

**For consideration by the Council
of the City of Barrie on April 18, 2011**

The meeting was called to order by Mayor Lehman at 7:03 p.m. and the following were recorded as being present:

COUNCIL: Mayor, J. Lehman
Councillor, B. Ainsworth
Councillor, L. Strachan
Councillor, D. Shipley
Councillor, B. Ward
Councillor, P. Silveira
Councillor, M. Prowse
Councillor, J. Brassard
Councillor, J. Robinson
Councillor, A. Nuttall.

ABSENT: Councillor, B. Jackson.

**STUDENT
MAYOR:** K. Grant, Algonquin Ridge Elementary School (left the meeting at 8:39 p.m.).

STAFF: Chief Administrative Officer, J. Babulic
City Clerk, D. McAlpine
Deputy City Clerk, C. deGorter
Director of Building Services, G. Allison (left the meeting at 8:39 p.m.)
Director of Engineering, W. McArthur
Director of Finance, D. McKinnon
Director of Information Communications and Technologies (Interim), F. Barbaro (left the meeting at 8:39 p.m.)
Director of Leisure, Transit and Facilities, B. Roth (left the meeting at 10:14 p.m.)
Director of Planning Services, S. Naylor
Director of Strategy and Economic Development, H. Kirolos (left the meeting at 8:39 p.m.)
Fire Chief, J. Lynn (left the meeting at 9:27 p.m.)
General Manager of Community Operations, J. Sales
General Manager of Corporate Services, E. Archer
General Manager of Infrastructure, Development and Culture, R. Forward
Manager of Facility, Planning and Development, D. Burton (joined the meeting at 7:58 p.m. and left the meeting at 10:14 p.m.)
Manager of Fleet/Director of Operations (Interim), D. Friary
Manager of Inspections, R. Larmer (joined the meeting at 7:57 p.m. and left the meeting at 8:39 p.m.)
Policy Planner, C. Terry (joined the meeting at 10:14 p.m. and left the meeting at 10:18 p.m.)
Senior Development Planner, J. Foster (joined the meeting at 9:28 p.m. and left the meeting at 9:46 p.m.)
Senior Policy Planner, K. Brislin (left the meeting at 10:18 p.m.)
Supervisor of Property and Zoning Standards, C. Alexander (joined the meeting at 7:57 p.m. and left the meeting at 8:39 p.m.).

The General Committee met for the purpose of two public meetings at 7:04 p.m. and reports as follows:

Mayor Lehman advised the public that any concerns or appeals dealing with the proposed Zoning By-law Amendment submitted by The Jones Consulting Group Ltd. on behalf of the applicant, Pratt Hansen Group Inc., and proposed zoning by-law amendment initiated by The Corporation of the City of Barrie should be directed to the City Clerk's Office. Any interested parties wishing further notification of the staff reports regarding the matters were advised to sign the appropriate notification form required by the City Clerk's Office. Mayor Lehman confirmed with the Deputy City Clerk that notification was conducted in accordance with the Planning Act.

SECTION "A"

**11-G-074 APPLICATION FOR ZONING BY-LAW AMENDMENT - PRATT HANSEN GROUP INC.
- SOUTH-WEST CORNER OF HARVIE ROAD AND VETERAN'S DRIVE- (April 11,
2011) (File: D14-1503)**

Ray Duhamel of The Jones Consulting Group Ltd. explained that the purpose of the public meeting is to review an application for a rezoning submitted by The Jones Consulting Group Ltd. on behalf of the applicant, Pratt Hansen Group Inc. He noted that the subject lands are located at the south-west corner of Harvie Road and Veteran's Drive and the property is legally described as Blocks 84 and 98, Registered Plan 51M-835 and Part 1, Reference Plan 51R-34175. It is located within the Holly Planning Area and known municipally as 205, 213 and 221 Harvie Road and 414 Veteran's Drive.

Mr. Duhamel provided the site characteristics noting that the owner is intending to develop the two parcels of land jointly, having a total area of approximately 2.27ha (5.6ac.). He described the surrounding lands and their uses and noted that he believes the proposed development meets the criteria of the Provincial Policy Statement and Zoning By-law. He explained that the lands are considered to be designated Residential Area within the City's Official Plan. Mr. Duhamel stated that the owner has applied to amend the current zoning of the property from Multiple Residential Dwelling Second Density RM2 Special Provision (SP-84) (H-18) and Multiple Residential Dwelling Second Density RM2 (H) to Multiple Residential Dwelling Second Density RM2 Special Provision (SP) to permit the development of the property for a total of 88 residential units comprised of 56 townhouse units and 32 walk up apartment units. He explained that the proposed Special Provision will provide for secondary accesses within 5.5m of the lot line whereby a minimum of 7m is required.

Mr. Duhamel displayed the proposed site plans and the elevations for the buildings. He explained that the design of the development proposes to have the driveways to the rear of the properties to allow for the buildings to be built closer to the street in order to be more "pedestrian friendly". He noted that it is the intent to preserve the trees on the South and West side of the property limits and commented that the design of the different buildings will have variations in order to add dimension to the streetscape.

11-G-074

Continued ...

PUBLIC COMMENTS:

1. **Michael Lecompte, 10 Claudio Crescent** noted that he lives across from the proposed development and he asked a number of questions about the impact on the proposed development will have on Harvie Road. He asked if an entrance off of Harvie Road is proposed for the development. Mr. Lecompte commented that there are no stop lights on Harvie Road and during peak traffic times it is difficult to turn left onto Harvie Road. He noted that there are no sidewalks along either side of Harvie Road, making it difficult to access local parks. He stated that he believes the increased density will increase traffic and add to the dangers of walking across and along Harvie Road. He noted that his main concern regarding the proposed development was the increased traffic and the impact it will have on the safety of the children. He questioned whether the existing infrastructure could handle the impacts of the increased traffic. Mr. Lecompte commented that he feels the design of the proposed townhouses looks nice.
2. **Wendy Varty, 4 Claudio Crescent** noted that she has similar concerns with the infrastructure as the first speaker. She commented that during the winter months it seemed that there was only enough room for one and a half cars along Harvie Road. She stated that she is concerned for the safety of the children walking to school if there is increased traffic from the proposed development and feels there are too many buildings being proposed in the development. She noted that many Barrie residents commute to their jobs and generally leave and return from their homes at the same time causing an increase of traffic on the surrounding roads. She concluded by requesting that General Committee consider the impact the development will have if it is completed and inhabited prior to Harvie Road being widened.

