



CITY COUNCIL MEETING NO. 2011-16

The Regular Meeting of Kingston City Council was held on Tuesday, July 19, 2011, and was called to order at 5:30 pm in the Council Chamber, City Hall. Regular business commenced at 7:45 pm. His Worship Mayor Mark Gerretsen presided.

There was a "Closed Meeting" of the Committee of the Whole from 5:35 pm to 7:35 pm in the Councillors' Lounge.

(Council Chamber)

ROLL CALL

Present: Mayor Gerretsen, Councillor Berg, Councillor Downes (arrived at 5:31 pm), Councillor George, Councillor Glover, Councillor Hector, Councillor Hutchison (arrived at 5:40 pm), Councillor Neill (arrived at 5:35 pm), Councillor Osanic (arrived at 5:40 pm), Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (13)

Absent: (0)

(Councillors' Lounge)

Administrative Staff Present:

Ms. C. Beach, Commissioner, Sustainability and Growth

Mr. J. Bolognone, City Clerk

Mr. G. Hunt, Chief Administrative Officer

Ms. L. Hurdle, Commissioner, Community Services

Mr. S. Kanellos, Director, Real Estate and Construction Services

Mr. D. Leger, Commissioner, Transportation, Properties and Emergency Services

Mr. H. Linscott, Director, Legal Services

COMMITTEE OF THE WHOLE "CLOSED MEETING"

- (1) Moved by Councillor Berg
Seconded by Councillor George

THAT Council resolve itself into the Committee of the Whole "Closed Meeting" to consider the following items:

- (a) A proposed or pending acquisition or disposition of land by the municipality or local board – Employment Lands;
- (b) A proposed or pending acquisition or disposition of land by the municipality or local board – Potential Federal Property Divestitures;
- (c) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Agreement with Springer Group of Companies;

COMMITTEE OF THE WHOLE “CLOSED MEETING” (CONTINUED)

- (d) Advice that is subject to solicitor-client privilege, including communications necessary for the purpose and potential litigation affecting the municipality – 30.8 acres – Cataraqui West Subdivision.

CARRIED

(Council Chamber)

Administrative Staff Present:

- Ms. C. Beach, Commissioner, Sustainability and Growth
- Mr. J. Bolognone, City Clerk
- Mr. L. Follwell, Manager, Recreation Facilities
- Mr. G. Hunt, Chief Administrative Officer
- Ms. L. Hurdle, Commissioner, Community Services
- Mr. D. Johnston, Chief Information Officer
- Mr. S. Kanellos, Director, Real Estate and Construction Services
- Mr. J. Keech, President and CEO, Utilities Kingston
- Mr. D. Leger, Commissioner, Transportation, Properties and Emergency Services
- Mr. H. Linscott, Director, Legal Services
- Mr. D. Snow, Manager, Airport
- Mr. J. Thompson, Committee Clerk
- Mr. M. Van Buren, Director, Engineering
- Mr. C. Wiginton, Manager, Cultural Services

REPORT OF THE COMMITTEE OF THE WHOLE “CLOSED MEETING”

- (2) Moved by Councillor Scott
Seconded by Councillor Schell

THAT Council rise from the Committee of the Whole “Closed Meeting” without reporting.
CARRIED

APPROVAL OF ADDEDS

- Moved by Councillor Hector
- Seconded by Councillor Paterson

THAT the addeds be approved.

CARRIED
(A 2/3 Vote of Council was Received)

DISCLOSURE OF PECUNIARY INTEREST

Councillor George declared a possible pecuniary interest in the matter of Clause 6 of Report No. 75: Received from the Planning Committee as he has been retained to provide survey services by the applicant.

DISCLOSURE OF PECUNIARY INTEREST (CONTINUED)

Mayor Gerretsen declared a possible pecuniary interest in the matter of Clause 5 of Report No. 75: Received from the Planning Committee as he is partial owner of property located near the subject land.

Councillor Hector declared a possible pecuniary interest in the matter of Clause 9 of Report No. 69: Received from the Kingston Municipal Heritage Committee at Council meeting No. 2011-15, held on Tuesday, June 21, 2011, as she has a contract with Hughes Downey Architects.

PRESENTATIONS

DELEGATIONS

Council consented to the addition of Delegation (3).

- (1) Reanna King of the Kingston Community Roundtable on Poverty Reduction was present and spoke to Council regarding the Municipal Housing Strategy.
(See Clause 1, Report No. 77, Page No. 388)

- (2) Robert P. Tchegus of the Sir John A. Macdonald Bicentennial Commission was present and spoke to Council regarding the bicentennial celebration.
(See New Motion No. (1), Page No. 395)

- (3) Jeff Welsh of the Social Issues Networking Group (SING) was present and spoke to Council regarding the Municipal Housing Strategy.
(See Clause 1, Report No. 77, Page No. 388)

BRIEFINGS

- (1) Claudette Richardson, Chair of the Kingston Frontenac Public Library (KFPL) Board, Monica Stewart, Trustee of the KFPL Board, and Deborah Defoe, Chief Librarian/Chief Executive Officer were present and provided Council with an update on recent news and activities.

PETITIONS

- (1) A petition bearing 8 signatures was received by the Clerk's Department and referred to the Commissioner of Transportation, Properties and Emergency Services and reads as follows:

PETITIONS (CONTINUED)

“Kingston’s biggest food bank has become a permanent fixture in our community. It’s a necessity for single parents, the elderly and disabled. But *Partners in Mission Food Bank* remains very hard to get to by public transportation. That is why we are asking others to join us in urging the City of Kingston to establish a “food security transit route”.

The challenges faced by low income families in their efforts to secure food are ever growing: Soaring global food prices, increasing transportation costs and grocery store closures are factors that place undue stress on the minds and wallets of many.

The United Nations defines food security as a condition in which all people, at all times, have physical and economic access to sufficient, safe and nutritious food to meet their dietary needs and food preferences for an active and healthy life.

We, the undersigned, petition the city of Kingston to modify the existing bus transit route(s) to create a food security transit route as proposed by *Peer Support Initiative* and the *Social Issues Networking Group*.

REFERRED TO THE COMMISSIONER OF TRANSPORTATION, PROPERTIES AND EMERGENCY SERVICES

- (2) A petition bearing approximately 163 signatures was presented by Councillor Reitzel and referred to the President and CEO of Utilities Kingston and reads as follows:

“Traffic and Safety Issues – St. Martha Catholic School

We the undersigned are very concerned for the safety of our children and enclose a petition for the City of Kingston to implement necessary traffic calming measures be installed. We know that child safety is also an important matter to the City of Kingston Traffic Engineering Department and look forward to swift action on this problem before we have an unfortunate accident.”

REFERRED TO THE PRESIDENT AND CEO OF UTILITIES KINGSTON

- (3) A petition bearing approximately 36 signatures was presented by Councillor Hutchison and referred to the Arts, Recreation and Community Policies Committee, reads as follows:

“We are very grateful to be able to use this wonderful facility. We thank all the courteous people who work at the front desk. Aquafit patrons wish to recognize our gifted and dedicated Aquafit instructor Michelle Stych.

We would like to bring the following concerns to your attention:

Cost

The huge increase in cost for Aquafit memberships (in the case of the undersigned, the cost doubled in two years with more increases to come)

- The change in ‘senior’ designation from 55 years to 65
- The requirement to purchase a ‘Wellness’ pass which includes a gym membership whether or not the person is able to use, or wishes to use the gym
- These changes were presented as a ‘fait accompli’ without consultation with patrons

PETITIONS (CONTINUED)

- We are pleased that the city of Kingston provides assistance to those whose incomes are \$20,000 or below. However, many of us have fairly modest incomes but do not qualify for this assistance.

Health Benefits of Aquatic Exercise

- Those who swim and attend Aquafit faithfully are people who wish to stay fit and healthy. A significant number have been referred to Aquafit by physicians or physiotherapists after surgery or accidents or for other health reasons.
- There is a perception among many patrons that, probably because management does not understand the benefits of Aquafit and swimming, these programs are not valued. At the meeting at Artillery Park in April of this year where the new membership costs were revealed, little or no attention was paid to the suggestion that the health benefits of aquatic exercise were very important. Management appeared to believe that machines in the gym would be just as effective. Exercise using gym equipment is repetitive and adds undue strain to the joints. Aquafit is recommended by Arthritis specialists.
- We are quite concerned about the proposed renovation to Artillery Park. It is our hope that renovations only include what is necessary and that the pool and the change rooms will be closed for as short a time as possible.
- We understand that management has to balance the needs of many groups and that they must use the dollars allocated to Recreation as wisely as possible. It may be because of scarcity of resources that we have found it difficult to communicate with management. For instance, at the April meeting reference was made to a survey to collect opinions from patrons of Artillery Park last winter. Almost no one had seen this survey although many of us are at the facility several times a week. For this reason we are contacting you in the hope that you can be helpful in helping us to communicate with management more effectively.

Thank you for your consideration of these concerns.”

REFERRED TO THE ARTS, RECREATION AND COMMUNITY POLICIES COMMITTEE

**MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY,
CONDOLENCES AND SPEEDY RECOVERY**

Motions of Congratulations

- (1) Moved by Councillor Berg
Seconded by Councillor Paterson

THAT the congratulations of Kingston City Council be extended to the local staff at INVISTA on the recent announcement that the company is moving ahead with expansion plans for its Kingston facility. INVISTA is the largest industrial employer in all of Eastern Ontario. To help meet continued demand driven by growth of the global airbag market, the company has developed plans to add another seven kilotons of spinning capacity at its Kingston plant. Congratulations to one of Kingston’s major employers and community partners! This is very positive news for the local economy!

**MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY,
CONDOLENCES AND SPEEDY RECOVERY (CONTINUED)**

- (2) Moved by Councillor Downes
Seconded by Councillor Glover

THAT the congratulations of Kingston City Council be extended to Kingston resident and veteran, John Greenwood, on the occasion of his 100th birthday on July 31, 2011.

Motions of Condolence

- (1) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Hutchison

THAT the sincere condolences of Kingston City Council be extended to the family and friends of Herb Sturgess, who passed away on June 17, 2011. Mr. Sturgess was a memorable figure in Kingston City Hall for many years, through his roles as a City Hall commissioner and tour guide. His quiet and knowledgeable personality will be missed by all who knew him.

- (2) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Hutchison

THAT the sincere condolences of Kingston City Council be extended to the family and friends of Mr. Harry Hale, who passed away on June 26, 2011. Mr. Hale was a former Foreman with the City of Kingston's Works department and retired after 35 years of service to our community. Mr. Hale was also the father of John Hale, President of Local 109 of the Canadian Union of Public Employees and Jim Hale, from the City of Kingston's Real Estate and Construction Services department. Mr. Hale will be sorely missed by those who knew him best and throughout the community he once served so diligently.

- (3) Moved by Councillor Scott
Seconded by Councillor Berg

THAT the sincere condolences of Kingston City Council be extended to the family of the Reverend Dr. Robert Bater who died June 22, 2011. "Bob" had been principal of Queen's Theological College, Queen's University, from 1974 to 1982. He also participated in the "Jesus Seminar," a group of international scholars who sought to determine the "authentic words of Jesus" in the New Testament. A life-long passionate and courageous advocate for social justice within both the church and the community, he will be sorely missed.

**MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY,
CONDOLENCES AND SPEEDY RECOVERY (CONTINUED)**

- (4) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Hutchison

THAT the sincere condolences of Kingston City Council be extended to the family and friends of Janet Couture who passed away on July 11, 2011. Janet was an active member of the Kingston community which included volunteering at the front desk and canteen of the Seniors Centre in Kingston.

CARRIED

DEFERRED MOTIONS

REPORTS

Report No. 73: Received from the Chief Administrative Officer (Consent)

Moved by Councillor Berg
Seconded by Councillor Downes

THAT Report No. 73: Received from the Chief Administrative Officer (Consent) be received and adopted.

Council consented to the separation of Clauses (b), (e) and (f).

Report No. 73

To the Mayor and Members of Council:
The Chief Administrative Officer reports and recommends as follows:

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

(a) **Marine Museum of the Great Lakes – Status Report/Next Steps**

THAT the Mayor and Clerk be authorized to enter into a funding arrangement with the Marine Museum of the Great Lakes, in the form of a Service Level Agreement that is satisfactory to the Director of Legal Services, and with the financial contributions to be confirmed on an annual basis through the operating budget approval process.
(The Report of the Commissioner of Sustainability and Growth (11-160) was attached as Schedule Pages 1-15)
(File No. CSU-R03-000-2011)

(b) **Removal of Trees on Approaches to Kingston Airport**

THAT staff be directed to hold a public information session and subsequently apply for Delegated Authority from the federal Minister of Transport to enforce the Airport Zoning Regulations;

- and further -

THAT Council delegate the signing of the application to the Airport Manager;

- and further -

THAT upon receipt of the Delegation of Authority, staff enact the authority, in accordance with the defined Transport Canada process, by notifying affected residents to remove or cultivate all specified trees that penetrate the protected slopes and, failing any landowner's compliance with the lawful order, authorize City staff or contracted agents to enter the property and remove any of the specified obstructions.
(The Report of the Commissioner of Transportation, Properties and Emergency Services (11-176) was attached as Schedule Pages 16-20)
(File No. CSU-T11-000-2011)

CARRIED

REPORTS (CONTINUED)

Report No. 73: Received from the Chief Administrative Officer (Consent)

- (c) **Award of RFP for One (1) Four Wheel Drive Crew Cab Pickup Truck with Single Rear Wheels to Edwards Ford Sales (Kingston) Ltd.**

THAT the RFP F31-TPES-TS-FL-2011-5 for the purchase of one four wheel drive crew cab pickup truck with single rear wheels be awarded to Edwards Ford Sales (Kingston) Ltd. for the purchase price of \$34, 714 plus applicable taxes.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (11-185) was attached as Schedule Pages 21-24)
(File No. CSU-V00-000-2011)

- (d) **Sale of Easement – Hydro One Networks Inc. – Butternut Creek**

THAT Council authorize the Mayor and Clerk to execute all necessary documents to grant an easement to Hydro One Networks Inc. over a portion of the lands described as Part of Lots 2, 3, 4 and 5, Concession East of the Great Cataraqui River in the former Township of Pittsburgh, now City of Kingston, in a form satisfactory to the Director of Legal Services, for a fee of \$6,884 plus all additional costs such as legal and survey costs associated with registration of the easement;

- and further -

THAT the proceeds from the sale of this easement be deposited in the Industrial (Employment) Land Reserve Fund.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (11-187) was attached as Schedule Pages 25-29)
(File No. CSU-D15-000-2011)

- (e) **Application for License of a Serving Sidewalk Patio on the King Street East Frontage for Jessup Food & Heritage Ltd. “Sir John’s Public House” Located at 343 King Street East**

THAT Council authorize the Mayor and Clerk to enter into a License Agreement, in a form satisfactory with the Director of Legal Services, with the owner of “Sir John’s Public House” located at 343 King Street East, for the lease of City property adjacent to their store on the King Street East frontage for the purpose of operating a serving sidewalk patio.

