



Municipality of French River

AGENDA **REGULAR MEETING OF COUNCIL** held in the Council Chambers French River Municipal Complex Wednesday, May 27, 2015 at 6pm

1.0 CALL TO ORDER, ROLL CALL AND ADOPTION OF THE AGENDA

2.0 PRAYER

3.0 DISCLOSURE OF PECUNIARY INTEREST

4.0 DELEGATIONS

- 4.1** French River Irish Royal Canadian Army Cadet Corps **p. 5**
Update of progress and thanks for support

5.0 MANAGEMENT, COMMITTEE AND BOARD REPORTS

5.1 Mayor's Report

5.2 CAO/Clerk's Report

- 5.2.1** Action Report - Summer Council Meeting Schedule **p. 6**

5.3 Treasurer's Report

5.4 Economic Development Department

- 5.4.1** Resolution - Declaration of Canada Day as a Community Event

5.5 Ontario Provincial Police / Community Policing Advisory Committee

- 5.5.1** Introduction of the new Police Services Board Report **p. 7**

6.0 CONSENT AGENDA - Resolution to Approve Items 6.1, 6.3, 6.5 and Receive Items 6.2, 6.4

(For the purpose of convenience and for expediting the meeting, matters of repetitive or routine nature are included in the Consent Agenda and are voted on collectively. A Member of Council can request an Item to be singled out from the Consent Agenda to allow debate while all other Items remaining are voted on collectively. Each Item contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

6.1 Adoption of Minutes by Resolution

- 6.1.1** Regular Council Meeting held May 13, 2015 **p. 8**

6.2 Minutes Received by Resolution

- 6.2.1** French River Public Library Board held March 24, 2015 **p. 16**
6.2.2 Sudbury & District Board of Health held April 16, 2015 **p. 18**
6.2.3 Sudbury East Planning Board held March 12, 2015 **p. 25**

** indicates that the item is presented under separate cover / item est sous pli séparé)*

6.3 Award of Tenders, Request for Proposals and Funding Matters by Resolution

6.3.1 Award the contract for the supply and installation of a low e-ceiling

6.3.2 Award the contract for the supply and installation of L.E.D. lights

6.3.3 Award the contract for the supply of an Ice Resurfacer

6.4 Correspondence for Council's Information Received by Resolution

6.5 Adoption of By-laws by Resolution

6.5.1 2015-27 Interim Tax Levy p. 49

6.5.2 2015-28 Tax Ratios p. 52

6.5.3 2015-29 Final Tax Levy p. 53

6.5.4 2015-30 Zoning By-law Amendment (1381429 Ontario Inc. (Mike Bouffard)) p. 57

6.5.5 2015-31 Confirmation By-law

7.0 CORRESPONDENCE FOR COUNCIL'S CONSIDERATION

7.1 Resolution - Club Richelieu Rivière des Français
Declaration of Family Ball Tournament of August 7-9, 2015 as a Community Event p. 59

8.0 ADDENDUM (if required and by resolution)

9.0 NOTICES OF MOTION

9.1 Annual User Fee per trailer site
Motion submitted by Councillor Dean Wenborne p. 61

10.0 ANNOUNCEMENTS AND INQUIRIES (from Council Members and Public)

(This section of the Agenda is to allow Members of the Public and Members of Council to make brief verbal announcements and inquiries with the permission of the Chair. Inquiries shall deal with items pertaining to the current Agenda for the purpose of clarification only, and shall not be used to table new items that require Council's/Committee's consideration.

11.0 CLOSED SESSION - under section 239 (2) (d) "labour relations or employee negotiations" with respect to the recruitment process for the Chief Administrative Officer.

12.0 ADJOURNMENT

** indicates that the item is presented under separate cover / item est sous pli séparé)*



Municipalité de la Rivière des Français

ORDRE DU JOUR RÉUNION RÉGULIÈRE DU CONSEIL qui aura lieu dans la salle du conseil Complexe municipal de la Rivière des Français Mercredi le 27 mai 2015 à 18h00

- 1.0 APPEL À L'ORDRE, PRÉSENCE ET L'ADOPTION DE L'ORDRE DU JOUR**
- 2.0 PRIERE**
- 3.0 RÉVÉLATIONS D'INTÉRÊT PÉCUNIAIRE**
- 4.0 DÉLÉGATIONS**
 - 4.1** French River Irish Royal Canadian Army Cadet Corps
Mise à jour de leur progrès et remerciement pour l'appui
- 5.0 RAPPORTS DE LA DIRECTION ET DES COMITÉS**
 - 5.1 Rapports du maire**
 - 5.2 Rapports du directeur administratif/greffier**
 - 5.2.1** Rapport d'action - Horaire d'été des réunions du conseil
 - 5.3 Rapports de la trésorière**
 - 5.4 Département de développement économique**
 - 5.4.1** Résolution - Déclaration de la fête du Canada événement communautaire
 - 5.5 Police provinciale de l'Ontario / Comité consultatif de la police communautaire**
 - 5.5.1** Introduction au nouveau rapport des services policiers
- 6.0 ORDRE DU JOUR REGROUPÉ**
 - Résolution pour adoptés Items 6.1, 6.3, 6.5 et recevoir Items 6.2, 6.4**
(Par souci de commodité et pour accélérer le déroulement des réunions, les items répétitifs ou routiniers sont inclus à l'ordre du jour regroupé et adopté par un vote collectif. Un membre du conseil peut demander qu'on retire un item de l'ordre du jour regroupé pour permettre un débat ou un vote séparé à l'item isolé. Tous les items dans l'ordre du jour regroupé sont inscrits séparément au procès-verbal de la réunion.)
 - 6.1 Procès-verbaux adoptés par résolution**
 - 6.1.1** assemblée régulière du Conseil le 13 mai 2015
 - 6.2 Procès-verbaux reçus par résolution**
 - 6.2.1** Conseil bibliothèque publique de la Rivière des Français le 24 mars 2015
 - 6.2.2** Conseil des services de santé publique le 16 avril 2015
 - 6.2.3** Conseil de planification de Sudbury Est le 12 mars 2015