Members of General Committee asked a number of questions to the representatives of the applicant and City staff.

WRITTEN CORRESPONDENCE:

1. Correspondence dated February 8, 2011 from Holly Spacek, Senior Planner, Simcoe County District School Board.
2. Correspondence dated February 10, 2011 from Krisitn Pechkovsky, Simcoe Muskoka Catholic District School Board.
3. Correspondence dated February 14, 2011 from John La Chapelle, Manager, Development and Municipal Services Control Centre, Bell.
4. Correspondence dated February 21, 2011 from Wendy Varty.
5. Correspondence dated February 21, 2011 from Michael Lecompte.
6. Correspondence received March 17, 2011 from Tracy Lucia.
7. Correspondence received April 5, 2011 from Joseph Melson.

11-G-075 APPLICATION FOR ZONING BY-LAW AMENDMENT – CITY OF BARRIE - TRANSMISSION TOWERS - (April 11, 2011) (File: D14-1502)

Kathy Brislin, Senior Policy Planner for the City of Barrie explained that the purpose of the public meeting is to consider a zoning by-law amendment initiated by The Corporation of the City of Barrie to replace Section 4.2.1.1 (c) of the Zoning By-law with the following wording:

- (c) Private utility, save and except for:
- i. incinerators, sanitary landfill projects, waste collection and recycling facilities and any function involving open storage of materials,
 - ii. free standing transmission towers in the Central Area Commercial C1 and Transition Centre Commercial C2 Zones or in any Residential zone."

Ms. Brislin explained that communication towers are regulated by Industry Canada and the current policy with respect to installation includes technical requirements and a consultation process. She noted that Industry Canada requires a number of options to be explored before building a free-standing tower. Ms. Brislin indicated that the Official Plan states that transmission towers are permitted within any designation except Environmental Protection Area and Open Space designations, unless it is considered essential that it is located in one of these designations.

Ms. Brislin explained that the current zoning by-law defines a transmission tower as a public utility and states in section 4.2.1 that they may be located in any zone. She noted that the effect of the proposed by-law amendment would be that new free standing towers would not be permitted in the C1 Central Area Commercial Zone, the C2 Transition Centre Commercial Zone as well as Residential Zones. She noted that the changes will address the intent to prohibit these utilities from locating in and around the Urban Growth Centre including the City Centre, Allandale and Lakeshore Open Space system around Kempenfelt Bay.

Ms. Brislin concluded by commenting that the effect of the proposed zoning by-law changes will provide guidance with respect to commenting on an application for freestanding communications/transmission towers.

PUBLIC COMMENTS:

Alan McNair, 33 St. Vincent Street commented that he was representing the views of the Brereton Field Naturalists' Club and has previously made comments concerning hard infrastructure in lands that are designated as Environmental Protection and Open Space during the Official Plan review. He requested that the proposed wording for the zoning by-law amendment be changed by adding the words "Environmental Protections and Open Space" after the word "Residential" in Section 4.2.1.1(c) to implement Section 5.1.2.1 of City's Official Plan. He stated that he feels this change will properly protect lands from the intrusion of utility structures and facilitates. Mr. McNair stated that he does not support the change to the by-law concerning "private utility" and suggested using the existing term, "Private utility, acting as the primary service provider" as he feels the proposed change may encourage unnecessary proliferation of free standing transmission towers in Barrie as there has been an increase of service providers. He indicated that he does not believe this would add an overall benefit to the community.

11-G-075 Continued ...

WRITTEN CORRESPONDENCE:

1. Correspondence dated April 11, 2011 from Alan McNair.

The General Committee reports that the following matter(s) were dealt with on the consent portion of the agenda:

SECTION "B"

11-G-076 **REPORT OF THE TRANSPORTATION AND ECONOMIC DEVELOPMENT COMMITTEE DATED MARCH 23, 2011.**

The Report dated March 23, 2011 of the Transportation and Economic Development Committee was received. (File: C05)

11-G-077 **REPORT OF THE COMMUNITY SERVICES COMMITTEE DATED MARCH 30, 2011.**

The Report dated March 30, 2011 of the Community Services Committee was received. (File: C05)

The General Committee recommends adoption of the following recommendation(s) which were dealt with on the consent portion of the agenda:

SECTION "C"

11-G-078 **PAY AND DISPLAY ALTERNATIVES - MOTORCYCLES AND MOTORIZED SCOOTERS**

That the following paragraphs of Staff Report ENG048-10 regarding Pay and Display Alternatives – Motorcycles and Motorized Scooters be referred back to staff in the Engineering Department to further review opportunities to create additional parking in the downtown area for motorcycles and motorized scooters and report back to General Committee.

- "1. That one (1) designated parking space be modified to provide two (2) metered pay parking spaces for motorcycles/motorized scooters as indicated in Appendix "A" of Staff Report ENG048-10 in the following parking lots:
 - a) City Hall;
 - b) Maple Avenue and Ross Street; and
 - c) Simcoe Street Lot East.

11-G-078 Continued ...