(The Report of the President and CEO of Utilities Kingston (11-191) was attached as Schedule Pages 30-36)
(File No. CSU-D23-000-2011)

CARRIED

REPORTS (CONTINUED)

Report No. 73: Received from the Chief Administrative Officer (Consent)

(f) **Application for License of a Non-serving Sidewalk Patio on the Sydenham Street Frontage for “Starbucks Coffee Company” Located at 251 Princess Street**

THAT Council authorize the Mayor and Clerk to enter into a License Agreement, in a form satisfactory to the Director of Legal Services, with the owner of “Starbucks Coffee Company” located at 251 Princess Street, for the lease of City property adjacent to their store on the Sydenham Street frontage for the purpose of operating a non-serving sidewalk patio.

(The Report of the President and CEO of Utilities Kingston (11-192) was attached as Schedule Pages 37-43)

(File No. CSU-D23-000-2011)

CARRIED

(g) **Award of Tender for Micro-Surfacing/Overlay on Taylor Kidd Blvd. to Coco Paving Inc.**

THAT the tender of Coco Paving Inc. for the Contract ENG-2011-15 for Micro-Surfacing/Overlay on Taylor Kidd Blvd., in the amount of \$737,778.90 (plus HST) be accepted, it being the lowest tender received.

(The Report of the President and CEO of Utilities Kingston (11-193) was attached as Schedule Pages 44-45)

(File No. CSU-F18-003-2011)

(h) **Authorized Requester Agreement with the Ontario Ministry of Transportation for Municipal Parking Tag Program**

THAT Council authorize the Mayor and Clerk to sign the “Authorized Requester Agreement” with the Ministry of Transportation, in a form satisfactory to the Director of Legal Services, to enable the City to obtain vehicle owner information to process parking infractions.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (11-194) was attached as Schedule Pages 46-47)

(File No. CSU-L04-000-2011)

(i) **Award of RFP for Online Payment Service Provider to Toronto Dominion Bank**

THAT Council authorize the Mayor and Clerk to enter into a contract with Toronto Dominion Bank for online payment processing, in a form satisfactory to the Director of Legal Services, in reference to RFP No. F31-CAT-IS&T-2011-06.

(The Report of the City Treasurer (11-195) was attached as Schedule Pages 48-52)

(File No. CSU-F31-000-2011)

REPORTS (CONTINUED)

Report No. 73: Received from the Chief Administrative Officer (Consent)

(j) **Award of RFP for Supply of Oxygen Services to Rideaucrest Home to Medigas**

THAT RFP No. F31-CS-LTC-2011-1 to supply oxygen services to Rideaucrest Home be awarded to Medigas;

- and further -

THAT Council authorize the Mayor and Clerk to enter into a contract with Medigas for a period of two years commencing August 1, 2011, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (11-196) was attached as Schedule Pages 53-57)

(File No. CSU-F31-000-2011)

(k) **Renaming of Barriefield Rock Garden**

THAT Council approve the renaming of Barriefield Rock Garden to "The Bill Robb Barriefield Rock Garden".

(The Report of the Commissioner of Community Services (11-198) was attached as Schedule Pages 58-63)

(File No. CSU-R04-000-2011)

(l) **Award of RFP for Sewage Pumping at Cataraqui/Kinsmen Community Centre to Smiths Septic Tank Services Ltd.**

THAT the RFP F31-CSG-RLS-2011-17 to supply sewage pumping services at Cataraqui/Kinsmen Community Centre be awarded to Smiths Septic Tank Services Ltd. at the rate of \$18.50/m³;

- and further -

THAT Council authorize the Mayor and Clerk to enter into a contract with Smiths Septic Tank Services Ltd. for a period of two years commencing August 1, 2011, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (11-200) was attached as Schedule Pages 64-67)

(File No. CSU-F31-000-2011)

(m) **Postponement of Securities Registered on Title for the John Howard Society of Kingston and District**

THAT Council approve the postponement of securities currently registered on title of the property at 771 Montreal Street owned by John Howard Society of Kingston and District to second position in favour of the new Line of Credit;

- and further -

REPORTS (CONTINUED)

Report No. 73: Received from the Chief Administrative Officer (Consent)

THAT Council authorize the Mayor and Clerk to execute the required documents to postpone the securities registered in favour of a new Line of Credit and in a form satisfactory to the Legal Services Division.

(The Report of the Commissioner of Community Services (11-203) was attached as Schedule Pages 68-71)

(File No. CSU-S18-000-2011)

CARRIED
(Clauses (a), (c), (d), and (g) through (m))

Report No. 74: Received from the Chief Administrative Officer (Recommend)

Moved by Councillor Glover
Seconded by Councillor Scott

THAT Report No. 74: Received from the Chief Administrative Officer (Recommend) be received and adopted, clause by clause.

Council consented to the addition of Clause (4).

Report No. 74

To the Mayor and Members of Council:
The Chief Administrative Officer reports and recommends as follows:

(1) Partnership Agreement for Sheep Dog Trials Special Event

THAT the Mayor and Clerk be authorized to enter into an agreement with Kingston Sheep Dog Trials Incorporated, for the coordinated special event delivery of the Kingston Sheep Dog Trials, in a form satisfactory to the Director of Legal Services;

- and further -

THAT the Mayor and Clerk be authorized to enter into subsequent amendments to the agreement with Kingston Sheep Dog Trials Incorporated, as long as the amendments are covered within City approved operational budgets, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (11-197) was attached as Schedule Pages 72-76)

(File No. CSU-M02-000-2011)

CARRIED

REPORTS (CONTINUED)

Report No. 74: Received from the Chief Administrative Officer (Recommend)

(2) Establishment of Affordable Housing Land Bank

THAT Council endorse the establishment of a City of Kingston affordable housing land bank;

- and further -

THAT Council approve 58 Leroy Grant Drive and 208 Indian Road as the first two properties to be put into its land bank for a total assessed value of \$563,000;

- and further -

THAT Council direct staff to issue a Request for Proposal (RFP) for residential development including affordable units once the 3rd reading of the by-law to declare 58 Leroy Grant Drive surplus has been passed;

- and further -

THAT Council direct staff to issue a Request for Interest (RFI) for 208 Indian Road for the development of affordable single houses.

(The Report of the Commissioner of Community Services (11-199) was attached as Schedule Pages 77-96)

(File No. CSU-S18-000-2011)

(See By-Law No. (9), 2010-220)

CARRIED

(3) Fees Review – Outdoor Aquatic Centre

Moved by Councillor Neill

Seconded by Councillor Hutchison

THAT Council waive the rules of By-Law No. 2010-1, "Council Procedural By-Law", in order to reconsider the recommendation contained in Report No. 11-007 of the City Treasurer, which was approved at the Council meeting held on December 21, 2010, which read as follows:

***“THAT** a by-law be presented to amend By-Law No. 2005-10, as amended, being “A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston”, in order to establish fees and charges for 2011;*

- and further -

***THAT** the aforementioned by-law be given three readings in order to allow for fees and charges to be adjusted on January 1st in accordance with policy and consistent practice.”*

CARRIED (13:0)

(A 2/3 Vote Of Council Was Received)

(See Recorded Vote No. 1)

REPORTS (CONTINUED)

Report No. 74: Received from the Chief Administrative Officer (Recommend)

Moved by Councillor Neill
Seconded by Councillor Glover

THAT Council waive the rules of By-Law No. 2010-1, "Council Procedural By-Law", in order to allow an additional delegation to speak regarding Clause (3) of Report No. 74: Received from the Chief Administrative Officer (Recommend).

**LOST
(A 2/3 Vote Of Council Was Not Received)**

THAT a by-law be presented to amend By-Law No. 2005-10, as amended, being "A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston", in order to establish fees and charges for 2011;

- and further -

THAT the aforementioned by-law be given three readings in order to allow for fees and charges to be adjusted on January 1st in accordance with policy and consistent practice;

- and further -

THAT Council approve the proposed amendments to the Outdoor Aquatic Centre fees as shown in Table 2 of this report (11-202), as amended, as outlined below:

Table 2 – Proposed Amended Fees – Outdoor Aquatics Centre			
Admission Rates	Seasons Pass June 25 – Sept. 5 th Post-Season Sept. 6 th - 18th	Drop In Day Pass Daily 11:30 am – 8:00 pm	Drop In Evening Pass 5:00 pm – 8:00 pm
Family	\$252	\$3.00 per person	\$3.00 per person
Adult Ages 18 – 64 years	\$168	\$7.00	\$5.00
Adult 12 Visit Pass		\$77	N/A
Senior Ages 65+ years	\$126	\$5.00	\$3.00
Senior 12 Visit Pass		\$55	N/A
Student Ages 13 – 17 years	\$126	\$5.00	\$3.00
Student 12 Visit Pass		\$55	N/A
Child Ages 3 – 12 years	\$84	\$3.00	\$2.00
Child 12 Visit Pass		\$33	N/A
Infant / Toddler Age 2 and Younger	Free / No Charge	Free / No Charge	Free / No Charge

- and further -

REPORTS (CONTINUED)

Report No. 74: Received from the Chief Administrative Officer (Recommend)

THAT Council direct staff to refund all current family season pass holders based on the approved fee;

- and further -

THAT By-Law No. 2005-10, "A By-Law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston", as amended, be further amended as outlined in this report, with the amending by-law receiving all 3 readings;

- and further -

WHEREAS this is the first operational year for the new Outdoor Aquatic Centre;

THEREFORE BE IT RESOLVED THAT staff present a comprehensive review of operations, including fees, with recommendations brought to Council prior to the 2012 budget deliberations.

(The Report of the Commissioner of Community Services (11-202) was attached as Schedule Pages 97-104)

(File No. CSU-R05-000-2011)

(See By-Law No. (1), 2011-93)

CARRIED AS AMENDED (13:0)

(See Recorded Vote No. 2)

(See Motions To Amend Which Were CARRIED)

Moved by Councillor Neill

Seconded by Councillor Hutchison

WHEREAS the current Aquatic Centre fees are considered to be too high and therefore a modest adjustment has been proposed;

THEREFORE BE IT RESOLVED THAT Clause (3) of Report No. 74: Received from the Chief Administrative Officer (Recommend) be amended such that the fees for each day pass and evening pass be further reduced by \$1 and that the fee for the 12 visit pass be adjusted accordingly.

CARRIED (8:5)

(See Recorded Vote No. 3)

Moved by Councillor Osanic

Seconded by Councillor Neill

THAT Clause (3) of Report No. 74: Received from the Chief Administrative Officer (Recommend) be amended to add the following:

***"WHEREAS** this is the first operational year for the new Outdoor Aquatic Centre;*

***THEREFORE BE IT RESOLVED THAT** staff present a comprehensive review of operations, including fees, with recommendations brought to Council prior to the 2012 budget deliberations."*

CARRIED

REPORTS (CONTINUED)

Report No. 74: Received from the Chief Administrative Officer (Recommend)

Note: Council consented to vote on the clause as amended, which is comprised of the motion which was reconsidered and Clause (3) of Report No. 74: Received from the Chief Administrative Officer (Recommend) as amended.

1. A Recorded Vote was requested by Councillor Hutchison

YEAS: Councillor Berg, Councillor Downes, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (13)

NAYS: (0)

2. A Recorded Vote was requested by Councillor Neill

YEAS: Councillor Berg, Councillor Downes, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (13)

NAYS: (0)

3. A Recorded Vote was requested by Councillor Downes

YEAS: Councillor Downes, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Schell (8)

NAYS: Councillor Berg, Councillor Hector, Councillor Paterson, Councillor Reitzel, Councillor Scott (5)

Note: Clause (3) of Report No. 74: Received from the Chief Administrative Officer (Recommend) was subsequently reconsidered during the New Motions portion of the agenda. See Page No. 396 for final disposition.

(4) Projection Consideration for Town Homes Kingston

THAT Council approve the necessary due diligence investigations and studies to determine the feasibility of 610 Montreal Street for future office uses by Town Homes Kingston;

- and further -

REPORTS (CONTINUED)

Report No. 74: Received from the Chief Administrative Officer (Recommend)

THAT any studies or investigations conducted by the City for 610 Montreal Street be funded through the City's operational budget and Affordable Housing Construction Reserve as required;

- and further -

THAT Council approve a grant of up to \$35,000, to be funded from the Affordable Housing Construction Reserve, to Town Homes Kingston to help cover costs of converting two residential units on Cassidy Street.

(The Report of the Commissioner of Community Services (11-201) was attached to the adds.)

(File No. CSU-S18-000-2011)

CARRIED

Report No. 75: Received from the Planning Committee

Moved by Councillor Reitzel
Seconded by Councillor Paterson

THAT Report No. 75: Received from the Planning Committee be received and adopted.

Council consented to the amendment of the draft by-law for Clause 5, replacing Schedule Pages 111 and 112. The revised draft by-law (See By-Law No. (4), 2011-96) was attached to the adds. Council consented to the separation of Clauses 5 and 6.

Report No. 75

To the Mayor and Members of Council:
The Planning Committee reports and recommends as follows:

June 16, 2011

1. **Approval of an Application for Zoning By-Law Amendment for the Property Municipally Known as 471 Cataraqui Woods Drive**

THAT the Application for Zoning By-Law Amendment (Our File No. D14-209-2011) for the property municipally known as 471 Cataraqui Woods Drive, **BE APPROVED**.

AND THAT the Cataraqui North Zoning By-Law No. 97-102, as amended, be further amended as follows:

1. That the following Section 7.4, MU1*1, 471 Cataraqui Woods Drive be amended as follows:

Notwithstanding any provisions of this By-Law to the contrary, the lands designated 'MU1*1' shall be used and developed in accordance with the following additional provisions:

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- i) Maximum Gross Leasable Retail Area:
the maximum gross leasable retail area shall be 2,999 square metres.
- ii) Permitted Uses:
That in addition to the uses permitted in the Special Mixed Use 'MU1*1' Zone a retirement home use and accessory personal service shop, retail use and recreational use to be utilized exclusively by the retirement home residents and staff are permitted.
- iii) Maximum Building Height:
a maximum building height of 26 metres for a retirement home use.
- iv) Parking:
That for the purposes of a retirement home use the minimum of 0.60 parking spaces per dwelling unit shall be provided.
- v) the maximum residential density shall be 150 dwelling units per hectare;
- vi) permit a dwelling unit equivalency ratio of 2 retirement home suites, as defined herein, to one dwelling unit (2:1 units) is permitted for a retirement home use; and
- vii) Retirement Home Suite:
Shall be defined as a habitable space designed for living and sleeping consisting of studios, one or two bedrooms, private bathroom and separate entrance from a common hall, and a kitchenette which may include convenience facilities such as a bar fridge and a microwave oven, but without full cooking facilities.

