



The Corporation of the Township of Seguin

Draft Minutes of a Regular Meeting of Council

held on Monday, May 6th, 2019 at 3:00 p.m.
in the Township of Seguin Council Chambers

The following Members were present:

- Mayor Ann MacDiarmid
- Councillor Art Coles
- Councillor Ted Collins
- Councillor Terry Fellner
- Councillor Gail Finson
- Councillor Rod Osborne

Regrets were received from:

- Councillor Daryle Moffatt

Approval of Agenda.

After the meeting was called to order Mayor MacDiarmid asked for approval of the agenda. Council approved the agenda with the following additions/changes. Addition to 06. Delegations item a) Don Garrioch, KPMG of the Audit Findings Report. Addition to 07. Staff Reports item f) Report No. DPS-PL-2019-070, Zoning By-law Amendment Application No. R-2018-0016-H and Deeming By-law Application No. D-2018-0011-H (Gardiner) of correspondence from David & Marilyn Gotfrid. Addition to 07. Staff Reports item g) Report No. DPS-BL-2019-003, Noise By-law No. 2002-45 exemptions for Sienna Films Productions XVIII Inc. at 306 Burgess Road of a Memo outlining a revision to the hours requested for exemption. Addition to 10. Council Reports of Councillor Moffatt's - Council Report May 6, 2019. Addition to 14. Closed Session item b) Belvedere Heights Home For the Aged of information from Don Carmichael. Addition to 14. Closed Session item c) Update - Local Planning Appeal Tribunal File Number PL190060, B-2017-0004-H (Curtis), 1 McTaggart Lake of a Confidential Memo from Kim Mullin legal counsel. Addition to 14. Closed Session of item d) Verbal update on Short Term Cottage Rentals.

Disclosure of Pecuniary Interest.

Mayor MacDiarmid requested that any disclosures of pecuniary interest be declared for the record. Councillor Fellner declared that he may have a pecuniary interest related to Council Meeting Agenda item 05. Accounts item b) Accounts "B", payment to Wayne Hall Construction as the Party is his employer. Councillor Fellner vacated his seat during consideration of this matter.

Council travelled to 7 Broad River Road, Seguin Marina to perform a site inspection of the property with the property owner. At 4:02 p.m. following the site inspection Council returned to the Council Chambers.

The following resolutions were considered.

Resolution No. 2019-159

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the Minutes of the Regular and Closed Session Meetings of Council held April 15th, 2019 as circulated.”.

CARRIED

Resolution No. 2019-160

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$3,042,090.72.”.

Direct Deposits EFT:	February 21 st , 2019	\$182,912.22
Pre-Authorized Payments:	February 21 st , 2019	\$6,580.97
Direct Deposits EFT:	February 28 th , 2019	\$24,386.14
Pre-Authorized Payments:	February 28 th , 2019	\$84,396.27
Cheque Run:	February 28 th , 2019	\$118,801.64
Direct Deposits EFT:	March 7 th , 2019	\$55,465.69
Pre-Authorized Payments:	March 7 th , 2019	\$43,027.89
Cheque Run:	March 7 th , 2019	\$322,696.51
Direct Deposits EFT:	March 14 th , 2019	\$166,989.65
Pre-Authorized Payments:	March 14 th , 2019	\$1,997.97
Direct Deposits EFT:	March 21 st , 2019	\$1,937,781.49
Pre-Authorized Payments:	March 21 st , 2019	\$60,722.46
Cheque Run:	March 21 st , 2019	\$36,331.82
	TOTAL	\$3,042,090.72

CARRIED

Councillor Fellner declared a possible pecuniary interest related to the next matter and vacated his seat at this time.

Resolution No. 2019-161

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$5,796.58.”.

Direct Deposits EFT:	April 11 th , 2019	\$5,796.58
	TOTAL	\$5,796.58

CARRIED

Councillor Fellner returned to his seat at this time.

Resolution No. 2019-162

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby receive the Consolidated Financial Statements of The Corporation of the Township of Seguin for the Year Ended December 31st, 2018, and the Audit Findings Report to the Members of Council for the Year Ended December 31st, 2018, as presented at the regular meeting of Council on May 6th, 2019 by the firm KPMG.”.

CARRIED

Resolution No. 2019-163

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT the Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the Agenda for the May 6th, 2019 meeting of Council.

Corporate Services:

- Strategic Plan Progress Update.
- Report No. TR-2019-009, 2019 PSAB Expenditures and Regulation 284/09 of the Municipal Act.
- Report No. TR-2019-010, 2019 Operating and Capital Budgets and By-law No. 2019-046, Being a By-law to adopt the estimates of all sums required during the year and to strike the tax rates for the year 2019.
- Report No. TR-2019-011, Lease with Mike Beasley, 1142 Highway 141, Rosseau.
- Confidential Report No. AD-2019-015, Town of Parry Sound Proposed Boundary Adjustment Northwest Seguin - Ward 2.