2. That Fees By-law 2010-020, Schedule "J", "Section 5 – Parking Fees" be amended by adding the following:

Lot	Approved Fee
a) "City Hall	<u>Motorcycle/Motorized Scooter Parking</u> \$0.50 per hour 5 hour maximum 9:00 am – 5:00 pm, Monday to Friday"
b) "Maple Avenue and Ross Street	<u>Motorcycle/Motorized Scooter Parking</u> \$0.50 per hour \$2.50 daily maximum 9:00 am – 5:00 pm, Monday to Friday"
c) "Simcoe Street Lot East	<u>Motorcycle/Motorized Scooter Parking</u> \$0.50 per hour \$2.50 daily maximum 9:00 am – 5:00 pm, Monday to Friday"

(11-TED-009) (10 G-309) (ENG048-10) (File: T00)".

11-G-079 TRAFFIC BY-LAW AMENDMENTS AND HYBRID VEHICLE PARKING

1. That Traffic By-law 80-138 as amended, be further amended to allow for Schedule "H" "Rates In The Parking Meter Zones And Parking Lots" to be removed to eliminate any redundant fee references.
2. That hybrid vehicle parking not be provided free parking within the downtown core. (11-TED-010) (10-G-309) (ENG048-10) (File: T02-PA)

11-G-080 PARKING ON GLENWOOD DRIVE

That staff in the Engineering Department investigate the feasibility of prohibiting parking on both sides or one side of Glenwood Drive and report back to General Committee. (11-TED-013) (File: T00)

11-G-081 PARKING ON WEATHERUP CRESCENT

That staff in the Engineering Department investigate the feasibility of prohibiting parking on both sides or one side of Weatherup Crescent near the eastern intersection of Weatherup Crescent and Livingstone Street West and report back to General Committee. (11-TED-014) (File: T00)

11-G-082 THREE-WAY STOP AT THE INTERSECTION OF DOCK ROAD AND GOLDEN MEADOW ROAD

That discussion on the feasibility of implementing an all way stop at the intersection of Dock Road and Golden Meadow Road be deferred to a future meeting of the Transportation and Economic Development Committee. (11-TED-015) (10-G-355) (10-CMSC-042) (File: T00)

11-G-083 ALL-WAY STOP AT THE INTERSECTION OF SUN KING CRESCENT AND ROYAL JUBILEE DRIVE

That discussion on the feasibility of implementing an all way stop at the intersection of Sun King Crescent and Royal Jubilee Drive be deferred to a future meeting of the Transportation and Economic Development Committee. (11-TED-016) (10-G-356) (10-CMSC-043) (File: T00)

11-G-084 ALL-WAY STOP AT THE INTERSECTION OF SANDRINGHAM DRIVE AND BIRKHAL PLACE - NORTH SIDE

That discussion on the feasibility of implementing an all way stop at the intersection of Sandringham Drive and Birkhall Place - north side be deferred to a future meeting of the Transportation and Economic Development Committee. (11-TED-017) (10-G-54) (10-CMSC-041) (File: T00)

11-G-085 PROPOSAL FOR THE CREATION OF A DISC GOLF COURSE

That staff investigate potential sites for the creation of a disc golf course and the possibility of entering into a land use agreement with the Barrie Ultimate League and report back to Community Services Committee in May 2011. (11-CMSC-006) (File: R00)

11-G-086 MAPLEVIEW WATER TOWER ICING MITIGATION INVESTIGATION

1. That the Mapleview Water Tower Icing Mitigation Investigation be authorized to proceed in 2011, and funded in the amount of \$30,000, excluding HST, from the Water Rate Reserve 12-05-0580.
2. That subsequent to the investigation, a Staff Report be prepared to provide recommendations as to the preferred solution and construction implementation approach. (ENG014-110411) (File: A19-MAP)

11-G-087 PARKING PROHIBITION ON STEEL STREET

1. That By-law 80-138, Schedule "B", "No Parking in Specified Places Where Signs on Display at Stated Times" be amended by deleting the following:

<u>"Steel Street</u>	In front of Steele Street School and St Monica's Separate.	North side	8:00 a.m. to 5:00 p.m. excluding Saturdays Sundays and Statutory Holidays."
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And add the following:

<u>"Steel Street</u>	From a point 32 metres east of Rodney Street to Cook Street.	North side	8:00 a.m. to 5:00 p.m. excluding Saturdays Sundays and Statutory Holidays."
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<u>"Steel Street</u>	From a point 42 metres east of Jeffery Street to a point 128 metres east thereof.	North side	8:00 a.m. to 5:00 p.m. excluding Saturdays Sundays and Statutory Holidays."
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11-G-087 Continued ...

2. That By-law 80-138, Schedule "D", "Stopping Prohibited" be amended by deleting the following:

<u>"Steel Street</u>	Adjacent to the St. Monica's School Grounds	South Side	8:30 a.m. to 4:30 p.m. excluding Saturdays Sundays and Statutory Holidays."
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<u>"Steel Street</u>	Rodney Street to Nelson Street	South Side	8:00 a.m. to 4:00 p.m. excluding Saturdays Sundays and Statutory Holidays."
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And add the following:

<u>"Steel Street</u>	From a point 32 metres east of Rodney Street to Nelson Street	South side	8:00 a.m. to 5:00 p.m. excluding Saturdays Sundays and Statutory Holidays."
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(ENG015-11) (File T02-PA)

11-G-088 THE GOOD SHEPHERD CATHOLIC SCHOOL SAFETY AUDIT

That the existing traffic safety measures which address traffic safety concerns on Cloughley Drive remain as is. (ENG016) (File: T07-SI)

11-G-089 TRAFFIC BY-LAW 80-138 UPDATES

1. That By-Law 80-138, Operation of Vehicles, Section 6 be amended by including the following condition:

a) 6(8) One-Way Streets

The Director of Operations has the authority to temporarily convert one-way streets to two-way streets during construction activities or emergencies that would otherwise not allow access to the properties adjacent to the construction or emergency.