AND BE IT FURTHER RESOLVED THAT the amending by-law be presented to City Council for all three readings.

(Note: A copy of the draft by-law was attached as Schedule Pages 105-107)

(See By-Law No. (2), 2011-94)

2. Approval of an Application for Draft Plan of Subdivision for the Property Known Municipally as 1140 Maria Avenue

THAT the application for Draft Plan of Subdivision (File No. D12-057-2010) for the property known municipally as 1140 Maria Avenue **BE APPROVED**, subject to the following conditions:

1. Approved Draft Plan:

That this approval applies to the Draft Plan of Subdivision, prepared by Leslie M. Higginson Surveying Ltd., dated April 05, 2011 which shows the following:

- 175 residential lots (Lots 1- 175 inclusive);
- 24 residential blocks (176-196 inclusive and Blocks 197-200, 204);
- 1 block for natural open space (Block 202);

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- 1 block for parkland dedication (Block 201)
- 1 block for environmental protection area (Block 203);
- 3 blocks for walkways (Blocks 205-207);
- 2 block(s) for 0.3 m reserves (Blocks 208, 209);
- 7 new roadways (Streets 'A' to 'F' and Cataraqui Woods Drive).

2. Streets and Civic Addressing:

- (a) That the road allowances included in this Plan shall be shown and dedicated as public highways.
- (b) That the road allowances within the Plan shall be designed in accordance with the Municipality's engineering standards and shall be dedicated to the Municipality free of all charge and encumbrances. The streets, lots and blocks shall be designed to coincide with the development pattern on adjacent properties.
- (c) That Prior to Final Approval, the Owner shall submit proposed street names for approval by the Planning and Development Department and shall be included on the first submission of the engineering drawings. The Streets within this Plan shall be named to the satisfaction of the City, in consultation with the Planning and Development Department, in accordance with the City's Civic Addressing and Road Naming By-Law.
- (d) That Prior to Final Plan Approval, the Owner shall provide confirmation that civic addresses have been assigned to the proposed lots and blocks by the City's Planning and Development Department, in accordance with the City's Civic Addressing and Road Naming By-Law. The Owner shall be advised that the civic addresses are tentative until such time that the final plan is registered and the final lot layout has been confirmed.
- (e) For lots with more than one road frontage, the lots will be addressed on the road frontage on which primary vehicular access is situated. Prior to applying for a building permit the Owner shall confirm with the Planning and Development Department the appropriate road frontage where primary vehicular access is to be provided and shall confirm the approved civic address in order to comply with the City's Civic Addressing and Road Naming By-Law and emergency response requirements.
- (f) Any dead end or open side of a road allowance within the Plan shall be terminated in a 0.3 m reserve to be conveyed to the Municipality free of all charges and encumbrances.
- (g) That the Owner shall agree that the location and design of any **construction access** shall be approved by the Municipality and/or the appropriate authority.

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3. Reserves and Easements:

- (a) That any dead ends and open sides of the road allowances created by this Plan shall be terminated in 0.3 metre reserves to be conveyed to, and held in trust, by the Municipality.
- (b) That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority free of all charges and encumbrances.

4. Financial Requirements:

- (a) That the Owner agrees in writing to satisfy all the requirements, financial and otherwise, of the Municipality concerning all provisions of municipal services but not limited to including fencing, lighting, landscaping, sidewalks, roads, installation of underground services, provisions of drainage and noise mitigation where required.
- (b) **That Prior to Final Plan Approval**, the Owner shall submit for the Municipality's approval a detailed breakdown of the construction costs for the works associated with the development of this Plan, including any cash surcharges or special levies. The construction costs shall be prepared and stamped by a professional engineer. The cost estimate shall be submitted in the Municipality's standard format for incorporation into both the Pre-Servicing and Subdivision Agreements.
- (c) That the Owner shall bear the expense of all off site works resulting from the approved public works design where such works are not subsidized under the Policies and By-Laws of the Municipality.
- (d) That the Owner agrees to reimburse the Municipality for the cost of any Peer Reviews of the Studies / Reports submitted in support of the proposed Plan of Subdivision.

5. Subdivision Agreement:

- (a) That the Owner shall enter into the Municipality's standard Subdivision Agreement which shall list all approved plans and municipal conditions as required by the Municipality for the development of this Plan.
- (b) The Subdivision Agreement between the Owner and the Municipality be registered against the lands to which it applies once the Plan of Subdivision has been registered.
- (c) That the Subdivision Agreement shall contain all necessary warning clauses and notices to purchasers resulting from, but not necessarily restricted to, the design and provision of services, including the requirement to provide and maintain private site specific works as necessary.

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6. Holding Provisions:

That the Municipality shall require the use of ‘-H’ Holding Provisions in accordance with Section 36 of the *Planning Act*. The terms for the removal of the Holding ‘-H’ Holding Symbol shall be in accordance with Section 6(6) of Zoning By-Law No. 76-26 and shall require the following:

- confirmation of sufficient servicing capacity for the development;
- that all necessary approvals have been received from all other agencies and government bodies and any required Agreements have been executed by the Owner; and
- that a Zone Change Application has been approved by the Municipality to remove the ‘-H’ Holding Symbol.

7. Engineering Drawings:

(a) **That Prior to Final Plan Approval**, the Owner shall submit for approval, subdivision design drawings, including design plans for all public works and services, prepared and certified by a Professional Engineer and designed pursuant to the Municipality’s Subdivision Design Guidelines and to the satisfaction of the Municipality. Such plans are to form part of the Subdivision Agreement.

(b) **That Prior to Final Plan Approval**, the Owner shall submit a digital listing of the approved subdivision design drawings in the Municipality’s standard format for incorporation into the Pre-Servicing and Subdivision Agreement.

8. Revisions to Draft Plan:

(a) That any further subdivision of Blocks or additional road patterns on the Plan shall be completed to the satisfaction of the Municipality.

(b) **That Prior to Final Plan Approval** of any part of the Plan, the Owner shall submit a revised Plan, if required, to reflect any significant alterations caused from this Draft Plan Approval.

(c) That where final engineering design(s) result in minor variations to the Plan (e.g., in the configuration of road allowances and lotting, number of lots, etc.), these may be reflected in the Final Plan to the satisfaction of the Municipality.

9. Phasing:

(a) That Final Plan Approval for registration may be issued in phases to the satisfaction of the Municipality, subject to all applicable fees.

(b) That the **phasing** of the development shall be reflected in the Subdivision Agreement and on the approved subdivision design drawings to the satisfaction of the Municipality, taking into account the temporary termination of underground services, interim grading, interim stormwater management, operations and maintenance vehicle access and access for emergency vehicles.

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- (c) That the phasing of the development shall be proposed in an orderly progression, in consideration of such matters as the timing of road improvements, infrastructure, schools and other essential services.
- (d) That all agencies agree to registration by phases and provide clearances, as required, for each phase proposed for registration; furthermore, the required clearances may relate to lands not located within the phase sought to be registered.

10. Zoning By-Law Compliance:

- (a) That the lands within this Draft Plan shall be appropriately zoned by a Zoning By-Law which has come into effect in accordance with the provisions of the Planning Act.
- (b) **That Prior to Final Plan Approval**, the Owner shall submit a Surveyor's Certificate which confirms that the lots and blocks within this Plan conform to the minimum lot frontage and lot area requirements of the applicable Zoning By-Law.

11. Required Studies:

- (a) **That Prior to Final Plan Approval**, the Owner shall submit a **Geotechnical Study**, certified by a Professional Engineer, to the satisfaction of the Municipality. The recommendations of the Geotechnical Study shall be incorporated into the Subdivision Agreement and the Subdivision Agreement shall contain provisions whereby the Owner agrees to implement the Study recommendations to the satisfaction of the Municipality.
- (b) **That Prior to Final Plan Approval**, the Owner shall demonstrate that the soil and groundwater quality of the property is compatible with a residential land use as defined by the generic criteria listed within the Guideline for Use at Contaminated Sites in Ontario (MOE, rev. 1997). The acceptable method for this demonstration would be a **Phase I Environmental Site Assessment (ESA)** performed in accordance with CSA standard Z768-01 and any required follow up investigations (Phase II ESA) or remediation. The recommendations of the Study shall be incorporated into the Subdivision Agreement and the Subdivision Agreement shall contain provisions whereby the Owner agrees to implement the Study recommendations to the satisfaction of the Municipality.

Should site remediation be required to meet the applicable soil and ground water criteria set out in applicable guidelines, the Owner shall submit to the Municipality **Prior to Final Plan Approval**, a copy of the Record of Site Condition acknowledged by a Provincial Officer of the Ministry of the Environment.

The Owner shall provide a certificate by a qualified professional that all lands within the Plan and any lands and easements external to the Plan to be dedicated to the Municipality, meet the applicable soil and ground water criteria.

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- (c) **That Prior to Final Plan Approval** an updated Master Servicing Study for the Cataraqui West Secondary Plan area and a Servicing Study for the subject lands shall be completed to the satisfaction of the Municipality and Utilities Kingston and that all recommendations of the Servicing Studies shall be incorporated into the Subdivision Agreement and the Subdivision Agreement shall contain provisions whereby the Owner agrees to implement the Studies recommendations to the satisfaction of the Municipality.
- (d) **That Prior to Final Plan Approval**, the Owner shall submit a **Traffic Impact Report**, prepared by a professional engineer to the satisfaction of the Municipality. The Subdivision Agreement shall contain provisions for the Owner to design, construct and financially secure the costs of any off site road improvements as are deemed necessary by the Report's recommendations to the satisfaction of the Municipality's Director of Engineering.
- (e) **That Prior to Final Plan Approval**, a **Stormwater Management Report** and implementing plans for the development shall be prepared by a qualified Professional Engineer, to the satisfaction of the Municipality and Cataraqui Region Conservation Authority. Such plans shall be included in the Subdivision Agreement. The Owner shall carry out the recommendations of the report, at his expense, to the satisfaction of the Municipality and the Cataraqui Region Conservation Authority.
- (f) **That Prior to Final Plan Approval**, the Owner shall submit a detailed **Noise Impact Study** prepared to the satisfaction of the Municipality and the Ministry of Environment. The recommendations of the Study shall be incorporated into the Subdivision Agreement and the Subdivision Agreement shall contain provisions whereby the Owner agrees to implement the Study recommendations to the satisfaction of the Municipality.

12. Archaeological Assessment:

- (a) That the Owner shall carry out an archaeological assessment of the subject property and mitigate, through preservation or resource removal and documentation, adverse impacts to any significant archaeological resources found. No grading or other soil disturbances shall take place on the subject property prior to the approval authority and the Ministry of Culture confirming that all archaeological resource concerns have met licensing and resource requirements.
- (b) **That Prior to Final Plan Approval and Prior to Commencement of any Works** on any site identified as being archaeologically significant, the Owner shall carry out archaeological excavations of such sites to the satisfaction of the Ministry of Culture and the Municipality; the Owner shall agree to take protective measures required by the Municipality for such sites.

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- (c) In the event that deeply buried or previously undiscovered archaeological deposits are discovered in the course of development or site alteration, all work must immediately cease and the site must be secured. The Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123) and the City of Kingston Heritage Planner (613-546-4291 ext 1386) must be immediately contacted.
- (d) In the event that human remains are encountered, all work must immediately cease and the site must be secured. The Kingston Police (613-549-4660), the Registrar of Cemeteries Regulation Section of the Ontario Ministry of Consumer Business Services (416-326-8494), the Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123), and the City of Kingston Heritage Planner (613-546-4291 ext 1386) must be immediately contacted.

13. Stormwater Management:

- (a) **That Prior to Final Plan Approval**, Block 206 shall be deeded to the Municipality for walkway and possible Stormwater Management purposes. The design of the pond's open space, including any connecting paths, shall be subject to approval by the Municipality.
- (b) **That Prior to Final Plan Approval**, the Owner shall submit lot grading and drainage plans, and erosion and sediment control plans prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the Municipality and the Cataraqui Region Conservation Authority. The approved plans shall be included in the Subdivision Agreement between the Owner and Municipality.
- (c) **Prior to Final Plan Approval and Prior to any Works Commencing on the Site**, the Owner shall submit for approval by the Municipality and the Cataraqui Region Conservation Authority (CRCA), a detailed engineering report(s) that describes the storm drainage system for the proposed development, which shall include:
 - i) plans illustrating how this drainage system will be tied into the surrounding drainage systems, and indicating whether it is part of an overall drainage scheme, the design capacity of the receiving system and how external flows will be accommodated;
 - ii) the location and description of all outlets and other facilities;
 - iii) storm water management techniques which may be required to control minor and major flows;
 - iv) proposed methods of controlling or minimizing erosion and siltation on-site and in downstream areas during and after construction;
 - v) overall grading plans for the subject lands; and
 - vi) storm water management practices to be used to treat storm water, to mitigate the impacts of development on the quality and quantity of ground and surface water resources as it relates to fish and their habitat.

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- (d) That the Owner shall agree to maintain all storm water management and erosion and sedimentation control structures operating and in good repair during the construction period.
- (e) That a clause will be included in the subdivision agreement that a Preliminary Certificate of Approval of Underground Services will not be issued for any lot within the subdivision until the Storm Water Management Facility referred to as the W3 pond in the Serviceability Report prepared by the IBI Group has been designed, constructed and functioning.

