

# THE CORPORATION OF THE CITY OF BELLEVILLE

## AGENDA

**MAY 9, 2016**

**4:00 P.M.**

**COUNCIL CHAMBER**

It is noted that there will be a City Council In Camera (closed session) Meeting at 3:00 p.m. At 3:00 p.m., City Council will be requested to consider approval of the following resolution. This will take place in a very brief Open session, immediately prior to entering into In Camera session.

“THAT City Council enter into In Camera session to consider the following items, pursuant to Section 239 of the Municipal Act.

- In Camera Report No. DCS-2016-12 regarding personal matters about identifiable individuals (Pursuant to Section 239(2)(b) of the Municipal Act)
- Review of the Special In Camera Minutes of April 12, 2016, April 14, 2016, April 29, 2016 and Regular In Camera Minutes of April 25, 2016.”

### **1. CALL TO ORDER**

#### **1.1. ATTENDANCE**

His Worship Mayor Christopher

Councillor Boyce

Councillor Carr

Councillor Denyes

Councillor Graham

Councillor McCaw

Councillor Miller

Councillor Panciuk

Councillor Thompson

**2. MOMENT OF REFLECTION**

Moment of Reflection

**3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF****4. PUBLIC MEETINGS****5. READING AND CONFIRMATION OF MINUTES**

Minutes of the Special Council Meetings of April 12, 2016, April 14, 2016, April 25, 2016 and April 29, 2016; Special In Camera Meetings of April 12, 2016, April 14, 2016, and April 29, 2016; Regular Council Meeting of April 25, 2016 and Regular In Camera Meeting of April 25, 2016,

**6. DEPUTATIONS**

6.1 BDIA Board Member, Richard Courneyea, will make a deputation to Council

**RESOLUTION**

“THAT the deputation to Council by BDIA Board Member, Richard Courneyea seeking support for initiatives related to Phase 2 be received.”

- 6.2 Matt Coffey, Manager/Planner of Transit Services will make a presentation to Council  
Reports Item 8.a.1 refers

RESOLUTION

“THAT the presentation to Council by Matt Coffey Manager/Planner of Transit Services regarding Belleville Transit Route Restructure be received and referred to Reports Item 8.a.1”

**7. CORRESPONDENCE**

- 7.1 Email from Chris Meagher regarding Zoning By-law Amendment Application B-77-997  
Consent Item 8.b.1 refers **7-1**

RESOLUTION

“THAT the May 1, 2016 email from Chris Meagher regarding Zoning By-law Amendment Application B-77-997 be received and referred to Consent Item 8.b.1.”

- 7.2 Letter from Kinette Club of Belleville regarding a “Toll Road” for “Walk to Make Cystic Fibrosis History” **7-3**

RESOLUTION

“THAT the May 3, 2016 letter from Kinette Club of Belleville be received and Council endorse the concept of a ‘Toll Road’ for ‘Walk to Make Cystic Fibrosis History’ on North Park Street between Craig Street and Donald Street on Sunday, May 29, 2016 from 10:00 a.m. to 12:00 noon in consultation with staff.”

**8. COMMITTEE OF THE WHOLE**

**MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS WITH COUNCILLOR MILLER IN THE CHAIR**

**8. a. REPORTS**

*The agenda shall include under Reports items that warrant individual attention from Council*

**8.a.1 BELLEVILLE TRANSIT ROUTE RESTRUCTURE**

Manager/Planner of Transit Services' Report No. MPTS-2016-02  
Deputations Item 6.2 refers

**8.a-1****RESOLUTION**

“THAT the Manager/Planner of Transit Services' Report No. M/PTS-2016-02 re Belleville Transit Route Restructure be received.”

**8.a.2 PURCHASE OF A NEW 2016 MECHANICAL STREET SWEEPER**

Manager of Transportation & Fleet Services' Report No. MT&FS-2016-21

**8.a-12****RESOLUTION**

“THAT the request for proposal submission from Joe Johnson Equipment Inc. be accepted for supply and delivery of a 2016 Elgin Broom Badger Sweeper in the amount of \$225,655.00 plus \$29,335.15 HST, for a total amount of \$254,990.15 this being the most qualified proposal received, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.”