** indicates that the item is presented under separate cover / item est sous pli séparé)*

6.3 Soumissions et demandes de propositions et affaires financiers adoptées par résolution

6.3.1 Décerner le contrat pour la fourniture et installation d'un plafond bas isolé

6.3.2 Décerner le contrat pour la fourniture et installation de lumière L.E.D.

6.3.3 Décerner le contrat pour une resurfaceuse

6.4 Correspondance à titre de renseignement seulement reçus par résolution

6.5 Règlements adoptées par résolution

6.5.1 2015-27 Règlement pour prélèvement d'impôts intérim

6.5.2 2015-28 Règlement des coefficients d'impôts

6.5.3 2015-29 Règlement des taux de l'impôt final

6.5.4 2015-30 Amendement de zonage (1381429 Ontario Inc. (Mike Bouffard))

6.5.5 2015-31 Règlement de confirmation

7.0 CORRESPONDANCE À L'INTENTION DU CONSEIL

7.1 Résolution - Club Richelieu Rivière des Français
Déclaration du tournoi de balle des familles comme évènement communautaire

8.0 ADDENDUM (si requis et par résolution)

9.0 AVIS DE MOTION

9.1 Frais annuels par site de camping/remorque
Motion soumise par Conseiller Dean Wenborne

10.0 ANNONCES ET QUESTIONS (par membres du Conseil et gens du public)

(Cette section de l'ordre du jour vise à permettre les membres du public et les membres du Conseil à faire des annonces courtes et des enquêtes verbales avec la permission du président. Les enquêtes doivent être concernant l'ordre du jour actuel dans le but de clarification seulement, et ne doivent pas être utilisés pour apporter un nouveau sujet qui nécessite une décision du Conseil ou au Comité.

11.0 SESSION À HUIS CLOS - section 239 (2) (d) "les relations de travail ou les négociations avec les employés" au sujet du procès de recrutement d'un Directeur administratif

12.0 AJOURNEMENT

** indicates that the item is presented under separate cover / item est sous pli séparé)*



Corporation of the Municipality of French River
Corporation de la Municipalité de la Rivière des Français
Box 156, 44 St. Christophe Street / CP 156, 44 rue St. Christophe
Noëlville, Ontario P0M 2N0
Telephone / Téléphone : (705) 898-2294
Facsimile/Télécopieur : (705) 898-2181

Demande pour être une délégation / Delegation Request Form

DATE DE LA RÉUNION / DATE OF MEETING: May 27, 2015

Nom / Name: Capt. Jeff. MOORE Date: April 2, 2015

Adresse/Address: P.O. Box 177 ALBION, ON. P0M1A0

Courriel/Email Address: jeffrey_k_moore@hotmail.com

Organisation / Organization: French River Irish Royal Canadian Army Cadet Corps

Téléphone / Telephone: 705-561-2531

Sujet – Topic

(S.V.P. inclure documentation d'appui à votre demande)

(Please enclose documentation supporting your request)

French River Army Cadet would like to present Mayor +
Council a Thankyou gift for all the support from
the Municipality. And also an update on the
Corps progress. Presenting will be Capt. Moore +
Lt. Pleau with 3 or 4 Cadets. I Maria Michel
on behalf of the Cadet Corps as Chair of
the support Committee I will sign for Capt. Moore
you can reach me at 857-2407 or mfmichel@gmail.com.

Maria F. Pleau
Signature du demandeur / Signature of applicant

Maria Michel
Signature du Greffier / Signature of Clerk

La présentation aura un temps limite de 15 minutes.

Presentation cannot exceed 15 minutes.



The Corporation of the Municipality of French River

Action Report

REPORT TO: Council	REPORT FROM: Mélanie Bouffard Acting CAO/Clerk	MEETING DATE: May 27, 2015
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Summer Meeting Schedule

Background

Council Meetings are held twice monthly on the second and fourth Wednesday at 6pm.

- 2nd Wednesday - Regular Council Meeting, Agenda allows Council to meet in Committee in a less formal setting and to receive Management Reports
- 4th Wednesday - Regular Council Meeting

Discussion/ Recommendation

It is practice for Municipalities to reduce summer schedules, for example reduction of hours of business and meeting schedules. It allows organizations, both administration and members of Council to plan for vacation time.

The Procedure By-law does not outline the practice of cancelling meetings during the summer therefore it remains Council's decision.

It is necessary at this time to plan and take into consideration the summer holiday season for Members of Council and the Administration, the option for discussion is to cancel the second meeting for the months of July and August.

Financial Considerations

n/a

Strategic Plan

n/a

Communication Plan

Notice to the public will be conducted as per our Notice Policy.

Document(s) Attached

n/a

*Original Reports have been signed by:

Prepared by: Mélanie Bouffard, Acting CAO/Clerk



May 8th, 2015

Municipality of French River
44 St. Christophe Street, Suite 1
Noëlville, ON
P0M 2N0

Attn: Melanie Bouffard, A/CAO

Re: Introduction of the new Police Services Board Report
(formerly known as Monthly Municipal Police Reports)

The Ontario Provincial Police (OPP) has been working diligently over the past year to increase its accountability and reporting transparency to Police Services Boards (PSB), Community Policing Advisory Committees (CPAC), and all of our municipalities.

The development of a new reporting framework will allow for better consistency and standardization within OPP public reporting. It also aligns with the methodology used in the OPP's Annual Report and Detachment Action Plans.