14. Parkland Conveyance / Open Space / Environmental Protection Areas:

- (a) The Owner(s) have, in advance of this draft plan application, conveyed a portion of the parkland dedication required for this draft plan through a purchase and sale agreement with the City in order to expedite the design and development of the park. This 0.202 ha (2010.8 s.m.) park parcel and Block 201, (0.041 ha or 410 s.m.) represent a portion of parkland dedication for this draft plan. The balance of parkland dedication will be given as a contribution towards the community park as set out in the secondary plan. The parkland dedication is 5% of the non-EPA developable subdivision lands or 1ha/300 d.u., whichever is the higher.
- (b) That lands to be conveyed to the Municipality for park or other public recreational purposes shall be subject to the following conditions:
 - (i) That Block 201 shall be conveyed to the Municipality for parkland purposes.
 - (ii) **That all lands shall be left in an untouched, natural state.** All existing vegetation is to remain within the limits of the park site, including any significant trees at the property line. Existing grades/elevations are to be maintained at the property lines and within the park itself unless approval for site alteration is received in writing from the Manager, Parks Development or designate.
 - (iii) **That Prior to Assumption of the Block 201,** the Manager, Parks Development shall be in receipt of a clearance memo from the Director of Environment & Sustainable Initiatives, indicating that the park site is environmentally clean.
 - (iv) **That Prior to the Commencement of any Clearing, Grubbing or Construction Work** within 10 metres of the park blocks defined on the Draft Plan, the Owner shall:
 - 1. Install page wire fencing around the periphery of the park site to protect the site. The Municipality will be responsible for the maintenance of the fence and its removal.
 - 2. Post signage to Municipality specifications, on all accessible sides of each park block, which indicates:

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- the future use of the block as a park;
 - that no construction storage shall occur on this parcel of land nor shall any construction debris be dumped on this site; and
 - that all trees and other vegetation must not be disturbed.
- (v) **That Prior to the Transfer of Deeds for the Parkland (Block 201) to the Municipality**, the Manager, Parks Development or designate shall inspect the park site to ensure that the park is in a clean/natural state. The conditions on the site must be satisfactory to the Manager, Parks Development. If the park block(s) are in an unsatisfactory state, the Owner shall be held responsible for restoring the site to the Municipality's satisfaction.
- (c) The Municipality is in discussion with the Owner regarding potential acquisition of the Natural Open Space lands being described as Block 202.
- (d) That the Owner shall deed the lands described as Environmental Protection Area, without prejudice or compensation, to the Municipality, said land being described as Block 203. Text shall be included in the Subdivision Agreement between the Owner and Municipality, to advise all purchasers that these public lands are intended to remain in a naturalized condition, for the purpose of providing fish and wildlife habitat and opportunities for passive recreation, and that the lands may be subject to flooding and erosion from time to time. Risk management practices only will only be done on the land. No regular or periodic maintenance will be done on the subject parcel.

15. Tree Inventory / Street Trees:

- (a) That prior to any grubbing/clearing or construction on parcels of land not defined as roadways or servicing easements on the draft plan, the Owner shall receive final approval from the Municipality for a Tree Preservation Plan prepared for the subject lands. The final approved Tree Inventory Plan shall be prepared by a certified arborist (ISA approved), and shall set out the surveyed locations of all trees on the site. The tree inventory shall list the species, caliper size, condition, crown radius and indicate whether the tree is to be retained or removed. If trees 6 inches (150 mm) or more in diameter are to be removed from the subject lands, the developer will abide by the conditions of the tree removal permit under the Tree By-Law which may, at the Director of Planning and Development's discretion, include a tree preservation plan, a tree replacement plan or cash compensation for the value of the trees to be removed. If a tree is to be removed, a rationale for this action must be noted. If significant trees or groups of trees are identified to be retained in the tree inventory, a Tree Preservation Plan will be required prior to final approval at the discretion of the Municipality. This plan shall be reviewed and approved by the Municipality and be included as a schedule to the Subdivision Agreement. Requirements for the Tree Preservation Plan are noted in the subdivision design guidelines produced by the Municipality.

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- (b) **That Prior to Final Plan Approval**, the Owner shall submit a Street Tree Planting Plan prepared by a Landscape Architect to the satisfaction of the Municipality.
- (c) That a 1:1 replacement ratio has been applied to those trees in moderate condition.
- (d) That one replacement tree per 10 cm DBH removed ratio (1:10) will be applied to those trees in good condition. A minimum number of replacement trees will be based upon these ratios. This shall be reflected in the street tree and parks planting plans for this phase of subdivision. If any trees cannot be accommodated within this phase of the subdivision as per the criteria set out in the City of Kingston's subdivision guidelines for tree planting, the owner shall pay cash-in-lieu to the City at a value of \$350.00 per tree as per the Tree By-law.

16. Community Mailboxes:

- (a) **That Prior to Final Plan Approval**, the Owner shall, in consultation with and to the satisfaction of Canada Post, identify the location of community mailboxes within the Plan, and shall identify such locations on drawings for approval by the Municipality. The locations of these community mailboxes shall be identified in the notice to future purchasers of the lots within the Subdivision.
- (b) **That Prior to Final Plan Approval**, the Owner shall, in consultation with and to the satisfaction of the Municipality, provide detailed design plans for the community mailboxes including a landscape plan showing street furniture and complimentary architectural features.
- (c) That the Owner shall provide a suitable temporary community mailbox location(s) until the curbs, sidewalks and final grading have been completed at the permanent location(s).

17. Bell Canada Requirements:

That the Owner shall meet the following conditions of Bell Canada:

- i. that the Owner shall agree in the Subdivision Agreement, in words satisfactory to Bell Canada, to grant Bell Canada any easements that may be required for telecommunications services; and,
- ii. that the Owner shall be requested to enter into an Agreement (Letter of Understanding) with Bell Canada complying with any underground servicing conditions imposed by the Municipality, or if no such conditions are imposed, the Owner shall advise the Municipality of the arrangements for servicing.

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- iii. The Developer is hereby advised that prior to commencing any work within the Plan, the Developer must confirm that sufficient wire-line communication/telecommunication infrastructure is currently available within the proposed development to provide communication/telecommunication service to the proposed development. In the event that such infrastructure is not available, the Developer is hereby advised that the Developer may be required to pay for the connection to and/or extension of the existing communication/telecommunication infrastructure. If the Developer elects not to pay for such connection to and/or extension of the existing communication/telecommunication infrastructure, the Developer shall be required to demonstrate to the municipality that sufficient alternative communication/telecommunication facilities are available within the proposed development to enable, at a minimum, the effective delivery of communication/telecommunication services for emergency management services (i.e., 911 Emergency Services).

18. TransNorthern Pipelines Requirements:

- (a) That approval from TransNorthern Pipelines shall be obtained prior to any work occurring within the easement or if work will cross the pipeline.
- (b) That prior to any excavation within 30 metres of the TransNorthern Pipeline easement, the owner/contractor shall contact TransNorthern Pipeline.
- (c) That prior to any work within the pipeline easement using heavy equipment, the owner/contractor shall contact TransNorthern Pipeline a minimum of 3 working days prior to commencement of the activity.

19. Hydro One Requirements:

- (a) **That Prior to Final Plan Approval**, the Owner/Subdivider shall submit to Hydro One the lot grading and drainage plan, showing existing and final grades, for review and approval. Drainage must be controlled and directed away from the Hydro One corridor.
- (b) That the following **Warning Clauses/Notices** as required by Hydro One shall be included in the Subdivision Agreement:
“The transmission lines abutting this subdivision operate at 500,000, 230,000 or 115,000 volts. Section 186-Proximity-of the Regulations for Construction projects in the Occupational Health and Safety Act, require that no object be brought closer than 6 metres (20feet) to an energized 500 kV conductor. The distance for 230kV is 4.5 metres (15 feet), and for 115 kV conductors is 3 metres (10 feet). It is the Owner’s responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the Act. They should also be aware that the conductors can raise and lower without warning, depending on the electrical demand placed on the line.”

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- (c) That temporary fencing must be installed along the edge of the right-of-way prior to the start of construction, at the Owner's expense.
- (d) That permanent fencing must be installed after construction is completed along the Hydro One corridor, at the Owner's expense.
- (e) That the Hydro One corridor is not to be used without the express written permission of Hydro One Networks Inc. During construction, there shall be no storage of materials or mounding of earth or other debris on the right-of-way. The Owner shall be responsible for restoration of any damage to the right-of-way resulting from construction of the subdivision.
- (f) The costs of any relocations or revisions to Hydro One facilities that are necessary to accommodate this subdivision shall be borne by the Owner.
- (g) The Owner shall agree to design, purchase materials, and install a buried hydro distribution system, compatible with the existing and/or proposed systems in surrounding Plans, all in accordance with the latest standards and specifications of Utilities Kingston and the Municipality.

20. Utilities Requirements:

- (a) **Prior to Final Plan Approval**, the Owner shall satisfy all technical, financial and other requirements of Utilities Kingston regarding the design, installation, connection and/or expansion of water distribution services and sanitary sewer distribution services, or any other related matters.
- (b) The Owner shall agree to design, purchase materials and install a street lighting system, compatible with the existing and/or proposed systems in surrounding Plans, all in accordance with Municipal standards and specifications.

21. Cataraqui Region Conservation Authority Requirements:

- (a) That a geotechnical study be prepared by a qualified professional to investigate and delineate the extent of karst in the general area of Street F (Board Walk Drive) and Blocks 197, 201 and 204 and identify a suitable setback from the karst and location for the siting of future buildings and structures, to the satisfaction of the City of Kingston (City) and the Cataraqui Region Conservation Authority (CRCA), and that appropriate text to implement its findings be included in the Subdivision Agreement.
- (b) That a lot grading and drainage plan and sediment and erosion control plan be completed and approved to the satisfaction of the City and the CRCA, and be included in the Subdivision Agreement between the Owner and the City.
- (c) That a detailed stormwater management plan be prepared by a qualified Professional Engineer and approved to the satisfaction of the City and the CRCA, and that appropriate text to implement its findings be included in the Subdivision Agreement.

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- (d) That a tree preservation plan be prepared to the satisfaction of the City and the CRCA identifying trees protected under a restrictive covenant registered on title with the respective properties. In addition, the existing trees on lots backing onto the woodlands (Lots 25-36, inclusive and Lots 148-162, inclusive) be retained regardless of diameter except those necessary to remove for construction of homes and related infrastructure.
- (e) That the Subdivision Agreement contain text to the satisfaction of the City and the CRCA that will require the Owner to obtain a permit from the CRCA under Ontario Regulation 148/06: Development, Interference with wetlands & alterations to shores and watercourses for any development and site alteration including rough grading and the proposed stormwater management pond within 120m of the Lower Collins Creek PSW.
- (f) That the Subdivision Agreement include text to the satisfaction of the City and the CRCA to advise the Owner of the requirement to obtain a permit under Ontario Regulation 148/06: Development, Interference with Wetlands and Alterations to Shorelines and Watercourses from the CRCA, prior to the placement or re-grading of fill on Blocks 197, 201, 202, 204 and Lots 148-162, inclusive and to advise the purchasers of Lots 148-162, inclusive (based on Draft Plan of Subdivision dated April 05, 2011) that a permit from the Conservation Authority may be required prior to issuance of a building permit by the City.

22. Warning Clauses:

That the Owner shall cause the following warning clauses to be included in a schedule to all offers of purchase and sale, or lease for all lots / blocks within this Plan

- (a) within the entire subdivision plan:
 - “Purchasers and/or tenants are advised that despite the inclusion of noise control features within both the development area and the individual building units, noise levels, including from construction activities, may be of concern and occasionally interfere with some activities of the dwelling occupants.”
 - “Purchasers and/or tenants are advised that traffic calming measures may have been incorporated into the road allowances.”
 - “Purchasers and/or tenants are advised that the planting of trees on Municipality boulevards in front of residential units is a requirement of the Municipality and a conceptual location Plan is included in the Subdivision Agreement. While every attempt will be made to plant trees as shown, the Municipality reserves the right to relocate or delete any boulevard tree without further notice.”

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- “Purchasers and/or tenants are advised that Living Fences have been included in the rear yards of lots throughout the subdivision. These features are located on the mutual property line and are required to be maintained by the property owner.”
 - “Purchasers and/or tenants are advised that mail delivery will be from a designated community mailbox, the location of which will be identified by the Owner prior to any home closings.”
 - “Purchasers and/or tenants are advised that any roads ending in a dead end or temporary turning circle may be extended in the future to facilitate development of adjacent lands, without further notice.”
- (b) abutting any open space, woodlot or storm water facility:
- “Purchasers and/or tenants are advised that the adjacent open space, woodlot or storm water management facility may be left in a naturally vegetated condition and receive minimal maintenance.”
- (c) Cul-de Sacs & Bulbed Corners:
- “Purchasers of lots on cul-de-sacs and bulbed corners within this Subdivision are advised that the design of cul-de-sacs and bulbed corners presents challenges to the City’s snow clearing / removal operations. The City will make every effort to keep the street clear of snow and to plow to the curb line. However, some property owners may experience higher volumes of snow at the end of their driveways or may have to remove snow from a portion of the roadway where it is not possible for the snow plow to reach the curb. Purchasers are further advised that it may be necessary for the City to pile snow in the middle of the cul-de-sac during / after significant storm events. The City will only remove the snow piled in the middle of the cul-de-sac when ongoing snow clearing operations or normal vehicular access may be compromised.”
- (d) for Lots 148-162, inclusive and Blocks 197 and 204:
- “Purchasers and/or tenants are advised that the portions of the properties that include natural open space shall be used for no other purpose than conservation lands and that the construction of a building, structure or fence and the planting of non-indigenous species is prohibited in the Zoning By-Law.”

23. Model Homes:

That where the Owner proposes to proceed with the construction of a model home(s) prior to registration of the Plan, the Owner shall enter into an Agreement with the Municipality, setting out the conditions, and shall fulfill all relevant conditions of that Agreement prior to issuance of a building permit.

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24. Land Owners Information Package (Homeowner's Guide):

- (a) **That Prior to Final Plan Approval**, the Owner shall prepare a Land Owner Information Package, to the satisfaction of the Municipality and the Cataraqui Region Conservation Authority, which shall be distributed to all prospective purchasers and shall be appended to their Agreements of Purchase and Sale or Lease. Text shall be included in the Subdivision Agreement between the Owner and the Municipality, to the satisfaction of the Municipality and the Cataraqui Region Conservation Authority, to require a Notice to Purchasers that the Landowner Information Package has been prepared to help educate the purchaser about sustainable development practices, including the importance and maintenance of a living fence and the important benefits of regular watering of trees after planting.
- (b) That the land owner's information package must contain information regarding the preservation and maintenance of the wooded area on privately owned lands adjacent to Block 202.

