

SECOND Meeting - Regular Session

The Town of Oakville Council met in regular session to consider planning matters on this 18th day of January, 2016 in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:00 p.m.

Present: Mayor - Rob Burton

Councillors - Tom Adams
- Cathy Duddeck
- Allan Elgar
- Dave Gittings
- Marc Grant
- Nick Hutchins
- Jeff Knoll
- Roger Lapworth
- Natalia Lishchyna
- Sean O'Meara
- Ralph Robinson

Staff - J. Clohec, Commissioner of Community Development
- M. Simeoni, Director of Planning Services
- P. Kelly, Manager of Transportation and Environmental Engineering
- D. Childs, Manager of Policy Planning
- N. Chandra, Assistant Town Solicitor
- C. McConnell, Manager of Current Planning – West District
- J. Nethery, Manager of Zoning By-law Project
- L. Musson, Senior Planner, Current Planning – East District
- R. Thun, Senior Planner, Current Planning – West District
- S. Schappert, Heritage Planner
- B. Sunderland, Planner, Long Range Planning
- V. Tytaneck, Town Clerk
- L. Morgan, Council and Committee Services Coordinator

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

Committee of the Whole

Moved by Councillor Duddeck Seconded by Councillor Hutchins

That this meeting proceed into a Committee of the Whole session.

CARRIED

AGENDA ITEM(S)

**1. Assumption of plan 20M-1086 Foxfarm Phase 3 -
By-law 2016-007**

- **Report from Development Engineering Department,
December 17, 2015**

Moved by Councillor O'Meara

1. That the assumption of Registered Plan 20M-1086 be approved; and
2. That By-law 2016-007, a by-law to assume public works and streets within Plan 20M-1068, be approved.

CARRIED

**2. Assumption of Eighth Line Developers Group Subdivision
20M-966 - By-law 2016-008**

- **Report from Development Engineering Department,
December 17, 2015**

Moved by Councillor O'Meara

1. That the assumption of Registered Plan 20M-966 be approved; and
2. That By-law 2016-008, a by-law to assume public works and streets within Plan 20M-966, be approved.

CARRIED

3. **By-law 2016-011 - A By-law to Dedicate Certain Land as Part of a Public Highway (Parts 19, 20, 21, 22 and 24, Plan 20R-17093, and Part 7, Plan 20R-17098 - Taunton Road)**

- Report from Legal Department, December 7, 2015

Moved by Councillor O'Meara

That By-law 2016-011, a by-law to dedicate certain land as part of a public highway (Parts 19, 20, 21, 22 and 24, Plan 20R-17093, and Part 7, Plan 20R-17098 - Taunton Road) be passed.

CARRIED

C-1. **Update and Instructions Re OPA 4 and By-law 2014-014 Appeals**

- Confidential Report from Legal Department,
January 8, 2016

Moved by Councillor O'Meara

That the Town Solicitor be instructed as set out in the confidential legal report dated January 8, 2016.

CARRIED

4. **Public Meeting Report - Zoning By-law Amendment
Biddington Homes Oakville Inc. - Z.1413.29
North of Lillykin Street, South of Glenashton Drive**

- Report from Planning Services Department,
December 17, 2015

For the purposes of Planning Act requirements, the following person(s) made an oral submission:

- Laurie McPherson, Bousfields Inc., on behalf of the applicant.

Moved by Councillor Knoll

That comments from the public with respect to the Zoning By-law Amendment application submitted by Biddington Homes Oakville Inc., (File No. Z.1413.29), be received.

CARRIED

5. **Public Meeting and Recommendation Report - Housekeeping and Technical Corrections Zoning By-law Amendment 2016-013 (File No. 42.25.14)**

- Report from Planning Services Department, December 22, 2015
- Memorandum from Planning Services Department, January 18, 2016

For the purposes of Planning Act requirements, the following person(s) made an oral submission:

- David Faye, David Faye & Associates Inc., on behalf of Melrose Investments, re: in support of the removal of Clause 22 of the amendment.