As a result, the Noëlville OPP will be replacing its monthly Municipal Policing Report format with the OPP's new Police Service Board reporting template effective immediately.

Each municipality should be receiving their new monthly Police Services Board report (formerly known as Monthly Municipal Police Reports) prior to their next scheduled Municipal Council meeting.

It is our hope that this new reporting format will be a more effective and less complex way of providing monthly information and data to the communities we serve. This new reporting format also ties in with the OPP's new Municipal Police Costing methodology and billing which will assist us and municipal leaders in making informed community-based decisions regarding the delivery of OPP services within their municipalities.

The new Police Services Board reports will have a reporting lag of 45 days. Meaning that our municipal partners will be viewing data from the previous month and a half (ie: will be receiving March data in May). This is to ensure that the accuracy of our data remains consistent and unchanged throughout the year.

Please note that this is a work in process which will be fully operational by October 2015.

In the meantime, please do not hesitate to contact me should you have any questions and/or would like to provide any feedback regarding this new monthly municipal reporting format.

Sincerely,

Y.R. (Yves) Forget, S/Sgt. #7522
Detachment Commander
Noëlville/Markstay-Warren/Killarney/St-Charles
Ontario Provincial Police

YF/rd
Encl.



Municipality of French River

MINUTES OF THE REGULAR MEETING OF COUNCIL

held in the Council Chambers
French River Municipal Complex
Wednesday, May 13, 2015 at 6pm

Members Present:

Mayor Claude Bouffard(Chair), Councillors Michel Bigras, Ronald Garbutt, Tammy Mitchell, Gisèle Pageau, Denny Sharp, Dean Wenborne

Members Excused:

Officials Present:

Mélanie Bouffard, Acting CAO/Clerk
Julie Bouthillette, Treasurer/Tax Collector
Robert Martin, Parks, Recreation & Facilities Manager
Linda Keenan, Library Chief Executive Officer

Guests:

8 Members of public
Roxanne Gervais, Collins Barrow
Chantal Beaulieu, FRAPA

1. Call to order, roll call and adoption of the agenda

The Chair called the meeting to order at 6:00 p.m.

Moved By: Michel Bigras
Seconded By: Tammy Mitchell

Resol. 2015- 145

BE IT RESOLVED THAT the agenda be approved as distributed and amended:

1. To add 7.4.2 Action Report - OPP Levy Options-revised

Carried

2. Prayer

3. Disclosure of Pecuniary Interest

None declared.

4. Closed Session

Moved By: Gisèle Pageau
Seconded By: Dean Wenborne

Resol. 2015- 146

BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider directions that should be given to senior staff pursuant to section 239 (2) (d) "labour relations or employee negotiations" with respect to the recruitment process for the Chief Administrative Officer.

Carried

Moved By: Gisèle Pageau
Seconded By: Tammy Mitchell

Resol. 2015- 148

BE IT RESOLVED THAT the open session reconvenes at 6:40 p.m.

Carried

5. Resolution to resolve into Committee

Moved By: Denny Sharp
Seconded By: Michel Bigras

Resol. 2015- 149

BE IT RESOLVED THAT Council now go into Council in Committee to consider delegations, reports and correspondence for consideration.

Carried

COUNCIL IN COMMITTEE

Councillor Michel Bigras chaired the Council in Committee meeting.

6. Delegations

6.1 Presentation of 2014 Annual Financial Report by Collins Barrow

Roxanne Gervais of Collins Barrow presented the Financial Statements dated December 31, 2014.

Moved By: Denny Sharp
Seconded By: Claude Bouffard

Resol. 2015- 150

BE IT RESOLVED THAT Council approves the audited Financial Statements prepared by Collins Barrow Chartered Accountants for the year ending December 31, 2014.

Carried

6.2 French River Active Parks Association (FRAPA),

Chantal Beaulieu of FRAPA made a presentation on their application to the AgriSpirit Fund for the splash pad project for an amount of \$25,000. They are requesting that act as a partner on the application. The role of the Municipality would be to receive the funds and to then issue the payment to the group, there is no financial requirements nor will it interfere with other funding opportunities.

The funds are being pursued since the well is not producing enough water and other alternatives are required such as a holding tank and a UV light.

The deadline for the application is Monday, May 18, 2015.

Moved By: Denny Sharp
Seconded By: Tammy Mitchell

Resol. 2015- 151

BE IT RESOLVED THAT Council supports the French River Active Parks Association's application to the AgriSpirit Fund program for the Splashpad project; and

THAT the Council agrees to act as a partner organization for the purpose of the application.

Carried

7. Management, Committee and Board Reports

7.1 Mayor

Mayor gave a verbal report.

7.2 Ontario Provincial Police / Community Policing Advisory Committee

The Policing Report for the month of March 2015 will be distributed by email and any questions are to be forwarded to the Mayor to bring forward at the Community Policing Advisory Committee meeting.

7.3 CAO/Clerk Department

7.3.1 Acting CAO/Clerk Report

Acting CAO/Clerk summarized written report found in the agenda package.

7.4 Finance Department

7.4.1 Treasurer's Report

The Treasurer summarized the written report and reported that the total disbursements for the months of March 2015 were in the amount of \$381,014.29.

7.4.2 Action Report OPP Levy Options-revised

The Treasurer summarized the written report distributed under separate cover.

Council agreed to set the OPP Levy at an amount of \$213.10 to be distributed across 2,484 households in order to equalize the anomalies (three anomalies will get only one household count as the other properties in their categories). The OPP Levy will be included in the 2015 Fees and Related Charges By-law being considered at tonight's meeting.

Councillor Dean Wenborne commented that he will bring up a Notice of Motion relating to a user fee for trailer parks; further research will be done on the suggested practice.

The Treasurer will follow up with OPP and MPAC to confirm what was agreed at the conference relating to the household counts.

