

TOWNSHIP OF ST. CLAIR

COUNCIL MINUTES

SESSION #6

St. Clair Township Civic Centre
March 20, 2017
5:00 p.m.

The regular semi-monthly meeting of the Council of the Corporation of the Township of St. Clair was held this evening with the following members present:

	S. Arnold	Mayor
	P. Gilliland	Deputy Mayor
	S. Miller	Councillor
	D. Randell	“
	J. Agar	“
	J. De Gurse	“
Staff:	J. Rodey	CAO
	J. Baranek	Clerk/ Deputy CAO
Regrets:	T. Kingston	Councillor

TOWNSHIP OF ST. CLAIR

COUNCIL AGENDA

SESSION #6

St. Clair Township Civic Centre
March 20, 2017
5:00 p.m.

Declaration of Conflict of Interest:

Minutes:

Regular Council Meeting – Session #5 – March 6, 2017
2017 Operating Budget Meeting – March 8, 2017
Site Plan Committee Meeting – March 1, 2017
Heritage St. Clair Committee Meeting – February 15, 2017
Clean Harbours Community Liaison Meeting – November 22, 2016

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

5:30 p.m. – Public Meeting – Source Water*
*See separate agenda

5:45 p.m. – Public Meeting - Fence request - 658 Bentinck Drive
6:00 p.m. – In Camera - John Leslie

CORRESPONDENCE:

- 1) St. Clair Fire & Family Safety Awareness - Refreshment Tent Request
- 2) Moore Presbyterian Foundation – Funding Request
- 3) Lambton College – Legacy Project Invitation

- 4) Property Standards – 145 Main Street
- 5) LCRTC Trans Canada Trail Extension Request
- 6) Objection to Proposed Van Damme Park Extension
- 7) Optimist of Moore – 50th Anniversary Celebration

INFORMATION:

- a) LCMA – Annual Meeting & Banquet
- b) Canada 150th – Community Funds

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

- Barry Uitvlugt, Senior Planner
 - Planning Report for a Proposed Official Plan/Zoning Amendment(s) for Source Water Protection Planning Policy and Provisions

PROPERTY STANDARDS/B-L ENFORCEMENT OFFICER'S REPORT:

- Property Standards Update

DEPUTY TREASURER'S REPORT:

- 2016 Council Remuneration & Expense

MOTIONS:

BY-LAWS:

- 17 of 2017 – To Adopt Amendment No.22 to the Township of St. Clair Official Plan – Source Water Protection Policies
- 18 of 2017 – To Amend the Comprehensive Zoning By-Law No. 17 of 2003 of the Township of St. Clair Comprehensive Zoning By-Law
- 19 of 2017 – Confirming By-Law

COUNCILLORS' REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Regular Council – Monday, April 3, 2017 ~ 6:30 p.m.
- Committee of the Whole – Monday, April 10, 2017 ~ 3:00 p.m.
- Regular Council – Monday, April 17, 2017 ~ 6:30 p.m.
- Regular Council – Monday, May 1, 2017 ~ 6:30 p.m.
- Committee of the Whole – Monday, May 8, 2017 ~ 3:00 p.m.
- Regular Council – Monday, May 15, 2017 ~ 6:30 p.m.

In Camera

- 239 (2) (a) – Potential lease of Township land
- 239 (2) (d) – Labour relations
- 239 (2) (e) – Litigation related to the Medical Marihuana Facility
- 239 (2) (e) – Potential Litigation Related to a local Agreement with Industry

ADJOURNMENT:

Mayor Arnold declared the meeting open and asked those with a Pecuniary Interest to declare it at the appropriate time.

ADOPT MINUTES:

Moved by D. Randell

Seconded by J. Agar

Motion #1 That the Minutes from the Council meeting Session #5 held March 6, 2017 be received and accepted as printed.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #2 That the Minutes from the 2017 Operating Budget meeting held March 8, 2017 be received and accepted as printed.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #3 That the Minutes from the Site Plan Committee meeting held March 1, 2017 be received and accepted as printed.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #4 That the Minutes from the Heritage St. Clair Committee meeting held February 15, 2017 and the Clean Harbors Community Liaison Meeting held November 22, 2016 be received.