Moved by Councillor Adams

That By-law 2016-013, a by-law to make a number of housekeeping and technical corrections to Zoning By-law 2014-014, be passed, as amended in accordance with the memorandum dated January 18, 2016, from the Planning Services department.

CARRIED

6. **Public Meeting Report, Zoning By-law Amendment, Fernbrook Homes (Dorval) Ltd., Lots 33 - 38 (Tudor Avenue) and 44 - 48 (Military Way), Plan 20M-1130, File No. Z.1617.44**

- Report from Planning Services Department, December 17, 2015

For the purposes of Planning Act requirements, the following person(s) made an oral submission:

- Lejla Kosaric, re: in support of the application and completion of the development;
- Darryl Lewis, re: in support of the attached garages in the development;
- Carlo Racioppo, re: in support the application and completion of the development;
- David Faye, David Faye & Associates Inc., on behalf of the applicant.

Moved by Councillor Duddeck

That comments from the public with respect to the Zoning By-law Amendment application by Fernbrook Homes (Dorval) Ltd., File No. Z.1617.44, be received.

CARRIED

7. **Recommendation Report, Draft Plan of Condominium,
2359149 Ontario Inc., 3075 Hospital Gate,
File No. 24CDM-15004/1326**

- **Report from Planning Services Department,
December 17, 2015**

Moved by Councillor Elgar

That the Director of Planning Services be authorized to grant draft plan approval to the Draft Plan of Condominium (24CDM-15004/1326) submitted by 2359149 Ontario Inc., prepared by J.D. Barnes, dated October 30, 2015, subject to the conditions contained in Appendix 'A' of the report from the Planning Services department, dated December 17, 2015.

CARRIED

8. **Sub-committee of Council - Livable Oakville (Official Plan
Review)**

- **Report from Planning Services Department,
December 17, 2015**

Moved by Councillor O'Meara

1. That a Council Sub-committee be appointed to provide input and guidance to the town's ongoing five-year Official Plan Review;
2. That the Terms of Reference for the Livable Oakville Council Sub-committee, as outlined in Appendix A of Planning Services Report PD-16-484, be adopted; and
3. That the following Regional Town Councillors be appointed to the Livable Oakville Council Sub-committee:
 - Ward 1 - Councillor O'Meara
 - Ward 2 - Councillor Duddeck
 - Ward 3 - Councillor Gittings
 - Ward 4 - Councillor Elgar
 - Ward 5 - Councillor Knoll
 - Ward 6 - Councillor Adams; and
 - Mayor Rob Burton

CARRIED

9. **Kerr Village Community Improvement Plan - Building Façade Improvement Grant Program - 2015 Monitoring Report**

- **Report from Planning Services Department,
December 11, 2015**

Moved by Councillor Duddeck

1. That Planning Services Report 16-453, be received;
2. That staff continue the pilot Kerr Village Building Façade Improvement Grant Program in 2016; and
3. That staff continue to waive application fees for encroachment agreements which are required to remedy existing encroachments as a result of approved façade improvements under the Kerr Village Building Façade Improvement Grant Program.

CARRIED

10. **Heritage Register Update**

- **Report from Planning Services Department,
December 16, 2015**

Moved by Councillor Duddeck

1. That the following changes to the Oakville Register of Properties of Cultural Heritage Value or Interest be endorsed:
 - a. To remove the properties at 1470 Bronte Road and 1280 Dundas Street West from the Heritage Register;
 - b. To add the property at 104 Burnet Street to the Heritage Register as a property of potential cultural heritage value; and
2. That the Mayor be requested, on behalf of Council, to express in writing to the Province of Ontario (through the applicable ministries and with copies to the local MPPs) the Town of Oakville's disappointment and frustration regarding the province's poor stewardship of the cultural heritage resources in its ownership, specifically the recent destruction of the W.C. Inglehart farm on Bronte Road, as an example of the latest resource to be lost

