known as 293 Division Street and zoned as 'A. 367' on Zoning Map No. 18 attached to and forming part of amending By-Law No. 2007-17:

Notwithstanding any provisions of the By-Law to the contrary, the provisions of Section 6 for the 'A' One-Family Dwelling and Two-Family Dwelling Zone shall apply to the 'A. 367' Zone except that:

- i) Notwithstanding the provisions of Section 6.2, the following additional uses shall be permitted within the walls of the existing building on the property on the date of the passing of the By-Law:
  - laundromat;

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- retail store or shop;
  - a professional or business office.
- ii) Notwithstanding the provisions of Section 5.3, a minimum of six off-street parking spaces shall be provided for any use permitted in Section i) above.

**AND BE IT FURTHER RESOLVED** that the Amending By-Laws be presented for all three readings.  
(See By-Law No. (15), 2007-16, By-Law No. (16), 2007-17)

**4. To Permit the Development of a Meeting Room and Food Tasting Area Associated with the Existing Catering Business at 317 – 319 Montreal Street**

**THAT** the Application for Zoning By-Law Amendment (Planning File No. D14-005-2005) submitted by 1046664 Ontario Limited with respect to the property located at 317-319 Montreal Street, **BE APPROVED.**

**AND BE IT FURTHER RESOLVED** that the City of Kingston Zoning By-Law No. 8499 be amended as follows:

- 1) That Zone Map No. 17 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol of the subject site from 'A' to 'A.355' as shown on Schedule 'A' attached hereto and forming part of Amending By-Law No. 2007-18.
- 2) That the following new section be added to Part VIII, Exceptions to the Various Zone Classifications, Section 355:  
'355. On the approximately 1358 square metre parcel of land located on the east side of Montreal Street, between James Street and Charles Street, known as 317-319 Montreal Street and zoned 'A.355' on a copy of Zoning Map No. 17 attached to and forming part of Amending By-Law No. 2007-18, in addition to the uses permitted in the 'A' Zone, the permitted uses shall also include the following uses:
  - a) the existing catering operation at the date of the passing of this By-Law;
  - b) a meeting room and food sampling area may be located on the second floor of the existing building;
  - c) at the time the commercial uses cease, the use of this property shall comply with the 'A' zone provisions.

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Any non-residential uses shall be developed in accordance with the following provisions:

- i) For the purpose of this section, a meeting room and food sampling area shall be defined as follows: an area of the catering business building devoted a meeting room and food sampling area for potential clients for the purpose of tasting food with the intent to entering into a catering contract. This use is an accessory use to the catering operation and the items to be sampled are to be prepared by the catering operation. Occasional special purpose meetings, with catering shall also be permitted. This use shall not include a restaurant or similar use, open to the general public.
- ii) **BUFFERING** (minimum)  
A solid fence, 1.8 metres in height, shall be provided on the property where a non-residential use abuts a residential use.
- iii) **GARBAGE**



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All garbage resulting from the commercial operation shall be stored in a screened enclosure.

iv) VEHICLE STORAGE

The business vehicles used in conjunction with the catering business shall be parked in the garages when not in use.

v) SITE ACCESS:

Notwithstanding Section 5.3(b)(h), the existing access to the rear yard parking shall be deemed to conform.

**AND BE IT FURTHER RESOLVED** that the Amending By-Law be presented for all three readings.  
(See By-Law No. (17), 2007-18)

5. To Recognize the Existing Non-complying Amusement Rides, Batting Cage and Mini-putt Uses at 1533 McAdoo's Lane and to Permit a Future Water Park

**THAT** the application for Official Plan Amendment (Our File No. D09-008-2005) submitted by Mr. Dan Wannemacher, for the property located at 1533 McAdoo's Lane, **BE APPROVED**.

**AND BE IT FURTHER RESOLVED** that the Township of Kingston Official Plan be amended as follows:

1. The Township of Kingston Official Plan, as amended, is hereby further amended by the following map change which shall constitute **Amendment No. 20** to the Township of Kingston Official Plan.

a) **AMEND** Schedule 'A', Map 3, of the Township of Kingston Official Plan, so as to designate the property located at 1533 McAdoo's Lane, as shown on Schedule 'A' to By-Law No. 2007-19, as 'Major Recreational Open Space'.

**AND BE IT FURTHER RESOLVED** the application for Zoning By-Law Amendment (Our File No. D14-025-2005) submitted by Mr. Dan Wannemacher, for the property located at 1533 McAdoo's Lane, **BE APPROVED**.

**AND BE IT FURTHER RESOLVED** that Township of Kingston Zoning By-Law No. 76-26, as amended, be further amended as follows:

1. That Zone Map No. 1 of Zoning By-Law No. 76-26, as amended, is hereby further amended by changing the zone symbol of the subject site from 'C2-5' to 'OS-12-H' as shown on Schedule 'A' attached hereto and forming part of By-Law No. 2007-20.

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2. That Section 19(3)(e) of the By-Law be deleted in its entirety.

3. That Section 8(3)(l) of the By-Law be added as follows:

"(l) OS-12-H (1533 McAdoo's Lane):

1. Notwithstanding the '-H' applied pursuant to the *Planning Act*, the lands zoned 'OS-12-H' may be used in accordance with Section 6(6) of By-Law No. 76-26.

2. Subject to the removal of the '-H' Symbol pursuant to the *Planning Act*, and notwithstanding any provisions of the By-Law to the contrary, the provisions of Section 8 for the 'OS General Open Space Zone' shall apply to the 'OS-12' Zone except that:

(i) USES PERMITTED:

Uses permitted in the OS Zone  
Commercial Recreation Park  
Water Park

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(ii) DEFINITIONS:

For the purpose of the 'OS-12' Zone, the following definitions shall apply:

COMMERCIAL RECREATION PARK means an area for the provision of athletic and amusement facilities which shall include drive-in movie theatre; go-kart track; batting cage; miniature putting area; amusement rides; other similar athletic and amusement facilities; and accessory uses such as a concession stand.

WATER PARK means a water play area which includes features such as water slides; splash pads; fountains; and other recreational settings involving water.

(iii) MINIMUM LANDSCAPED OPEN SPACE: 10%

(iv) The existing buildings and structures in existence on the date of passing of this by-law shall be deemed to be in conformity with all provisions of this By-Law.

3. The '-H' Symbol shall only be removed once the following conditions have been complied with:

(i) Confirmation that sufficient private water and septic capacity is available;

(ii) All applicable Municipal and Agency requirements have been complied with;

(iii) All necessary Agreements, including the Site Plan Control Agreement, have been registered on title; and,

(iv) City Council has passed a further amendment to the Zoning By-Law to remove the '-H' Symbol pursuant to the Planning Act."

**AND BE IT FURTHER RESOLVED** that the Amending By-Laws be presented for all three readings.

(See By-Law No. (18), 2007-19, By-Law No. (19), 2007-20)

**CARRIED**

Moved by Councillor Foster

Seconded by Councillor Hector

**THAT** Council waive the rules of By-Law No. 98-1, "Council Procedural By-Law", in order to extend the meeting past 11:00 pm to 11:30 pm.

**CARRIED**

**(A 2/3 Vote Of Council Was Received)**

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6. To Amend the Official Plan Relating to 252 Hectares of Land Known as Cataraqi West Bounded by Princess Street, Bayridge Drive, its Planned Extension to Creekford Road including the Terry Angel Landholdings and Collins Creek

**THAT** the application for the Official Plan Amendment (File No. D09-009-2004) submitted by Cumming Cockburn Limited/IBI Group on behalf of the Cataraqi West Owners Group, for the property located in Part of Lots 3, 4, 5, 6 and 7 of Concession 3, of the Geographic Township of Kingston, **BE APPROVED**.

**AND BE IT FURTHER RESOLVED** that the Official Plan for the former Kingston Township be amended as follows:

1. That the Official Plan for the former Kingston Township, as amended, is hereby further amended by the following map and text changes, which shall constitute **Amendment No. 21** to the Official Plan for the former Kingston Township:

(a) **AMEND** Schedule "A", "Map 1", of the Official Plan for the former Kingston Township by re-designating the lands located in Part of Lots 3, 4, 5, 6 and 7 of Concession 3, of the Geographic Township of Kingston and known as Cataraqi West (attached in Exhibit "C" to the Agenda) in accordance with Schedule "I" to the Official Plan and as illustrated in Schedule "A" to the proposed By-Law attached to the Agenda as Exhibit "B".

