



The Corporation of the Township of Perry

MINUTES

SPECIAL MEETING

Tuesday, April 21st, 2009

12:30 p.m.

Almaguin Highlands Information Centre

(1007 Highway 11 Emsdale ON)

Any and All Minutes are to be considered Draft until approved by Council at a Regular Meeting of Council

In Attendance:

Council Members:

Acting Mayor John Dunn

Councillors: Jim Cushman; Mary Anne Love; and Les Rowley.

Municipal Staff:

Brenda Fraser, Clerk/Administrator

2:20 p.m. Claudette Levac, Treasurer

2:25 p.m. Brent Coulson, Public Works Foreman

Guests:

Jeff Schosser, MNR, Aggregate Resources

Chris Jones, Meridian Planning Consultants

Duncan Marshall, Zoning By-law amendment application (M2)

Doug Marshall, Zoning By-law amendment application (M2)

Regrets:

Mayor William Core

Acting Mayor John Dunn called the meeting to order and presented the following Resolution.

Resolution No. 2009-177

Moved by: Les Rowley

Seconded by: Mary Anne Love

Be it resolved that this Special Meeting of the Council of the Township of Perry be opened at 12:35 p.m. with Acting Mayor John Dunn presiding in the Chair. **Carried.**

There were no declarations of pecuniary interest.

The Contract between the Township of Perry and Meridian Planning Consultants Inc., was provided to Chris Jones for endorsement by Meridian.

Councils' request that a 'terms of reference' be prepared to complete a Background Report with regard to the Draft Official Plan was also provided to Meridian Planning Consultants.

Mr. Doug Marshall, on behalf of Mr. Duncan Marshall, provided each member of Council with their written response to the 'Report for Council' prepared by Perry Township Planner Chris Jones, with regard to the application to rezone the Marshall property located in Concession 11, Part Lot 14 to the Extractive Industrial Zone. The history of the development of this property was briefly stated with the following information offered to Mr. Marshall, should he choose to proceed with an application to license his land for aggregate extraction:

- The process for 'grandfathering' properties has expired. Mr. Marshall gave up the right to any 'legal, non-conforming' use when consent was given to rezone this property to the Residential Zone. The window of opportunity offered through the Aggregate Resources Act process for 'existing' pits, has also expired;

- The technical reports previously submitted are with regard to a ‘salvage yard’. The reports noted during the discussion today, need to be specific to aggregate extraction and completed by qualified firms;
- A *new* Aggregate Permit Application is required, with ALL supporting documentation attached. Mr. Schosser provided Mr. Marshall with an application form and highlighted some of the requirements associated with the application process;
- One component of the noted application process is that, in accordance with Section 34 of *The Planning Act*, the subject property will need to be rezoned, at the applicant’s expense, to the Extractive Industrial (M2) Zone.
- An application to Perry Township to rezone will *only* be considered following notification from MNR (Mr. Schosser) that the applicant has *completed* all of the *Ministry and ARA* requirements;
- It was noted that two public meetings are required, one regarding the licensing process and one regarding the rezoning process;
- A ‘license’ may still not be issued at the end of the completed process.

It was suggested that we meet again following the Ministry required ‘open house’, in order that Council may be advised of the comments put forth at that meeting.

Council requested an outline of how an Official Plan amendment should flow, from Township Planner Chris Jones.

Resolution No. 2009-178

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry supports the submission of an application to the Building Canada Fund (BCF) Round 2, for Emsdale Roads Construction.

And further be it resolved that this application shall be completed and submitted on behalf of the Township of Perry, by AECOM. **Carried.**

Resolution No. 2009-179

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry supports the submission of an application(s) to the Infrastructure Stimulus Fund, for:

- 1) Public Works Shop and Office Roof, Ceiling and Lighting;
- 2) Single Lift of Surface Treatment – Various Roads;
- 3) Gravel Road Rehabilitation.

And further be it resolved that the application(s) shall be completed and submitted as follows:

- By Municipal Staff.

Carried.

Resolution No. 2009-180

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry authorizes Municipal Staff to submit an application to G8-EMO for funding in accordance with the discussion of Council at the Special Meeting on Tuesday, April 14th, 2009. **Carried.**

Resolution No. 2009-181

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry authorizes Councillors John Dunn and Mary Anne Love to coordinate the submission of applications for the “G8 Funding” opportunities, subject to the pre-approval of Council. **Carried.**

Pastor Richard McQuilin of the Birchdale Community Church notified Council that their committee has decided to withdraw their request for a letter of support from Council.

Resolution No. 2009-182

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry authorizes the attendance of Treasurer Claudette Levac at the meeting with Mosey and Mosey on April 30th, 2009. All regular expenses to be paid. **Carried.**

Resolution No. 2009-183

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that in accordance with Section 239 (2), (3) and (3.1) of *The Municipal Act, 2001*, as amended, Council shall proceed into 'Closed Session', at 4:45 a.m. in order to address a matter pertaining to: 2 (b) personal matters about an identifiable individual, including municipal or local board employees; and 2(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board. **Carried.**

Resolution No. 2009-186

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry does hereby now reconvene the Special Meeting of April 21st, 2009 at 5:00 p.m. **Carried.**

Resolution No. 2009-187


Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry does hereby now adjourn from this Special Meeting at 5:01 p.m. until our next Regular Meeting or call of the Chair. **Carried.**

Dated this 6th day of May, 2009.


William Core, Mayor


Brenda J. Fraser, Clerk/Administrator