

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

EIGHTEENTH MEETING

MINTUES

OCTOBER 10 2017

A meeting of the Council of the Township of Enniskillen was held on Tuesday October 10 2017 at 7:10 pm at the Enniskillen Council Chambers.

Present: Kevin Marriott, Mary Lynne McCallum, Wally Van Dun, Judy Krall and Kathy O'Hara Wilson

Mayor Marriott chaired the meeting.

- A. Public Meeting: 7:10 pm Rezoning application Racher Farms Ltd. 4422 Oil Heritage Road. The rezoning would prohibit a dwelling on the retained farm a condition of severing a surplus dwelling and recognize an existing detached building of approximately 3500 square feet on the severed lot.

Present: Greg and Debra Racher and Harald Rust.
Will Nywening County of Lambton

Mr. Nywening reported that the zoning application submitted by Racher Farms Ltd resulted from severance application B005/17. To meet policy requirements in the Official Plan the remnant farm land at 4422 Oil Heritage Road was being rezoned to prohibit the construction of a dwelling on the property. Mr. Nywening reported that due to the severance approval the bylaw also recognized that the accessory building coverage would be increased on the residential lot to 3500 square feet.

Moved by Councillor McCallum
Seconded by Councillor Van Dun
That the Zoning amendment be supported.
Carried,

- B. Interviews:

Drainage: Approval for the Emergency repair of the Getty Drain
The Clerk reported that the correspondence referenced emergency approval of the replacement of a culvert on the Getty Drain. The Clerk noted that J & L Henderson had been engaged to replace the culvert as well as culverts on the Thornton-Fisher, Cameron and Wilson Outlet Drains. Work on the culvert replacement would begin in the near future.

Water: Amendment to Petrolia Water Agreement re meter maintenance,
Amendment to Township water policies

The Clerk noted that the proposal would initiate water policy changes that would require building permit applications to include information on water usage for a property. The policy amendments would also include changes to the collection policy.

Councillor McCallum requested that changes be made in the policy to provide greater clarity into billing property owners undertaken by the municipality to correct private plumbing problems.

The Clerk noted that the policy would be reviewed and returned for Council discussion.

Roads: Fairweather Road

The Clerk reported that discussions had taken place with Union Gas in regards to access to Fairweather Road.

Moved by Councillor Van Dun

Seconded by Councillor McCallum

That the bylaw authorizing restricting access to Fairweather Road between Shiloh Line and Rokeby Line be returned to Council for the next meeting.

Carried.

C. Meeting to Consider the McKenzie Drain Report 7: 30 pm

Present: Gary and Gord McGregor

Josh Warner- R Dobbin Engineering.

Mr. Warner reported that the Section 76 report under the Drainage Act had provided for the revision of the maintenance schedule. Provisions had been provided for the sharing of costs for the replacement of culverts on the drain.

Gord McGregor questioned about the normal sharing of costs for culvert replacement on municipal drains.

Moved by Councillor Krall

Seconded by Councillor O'Hara Wilson

That first and second reading be given to Bylaw 54 of 2017 a bylaw to adopt the McKenzie Drain Report.

Carried.

The Clerk reported that notices would be sent out for Court of Revision for the month of November 2017.

Tilray- Site Plan Control Bylaw- Bylaw 52 of 2017

Present: Nick Curton- Tilray

Will Nywening reviewed the draft site plan control agreement with Enniskillen Pepper. Mr. Nywening noted the changes to the site plan agreement were required due to the new building being constructed on the property as well as the erection of fencing and the expansion of parking and driveways on the property.

Mr. Nywening reviewed with Council the requirements of security on the site, the design of the storm water retention system and maintenance provisions to the Lindsay Drain. He noted the estimated number of construction employees and the estimated number of employees. It was noted that a review of the road access to the site was included in the agreement.

Councillor McCallum recommended to Council that MPAC should be contacted to discuss a change in the assessment class of the property from Agriculture to Industrial or Commercial.

The Clerk noted that an invitation would be extended to the Municipal Property Assessment Corporation to attend the meeting to discuss the method used for assessed greenhouses.

Moved by Councillor Krall

Seconded by Councillor Van Dun

That first and second reading be given to Bylaw 52 of 2017 to authorize the Mayor and Clerk to sign a site plan agreement with Enniskillen Pepper.

Carried.

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That third and final reading be given to Bylaw 52 of 2017.

Carried.

Planning- Will Nywening- Update on Housekeeping Official Plan & Zoning Bylaw

Will Nywening reviewed two outstanding matters for the changes to the Official Plan and Zoning Bylaw.

Discussion continued on the regulation of shipping containers within the Township. After discussion Council recommended that the bylaw be altered to permit shipping containers in the residential area subject to modifications to the roof and the placement of siding.

Discussion took place in regards to changes to be made in regards to setback requirements associated with the Natural Heritage areas. Mr. Nywening outlined that any changes to the zoning bylaw would not affect the overlapping regulations of the Conservation Authority. Mr. Nywening reported that the current setbacks were in the 1998 County Official Plan. He noted that the recent review

of the provincial policy statements had determined that the setbacks exceeded provincial requirements. He recommended that changes be implemented that would reduce the setbacks for agricultural uses associated with the Natural Heritage areas listed in the planning documents.