- (b) **ADD** Schedule "I", Cataraqui West Neighbourhood, as a Schedule to the Official Plan for the former Kingston Township, as illustrated in Schedule "A" to the proposed By-Law attached to the Agenda as Exhibit "B".
- (c) **ADD** "4-3 Cataraqui West Secondary Plan" to the 'Secondary Plans' Section of the Table of Contents in the Official Plan for the former Kingston Township.
- (d) **ADD** "'I' Cataraqui West Neighbourhood" to the 'Schedules' Section of the Table of Contents in the Official Plan for the former Kingston Township.
- e) **ADD** the following new Section 4-3 to the Official Plan for the former Kingston Township immediately after Section 4-2 and attached hereto as "Exhibit "B":

#### **"4.3 Cataraqui West Secondary Plan**

The following land use and development policies apply to the Cataraqui West neighbourhood, as shown on Schedule "I". This neighbourhood encompasses approximately 252 hectares (623 acres) of land generally bounded on the east by Bayridge Drive and its extension to Creekford Road, on the north by Creekford Road, Collins Creek on the west and Princess Street and properties fronting on Princess Street on the south.

The policies in this Secondary Plan are to be implemented through planning and development approvals over time in accordance with the Council-approved *Cataraqui West Master Plan*. The *Cataraqui West Master Plan* outlines in greater detail the general land use and transportation concept plan intended for this neighbourhood based on a number of technical studies, including: servicing; environmental impact statements (EIS); archaeological assessments; storm water management; drainage plans; and traffic forecasts.

Upon approval of the *Cataraqui West Master Plan* by the City of Kingston, minor amendments can be made to the above noted studies and concept plan to reflect changing needs or new information without the need to amend the Secondary Plan policies.

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### **Report No. 3 of the Planning Committee**

#### **4-3.1 Cataraqui West Goal and Objectives**

##### **4-3.1.1 Secondary Plan Goal**

To provide for the comprehensive development of a healthy, attractive, connected and vibrant residential neighbourhood that meets the needs of its residents, preserves and protects the significant environmental and heritage features, allows for innovation in development and construction practices, provides for physical connections to the open space system, and connects to the rest of the City.

##### **4-3.1.2 Secondary Plan Objectives**

- 1) Create a safe, liveable and healthy neighbourhood that has a sense of neighbourhood identity.
- 2) Create a neighbourhood that has a clear and cohesive physical structure that is harmonious and integrated with the existing adjacent neighbourhood.

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- 3) Encourage the development of a neighbourhood center that serves as a focus for neighbourhood activities. This may include a major park, community park, a neighbourhood center, and educational institutions.
- 4) Proceed with development in an environmentally sound and sustainable manner.
- 5) Encourage a neighbourhood development that takes advantage of the unique natural characteristics and features within and adjacent to it.
- 6) Encourage a variety of ground oriented housing forms and tenures which meet the needs of the population and which can respond to changes in the marketplace.
- 7) Promote innovation in housing design, architecture, and site planning to foster a welcoming, people-friendly neighbourhood.
- 8) Encourage the development of a neighbourhood that is based on a high standard of urban barrier-free design on both public and private lands.
- 9) Preserve significant heritage and cultural assets.
- 10) Encourage tree preservation practices so as to enhance the existing natural environment and the aesthetics of the built environment.
- 11) Encourage the provision of institutional uses that are safe, convenient, readily accessible and meet the needs of the residents.
- 12) Provide for the recreational needs of the neighbourhood and enhance the environment.
- 13) Provide safe and integrated pedestrian and bicycle systems.

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- 14) Provide for a balanced transportation system consisting of a hierarchy of roads, transit facilities, walkways and paths to accommodate efficient movement within the neighbourhood and beyond.
- 15) Encourage an urban form that is orderly, efficient and cost effective for servicing, storm water, transportation and public transit systems.
- 16) Encourage energy conservation through appropriate and efficient subdivision design and encourage the use of new technologies and best management practices.

#### 4-3.2 Land Use Policies

The Cataraqi West neighbourhood is to be developed in accordance with the general land use pattern set out on Schedule "I" and the *Cataraqi West Master Plan*. Land uses are divided into the following general designations: Residential; Commercial; Open Space; and Environmental Protection.

#### 4-3.3 Residential Policies

##### 4-3.3.1 Permitted Uses in Residential Designations

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There are two residential designations: Low Density Residential; and Medium Density Residential. The predominant use of land in areas within a Residential designation shall be for low and medium density residential uses. Other uses which are complementary to and serve the principal residential use such as public parks, home occupations, bed and breakfast establishments, institutional uses such as schools and places of worship, daycare facilities, public uses and utilities in appropriate locations are also permitted.

#### 4-3.3.2 General Residential Policies

- 1) Variety in housing types and therefore buyer opportunities is encouraged in order to accommodate people's different and changing housing needs.
- 2) Innovation in housing design is encouraged in order to create an interesting and varied neighbourhood and where energy efficiency and barrier-free accessibility are integrated as an important element in house design.
- 3) Provision of affordable housing is encouraged in accordance with provincial policies and approved municipal policies.
- 4) The provision of walkways, sidewalks and bicycle paths is encouraged to facilitate access throughout the Residential areas, to schools, parks, and other focal points.
- 5) Variety in mix of housing types and density of development is encouraged. Densities shall be calculated on a "net area basis". Net area is calculated as an area of one or more lots, blocks or parcels of land, the principal use of which is for residential purposes. Lands for other uses that complement basic residential uses are not included in the net area calculation.

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- 6) Residential lots abutting the passive open space along Collins Creek will have a minimum rear yard of approximately 12 to 16 metres. The construction of accessory buildings and structures will be restricted in the rear yard through the implementing Zoning By-Law.
- 7) Reverse-faced residential lots shall have deeper lot and rear yard depths, pursuant to the implementing Zoning By-Law.
- 8) Two elementary schools are shown conceptually on Schedule "I". Should the lands not be required for school sites, they may be developed in accordance with the Medium Density Residential designation without the need to amend this Plan.

#### 4-3.3.3 Home Occupations

Home Occupations are permitted within the Residential designations and shall be developed in accordance with Section 3-2.3 of this Plan.

#### 4-3.3.4 Low Density Residential

Within the Low Density Residential designation:

- 1) Housing permitted includes single detached and two, three and four unit dwellings.

- 2) The overall density of development is to range from 14 to 45 dwelling units per net hectare of land.
- 3) A balanced mix of dwelling types is encouraged within the neighbourhood. In no case, however, shall the proportion of three and four unit dwellings exceed 30 percent of the total units in any individual subdivision application.
- 4) Maximum building height shall be three storeys.

#### **4-3.3.5 Medium Density Residential**

Within the Medium Density Residential designation:

- 1) All housing types that conform to the density and building heights outlined herein are permitted.
- 2) The overall density of development within the Medium Density Residential designation is to range from 25 to 75 dwelling units per net hectare of land irrespective of housing types.
- 3) Maximum building height shall be six storeys. Variation in height in a manner which is sensitive to existing and proposed housing forms on adjoining lands is encouraged.
- 4) Buildings should be oriented to the street in order to create a prominent building presence along the street in a manner compatible with adjacent Low Density Residential areas.
- 5) Local commercial and other non-residential uses shall be developed in accordance with Sections 3-7.6 and 3-7.7 of this Plan.

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### **Report No. 3 of the Planning Committee**

#### **4-3.4 Commercial Policies**

Within the Commercial designations a wide range of retail, service, entertainment, and office uses are encouraged. There are two Commercial designations: Neighbourhood Commercial; and Commercial.

##### **4-3.4.1 Neighbourhood Commercial**

The Neighbourhood Commercial designation is centrally located at the south-west corner of the extension of Cataraqui Woods Drive, a collector, and the extension of Potter Street. The Neighbourhood Commercial designation is intended to provide for convenience shopping needs of the neighbourhood. Uses such as a convenience store, post office, bank, rental establishment, retail store, dry cleaners, restaurant, daycare centre, place of worship and other minor institutional uses are encouraged. No open storage is to be permitted. Residential uses are permitted on floors above the ground (first) floor.

Principles to be considered in the zoning and development of land in the Neighbourhood Commercial designation are:

- 1) Buildings are to be oriented towards the street.
- 2) It is the intent that:

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- (a) the majority of parking shall be located at the rear or sides of buildings;
  - (b) the public streetscape between the front of buildings and the street curb shall be developed as a safe and convenient pedestrian area with pedestrian amenities provided; and
  - (c) building and site design shall complement and contribute to a safe and desirable neighbourhood character.
- 3) The combined maximum gross floor area for all non-residential uses within the Neighbourhood Commercial area shall not exceed 2,000 sq. metres.
  - 4) The retail gross floor area of any individual use should not exceed 300 sq. metres.
  - 5) Maximum building height shall be three storeys.
  - 6) Should neighbourhood commercial uses not be proposed for development within the Neighbourhood Commercial area, the said lands may be developed in accordance with the Low Density Residential designation without the need to amend this Plan.