2. That By-Law 80-138, Parking Prohibited, Section 4 be amended by including the following condition:

a) 4(14) Large Motor Vehicle

No person shall stop, stand or park a large motor vehicle or a trailer on any street in any residential zone unless it is at the time being used to make a delivery or to provide a service.

11-G-089 Continued ...

3. That By-Law 80-138, Parking Meters/Pay and Display Machines, Section 5 be updated by including the following:
 - a) 5(25) Exemption for Emergency Vehicles
Emergency Vehicles including police, fire and ambulance shall be exempt from paying parking rates at City parking meters and pay and display machines.
4. That By-Law 80-138, Interpretation, Section 1 be updated by including the following definitions:
 - a) (nn) "Large Motor Vehicle" means any motor vehicle having a registered gross weight greater than 4,500 kilograms.
 - b) (oo) "Emergency Vehicle" means a vehicle while used by a person in the lawful performance of his or her duties as a police officer, a fire department vehicle or an ambulance. (ENG019-11) (File: T00-TR)

11-G-090 ESTATES OF LITTLE LAKE SUBDIVISION ACCEPTANCE OF MUNICIPAL SERVICES

That the "as-constructed" municipal services within, and complementary to, the Estates of Little Lake Subdivision described as Registered Plan 51M-842 and Parts 1 to 13 on Plan 51R-34086 (Ministry File 43T-041119) be accepted, and that a by-law be prepared to assume the streets within the plan of subdivision as public highways subject to the satisfaction of the Director of Legal Services, City Clerk, Director of Engineering, PowerStream Barrie Hydro Distribution Inc., and subject to the following conditions:

- a) That a cash deposit (from the Letter of Credit) in the amount of \$35,685.61 be held until the completion of the one (1) year maintenance period at which time a final inspection of the works, within and associated with this plan, will be performed with the consultant.
- b) That a cash deposit (from the Letter of Credit) in the amount of \$5,200.00 be held for the purpose of securing uncompleted work, including \$700.00 for works associated with the placement of boulevard trees for undeveloped lots, \$1,000.00 for works associated with repairing a sanitary maintenance hole, \$2,500.00 for works associated with driveway aprons and boulevard sod for the three (3) vacant lots at the corner of Surrey Court and Livingstone Street (being Parts 1, 2 and 3 on Plan 51R-35923), and \$1,000.00 for works associated with the private driveway on 11 Surrey Drive (being Part 3 on Plan 51R-34086), which shall be held until the work is completed prior to the end of the one (1) year maintenance period. (ENG021) (File: D12-253)

11-G-091 MEMORIAL SQUARE DESIGN CONCEPT APPROVAL

That the Memorial Square Conceptual Design as outlined in Staff Report ENG022-11 be approved in principle. (ENG022-11) (File: R04-ME)

**11-G-092 WRITE-OFF UNCOLLECTIBLE TAXES FOR STORM WATER MANAGEMENT PONDS
AND ENVIRONMENTALLY PROTECTED LANDS**

1. That the property taxes be written off as uncollectible under section 354 of the Municipal Act, 2001 for the following properties as the lands are designated as stormwater management ponds:

Plan 51M-882 Block 35 (roll#4342-040-018-08735)	\$12,303.01
Plan 51M-882- Pt Block 37 (roll#4342-040-018-08765)	\$26,181.05

2. That the property taxes be written off as uncollectible under section 354 of the Municipal Act, 2001 for the following properties as they are City Owned Properties:

Plan 51M -822 Block 266 (roll #4342-050-006-25620)	\$15,130.48
Plan 51M-822 Block 263 (roll #4342-050-006-25316)	\$ 301.86
(FIN007-11) (File: F00)	

11-G-093 DISCONTINUATION OF SPECIAL AREA PROPERTY TAX RATE

That the Special Area Property Tax Rate established in accordance with the Barrie Innisfil Act in 1981 be discontinued. (FIN008-11) (File: F00)

11-G-094 SINGLE AND SOLE SOURCE CONTRACT NEGOTIATIONS AND AWARDS

1. That the following sole and single source agreements be negotiated and executed in accordance with the Purchasing By-law 2008-121:

a) Sole source agreements with vendors for:

- i) annual maintenance and licence fees associated with data and voice systems and technology hardware, software and equipment with the vendors identified in Appendix "A" to Staff Report FIN010-11 for a period not to exceed five years;
- ii) specialized technology, replacement equipment, parts, materials and service related to the Water Pollution Control Centre with the vendors identified in Appendix "B" to Staff Report FIN010-11 for a period not to exceed five years; and
- iii) capital works construction with public utility companies or their successors/affiliates at a limit not to exceed the approved capital budget for capital works construction on an as and when required basis as identified in Appendix "C" to Staff Report FIN010-11 for a period not to exceed five years;

11-G-094

Continued ...

- b) Single source agreements with vendors for:
 - i) annual maintenance and licence fees associated with data and voice systems and technology hardware, software and equipment with the vendors identified in Appendix "D" to Staff Report FIN010-11 for a period not to exceed five years;
 - ii) specialized technology, replacement equipment, parts, materials and service related to the Water Pollution Control Centre with the vendors identified in Appendix "E" to Staff Report FIN010-11 for a period not to exceed five years; and
 - iii) credit rating services with Standard and Poor's in an amount not to exceed the amount allocated in the annual business plan and for a period not to exceed five years.
- 2. That staff be authorized to make the following annual sole source purchases with the following institutions to support the services provided by the City Clerk's Office:
 - a) The purchase of marriage licence forms from the Province of Ontario, Ministry of Finance in an amount not to exceed the amount allocated in the annual business plan;
 - b) The purchase of electronic banking services from Royal Bank of Canada related to the processing of payments for Provincial Offences Act charges (Paytickets) in an amount not to exceed the amount allocated in the annual business plan, subject to a review within five years to determine whether the province of Ontario has authorized additional vendors with access to its Integrated Court Offenses Network; and
 - c) The expenditures related to the provision of Justices of the Peace and Prosecution services (Part III only) for Provincial Offence Act court trials in accordance with the Memorandum of Understanding and the prescribed rates established by the Ministry of the Attorney General in an amount not to exceed the amount allocated in the annual business plan.
- 3. That the Mayor and Clerk be authorized to execute any agreements necessary to support the recommendations presented in this report. (FIN010-11) (File: F00)

11-G-095 ENCROACHMENT APPLICATION, 24 - 32 MULCASTER STREET

That the Mayor and City Clerk be authorized to enter into an encroachment agreement with Pulis Investment's Inc., owner of the property known municipally as 24-32 Mulcaster St., to permit the installation of a new exterior stucco siding on the east face of the building, as well as recognize that an existing encroachment exists pertaining to the foundation and possibly a small portion of the existing brick veneer on this same east side, subject to the following terms and conditions.

