



## TOWNSHIP OF DRUMMOND/NORTH ELMSLEY

#17 Council Meeting, September 8, 2015

# AGENDA

### **COUNCIL – CALL TO ORDER 5:00 p.m.**

**PLEASE NOTE:** *Meetings of Council and the Committee of the Whole are open to the public however they are not a public forum. Members of the public are welcome to attend and your interest is appreciated, however due to time constraints, we request that individuals or groups wishing to appear before Council or the Committee at a regular meeting shall advise the Clerk not later than 4:30 p.m. on the Thursday prior to the meeting as per By-law No. 2015-011*

### **MEMBERS WISHING TO DISCLOSE A PECUNIARY INTEREST DO SO NOW.**

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| <b>1.0 MINUTES</b>   |         |
| <b>1.1</b> Regular Session Minutes of August 25, 2015              | 2 - 4   |
| <b>2.0 APPROVAL OF AGENDA</b>                                      |         |
| <b>3.0 DELEGATIONS/PUBLIC MEETINGS</b>                             |         |
| <b>4.0 COMMITTEE &amp; BOARD REPORTS</b>                           |         |
| <b>4.1</b> CoW Report to Council (Consent Agenda) August 25, 2015  | 5       |
| <b>5.0 BY-LAWS:</b>  |         |
| <b>5.1</b> 2015-037 Grassmere Holdings Inc. Zoning By-law          | 6 - 8   |
| <b>5.2</b> 2015-038 Stop Up and Close By-law - (Water Street)      | 9 - 11  |
| <b>5.3</b> 2015-039 Deeming By-law (158 Ferguson Falls (Millford)) | 12 - 13 |
| <b>6.0 RESOLUTIONS/NOTICE OF MOTIONS</b>                           |         |
| <b>7.0 CLOSED SESSION</b>  |         |
| <b>8.0 COMMUNICATIONS/CORRESPONDENCE</b>                           |         |
| <b>9.0 UNFINISHED BUSINESS</b>                                     |         |
| <b>10.0 CONFIRMATION OF COUNCIL PROCEEDINGS</b>                    |         |
| <b>10.1</b> 2015-040 Confirmatory By-law                           |         |
| <b>11.0 ADJOURNMENT</b>  |         |



**Township of Drummond/North Elmsley**  
**#15 Council Meeting of August 25, 2015**  
**Township Council Chambers**

**Minutes**

- Call To Order:** Reeve Churchill called the meeting to order at 5:00 p.m.
- Present:**
- Council:**

|              |                  |
|--------------|------------------|
| Reeve        | Aubrey Churchill |
| Deputy Reeve | Gail Code        |
| Councillor   | Steve Fournier   |
| Councillor   | George Sachs     |
| Councillor   | Ray Scissons     |
- Staff:**

|                     |               |
|---------------------|---------------|
| Clerk-Administrator | Cindy Halcrow |
| Deputy Clerk        | Cathy Ryder   |

**Members Wishing To Disclose A Pecuniary Interest Do So Now.**

**1.0 Minutes**

**1.1 Regular Minutes of August 11, 2015**

- Moved By:** Steve Fournier
- Seconded By:** Gail Code

**BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley** does hereby approve the minutes of the Regular Meeting of August 11, 2015, as circulated.

**Carried**  
**15-096**

**2.0 Approval Of Agenda**

**2.1 Approval of Agenda**

- Moved By:** Steve Fournier
- Seconded By:** Gail Code

**BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley** does hereby adopt the agenda for the meeting of August 25, 2015 as presented.

**Carried**  
**15-097**

**3.0 Delegations: None**

**4.0 Committee & Board Reports**

**4.1 Committee of the Whole Report to Council**

- **#8 CoW June 23, 2015**

Councillor Ray Scissons presented and read Report #08 CoW-June 9, 2015 to Council on behalf of the Committee of the Whole.