25. General Conditions:

- (a) That the Owner shall pay any and all outstanding application fees to the Planning and Development Department, in accordance with the Municipality's Tariff of Fees By-Law.
- (b) That when requesting Final Approval from the Municipality, the Owner shall accompany such request with the required number of originals and copies of the Final Plan, together with a surveyor's certificate stating that the lots/blocks thereon conform to the frontage and area to the requirements of the Zoning By-Law.
- (c) That the Owner agrees to remove any driveways and buildings on site, which are not approved to be maintained as part of the Plan; any modification to off-site driveways required to accommodate this Plan shall be coordinated and completed at the cost of the Owner.
- (d) That the Owner shall agree that all lots or blocks to be left vacant shall be graded, seeded, maintained and signed to prohibit dumping and trespassing prior to assumption of the works by the municipality.
- (e) **That Prior to Final Plan Approval**, the Owner shall pay the proportionate share of the cost of any external municipal services, temporary and/or permanent, built or proposed, that have been designed and oversized by others to accommodate the subject plan.
- (f) That the Owner shall agree to erect fencing in the locations and of the types as shown on the approved subdivision works drawings and as required by the Municipality.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

- (g) The Owner shall agree that no building permits, with the exception of model homes, will be applied for until the Municipality is satisfied that adequate access, municipal water, sanitary and storm services are available.
- (h) That the Owner agrees to establish a living fence along the rear lot lines of all residential lots and blocks that back onto another residential lot and/or block to the satisfaction of the municipality. The Owner shall include a schedule with the submission for final subdivision approval which includes a detailed cross-section and locations of the living fence within the subdivision.
- (i) That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.
- (j) The owner shall bear the expense of all offsite works resulting from the approved public works design where such works are not subsidized under the policies and bylaws of the City of Kingston.
- (k) That the Owner agrees in writing through provisions of the subdivision agreement to satisfy all the requirements, financial and otherwise, of the City of Kingston concerning all provisions for municipal services including fencing, lighting, landscaping, sidewalks, roads, installation of underground services, provisions for drainage and noise mitigation where required.
- (l) That the phasing of the development is to be reflected on the approved subdivision works drawings to the satisfaction of the City of Kingston, taking into account the temporary termination of underground services, interim stormwater management, operations and maintenance, vehicle access and access for emergency services.
- (m) That the subdivision agreement between the City of Kingston and the Owner contain all necessary notices to purchasers resulting from, but not necessarily restricted to, the design and provision of services, including the requirement to provide and maintain private site specific works as necessary.
- (n) The Owner agrees to enter into talks with the Cataraqui West Owners Group for cost sharing of any intersection works associated with the Cataraqui West Development.
- (o) The Owner shall design and construct all entrance features into the subdivision from Princess Street and/or Cataraqui Woods Drive to the satisfaction of the municipality. Said entrance features shall not be located within any existing or proposed right-of-ways to be conveyed to the municipality.
- (p) That the Owner shall install a fence, hedgerow or living fence along the wooded area adjacent to the Open Space Block to discourage encroachment and disturbance in the significant woodland and tree preservation area.
- (q) That prior to final approval the subdivision design drawings shall include all transit stop locations to the satisfaction of Kingston Transit.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

- (r) That the final plan of subdivision drawings shall include 0.3 metre reserves along the rear lot lines and exterior side lot lines abutting Cataraqui Woods Drive.
- (s) That the Owner agrees that prior to obtaining a model home agreement, pre-servicing agreement and/or final subdivision approval the property shall be subject to a zoning by-law amendment to ensure zoning compliance of the proposed plan of subdivision.

26. Clearance Letters:

- (a) **That Prior to Final Plan Approval**, the approval authority shall advise that all Conditions of Draft Plan Approval have been satisfied; the clearance memorandum shall include a brief statement detailing how each Condition has been met.
- (b) **That Prior to Final Plan Approval**, the Municipality is to be advised in writing by the Cataraqui Region Conservation Authority the method by which Conditions 13 and 21 have been satisfied.
- (c) **That Prior to Final Plan Approval**, the Municipality is to be advised in writing by Ontario Hydro the method by which Condition 19 has been satisfied.
- (d) **That Prior to Final Plan Approval**, the Municipality is to be advised in writing by TransNorthern Pipelines the method by which Condition 18 has been satisfied.

27. Lapsing Provisions:

- (a) That pursuant to Section 51(32) of the *Planning Act*, this Draft Plan Approval shall lapse at the expiration of **three (3) years from the date of issuance of Draft Plan Approval** if final approval has not been given, unless an extension is requested by the Owner and, subject to review, granted by the approval authority.
- (b) That pursuant to Section 51(33) of the *Planning Act*, the Owner may submit a request to the approval authority for an extension to this Draft Plan Approval. The extension period shall be for a maximum of two (2) years and must be submitted prior to the lapsing of Draft Plan Approval. Further extensions may be considered at the discretion of the approval authority where there are extenuating circumstances.

NOTES TO DRAFT PLAN APPROVAL:

- 1 It is the Applicant's responsibility to fulfill the foregoing Conditions of Draft Plan Approval and to ensure that the required clearance letters are forwarded by the appropriate agencies to the Planning and Development Department of the City of Kingston.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

- 2 When requesting Final Approval, the Applicant will submit a detailed account of how each Condition of Draft Plan Approval has been satisfied along with the appropriate clearance letter from the Agency, Ministry or body requesting the condition.
- 3 Prior to Final Plan Approval, the Applicant shall submit to the Municipality of Kingston for review four (4) draft copies of all Reference Plans and Surveys and three (3) draft copies of the Final M- Plan.
- 4 When requesting final approval, such a request must be directed to the Planning and Development Department and be accompanied with:
 - Four (4) mylars and four (6) paper prints of the completed Final M-Plan,
 - four (4) copies of all Reference Plans and (4) copies of all Conveyance Documents for all easements and lands being conveyed to the Municipality; and,
 - a Surveyor's Certificate to the effect that the lots and blocks on the Plan conform to the Zoning By-Law.
- 5 All measurements in subdivision final plans must be presented in metric units.
- 6 Hydro One advises that an electrical distribution line operating at below 50,000 volts might be located within the area affected by this development or abutting this development. Section 186 – Proximity – of the Regulations for Construction Projects in the *Occupational Health and Safety Act*, requires that no object be brought closer than 3 metres (10 feet) to the energized conductor. It is the proponent's responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the Act. They should also be aware that the electrical conductors can raise and lower without warning, depending on the electrical demand placed on the line. Warning signs should be posted on the wood poles supporting the conductors stating "DANGER – Overhead Electrical Wires" in all locations where personnel and construction vehicles might come in close proximity to the conductors.
7. The Final Plan approved by the Municipality must be registered within thirty (30) days or the Municipality may, under Subsection 51(59) of the *Planning Act*, withdraw its approval.

3. **Application for Zoning By-Law Amendment for the Property Located at 333 Kingscourt Avenue**

THAT the application for Zoning By-Law Amendment (Our File No. D14-204-2011) for the property located at 333 Kingscourt Avenue), **BE APPROVED**.

AND THAT the City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

1. That Zoning Schedule "A", Map 14 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol to 'A5.399' of the lands shown as "Subject Lands Rezoned from A5 to A5.399" on Schedule "A" attached hereto and forming part of amending By-Law No. 2011-95.
2. That the By-Law be amended by the addition of the following section to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS:

"399. 333 Kingscourt Avenue

Notwithstanding any provisions of Section 5 or Section 11 hereof to the contrary, on the lands zoned 'A5.399' on Schedule "A" attached hereto, the following provisions shall apply:

a) **PERMITTED USE:**

In addition to the uses permitted in Section 11.2, the property may be used for a Crisis Care Shelter.

b) **MINIMUM SEPARATION:**

Not with standing 5 5.33(ii), a Crisis Care Shelter or Community Home shall be permitted to be located within 250.0 metres from any other Crisis Care Shelter, Recovery Home, Corrections Residence, Detoxification Centre, Residential Care Facility, Community Support House and Community Home.

c) **MINIMUM FRONT YARD: 7.0 metres**

d) **FRONT YARD PARKING:**

Parking facilities may be located in the front yard space. The parking facility may extend from the front of the house to the front lot line and be a maximum width of 6.0 metres.

e) **PROJECTION INTO FRONT YARD:**

A step and covered or uncovered unenclosed porch may project out from the main building wall not closer than 5.0 metres to the front lot line."

AND BE IT FURTHER RESOLVED THAT the amending by-law be presented to City Council for all three readings.

(Note: A copy of the draft by-law was attached as Schedule Pages 108-110)

(See By-Law No. (3), 2011-95)



REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

4. **Comprehensive Zoning By-Law Review Project - “City of Kingston Comprehensive Zoning By-Law Review, Kingston Planning Overview”**

THAT the document entitled “*City of Kingston Comprehensive Zoning Review, Kingston Planning Overview*” dated May 2011 and prepared by the Planning and Development Department be received by City Council for their information as background to the Comprehensive Zoning By-Law Review Project.

(Note: The *City of Kingston Comprehensive Zoning Review, Kingston Planning Overview* was attached to the July 7 Planning Committee agenda and may be viewed on the City website at

<http://www.cityofkingston.ca/cityhall/committees/planning/agendas.asp>)

Mayor Gerretsen withdrew from the meeting and Deputy Mayor Hutchison took the chair.

5. **Application for Zoning By-Law Amendment for the Property Located at 171 Union Street**

THAT the property located at 171 Union Street, **BE SUBJECT TO BY-LAW 2010-217 (Site Plan Control)**.

AND THAT the application for Zoning By-Law Amendment (Our File No. D14-181-2010) for the property located at 171 Union Street), **BE APPROVED**.

AND THAT the City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1. That Zoning Schedule “A”, Map 30 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol to ‘A.401’ and ‘A.402’ for the lands shown as “Subject Lands Rezoned from A to A.401 and A.402” on Schedule “A” attached hereto and forming part of amending By-Law No. 2011-96.
2. That the By-Law be amended by the addition of the following section to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS:

“401. **171A Union Street**

Notwithstanding any provisions of Section 5 or Section 6 hereof to the contrary, on the lands zoned ‘A.401’ on Schedule “A” attached hereto, the following provisions shall apply to the entire area zoned ‘A.401’:

- a) **PERMITTED USE:**
In addition to the uses permitted in Section 6.2, the property may be used for a multiple family dwelling containing three units
- b) **MAXIMUM NUMBER OF DWELLINGS PER LOT: 1**
- c) **MINIMUM LOT AREA: 712 square metres**
- d) **MAXIMUM NUMBER OF BEDROOMS: 7**
- e) **MINIMUM NUMBER OF ON-SITE PARKING SPACES: 3 parking spaces**

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

- f) **MAXIMUM SIZE OF A PARKING AREA:** up to 50 square metres of the rear yard of the multiple family dwelling containing three units may be used as uncovered parking area
- g) **DEEMED TO COMPLY:**
The multiple family dwelling containing three units existing as of the date of the passing of this By-Law shall be deemed to comply with the maximum building height regulations of this Zoning By-Law. In the event that the existing building on the site is removed, any new development shall be subject to the regulations of Section 6 of this By-Law.

402. **171B Union Street**

Notwithstanding any provisions of Section 5 or Section 6 hereof to the contrary, on the lands zoned 'A.402' on Schedule "A" attached hereto, the following provisions shall apply to the entire area zoned 'A.402':

- a) **PERMITTED USE:** single family dwelling
- b) **MAXIMUM NUMBER OF DWELLINGS PER LOT:** 1
- c) **MAXIMUM NUMBER OF BEDROOMS:** 3
- d) **MINIMUM WIDTH OF DRIVEWAY:** 4.6 metres

AND BE IT FURTHER RESOLVED that the amending by-law be presented to City Council for all three readings.

(Note: A copy of the draft by-law was attached as Schedule Pages 111-113)

(See By-Law No. (4), 2011-96)

CARRIED

Mayor Gerretsen returned to the meeting and resumed the chair. Councillor George withdrew from the meeting.

6. **Application for Zoning By-Law Amendment for the Property Located at 506 Canatara Court**

THAT the application for Zoning By-Law Amendment (Our File No. D14-198-2011) for the property located at 506 Canatara Court, **BE APPROVED**.

AND THAT the Former Township of Kingston Zoning By-Law No. 76-26, as amended, be further amended as follows:

1. That Zoning Map No. 5 of Zoning By-Law No. 76-26, as amended, is hereby further amended by changing the zone symbol of **506 Canatara Court** from 'C2' to '**C2-65**', as shown on Schedule 'A' attached hereto and forming part of By-Law No. 2011-97.

2. That a new Section 19(3)(bm) thereto be added as follows:

“(bm) **C2-65 – 506 Canatara Court**

Notwithstanding the provisions of Section 5 hereof to the contrary, Section 5(1B)(b) shall not apply the lands designated 'C2-65' on Schedule 'A' hereto.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

Notwithstanding the provisions of Section 19 hereof to the contrary, the lands designated 'C2-65' on Schedule 'A' hereto, the following regulations shall apply:

- i. **Additional permitted uses:** apartment dwelling house
- ii. **Minimum lot area:** 1.0 hectares
- iii. **Minimum lot frontage:** 33.5 square metres
- iv. **Minimum front yard setback:** 3.0 metres
- v. **Minimum side yard setback:** ½ the height of the building, or 10.6 metres, whichever is the greater, provided that an interior side yard adjoining an end wall containing no habitable room windows may be reduced to 6 feet where the side lot line does not adjoin an R1 or R2 zone.
- vi. **Minimum rear yard setback:** ½ the height of the building, or 10.6 metres, whichever is the greater, provided that a rear yard adjoining an end wall containing no habitable room windows may be reduced to 6 feet where the rear lot line does not adjoin an R1 or R2 zone.
- vii. **Minimum dwelling unit area:**
 - (a) Dwelling unit containing 1 bedroom – 55.8 square metres
 - (b) Dwelling unit containing 2 bedroom – 65.0 square metres
- viii. **Setback of parking area from interior side lot line:** 1.5 metres
Setback of drive-through service facility from residential use or zone: 0 metres
- ix. **Minimum required landscape open space:** 37%
- x. **Maximum height of building:** 26.8 metres
- xi. **Maximum number of apartment dwelling houses permitted:** 2
- xii. **Privacy yards:** A privacy yard, clear and unobstructed by any parking area or any vehicular driveway, other than a private driveway for a dwelling unit, shall be provided adjoining each habitable room window of every dwelling unit with a minimum depth measured at right angles from such walls it adjoins in accordance with the following:
 - (a) Distance from ground floor living room or habitable room window to parking area or vehicular driveway: 4.6 metres
 - (b) Within the privacy yard, an area unobstructed by any public or joint pedestrian access surface shall be provided extending 3.0 metres from any ground floor habitable room window, this distance being measured radially from any point on the window. A window shall be considered to be located on the ground floor if any portion of the glazing is less than 2.4 metres above the adjacent exterior ground level.
- xiii. **Children's Play Area:** A children's play area shall be provided on each lot containing more than ten dwelling units. The minimum area shall be 4% of the lot, which may be included in the area calculated as required open space on the lot. The location shall be not less than 7.6 metres from a ground floor habitable room window and not less than 15.2 metres from any street line.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

AND THAT the by-law be presented to City Council for all three readings.

(Note: A copy of the draft by-law was attached as Schedule Pages 114-116)

(See By-Law No. (5), 2011-97)

CARRIED

Councillor George returned to the meeting.

7. Application for Zoning By-Law Amendment for the Property Located at 693 - 699 Augusta Drive and 1261 - 1277 Crossfield Avenue

THAT the application for Zoning By-Law Amendment (Our File No. D14-210-2011) for the property located at 693 - 699 Augusta Drive and 1261 - 1277 Crossfield Avenue, **BE APPROVED**.