#### 4-3.4.2 Commercial

The area designated Commercial is along Princess Street. Lands in the Commercial designation shall be developed in accordance with the Commercial policies of Section 3-9 of this Plan.

#### 4-3.5 Open Space Policies

- 1) The intent is to establish a safe and sustainable neighbourhood open space system to fulfill residents' recreational and leisure needs, while protecting significant environmental areas such as the Lower Collins Creek Wetland (Wetland) and woodland adjacent to the Wetland.

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- 2) Section 5-2 of this Plan shall be considered in the development of Open Space areas within the Cataraqi West neighbourhood.
- 3) The open space system shall consist of: a publicly-owned central community park; extensive passive open space along Collins Creek; three parkettes; pathway systems; streets and rights-of-way; and the Hydro corridor.
- 4) Although elementary schools are shown as being within a Residential designation, they are a vital adjunct to the open space system. This Secondary Plan encourages the community/neighbourhood use of school sites so that they provide both an education function and a recreation function to the neighbourhood.

#### 4-3.5.1 Central Community Park

At 6.5 hectares, the central community park is the single largest active Open Space area within the Cataraqi West neighbourhood. It is centrally located adjacent to the proposed school sites, Hydro corridor, the gas easement and two local collector streets. It is intended to provide the focus for active recreation activities while also providing for leisure activities within the neighbourhood.

#### 4-3.5.2 Parkettes

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Three parkettes are shown conceptually on Schedule "I" in locations which can serve as local focal points for the immediate Residential areas. Parkettes are intended to be:

- (a) approximately 0.4 hectares each;
- (b) integrated with other neighbourhood services such as super mailboxes, neighbourhood bulletin boards, etc; and
- (c) primarily park areas which may include features such as: pathways, park benches and children's play structures.

#### 4-3.5.3 Pathways

Pathways include such elements as walkways, sidewalks, footpaths, and bicycle lanes and are to be designed to create safe, interesting, convenient and varied environments for all residents.

#### 4-3.5.4 Passive Open Space Along Collins Creek

The passive open space along Collins Creek is situated along the western periphery of the neighbourhood and overlooks the Lower Collins Creek Wetland. It abuts the proposed western limit of physical construction and generally corresponds to lands within 110 metres of the Wetland. The passive open space along Collins Creek is intended to remain in a natural state and in public ownership. In the absence of public acquisition, the lands may be part of lots created through the plan of subdivision process.

Large sections of the passive open space along Collins Creek are predominantly treed and portions are considered as significant woodland. The lands serve as a buffer to protect the Lower Collins Creek Wetland, protect the sloped or valley land areas along the Lower Collins Creek Wetland, provide a linkage for wildlife movement along the Collins Creek corridor, and provide an aesthetic "green" element for neighbourhood health.

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A pathway near the Lower Collins Creek Wetland if constructed should be at a location where it will provide for both a recreational experience and an opportunity to experience a comparatively natural setting while minimizing potential impact on the environment. It should be designed so as to prohibit the use of the pathway for motorized vehicles.

Passive open space within 110 metres of the Collins Creek Wetland will be placed in an appropriate zone category to ensure lands remain in a wooded and natural state.

#### 4-3.5.5 Parkland Dedication

As a condition of development of land for residential purposes as outlined in the *Cataraqui West Master Plan*.

- 1) Lands will be conveyed to the municipality for parks or other public recreational purposes in accordance with Section 5-2.7 of this Plan.
- 2) Each development may be required to post securities equivalent to the required parkland contribution pending development of the central community park or other public recreational purpose within the *Cataraqui West Master Plan* or until such time as the required lands have been deeded to the municipality.

#### 4-3.6 Environmental Protection Policies



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*Areas of environmental significance* and ecological sensitivity are designated Environmental Protection. This designation applies to lands within the Lower Collins Creek Wetland and lands within the regulatory (1 in 100 year) floodplain elevation along Collins Creek. The following policies and the applicable policies in Section 3-5 of this Plan apply:

- 1) Where a development or redevelopment project is proposed on lands adjacent to an Open Space designation that abuts an Environmental Protection area, Council will, as part of its consideration of the development request, require the preparation and approval of environmental impact statements (EIS) in accordance with the intent of Section 3-5 of this Plan and the Provincial Policy Statement.
- 2) Within Environmental Protection areas, only public uses that are identified in Section 3-5 of this Plan and consistent with the intent of the Provincial Policy Statement are permitted.
- 3) When considering a development project, Council shall have regard for the Natural Environment considerations as set out in Section 4-3.9 of this Plan.

#### 4-3.7 General Policies Applicable for All Designations

The following policies apply to all designations:

- 1) In all land use designations, except the Environmental Protection area, public utilities, public uses, parkettes, and pathways are permitted provided such uses are necessary in the area, and are or can be made compatible with their surroundings. Public uses and public utilities will not be permitted in the Open Space area.

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- 2) Institutional uses are permitted in all land use designations, except the Environmental Protection and Open Space areas. The locations of institutional uses will be in accordance with the following guidelines:
  - (a) uses permitted may include places of worship, neighbourhood centres, nursing homes, secondary schools, and other similar uses;
  - (b) sites should be located close to and within easy walking distance of public transit routes; and
  - (c) sites should be located close to and have convenient access to an Arterial or Collector road and should not be situated in a location which generates undue volumes of traffic through adjoining local residential streets.
- 3) The term Public Use means uses such as elementary schools and public services provided by any level of government and its associated boards, commissions or agencies, provided the location of such uses is required within the neighbourhood and is compatible with adjacent uses and natural features of the area.
- 4) The term Public Utilities means public services supplied to or available for use or consumption by the public. Public Utilities include uses such as roads; water reservoir and/or tower; water mains; water pumping stations; sewers; sewage pumping stations; storm drainage facilities; power lines; hydro substations; transformer or distribution

station; any telephone, cable television or telegraph company lines; exchanges; towers; any natural gas or oil pipeline distribution system operated by a company which possess all the necessary powers, rights, licences and franchises.

#### 4-3.8 Transportation Policies

Local roads are not shown on Schedule "I". The local roads system is intended to accommodate the requirements of automobiles, public transit, pedestrians, bicycles, service vehicles and other supporting features such as parking, laneways, loading areas, street furniture and tree planting all as may be deemed appropriate.

In the Cataraqui West neighbourhood:

- 1) The transportation network is to complement the overall transportation network in the City as set out in Section 5-5 of this Plan.
- 2) The road design is intended to distribute traffic movement evenly over the entire neighbourhood road network, thereby encouraging a greater distribution of both vehicles and pedestrians throughout the neighbourhood.
- 3) Intersection improvements, not part of the City's Development Charge By-Law, or not included as part of City policies and practices relating to cost sharing are the responsibility of the developers. Improvements will be implemented through the development approvals process.
- 4) Noise studies may be required in accordance with Ministry of Environment guidelines. Appropriate measures to mitigate adverse effects from vehicular noise identified by such studies shall be undertaken by the development proponent.

## REPORTS

### Report No. 3 of the Planning Committee

- 5) An amendment to this Plan will not be required where approvals such as variation in right-of-way widths in Section 5-5.4 of this Plan are proposed.
- 6) An interconnected modified grid pattern of neighbourhood streets is encouraged in order to facilitate permeability of movement and ease in provision of transit routes. The use of curvilinear street layouts and cul-de-sacs is to be minimized.
- 7) Roads entering the neighbourhood from the Collector and Arterial roads should be treated as gateways. To achieve the desired effect a variety of techniques are encouraged, including: planted medians in rights-of-way; gate-like structures or ornamental walls on either side of the roadways; special plantings; pavement treatments; and lighting. The gateway treatment is to be located within the public right-of-way. Materials and techniques used must be low maintenance in nature.
- 8) A consistent standard of building and site design shall be employed along the roads which serve as gateways in order to create a sense of neighbourhood coherence and identity.
- 9) The precise location and number of access roads to the neighbourhood from the Arterial roads system shall be in accordance with the *Cataraqui West Master Plan*.

- 10) The neighbourhood road system forms an integral part of the system of pathways referenced in Section 4-3.5.4 of this Plan.