Development and Protective Services:

- Report No. DPS-PL-2019-068, Exemption Request to Blasting By-law No. 2008-104, 26 Forest Lane, Winson.
- Report No. DPS-PL-2019-070, Zoning By-law Amendment Application No. R-2018-0016-H and Deeming By-law Application No. D-2018-0011-H (Gardiner).
- Report No. DPS-BL-2019-003, Noise By-law No. 2002-45 exemptions for Sienna Films Productions XVIII Inc. at 306 Burgess Road.
- Report No. DPS-PL-2019-059, Consent Application No. B-2019-0007-H (Wallace).
- Report No. DPS-PPL-2019-064, Consent Application No. B-2019-0013-H and Rezoning Application No. R-2019-0005-H (Irvine).
- Report No. DPS-PPL-2019-065, Consent Application No. B-2019-0012-H (Krizan/Porter).”.

CARRIED

Resolution No. 2019-164

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby adopt Staff Report No. TR-2019-009, 2019 PSAB Expenditures and Regulation 284/09 of the Municipal Act, copy attached as Schedule “A” to this Resolution.”.

CARRIED

Resolution No. 2019-165

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

"**THAT** By-law No. 2019-046, Being a By-law to adopt the estimates of all the sums required during the year and to strike the tax rates for the year 2019, is hereby deemed to have been read a first, second and third time and passed by Council."

CARRIED

Resolution No. 2019-166

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

"**THAT** By-law No. 2019-049, Being a By-law to enter into a Commercial Lease Agreement between Mike Beasley and The Corporation of the Township of Seguin for facilities located on Plan 163, Part Lot 18, Village of Rosseau known as 1142 Highway #141, is hereby deemed to have been read a first, second and third time and passed by Council."

CARRIED

Resolution No. 2019-167

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

"**THAT** Council of The Corporation of the Township of Seguin does hereby grant an exemption for blasting at 26 Forest Lane, Property Roll No. 4903-030-010-00110-0000, (Winson) pursuant to Section 5.1 of By-law No. 2008-104, Being a By-law to prohibit or regulate blasting in areas of the Township of Seguin, subject to the conditions as outlined in Staff Report No. DPS-PL-2019-068 copy attached as Schedule "A" to this resolution."

CARRIED

Resolution No. 2019-168

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

"**THAT** By-law No. 2019-047, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Property Roll Nos. 4903-010-002-17410, 4903-010-002-16800, Rezoning Application No. R-2018-0016-H, Gardiner, 143 and 145A Steeles Road), is hereby deemed to have been read a first, second and third time and passed by Council."

CARRIED

Resolution No. 2019-169

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

"**THAT** By-law No. 2019-048, Being a By-Law to deem Lot 13 on Plan M95 pursuant to Section 50(4) of The Planning Act not to be on a plan of subdivision (Property Roll No. 4903-010-002-16800, Application No. D-2018-0011-H, Gardiner), is hereby deemed to have been read a first, second and third time and passed by Council."

CARRIED

Resolution No. 2019-170

Moved by: Councillor Rod Osborne

Seconded by: Councillor Art Coles

“THAT as per the request from Sienna Films Productions XVIII Inc. and pursuant to Section 5 of By-law No. 2002-045, Council of The Corporation of the Township of Seguin does hereby grant an exemption to Sienna Films Productions XVIII Inc. from By-law No. 2002-045, Being a By-law to prohibit or regulate unusual noises or noises likely to disturb the inhabitants of the Township of Seguin. The said exemption is for filming at 306 Burgess Road for the following dates and times:

- 12:00 p.m. Friday, May 10, 2019 to 2:00 a.m. Saturday, May 11, 2019.
- 1:30 p.m. Wednesday, May 22, 2019 to 3:00 a.m. Thursday, May 23, 2019.
- 4:30 p.m. Thursday, May 23, 2019 from to 6:00 a.m. Friday, May 24, 2019.
- 4:30 p.m. Friday, May 24, 2019 to 6:00 a.m. Saturday, May 25, 2019.
- 8:00 p.m. Saturday, May 25, 2019 to 8:00 a.m. Sunday, May 26, 2019.”.

CARRIED

Council considered correspondence from the Sound Splash Pad Co-Chairs regarding the proposed project. Council received the correspondence as information.

Council considered correspondence from the Township of Carling Council and an invitation to the Grand Opening of Carling Community Centre. The Members of Council are to RSVP directly to the Township of Carling Municipal Office if the Member of Council is attending the Grand Opening.

Council considered correspondence from the District of Parry Sound Victim Crisis Assistance and Referral Service & Family Court Support Program requesting funding for their therapy dog training program. Council directed staff to advise the District of Parry Sound Victim Crisis Assistance and Referral Service & Family Court Support Program of the process to apply to Council for grants/donations.