- a) The stucco finish will be applied to the existing east face, adding approximately 2" to the existing encroachment. It is recognized that 3 bay windows on the upper level are not considered an encroachment under the existing Building Code.
- b) The owners will provide proof of public liability insurance in the amount of \$2,000,000.00 and naming the City of Barrie as an additional insured and be required to pay the annual encroachment fee as established by Council from time to time;
- c) The contents of the agreement will be to the satisfaction of the Director of Legal Services and the City Solicitor and that all costs associated with the agreement, including registration on title, be the responsibility of the owners. (LGL008-11) (File: D16-MUL)

11-G-096 ANNUAL REPORT ON DELEGATED AUTHORITY ACQUISITIONS

That pursuant to Motion 05-G-338 and By-law 2005-149, Staff Report LGL005-11 providing a summary of real estate transactions completed in 2010 under the delegated authority of the City Clerk be received for information purposes. (LGL005-11) (File: L07-DEL)

11-G-097 TRANSIT SERVICE TO COMMERCE PARK DRIVE AREA

1. That the pilot project of the Veteran's transit route servicing the Commerce Park Drive area be discontinued due to low ridership, effective Monday, May 2nd, 2011.
2. That the cost of operating the route to May 2, 2011 be funded from the Ontario Gas Tax Funds for Public Transportation. (LTF004-11) (File: T00)

11-G-098 NON-RESIDENT FEE - SPRINGWATER TOWNSHIP

That the Non- Resident User Fee Agreement with the Township of Springwater for recreation programs and facilities be renewed for a four (4) year term effective March 1, 2011 to February 28, 2015 for a total fee of \$264,500 with the annual fees to be:

- a) March 1, 2011 - February 28, 2012 \$63,200
- b) March 1, 2012 - February 28, 2013 \$65,100
- c) March 1, 2013 - February 28, 2014 \$67,100
- d) March 1, 2014 - February 28, 2015 \$69,100. (LTF006-11) (File: R00)

11-G-099 PART LOT CONTROL EXEMPTION - HABITAT FOR HUMANITY - HURONIA - 46 AND 48 SANFORD STREET

That staff be authorized to bring forward a by-law to remove part lot control on Lot 7 of Plan 245 in order to allow for the creation of two semi-detached residential lots in accordance with Section 50(7) of the Planning Act. (PLN003-11) (File: D23-HAB)

11-G-100 ZONING BY-LAW AMENDMENT APPLICATION - 380 ESSA ROAD A.D.A. CUSTOM HOMES LTD.

1. That the Zoning By-law Amendment Application submitted by A.D.A. Custom Homes Ltd. to rezone lands known municipally as 380 Essa Road from Single Detached Dwelling First Density (R1) to Multiple-Family Dwelling Second Density (RM2) Special Provision (SP) be approved.
2. That the following Special Provisions (SP) be referenced in the implementing Zoning By-law for the subject lands:
 - a) That a maximum Gross Floor Area (GFA) of 67% be permitted on site; and
 - b) That the density permitted on site shall be a minimum of 53 units per hectare or a maximum of 74 units per hectare.
3. That pursuant to Sections 34 (17) of the Planning Act, no further written notice be required. (PLN005-11) (File: D14-1499)

11-G-101 REMOVAL OF HOLDING PROVISION - 190 ARDAGH ROAD

1. That the Holding Provision (H-95) initiated by By-law 2007-033 for the lands owned by Ferndale Meadows Inc., legally described as Part of Lots 4 & 5, Concession 14, generally located at 190 Ardagh Road and illustrated on the Plan of Survey prepared by Innovative Planning Solutions attached as Appendix "A" of Staff Report PLN006-11, be lifted.
2. That the City Clerk be directed to provide appropriate notice for the lifting of the Holding Provision (H-95) for the subject lands pursuant to Section 36 of the *Planning Act*. (PLN006-11) (File: D14-1504)

11-G-102 REMOVAL OF HOLDING PROVISION - THE HEDBURN DEVELOPMENT CORP. - 228A-228H CRAWFORD STREET

1. That the Holding Provision (H-96) of By-laws 85-95 and 2009-141, as amended by By-law 2007-099, for the lands owned by The Hedburn Development Corp., legally described as Part of Lots 45 and 46, Plan 959, being Parts 9 and 10, Reference Plan 51R-35282, City of Barrie, County of Simcoe, and known municipally as 228A-228H Crawford Street, be lifted.
2. That the City Clerk be directed to provide the appropriate notice for the lifting of the Holding Provision (H-96) pursuant to Section 36 of the *Planning Act*. (PLN007-11) (File D14-1507)

11-G-103 BARRIE STREET NAMES

That in response to the request from J. David Murphy, staff in the Planning Services Department add the names "Crew" and "Murphy" to the approved street name list in recognition of their contributions to the community once they have been approved by the 911 Emergency Services Partners. (Item for Discussion April 11, 2011)

SECTION "D"

11-G-104 COMMUNITY GARDEN POLICY

1. That the Sunnidale Park Community Garden continue as a pilot program for 2011.
2. That Golden Meadow Park be implemented as a location for a second community garden as part of the 2011 pilot program.
3. That the existing draft Community Garden Policy be amended based on recommendations contained in Appendix "B" of Staff Report ENG020-11.
4. That staff make best efforts to obtain non tax based funding associated with the implementation of community gardens.
5. That the 2011 Fees By-law be modified to include a community garden plot rental fee of \$50.00 for a larger (double size) 3 metre by 4.5 metre garden plot and to remove the listed provisional cost for an additional area at a rate of \$1.00/m2. (ENG020-11) (File: R04-CO)

Mayor J. Lehman declared a potential pecuniary interest in the foregoing matter as his father's company has been retained to undertake work on behalf of a landowner in an area that may be impacted by the recommendation. He did not participate in the discussion or vote on the question and he remained in the Council Chamber.

