

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

THIRTEENTH MEETING

MINUTES

JUNE 2 2015

A meeting of the Council of the Corporation of the Township of Enniskillen was held on Tuesday June 2 2015 at 7:00 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.

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 Van Dun

That the minutes of the meetings of May 5 and 19 2015 be adopted as circulated.  
Carried.

B. Public Meeting- Official Plan Amendment # 4-7:00 pm  
Correspondence- Will Nywening County of Lambton

Moved by Councillor Van Dun

Seconded by Councillor McCallum

That the public meeting be opened to consider Official Plan amendment # 4.  
Carried.

Present: Brad Zantingh, Carolyn Vsetula, Jim Forbes

Mayor Marriott noted that the public meeting was being held under the provisions of Section 22 of the Planning Act. An application had been made by JN Ventures Ltd to create a special policy to permit a second residential severance from the property located at 3911 Churchill Line.

Mr. Nywening presented a general overview of the application. Mr. Nywening indicated that the current Township Official Plan was approved prior to the implementation of the prior Provincial Policy Statements. As a result the current Township plan incorporated a policy for infilling that was not included in the provincial policy statements.

Mr. Nywening noted that the current Official Plan policies to prohibit the second residential consent from the plan did not offend either the County Official Plan or Provincial Policy statements.

Mr. Nywening noted that an Ontario Municipal Board hearing was held in which a similar application had been approved by the order of the Board member. The member in his decision had concerns with the grammar of the Township Official Plan and no clear indication of the time that the plan would be updated.

Mr. Nywening noted that although the Board decisions are not binding the prior decision would be considered in a new application.

Mr. Nywening noted that the Planning Department did not support the policy interpretation of the Board in the prior application. He noted that the current policy is well established within the Township and understood by Township residents. The approval of this application would be seen as inconsistent in the community.

Mr. Nywening concluded by noting that the department did not support the application.

Brad Zantingh the President of JN Ventures Ltd. read sections of the OMB decision that had taken place concerning a previous official plan application. He noted that the previous decision by the OMB was identical to that of the current application. He recommended that the Council accept the decision of the OMB and approve the current Official Plan amendment.

Jim Forbes noted that he fully supported the severance application by JN Ventures Ltd. He indicated that he lived on the lot that had been previously created from the farm in question. He noted that he supported the creation of smaller lots in the rural area.

Councillor O'Hara Wilson noted that each case should be treated separately. She noted that she did not agree with the prior OMB decision. She noted that the severance policy should remain limiting one severance from any farm parcel.

Mr. Zantingh noted that if a severance were approved on the farm parcel a condition would normally be applied to rezone the property to prohibit the construction of a dwelling on the farm. As a result there would be no house constructed on the property which could be severed in the future.

Jim Forbes questioned how a severance would affect the local tax base.

Mayor Marriott noted that there were no persons present to make further comments on the application.

Moved by Councillor O'Hara Wilson  
Seconded by Councillor Krall  
That the public meeting be adjourned.  
Carried.

## C. Interview:

## 1. Audit presentation Steve Outridge 7:30 pm

Steve Outridge presented the 2014 audit report on the Financial Statements. He reported that the audit review had been completed. He reported that there was nothing unusual to report from the audit.

Councillor O'Hara Wilson questioned about the operating expenses concerning the Oil City Sewer system.

Moved by Councillor O'Hara Wilson  
Seconded by Councillor Krall  
That the 2014 Financial Report be adopted.  
Carried.

## 2. Roads- Update on Tile Yard Road

The Road Superintendent reported that the removal of the base of the road had been completed and gravel was being put down. He noted that the speed of stone delivery was slower due to the availability of trucks. He noted that 5,400 tonnes of stone was yet to be delivered.

He noted that the tile of the Li and Klapak property would be extended.

Since the grader was working on Tile Yard Road dust suppressant had not been applied to the Township roads.

## 3. Water- Update on Old Walnut Road

Mr. Cumming reported that the waterline on Old Walnut Road north of LaSalle had been shut off. The three services had been connected to the Brooke Alvinston main on that section of road.

Mr. Cumming reported that the framing of the salt shed was underway. The wiring had been roughed into the salt shed.

4. Drainage- 4<sup>th</sup> Concession Drain

A request was made by Mrs. Wagner to have her assessment on the 4<sup>th</sup> Concession Drain be reduced.

Council did not approve the request.

## D. Correspondence for information

1. Wainfleet- Rural & Small Urban Green Energy Symposium
2. OGRA Board Highlights April 2015

3. AMO-
  1. Public Sector and MPP Accountability and Transparency Act 2014 proclaimed January 1 2016.
  2. Federal Gas Tax Audits
4. Great Lakes and St Lawrence Cities Initiative Annual Meeting and Conference June 17-19-2015
5. 150 Community Infrastructure Program

The Clerk requested Council support to make an application under the program to obtain funding to install a new roof on the Enniskillen Community Center. The estimated cost for the work was \$20,000.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Krall

That an application be submitted to the 150 Community Infrastructure Program to obtain funding to assist in the replacement of the roof and eave troughs at the Enniskillen Community Center.