CARRIED

CORRESPONDENCE:

Moved by J. Agar

Seconded by D. Randell

Motion #5 That the request submitted by St. Clair Fire and Family Safety Awareness Group to operate a refreshment tent during their fundraising event at Brander Park on May 13, 2017 be approved subject to the Township of St. Clair Alcohol Management Policy and that the event be considered a Community Festival.

CARRIED

Moved by S. Miller

Seconded by J. De Gurse

Motion #6 That the Property Standards complaint received against 145 Main Street, Courtright be received and that staff be directed to investigate the complaint and begin the process to bring any violations into compliance with Property Standards By-Law 3 of 2015.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #7 That the request submitted by Lambton County Regional Trails & Active Transportation Committee to extend the Trans Canada Trail north along St. Clair Parkway extending east on Bentpath Line be approved.

CARRIED

Moved by S. Miller

Seconded by J. De Gurse

Motion #8 That the letter dated March 3, 2017 submitted by John and Katie Gaulton identifying their objection to a proposed Van Damme Park expansion be received as information.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #9 That Council accept the following items of correspondence as per Council's direction:

- 1) St. Clair Fire & Family Safety Awareness - Refreshment Tent Request
- 2) Moore Presbyterian Foundation – Funding Request
- 3) Lambton College – Legacy Project Invitation
- 4) Property Standards – 145 Main Street

- 5) LCRTC Trans Canada Trail Extension Request
- 6) Objection to Proposed Van Damme Park Extension
- 7) Optimist of Moore – 50th Anniversary Celebration

CARRIED

INFORMATION:

Moved by D. Randell

Seconded by J. Agar

Motion #10 That the following items of information be dealt with as per Council's instructions for items identified as agenda items a) and b):

- a) LCMA – Annual Meeting & Banquet
- b) Canada 150th – Community Funds

CARRIED

DEPUTATIONS AND APPOINTMENTS:

Public Meeting – Source Water Protection Policy

At the appointed time of 5:30 p.m., Mayor Arnold welcomed those in attendance for a public meeting related to incorporating source water protection policy into the Township Official Plan and Zoning By-law.

Senior Planner - Barry Uitvlugt summarized his report dated March 14, 2017 identifying areas within the Township as Intake Protection Zones (IPZ) and Event Based Areas (EBA) that are subject to the proposed policy which increases screening and mitigation for large volumes of fuel and fertilizer storage within these areas.

Any proposal that would store fuel at volumes over 34,000 liters or fertilizer over 124,000 kilograms is subject to environmental screening as per the proposed policy. The intent is to protect source water for Wallaceburg and Walpole Island intakes.

The proposed policy conforms to the Provincial Policy Statement and the Source Water Protection Plan for the Thames Sydenham Conservation Authority.

Mayor Arnold advised notification should be sent to industries affected by the proposed policy and that any incentive program should be the responsibility of the County.

Councillor Randell sought clarification as to which other municipalities within the County of Lambton have adopted the policies. Mr. Uitvlugt advised that St. Clair would be the first if they are adopted this evening.

Mayor Arnold asked if anyone in attendance would like to speak in favour or in opposition to the proposed policy. As no one came forward, the Mayor declared the meeting closed and asked if a motion was forthcoming.

Moved by D. Randell

Seconded by S. Miller

Motion #11 That the report submitted by Barry Uitvlugt – Senior Planner dated March 14, 2017 related to Proposed Official Plan/Zoning Amendment(s) for Source Water Protection Planning Policy and Provisions be received as information and that the Official Plan Amendments for Source Water Protection policies and provisions be provisionally adopted, subject to the passing of appurtenant bylaws.

CARRIED

Public Meeting – Fence Variance 658 Bentinck Drive

At the appointed time of 5:45 p.m., Mayor Arnold welcomed John and Diana Lavers, owners of 658 Bentinck Drive to make their presentation for a variance to the fence by-law.

The owners are seeking relief from Schedule “B” of by-law 36 of 2010 which requires a three meter setback from municipal sidewalks. The proposal is to reduce the setback to

1.5 meters from the sidewalk along St. Clair Boulevard to match the neighbouring fence setback and leave room to accommodate a pool to be installed in 2017.

