

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

FOURTH MEETING

MINUTES

FEBRUARY 13 2018

A meeting of the Council of the Township of Enniskillen was held on Tuesday February 13 2018 at 7:00 pm at the Enniskillen Council chambers.

Present: Kevin Marriott, Mary Lynne McCallum, Wally Van Dun and Judy Krall

Mayor Marriott chaired the meeting.

Pecuniary Interest

Mayor Marriott requested that each member of Council declare an interest at the appropriate time within the agenda where an interest may exist.

A. Minutes

Moved by Councillor Krall

Seconded by Councillor McCallum

That the minutes of the meeting of January 23 2018 be adopted as circulated.

Carried.

C. Interviews

Water: Reservoir Annual Report

The Clerk reviewed the annual report for the water reservoir. The report is to be forwarded to the Village of Oil Springs for billing purposes.

Township of Enniskillen Water Annual Report

The water system annual report noted that there were no water sampling results that exceeded regulated limits.

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the Enniskillen Water System annual report be accepted.

Carried.

Town of Petrolia Water Annual Report,

The annual report of the Petrolia Water system was circulated to Council for information.

D. Correspondence for information

1. County of Lambton 2017 Building Report
2. Petrolia Enniskillen Agricultural Society request to advertise in fair book
3. 2018 OMPF first payment notice
4. Ontario Revitalizing Mains Streets

5. Smoke-Free Ontario proposed regulations
6. Proposed Regulations under the Cannabis Act
7. Plympton-Wyoming Agricultural Society grant request
8. Draft Fire Management Regulations

It was noted that the draft regulations had been circulated to the fire chiefs for comment.

9. County of Lambton Anti-Racism Arts project
10. Ontario Farmland Trust- Meeting April 5 2018
11. St Clair Region Conservation Authority Annual Meeting Feb 22 2018

Moved by Councillor Krall

Seconded by Councillor McCallum

That any member of Council be permitted to attend the St Clair Region Conservation Authority Annual meeting on February 22 2018.

Carried.

12. City of Sarnia Official Plan Amendment-696 Oxford Street
13. Waste Management 2017 Tipping report
14. Ministry of Environment Watershed Planning regulation
15. Deb Crawford St Clair Catholic School Board
16. Daily Commercial News Environmental Assessment changes
17. County of Lambton Council Highlights February 7 2018

Moved by Councillor Krall

Seconded by Councillor Van Dun

That correspondence items 1-10 and 12-17 be received and filed.

Carried.

E. Meeting to Consider Duncan Drain 7:10 pm

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the meeting to consider the Duncan Drain be opened.

Carried.

Present: Nick Vanderwal, Floyd Vanderwal and Bob Marriott

Ray Dobbin presented the report noting that the Duncan Drain had been established by a report in 1952. The County of Lambton had replaced the drain during the reconstruction of Petrolia Line. The report confirmed the existing

drainage system as the Duncan Drain complete with catch basins. The report established a maintenance schedule. No work was currently proposed on the drain. Mr. Dobbin noted that the report confirmed the legal right for assessed owners to drain into the Duncan Drain.

Bob Marriott noted that his property did not drain into the Duncan Drain.

Mr. Dobbin noted that he would have his staff revisit the property to check the elevations.

Nick Vanderwal questioned whether the Township was taking over the County drainage system.

Mr. Dobbin noted that municipal drain predated the County drainage system. The report also identified additional properties that were not in existence when the Duncan Drain was established in 1952.

The Clerk reviewed that the Court of Revision notices would be sent to property owners at which time the report assessments could be appealed.

Moved by Councillor McCallum

Seconded by Councillor Van Dun

That the meeting to consider the Duncan Drain be closed.

Carried.

Drainage: Update on municipal drain activities

Ray Dobbin reviewed the status report on drainage work within the Township of Enniskillen.

F. Correspondence requiring motions

1. Application for Reduction in Assessment 3884 Petrolia Line

Moved by Councillor McCallum

Seconded by Councillor Van Dun

That the recommendation of the assessor regarding 3884 Petrolia Line be approved.

Carried.

2. Resolution Lakeshore: Marijuana Tax Revenue

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the resolution from Lakeshore requesting a municipal share of tax revenue from the sale of marijuana be supported.

Carried.

3. Resolution Lakeshore: Population Growth Projections

Moved by Councillor McCallum

Seconded by Councillor Krall

That the resolution regarding population growth projections be received and filed.

Carried.

Court of Revision Kells Drain 7:30 pm

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the Court of Revision for the Kells Drain be opened.

Carried.

Present: Al Langford, Jamie Duncan and Paul Lebert

Ray Dobbin reported that a revised schedule of assessment had been circulated that removed Ken King's property from the drain. He also noted that the revised schedule had corrected the assessment for a culvert on the W1/2 Lot 27.

Jamie Duncan questioned whether the open drain on his farm could be abandoned.

Mr. Dobbin noted that the open portion of the drain could be abandoned on a request from the property owner. He noted that Mr. Duncan would need to install new tile mains to direct the water into the open portion of the Kells Drain.

Mr. Langford noted his support for buffer strips to control soil erosion in the open drain.

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the revised schedule of assessment for the Kells Drain be approved removing the King property from the schedule and altering the assessment for a culvert on the W ½ Lot 27.

Carried

Moved by Councillor Van Dun

Seconded by Councillor McCallum

That the Court of Revision for the Kells Drain be closed.

Carried.

The Clerk reported that Corey McKinnon had submitted an appeal to the design of the McKinnon Drain report. He had requested that an open swale be installed in branch 1 and that access culverts be installed in branch 2 and 3.