7.5 Building Controls / Municipal Law Enforcement Department

7.5.1 Chief Building / Municipal Law Enforcement Officer's Report

The report was distributed under separate cover.

7.6 Parks, Recreation & Facilities Department

7.6.1 Parks, Recreation & Facilities Manager's Report

The Parks, Recreation & Facilities Manager presented the report found in the agenda package and announced that TPA Sports made a news release that afternoon to introduce the team's name and logo 'French River Rapids' and three local players.

7.6.2 Action Report - Results of the Request for Tenders/Quotes for Arena Glass, Ice Resurfacer, low e-ceiling and L.E.D. lights

The Parks, Recreation & Facilities Manager presented the report distributed under separate cover.

The award of contracts will be brought forward at the May 27th, 2015 Council Meeting.

7.7 Economic Development Department

7.8 Public Works & Environmental Department

7.8.1 Wood Waste Chipping Contract at the Noëlville Landfill Site

Moved By: Denny Sharp
Seconded By: Claude Bouffard

Resol. 2015- 152

BE IT RESOLVED THAT Council awards the Wood Waste Chipping at the Noëlville Landfill Site Contract No.2015-008 to William Day Construction Ltd. for an amount of \$14,400 plus applicable taxes.

Carried

7.9 Manitoulin-Sudbury District Services Board

7.9.1 Report to Council prepared by Councillor Dean Wenborne

Councillor Dean Wenborne, Member of the Board submitted a report found in the agenda package. The reports will be distributed to SEMA for information.

7.10 French River Public Library Board

7.10.1 Library Chief Executive Officer's Report

The Library Chief Executive Officer presented the report found in the agenda package.

7.11 Fire Department

8. Correspondence for Council's Consideration

9. Verbal Motion to return into the Regular Meeting

Moved by: Ron Garbutt

Resol. 2015- 153

THAT the Committee rise and report.

REGULAR MEETING

Mayor Claude Bouffard resumed the position of Chair for the remainder of the meeting.

10. Resolution adopting proceedings from Council in Committee

Moved By: Gisèle Pageau

Resol. 2015- 154

Seconded By: Michel Bigras

BE IT RESOLVED THAT the actions taken in Council in Committee in considering delegations, reports and correspondence be confirmed by this Council.

Carried

11. CONSENT AGENDA

The following motion was presented to adopt the items contained in the Consent Agenda:

Moved By: Tammy Mitchell

Resol. 2015- 155

Seconded By: Michel Bigras

BE IT RESOLVED THAT Council approves the Items of the Consent Agenda under Sections 11.1, 11.4 and receives the Items under Sections 11.2, 11.3.

Carried

Items 11.4.3 & 11.4.4 were taken out of the Consent Agenda to allow debate.

11.1 Adoption of Minutes

Moved By: Tammy Mitchell

Resol. 2015- 156

Seconded By: Michel Bigras

BE IT RESOLVED THAT Council adopts the following minutes as presented:

Special Meeting of Council held April 7, 2015

Special Meeting of Council held April 15, 2015

Regular Council Meeting held April 22, 2015

Special Meeting of Council held April 29, 2015

Carried

11.2 Minutes Received

11.3 Correspondence for Council's Information

11.4 By-laws

The following By-laws were read and adopted:

11.4.1 Sign By-law

Moved By: Tammy Mitchell
Seconded By: Michel Bigras

Resol. 2015- 157

BE IT RESOLVED THAT By-law 2015-20, being a by-law to regulate and prohibit the placement of signs and other advertising devices in the Municipality of French River be read a first, second and third time and finally passed.

Carried

11.4.2 Agreement for Lease of Space - Dentist Office, Dr. Jacinthe Lapalme

Moved By: Tammy Mitchell
Seconded By: Michel Bigras

Resol. 2015- 158

BE IT RESOLVED THAT By-law 2015-21, being a by-law to authorize the Mayor and Clerk to enter into an Agreement with Dr. Jacinthe Lapalme for the Lease of Space for a Dentist Office be read a first, second and third time and finally passed.

Carried

11.4.3 * Item was separated from the Consent Agenda to allow debate.

11.4.4 * Item was separated from the Consent Agenda to allow debate.

11.4.5 Confirmation By-law

Moved By: Tammy Mitchell
Seconded By: Michel Bigras

Resol. 2015- 159

BE IT RESOLVED THAT By-law 2015-24, being a by-law to confirm the proceedings of the Council of the Corporation of the Municipality of French River at a meeting held on May 13, 2015 be read a first, second and third time and finally passed.

Carried

Items separated from the Consent Agenda to allow debate

11.4.3 Approval of the 2015 Budget

Moved By: Gisèle Pageau
Seconded By: Michel Bigras

Resol. 2015- 160

BE IT RESOLVED THAT By-law 2015-22, being a by-law to adopt the 2015 Operating and Capital Budget for the Municipality of French River be read a first, second and third time and finally passed.

Carried

11.4.4 Fees and Related Charges

Moved By: Tammy Mitchell
Seconded By: Denny Sharp

Resol. 2015- 161

BE IT RESOLVED THAT By-law 2015-23, being a by-law to set fees and related charges set out by the Municipality of French River be read a first, second and third time and finally passed.

Carried

12. ADDENDUM (if required and by resolution)

13. NOTICES OF MOTION

14. ANNOUNCEMENTS AND INQUIRIES

15. ADJOURNMENT

Moved By: Denny Sharp
Seconded By: Michel Bigras

Resol. 2015- 162

BE IT RESOLVED THAT the meeting be adjourned at 8:25 p.m.