CARRIED

11. Heritage Conservation Easement Agreement - 491 Lakeshore Road West

- **Report from Planning Services Department,
December 16, 2015**

Moved by Councillor Duddeck

1. That a Heritage Conservation Easement for the property at 491 Lakeshore Road West based on the Conservation Plan by ERA Architect Inc. attached as Appendix C, be endorsed subject to the following:
 - a. That a front entrance/porch be incorporated into the front elevation of the historic house and that consideration be given to the retention of the stone pillars and conservation of mature trees;
 - b. That the Town Solicitor be authorized to discharge the Heritage Conservation Easement from title, at the expense of the owner, once the requirements in the agreement have been satisfied to the satisfaction of the Director of Planning Services or designate;
 - c. That the Heritage Conservation Easement be executed in accordance with By-law 2013-057; and
2. That a Notice of Intention to Designate the Captain G. E. Morden House, currently located at 491 Lakeshore Road West, be issued following the successful relocation of the historic building to its new location.

CARRIED

12. Heritage Oakville Advisory Committee (December 15, 2015)

Moved by Councillor Hutchins

That the following recommendation pertaining to Items 6a and b of the Heritage Oakville Advisory Committee minutes from its meeting on December 15, 2015, be approved and the remainder of the minutes be received:

6a. Heritage Permit Application HP048/15-42.20W - 226 William Street - New Rear Addition

1. That Heritage Permit Application HP048/15-42.20W for new rear additions to 226 William Street, as attached in Appendix B to the report dated December 2, 2015, from Planning Services, be approved subject to the following:
 - a. details for windows, doors, roofing materials and stucco shall be submitted to heritage planning staff for final approval prior to installation;
 - b. the roof line of the stucco portion of the addition be dropped and approved by staff prior to the application for a building permit; and
2. That this heritage permit expire two years from the date of final approval by Council.

6b. Heritage Permit Application HP049/15-42.20F - 21 First Street – New Residence

1. That Heritage Permit Application HP049/15-42.20F for the new residence at 21 First Street, as attached in Appendix B to the report dated December 2, 2015, from Planning Services, be approved subject to the following:
 - a. details for windows, doors and paint colours shall be submitted to heritage planning staff for final approval prior to installation; and
2. That this heritage permit expire two years from the date of final approval by Council.

CARRIED

RISE AND REPORT TO COUNCIL

Moved by Councillor Lapworth

That this committee rise and report.

CARRIED

The Mayor arose and reported that the Committee of the Whole has met and made recommendations on Consent Items 1, 2 and 3, Confidential Consent Item C-1, Public Hearing Items 4, 5 and 6, Discussion Items 7, 8, 9, 10 and 11, and Advisory Committee Minutes Item 12, as noted by the Clerk.

Moved by Councillor Lishchyna Seconded by Councillor Gittings

That the report and recommendations of the Committee of the Whole be approved.

CARRIED

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Robinson Seconded by Councillor Hutchins

That the following by-law(s) be passed:

- 2016-007 A by-law to assume Registered Plan 20M-1086. (Re: Item 1)
- 2016-008 A by-law to assume Registered Plan 20M-966. (Re: Item 2)
- 2016-009 A by-law to declare that certain land is not subject to part lot control - Block 493, Plan 20M-1160 - Mattamy (Preserve) Limited / Pendent Developments Limited.
- 2016-011 A by-law to dedicate certain land as part of a public highway (Parts 19, 20, 21, 22 and 24, Plan 20R-17093, and Part 7, Plan 20R-17098 – Taunton Road). (Re: Item 3)
- 2016-013 A by-law to amend the Town of Oakville Zoning By-law 2014-014 to make a number of housekeeping and technical corrections (Town-initiated Housekeeping, File No. 42.25.14), as revised. (Re: Item 5)
- 2016-015 A by-law to confirm the proceedings of a meeting of Council.

CARRIED

ADJOURNMENT

The Mayor adjourned the meeting at 8:15 p.m.

VICKI TYTANECK
TOWN CLERK