

TOWNSHIP OF MCKELLAR

Special Council Meeting Minutes

July 28, 2011

Present: Reeve Peter Hopkins and Councillors Tamara Black, Jim McColl, Jury Naklowych and Ted Stroud

Staff: Clerk Administrator, Shawn Boggs

The meeting was called to consider a proposed settlement with the Ministry of Municipal Affairs and Housing and Gord Zulak regarding the appeals of Official Plan Amendment No. 7 and Zoning By-law No. 2009-23. The meeting was also called to consider the tendering for a combination tanker/pumper fire vehicle.

Moved by: Jury Naklowych

Seconded by: Ted Stroud

11-220 That the Township of McKellar accept the minutes of the July 18, 2011 Council meeting as circulated.

Carried

Moved by: J. McColl

Seconded by: T. Black

11-221 WHEREAS the Council of the Corporation of the Township of McKellar has appealed a number of clauses in Official Plan Amendment No. 7 as modified by the Ministry of Municipal Affairs and Housing;

AND WHEREAS the Township and the Ministry of Municipal Affairs and Housing have successfully negotiated a wording of those clauses in Official Plan Amendment No. 7 under dispute;

NOW THEREFORE, the Council of the Corporation of the Township of McKellar hereby supports the further modifications of Official Plan Amendment No. 7 as outlined in the attached copy of the amendment dated July 26, 2011.

AND the Clerk is hereby directed to advise the Ontario Municipal Board that on the basis of these further modifications, the Council of the Corporation of the Township of McKellar withdraws its appeal.

Carried

Moved by: Ted Stroud

Seconded by: Jury Naklowych

11-222 WHEREAS the Council of the Corporation of the Township of McKellar adopted Zoning By-law No. 2009-23;

AND WHEREAS there were four appeals to the by-law;

AND WHEREAS three of the four appeals had been previously withdrawn leaving a single outstanding appellant;

AND WHEREAS the outstanding appellant has indicated that he would withdraw his appeal subject to a clarification in the wording of the By-law;

NOW THEREFORE the Council of the Corporation of McKellar hereby agrees to the Ontario Municipal Board allowing the appeal of Zoning By-law No. 2009-23 under File No. PL100049 in part by adding the following wording to Section 1 of Zoning By-law No. 95-12 as amended by By-law No. 2009-23:

“1.11 Nothing in this By-law shall be construed to confer any ownership rights to any land below the controlled high water mark caused by flooding because of natural or man-made dams.”

Carried

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Moved by: Jury Naklowych
Seconded by: Ted Stroud

11-223 That the Township of McKellar authorize the Fire Chief to tender for one tanker/pumper combination fire vehicle. Any budget shortfall to be transferred from the Fire Department reserve account and borrowed from the working fund reserve to be reimbursed in the 2012 budget year.

Carried

Moved by: T. Black
Seconded by: J. McColl

11-224 That the Township of McKellar adjourn to meet again on August 15, 2011 or at the call of the Reeve. Meeting adjourned at 9:17 a.m.

Carried

Reeve

Clerk