AND THAT the Cataraqui North Zoning By-Law No. 97-102, as amended, be further amended as follows:

1. That the Zone Map of Zoning By-Law No. 97-102, as amended, is hereby further amended by changing the zone symbol of the subject site from 'MDR*1' to 'MDR*16' as shown on Schedule 'A' attached hereto and forming part of By-Law No. 2011-98.
2. That the following be **added** as Section 7.16 of the By-Law:

"7.16 MDR*16 (CaraCo Development Corporation), Lots 132 and 200 to 211, Registered Plan 13M-58

Notwithstanding any provisions of this By-Law to the contrary, the lands designated 'MDR*16' shall be used and developed in accordance with the following provisions:

- (i) In addition to the uses permitted in the 'MDR' Zone, the permitted uses shall include single detached dwellings on lots accessed by a rear lane only.
- (ii) The minimum lot frontage for a single detached dwelling on a lot accessed by a rear lane shall be 8.5 metres.
- (iii) The minimum front yard depth for a single detached dwelling or a semi-detached dwelling on a lot accessed by a rear lane shall be 4 metres. At least 70% of the front wall of the first storey of the main building shall be located within 2 metres of, or on, the building line. In no case shall the front wall be located in the minimum required front yard.
- (iv) The minimum required lot depth for a single detached dwelling on a lot accessed by a rear lane shall be 30 metres.
- (v) The minimum required interior side yard for a single detached dwelling located on a lot accessed by a rear lane shall be 1.2 metres on one side and 0.6 metres on the other.

REPORTS (CONTINUED)

Report No. 75: Received from the Planning Committee

- (vi) The minimum required rear yard setback shall be 14.5 metres. However, at the transition between the enclosed walkway and the rear of the main dwelling, the dwelling may project a maximum of 2 metres from the rear wall of the main dwelling.
- (vii) The maximum building height for a single detached dwelling located on a lot accessed by a rear lane shall be 11 metres.
- (viii) Detached garages shall be set back from the dwellings a minimum of 7.5 metres.
- (ix) The minimum required number of parking spaces per lot shall be two (2) to be enclosed in a garage. However, for Lot 132 only, the minimum required number of parking spaces per lot shall be one (1) to be enclosed in a garage.
- (x) Enclosed walkways shall be not wider than 2.75 metres with the width being measured from the exterior faces of the exterior walls. However, at the transition between the enclosed walkway and the rear of the main dwelling a width of up to 3.95 metres is permitted for a maximum of 2 metres from the rear wall of the main dwelling.”

AND THAT the amending by-law be presented to City Council for all three readings.
(Note: A copy of the draft by-law was attached as Schedule Pages 117-119)
(See By-Law No. (6), 2011-98)

8. Requirements for Completion of Zoning By-Law Review

THAT the Commissioner of Sustainability and Growth, and/or Planning staff, present to a Planning Committee meeting not later than August 18, 2011, an overview of the necessary milestones and resources required to complete the zoning by-law review;

- and further -

THAT the overview include a selection of timelines, including 100% completion by September 1, 2014, and intermediate stages of varying degrees of 100% completion that can be adopted and implemented as a staged progression of the adoption of the new zoning by-law.

CARRIED
(Clauses 1 through 4, 7 and 8)

* * * * *

Report No. 76: Received from the Kingston Municipal Heritage Committee

Moved by Councillor Glover
Seconded by Councillor Scott

THAT Report No. 76: Received from the Kingston Municipal Heritage Committee be received and adopted.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

Report No. 76

To the Mayor and Members of Council:

The Kingston Municipal Heritage Committee reports and recommends as follows:

July 4, 2011

1. **Commemorative Integrity Statement for Frontenac County Court House National Historic Site of Canada**

WHEREAS the City of Kingston is committed to conserving its cultural heritage resources; and,

WHEREAS the City of Kingston is owner or part owner of three national historic sites; and,

WHEREAS the 2010 Official Plan for the City of Kingston states that the City will prepare Commemorative Integrity Statements for the National Historic Sites it owns;

THEREFORE BE IT RESOLVED THAT the Frontenac County Court House Commemorative Integrity Statement, dated April 2011, be adopted;

- and further -

THAT the Frontenac County Court House Commemorative Integrity Statement be forwarded to Parks Canada for signature and final approval of Parks Canada's Director General.

(Note: A copy of Report No. KMHC-11-009 and appendices can presently be viewed on the City website at: <http://www.cityofkingston.ca/cityhall/committees/lacac/agendas.asp>. The report was distributed with the July KMHC agenda.)

2. **Approval of alterations at 228 James Street, Barriefield Village for reroofing a detached garage with a deep green coloured metal roof**

THAT Council consent to the approval of alterations to the designated property located at 228 James Street, Barriefield Village in accordance with the details described in Application P18-480-055-2011 and the submission dated June 6, 2011, that was deemed complete by the Planning and Development Department on June 17, 2011, said alterations requesting approval for reroofing a detached garage with cedar shakes to a deep green coloured metal roof.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

3. **Approval of alterations at 18 Barrie Street for the demolition of a detached accessory structure (garage)**

THAT Council consent to the approval of alterations to the designated property located at 18 Barrie Street in accordance with the details described in Application P18-056-002-2011 and the submission dated November 19, 2010, and June 13, 2011, that was deemed complete by the Planning and Development Department on June 17, 2011, said alterations requesting approval for the demolition of a detached accessory structure (garage) subject to the following terms and conditions:

- 1) A demolition permit application is required;
- 2) In the event that deeply buried or previously undiscovered archaeological deposits are discovered in the course of development or site alteration, all work must immediately cease and the site must be secured. The Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123) and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted;
- 3) In the event that human remains are encountered, all work must immediately cease and the site must be secured. The Kingston Police (613-549-4660), the Registrar of Cemeteries Regulation Section of the Ontario Ministry of Consumer Business Services (416-326-8494), the Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123), and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.

4. **Approval of alterations at 18 Barrie Street for correcting work previously completed to include the replacement of plywood, reinstatement of missing brackets, and replacement of four columns**

THAT Council consent to the approval of alterations to the designated property located at 18 Barrie Street in accordance with the details described in Application P18-056-056-2011 and the submission dated June 8, 2011, that was deemed complete by the Planning and Development Department on June 17, 2011, said alterations requesting approval for correcting work previously completed (P18-056-138-2010 where bead board soffit and stepped boards (entablature) were replaced by plywood) to include the replacement of the plywood to match the original, reinstatement of brackets missing on the soffits, replacement of wood bases on four columns with precast concrete bases to match the existing profile.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

5. **Approval of alterations at 247 Main Street, Barriefield Village for the installation of a gas meter and vents**

THAT Council consent to the approval of alterations to the designated property located at 247 Main Street, Barriefield Village in accordance with the details described in Application P18-426-060-2011 and the submission dated June 13, 2011, that was deemed complete by the Planning and Development Department on June 17, 2011, said alterations requesting approval for the installation of a gas meter and vents subject to the following terms and conditions:

- 1) The metre location may change, as the contractor performing the installation must ensure that the location meets all applicable codes;
- 2) In the event that deeply buried or previously undiscovered archaeological deposits are discovered in the course of development or site alteration, all work must immediately cease and the site must be secured. The Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123) and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted; and,
- 3) In the event that human remains are encountered, all work must immediately cease and the site must be secured. The Kingston Police (613-549-4660), the Registrar of Cemeteries Regulation Section of the Ontario Ministry of Consumer Business Services (416-326-8494), the Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7123), and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.

6. **Approval of alterations at 89 Barrack Street for repointing**

THAT Council consent to the approval of alterations to the designated property located at 89 Barrack Street in accordance with the details described in Application P18-521-066-2011 and the submission dated June 16, 2011, that was deemed complete by the Planning and Development Department on June 17, 2011, said alterations requesting approval for re-pointing subject to the following terms and conditions:

- 1) Should any of the repair activities i.e. scaffolding, dumpsters etc., require use of the City Right Of Way, an encroachment permit will be required. The encroachment permit can be obtained from Brad Morton of the City's Engineering Department. He can be reached at bmorton@cityofkingston.ca or telephone at 613-546-4291 ext. 3147. The encroachment permit application can be found on the City website at http://cityofkingston.ca/pdf/engineering/app_encroachment.pdf.
- 2) With the understanding that the work will be done in accordance with Heritage masonry guidelines.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

7. Approval of alterations at 223 Main Street, Barriefield Village for roofing, dormer reconstruction/reconfiguration, basement waterproofing and painting

THAT Council consent to the approval of alterations to the designated property located at 223 Main Street, Barriefield Village in accordance with the details described in Application P18-422-057-2011 and the submission dated June 21, 2011, that was deemed complete by the Planning and Development Department on June 23, 2011, said alterations requesting approval for roofing, dormer reconstruction/reconfiguration, basement waterproofing, demolition of attached drive shed and painting subject to the following terms and conditions:

- 1) Construction of the new front dormer in principle with details to follow;
- 2) Painting all existing wood surfaces;
- 3) A building permit application is required for the proposed scope of work;
- 4) The basement waterproofing project/installation of a drainage system is subject to archaeological clearance from the City and the Ministry of Tourism and Culture.

8. Approval of alterations at 225 Main Street, Barriefield Village for roofing, dormer reconstruction/reconfiguration, basement waterproofing, demolition of attached drive shed and painting

THAT Council consent to the approval of alterations to the designated property located at 225 Main Street, Barriefield Village in accordance with the details described in Application P18-477-058-2011 and the submission dated June 21, 2011, that was deemed complete by the Planning and Development Department on June 23, 2011, said alterations requesting approval for roofing, dormer reconstruction/reconfiguration, basement waterproofing, building stabilization and demolition of attached drive shed, and painting subject to the following terms and conditions:

- 1) Construction of the new front dormer in principle with details to follow;
- 2) Removal of the damaged wood structure of the drive shed and securing of the stone wall to prevent further damage;
- 3) Painting all existing wood surfaces;
- 4) A building permit application is required for the proposed scope of work; A demolition application permit is require for the removal of the drive shed;
- 5) The basement waterproofing project/installation of a drainage system as well as the partial drive shed removal are subject to archaeological clearance from the City and the Ministry of Tourism and Culture;
- 6) The drive shed be documented photographically prior to removal. This documentation should be submitted to Heritage Planning staff for filing.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

9. **Approval of alterations at 2 Main Street, Barriefield Village also known as the Barriefield Rock Garden for two wood double-sided 64" x 80" park signs and the installation of a plaque at the intersection of James and Main Streets**

THAT Council consent to the approval of alterations to the designated property located at 2 Main Street, Barriefield Village in accordance with the details described in Application P18-173-045-2011 and the submission dated May 9, 2011, that was deemed complete by the Planning and Development Department on May 20, 2011, said alterations requesting approval for two wood double-sided 64" x 80" park signs painted white with raised black lettering to incorporate the new name of park, and landscaping; and the installation of one plaque (French/English) near the northwest corner of the intersection of James Street and Main Street as described within a revised application of July 4, 2011, said approvals are subject to the following terms and conditions:

- 1) One sign will be located on Highway 2 at Main Street and one will be located at George and James Streets;
- 2) A review and acceptance letter from the Ministry of Tourism and Culture is required for the completed Stage One Archaeological Assessment prior to any subsurface disturbance;
- 3) The project is consistent with the 'City Facilities Signage Guidelines'.

10. **Approval of a Heritage Permit Application and Provisional Approval of a Heritage Grant Application at 194 King Street East for window repairs and replacement of sills, frame and ledge**

THAT Council consent to the approval of alterations to the designated property located at 194 King Street East, in accordance with the details described in Application P18-189-046-2011, and the submission dated May 11, 2011, that was deemed complete by the Planning and Development Department on May 20, 2011, said alterations requesting approval for the replacement, repair and restoration of bathroom window sill, frame and ledge; replacement of sill in the adjacent front room; planing edges, and notching/drilling vent holes in two storm windows in adjacent rooms';

- and further -

THAT Application HG-011-2011 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.

REPORTS (CONTINUED)

Report No. 76: Received from the Kingston Municipal Heritage Committee

11. **Approval of appointments of members to assist in providing Heritage information pertaining to a Cataraqui 3rd Crossing Environmental Assessment, Heritage Impact Assessment for 80 Gore Road**

WHEREAS a Heritage Impact Assessment for 80 Gore Road is being prepared for the Cataraqui 3rd Crossing Environmental Assessment (EA) as part of Stage II of the project to deal with the potential impact of the proposed bridge and its approaches on the municipally designated property at 80 Gore Road (914 Highway 15) also known as the Pittsburgh Library property; and,

WHEREAS designation By-Law No. 2007-166 for 80 Gore Road refers to the Heritage value of the site as a whole; and,

WHEREAS a determination of the Heritage features of the property and their locations has been requested; and,

WHEREAS comments will also be requested regarding the impact of the proposed bridge design on the Heritage features of the site and alternate approaches to mitigate those impacts;

THEREFORE BE IT RESOLVED THAT Kingston Municipal Heritage Committee members Ms. Christine Sypnowich and Mr. Robert Cardwell be appointed to November 30, 2012, to assist in providing Heritage information as required pertaining to a Heritage Impact Assessment for 80 Gore Road for the Cataraqui 3rd Crossing Environmental Assessment also known as the Pittsburgh Library property.

12. **Approval of appointments of members to meet with representatives of the Historic Sites and Monuments Board of Canada (HSMBC) and Parks Canada on July 21, 2011 regarding 810 Montreal Street (also known as The Outer Station and the Old Railway Station)**

WHEREAS a notice of objection to proposed work to buildings at the CN railway station at 810 Montreal Street was filed under article 7(1) of the HRSPA; and,

WHEREAS representatives have been requested to attend a meeting with representatives of the Historic Sites and Monuments Board of Canada (HSMBC) and Parks Canada on July 21, 2011;

THEREFORE BE IT RESOLVED THAT Kingston Municipal Heritage Committee members Mr. Peter Gower and Mr. John Duerkop be appointed to meet with representatives of the Historic Sites and Monuments Board of Canada (HSMBC) and Parks Canada on July 21, 2011, to discuss a filed opposition regarding 810 Montreal Street, (also known as The Outer Station and the Old Railway Station).

CARRIED

* * * * *

REPORTS (CONTINUED)

Report No. 77: Received from the Arts, Recreation and Community Policies Committee

Moved by Councillor Hutchison

Seconded by Councillor Schell

THAT Report No. 77: Received from the Arts, Recreation and Community Policies Committee be received and adopted.

Council consented to the separation of Clause 1.

Report No. 77

To the Mayor and Members of Council:

The Arts, Recreation and Community Policies Committee reports and recommends as follows:

June 23, 2011

1. Approval of Municipal Housing Strategy

THAT the Municipal Housing Strategy final report, encompassing 3 phases of work, collectively called "*Municipal Housing Strategy for the City of Kingston and County of Frontenac*" prepared by "*S.H.S. Consulting*" in association with "*re/fact Consulting*" be endorsed.

DEFERRED

(See Motions To Defer Which Were CARRIED)

(See Motion To Amend Which Was DEFERRED)

Note: Clause 1 of Report No. 77: Received from the Arts, Recreation and Community Policies Committee was subsequently reconsidered during the Other Business section of the agenda. See Page No. 404 for final disposition.