**8. b. CONSENT ITEMS**

*Council may adopt Consent Items by one motion, but prior to consideration of such motion, Members may request that specific items be removed from consideration under such motion and Council shall consider such items individually.*

“THAT the following Agenda items be approved with the exception of Item(s) \_\_\_\_\_.”

- 8.b.1 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 10245, AS AMENDED – 31-53 WALLBRIDGE CRESCENT, CITY OF BELLEVILLE, COUNTY OF HASTINGS**  
**FILE NUMBER: B-77-997**  
**APPLICANT/OWNER: 6393250 CANADA INC.**  
**AGENT: JAMES O'BRIEN**
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Manager of Policy Planning's Report No. PP-2016-16  
 Correspondence 7.1 refers

**B-7**

**RESOLUTION**

1. “THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-law Number 10245, as amended, 31-53 Wallbridge Crescent, City of Belleville, County of Hastings, be APPROVED as follows:

That Zoning By-law Number 10245, as amended, be amended by rezoning a portion of the subject lands from 'M1 – Restricted Industrial' to 'M2 – General Industrial' while prohibiting the following uses:

- bulk storage yard;
- construction yard;
- heavy manufacturing, assembling, processing and/or fabricating of goods and/or materials (NOTE: M1 zone only permits light manufacturing, etc.)
- motor vehicle body shop; and
- railway uses”

2. “THAT a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration.”

- 8.b.2 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 10245, AS AMENDED – 116 FRANK STREET, CITY OF BELLEVILLE, COUNTY OF HASTINGS**  
**FILE NUMBER: B-77-999**  
**APPLICANT/OWNER: STEPHEN YARROW**

Manager of Policy Planning's Report No. PP-2016-17

**B-12**

**RESOLUTION**

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-law Number 10245, as amended, for a portion of 116 Frank Street, City of Belleville, County of Hastings, be **APPROVED** as follows:

That Zoning By-law Number 10245, as amended, be amended by rezoning a portion of the subject land from 'R4 – Residential Fourth Density' to 'C3 – Highway Commercial' with special provisions. The special provisions will allow the parcel to be used for commercial parking in association with the commercial business located at 161 College Street West with no outside storage permitted."

2. "THAT a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

- 8.b.3 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBERS 10245, 3014 AND 2076-80, AS AMENDED – REGULATING MODEL HOMES AND OTHER TECHNICAL AMENDMENTS, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**  
**FILE NUMBER: B-77-1001**  
**APPLICANT/OWNER: CITY OF BELLEVILLE**

Special Projects Planner's Report No. PP-2016-18

**B-17**

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-law Numbers 10245, 3014, and 2076-80 as amended, be APPROVED as follows:

That Zoning By-law Numbers 10245, 3014, and 2076-80, as amended, be amended as detailed in Appendix 'A' to this Report PP-2016-18."

2. "THAT by-laws amending Zoning By-law Numbers 10245, 3014, and 2076-80 being by-laws to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

8.b.4 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – PART OF LOT 29, CONCESSION 6, TOWNSHIP OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**  
**FILE NUMBER: B-77-995**  
**APPLICANT/OWNER: BRUCE SWAN**  
**AGENT: F.K. CROSS**

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Manager of Policy Planning's Report No. PP-2016-19

**B-32**

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend Zoning By-law Number 3014, as amended, for the property described as Part of Lot 29, Concession 6, former Township of Thurlow, now in the City of Belleville, County of Hastings, be APPROVED as follows:

That Zoning By-law Number 3014, as amended, be amended by rezoning a portion of the subject land from 'D – Development' and 'PA – Prime Agriculture' to a special 'PA' zone so as to permit the locating of an accessory building closer to the street than the main residential dwelling."