Mayor Arnold asked if anyone in attendance would like to speak in favor or in opposition of the proposal. Nobody identified a need to submit comment.

Mayor Arnold declared the meeting closed and asked if a motion was forthcoming.

Moved by J. Agar

Seconded by D. Randell

Motion #12 That the request submitted by John and Diana Lavers, owners of 658 Bentinck Drive to reduce a fence setback from 3 meters to 1.5 meters from the sidewalk along St. Clair Boulevard be approved.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS:

Moved by J. Agar

Seconded by P. Gilliland

Motion #13 That the Property Standards Update report submitted by Kelly Bedard – Property Standards/By-Law Enforcement Officer dated March 14, 2017 be received.

CARRIED

DEPUTY TREASURER’S REPORT:

Moved by D. Randell

Seconded by P. Gilliland

Motion #14 That the report submitted by George Lozon – Deputy Treasurer dated March 14, 2017 with regard to 2016 Council Remuneration and Expense be received.

CARRIED

MOTIONS:

Moved by J. De Gurse

Seconded by S. Miller

Motion #15 That the recommendations from March 20, 2017 – Finance & Administration and Public Works & Operations Committees be received and approved.

CARRIED

BY-LAWS:

Moved by S. Miller

Seconded by J. De Gurse

Motion #16 That By-law 17, being a By-law to adopt Official Plan Amendment 22 incorporating Source Water Protection Policies, receive all three readings and be thereby passed and that the Mayor and Clerk be authorized to execute the bylaw.

CARRIED

Moved by S. Miller

Seconded by J. De Gurse

Motion #17 That By-law 18, being a by-law to Amend the Comprehensive Zoning By-Law No.17 of 2003 to incorporate Source Water Protection Policies, receive all three readings and that the Mayor and Clerk be authorized to execute the by-law.

CARRIED

Moved by J. De Gurse

Seconded by S. Miller

Motion #18 That By-law 19, being a confirming by-law, receive all three readings and that the Mayor and Clerk be authorized to execute the by-law.

CARRIED

COUNCILLOR’S REPORTS:

Councillor Agar:

Councillor Agar requested that all baseball diamonds within the Township have a clear, legible address sign installed for convenience in the event of an emergency.

Councillor Randell:

Councillor Randell recently attended the Remedial Action Plan Meeting and Sombra Museum Board meetings.

Mayor Arnold:

Mayor Arnold represented the Township at various events since the last meeting of Council including: a meeting with CF Industries related to Canada’s Sesquicentennial Celebration; a meeting related to a potential Township property acquisition by the St. Clair Region Conservation Authority (SCRCA) and a meeting at the SCRCA where a grant in the amount of \$300,000 was confirmed for Phase 1 of the reconstruction of the shoreline at Courtright Park.

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

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- Committee of the Whole – Monday, April 10, 2017 ~ 3:00 p.m.
- Regular Council – Monday, April 17, 2017 ~ 6:30 p.m.
- Regular Council – Monday, May 1, 2017 ~ 6:30 p.m.
- Committee of the Whole – Monday, May 8, 2017 ~ 3:00 p.m.
- Regular Council – Monday, May 15, 2017 ~ 6:30 p.m.

IN-CAMERA:

Moved by J. De Gurse

Seconded by D. Randell

Motion #19 That the meeting enter an in-camera session to discuss the following:

- 239 (2) (a) – Potential lease of Township land
- 239 (2) (d) – Labour relations
- 239 (2) (e) – Litigation related to the Medical Marihuana Facility
- 239 (2) (e) – Potential Litigation Related to a local Agreement with Industry
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CARRIED

Mayor Arnold declared the meeting back into open session and advised that there was nothing to rise and report.

ADJOURNMENT:

Seeing no further business to discuss, it was thereby moved:

Moved by D. Randell

Seconded by S. Miller

Motion #20 That the meeting of Council hereby adjourned.

CARRIED

The meeting adjourned at 7:15 p.m.

MAYOR

CLERK