SECTION "E"

11-G-105 ZONING BY-LAW AMENDMENT APPLICATION - WZMH ARCHITECTS INC., ON BEHALF OF 1772175 ONTARIO INC. (TD BANK) – 625 VETERAN'S DRIVE - REDUCED PARKING PROPOSED DATA PROCESSING CENTRE

1. That the Zoning By-law Amendment Application submitted by WZMH Architects Inc., on behalf of 1772175 Ontario Inc. for the re-zoning of lands known municipally as 625 Veteran's Drive from General Industrial (EM4) to General Industrial (EM4) (Special) be approved.
2. That the following Special Provision be referenced in the Zoning By-law for the subject property:
 - a) That the minimum number of on-site parking spaces required be 83 spaces (79 spaces with 4 Barrier Free Spaces) based on a maximum office component of 2500 m2 for a Data Processing Centre. (PLN009-11) (File: D14-1501)

Councillor A. Nuttall declared a potential pecuniary interest in the foregoing matter as he is employed by the Toronto Dominion Bank. He did not participate in the discussion or vote on the question and he remained in the Council Chamber.

SECTION "F"

The General Committee met and recommends adoption of the following recommendation(s):

11-G-106 ALL-WAY STOP PROCLAMATION DRIVE AND SOVEREIGN'S GATE

1. That an all-way stop be installed at the intersection of Proclamation Drive and Sovereign's Gate east intersection.
2. That staff in the Engineering Department review and report back to General Committee in 2015 on the effectiveness of the all-way stop and the impact on safety for the students. (File: T00) (11-TED-002)

11-G-107 TRAFFIC FLOW AT SCHOOLS

That staff in the Engineering Department send a letter to the Simcoe County District School Board and Simcoe Muskoka Catholic District School Board requesting a meeting to discuss overcrowded schools and the impact they have on traffic flow on City streets. (File: T00) (11-TED-002)

SECTION "G"

11-G-108 REVIEW OF YARD MAINTENANCE STANDARDS

1. That the Property Standards By-law and Clean Yards By-law be amended to incorporate the updated community standards identified in Appendix 'A' of Staff Report BLDG003-11.
2. That item 4 on pending item P34/10 as it relates to the Building Services Department and Property Standards By-law and pending items P65/99, P154/07 and P59/10 be removed from the pending list. (BLD003-11) (Pending # P65/99, P154/07, P59/10, P34/10)

General Committee recessed and 8:39 p.m. and resumed at 8:51 p.m.

11-G-109 LIQUOR LICENCE APPLICATION REVIEW PROCESS

1. That the following process be implemented for the review of Provincial liquor licence application submissions:
 - a) All applicants for liquor licences be required to complete the revised City of Barrie liquor licence application questionnaire attached as Appendix "A" to Staff Report CLK004-11 and submit the questionnaire with their Municipal Information Form;
 - b) The Municipal Information Form and the revised City of Barrie liquor licence questionnaire be circulated to City departments, Barrie Police Service, Simcoe Muskoka Health Unit, Downtown Barrie BIA, Downtown Neighbourhood Association (or applicable neighbourhood association, if one exists), and the Ward Councillor in addition to the inclusion of the information on the Circulation List;
 - c) Stakeholders and the public be requested to provide comments with respect to the application to the City Clerk, within 2 weeks of the publication of the application;
 - d) All comments received by agencies/persons be compiled and sent to the AGCO with the Municipal Information Form and revised questionnaire that had been submitted; and
 - e) Municipal Information Forms submitted without the required City of Barrie liquor licence application questionnaire be rejected and the Alcohol and Gaming Commission be advised that the City of Barrie has unresolved concerns with respect to the issuance of a liquor licence.
2. That the revised City of Barrie liquor licence application questionnaire attached as Appendix "A" to Staff Report CLK004-11 be adopted to allow the public, stakeholders, City Council and staff to obtain a better understanding of the proposed business and determine any comments or concerns that may result from the application.

11-G-109 Continued ...

3. That By-law 2006-266, as amended, being a by-law to licence, regulate and govern businesses carried on within the municipality, be further amended as follows for the licensing categories identified as Restaurant/Tavern, Restaurant/Tavern Patio Extension – Private Property, Restaurant /Tavern Patio Extension - Municipal Property:
 - a) Table 1 - add a requirement for the submission of a completed City of Barrie liquor licence questionnaire for both new and renewal licences; and
 - b) That the following be added to the Operating Criteria:

“The applicant shall provide to the Issuer of Licences at the time of application, a completed City of Barrie liquor licence application questionnaire.” (CLK004-11) (File: P09)