#### **4-3.9 Development Policies**

In addition to the applicable growth management policies in Section 5-11 of this Plan, the following additional policies apply:

##### **4-3.9.1 Natural Environment**

Every reasonable effort will be made to ensure that development and redevelopment proposals contribute to an environmentally-sensitive, healthy, urban setting. Specifically:

- 1) Use of east/west streets will be maximized to provide opportunities for housing with solar orientation.
- 2) Appropriate species of deciduous trees will be planted in the street boulevards throughout the neighbourhood to provide, ultimately, a continuous tree canopy to enhance wildlife habitats and serve as connecting links with open space and other natural areas.
- 3) Control of storm water run-off will be provided by a system of storm water management facilities designed to minimize the impact of new development on water quality and quantity and to minimize effects to aquatic habitat.
- 4) Storm water management for individual development projects shall be designed in accordance with Section 5-14 of this Plan.

## **REPORTS**

### **Report No. 3 of the Planning Committee**

- 5) Where deemed appropriate by Council and/or the Conservation Authority development approval will require the preparation of an information package for landowners outlining best practices with respect to property maintenance and the environment.

##### **4-3.9.2 Servicing Strategy**

Development and public works shall be undertaken in an orderly, cost-efficient manner in accordance with the following policies:

- 1) New development shall be connected to the municipal sewer and water distribution system.
- 2) Development of lands shall proceed commensurate with the demonstrated availability of sufficient capacity within the sanitary sewer and water distribution systems, and the adequacy of the roads system.
- 3) Development plans submitted for each developer's landholdings may require that they be supported by a traffic analysis satisfactory to the City.
- 4) Each development application will be assessed with respect to the City's water treatment and distribution system, sanitary sewage collection and treatment systems to confirm the ability of these systems to accommodate the new development.

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- 5) The precise layout and configuration of the Open Space areas as referenced in Section 4-3.5 of this Plan may be further refined to the satisfaction of Council and area School Boards prior to the approval of any development application.
- 6) The Holding (H) Provision of the Planning Act shall be used to delay development until such time as municipal services will be available in accordance with Section 6-5.2 of this Plan.

**4-3.9.3 Developer Cost Sharing Agreements**

It is recognized that some matters may require Developer Cost Sharing Agreements to ensure the implementation of this Plan. Among other things, such Developer Cost Sharing Agreements will deal with:

- 1) Equalization costs for providing schools, parks, etc.
- 2) Construction of storm water management facilities such as covered culverts, open channels, detention ponds, sanitary sewers, piped water lines, etc.
- 3) Coordinated design studies.
- 4) Common roadways and related elements, including intersection and roadway improvements, signalization and transit stops.

**REPORTS**

**Report No. 3 of the Planning Committee**

- 5) The City may require that Developer Cost Sharing Agreements and/or other relevant agreements sufficient to ensure the implementation of these policies and the *Cataragui West Master Plan* are executed and copies thereof are provided to the City prior to the draft approval and rezoning of any related subdivision plans. In the context of this policy, the City will support reasonable cost sharing arrangements amongst benefiting landowners by using its best efforts to secure reasonable repayments to landowners or landowner groups who have front-ended such costs from benefiting landowners who have not contributed to such costs.

**4-3.9.4 Parking**

Parking areas shall be provided in accordance with the parking policies in Section 5-6 of this Plan.

**4-3.9.5 Heritage**

Development shall be in accordance with the provisions in Section 2-2.5 of this Plan.

**4-3.9.6 Community Design Principles**

Development shall be in accordance with the provisions in Section 2-3.2 of this Plan.

**4-3.9.7 Implementation and Interpretation**

The implementation and interpretation policies of Section 6 of this Plan shall apply."

**AND BE IT FURTHER RESOLVED** that the Amending By-Law be presented for all three readings.

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**AND BE IT FURTHER RESOLVED** that the *Cataraqui West Master Plan* be **APPROVED IN PRINCIPLE**, pending the finalization thereof by the proponent to the satisfaction of, and approval by, City Council.  
(See By-Law No. (20), 2007-21)

**DEFERRED**  
(See Motion To Defer Which Was CARRIED)

Moved by Councillor Glover  
Seconded by Councillor Matheson

**THAT** Clause (6) of Report No. 3 be deferred and referred to the Planning Committee for their January meeting, and that the following issues identified by Councillor Schmolka as listed hereunder be referred to staff and that staff report to the Planning Committee.

1. Staff confirm that the following issues have been resolved:
  - a. a consolidated Master Plan
  - b. road access questions
  - c. major intersection questions including signalization and turning lane requirements
  - d. storm water management

## REPORTS

### Report No. 3 of the Planning Committee

2. Planning Committee consider the following policy questions and any other issues about which they may wish to make recommendations:
  - a. Should the Plan require that a certain number of units be designated as affordable housing? Check, for example, policies in Ottawa, Ontario and Langford, British Columbia.
  - b. Should the Plan require that all construction meet Leadership in Energy and Environmental Design (LEED) standards?
  - c. In light of new provincial legislation coming into effect in January 2007, how can this new development be a zero carbon emission development? Check new housing rules in Britain, referenced in the Kingston Whig-Standard on Saturday, December 9, 2006, page 8.
  - d. Given recent rain events in Kingston and the possibility that the impact of Climate Change in this part of the world will result in more such events, what can we do to preserve natural water courses and, where buildings are proposed over them, that appropriate strategies are used to prevent property damage by flooding?
  - e. Is the parkland dedication adequate? Have wooded areas been identified and, where appropriate, protected?
  - f. What are the possibilities of this development following the more progressive Fused Grid model?
  - g. How can the public interest in water quality be protected if the city does not acquire the lands adjacent to Collins Creek?
  - h. How can the Secondary Plan be re-worded so that the city decides when lands designated institutional and neighbourhood commercial are not required and can be released for housing?
  - i. What effect will the approval of these Plans have on the city's policy with respect to urban growth, and, in particular, policies with regard to Brownfield development, infill, and intensification? What effect will the

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approval of these Plans have on already approved development areas that are not yet built up? Where are we at with respect to the required 3-year supply of housing? What is the best phasing for this project.

**CARRIED AS AMENDED**

Moved by Councillor Garrison  
Seconded by Councillor Matheson

**THAT** the motion of Councillors Glover and Matheson be amended to include that the issues outlined by Councillor Schmolka be addressed by staff and reported to the Planning Committee.

**CARRIED**

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**REPORTS**

**Report No. 4 of the Kingston Municipal Heritage Committee (LACAC)**

Moved by Councillor Meers  
Seconded by Councillor Garrison

**THAT** Report No. 4 of the Kingston Municipal Heritage Committee (LACAC) be received and adopted.

**Report No. 4**

**REPORTS**

**Report No. 4 of the Kingston Municipal Heritage Committee (LACAC)**

To the Mayor and Members of Council:  
The Kingston Municipal Heritage Committee (LACAC) reports and recommends as follows:

30th October 2006

**1. Approval of an Application for Ventilation at 149 Earl Street**

**THAT** Application P18-134-89-06 for a property located at 149 Earl Street requesting approval for the boring of 5" and 6" holes for basement ventilation **BE APPROVED** with the understanding that the holes be created from the outside to the inside.

**2. Approval of an Application for Structural Alterations to the Front Entrance and Canopy at 14 Gable Lane, South Cottage**

**THAT** Application P18-244-79-06 for a property located at 14 Gable Lane, South Cottage requesting final approval for structural alterations to front entrance and canopy **BE APPROVED** in accordance with drawings as submitted.

**3. Approval of an Application for the Restoration of One Shop Front at 56-58-60 Brock Street**

**THAT** Application P18-075-80-06 for a property located at 56-58-60 Brock Street requesting approval for the restoration of one shop front **BE APPROVED** in accordance with direction provided at the 02nd October 2006 meeting.

**4. Denial of an Application for the Installation of Vinyl Window Units at 112-114 Yonge Street**

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**THAT** Application P18-567-83-06 for a property located at 112-114 Yonge Street requesting approval for the installation of vinyl window units **BE DENIED** with the understanding that minimal repairs to the units without disturbing the original material would be permitted;

- and further -

**THAT** consideration would be given for the replacement of the units to match original units which can be found at the other end of the row house;

- and further -

**WHERE** the Council refuses the application, the owner may, within thirty days after receipt of the notice under Subsection (4) of Section 33 of the Ontario Heritage Act, apply to the Council for a hearing before the Review Board; and,

**THAT** applications requesting a hearing before the Conservation Review Board may be filed with the office of the Clerk of the City of Kingston, 216 Ontario Street, Kingston, ON K7L 2Z3 within 30 days of the receipt of this notice.