**Moved By: Ray Scissons**  
**Seconded By: Gail Code**

“A” 1 Renewable Energy Project

“B” 1 THAT the Council of the Corporation of the Township of Drummond/North Elmsley authorizes staff to submit applications for the Ontario Power Authority Feed-In-Tariff (FIT) Solar Program for the following Township-owned properties;

- 745 Code Road
- 310 Port Elmsley Road
- Stone Road Concession 7 PT Lot 1 RP 27R1801 Part 4

AND FURTHERMORE THAT Council authorizes up to \$90,000 to be used from contingency reserves to pay the refundable application deposits;

AND FURTHERMORE THAT Council authorizes up to \$7,500 to be used from contingency reserves to pay to have the applications completed by an industry expert.

**Carried**  
**15-098**

**5.0 BY-LAWS**

**5.1 2015-035 Wellington Street Zoning Amendment**

**Moved By: Steve Fournier**  
**Seconded By: Gail Code**

**BE IT RESOLVED THAT By-law #2015-035**, to amend By-law No. 2012-060 of the Township of Drummond/North Elmsley for prohibiting the use of land for or except for such purposes as may be set out in this By-law and for prohibiting the erection, location or use of buildings or structures for or except for such purposes as may be set out in this By-law within the said lands; and for regulating the character of buildings or structures to be erected or located on the said lands, and entitled, “Elsie Kilfoye (Estate) Zoning By-law Amendment”, be read a first, second and third time and finally passed in open Council.

**Carried  
15-099**

- 6.0 RESOLUTIONS/NOTICE OF MOTIONS - None**
- 7.0 CLOSED SESSION - None**
- 8.0 COMMUNICATIONS/CORRESPONDENCE- None**
- 9.0 UNFINISHED BUSINESS- None**
- 10.0 CONFIRMATION OF COUNCIL PROCEEDINGS**

**Moved By: Gail Code  
Seconded By: Steve Fournier**

**BE IT RESOLVED THAT By-law #2015-036** being a By-law to confirm the proceedings of Council at its meeting of August 25, 2015, be read a first, second and third time and finally passed in open Council.

**Carried  
15-100**

**11.0 Adjournment**

**Moved By: Gail Code  
Seconded By: Steve Fournier**

**BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley** adjourn their regular meeting of Council.

Adjourned at 7:05 p.m.

**Carried  
15-101**

\_\_\_\_\_  
**Reeve**

\_\_\_\_\_  
**Clerk Administrator**



**REPORT OF THE COMMITTEE OF THE WHOLE  
REPORT #10 CoW-August 25, 2015**

To the Members of Council

We, the Members of your Committee of the Whole beg leave to report Section "A" as information and Section "B" as follows:

**"A" 1** Council Priorities 2014-2018

**"B" 1** **THAT the Council of the Corporation of the Township of Drummond/North Elmsley approves the Council Priorities for the 2014-2018 term of Council.**

All of which is respectfully submitted by:

\_\_\_\_\_  
Councillor

**Direction by the Head of council:  
Council may remove items in Section "B" to be voted on separately prior to introducing a motion to accept the report in its entirety.**

Resolution #: 15-\_\_\_\_\_

Moved and Seconded by:

\_\_\_\_\_  
Moved By

\_\_\_\_\_  
Seconded By

**BE IT RESOLVED THAT**, Report #10 CoW-August 25, 2015 is hereby adopted this 8<sup>th</sup> day of September, 2015.

\_\_\_\_\_  
**AUBREY CHURCHILL, REEVE**

**BY-LAW No. 2015-037  
THE CORPORATION OF THE TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

Being a By-law  
to amend Comprehensive  
Zoning By-law No. 2012-060  
of the Township of Drummond/  
North Elmsley

**LIMITED SERVICES RESIDENTIAL SPECIAL EXCEPTION (LSR-17) AND (LSR-18)  
ZONES**

Grassmere Holdings Inc.