Carried

MAYOR

CLERK

FRENCH RIVER PUBLIC LIBRARY

MINUTES

March 24, 2015

Noelville Branch

MEMBERS PRESENT: Larry Bouffard
Liliane Lamothe
Suzanne Guilbeault
Shelley Duquette-Lafortune
Eveline Dionne
Shirley Marcoux

EXCUSED: Suzanne Bisailon (with reason)
Angela Williams (with reason)
Tammy Mitchell (with reason)

STAFF Linda Keenan - CEO

1. Call to order

Meeting was called to order 4:10 pm and Chaired by Deputy Chairperson Liliane Lamothe.

BE IT RESOLVED THAT: the Board wishes to call this meeting to order at 4:10 pm this evening.

Carried

Moved by: Suzanne Guilbeault

Resol 15-013

Seconded by: Shirley Marcoux

2. Disclosure of Pecuniary Interest

None.

3. Agenda

As presented.

4. Minutes

As presented.

BE IT RESOLVED THAT: the agenda of March 2015, minutes of January 2015 be accepted as presented.

Carried

Moved by: Larry Bouffard

Resol 15-014

Seconded by: Suzanne Guilbeault

5. Financial Reports

As discussed and presented

BE IT RESOLVED THAT: that the financial reports for December 2014 and January 2015 be accepted as presented and discussed.

Carried

Moved by: Suzanne Guilbeault

Resol 15-015

Seconded by: Shelley Duquette-Lafortune

6. Chairperson Report

Gave a verbal report.

7. Councillor's Report

No report given.

8. CEO's Report

Gave a verbal and written report.

BE IT RESOLVED THAT: we accept the Chairperson's verbal report as well as the CEO's verbal and written report for the month of January, February and March 2015.

Carried

Moved by: Suzanne Guilbeault

Resol 15-016

Seconded by: Larry Bouffard

9. Correspondence

9.1 Copies of the orientation information packages for this evenings meeting were given to all members present.

9.1 BE IT RESOLVED THAT: Board members have received copies of the orientation information packages for this evenings meeting.

Carried

Moved by: Shelley Duquette-Lafortune

Resol 15-017

Seconded by: Suzanne Guilbeault

9.2 Copies of the circulation as well as walk-in statistics for January and February 2015 were given to all members present.

9.2 BE IT RESOLVED THAT: Board members have received copies of the circulation as well as walk-in statistics for January and February 2015 and they were discussed.

Carried

Moved by: Larry Bouffard

Resol 15-018

Seconded by: Shelley Duquette-Lafortune

9.3 Copies of information on Job Creation Partnership was given to members present.

10. New Business

10.1 Future of the Library

A detailed discussion was held on the possible future of the Library and how to progress with the changes.

11. Announcements and inquiries (Board members and public) Annonces et questions (par les membres du CA et le publique.)

12. Closed meeting

13. Next Board Meeting

BE IT RESOLVED THAT: the next Board meeting will be held on Tuesday, April 28, 2015 at 4 pm in the Noelville Branch and that the meeting be adjourned at **5:45** pm this evening.

Carried

Moved by: Shelley Duquette-Lafortune

Resol 15-019

Seconded by: Suzanne Guilbeault

Chairperson

Secretary

**UNAPPROVED MINUTES – SECOND MEETING
SUDBURY & DISTRICT BOARD OF HEALTH
SUDBURY & DISTRICT HEALTH UNIT, BOARDROOM
THURSDAY, APRIL 16, 2015, AT 1:30 P.M.**

BOARD MEMBERS PRESENT

Claude Belcourt
Robert Kirwan
Ken Noland
Mark Signoretti

Janet Bradley (*present until 2:30 pm*)
René Lapierre
Rita Pilon
Carolyn Thain

Jeffery Huska
Paul Myre
Paul Schoppmann

BOARD MEMBERS REGRETS

Ursula Sauvé

Stewart Meikleham

STAFF MEMBERS PRESENT

Nicole Frappier
Dr. P. Sutcliffe

Marc Piquette
Renée St Onge

Rachel Quesnel

GUESTS

Dr. J. Jackman
Media

Dr. X. Wang

R. LAPIERRE PRESIDING

1.0 CALL TO ORDER

The meeting was called to order at 1:35 p.m.

- Letter from the City of Greater Sudbury Re: Municipal Appointments to the Sudbury & District Board of Health

The City of Greater Sudbury (CGS) has notified the Sudbury & District Health Unit (SDHU) of the four CGS municipal appointees: Jeffery Huska, Paul Myre, Ursula Sauvé and Carolyn Thain.

2.0 ROLL CALL

3.0 DECLARATION OF CONFLICT OF INTEREST

None.

4.0 DELEGATION / PRESENTATION

i) Evidence-Informed Practice at the Sudbury & District Health Unit

- Renée St Onge, Director, Resources, Research, Evaluation and Development (RRED) Division

R. St Onge was invited to speak to the Board about evidence-informed practice at the Sudbury & District Health Unit (SDHU) which is foundational to improving the health of our communities. The SDHU has a long history of evidence-informed practice as a teaching health unit and former Public Health Research Education and Development (PHRED)

program site. The supporting structures and processes for how the SDHU does evidence-informed practice were outlined.

Mechanisms are in place to ensure that the SDHU is successful at incorporating evidence-informed practice in their work. Next steps include:

- Continued capacity and skill building
- Development and re-development of tools
- Continued collaboration with key local, provincial, national partners
- Knowledge exchange

The resources from National Collaborating Centre for Methods and Tools have been adapted to our own organization's use. It was concluded that this presentation of "how" we do our work to ensure the most effective programming provides useful context for presentations about "what" we do. Questions were entertained and R. St Onge was thanked for her presentation.

5.0 MINUTES OF PREVIOUS MEETING

i) First Meeting – February 19, 2015

06-15 APPROVAL OF MINUTES

Moved by Bradley - Belcourt: THAT the minutes of the Board of Health meeting of February 19, 2015, be approved as distributed.

