

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

THIRD MEETING

MINUTES

FEBRUARY 20 2024

A meeting of the Council of the Township of Enniskillen was held on Tuesday February 20 2024 at 4:40 pm at the Enniskillen Council Chambers.

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

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

Minutes of the meeting of February 5 2024

Mayor Marriott declared an interest regarding the rezoning of 3901 Petrolia Line as the applicant was his brother. Mayor Marriott left the meeting during the public meeting.

B. Public Meetings

THE PROPOSED ZONING BY-LAW AMENDMENT APPLICATION would amend the Township of Enniskillen Zoning By-law 58 of 2015 as it applies to lands described as CON 10 W PT LOT 10 (municipally known as 3901 Petrolia Line). The applicant is proposing to rezone the property from Central Commercial 1 (C1) to a site-specific Commercial 1-1 (C1-1) Zone to further expand the permitted uses of the C1 Zone to permit operation of an electrical contracting business, personal automobile repair and open storage. The amending by-law will recognize these uses as well as establish zoning provisions for this property.

Present: Robert Marriott
Jarod Preston and Rob Nesbitt County of Lambton

Correspondence:

Jarod Preston County of Lambton

Mr. Preston reviewed his planning report. He noted that the central commercial zone was designed for an urban core area. He noted that the proposed amendment would establish site specific zoning regulations for the property. He indicated that the permitted uses would be expanded to include an electrical business and personal storage.

Mr. Preston noted that if the bylaw were approved a site plan agreement would be established which would confirm locations for buildings on the property.

Robert Marriott commented on the correspondence from the building department. He noted that in conversation with the building inspector there would not be a requirement for a septic inspection since no water was to be installed in the proposed building.

Moved by Councillor Van Dun

Seconded by Councillor Burke

That the proposed rezoning of 3901 Petrolia Line be supported.

Carried.

Mayor Marriott re entered the meeting and assumed the chair.

THE PROPOSED ZONING BY-LAW AMENDMENT APPLICATION would amend the the Township of Enniskillen Zoning By-law 58 of 2015 as it applies to lands described as CON 5 E PT LOT 8 (municipally known as 3760 Courtright Line).

CONSENT APPLICATION B-001-2024 has also been submitted to sever approximately 0.8 hectares of land (2 acres) with a single detached dwelling and detached shed from a farm property. The remaining 9.31 hectares (23 acres) is proposed to be merged with the neighbouring farm property on 3826 Courtright Line.

The approval of Consent Application B-001-2024 includes a condition that requires the applicant to obtain the proposed rezoning that will change the zoning of the retained land from Agricultural 1 (A1) to Agricultural – No Dwelling (A-ND).

Present: David Gray

Jarod Preston and Rob Nesbitt County of Lambton

Correspondence:

Jarod Preston County of Lambton

County of Lambton Public Works

Mr. Preston reviewed his planning report for the proposed rezoning of 3760 and 3826 Courtright Line.

Mr. Preston noted that the rezoning was a condition of severance application B001/24. The rezoning would change the farm property zoning so as to not permit the construction of a dwelling.

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the rezoning application for 3760 and 3826 Courtright Line be supported.

Carried.

C. Interviews

Roads: Update Oil Springs Line verbal

The Clerk noted that the bus pickup route for students on Oil Springs Line west of the Village had been altered so that they did not have to cross a live lane of traffic to use the school bus.

The Clerk noted that the police were undertaking speed checks of drivers on the road. A report on the area would be provided in the future.

Water: Enniskillen Water Distribution Annual Report

Christine Poland asked whether there were any questions regarding the Water Distribution Annual report.

No questions were received.

Moved by Councillor Krall

Seconded by Councillor Burke

That the Enniskillen Water Distribution Annual Report be approved.

Carried.

Trevor Brand:

Trevor Brand asked for a response to questions posed during the meeting of November 20 2023.

The Clerk responded to the questions.

Mayor Marriott noted that he would not entertain questions that related to the current appeals to the Ontario Land Tribunal.

Mr. Brand noted that on three occasions the Clerk had not provided information to him related to the cannabis official plan and zoning bylaws.

Drains: Update Drainage Superintendent, Tenders Perkins Drain and 4th Concession Johnston Creek Drain

Tender results were received for the Perkins Drain:

McNally Excavating	\$93,323.99
JLH Excavating	\$109,504.91

Moved by Councillor Bruke

Seconded by Councillor Krall

That the low tender from McNally Excavating be accepted for the Perkins Drain.

Carried.

Tender results were received for the 4th Concession Johnston Creek Drain

Bruce Poland and Sons	\$ 29,689.62
McNally Excavating	\$ 38,749.96
JLH Excavating	\$ 45,558.78

Moved by Councillor Van Dun

Seconded by Councillor Burke

That the low tender from Bruce Poland and Sons be accepted for the 4th Concession Johnston Creek Drain.

Carried.