2. "THAT a by-law amending Zoning By-law Number 3014 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

- 8.b.5 **REQUEST TO REDLINE MERCEDES MEADOWS – PHASES 3 AND 4 (MERCEDES DRIVE AND SPRUCE GARDENS)**  
**FILE NUMBER: 12T-88012**  
**OWNER: HILDEN HOMES LIMITED**  
**AGENT: AINLEY GROUP**
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Manager, Approvals Section's Report No. APS-2016-18

**B-40**

**RESOLUTION**

"THAT the Belleville Planning Advisory Committee recommends the following to Belleville City Council:

1. THAT, pursuant to Section 51(44) of the Planning Act, the Council of The Corporation of the City of Belleville approve in principle the request to modify the draft approved Plan of Subdivision (File No.: 12T-88012) submitted by Ainley Group on behalf of Hilden Homes Limited, as shown on APPENDIX 3 attached to the Manager of Approvals Report No. APS-2016-18.
2. THAT, the Council of The Corporation of the City of Belleville not grant final approval to the request to modify the draft approved Plan of Subdivision (File No.: 12T-88012) submitted by Ainley Group on behalf of Hilden Homes Limited until such time as the required Zoning By-law Amendment for the subject lands is finalized."

- 8.b.6 **REQUEST FOR EXEMPTION FROM CONDOMINIUM REVIEW, REQUEST FOR APPROVAL OF A PROPOSED CONDOMINIUM CONVERSION, PRINCE WILLIAM APARTMENTS, 165 HERCHIMER AVENUE, CITY OF BELLEVILLE, COUNTY OF HASTINGS**  
**FILE NUMBER: 12CD-16003**  
**OWNER: 165 HERCHIMER AVENUE LIMITED**  
**AGENT: RFA PLANNING CONSULTANT INC.**
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Manager, Approvals Section's Report No. APS-2016-19

**B-46**

**RESOLUTION**

"THAT the Belleville Planning Advisory Committee recommends the following to Belleville City Council:

1. THAT, pursuant to Section 9(3)(b) of the Condominium Act, 1998, the Council of The Corporation of the City of Belleville approves the request for an exemption from condominium review for the 136-unit apartment building located at 165 Herchimer Avenue and owned by 165 Herchimer Avenue Limited in the City of Belleville; and
2. THAT the Plan of Condominium (File No. 12CD-16003) for the lands identified in Recommendation No. 1 be granted final approval; and,
3. THAT, the Manager of Approvals be authorized to stamp and sign the final plans provided that the Owner has satisfied all City requirements and the surveyor's condominium plans are satisfactory to Approvals staff."

8.b.7 **SIDEWALK REPAIRS AND REPLACEMENT, CONTRACT  
ENG2016-04**

Project Manager's Report No. ENG-2016-04

**8.b.-1**

**RESOLUTION**

"THAT the tender submission from 809592 Ontario Inc. o/a Parkside Landscaping and Contracting be accepted for Contract ENG2016-04 Sidewalk Repairs and Replacement in the corrected dollar amount of \$180,755.00 plus \$23,498.15 HST for a total dollar amount of \$204,253.15, this being the lowest cost tender received, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal."

8.b.8 **FAMILY ARTFEST**

Belleville Chamber of Commerce Request for Assistance

**8.b.-4**

**RESOLUTION**

“THAT the assistance requested by the Belleville Chamber of Commerce for the Family Artfest being held Saturday, May 28, 2016, as set out in their request be approved; and

THAT The Corporation of the City of Belleville will pay all municipal building permit fees and one (1) sign permit fee.”

8.b.9 **TEMPORARY NOISE PERMIT APPLICATION UNDER BY-LAW 2011-180**

Application for Temporary Noise Permit from McDougall Insurance

**8.b.-5**

**RESOLUTION**

“THAT the McDougall Insurance application for the issuance of a Temporary Noise Permit under By-law Number 2011-180 to have entertainment and fireworks at their event in West Zwick’s Park on June 11, 2016 from 5:00 pm to 11:00 pm, be approved.”