CARRIED

6.0 BUSINESS ARISING FROM MINUTES

None.

7.0 REPORT OF THE MEDICAL OFFICER OF HEALTH / CHIEF EXECUTIVE OFFICER

i) April 2015 – Medical Officer of Health / Chief Executive Officer Report

This month's *Words for Thought* and statistics from *Child and Youth Mental Health and Addictions in Ontario* highlight that the issues of health equity are critical to understanding and promoting mental health. Dr. Sutcliffe noted that local public health units are concerned and lending their minds to the fact that there is no formally articulated mandate within the Ontario Public Health Standards for mental health and see this as a system gap within mental health promotion programming. The SDHU's work as it relates to mental health for children was summarized.

Board members were thanked for their participation in this morning's training and orientation session on emergency preparedness and response and financial risk management.

Dr. Sutcliffe continues to provide MOH coverage for the Algoma Public Health and S. Laclé is providing Acting CEO coverage up until the end of August 2015. With S. Laclé's temporary role at the Algoma Public Health, Dr. Sutcliffe was pleased to introduce Nicole Frappier who is the Acting Director of Health Promotion at the SDHU.

Planning for the SDHU's first Public Health Champion awards is underway. The first Joint Board/Staff Public Health Champion Working Group meeting will take place in May to review

the nominees and select the person or organization who will be honoured at a reception on June 18. Board members, J. Huska, S. Meikleham and J. Bradley will be on the Working Group.

Dr. Sutcliffe's current role as Association of Local Public Health Agencies (alPHA) President will end this June; however, she will continue on the alPHA Board as the past Chair for the next year. Although this role creates more work, it is helpful to participate in and remain aware of current issues and advocacy at the provincial level to inform our work locally.

The SDHU had an excellent meeting with City of Greater Sudbury (CGS) staff, councillors and the Greater Sudbury Police last week. The meeting provided an opportunity to talk about the role and work of public health, as well as current and future potential partnerships. The SDHU will also be attending meetings in May with the Sudbury East Municipal Association (SEMA) as well as Lacloche Foothills Association to hold similar partnership discussions.

The February 2015 financial statements reflect the 2015 Board of Health budget and include the current gapped salaries/benefits as well as variance rates. The quarterly compliance report is also included in this month's MOH/CEO report. It is expected that the 2014 audited financial statements will come forward at the May Board meeting or June at the latest.

The Board's attention was directed to a dental display prepared by the SDHU in honour of National Oral Health month, recognizing the important work that our dental staff do.

Questions and comments were entertained.

07-15 ACCEPTANCE OF REPORTS

Moved by Huska - Schoppmann: THAT the Report of the Medical Officer of Health and Chief Executive Officer for the month of April 2015 be accepted as distributed.

CARRIED

8.0 NEW BUSINESS

i) Items for Discussion

a) Access to Alcohol

- Letter from the Association of Local Public Health Agencies (alPHA) President to the Minister of Finance dated March 17, 2015

Dr. Sutcliffe introduced the motion noting that the proposed position aligns with alPHA's as summarized in the above-referenced letter to the Minister.

It was pointed out that an announcement was made by the provincial government earlier today as it relates to the sale and availability of alcohol for revenue generating purposes for the province. As we study the details of that announcement, the content of the proposed open letter will be adjusted.

The Board agreed to a friendly amendment to the motion for the open letter to also be shared with the SDHU's constituent municipalities.

08-15 MODERNIZATION OF BEVERAGE ALCOHOL REGULATIONS IN ONTARIO

Moved by Kirwan - Noland: WHEREAS alcohol is the second leading cause of death, disease, and disability in Canada and causally linked to over 60 diseases and injuries; and

WHEREAS 84% of SDHU adults (78% Ontario-wide) and 43% of SDHU teens aged 12-18 reported consuming alcohol in the last 12 months; and 27% of SDHU current drinkers over 12 years reported episodes of heavy drinking (five or more drinks on one occasion at least once monthly); and

WHEREAS the Regulatory Modernization in Ontario's Beverage Alcohol Industry initiative (2014), through the Ministry of Finance and the Alcohol Gaming Commission of Ontario, has increased alcohol availability in Ontario through initiatives including VQA wine in Farmers' Markets, LCBO Express Kiosks, support to industry, increased hours of sale and removal of special event and festival restrictions; and

WHEREAS the privatization of alcohol sales would set a precedent for further privatization across multiple venues throughout Ontario, such as the Government's currently proposed expansion of beverage alcohol in local supermarkets; and

WHEREAS alcohol is no ordinary commodity and decisions about its promotion and availability should be made within the broader context of alcohol's known negative societal, economic and health risks; and

WHEREAS local boards of health are required under the Ontario Public Health Standards to develop health promotion and protection strategies to mitigate against the risks of alcohol consumption and boards are held accountable under MOHLTC Accountability Agreements for reporting on local alcohol consumption rates;

THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health endorse the correspondence from the Association of Local Public Health Agencies to Government Ministers and the Premier (as attached) – while also informing the Premier of our serious concerns regarding the proposal for the increased availability of alcohol through VQA wine in Farmers' Markets, LCBO Express Kiosks, and the privatization of the sale of beverage alcohol through initiatives such as local supermarkets; and

FURTHER THAT the Sudbury & District Board of Health share these concerns and inform the community by means of an open letter; and

FURTHER THAT copies of this motion and subsequent correspondence to the community and Premier be forwarded to local Members of Provincial Parliament, Ministers of Health and Long-Term Care, Economic Development, Finance, Agriculture, Food and Rural Affairs; the Attorney General, Chief Medical Officer of Health, Assistant Deputy Ministers, Ontario Boards of Health, Constituent Municipalities, and Ontario Public Health Association.