5. **Approval of an Application for Restoration Work of Windows at 273 Main Street, Barriefield and Provisional Approval of a Heritage Property Grant**

**THAT** Application P18-428-36-06 for a property located at 273 Main Street, Barriefield known as Mark's House requesting approval for restoration work of windows **BE APPROVED** in accordance with an amended submission dated 14th August 2006;

**REPORTS**

**Report No. 4 of the Kingston Municipal Heritage Committee (LACAC)**

- and further -

**THAT** Application HG-30-2006 for this property **BE PROVISIONALLY APPROVED** for a Heritage Property Grant of 50% of the costs associated with the Eligible Work as submitted by receipts and up to a maximum amount of \$2000;

- and further -

**THAT** this approval is provisional upon the eligible work being satisfactorily completed as outlined within By-Law No. 2005-258 'A By-Law To Establish A Heritage Grants Program', with the grant payable to the owner following a final inspection of the eligible work, a determination that the eligible work has been performed in accordance with the Ontario Heritage Act and any permit issued thereunder, and the final approval of Council.

6. **Final Approval of a Heritage Property Grant for 73 Sydenham Street**

**WHEREAS** the owner of 73 Sydenham Street has requested final approval for Heritage Grant Application HG-02-06; and,

**WHEREAS** as per the requirements as per By-Law No. 2005-258 'A By-Law To Establish A Heritage Grants Program', a site visit to review the completed works was completed; and,

**THEREFORE BE IT RESOLVED THAT** Heritage Property Grant HG-02-06 for 73 Sydenham Street **BE APPROVED** for the restoration and repair of exterior wood character elements and repainting of all wood surface;

- and further -

**THAT** staff be authorized to issue a cheque for \$2000.00 as per the process outlined in By-Law No. 2005-258 'A By-Law To Establish A Heritage Grants Program'.

**CARRIED**

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**INFORMATION REPORTS**

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(1) **2006 3<sup>rd</sup> Quarter Report – Provincial Offences Court Administration, Legal Services Department**

The purpose of this report is to provide information on the 3rd Quarter (July 1 – September 30/06) fine revenues and expenditures of the Provincial Offences Court, as well as caseload volumes.

(File No. CSU-F10-000-2007)

(The Report of the Commissioner of Corporate Services (07-004) was attached as Schedule Pages 114-119)

(2) **2006 Operating Budget – Financial Status Update**

The purpose of this report is to provide a financial status update of the general operating fund as at October 31, 2006.

(File No. CSU-F05-000-2007)

(The Report of the Commissioner of Finance and Corporate Performance (07-015) was attached as Schedule Pages 120-126)

## INFORMATION REPORTS

(3) **Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Months of August, September and October 2006**

The purpose of this report is to advise Council of tenders approved and contracts awarded that meet the established criteria of delegated authority for the months August/September/October 2006.

(File No. CSU-F18-000-2007)

(The Report of the Commissioner of Finance and Corporate Performance (07-016) was attached as Schedule Pages 127-135)

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## MISCELLANEOUS BUSINESS

- (1) Moved by Councillor Smith  
Seconded by Councillor Glover

**THAT** Council appoint Councillor Garrison, Councillor Glover, Councillor Hector, Councillor Hutchison and Councillor Schmolka to sit on the Nomination Advisory Committee for a term ending November 30, 2007.

**CARRIED**

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## MOTIONS

- (1) Moved by Councillor Smith  
Seconded by Councillor Foster

**THAT** Council authorize the Kingston and District Sports Hall of Fame to present their inductees for 2007 at the City Council meeting scheduled for January 9<sup>th</sup>, 2007.

**CARRIED**

**(A 2/3 Vote Of Council Was Received)**



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- (2) Moved by Councillor Matheson  
Seconded by Councillor Garrison

**THAT** the City Clerk be directed to provide notice to the public pursuant to the Municipal Act, 2001 and the City's Notice By-law, that Council will be considering the following motion at the January 9, 2007 meeting:

***WHEREAS** all Councillors may appreciate the opportunity to gain experience by serving in the position of Deputy Mayor;*

***THEREFORE BE IT RESOLVED THAT** notwithstanding Section 13.1 of By-Law No. 98-1, "Council Procedural By-Law", a by-law be presented to allow for the appointment of Deputy Mayor for two month increments, it being understood that all Councillors who wish to serve as Deputy Mayor shall provide their names to the Clerk, and the Clerk will draw the names at a Council meeting in order to determine the order in which the Councillors will serve;*

*- and further -*

***THAT** prior to final approval of the date and appointment of Deputy Mayor by Council, Councillors who wish to exchange service dates would have an opportunity to notify the Clerk in order that the Clerk may make the proper adjustments;*

## MOTIONS

*- and further -*

***THAT** notwithstanding By-Law No. 99-169, "A By-Law To Provide For The Annual Paying Of An Annual Allowance To The Members Of Council For The Corporation Of The City Of Kingston", a by-law be presented to eliminate the additional compensation paid to members of Council who serve as Deputy Mayor for the two month increments.*

**CARRIED**

- (3) Moved by Councillor Gerretsen  
Seconded by Councillor Garrison

**WHEREAS** there is a need to ensure that KEDCO is more accountable to the taxpayers of the City of Kingston; and,

**WHEREAS** there has been some concern that the makeup of the board of directors of KEDCO needs to become more representative of the community at large; and,

**WHEREAS** the City of Kingston funds over fifty percent of KEDCO's budget;

**THEREFORE BE IT RESOLVED THAT** the City of Kingston notify KEDCO that unless the City is delegated the task of advertising for and appointing the entire board of directors of KEDCO, the City will no longer provide funding to KEDCO;

**CARRIED (13:0)**  
(See Recorded Vote No. 1)

*- and further -*

**THAT** KEDCO be requested to provide a response to this resolution by January 15, 2007.

**CARRIED (11:2)**  
(See Recorded Vote No. 2)

*- and further -*

**THAT** once this is agreed to, City staff be requested to make recommendations to Council regarding the potential makeup of a new board of directors at KEDCO, taking into account the need for individuals with specific skills;

**LOST (4:9)**

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(See Recorded Vote No. 3)

- and further -

**THAT** Council direct the Nominations Committee to host a public meeting in the first week of January, 2007 to receive public input respecting the composition of the KEDCO Board and to provide a recommendation regarding the Board composition for approval by Council at its meeting on January 9, 2007 it being understood that once Council approval has taken place the Nominations Committee will follow its normal process to advertise and/or recruit individuals as identified to serve on the Board prior to making its final appointment recommendation to Council.

**CARRIED (8:5)**  
**(See Recorded Vote No. 4)**

- and further -

**THAT** Council approve interim funding in the amount of \$480,000 for the first quarter for the operations of KEDCO to ensure its continued operation pending a review of the Board and its management.

**CARRIED AS AMENDED (13:0)**  
**(See Recorded Vote No. 5)**

## MOTIONS

Moved by Councillor Schmolka  
Seconded by Councillor Garrison

**THAT** Council direct the Nominations Committee to host a public meeting in the first week of January, 2007 to receive public input respecting the composition of the KEDCO Board and to provide a recommendation regarding the Board composition for approval by Council at its meeting on January 9, 2007 it being understood that once Council approval has taken place the Nominations Committee will follow its normal process to advertise and/or recruit individuals as identified to serve on the Board prior to making its final appointment recommendation to Council.

**CARRIED**  
**(Mayor Rosen, Councillor Foster and Councillor Smith Opposed)**  
**(See Motion To Defer Which Was LOST)**  
**(See Motion To Amend Which Was LOST)**

Moved by Councillor Smith  
Seconded by Councillor Garrison

**THAT** the motion of Councillor Schmolka to direct the Nominations Committee to host a public meeting to permit the Chief Administrative Office an opportunity to provide advice respecting the appointment of members to the KEDCO Board be deferred.

**LOST (5:8)**  
**(See Recorded Vote No. 6)**

Moved by Councillor Glover  
Seconded by Councillor Hector

**THAT** the motion of Councillor Schmolka to direct the Nominations Committee to receive public input for the composition of the KEDCO Board be scheduled for the week of January 22<sup>nd</sup>, 2007 with a report being prepared for consideration by Council at the 2<sup>nd</sup> meeting in February.

**LOST**

Moved by Councillor Garrison  
Seconded by Councillor Hutchison

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**THAT** Council approve interim funding in the amount of \$480,000 for the first quarter for the operations of KEDCO to ensure its continued operation pending a review of the Board and its management.

**CARRIED AS AMENDED**  
**(See Motion To Amend Which Was CARRIED)**

Moved by Councillor Hutchison  
Seconded by Councillor Foster

**THAT** the motion of Councillor Garrison to provide interim funding to KEDCO for the first quarter of 2007 in the amount of \$400,000 be increased to \$480,000.