11-G-110 ALL-WAY STOP POLICY

1. That the following new policy be adopted related to requests for investigations into the installation of all-way stops:
 - a) That staff complete a review of traffic operations in the vicinity of the subject intersection in order to determine whether or not the criteria established in the Province of Ontario's Traffic Manual (OTM) All-way Stop Warrant is satisfied;
 - b) In a circumstance where the investigation concludes that the OTM All-way Stop Warrant is not satisfied, General Committee be advised of the date(s) of the investigation, the warrant parameters and the specific values for the subject intersection, in the form of a memorandum in accordance with the sample provided in Appendix “A” to Staff Report ENG018-11;
 - c) In a circumstance where the investigation concludes that the OTM All-way Stop Warrant is satisfied, a staff report be prepared for General Committee's consideration related to the installation of the All-way Stop;
 - d) That staff continue to survey residents residing within 100 metres of the subject intersection to obtain their feedback concerning the potential installation of an all-way stop and a summary of the responses be provided in the memorandum or staff report the residential feedback component as part of the policy.
2. That the existing “All-way Stop” Policy adopted by resolution 03-A- 239, be repealed. (ENG018-11) (File: T07-SI)

SECTION "H"

11-G-111 MINISTRY OF TRANSPORTATION AGREEMENT - ELECTRONIC DATA ACCESS

1. That the Mayor and City Clerk be authorized to execute the Authorized Register Agreement (ARIS) with the Ministry of Transportation for Electronic Data Transfer Migration to the Internet, for the purpose of invoicing associated with motor vehicle accident response, at a onetime set up fee of \$250 and \$12.50 per transaction.
2. That the Deputy Fire Chief, Manager of Operations, be authorized to renew the ARIS agreement on an annual basis.
3. That the 2011 Fees By-law include an administrative charge of \$17.20 to any invoice issued under Schedule "G". (FES001-11) (File: P00)

SECTION "I"

11-G-112 2011 TAX RATIOS AND CAPPING POLICIES

1. That the tax ratios for the 2011 taxation year be established as follows:

a)	Residential/farm property class	1.000000
b)	Multi-residential	1.039350
c)	Commercial	1.433126
d)	Industrial	1.516328
e)	Pipelines	1.103939
f)	Farmlands	0.250000
g)	Managed forest	0.250000
2. That the New Multi-Residential property tax class be established with a tax ratio set at 1.0.
3. That the capping program be funded by clawing back decreases from within the affected property tax classes.

11-G-112 Continued ...

4. That the recommended capping parameters for commercial, industrial and multi-residential properties be established as follows:
 - a) The property tax cap be set at an amount representing 10% of the previous year's annualized taxes, and
 - b) Any property within +/- \$250 of the Current Value Assessment (CVA) taxes be moved directly to CVA taxation.
 - c) Any property that reaches the CVA level of taxation be removed from the capping program.
 - d) Exclude any property whose classification changes from capped to clawed back, or vice versa.
5. New construction thresholds be established as follows:
 - a) Up to 70% of CVA-level taxes in 2005
 - b) Up to 80% of CVA-level taxes in 2006
 - c) Up to 90% of CVA-level taxes in 2007
 - d) Up to 100% of CVA-level taxes in 2008 and beyond;
6. That the discounts for the commercial and industrial sub-classes for vacant land and excess land be established at 30% and 35% respectively.
7. That the City of Barrie continue its existing Rebates for Charitable Organizations Program providing a tax rebate for Registered Charitable Organizations, as defined in Section 248(1) of the Income Tax Act, R.S.C. 1985, Chapter 1, at a rate of 40% of the current year's taxes applicable to the space occupied.
8. That the Registered Charities eligible for the tax rebate program be required to submit an annual application and provide evidence of taxes paid satisfactory to the Treasurer or his/her designate.
9. That the City Clerk be authorized to prepare all necessary by-laws to establish the 2011 taxation and capping policies as described herein. (FIN011-11) (File: F00)

11-G-113 DELEGATED APPROVAL FOR BLADE SIGNS AND AWNINGS ON STORE FRONT FACADES AND USE OF CITY RIGHT-OF-WAYS TO FACILITATE OUTDOOR PATIO USES IN THE CITY CENTRE

1. That the City Clerk be authorized to execute Annual Encroachment Agreements for the purpose of temporary sidewalks occupying the on-street public parking spaces on the City owned right-of-ways in order to facilitate outdoor patios on City sidewalks in the City Centre Planning Area.

11-G-113 Continued ...

2. That the Barrie Business Improvement Area (BIA) be required to retain a Structural Engineer to assist business owners with the structural design of temporary sidewalks for pedestrian safety and load bearing for the passage of the City sidewalk sweeper.
3. That the design and use of materials for outdoor patios and temporary sidewalks, be pre-approved by the BIA, with signature or stamp from the Chair or Managing Director of the BIA, prior to application made to the City for approval of the outdoor patio.
4. That the City Clerk be authorized to execute Encroachment Agreements for Blade Signage on store fronts within the City Centre Planning Area provided the signage satisfies the standards as set out in Appendix "B" to Staff Report IDC009-11.
5. That the design and use of materials for Blade Signs be pre-approved by the BIA, with signature or stamp from the Chair or Managing Director of the BIA, prior to application made to the City for Encroachment Agreements.
6. That the City Clerk be authorized to execute Encroachment Agreements for awnings on store fronts within the City Centre Planning Area provided the awnings satisfy the following standards:
 - a) Awnings to be mounted on the building structure with 0.076m x 0.076m steel posts to be anchored into the concrete the building. The awnings will be attached at a height of 3.05 m high from the base of the building. The awnings will be mounted at a minimum height of 3.2m above the sidewalk, with a clearance of no less than 2.7m in height above the existing grade in the lowered position.
7. That the design and use of materials for awnings be pre-approved by the BIA, with signature or stamp from the Chair or Managing Director of the BIA, prior to application made to the City for Encroachment Agreements.
8. That this staff report be forwarded to the BIA for their information and action as it relates to the pre-approval of Outdoor Patio and temporary sidewalk designs, Blade Signs and Awnings.
9. That the parking rate fee of \$1040 per on-street parking space (calculated at \$1/hour, 9am-5pm Monday to Friday, between April 15 and October 15), if utilized for a temporary sidewalk to facilitate an outdoor patio on the City sidewalk in the City Centre Planning Area, be waived for the 2011 seasonal period.
10. That the encroachment application fee of \$277.00 plus legal expenditures (estimated at \$200) be waived for agreements concerning Outdoor Patios, Blade Signs and Awnings in the City Centre.
11. That any additional administrative fees associated with staff review of outdoor patio applications in the City Centre to encroach on city property be waived or considered covered by the application fee of \$147.50 as set out in the Fees Bylaw.