Carried.

6. St Clair Region Conservation Authority -Conservation Update May 2015
7. Ministry of Economic Development- Building Ontario Up
8. Waste Diversion Ontario- CEO Update May 25-15
9. St Clair Conservation Bus Tour June 25-15

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That any member of Council be authorized to attend the Bus Tour provided by the St Clair Conservation Authority.

Carried.

10. Lambton Community Health Study
11. County of Lambton Disposal of Surplus Land 1014 Oak Street Sarnia
12. Sarnia Lambton Chamber of Commerce- Rural Trade Fair- Oil Museum of Canada June 17, 5-7 pm
13. Sarnia Heavy Construction Association Meetings June 11 and July 17-2015

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That any member of Council be permitted to attend the Sarnia Heavy Construction Association meetings on June 11 or July 17 2015.

Carried.

14. Municipal Affairs & Housing-Municipal Elections Act Review

Moved by Councillor Krall  
Seconded by Councillor O'Hara Wilson  
That correspondence items 1-4, 6-8, 10-12 and 14 be received and filed.  
Carried.

E. Correspondence requiring motions

1. Resolution Mayor of St Mary's support VIA Rail

Moved by Councillor McCallum  
Seconded by Councillor O'Hara Wilson  
That the resolution from the Mayor of St Mary's supporting VIA Rail be supported.  
Carried.

2. Resolution North Perth – request change in policy to permit use of Lottery revenue for municipal purposes.

Moved by Councillor O'Hara Wilson  
Seconded by Councillor Krall  
That the resolution from North Perth be received and filed.  
Carried.

3. Resolution Aurora Community Mail Boxes

Moved by Councillor McCallum  
Seconded by Councillor Krall  
That the resolution from Aurora concerning municipal regulation about the placement of Community mail boxes be supported.  
Carried.

4. Resolution Greater Madawaska reduce hydro rates to reasonable rates

Moved by Councillor O'Hara Wilson  
Seconded by Councillor McCallum  
That the resolution of Greater Madawaska supporting the reduction of reasonable hydro rates be supported.  
Carried.

F. Accounts

Moved by Councillor McCallum  
Seconded by Councillor Van Dun  
That the accounts be paid as circulated:  
Cheque: 8486-8519-\$ 113,207.40

Cheque: 8520-8539-\$ 52,263.08

Carried.

#### G. Bylaws

1. Bylaw 24 of 2015 Tew Drain third reading
2. Bylaw 40 of 2015 Building Permit Bylaw
3. Bylaw 41 of 2015 Confirmation Bylaw
4. Bylaw 42 of 2015- Tax Rate Bylaw

Moved by Councillor Krall

Seconded by Councillor O'Hara Wilson

That first and second reading be given to Bylaws 40, 41 and 42 of 2015.

Carried.

Moved by Councillor Van Dun

Seconded by Councillor McCallum

That third and final reading be given to Bylaws 24, 40, 41 and 42 of 2015.

Carried.

#### H. Other Business

1. Update on Waste Management Services- Verbal

The Clerk reported that a meeting will be held on June 9 with representatives from Waste Management to discuss future waste and recycling options.

2. The Clerk circulated a letter which had been prepared to submit to the review of the Planning Act. The letter recommended that the Act be amended to provide the authority to merge lots that had been approved in a plan of subdivision.
3. The Clerk circulated the simplified Risk Assessment concerning fire services in the municipality. The Clerk requested that Council review the document and it would be discussed at the next meeting.
4. The Lambton Kent District School Board circulated a revised policy concerning the opening and closing of schools in the district.
5. The minutes from the Petrolia Distribution Water Advisory Committee were distributed for review.
6. The retirement notice of Don Bruder the Administrator of Warwick was circulated to Council.

7. Correspondence was circulated providing information on labour relations changes being implemented by the provincial government. The changes purported to provide protection to professional firefighters who worked on volunteer departments.
8. Mayor Marriott reported that the Warden had made presentations to the Mayors of Oil Springs, Petrolia and Enniskillen in regards to the Discovery of Oil in Lambton and its importance to the development of the region.
9. The Clerk reported that a request had been made by the Petrolia North Enniskillen Fire Chief to make a report to the Enniskillen Council. It was noted that reporting should follow through the normal committee structure.
10. An invitation had been received from the Town of Petrolia to attend a session to receive information on the reconstruction of Petrolia Line.
11. The Clerk circulated a report from Ray Dobbin in regards to a site meeting held on the Naylor Piggott Drain.  
The participants at the meeting had asked that the tile drain be replaced.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Van Dun

That Ray Dobbin Engineering Inc be appointed to prepare a report under Section 78 of the Drainage Act to replace the Naylor Piggott Drain.

Carried.

## 12. Adjournment

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That the meeting be adjourned.

Carried.

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Mayor

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Clerk