Mr. Dobbin reported that due to the erosion taking place in branch 1 that he could not recommend that the tile be replaced with a swale.

He reported that branch 2 already included an access culvert at the outlet of the branch. He also noted that the report provided the authority to install an access culvert in branch 3. It was noted that during the meeting to consider the report that Mr. McKinnon had indicated that he had installed a low level crossing in Branch 3.

Moved by Councillor McCallum
Seconded by Councillor Van Dun
That the report for the McKinnon Drain be confirmed.
Carried.

Court of Revision McKinnon Drain 7:40 pm

Moved by Councillor Van Dun
Seconded by Councillor McCallum
That the Court of Revision for the McKinnon Drain be opened.
Carried.

No person assessed to the drain was present.

Mr. Dobbin reported that two appeals had been received concerning the drain report.

Chris Sayer reported that he had no benefit from the drainage report. He had no tile drainage from his property entering the McKinnon Drain.

Mr. Dobbin reported that the Sayer property had been resurveyed. He reported that a small portion of the Sayer property should be moved from Branch 1 to Branch 2. He recommended that this would be a change of \$100 to the Sayer property.

Mr. Dobbin read the written appeal received from Corey McKinnon.

Mr. Dobbin reported that none of the existing drains crossing the McKinnon property formed part of a municipal drain. He noted that in his opinion the report as prepared provided sufficient outlet for each of the proposed branches in the drainage report.

Mr. Dobbin reported that he had incorporated the work undertaken by the owner and others into an allowance in Branch 2. He noted that he had used the actual invoice for the work and based on discussions with the contractor removed costs that were not part of the Branch 2 work. This cost was used to establish the allowance provided to Mr. McKinnon on Branch 2.

Mr. Dobbin noted that in this case the provisions of section 32 of the Drainage Act would not apply with respect to allowances.

Mr. Dobbin reported that in branch 1 and 2 access culverts had been proposed. He noted that the report would permit the construction of an access in branch 3 although the costs were not currently included in the report. The maintenance provisions in the report would permit the installation of the culvert in branch 3. The provision of allowances under section 33 of the Drainage Act would not be appropriate.

Moved by Councillor McCallum

Seconded by Councillor Van Dun

That a reduction in the assessment be made to the property of Chris Sayer of \$100 and that the assessment be applied to Oil Springs Line.

Carried.

Court of Revision Sarnia Enniskillen Town line Drain 8:00 pm

Present: Mark Rainsberry

Mr. Rainsberry noted that he was present to request that the top end of the existing tile drain be flushed to ensure that the roots were removed from the tile.

Mr. Rainsberry indicated that he had no concerns with the report assessments.

Moved by Councillor Krall

Seconded by Councillor McCallum

That the assessment schedule for the Sarnia Enniskillen Town line Drain be confirmed.

Carried.

Moved by Councillor Van Dun

Seconded by Councillor Krall

That the Court of Revision be adjourned.

Carried.

Moved by Councillor McCallum

Seconded by Councillor Van Dun

That the R Dobbin Engineering be authorized to engage Vokes Bros Drainage to undertake work on the Sarnia Enniskillen Town line Drain conditional on tile flushing taking place and the cost not to exceed the costs estimated in the report.

Carried.

4. Resolution Norwich: Ontario Building Code Amendments

Moved by Councillor McCallum
Seconded by Councillor Krall
That the resolution from Norwich be supported.
Carried.

G. Accounts

Moved by Councillor Krall
Seconded by Councillor Van Dun
That the accounts be paid as circulated:
Cheque 11716-11731: \$ 53,417.21
Cheque 11732-11771: \$ 187,897.53
Cheque 11772-11795: \$ 23,001.52
Carried.

H. Bylaws

1. Bylaw 14 of 2018- Joint Compliance Audit Committee
2. Bylaw 15 of 2018- Petrolia North Enniskillen Fire Department Fees and Charges
It was noted that Bylaw 15 of 2018 would be recirculated for the next meeting.
3. Bylaw 16 of 2018- Revised procedural bylaw
4. Bylaw 17 of 2018- Confirmation Bylaw
5. Bylaw 18 of 2018- Drain Rating Bylaw

Moved by Councillor McCallum
Seconded by Councillor Van Dun
That first and second reading be given to Bylaws 14, 16, 17 and 18 of 2018.
Carried.

Moved by Councillor Krall
Seconded by Councillor McCallum
That third and final reading be given to Bylaws 14, 16, 17 and 18 of 2018.
Carried.

I. Other Business

1. John Innes County of Lambton proposed changes to Vacancy Rebates

Moved by Councillor Krall
Seconded by Councillor Van Dun
That the Council of the Township of Enniskillen support the removal of the vacancy rebate program.
Carried.

2. Memo C Poland update on Green Button Initiative
3. Judy Krall Memo Petrolia North Enniskillen Fire Committee meeting January 25 2018

Councillor Krall reported on the fire committee meeting in regards to staffing. She noted that a discussion would take place with the Town in regards to cost sharing in the department.

4. Judy Krall Memo Rural Ontario Municipal Association
5. Waste Management-Township of Enniskillen waste tonnage 2017

The Clerk noted that over 100,000 tonnes of material had been deposited into the landfill during the last three months of 2017.

6. Memo Council St Clair Region Authority staff meeting January 26 2018
7. Memo Council grass cutting Quotations

The Clerk reported that an agreement had been prepared.

J. Adjournment

Moved by Councillor Krall
Seconded by Councillor Van Dun
That the meeting be adjourned.
Carried.

Mayor

Clerk