Moved by Councillor Hutchison

Seconded by Councillor Osanic

WHEREAS in 2007 a Motion was passed to earmark \$5 million for affordable housing to match the Provincial DOORS funding; and,

WHEREAS a Council Motion was passed on February 15, 2011, (City Council Meeting No. 2011-06) to defer the budgeting of \$5M for affordable housing until after Council's Strategic Planning Session; and,

WHEREAS Council has now completed its Strategic Planning Session and identified affordable housing as one of its key priorities; and,

WHEREAS many submissions have been provided to the City on the draft Municipal Housing Strategy calling for immediate action on providing more affordable housing;

REPORTS (CONTINUED)

Report No. 77: Received from the Arts, Recreation and Community Policies Committee

THEREFORE BE IT RESOLVED THAT Clause 1 of Report No. 77: Received from the Arts, Recreation and Community Policies Committee be amended to revise Recommendation #20 of the Municipal Housing Strategy to read as follows:

Recommendations	Implementation	Timeframe
<p>20. That the City establish a Housing Fund as the principal tool for accumulating and disbursing funding for affordable housing and that the City provide \$5 million as an initial investment to seed the fund, and create a plan to provide ongoing investment in the fund.</p>	<ul style="list-style-type: none"> • Explore options for providing ongoing investment to the Housing Fund which will operate as a revolving fund. • Funding of housing development initiatives from the fund should commence immediately in the fall 2011 and address the needs of those along the housing continuum, especially those households with low or moderate incomes and who are most vulnerable. • Target funding initiatives that support innovative approaches, leverage available resources and generate the maximum benefit for investment. • Define input, output and replenishment parameters. • Consider consolidating existing City housing reserve funds into this new Housing Fund. • Seed the Fund with an initial allocation of \$5 million. • Investment in the Housing Fund be distributed to support capital, rent supplement/housing allowance and home ownership programs. • Provide inflows to the Fund through options adopted via Rec. #19. 	<p>Short term (1st to 2nd year)</p>

DEFERRED

(See Motion To Defer Which Was CARRIED)

REPORTS (CONTINUED)

Report No. 77: Received from the Arts, Recreation and Community Policies Committee

Moved by Councillor Downes

Seconded by Councillor Reitzel

THAT Clause 1 of Report No. 77: Received from the Arts, Recreation and Community Policies Committee and Councillors Hutchison and Osanic's Motion to Amend be deferred until the first Council meeting in September in order to allow Council sufficient time to review the proposed amendment.

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

Moved by Councillor Hector

Seconded by Councillor Scott

THAT the Motion of Councillors Downes and Reitzel be amended whereby Clause 1 of Report No. 77: Received from the Arts, Recreation and Community Policies Committee be deferred until the first Council meeting in September.

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

Moved by Councillor Glover

Seconded by Councillor Schell

THAT the Motion of Councillors Hector and Scott be amended by deleting the words "until a staff report is written" and inserting "until the first Council meeting in September".

CARRIED

2. Appointments to the Arts Advisory Committee – Public Art Policy Working Group

THAT Ms. Katherine Porter, Ms. Jocelyn Purdie, and Mr. Matt Rogalsky, be appointed to the Arts Advisory Committee - Public Art Policy Working Group.

CARRIED

Report No. 78: Received from the Environment, Infrastructure and Transportation Policies Committee

Moved by Councillor Neill

Seconded by Councillor Hutchison

THAT Report No. 78: Received from the Environment, Infrastructure and Transportation Policies Committee be received and adopted.

Report No. 78

REPORTS (CONTINUED)

Report No. 78: Received from the Environment, Infrastructure and Transportation Policies Committee

To the Mayor and Members of Council:

The Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows:

June 14, 2011

1. Review of the Possibility of Implementing a Ban on Train Whistling

THAT staff be directed to ask CN and Transport Canada to outline conditions upon which they would support the elimination of whistles between 11 p.m. and 6 a.m. at three consecutive locations at Coronation Blvd., Collins Bay and Frontenac High School, and report back to the Environment, Infrastructure and Transportation Policies Committee in September 2011.

(Note: The Recommendation Report of the Commissioner of Transportation, Properties and Emergency Services (EITP-11-010) was attached to the March 09, 2011 EITP agenda as Schedule pages 28-45; Information Report (EITP-11-013) was attached to the May 11, 2011 EITP agenda as Schedule Pages 6-31; Recommendation Report (EITP-11-020) was attached to the June EITP agenda as Schedule Pages 10-25.)

CARRIED

Report No. 79: Received from the Nominations Advisory Committee

Moved by Councillor George
Seconded by Councillor Reitzel

THAT Report No. 79: Received from the Nominations Advisory Committee be received and adopted.

Report No. 79

To the Mayor and Members of Council:

The Nominations Advisory Committee reports and recommends as follows:

July 4, 2011

1. Appointments to the Founding Board of Directors Sustainable Kingston Plan (First Directors)

THAT the following appointments be made to the Founding Board of Directors Sustainable Kingston Plan (First Directors):

REPORTS (CONTINUED)

Report No. 79: Received from the Nominations Advisory Committee

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Founding Board of Directors Sustainable Kingston Plan (First Directors)	Length of Term
Katherine Barry Cotton	December 30, 2011
Kathy Horton	December 30, 2011
Gordon Marantz	December 30, 2011
Jatinder Parhar	December 30, 2011

CARRIED

Report No. 80: Received from the Municipal Accessibility Advisory Committee

Moved by Councillor Reitzel
Seconded by Councillor Osanic

THAT Report No. 80: Received from the Municipal Accessibility Advisory Committee be received and adopted.

Report No. 80

To the Mayor and Members of Council:
The Municipal Accessibility Advisory Committee reports and recommends as follows:

July 7, 2011

1. Appointment of One and Two Year Terms

THAT Mr. Malcolm Bauder and Ms. Kym Watson be appointed to the Municipal Accessibility Advisory Committee for a two year term to expire November 30, 2012.

CARRIED

INFORMATION REPORTS

Council consented to the addition of the report summary for Information Report (5).

(1) **Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of May 2011**

The purpose of this report is to advise Council of tenders/RFPs approved and contracts awarded greater than \$50,000 that meet the established criteria of delegated authority for the month of May 2011 and to report additional information on contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of May 2011.

(The Report of the City Treasurer (11-175) was attached as Schedule Pages 120-127)
(File No. CSU-F18-000-2011)

(2) **Regional Material Recovery Facility Study**

The purpose of this report is to provide information regarding the consideration of the City of Kingston becoming a Regional Material Recovery Facility (MRF) in Eastern Ontario.

(The Report of the President and CEO of Utilities Kingston (11-186) was attached as Schedule Pages 128-132)
(File No. CSU-E07-001-2011)

(3) **City of Kingston Franchise Proposal – National Basketball League of Canada**

This report is presented to provide additional information regarding the National Basketball League of Canada's (NBLC) interest in bringing a basketball team to the City's K-Rock Centre for the upcoming fall 2011 basketball season.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (11-189) was attached as Schedule Pages 133-136)
(File No. CSU-R06-000-2011)

(4) **Priority Status Matrix – Second Quarter Update 2011**

This report is a listing of projects and initiatives assigned to staff by the current and previous Council through standing committees and Council resolutions as at June 30, 2011.

(The Report of the Chief Administrative Officer (11-206) was attached as Schedule Pages 137-146)
(File No. CSU-C08-000-2011)

INFORMATION REPORTS (CONTINUED)

(5) **2010 Annual Report**

The annual report summarizes City services over the past year and highlights many corporate accomplishments under the four pillars of sustainability. Since amalgamation, this is the first official annual report; staff is implementing this practice on an annual basis from 2010 forward.

(The Report of the Chief Administrative Officer (11-207) was attached to the adds.)
(File No. CSU-C08-000-2011)

MISCELLANEOUS BUSINESS

Council consented to the amendment of Item (1) to reflect the trade of time slots by Councillors Hector and Glover and the addition of Items (5) and (6).

- (1) Moved by Councillor Hector
Seconded by Councillor Berg

At the Council meeting held on June 21, 2011, a draw of names of those Councillors willing to serve as Deputy Mayor for two-month increments was carried out by the Clerk with the following results:

- ❖ September and October 2011 – Councillor George
- ❖ November and December 2011 – Councillor Hector
- ❖ January and February 2012 – Councillor Neill
- ❖ March and April 2012 – Councillor Schell
- ❖ May and June 2012 – Councillor Glover
- ❖ July and August 2012 – Councillor Reitzel

As per the resolution approved, Council members had an opportunity to “trade” time slots and report back so that the times could be confirmed by Council at this meeting. Please note that Councillors Hector and Glover have agreed to trade time slots and that is so noted.

CARRIED

- (2) Moved by Councillor Neill
Seconded by Councillor Hector

THAT Councillor Schell be appointed to the Seniors Advisory Committee.

CARRIED

- (3) Moved by Councillor Neill
Seconded by Councillor Glover

THAT, as requested by Kingston Community Health Centre/Street Health Centre, Council proclaim July 28, 2011, as “Hepatitis Awareness Day” in the City of Kingston.
(See Communication No. 16-285)

CARRIED

MISCELLANEOUS BUSINESS (CONTINUED)

Councillor Downes withdrew from the meeting.

- (4) Moved by Councillor Berg
Seconded by Councillor Hector

THAT Councillor Hutchison be appointed to serve on the Limestone District School Board's Program and Accommodation Review Committee (PARC).

(See Communication No. 15-283)

CARRIED

Councillor Downes returned to the meeting.

- (5) Moved by Councillor Berg
Seconded by Councillor Glover

THAT Councillor Hector be appointed to the Founding Board of Directors Sustainable Kingston Plan (First Directors).

CARRIED

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

THAT, at the request of HMCS ONTARIO, Council proclaim July 24, 2011, as "Freedom of the City of Kingston".

(See Communication 16-299)

CARRIED

Moved by Councillor Berg
Seconded by Councillor Neill

THAT Council waive the rules of By-Law No. 2010-1, "Council Procedural By-Law", in order to extend the meeting to complete the agenda.

CARRIED

(A 2/3 Vote Of Council Was Received)

NEW MOTIONS

- (1) Moved by Councillor Berg
Seconded by Councillor Reitzel

THAT Kingston City Council support in principle the spirit and mission of the Sir John A. Macdonald 2015 Bicentennial Commission;

- and further -

THAT City Council encourage the citizens of Kingston to engage and participate in this historic celebration that will have national significance.

CARRIED

NEW MOTIONS (CONTINUED)

- (2) Moved by Councillor Schell

Seconded by Councillor Berg

WHEREAS a group of current and former Kingstonians created a new festival for Kingston called the Sir John Eh! Festival and presented it for the first time in 2010 in City owned Boucher Park; and,

WHEREAS it rained many evenings during their time in this outdoor venue and they were not as successful as they hoped; and,

WHEREAS they have returned this year with the festival now located in St. Andrew's Church on Princess Street and have expanded the festival to include the Royal Taproom, the Agnes Etherington Art Centre, a short film festival with the theme Sir John Eh!, Bellevue House and the Barefoot Players – thus providing citizens and tourists alike some terrific avenues to learn about and explore the haunts of Sir John A. Macdonald;

THEREFORE BE IT RESOLVED THAT the City of Kingston waive last year's fee to rent Boucher Park in the amount of \$1,779.93 and wish the Sir John Eh! Festival much success this year.

CARRIED

- (3) Moved by Councillor Hutchison
Seconded by Councillor Osanic

WHEREAS the City of Kingston is implementing its new Official Plan and will be proceeding with its Zoning By-Law Review to be consistent with the growth targets; and,

WHEREAS the City aspires to be the "Most Sustainable City in Canada"; and,

WHEREAS the provincial government through the *Places to Grow Act* has set planning standards for large areas of the Province and whereby it can be expected that the *Act* will be applied to the region in eastern Ontario including the City of Kingston in the future;

THEREFORE BE IT RESOLVED THAT staff request an update from provincial representatives to Council on the planning and zoning implications of the provincial government's *Places to Grow Act* for the City of Kingston in order that Council and the public will be better able to proceed with the Zoning By-Law Review within the context of the province's present and future planning intentions.

CARRIED

- (4) Moved by Councillor Neill
Seconded by Councillor Hutchison

THAT, in accordance with By-Law No. 2010-1, "Council Procedural By-Law", Council reconsider Clause (4) of Report No. 74: Received from the Chief Administrative Officer (Recommend) as shown below:

NEW MOTIONS (CONTINUED)

"THAT a by-law be presented to amend By-Law No. 2005-10, as amended, being "A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston", in order to establish fees and charges for 2011;

- and further -

THAT the aforementioned by-law be given three readings in order to allow for fees and charges to be adjusted on January 1st in accordance with policy and consistent practice;

- and further -

THAT Council approve the proposed amendments to the Outdoor Aquatic Centre fees as shown in Table 2 of this report (11-202), as amended, as outlined below:

Table 2 – Proposed Amended Fees – Outdoor Aquatics Centre			
Admission Rates	Seasons Pass June 25 – Sept. 5 th Post-Season Sept. 6 th - 18th	Drop In Day Pass Daily 11:30 am – 8:00 pm	Drop In Evening Pass 5:00 pm – 8:00 pm
Family	\$252	\$3.00 per person	\$3.00 per person
Adult Ages 18 – 64 years	\$168	\$7.00	\$5.00
Adult 12 Visit Pass		\$77	N/A
Senior Ages 65+ years	\$126	\$5.00	\$3.00
Senior 12 Visit Pass		\$55	N/A
Student Ages 13 – 17 years	\$126	\$5.00	\$3.00
Student 12 Visit Pass		\$55	N/A
Child Ages 3 – 12 years	\$84	\$3.00	\$2.00
Child 12 Visit Pass		\$33	N/A
Infant / Toddler Age 2 and Younger	Free / No Charge	Free / No Charge	Free / No Charge

- and further -

THAT Council direct staff to refund all current family season pass holders based on the approved fee;

- and further -

THAT By-Law No. 2005-10, “A By-Law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston”, as amended, be further amended as outlined in this report, with the amending by-law receiving all 3 readings;

- and further -

NEW MOTIONS (CONTINUED)

WHEREAS this is the first operational year for the new Outdoor Aquatic Centre;

THEREFORE BE IT RESOLVED THAT staff present a comprehensive review of operations, including fees, with recommendations brought to Council prior to the 2012 budget deliberations.

