



**TOWNSHIP OF WILMOT
COUNCIL MINUTES
July 13, 2009**

**REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
7:00 P.M.**

Members Present: Mayor W. Roth, Councillors E. Fung, P. Roe, T. Broda, L. Armstrong

Staff Present: Chief Administrative Officer G. Whittington, Deputy Clerk D. Mittelholtz, Director of Public Works G. Charbonneau, Director of Development Services H. O'Krafka, Director of Facilities & Recreation Services S. Nancekivell, Director of Finance R. Tse, Fire Chief J. Ritz, Manager of Accounting P. Kelly, Planner/EDO A. Martin

1. **MOTION TO GO INTO CLOSED SESSION (if necessary)**
2. **MOTION TO RECONVENE IN OPEN SESSION (if necessary)**
3. **MOMENT OF SILENCE**
4. **ADDITIONS TO THE AGENDA**
5. **DISCLOSURE OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST ACT**
6. **MINUTES OF PREVIOUS MEETINGS**
 - 6.1 Council Meeting June 29, 2009

Resolution No.2009-145

Moved by: L. Armstrong

Seconded by: P. Roe

That the minutes of the following meeting be adopted as presented:

Council Meeting June 29, 2009

CARRIED.

7. **PRESENTATIONS/DELEGATIONS**
 - 7.1 **Brenda Jamieson, AECOM
Chuck Organ, Ministry of Transportation
Highway 7 & 8 Transportation Corridor Planning and Class EA Study**

Mayor W. Roth introduced Brenda Jamieson from AECOM and Charles Organ from the Ministry of Transportation.

Ms. B. Jamieson provided Council with the presentation attached as Appendix "A."

Mayor W. Roth thanked the presenters and commended them on the open dialogue that has occurred with this project.

Mr. C. Organ added that the website will be updated with this new information in the near future.

8. PUBLIC MEETINGS

8.1.1 Development Charges Study Watson & Associates Andrew Grunda, Associate Director

Mayor W. Roth declared the public meeting open and stated that Council would hear all interested parties who wished to speak. He indicated that if the decision of Council is appealed to the Ontario Municipal Board, the Board has the power to dismiss an appeal if individuals do not speak at the public meeting or make written submissions before the by-law is passed.

Mayor W. Roth stated that persons attending as delegations at this meeting are required to leave their names and addresses which will become part of the public record and advised that this information may be posted on the Township's official website.

The Director of Finance highlighted the report.

Mr. A. Grunda presented to Council an overview of the Development Charges Background Study.

In response to Mayor W. Roth, Mr. Grunda responded that it is reasonable to say that the Development Charges in the surrounding area currently performing similar studies will also have an increase. He added, though, that it has happened where the Development Charges have decreased as a result of a study.

Mayor W. Roth asked if there were questions of a technical nature from Council; there were none.

Mayor W. Roth asked twice if anyone else wished to address Council, and in the absence of any further comments, declared the public meeting to be closed.

Mayor W. Roth asked Council if they had any questions. There were none.

8.1.2 REPORT NO. FIN 2009-23 Development Charges Background Study

Resolution No.2009-146

Moved by: L. Armstrong

Seconded by: P. Roe

The Report FIN 2009-23 be received for information purposes.

CARRIED.

- 8.2 REPORT NO. PB 2009-14
ZCA-04/09
Ralph Wagler / Waterloo Region District School Board
Part of Lot 17, Concession North of Snyder's Road
1138 Snyder's Road West**

Resolution No.2009-147

Moved by: T. Broda

Seconded by: L. Armstrong

That zone change application 04/09 made by Ralph Wagler / Waterloo Region District School Board affecting Part of Lot 17, Concession North of Snyder's Road, to change the zoning of approximately 2.0ha of the subject property from Zone 1 (Agricultural) to Zone 12 (Institutional), be approved.

CARRIED.

Mayor W. Roth declared the public meeting open and stated that Council would hear all interested parties who wished to speak. He indicated that if the decision of Council is appealed to the Ontario Municipal Board, the Board has the power to dismiss an appeal if individuals do not speak at the public meeting or make written submissions before the by-law is passed.

Mayor W. Roth stated that persons attending as delegations at this meeting are required to leave their names and addresses which will become part of the public record and advised that this information may be posted on the Township's official website.

The Planner/EDO highlighted the report.

Mayor W. Roth asked if there were questions of a technical nature from Council; there were none.

Mayor W. Roth asked twice if anyone else wished to address Council, and in the absence of any further comments, declared the public meeting to be closed.

Mayor W. Roth asked Council if they had any questions. There were none.

9. REPORTS

9.1 CAO –no reports

9.2 CLERKS

- 9.2.1 REPORT NO. CL 2009-17
Petition for Municipal Drain Works
Lot 8, Concession 1, Block B
Township of Wilmot, Regional Municipality of Waterloo**

Resolution No.2009-148

Moved by: P. Roe

Seconded by: L. Armstrong

THAT the Township of Wilmot accept the Petition for Municipal Drainage Works received from Sarah Banbury for Lot 8, Concession 1, Block B, Township of Wilmot, Regional Municipality of Waterloo, and authorize the Clerk to proceed accordingly under The Drainage Act.

CARRIED.