8.b.10 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

Request from Neptune Security Services for the appointment of Municipal By-law Enforcement Officers

**RESOLUTION**

“THAT a by-law to appoint Municipal By-law Enforcement Officers for Neptune Security Services be prepared for Council's consideration.”

**8. c. COUNCIL INFORMATION MATTERS**

*Council may adopt Consent Items by one motion, but prior to consideration of such motion, Members may request that specific items be removed from consideration under such motion and Council shall consider such items individually.*

“THAT the following Agenda items be received save and except Item(s) \_\_\_\_\_.”

**8.c.1 CITY COUNCIL PLANNING ADVISORY COMMITTEE PUBLIC MEETING MINUTES**

Planning Advisory Committee Secretary’s May 3, 2016 report in connection with the Public Meeting Minutes dated April 4, 2016

**8.c.-1**

**8.c.2 AMO BOARD OF DIRECTORS CALL FOR NOMINATIONS**

May 3, 2016 Information and Nomination Form for 2016-2018 AMO Board of Directors Call for Nomination

**8.c.-2**

**8.c.3 REQUEST SUPPORT OF THE FOLLOWING LETTERS/RESOLUTIONS**

**(a) Review of the Green Energy Act**

April 13, 2016 resolution from Township of Champlain

**8.c.-8**

**(b) Request for Province to Reconsider Suspension of and Integration of Rural Economic Development Program Into Jobs and Prosperity Fund**

April 19, 2016 resolution from the Municipality of South Dundas

**8.c.-10**

**(c) Request Support Bill 180, Workers Day of Mourning Act, 2016**

April 25, 2016 resolution from Town of Amherstburg

**8.c.-13**



**9. BY-LAWS**

*Following the first and second reading of by-laws, Members may debate any by-law under consideration...*

**9. a. FIRST READING OF BY-LAWS**

- 2016-81, a by-law to amend By-law No. 2015-02, being a by-law to appoint members to Boards, Committees and Special Committees **9.a-1**
- 2016-82, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (31-53 Wallbridge Crescent) **9.a-2**
- 2016-83, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (116 Frank Street) **9.a-4**
- 2016-84, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments) **9.a-6**
- 2016-85, a by-law amending Zoning By-law Number 2076-80 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments) **9.a-9**
- 2016-86, a by-law amending Zoning By-law Number 3014 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments) **9.a-12**
- 2016-87, a by-law amending Zoning By-law Number 3014 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Pt. Lot 29, Conc. 6, formerly Thurlow Twp. Now City of Belleville) **9.a-15**
- 2016-88, a by-law to appoint Municipal By-law Enforcement Officers for The Corporation of the City of Belleville (Neptune Security) **9.a-17**

**9. b. SECOND READING OF BY-LAWS AND DISCUSSION**

2016-81	2016-85
2016-82	2016-86
2016-83	2016-87
2016-84	2016-88

**9. c. THIRD READING OF BY-LAWS**

2016-81, a by-law to amend By-law No. 2015-02, being a by-law to appoint members to Boards, Committees and Special Committees

2016-82, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (31-52 Wallbridge Crescent)

2016-83, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (116 Frank Street)

2016-84, a by-law amending Zoning By-law Number 10245 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments)

2016-85, a by-law amending Zoning By-law Number 2076-80 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments)

2016-86, a by-law amending Zoning By-law Number 3014 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (regulating model homes and other technical amendments)

2016-87, a by-law amending Zoning By-law Number 3014 being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Pt. Lot 29, Conc. 6)

2016-88, a by-law to appoint Municipal By-law Enforcement Officers for The Corporation of the City of Belleville (Neptune Security)

**10. NEW BUSINESS****11. MOTIONS****12. NOTICE OF MOTIONS****13. ANNOUNCEMENTS****14. CONFIRMATORY BY-LAW**

“THAT By-law Number 2016-89, a by-law to confirm the proceedings of Council at its meeting held on May 9, 2016, be read a first, second and third time and finally passed this 9th day of May, 2016.”

**14-1****15. ADJOURNMENT**