**CARRIED**  
**(Councillor Garrison Recorded Opposed)**

## MOTIONS

Moved by Councillor Hector  
Seconded by Councillor Garrison

**THAT** Council appoint a committee composed of 3 councillors and up to 3 citizens at large as nominated by the committee for the purpose of making a recommendation to Council not later than February 28, 2007 respecting a governance model and review of KEDCO.

**LOST**  
**(See Motion To Amend Which Was LOST)**

Moved by Councillor Smith  
Seconded by Councillor Hector

**THAT** the motion of Councillor Hector be amended to have Council appoint one member of Council, Robert Boucher, Beth Pater, Brad Ross and David Saunders to advise on a governance model and the role of KEDCO no later than February 28, 2007.

**LOST**

(1) A Recorded Vote was requested by Councillor Garrison

YEAS: Mayor Rosen, Councillor Foster, Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Matheson, Councillor Meers, Councillor Osanic, Councillor Schmolka, Councillor Smith (13)

NAYS: (0)

(2) A Recorded Vote was requested by Councillor Garrison

YEAS: Mayor Rosen, Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Meers, Councillor Osanic, Councillor Schmolka, Councillor Smith (11)

NAYS: Councillor Foster, Councillor Matheson (2)

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(3) A Recorded Vote was requested by Councillor Garrison

YEAS: Mayor Rosen, Councillor Foster, Councillor Hector, Councillor Smith (4)

NAYS: Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Matheson, Councillor Meers, Councillor Osanic, Councillor Schmolka (9)

(4) A Recorded Vote was requested by Councillor Garrison

YEAS: Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Meers, Councillor Osanic, Councillor Schmolka (8)

NAYS: Mayor Rosen, Councillor Foster, Councillor Hector, Councillor Matheson, Councillor Smith (5)

## MOTIONS

(5) A Recorded Vote was requested by Councillor Garrison

YEAS: Mayor Rosen, Councillor Foster, Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Matheson, Councillor Meers, Councillor Osanic, Councillor Schmolka, Councillor Smith (13)

NAYS: (0)

(6) A Recorded Vote was requested by Councillor Hector

YEAS: Mayor Rosen, Councillor Foster, Councillor Hector, Councillor Matheson, Councillor Smith (5)

NAYS: Councillor Garrison, Councillor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor MacLeod-Kane, Councillor Meers, Councillor Osanic, Councillor Schmolka (8)

Moved by Councillor Schmolka

Seconded by Councillor Garrison

**THAT** Council waive the rules of By-Law No. 98-1, "Council Procedural By-Law", in order to extend the meeting past 11:30 pm to complete the business on the agenda.

**CARRIED**  
**(A 2/3 Vote Of Council Was Received)**

(4) Moved by Mayor Rosen

Seconded by Councillor Hector

**THAT** a yellow ribbon be tied around the community Christmas tree in Market Square in recognition of the municipal support for our Canadian Forces deployed in Afghanistan and elsewhere;

- and further -

**THAT**, when the Christmas tree in Market Square has been removed, yellow ribbons be tied around the small trees that stand around City Hall.

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**CARRIED AS AMENDED**  
**(See Motion To Amend Which Was CARRIED)**

Moved by Councillor Foster  
Seconded by Councillor Garrison

**THAT** the motion of Mayor Rosen and Councillor Hector be amended to add the following:

- and further -

**THAT**, when the Christmas tree in Market Square has been removed, yellow ribbons be tied around the small trees that stand around City Hall.

**CARRIED**

## MOTIONS

(5) Moved by Councillor Garrison  
Seconded by Councillor Schmolka

**WHEREAS** experts on climate change suggest that rain events such as the ones Kingston experienced on two occasions recently are likely to increase in the years to come; and,

**WHEREAS** some residents have recently experienced destructive flooding or sewer backup in their homes; and,

**WHEREAS** in some areas of the city the problem may, in part, be caused by the illegal use of the city's sewer system for sump pump discharges and storm water runoff from eavestroughs; and,

**WHEREAS** the city needs to identify the areas in which flooding and sewer backups are occurring for whatever reason in order to identify priority areas for homeowner education programs and infrastructure improvements;

**THEREFORE BE IT RESOLVED THAT** Utilities Kingston be directed to:

- a) Encourage members of the public to call Utilities Kingston to report any flooding or sewer backup in their homes.
- b) Track all flooding and sewer back up calls received from the public to identify the type and location of the problem.
- c) Report to Council before the end of the first quarter of 2007 on the exact areas that have been affected by flooding or sewer backup since October 2006, and if possible since September 2004, and include recommendations to resolve any problems in the affected areas.

- and further -

**THAT** Utilities Kingston be directed to:

- a) Prepare a proposal for a homeowner education and incentive program to alert homeowners to the problems associated with hooking their sump pumps and eavestroughs to the sewer system and to their legal obligations in this regard, and encourage homeowners to remedy this problem.
- b) Prepare a proposal for a strategy to work with the City's engineering, building inspection, and by-law enforcement officials to:
  - (i) ensure that all new homes are properly hooked into the storm water system, where there is a separate storm water system, and
  - (ii) identify already built homes whose storm water systems have been improperly hooked into the sewer system so that this problem can be corrected as soon as possible.
- c) Bring these two proposals to the January 2007 shareholders meeting of Utilities Kingston.

- and further -

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**THAT** Utilities Kingston, in conjunction with the appropriate City Staff, be directed to bring forward a report to Council by the end of the first quarter of 2007 that considers the potential impact of climate change, including an increase in significant rain events, on the City's sewer and storm water systems, so that this information can be included in the development of a new Official Plan and zoning by-laws for the City of Kingston.

ABYL0011

**CARRIED**

- (6) Moved by Councillor Glover  
Seconded by Councillor Garrison

**WHEREAS** the *Municipal Conflict of Interest Act 1990* is regarded by some as not reflecting the current thinking and public expectation; and,

**WHEREAS** in many quarters the public expectation of full disclosure exceeds the requirement under provincial law; and,

**MOTIONS**

**WHEREAS** in Kingston there has been concern about the openness and transparency of our municipal government;

**THEREFORE BE IT RESOLVED THAT** Council direct:

1. The Administrative Policies Committee to undertake a review of conflict of interest guidelines and policies to include:
  - a) the current conflict of interest policies and guidelines of Ottawa, Toronto, and comparable municipalities within and beyond Ontario, of the Government of Ontario and of the Government of Canada;
  - b) the requirements these governments have disclosure of:
    - property ownership
    - involvement or participation as a senior officer or a member of a Board of Directors of any company, whether or not it offers its shares to the public and any shareholding in a private company;and to bring forward to Council not later than Council's first meeting in June 2007 recommendations on how Kingston may strengthen its Conflict of Interest and disclosure policies and guidelines; and,
2. City Staff to provide the Administrative Policies Committee with all necessary assistance as directed by that Committee, including:
  - the research related to the requirements of paragraph 1;
  - a review of the practices of disclosure of funding and income support in other jurisdictions;
  - a review of the application of conflict of interest and disclosure guidelines to community representatives appointed to committees of council; and
  - a review of the definition of family used by both other government and non-government organizations, (such as the Sport Alliance of Ontario).

**CARRIED AS AMENDED**

**(See Motion To Amend Which Was CARRIED)**

- Moved by Councillor Hector  
Seconded by Councillor Foster

**THAT** the motion of Councillors Glover and Garrison be amended such that the report from staff be brought back to Council not later than Council's first meeting in June 2007.

ABYL0012

**CARRIED**

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**NOTICES OF MOTION**

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**MINUTES**

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**TABLING OF DOCUMENTS**

2007-01 Kingston, Frontenac and Lennox & Addington (KFL&A) Public Health  
Agenda – Board Meeting – November 22<sup>nd</sup>, 2006  
(File No. CSU-S08-001-2007)

**TABLING OF DOCUMENTS**

2007-02 Transportation Safety Board of Canada  
Railway Investigation Report – Brockville, Ontario – February 17<sup>th</sup>, 2005  
(File No. CSU-T03-000-2007)

2007-03 Kingston Frontenac Public Library Board  
Minutes – Board Meeting # 2006-08 – October 25<sup>th</sup>, 2006  
(File No. CSU-R02-000-2007)

2007-04 Ontario Ministry of Citizenship and Immigration  
Newsletter – Ontario's Volunteer Recognition Programs – November 2006  
(File No. CSU-R08-000-2007)

2007-05 The Cataraqui Region Conservation Authority  
Minutes – Full Authority Meeting – November 22, 2006  
(File No. CSU-D03-000-2007)

2007-06 The Cataraqui Region Conservation Authority  
Agenda – Full authority General Meeting – December 13, 2006  
(File No. CSU-D03-000-2007)

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**COMMUNICATIONS**

**Filed**

02-008 From the Ministry of Municipal Affairs and Housing, advising Council that the McGuinty government declared the Township of Madawaska Valley a disaster area for purposes of financial assistance under the Ontario Disaster Relief Assistance Program due to a tornado that touched down on August 2<sup>nd</sup>, 2006.  
(File No. CSU-P03-000-2007)

02-009 From the Canada Mortgage and Housing Corporation, advising Council that a groundbreaking ceremony was held on November 16<sup>th</sup>, 2006 to mark the start of construction of Tom Taylor Place, a 50-unit affordable rental

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housing development in the Town of Newmarket which is being built under the Canada-Ontario Affordable Housing Program.