CARRIED

b) Sudbury & District Health Unit's 2014 Performance Monitoring Report, April 2015

A print copy of the 2014 Performance Monitoring Report was distributed at the meeting. Dr. Sutcliffe introduced the report by noting that the report is presented to the Board annually and has been reviewed by the Joint Board/Staff Performance Monitoring Working Group for which Janet Bradley, Rita Pilon and Carolyn Thain are members.

Performance monitoring is a relatively new framework for the SDHU and is evolving as we gain experience. The Board was reminded that the report is intended for our internal purposes and is not a provincial requirement. It guides the SDHU toward excellence and quality improvement and is a complement to other monitoring activities such as the Ministry of Health and Long-Term Care's Accountability Agreement Indicators and the monitoring of the Organizational Standards.

The report also provides the Board with accountability measures on key focus areas, which are grounded within the 2013–2017 Strategy Map. Dr. Sutcliffe reviewed the strategy map on the Boardroom display board and invited C. Thain to speak to the report.

C. Thain commended Dr. Sutcliffe, R. St Onge and team for developing the 2014 report. The report is color coded with four monitoring components. Two are internally driven and two additional monitoring components relate to the Accountability Agreement indicators and the Ontario Public Health Organizational Standards.

Board members were reminded that the SDHU-specific performance monitoring indicators are meant to provide the Board with information about the "current state" of key focus areas, and to allow for monitoring of their progress year after year.

It was concluded that the SDHU is being proactive in developing indicators to continue to achieve excellence. Staff are knowledgeable regarding the indicators and accountable for how the SDHU is performing. The Board was confident that the SDHU is going into a new annual reporting year with a good tool going forward and was pleased by the SDHU's achievements to date.

ii) Correspondence

a) Low-Income Dental Programs Integration

- Letter from alPHa President to the Minister of Health and Long-Term Care dated March 3, 2015

No discussion.

b) Community Water Fluoridation

- Letter from Grey Bruce Board of Health to the Minister of Health and Long-Term Care dated March 4, 2015

No discussion.

c) Energy Drinks

- Letter from Durham Regional Council to the Premier dated April 1, 2015

No discussion.

d) Naloxone Distribution Program

- Letter from Windsor-Essex County Board of Health to the Minister of Health and Long-Term Care dated February 19, 2015
- Letter from Durham Regional Council to the Premier of Ontario dated April 1, 2015

In response to an inquiry, Dr. Sutcliffe clarified that the Naloxone Program is different from the Methadone Program. There have been challenges with the Provincial Naloxone initiative related to regulatory issues; however, it is anticipated that Sudbury will participate in this initiative.

09-15 ACCEPTANCE OF NEW BUSINESS ITEMS

Moved by Schoppmann - Myre: THAT this Board of Health receives New Business items 8 i) to ii).

CARRIED

9.0 ITEMS OF INFORMATION

- | | | |
|------|---|------------------------------------|
| i) | Ministry of Education News Release
<i>Promoting the Health and Well-Being of Students</i> | February 23, 2015 |
| ii) | Sudbury & District Health Unit Response to Hepatitis A Virus
in a Food Handler Situation Report: Summary | March 2015 |
| iii) | Cancer Care Ontario's Cancer Risk Factors in Ontario:
Healthy Weights, Healthy Eating and Active Living | |
| iv) | alPHA Opportunities | |
| v) | alPHA Information Break | February 25, and
March 12, 2015 |

These items are shared for information.

10.0 ADDENDUM

There is no addendum for today's meeting.

11.0 IN CAMERA

10-15 IN CAMERA

Moved by Noland - Kirwan: THAT this Board of Health goes in camera. Time: 2:31 p.m.

CARRIED

- Labour Relations / Employee Negotiations

12.0 RISE AND REPORT

11-15 RISE AND REPORT

Moved by Pilon - Myre: THAT this Board of Health rises and reports. Time: 2:56 p.m.
CARRIED

12-15 APPROVAL OF BOARD IN-CAMERA MEETING NOTES

Moved by Signoretti - Thain: THAT this Board of Health approve the meeting notes of the November 20, 2014, Board in-camera meeting and that these remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

CARRIED

13.0 ANNOUNCEMENTS / ENQUIRIES

Board members were asked to complete the online evaluation regarding today's Board meeting.

The showcase of public health videos that was to be shown prior to this Board meeting will be rescheduled to a future date.

14.0 ADJOURNMENT

13-15 ADJOURNMENT

Moved by Belcourt - Huska: THAT we do now adjourn. Time: 3:00 p.m.

CARRIED

(Chair)

(Secretary)

**SUDBURY EAST PLANNING BOARD
MINUTES
Thursday, March 12, 2015 at 5:30 p.m.
Sudbury East Planning Board Office
5 Dyke Street, Warren, Ontario**

MEMBERS PRESENT: Michel Bigras, Phil Belanger, Heide Ralph, Ginny Rook, Jim Rook (Killarney Alternate), Paul Schoppmann, Denny Sharp, Ned Whynott

MEMBERS ABSENT: Greg Hunt, Nancy Wirtz

OFFICIALS PRESENT: Melissa Riou, Director of Planning/Secretary-Treasurer

Karen Beaudette, Administrative Assistant

PUBLIC PRESENT: Ray Alatalo, Mike Bouffard (arrived at 6:05 p.m.)

1. MEETING CALLED TO ORDER

Chairperson called the meeting to order at 5:30 p.m.

2. ADOPTION OF THE AGENDA

The Chairperson asked the Board Members if there was any objection to item 5 a) Presentations/Delegations, Mike Bouffard, be moved to the end of the agenda. Mr. Bouffard had been in touch with the Chairperson to advise that he would be late. There were no objections to the agenda being amended.