**9.2.2 REPORT NO CL 2009-18
Opening of 1' Reserve – Activa Holdings Inc.
Nithview Heights Subdivision, New Hamburg**

Resolution No.2009-149

Moved by: T. Broda

Seconded by: L. Armstrong

That the report prepared by the Clerk dated July 13, 2009, regarding Part of Reserve Block A, Plan 982, designated as Part 2 on Reference Plan 58R-15807 – Activa Holdings Inc. (Nithview Heights, New Hamburg), be endorsed.

CARRIED.

9.3 FINANCE

**9.3.1 REPORT NO. FIN 2009-24
Statement of Operations as of June 30, 2009 (un-audited)**

Resolution No.2009-150

Moved by: P. Roe

Seconded by: L. Armstrong

That the Statement of Operations as of June 30, 2009, as presented by the Manager of Accounting, be received for information purposes.

CARRIED.

The Manager of Accounting highlighted the report.

9.3 PUBLIC WORKS – no reports

9.5 DEVELOPMENT SERVICES

**9.5.1 REPORT NO. PB 2009-13
Region of Waterloo Official Plan**

Resolution No.2009-151

Moved by: P. Roe

Seconded by: L. Armstrong

That Report PB 2009-13 be received for information.

CARRIED.

The Director of Development Services highlighted the report.

Mayor W. Roth commended staff for working with the Region on this project.

The Director of Development Services clarified that the irregular shape of the Countryside Line addressed the Township's request for flexibility in the designation of specific lands between New Hamburg and Baden.

9.5.2 Building Statistics**Resolution No.2009-152**

Moved by: L. Armstrong

Seconded by: E. Fung

That the Building Statistics for the month of June 2009 be received for information purposes.

CARRIED.

The Director of Development Services highlighted the report.

**9.5.3 REPORT NO. PB 2009-15
Amendment to Stonecroft Development Agreement
70 Davenrich Way
Unit 29, Waterloo Vacant Land Condominium 465
Stonecroft, New Hamburg****Resolution No.2009-153**

Moved by: L. Armstrong

Seconded by: T. Broda

That an amendment to Schedule "F" of the Stonecroft Development Agreement (LT0092955) as it applies to Unit 29, WVLC 465, to allow, on a corner lot, a side yard setback to be substituted for a rear yard requirement, be approved subject to the following:

1. that the applicant be responsible for all costs associated with the preparation and registration of the amendment.

CARRIED.

The Planner/EDO highlighted the report.

9.6 FACILITIES AND RECREATION SERVICES – no reports**9.7 FIRE – no reports****9.8 CASTLE KILBRIDE – no reports****10. CORRESPONDENCE****10.1 Regional Municipality of Waterloo – Rapid Transit Environmental Assessment Phase 2, Step 3b – Preferred Rapid Transit System option and Staging Plan****10.2 Regional Municipality of Waterloo – Implementation Guideline for the Review of Development Applications On or Adjacent to Known and Potentially Contaminated Sites and Implementation Guideline for Road Allowance Dedications On and Adjacent to Known and Potentially Contaminated Sites**

- 10.3 Association of Municipalities of Ontario – Recreational Infrastructure Funding Announcements Now Underway
- 10.4 Association of Municipalities of Ontario – WDO Used Tire Plan Comes Into Effect September 1, 2009
- 10.5 Association of Municipalities of Ontario – Municipal, Provincial, Federal and Business Leaders Working Together

Resolution No.2009-154

Moved by: P. Roe

Seconded by: E. Fung

THAT Correspondence items 10.1 to 10.5 be received for information.

CARRIED.

11. **BY-LAWS**

- 11.1 By-law No. 2009-26 to Confirm the Establishing and Laying out of a Public Highway, being Boulee Street, New Hamburg –Nithview Heights Subdivision
- 11.2 By-law No. 2009-27 to Approve Zone Change Application 04/08, 2222 Snyder's Road East, Germet Farming
- 11.3 By-law No. 2009-28 to Approve Zone Change Application 04/09, 1138 Snyder's Road West, Ralph Wagler / Waterloo Region District School Board

Resolution No.2009-155

Moved by: L. Armstrong

Seconded by: E. Fung

That By-law Nos. 2009-26, 2006-27 and 2009-28 be read a first, second and third time and finally passed in Open Council.

CARRIED.

12. **NOTICE OF MOTIONS**

13. **QUESTIONS/NEW BUSINESS/ANNOUNCEMENTS**

- 13.1 Mayor W. Roth advised Council that September 13, 2009 will be the official grand opening of the New Hamburg Grandstand. Council will be notified of the details of the events as they become available.

14. **BUSINESS ARISING FROM CLOSED SESSION**

15. **CONFIRMATORY BY-LAW**

15.1 **By-law No. 2009-29**

Resolution No.2009-156

Moved by: P. Roe

Seconded by: L. Armstrong

THAT By-law No. 2009-29 to Confirm the Proceedings of Council at its Meeting Held on July 13, 2009 be introduced, read a first, second and third time and finally passed in Open Council.

CARRIED.

16. **ADJOURNMENT**

Resolution No.2009-157

Moved by: E. Fung

Seconded by: P. Roe

THAT we do now adjourn to meet again at the call of the Mayor.

CARRIED.

Mayor

Clerk