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That the Planners recommendations for modification of the set back requirements for the Natural Heritage areas be supported.

Carried.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Van Dun

That the minutes of the meeting of August 30th, September 19th and 20th be adopted as circulated.

Carried.

D. Correspondence for information

1. City of Sarnia Official Plan and Zoning Amendment 321 Devine Street
2. City of Sarnia Rezoning 1992 Estella Street
3. County of Lambton Rare World War One Photos
4. County of Lambton Lecture Series
5. County of Lambton Creative County Grant Program
6. Notice of Adoption of County of Lambton Official Plan
7. ROMA August 2017 Board Meeting Report
8. Windsor Star Road Taxes could replace gas taxes
9. Northumberland Today ATV Riders want road access in Hamilton Township
10. Christmas For Everyone
11. Moore Agricultural Society acknowledgment of donation
12. Seniors Community Grant Program 2017-19
13. County of Lambton- Council Highlights October 4 2017
14. County of Lambton- Lambton Heritage Museum Facility Renewal Closure

Moved by Councillor McCallum

Seconded by Councillor Krall

That correspondence items 1-14 be received and filed.

Carried.

E. Correspondence requiring motions

1. Tile Loan Application 3341 Plowing Match Road

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That the tile loan application for 3341 Plowing Match Road be approved.

Carried.

2. Resolution Hamilton- Property Tax Exemption to Non Profit Long term Care Homes

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the resolution from Hamilton regarding tax exempt status for Non-profit Long Term Care homes be received and filed.

Carried.

3. Resolution Blue Mountains- No support for removing tax exempt portion of remuneration to all elected officials

Moved by Councillor Krall

Seconded by Councillor O'Hara Wilson

That the resolution from Blue Mountains be received and filed.

Carried.

4. Resolution East Ferris Changes to Federal Tax Rules

Moved by Councillor Krall

Seconded by Councillor O'Hara Wilson

That the resolution from East Ferris regarding changes to the Federal Tax Rules be supported.

Carried.

5. Resolution Montague support for Lakeshore resolution concerning severances of surplus dwellings

Moved by Councillor Krall

Seconded by Councillor O'Hara Wilson

That the resolution from Montague be received and filed.

Carried.

6. Resolution Montague support for Oro-Medonte's resolution related to Ontario Wildlife Damage Compensation Program

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the resolution from Montague be received and filed.

Carried.

F. Accounts

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the accounts be paid as circulated:

Cheque: 11279-11290: \$ 281,725.11

Cheque: 11291-11333: \$ 173,755.56

Cheque: 11334-11348: \$ 50,884.70

Cheque; 11349-11356: \$ 5,203.63

Carried.

G. Bylaws

1. Bylaw 50 of 2017 Energy Planning Tool Agreement
2. Bylaw 51 of 2017 Confirmation Bylaw
3. Bylaw 53 of 2017 Racher Farms Zoning Amendment
4. Bylaw 55 of 2017 Petrolia Water Agreement Amending Bylaw
5. Bylaw 36 of 2017 Moore Drain third reading

Moved by Councillor O'Hara Wilson

Seconded by Councillor Krall

That first and second reading be given to Bylaws 50, 51, 53 and 55 of 2017

Carried.

Moved by Councillor McCallum

Seconded by Councillor Van Dun

That third and final reading be given to Bylaws 36, 50, 51, 53 and 55 of 2017.

Carried.

H. Other Business

1. Municipal Policing Costs 2018

The Clerk reported that the municipal policing costs for 2018 would be less due to a change in the calculation and due to inclusion of credit adjustments for the 2015 and 2016 years.

2. Street Light Inquiry Petrolia Line
The Clerk was asked to refer the matter to the 2018 budget.

3. Memo Council Municipal Act

The Clerk reported that Council could make amendments to the procedural bylaw to permit meeting participation electronically, appoint a replacement for the Mayor at County Council as well as include provisions for additional closed meeting provisions.

The Clerk noted that a draft procedural bylaw would be prepared for discussion.

4. Budget to actual Sept 30 2017
5. Memo changes to Employment Standards Act
The Clerk reported on proposed changes to the Employment Standard Act.
6. Petrolia North Enniskillen Fire Department Budget to actual statement
7. ROMA Delegation Request

Councillor O'Hara Wilson requested permission to power wash the exterior of the Enniskillen Community Center to remove mold on the north exterior wall.

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the exterior wall of Enniskillen Center be washed.

Carried.

Mayor Marriott left the meeting and Councillor McCallum assumed the chair.

Councillor McCallum requested to attend the Ontario West Conference to be held on November 24 2017.

Moved by Councillor Van Dun

Seconded by Councillor O'Hara Wilson

That any member of Council be permitted to attend the Ontario West Conference to be held on November 24 2017.

Carried.

I. Adjournment

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the meeting be adjourned.

Carried.

Mayor

Clerk