CARRIED (7:6)
(See Recorded Vote No. 1)

THAT a by-law be presented to amend By-Law No. 2005-10, as amended, being “A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston”, in order to establish fees and charges for 2011;

- and further -

THAT the aforementioned by-law be given three readings in order to allow for fees and charges to be adjusted on January 1st in accordance with policy and consistent practice;

- and further -

THAT Council approve the proposed amendments to the Outdoor Aquatic Centre fees as shown in Table 2 of this report (11-202), as amended, as outlined below:

Table 2 – Proposed Amended Fees – Outdoor Aquatics Centre			
Admission Rates	Seasons Pass June 25 – Sept. 5 th Post-Season Sept. 6 th - 18th	Drop In Day Pass Daily 11:30 am – 8:00 pm	Drop In Evening Pass 5:00 pm – 8:00 pm
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Student Ages 13 – 17 years	\$126	\$5.00	\$3.00
Student 12 Visit Pass		\$55	N/A
Child Ages 3 – 12 years	\$84	\$3.00	\$2.00
Child 12 Visit Pass		\$33	N/A
Infant / Toddler Age 2 and Younger	Free / No Charge	Free / No Charge	Free / No Charge

- and further -

NEW MOTIONS (CONTINUED)

THAT Council direct staff to refund all current family season pass holders based on the approved fee;

- and further -

THAT By-Law No. 2005-10, "A By-Law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston", as amended, be further amended as outlined in this report, with the amending by-law receiving all 3 readings;

- and further -

WHEREAS this is the first operational year for the new Outdoor Aquatic Centre;

THEREFORE BE IT RESOLVED THAT staff present a comprehensive review of operations, including fees, with recommendations brought to Council prior to the 2012 budget deliberations;

- and further -

WHEREAS there has been considerable public concern about the current fees for the aqua fit program; and,

WHEREAS there is a need for further public input into the recreation fee schedule;

THEREFORE BE IT RESOLVED THAT Council direct staff to investigate the fees for the aqua fit program, and that a report with recommendations be brought to the August 25, 2011, Arts, Recreation and Community Policies Committee meeting for consideration.

CARRIED AS AMENDED

(See Motion To Amend Which Was CARRIED)

Moved by Councillor Neill

Seconded by Councillor Hutchison

THAT the motion of Councillors Neill and Hutchison, which was printed in the agenda as New Motion (4), be amended to read as follows and added to the main motion:

*"**WHEREAS** there has been considerable public concern about the current Parks and Recreation fee schedule specifically concerning for the fees for use the aqua fit program; and,*

***WHEREAS** there is a need for further public input into the recreation fee schedule;*

***THEREFORE BE IT RESOLVED THAT** Council direct staff to investigate the fees for the aqua fit program, and that a report with recommendations be brought to the August 25, 2011, Arts, Recreation and Community Policies Committee meeting for consideration."*

CARRIED (11:2)

(See Recorded Vote No. 2)

NEW MOTIONS (CONTINUED)

1. A Recorded Vote was requested by Councillor Neill

YEAS: Councillor Downes, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Reitzel, Councillor Schell (7)

NAYS: Councillor Berg, Councillor George, Mayor Gerretsen, Councillor Hector, Councillor Paterson, Councillor Scott (6)

2. A Recorded Vote was requested by Councillor Neill

YEAS: Councillor Downes, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Reitzel, Councillor Schell, Councillor Scott (11)

NAYS: Councillor Berg, Councillor Paterson (2)

NOTICES OF MOTION

MINUTES

Moved by Councillor Berg
Seconded by Councillor Downes

THAT the Minutes of City Council Meeting No. 2011-15, held Tuesday, June 21, 2011 be confirmed.

CARRIED

TABLING OF DOCUMENTS

- 2011-49 Cataraqui Source Protection Authority
 Agenda – June 22, 2011
 (File No. CSU-D03-000-2011)

- 2011-50 Cataraqui Region Conservation Authority
 Agenda – Full Authority Meeting – June 29, 2011
 (File No. CSU-D03-000-2011)

- 2011-51 Cataraqui Region Conservation Authority
 Minutes – Full Authority Meeting – May 25, 2011
 (File No. CSU-D03-000-2011)

- 2011-52 Kingston Frontenac Public Library Board
 Minutes – Regular Meeting #2011-05 – May 18, 2011
 (File No. CSU-R02-000-2011)

COMMUNICATIONS

Council consented to the addition of Communication 16-299.

Filed

- 16-286 From the Association of Municipalities of Ontario (AMO), providing details of the program to be offered at its annual conference, which will be held in London from August 21 to 24, 2011.
(File No. CSU-A01-004-2011)
- 16-287 From “The Works Burger Bistro”, an application for a liquor licence from the Alcohol and Gaming Commission of Ontario for an establishment located at 298 Princess Street.
(File No. CSU-P09-000-2011)
- 16-288 From “Harper’s”, an application for a liquor licence from the Alcohol and Gaming Commission of Ontario for an establishment located at 93 Princess Street.
(File No. CSU-P09-000-2011)
- 16-289 From the Committee of Adjustment, a Notice of Decision for the following applications:
- CONSENT – In respect of an application for consent to sever the property at 4065 Howes Road, the Committee decided that the application **SHOULD HAVE NO DECISION – TIED VOTE**. The final date for appeal is July 19, 2011.
- MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 76-26 for the property at 3547 Princess Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.
- MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 3 Terry Fox Drive, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.
- CONSENT – In respect of an application for consent to sever the property at 1374 Andersen Drive, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is July 19, 2011.
- MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 560 Earl Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.
- CONSENT – In respect of an application for consent to sever the property at 102 Centre Street, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is July 19, 2011.

COMMUNICATIONS (CONTINUED)

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 32-74 for the property at 4045 Woodburn Road, the Committee decided

that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 131 Chatham Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 32-74 for the property at 1549 Highway 15, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

NON-CONFORMING USE – In respect of an application for permission to change a legal non-conforming use for the property at 12 Cataraqui Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

NON-CONFORMING USE – In respect of an application for permission to change a legal non-conforming use for the property at 14 Cataraqui Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 56 Bath Road, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is July 18, 2011.

(File No. CSU-D19-000-2011)

- 16-290 From the Committee of Adjustment, a Notice of Decision for the following applications:

CONSENT – In respect of an application for consent to sever the property at 73 Sunny Acres Road, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is July 13, 2011.

(File No. CSU-D19-000-2011)

- 16-292 From the Association of Municipalities of Ontario (AMO), reaffirming its support for and providing information regarding full Extended Producer Responsibility (EPR).

(File No. CSU-E07-000-2011)

(Digitally distributed to all Members of Council on June 27, 2011)

- 16-294 From “Milestone’s Restaurant”, an application for a liquor licence from the Alcohol and Gaming Commission of Ontario for an establishment located at 27 Princess Street.

(File No. CSU-P09-000-2011)

COMMUNICATIONS (CONTINUED)

- 16-297 From the Association of Municipalities of Ontario (AMO), advising AMO conference delegates that the deadline to schedule meetings with a Minister or parliamentary assistant is July 18, 2011.
(File No. CSU-A01-004-2011)
(Digitally distributed to all Members of Council on July 12, 2011)

Referred to All Members of Council

- 16-291 From the Township of Carling, advising that it supports the position of the Township of North Stormont and authorizes a donation of \$100 to the Town of Slave Lake to help compensate them in their recent fire and asking all Ontario municipalities to match this donation.
(File No. CSU-P03-000-2011)
- 16-285 From Kingston Community Health Centre/Street Health Centre, asking that Council proclaim July 28, 2011, as "Hepatitis Awareness Day" in the City of Kingston.
(File No. CSU-M10-000-2011)
(See Miscellaneous Business Item No. (3))
(Distributed to all Members of Council on July 8, 2011)
- 16-295 From the Association of Municipalities of Ontario (AMO), providing key topics of concern regarding the upcoming provincial election.
(File No. CSU-A01-004-2011)
- 16-299 From HMCS ONTARIO, asking the Council proclaim July 24, 2011, as "Freedom of the City of Kingston".
(File No. CSU-M10-000-2011)
(See Miscellaneous Business Item No. (6))
(Distributed to all Members of Council on July 19, 2011)

Referred to the President and CEO of Utilities Kingston and the Commissioner of Transportation, Properties and Emergency Services

- 16-293 From Charlie Gray, expressing his concerns regarding the cleaning of City streets and the financial status of the K-Rock Centre.
(File No. CSU-R05-001-2011, CSU-T06-000-2011)

Referred to the City Treasurer

- 16-296 From the Kingston Frontenac Public Library Board, providing a copy of its financial statements for the year ended December 31, 2010.
(File No. CSU-F10-000-2011)

COMMUNICATIONS (CONTINUED)

Referred to the Awards Committee

16-298 From the College of Physicians and Surgeons of Ontario, providing information regarding the Council Award, which honours outstanding Ontario physicians who have demonstrated excellence and come closest to meeting society's vision of an "ideal physician".
(File No. CSU-M11-000-2011)

OTHER BUSINESS

Moved by Councillor Hector
Seconded by Councillor Glover

THAT, in accordance with By-Law No. 2010-1, "Council Procedural By-Law", Council reconsider Clause 1 of Report No. 77: Received from the Arts, Recreation and Community Policies Committee, which reads as follows:

"THAT the Municipal Housing Strategy final report, encompassing 3 phases of work, collectively called "Municipal Housing Strategy for the City of Kingston and County of Frontenac" prepared by "S.H.S. Consulting" in association with "re/fact Consulting" be endorsed.

DEFERRED"

CARRIED

THAT the Municipal Housing Strategy final report, encompassing 3 phases of work, collectively called "Municipal Housing Strategy for the City of Kingston and County of Frontenac" prepared by "S.H.S. Consulting" in association with "re/fact Consulting", with the exception of Recommendation #20, be endorsed.

CARRIED AS AMENDED

(See Motion To Amend Which Was CARRIED)

Moved by Councillor Hector
Seconded by Councillor Berg

THAT the clause above which reads as follows:

"THAT the Municipal Housing Strategy final report, encompassing 3 phases of work, collectively called "Municipal Housing Strategy for the City of Kingston and County of Frontenac" prepared by "S.H.S. Consulting" in association with "re/fact Consulting" be endorsed.

be amended to read as follows:

"THAT the Municipal Housing Strategy final report, encompassing 3 phases of work, collectively called "Municipal Housing Strategy for the City of Kingston and County of Frontenac" prepared by "S.H.S. Consulting" in association with "re/fact Consulting", with the exception of Recommendation #20, be endorsed."

CARRIED

OTHER BUSINESS (CONTINUED)

Mayor Gerretsen advised Council that he had secured six Mayors and 1 member of Council from Ottawa to participate in a delegation with the Minister of Finance with respect to the "Heads and Beds" discussion, should they be awarded delegation status. He added that they have also requested to meet with the Leader of the Opposition, Tim Hudak, to discuss the "Heads and Beds" matter.

* * * * *

BY-LAWS

Council consented to the amendment of By-Laws (1) and (4).

- (A) Moved by Councillor Schell
Seconded by Councillor Osanic

THAT By-Laws (1) through (8) be given their first and second reading.

CARRIED

- (B) Moved by Councillor Glover
Seconded by Councillor Neill

THAT Clause 11.34 of By-Law No. 2010-1 be suspended for the purpose of giving By-Law (1) three readings.

CARRIED

- (C) Moved by Councillor Berg
Seconded by Councillor Paterson

THAT By-Laws (1) through (12) be given their third reading.

CARRIED

- (1) A By-Law To Amend By-Law No. 2005-10, "A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston" (amendments for Outdoor Aquatic Centre)
THREE READINGS PROPOSED NO. 2011-93
(See Clause (3), Report No. 74)

- (2) A By-Law To Amend By-Law No. 97-102, "Cataraqui North Zoning Bylaw" (Modify the Existing MU1*1 Zone, 471 Cataraqui Woods Drive)
THREE READINGS PROPOSED NO. 2011-94
(See Clause 1, Report No. 75)

- (3) A By-Law To Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law Of The Corporation Of The City Of Kingston" (Zone Change from 'A5' to 'A5.399', 333 Kingscourt Avenue)
THREE READINGS PROPOSED NO. 2011-95
(See Clause 3, Report No. 75)

BY-LAWS (CONTINUED)

- (4) A By-Law To Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law Of The Corporation Of The City Of Kingston" (Zone Change from 'A' to 'A.401' and 'A.402', 171 Union Street)
THREE READINGS PROPOSED NO. 2011-96
(See Clause 5, Report No. 75)
- (5) A By-Law To Amend By-Law No. 76-26, "A By-Law To Regulate The Use Of Lands And The Character, Location And Use Of Buildings And Structures In The Township Of Kingston" (Modify General Commercial Zone – 'C2', 506 Canatara Court)
THREE READINGS PROPOSED NO. 2011-97
(See Clause 6, Report No. 75)
- (6) A By-Law To Amend By-Law No. 97-102, "Cataraqui North Zoning By-Law" (Zone Change from Medium Density Residential (MDR*1) to Medium Density Residential (MDR*16), Lots 132 and 200 to 211, Registered Plan 13M-58, 693 - 699 Augusta Drive & 1261 - 1277 Crossfield Avenue)
THREE READINGS PROPOSED NO. 2011-98
(See Clause 7, Report No. 75)
- (7) A By-Law To Provide For The Assumption Of The Public Highways In Briceland Farm Subdivision Phases 1 & 2, Registered Plans 13M-1 and 13M-55, In The City Of Kingston, In Accordance With Section 31(4) Of The Municipal Act, Chapter 25, S.O. 2011; And To Provide For The Acceptance By The City Of Kingston, Of The Associated Public Works Within
THREE READINGS PROPOSED NO. 2011-99
(Delegated Authority)
- (8) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, July 19, 2011
THREE READINGS PROPOSED NO. 2011-100
(City Council Meeting No. 2011-16)
- (9) A By-Law To Declare Surplus To Municipal Need The Property Known As Leroy Grant Park Located At 58 Leroy Grant Drive
THIRD READING PROPOSED NO. 2010-220
(See Clause (e), Report No. 142 (2010))

BY-LAWS (CONTINUED)

- (10) A By-Law To Approve The Renaming Of Greenwood Avenue To Pauline Tom Avenue, As Shown On Registered Plan No. 628 Located West Of Highway No. 15 And South Of Highway No. 401, Former Township Of Pittsburgh, County Of Frontenac
THIRD READING PROPOSED NO. 2011-78
(See Clause (a), Report No. 59)
- (11) A By-Law To Amend By-Law No. 2006-213, "A By-Law To License, Regulate And Govern Certain Businesses"
THIRD READING PROPOSED NO. 2011-87
(See Clause 3, Report No. 70)
- (12) A Bylaw To Amend By-Law No. 2010-205, "A By-Law To Define The Mandate And Meeting Procedures For Committees Established By The Corporation Of The City Of Kingston" (Senior Advisory Committee)
THIRD READING PROPOSED NO. 2011-88
(See New Motion (2) – June 21, 2011)

ADJOURNMENT

Moved by Councillor Glover
Seconded by Councillor Hector

THAT Council do now adjourn.

CARRIED

Council adjourned at 11:04 pm.

(Signed)

John Bolognone
City Clerk

Mark Gerretsen
Mayor