Part of Lots 23 and 24, Conc. 6, 285 Grassmere Lane  
(Geographic Township of North Elmsley)

**TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

**BY-LAW No. 2015-037**

**GRASSMERE HOLDINGS ZONING BY-LAW AMENDMENT**

A Zoning By-law, being a By-law to amend By-law No. 2012-060 of the Township of Drummond/North Elmsley for prohibiting the use of land for or except for such purposes as may be set out in this By-law and for prohibiting the erection, location or use of buildings or structures for or except for such purposes as may be set out in this By-law within the said lands; and for regulating the character of buildings or structures to be erected or located on the said lands.

The Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows:

Section 1: The hatched lands shown shaded on Schedule “A” attached to and forming part of this By-law, are the lands affected by this By-law.

Section 2: Schedule “A1” of By-law No. 2012-060 is hereby amended by changing the zoning on the affected lands from Limited Services Residential Special Exception 18 to Limited Services Residential Special Exception 17.

Section 3: Section 10.4.17 of By-Law No. 2012-060 is hereby amended by removing subsection (1) and replacing it with the following:

*1. The minimum lot area shall be 7.12 ha and the minimum water frontage shall be 439 m.*

Section 4: Section 10.4.18 of By-Law No. 2012-060 is hereby amended by removing subsection (1) and replacing it with the following:

*1. The minimum lot area shall be 8.5 ha and the minimum water frontage shall be 278 m.*

Section 5: This By-law shall come into effect on the date of passing, subject to the provisions of Sections 34 and 34(10) of *The Planning Act*, R.S.O. 1990 as amended.

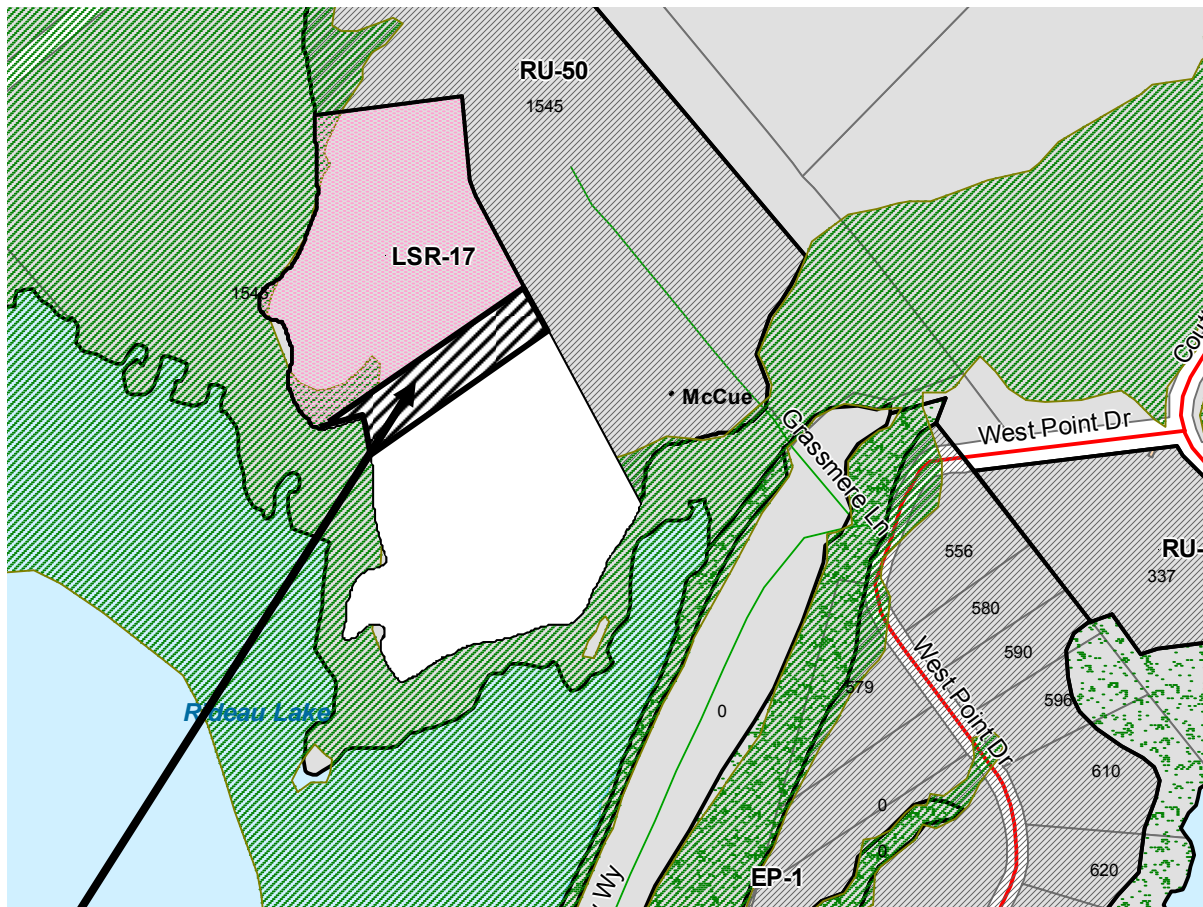
Read a first, second and third time and finally passed this 8<sup>th</sup> day of September, 2015