(File No. CSU-A16-000-2007)

02-010 From the City of Quinte West, supporting Council's resolution regarding the proposed use of Lake Ontario Waterways for Live-Fire Training by the United States Coast Guard.

(File No. CSU-P17-000-2007)

## COMMUNICATIONS

02-011 From the Canada Mortgage and Housing Corporation, advising Council that a ribbon-cutting ceremony was held on November 17<sup>th</sup>, 2006 to mark the completion of construction on the Mel Lloyd Centre, a project that provides housing, health and outreach services to the town of Shelburne.

(File No. CSU-A16-000-2007)

02-012 From the Canada Mortgage and Housing Corporation, advising Council of the official opening, on November 17<sup>th</sup>, 2006, of Wellington Square Lifestyle Suites and Lena Apartments in Cambridge, two projects that will create a total of 129 units of affordable housing for individuals, seniors and families.

(File No. CSU-A16-000-2007)

02-013 From the Canada Mortgage and Housing Corporation, advising Council that TD Bank Financial Group and MCAP Financial Corporation have been selected to provide more than \$600 million in low-cost financing for the construction of affordable housing.

(File No. CSU-A16-000-2007)

02-014 From the Ministry of Training, Colleges and Universities, advising Council that the McGuinty government has launched Employment Ontario, its new integrated gateway to training and employment services in Ontario.

(File No. CSU-M04-000-2007)

02-015 From the Office of the Prime Minister, acknowledging receipt of Council's resolution regarding the request for Corrections Canada to reconsider placement of long-time sex and violence related offenders at Portsmouth Community Correctional Centre and the review of the application of long term supervision orders.

(File No. CSU-P00-000-2007)

02-016 From the Ontario Good Roads Association (OGRA), advising Council that their President and Executive Director appeared before the Legislative Committee holding public hearings on Bill 130, *The Municipal Statute Law Amendment Act*.

(File No. CSU-L11-000-2007)

02-025 From the City of Niagara Falls, providing Council with a copy of a recently passed resolution endorsing *Bill 111, Workplace Safety and Insurance Amendment Act (Bob Shaw), 2006*.

(File No. CSU-L11-000-2007)



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02-026 From the City of Belleville, acknowledging receipt of Council's resolution regarding the proposed use of Lake Ontario Waterways for Live-Fire Training by United States Coast Guard.  
(File No. CSU-P17-000-2007)

02-027 From the Community Foundation of Greater Kingston, providing information about the foundation and inviting Council to a Community Foundation Party Celebrating Grants and Philanthropy, which will be held on December 3<sup>rd</sup>, 2006 in Memorial Hall.  
(File No. CSU-M02-000-2007)

## COMMUNICATIONS

02-028 From Mr. Paul Tripodo, Ministry of the Environment, providing Council with a reminder regarding the upcoming Great Lakes Municipalities Workshop, which will be held on December 4<sup>th</sup> in Toronto.  
(File No. CSU-A04-000-2007)

### Referred to All Members of Council

02-001 From the Association of Municipalities of Ontario (AMO), advising Council that AMO President Doug Reycraft addressed the Standing Committee on General Government during the first day of public hearings on *Bill 130, Municipal Statute Law Amendment Act, 2006*.  
(File No. CSU-L11-000-2007)  
**(Digitally distributed to all Members of Council on November 17, 2006.)**

02-002 From the Association of Municipalities of Ontario (AMO), advising Council that the Standing Committee on Finance and Economic Affairs met on Thursday, November 23<sup>rd</sup>, 2006 for the purpose of public hearings and clause-by-clause consideration of Bill 151, *An Act to enact various 2006 Budget measures and to enact, amend or repeal various Acts* (i.e., *The Budget Measures Act, 2006*).  
(File No. CSU-L11-000-2007)  
**(Digitally distributed to all Members of Council on November 17, 2006.)**

02-003 From Mr. Gary Buffett, Community Relations Coordinator for Access Centre for Hastings & Prince Edward Counties, advising Council of the new leaders for the South East Community Care Access Centre.  
(File No. CSU-S02-000-2007)  
**(Digitally distributed to all Members of Council on November 20, 2006.)**

02-004 From the Association of Municipalities of Ontario (AMO), providing Council with information regarding the PLACES for People and Prosperity Conference, to be held December 7<sup>th</sup> and 8<sup>th</sup>, 2006 in London.  
(File No. CSU-A04-000-2007)  
**(Digitally distributed to all Members of Council on November 20, 2006.)**

02-005 From the Association of Municipalities of Ontario (AMO), advising Council that the Standing Committee on Finance and Economic Affairs will meet to conduct Pre-Budget Consultations and intends to hold a series of public hearings across the Province.  
(File No. CSU-F05-000-2007)  
**(Digitally distributed to all Members of Council on November 21, 2006.)**

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- 02-006 From Ms. Johanne Kot, Executive Assistant for the South East Community Care Access Centre, providing Council with information regarding a workshop entitled "Charette: Chronic Disease Management Network – A Community Wellness Project" to be held in Kingston on December 8<sup>th</sup>, 2006.  
(File No. CSU-A04-000-2007)  
**(Digitally distributed to all Members of Council on November 21, 2006.)**

## COMMUNICATIONS

- 02-007 From Mr. Rob Carnegie, Director of Tourism for Kingston Economic Development Corporation (KEDCO), advising Council that Kingston has been chosen to host the 2007 Under 15 Midget Boys Provincial Basketball Championship Ontario Cup Tournament, which will take place May 11<sup>th</sup> to 13<sup>th</sup>, 2007.  
(File No. CSU-M02-000-2007)  
**(Digitally distributed to all Members of Council on November 21, 2006.)**
- 02-017 From the Honourable Jim Brownell, MPP for Stormont-Dundas-Charlottenburgh, providing Council with information regarding Bill 25, An Act to Preserve the Gravesites of the Former Premiers of Ontario.  
(File No. CSU-L11-000-2007)
- 02-019 From the Association of Municipalities of Ontario (AMO), advising Council that their Board of Directors confirmed the appointment of municipal representatives to the Political Table and the Coordinating Table of the Provincial-Municipal Fiscal and Service Review Process.  
(File No. CSU-A01-004-2007)  
**(Digitally distributed to all Members of Council on November 23, 2006.)**
- 02-020 From the South East Local Health Integration Network, providing Council with a press release regarding the official launch of our Integrated Health Services Plan.  
(File No. CSU-S08-000-2007)  
**(Digitally distributed to all Members of Council on November 27, 2006.)**
- 02-021 From the Association of Municipalities of Ontario (AMO), advising Council that they have provided a written submission for consideration by the Standing Committee on Finance and Economic Affairs on Bill 151, *An Act to enact various 2006 Budget measures and to enact, amend or repeal various Acts* (i.e., the *Budget Measures Act, 2006*).  
(File No. CSU-L11-000-2007)  
**(Digitally distributed to all Members of Council on November 27, 2006.)**
- 02-022 From Ms. Jennifer Current, Senior Planner for Clark Consulting Services, providing Council with a copy of the proposed Zoning By-law Amendment for the Wolfe Island Wind Plant.  
(File No. CSU-D14-000-2007)
- 02-023 From the Corporation of the Township of Chisholm, asking for Council's support of a resolution asking that the Province of Ontario freeze the base assessment for Ontario Municipalities at 2005 as passed by resolution of the Corporation of the Town of Niagara-on-the-Lake on June 12<sup>th</sup>, 2006.

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(File No. CSU-F22-000-2007)

(Distributed to all Members of Council on December 1, 2006.)

## COMMUNICATIONS

02-024 From the Corporation of the County of Prince Edward, asking for Council's support of a resolution asking that the Minister of Finance freeze payments to MPAC at the 2006 rate until it is determined that MPAC has implemented changes that will result in an improved and strong, functioning system that is fair to all Ontarians.  
(File No. CSU-F22-000-2007)  
(Distributed to all Members of Council on December 1, 2006.)