Mr. Moores reported that the cleaning and brushing of the Moran Drain had been completed.

He reported that the cleaning of the Durham Creek Drain between Forest Road and Petrolia Line had started today.

He reported that one additional culvert had been installed on the Perry Drian.

Meeting to consider the Hodges Drain Report 5:15 pm

Present: David Moores

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the report for the Hodges Drain be considered.

Carried.

Mr. Moores noted that the affected property owner had communicated to him indicating that he would not attend the meeting due to illness. He noted that the owner had confirmed in his communications that he was satisfied with the report.

Mr. Moores noted that the report under Section 78 (5) of the Drainage Act would provide a new access culvert for the property owner. The report required that the entire cost of the work be paid by the owner.

Mr. Moores requested that the property owner be permitted to undertake the culvert installation under the supervision of the Drainage superintendent.

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the Hodges Drain Report be supported.

Carried.

D. Correspondence for information

1. Lambton Seniors' Advisory Minutes October 24 and Dec 19 2023
2. Ministry of Agriculture Food and Rural Affairs Drainage Superintendent
3. County of Lambton Council Highlights February 7 2024
4. County of Lambton Child Care Expansion
5. Dawn-Euphemia appointment to Lambton Police Board representative

Moved by Councillor Burke

Seconded by Councillor Krall

That correspondence items 1-5 be received and filed.

Carried.

E. Correspondence requiring motions

1. Resolution Petrolia combine OGRA and ROMA Conventions

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the resolution from Petrolia recommending the consolidation of the OGRA and ROMA conferences be supported.

Carried.

2. Resolution Brantford reliable and accessible public rail transit

Moved by Councillor Krall

Seconded by Councillor Burke

That the resolution from Brantford regarding accessible and reliable public rail transit be received and filed.

Carried.

3. Resolution Renfrew Affordability of Water and Wastewater Systems

Moved by Councillor Krall

Seconded by Councillor Van Dun

That the resolution from Renfrew regarding the affordability of water and sewer systems be supported.

Carried.

4. Resolution Hamilton Ontario Energy Board

Moved by Councillor Krall

Seconded by Councillor Burke

That the resolution from Hamilton regarding the Ontario Energy Board be received and filed.

Carried.

F. Accounts

Moved by Councillor Van Dun
Seconded by Councillor Krall
That the accounts be paid as circulated:
Cheque: 18229-18258: \$ 77,548.26.
Carried.

G. Other Business

1. Memo Insurance Renewal 2024-25

Moved by Councillor Van Dun
Seconded by Councillor Krall
That the Council proceed to renew the insurance program with Marsh for the
2024-2025 year.
Carried.

2. Memo Petrolia Draft Plan of Subdivision

The Clerk reviewed the drainage and traffic issues associated with a plan of
subdivision to be developed in the Town of Petrolia.

Moved by Councillor Van Dun
Seconded by Councillor Krall
That a letter of support be provided for the draft plan of subdivision with
recommendations to review drainage and traffic.
Carried.

3. Memo 2024 Fire Budget

The Clerk noted that both operating and capital costs for both fire services
would require an increase in the fire levy for the 2024 year.

Moved by Councillor Burke
Seconded by Councillor Van Dun
That the 2024 fire rate be increased from \$550,000 to \$650,000 in 2024.
Carried.

4. Memo Community Risk Assessment

The Clerk requested that Council review the risk assessment to determine if
there were any subjects not reviewed.

H. Bylaws

1. Bylaw 5 of 2024- Fee Bylaw
2. Bylaw 8 of 2024- Confirmation Bylaw
3. Bylaw 9 of 2024- Gray Rezoning
4. Bylaw 12 of 2024- Lewis McDougall Rating Bylaw
5. Bylaw 13 of 2024- Drain Rating Bylaw
6. Bylaw 15 of 2024- Hodges Drain 1&2 Reading

Moved by Councillor Krall

Seconded by Councillor Van Dun

That first and second reading be given to Bylaws 5,8,9,12,13 and 15 of 2024.

Carried

Moved by Councillor Burke

Seconded by Councillor McCallum

That third and final reading be given to Bylaws 5,8,9,12 and 13 of 2024.

Carried.

Mayor Marriott declared a conflict of interest regarding Bylaw 14 of 2024 that rezoned property owned by his brother.

Mayor Marriott left the meeting.

Moved by Councillor Van Dun

Seconded by Councillor McCallum

That first and second reading be given to Bylaw 14 of 2024.

Carried.

Moved by Councillor Burke

Seconded by Councillor Van Dun

That third and final reading be given to Bylaw 14 of 2024.

Carried.

Mayor Marriott re-entered the meeting and assumed the chair.

I. Adjournment

Moved by Councillor Burke

Seconded by Councillor Van Dun

That the meeting be adjourned.

Carried.

Mayor

THIRD MEETING

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FEBRUARY 20 2024

Clerk