Council considered correspondence from the Humphrey Central Public School regarding the 2019 Graduation Ceremonies. Council directed staff to RSVP to the Graduation Ceremony organizers that Councillor Osborne will attend the Grade 8 Graduation Ceremonies as the Seguin Council representative.

Resolution No. 2019-171

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Agendas and Minutes and the Correspondence as presented on the Agenda and the Addendum for the May 6th, 2019 Meeting of Council.”.

CARRIED

Resolution No. 2019-172

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT the Council of The Corporation of the Township of Seguin does hereby adjourn the Regular Meeting to hold a Public Meeting for the following matters:

- Consent Application No. B-2019-0007-H (Wallace).
- Consent Application No. B-2019-0013-H and Rezoning Application No. R-2019-0005-H (Irvine).
- Consent Application No. B-2019-0012-H (Krizan/Porter).".

CARRIED

The Mayor advised Council would now hold public meetings for proposed Consent and Zoning By-law Amendment Applications.

The Mayor advised in accordance with the Planning Act, Council would consider all matters placed before it prior to granting a Consent, or passing a Zoning By-law.

The Mayor advised if a person or public body who files an appeal of a decision of the Council of The Corporation of the Township of Seguin in respect of a proposed Consent does not make written submissions to the Council before it provides or refuses to provide a provisional Consent, the Local Planning Appeal Tribunal may dismiss the appeal.

The Mayor advised anyone who wished to receive Notice of the passing of a Zoning By-law Amendment not owning land within 120 metres of the area to which it applies and who had not submitted such a request in writing should provide their full name and address to the Clerk before leaving the meeting.

The Mayor advised if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of The Corporation of the Township of Seguin, the person or public body is not entitled to appeal the decision of Council to the Local Planning Appeal Tribunal and the person or public body may not be added as a party to the hearing of an appeal before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

The Mayor advised the purpose of Consent Application No. B-2019-0007-H (Wallace) is to provide a right-of-way over the granting lands being Parts 1, 7 and 8 on Plan 42R-8518 to provide access to the Benefitting Lands owned by DEAJ Properties Ltd. (6 Shallow Way). The benefitting lands currently have a right-of-way over Part 1 of the subject property, however the actual travelled portion of the road is located on Part 7. This application would correct the legal access and reflect the actual driveway location to the benefitting lands.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property, and by regular mail on April 18th, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to this application.

Kelly Hodder of Planscape, Agent for the Applicant addressed Council to explain the reasons for the application and to answer any questions Council may have of her related to the application.

The Mayor asked if the Township had received any correspondence with respect to this application.

The Clerk advised no correspondence had been received.

The Mayor advised the purpose of Consent Application No. B-2019-0013-H (Irvine) is to sever one new rural lot having an area of 11.33 hectares and frontage of 313 metres on Marlyn Drive and 386 metres on Turtle Lake Road. The associated Zoning By-law Amendment Application No. R-2019-0005-H (Irvine) would place the severed lot within a Rural-Exception Zone to implement a minimum septic setback of 300 metres to the adjacent Seguin River, which flows into Star Lake being a lake trout lake at capacity.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property, and by regular mail on April 16th, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to these applications.

Brenda Irvine, the Applicant addressed Council to explain the reasons for the applications and to answer any questions Council may have of her related to the applications.

The Mayor asked if the Township had received any correspondence with respect to these applications.

The Clerk advised no correspondence had been received.

The Mayor advised the purpose of Consent Application No. B-2019-0012-H (Krizan/Porter) is to provide right-of-way access to the Benefitting Lands Property Roll No. 4903-010-001-00255 over the Granting Lands Property Roll No. 4903-010-001-00270. The purpose of this application is to re-locate the existing legal right-of-way from the centre of the subject property to the outside edge of the subject property in order to allow for optimum driveway location.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property, and by regular mail on April 18th, 2019. Notice was therefore

considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to this application.

Kelly Hodder of Planscape, Agent for the Applicant addressed Council to explain the reasons for the application and to answer any questions Council may have of her related to the application.

The Mayor asked if the Township had received any correspondence with respect to this application.

The Clerk advised no correspondence had been received.

The Mayor advised Council would now close the public meeting and reconvene the regular meeting.

Resolution No. 2019-173

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT the public meeting held for the following matters is hereby closed and the regular meeting is hereby reconvened:

- Consent Application No. B-2019-0007-H (Wallace).
- Consent Application No. B-2019-0013-H and Rezoning Application No. R-2019-0005-H (Irvine).
- Consent Application No. B-2019-0012-H (Krizan/Porter).”.

CARRIED

Resolution No. 2019-174

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0007-H (Wallace), subject to the conditions set out in the Decision.”.