02-029 From the Association of Municipalities of Ontario (AMO), providing Council with a nominations package for their 2007 to 2010 Board for the Rural Ontario Municipal Association (ROMA).  
(File No. CSU-A01-000-2007)  
(Digitally distributed to all Members of Council on December 5, 2006.)

### Referred to the Commissioner of Corporate Services

02-018 From Ms. Laura Smith, Programs and Services Coordinator for Independent Living Centre Kingston, asking that Council proclaim December 3<sup>rd</sup>, 2006 as "United Nations International Day of Disabled Persons".  
(File No. CSU-M10-000-2007)

### Referred to the President & CEO of Utilities Kingston

02-030 From Ms. Christine Johanson, urging Council to make the development of an upgraded storm sewer system its top priority.  
(File No. CSU-E02-000-2007)

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## BY-LAWS

Council consented to the withdrawal of By-Laws (1), (3) and (20) because the respective clauses were withdrawn.

[p1](A) Moved by Councillor Hutchison  
Seconded by Councillor Foster

THAT By-Laws (2), (4) through (19), and (21) be given their first and second reading.

CARRIED

(B) Moved by Councillor Glover  
Seconded by Councillor Matheson

THAT Clause 8.9 of By-Law No. 98-1 be suspended for the purpose of giving By-Laws (10) to (12) three readings.

CARRIED

(C) Moved by Councillor Schmolka

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Seconded by Councillor MacLeod-Kane

THAT By-Laws (8) through (19) and (21) be given their third reading.

**CARRIED**

**BY-LAWS**

- (1) A By-Law To Amend By-Law No. 2003-209, "A By-Law To Regulate Traffic" (amend designated streets and lanes – one-way traffic – George Street)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-2  
(See Clause (b), Report No. 1)  
**WITHDRAWN**
- (2) A By-Law To Amend By-Law No. 2003-209, "A By-Law To Regulate Traffic" (amend yield right-of-way signs – Fairway Hills Crescent)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-3  
(See Clause (d), Report No. 1)
- (3) A By-Law To Amend By-Law No. 2958, "A By-Law To Provide For The Prohibition And Regulation Of Signs And Other Advertising Devices In The City Of Kingston" (to permit an exemption for an additional wall sign at 400 Princess Street)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-4  
(See Clause (e), Report No. 1)  
**WITHDRAWN**
- (4) A By-Law To Amend By-Law No. 98-9, "A By-Law To Appoint Municipal Law Enforcement Officers Of The Corporation Of The 'New' City of Kingston" (to appoint John Barbosa, Angela Kenney, Katherine McKoy and Ken Steele for the purpose of enforcing the Parking By-Laws of the City of Kingston)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-5  
(See Clause (f), Report No. 1)
- (5) A By-Law To Amend By-Law No. 99-166, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or Local Board" (to appoint Angela Kenney for the purpose of issuing parking violation tickets and to enforce the provisions of By-Law No. 99-166 on City of Kingston property)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-6  
(See Clause (f), Report No. 1)
- (6) A By-Law To Amend By-Law No. 99-166, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or Local Board" (to appoint Ralph Raikie for the purpose of issuing parking violation tickets and to enforce the provisions of By-Law No. 99-166 on the property owned by Frontenac Condominium Corporation No. 45 located at 561/573 Armstrong Road and Frontenac Condominium Corporation No. 50 located at 310/316 Kingsdale Avenue)  
FIRST AND SECOND READINGS PROPOSED NO. 2007-7  
(See Clause (o), Report No. 1)

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- (7) A By-Law To Amend By-Law No. 98-8, "A By-Law To Appoint Statutory Officials Of The Corporation Of The City Of Kingston" (amend by deleting the name 'Gerard Hunt' as Treasurer and replacing it with 'Desiree Kennedy')  
FIRST AND SECOND READINGS PROPOSED NO. 2007-8  
(See Clause (q), Report No. 1)

**BY-LAWS**

- (8) A By-Law To Establish Part 14 On Reference Plan 13R-18629 And Part 10 On Reference Plan 13R-9699 As Part Of The Public Highway Known As Fortune Crescent In The City Of Kingston In Accordance With Section 31(4) Of The Municipal Act, Chapter 25, S.O. 2001  
THREE READINGS PROPOSED NO. 2007-9  
(Delegated Authority)
- (9) A By-Law To Exempt Certain Lands On Registered Plan 13M-55 From The Provisions Of Section 50 (5) Of The Planning Act, R.S.O. 1990, Chapter P.13, And Amendments Thereto (Parts of Lots 20 to 34 inclusive, Briceland Farms Subdivision, Phase 2)  
THREE READINGS PROPOSED NO. 2007-10  
(Delegated Authority)
- (10) A By-Law To Authorize The Mayor And City Treasurer To Execute An Agreement On Behalf Of The City Of Kingston Regarding The Dedicated Gas Tax Funds For The Public Transportation Program  
THREE READINGS PROPOSED NO. 2007-11  
(See Clause (m), Report No. 1)
- (11) A By-Law To Establish A Tariff Of Fees For The Use Of The Solid Waste Management System For 2007  
THREE READINGS PROPOSED NO. 2007-12  
(See Clause (1), Report No. 2)
- (12) A By-Law To Repeal By-Law No. 2006-002, "A By-Law To Establish A Tariff Of Fees For The Use Of Solid Waste Management System For 2006"  
THREE READINGS PROPOSED NO. 2007-13  
(See Clause (1), Report No. 2)
- (13) A By-Law To Amend By-Law No. 76-26, "Former Kingston Township Zoning By-Law", (Zone change from Special General Agricultural 'A2-2' Zone to Special Restricted General Industrial 'M6-20' Zone for the land municipally known as 2602 Perth Road)  
THREE READINGS PROPOSED NO. 2007-14  
(See Clause (1), Report No. 3)
- (14) A By-Law To Amend By-Law No. 76-26, "Former Kingston Township Zoning By-Law" (Zone Change from Special Restricted General Industrial 'M6-1' Zone to a Holding Special Restricted General Industrial 'M6-22' Zone for the land municipally known as 485 O'Connor Drive)  
THREE READINGS PROPOSED NO. 2007-15  
(See Clause (2), Report No. 3)

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- (15) A By-Law To Amend The Official Plan Of The City Of Kingston Planning Area (Amendment No. 36, known municipally as 293 Division Street)  
THREE READINGS PROPOSED NO. 2007-16  
(See Clause (3), Report No. 3)

**BY-LAWS**

- (16) A By-Law To Amend Zoning By-Law No. 8499, "Restricted Area (Zoning) By-Law Of The Corporation Of The City Of Kingston" (Modify the Site Specific Zoning – 'A.367', 293 Division Street)  
THREE READINGS PROPOSED NO. 2007-17  
(See Clause (3), Report No. 3)

- (17) A By-Law To Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law Of The Corporation Of The City Of Kingston" (Site Specific Zoning – 317 – 319 Montreal Street, Kingston Centre – Amend the existing 'A' One Family Dwelling and Two Family Dwelling Zone, to permit the development of a meeting room and food tasting area associated with the existing catering business)  
THREE READINGS PROPOSED NO. 2007-18  
(See Clause (4), Report No. 3)

- (18) A By-Law To Amend The Official Plan Of The Former Township Of Kingston Planning Area (Amendment No. 20, known municipally as 1533 McAdoo's Lane)  
THREE READINGS PROPOSED NO. 2007-19  
(See Clause (5), Report No. 3)

- (19) A By-Law To Amend By-Law No. 76-26, "Former Kingston Township Zoning By-Law" (Modify the Site Specific Zoning – 'OS-12-H', 1533 McAdoo's Lane)  
THREE READINGS PROPOSED NO. 2007-20  
(See Clause (5), Report No. 3)

- (20) A By-Law To Amend The Official Plan For The Former Kingston Township (Amendment No. 21, known municipally as "Catarauqui West Secondary Plan")  
THREE READINGS PROPOSED NO. 2007-21  
(See Clause (6), Report No. 3)

**WITHDRAWN**

- (21) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, December 12, 2007  
THREE READINGS PROPOSED NO. 2007-22  
(City Council Meeting No. 02-2007)

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**ADJOURNMENT**

Moved by Councillor Glover  
Seconded by Councillor Gerretsen

**THAT** Council do now adjourn.

**CARRIED**

Council adjourned at 12:02 pm.

(Signed)

Carolyn Downs  
City Clerk

Harvey Rosen  
Mayor