11-G-113 Continued ...

12. That the City's Fees Bylaw be amended to include the following fees under the Operations Section:
 - a) Removal or relocation of a "Pay and Display" machine - \$750
 - b) Relocation of a "Garbage Receptacle or Planter Box" - \$100
 - c) Removal and/or replacement of a "Parking Meter Head" - single head @ \$150, double head @ \$650.
13. That costs for removal or relocation of City owned street furniture as described in 12 above shall be at cost, paid by the Owner/Applicant.
14. That the current Policy for Outdoor Patios on City Right-of-Ways be amended to include:
 - a) That the Planning Services Department shall receive, circulate and recommend approvals for applications for Outdoor Patios;
 - b) That the Engineering and Operations Departments be included in the review and approval of Outdoor Patios;
 - c) That any form of amplified musical entertainment be excluded from locating on the City Right-of-Ways and therefore limit entertainment to acoustical sound only; and
 - d) That the BIA be identified as having to Pre-approve the design and materials for Outdoor Patios with the signature or stamp from the Chair or Managing Director, prior to application being made to the City.
15. That staff report back to General Committee in the Fall/Winter on the process, success and financials associated with outdoor patios and temporary sidewalks with comments and recommendations following the 2011 seasonal period of April 15 - October 15. (IDC009-11) (File: D18-PAT)

11-G-114 POLICE ACCOMMODATION

That the following motion be referred back to Staff in the Leisure, Transit and Facilities Department to work with the Police Services Board to obtain a cost value analysis of operational efficiencies and report back to General Committee:

"That staff proceed with facility model E as described in Alternative #2 in Staff Report LTF007-11 regarding Police Accommodation, utilizing the current properties owned and leased by the City of Barrie for the provision of Police Services facility accommodation." (LTF007-11) (File: P00)

11-G-115 MINIMUM DISTANCE SEPARATION

1. That the Official Plan be amended by adding a sentence to Section 4.3.2.2 (b) (The City Centre) of the Official Plan as follows:

"Commercial uses shall be located so as to avoid an undue concentration of uses that reduce the quality of the pedestrian environment or have the potential to negatively impact the City's downtown revitalization efforts."

2. That Zoning By-law 85-95 be amended by adding a new Section as follows:

6.3.13 Tattoo Parlours, Body Piercing Parlours, Pawn Shops, and Payday Loan Establishments

Within the Central Area Commercial (C1) and Transition Centre Commercial (C2) Zones, no lot occupied by a tattoo parlour, body piercing parlour, pawn shop, or payday loan establishment shall be located closer than 100 m to another lot occupied by a tattoo parlour, body piercing parlour, pawn shop, or payday loan establishment.

AND

new Comprehensive Zoning By-law 2009-141 be amended by That the adding a new Section as follows:

6.2.6 Tattoo Parlours, Body Piercing Parlours, Pawn Shops, and Payday Loan Establishments

Within the Central Area Commercial (C1) and Transition Centre Commercial (C2) Zones, no lot occupied by a tattoo parlour, body piercing parlour, pawn shop, or payday loan establishment shall be located closer than 100 m to another lot occupied by a tattoo parlour, body piercing parlour, pawn shop, or payday loan establishment.
(PLN001-11) (File: D14TE-MIN)

11-G-116

FRONT YARD PARKING AND LANDSCAPED OPEN SPACE

1. That an Open House and Public Meeting be scheduled to consider the following revisions to Zoning By-law 85-95 and Comprehensive Zoning By-law 2009-141 to amend the maximum Front Yard Parking Coverage permitted for residential development:

- a) That the fourth bullet of Section 5.3.7.8 in Zoning By-law 85-95 be deleted and replaced as follows:

5.3.7.8 Off-Street Parking in Front Yards

- That the driveway and/or parking space that is located in the front yard of a property accessed by a public street cannot exceed the maximum percentage of the front yard as follows:

Zone	Front Yard Parking Coverage
R1, R2, R3	50%
R4	60%
RM1, RM1-SS	60%
RM2, RM2-TH	60%

- That the portion of the front yard remaining after installation of a driveway and/or parking space as permitted by this section shall be landscaped open space.
 - That the front yard driveway and/or parking space is not permitted to encroach on the required landscaped open space.
- b) That Section 5.3.6.1 of Comprehensive Zoning By-law 2009-141 be deleted and replaced as follows:

5.3.6 Parking Standards

5.3.6.1 Parking in Front Yards

- a) That the driveway and/or parking space that is located in the front yard of a property accessed by a public street cannot exceed the maximum percentage of the front yard as follows:

Zone	Front Yard Parking Coverage
R1, R2, R3	50%
R4	60%
RM1, RM1-SS	60%
RM2, RM2-TH	60%

- b) That the portion of the front yard remaining after installation of a driveway and/or parking space as permitted by 5.3.6.1 a) shall be landscaped open space.
 - c) That the front yard driveway and/or parking space is not permitted to encroach on the required landscaped open space.

11-G-116 Continued ...

2. That as part of the open house and public meeting, staff investigate the feasibility of establishing requirements related to the type of materials permitted for the construction of driveways and report back to General Committee. (PLN002-11) (File: D14TE-FRO)

Members of General Committee addressed several enquiries to City staff and received responses.

Members of General Committee provided announcements concerning several matters.

The meeting adjourned at 10:24 p.m.

CHAIRMAN