CARRIED

Resolution No. 2019-175

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0013-H (Irvine), subject to the conditions set out in the Decision.”.

CARRIED

Resolution No. 2019-176

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT By-law No. 2019-041, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Property Roll No. 4903-010-004-17000, Application No. R-2019-0005-H, 50 Marlyn Drive, Irvine), is hereby deemed to have been read a first, second and third time and passed by Council.”.

CARRIED

Resolution No. 2019-177

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0012-H (Krizan/Porter), subject to the conditions set out in the Decision.”.

CARRIED

Resolution No. 2019-178

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT the Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting at 5:43 p.m. in order to address matters pertaining to:

- A proposed or pending acquisition or disposition of land by the Municipality or local board.
 - Proposed Boundary Adjustment.
- A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the Municipality or local board.
 - Belvedere Heights Home For the Aged.
- Litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board.
 - Consent Application No. B-2017-0005-H and Rezoning Application No. 2017-0019-H (Curtis) – Local Planning Appeals Tribunal (LPAT).
 - Short Term Cottage Rentals.
- Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.
 - Consent Application No. B-2017-0005-H and Rezoning Application No. 2017-0019-H (Curtis) – Local Planning Appeals Tribunal (LPAT).
 - Short Term Cottage Rentals.”.

CARRIED

Resolution No. 2019-179

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT the Council of The Corporation of the Township of Seguin does hereby rise from closed session and declare the regular meeting reconvened at 6:29 p.m.”.

CARRIED

Resolution No. 2019-180

Moved by: Councillor Rod Osborne

Seconded by: Councillor Art Coles

“THAT as per Confidential Staff Report No. AD-2019-015 Council of The Corporation of the Township of Seguin does hereby authorize Mayor Ann MacDiarmid, Councillor Art Coles, Councillor Terry Fellner and Chief Administrative Officer Chris Madej, to initiate discussions with the Town of Parry Sound respecting a proposed boundary adjustment subject to adherence to Township of Seguin Council Resolution Nos. 2016-328 and 2018-096.”.

CARRIED

Resolution No. 2019-181

Moved by: Councillor Rod Osborne

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby authorize Kim Mullin of the firm Wood Bull LLP to represent The Corporation of the Township of Seguin as legal counsel in the matters of Local Planning Appeal Tribunal File Number PL 190060, Appeal re Consent B-2017-0004-H (Curtis) and Local Planning Appeal Tribunal File Number PL190059, Appeal re Zoning By-law Amendment R-2017-0019-H (Curtis).

AND THAT Council does hereby authorize and direct the Mayor and Clerk to execute any documentation and to take all action necessary to carry out the intent of this Resolution.”.

CARRIED

Resolution No. 2019-182

Moved by: Councillor Rod Osborne

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby authorize and direct legal counsel Kim Mullin to advise the Appellant's legal counsel in the matters of Local Planning Appeal Tribunal File Number PL 190060, Appeal re Consent B-2017-0004-H (Curtis) and Local Planning Appeal Tribunal File Number PL190059, Appeal re Zoning By-law Amendment R-2017-0019-H (Curtis) that the Council of The Corporation of the Township of Seguin does hereby agree to have the consent appeal proceed in advance of the zoning by-law amendment appeal, and to extend the deadlines for each side's Appeal Record and Case Synopsis.”.

CARRIED

Resolution No. 2019-183

Moved by: Councillor Art Coles

Seconded by: Councillor Gail Finnson

“THAT By-law No. 2019-050, Being a By-law to Confirm the Proceedings of Meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council.”.

CARRIED

Resolution No. 2019-184

Moved by: Councillor Gail Finnson

Seconded by: Councillor Art Coles

“THAT Council of The Corporation of the Township of Seguin does hereby adjourn this Regular Meeting of Council at 6:34 p.m. to meet again on Tuesday, May 21st, 2019 or at the call of the Mayor.”.

CARRIED

Donald Garrioch and Kevin Sanderson of KPMG, the Auditors for The Corporation of the Township of Seguin presented the Consolidated Financial Statements for the Year Ended December 31st, 2018 and the Audit Findings Report for the Year Ended December 31st, 2018 to the Members of Council. Mr. Garrioch also presented a Comparative Analysis — Benchmarking of various municipalities to Council. Council thanked Mr. Garrioch and Mr.

Sanderson for the presentations. Council passed Resolution No. 2019-162 to receive the documents.

The Humphrey Junior Curling Team addressed Council to thank Council for the Township of Seguin donation to assist the Team with the costs of their participation in the Provincial Elementary School Championships at the Gananoque Curling Club from April 5th, 2019 to April 8th, 2019. The Team Members provided Council with an update on the results of the Tournament.

*Ann MacDiarmid,
Mayor*

*Craig Jeffery,
Clerk*

DRAFT