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Reeve

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Clerk Administrator



Land to be rezoned from LSR-18 to LSR-17

This is **SCHEDULE A** to By-law No.2015-037 passed the 8<sup>th</sup> day of September, 2015

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Clerk Administrator  
Township of Drummond/North Elmsley



**CORPORATION OF THE TOWNSHIP  
OF DRUMMOND/NORTH ELMSLEY**

**BY-LAW NO. 2015-038**

**STOP UP AND CLOSE (Water Street)**

**A BY-LAW TO STOP UP, CLOSE AND CONVEY A PART OF A TOWNSHIP ROAD LOCATED IN THE VILLAGE OF FERGUSON FALLS, GEOGRAPHIC TOWNSHIP OF DRUMMOND**

**WHEREAS** pursuant to Section 8 of the *Municipal Act, 2001, S.O. c. 25*, provides the Township with the powers of a natural person and the authority to govern their affairs as it considers appropriate;

**AND WHEREAS** pursuant to Section 11 of the *Municipal Act, 2001, S.O. c.25*, the Township has the authority to pass by-laws respecting highways;

**AND WHEREAS** it is deemed expedient in the interest of The Corporation of the Township of Drummond/North Elmsley (the "Corporation") that part of the Township highway more particularly described in Schedule "A" be closed and stopped up and the lands sold to the abutting owners in the manner decided by Council.

**AND WHEREAS** pursuant to Section 34 of the *Municipal Act, 2001, S.O. c. 25*, and amendments thereto, a municipality has the power to close a highway by carrying out the prescribed procedures;

**AND WHEREAS** the lands were declared surplus to the needs of the Corporation in accordance with municipal policy;

**AND WHEREAS** notice to the public of the proposed sale has been given by an ad in the local paper; notice on the Corporation's Web Page and a notice posted on the property for 14 days prior to the passing of this by-law;

**AND WHEREAS** the Council of The Corporation of the Township of Drummond/North Elmsley has heard in person or by his counsel, solicitor or agent all person claiming that their land will be prejudicially affected by this By-Law and who applied to be heard;

**NOW THEREFORE BE IT RESOLVED THAT**, the Council of The Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. That that part of the Township highway, more particularly described in Schedule "A" to this By-Law, be and the same is hereby stopped up and closed.
2. That the Corporation of the Township of Drummond/North Elmsley authorizes the sale of the soil and freehold of the part of the Township highway, more particularly described in Schedule "A" hereto, to the Abutting Owners or their successors as follows:

- a. Parts of Water Street, Plan 158, Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark, designated as Part 2 on Plan 27R-10615, to Ronald Lloyd Dickinson and Margaret Jessie Mabel Dickinson, at a purchase price of \$314.87 plus HST;
  - b. Part of Water Street, Plan 158, Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark, designated as Part 4 on Plan 27R-10615, to Eric Robert Garneau and Melissa Marie Adey, at a purchase price of \$150.17 plus HST;
  - c. Part of Water Street, Plan 158, Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark, designated as Part 2 on Plan 27R-9239 and Part 1 on Plan 27R-10343, to Jason Albert Stryde and Cheriesse Elizabeth Stanzel, at a purchase price of \$67.81 plus HST.
3. That the Reeve and the Clerk of The Corporation of the Township of Drummond/North Elmsley are hereby authorized to sign and execute such deeds and other documents as may be necessary to effect the conveyance of those parts of the Township highway described in Schedule "A" which have been stopped up and closed to the Abutting Owners.
  4. Schedule "A" forms part of this By-Law.
  5. Should any sections of this By-Law, including any section or part of any schedules attached hereto be declared by a Court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.
  6. This By-Law will come into effect upon registration in the proper land registry office.

Read a first, second and third time, and finally passed and enacted this 8<sup>th</sup> day of September, 2015.

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Aubrey Churchill, Reeve

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Cindy Halcrow, Clerk Administrator

**Schedule "A" to By-law 2015-038**

Description of that part of Township Highway to be closed and sold

Part of Water Street, Plan 158, Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark, designated as Part 2 on Plan 27R-9239, Part 1 on Plan 27R-10343 and Parts 2 and 4 on Plan 27R-10615.

THE CORPORATION OF THE TOWNSHIP OF DRUMMOND/NORTH ELMSLEY

BY-LAW No. 2015-039

DEEMING BY-LAW PLAN 158 FERGUSON FALLS (MILLFORD)

**BEING** a by-law to designate a plan of subdivision, or part thereof, not to be a registered plan of subdivision for the purposes of Subsection 50(3) of the Planning Act.

**WHEREAS** the Council of The Corporation of the Township of Drummond/North Elmsley has authority, pursuant to Subsection 50(4) of the *Planning Act*, R.S.O. 1990, chapter P.13, as amended (the "**Planning Act**"), to designate a plan of subdivision, or part thereof, to be deemed not to be lots on a registered Plan of Subdivision for the purpose of Subsection 50(3) of the *Planning Act*;

**AND WHEREAS** Plan 158 of part of the Village of Millford (now Village of Ferguson Falls), Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark is a registered plan of subdivision within the meaning of the *Planning Act* and has been registered for more than eight years;

**AND WHEREAS** the owners of a portion of land within Plan 158 agree that Council should pass a By-Law under Section 50(4) of the *Planning Act* to deem said portions of Plan 158 not to be a plan of subdivision for the purposes of Section 50(3) of the *Planning Act*, in order to treat the lots as one for building and planning purposes.

**NOW THEREFORE BE IT RESOLVED** that Council of The Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. THAT the lands described below and shown more particularly on Schedule "A" as affixed hereto are hereby deemed to be one lot within a registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act.

Lots 2, 3, 8 and 9, of Registered Plan #158, Geographic Township of Drummond, Township of Drummond/North Elmsley.

2. THAT this By-law shall come into full force and take effect on the date it is passed by the Council of the Corporation of the Township of Drummond/North Elmsley, subject to the provisions of Subsection 50(27) of the Planning Act.
3. THAT this By-law be registered in the Registry Office for the Registry Division of the County of Lanark.

By-law Read a first, second and third time and finally passed in open council this 8<sup>th</sup> day of September, 2015.

\_\_\_\_\_  
Aubrey Churchill  
Reeve

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Cindy Halcrow  
Clerk Administrator

**Schedule "A" to By-Law No. 2015-039**

Lots 2, 3, 8 and 9, South side of Mississippi River, Plan 158, Geographic Township of Drummond, now Township of Drummond/North Elmsley, County of Lanark