Resolution: 15-027

BE IT RESOLVED THAT the agenda for the Sudbury East Planning Board regular meeting of March 12th, 2015, be adopted as distributed and amended.

MOVED BY: Phil Belanger

SECONDED BY: Denny Sharp

Carried.

3. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

No Disclosure of Pecuniary Interest.

4. ADOPTION OF THE MINUTES

a) Sudbury East Planning Board - Regular meeting of February 12th, 2015.

Resolution: 15-028

BE IT RESOLVED THAT the minutes of the Sudbury East Planning Board's regular meeting of

February 12th, 2015 be adopted as distributed.

MOVED BY: Heide Ralph

SECONDED BY: Ginny Rook

Carried.

6. CONSENT APPLICATIONS

The Chair advised that a Consent Application be analyzed and discussed before the Planning Board decides whether or not to grant Provisional Consent. Also that the analysis and discussion of a Consent Application serves two purposes: first, to present to the Planning Board and the public the details and background to a proposed Consent; and second, to receive comments from the public and agencies before a Planning Board decision is made.

The Director of Planning advised that Notice of Application was posted in the municipal office and was sent by First Class Mail to the assessed owners within 120 metres of the properties subject to the proposed Consent, and to those persons and agencies likely to have an interest in the application. The Notice was sent on February 18th, 2015 (B/01/15/KL – David Haney and Lawrence Smith) and February 19th, 2015 (B/03-06/15/BRW – Randolph Burk) (ZBA 15-02BRW – Randolph Burk) being over twenty (20) days prior to this evening's meeting. Included with each Notice was an explanation of the purpose and effect of the proposed Consent and a key map showing the location of the property. The circulations were provided in accordance with the provisions of The Planning Act, R.S.O. 1990, Chapter P.13.

a) B/01/15/KL – David Haney and Lawrence Smith

No member of the public was present for comments or questions from the Board.

The Director of Planning summarized the application. The subject property is located at 293 Hartley Bay Road, in the Township of Bigwood in the Municipality of Killarney. The application proposed to sever 9.7 hectares from the subject lands and add such lands to the adjacent lot 349 Hartley Bay Road, which is also owned by Mr. Haney and Mr. Smith. The lot addition will provide water frontage to the lot at 349 Hartley Bay Road.

The enlarged lot will have an area of 10.1 hectares and a frontage of 63.4 metres. The retained lot will have an area of 35 hectares and a frontage of 214.9 metres. With respect to Official Plan policies, Section 4.5.1 allows for lot boundary adjustments. With respect to zoning, the retained lot will continue to meet the provisions of the Rural (RU) zone. The severed lot requires re-zoning to ensure that the entire enlarged parcel is under one zone classification. The associated application for Zoning By-law Amendment was approved by Council for the Municipality of Killarney at its meeting last evening.

With respect to agency circulation, staff of the Municipality of Killarney had no comments or concerns. No other comments were received through agency circulation or from the public.

There were no questions or comments from the Board.

Resolution: 15-029

BE IT RESOLVED THAT Consent application B/01/15/KL submitted by David Haney and Lawrence Smith be recommended for approval as per the report prepared by the Board's Director of Planning.

MOVED BY: Heide Ralph

SECONDED BY: Jim Rook

Carried

The Chair advised that there is a 20 day appeal period during which time any person or public body may, not later than 20 days after the giving of notice under Section 53(17) of the Planning Act, R.S.O. 1990, Chapter P.13 is completed, appeal the decision or any condition imposed by the Planning Board or appeal both the decision and any condition to the Ontario Municipal Board by filing with the Secretary-Treasurer a notice of appeal setting out the reasons for the appeal, accompanied by the fee prescribed under the Ontario Municipal Board Act. During this appeal period, no building permit may be issued or other work commenced.

b) B/03-06/15/BRW and ZBA 15-02BRW – Randolph Burk

Ray Alatalo, agent, was present for questions or comments from the board.

The Director of Planning summarized the application. The subject property is located at 154 Secord Road in the Unincorporated Township of Burwash. The purpose of the applications for consent and zoning by-law amendment are to sever three (3) Rural Residential (RR) lots and create one right-of-way, as well as to rezone the lands to recognize the proposed use.

The proposed severed lots are within the rural cluster of Estaire, and are each to be approximately 2 hectares in area with frontages ranging from 95 to 219 metres. The proposed retained lands are to be approximately 3.8 hectares with a frontage of 237 metres and contains an existing dwelling.

The Official Plan allows for limited lot creation in the Rural Policy Area and sets priorities for development outside of settlement areas, including creation in existing clusters, such as Estaire, provided that certain criteria are met, as outlined in pages 2 and 3 of the Staff Report.

With respect to zoning, a portion of the property is already zoned RR through a related application in 2011, the accompanying consent application lapsed. The applicant has applied to rezone all of the subject lands to recognize the proposed lot creation.

The Ministry of Transportation (MTO) has requested that a condition be included in the approval that "it will be necessary to provide proper easements, registered on title on all

resulting deeds and shown as blocks on the reference plans to ensure continuous rights of access for proposed severed lots 2 and 3. The Ministry of Transportation will require “draft” copies of the transfer documents and plans be submitted for review and approval prior to registration”. Two of the lots will have frontage on Nelson Road and the Ministry of Transportation has requested a shared access for these lots which the applicant has applied for a Right-of-Way to ensure that it is a continuous legal access. The lots with frontage on Secord Road will have separate entrances. The Ministry of Transportation has also requested that notes be included in the approval stating that “an MTO building/land use permit will be required for any proposed buildings, septic systems, wells etc. located within 46 metres of the MTO right-of-way (ROW) limits or within a 395 metre radius of intersections. New buildings, septic systems, etc. must be setback a minimum of 8 metres from the limit of the MTO ROW. New wells must be setback a minimum of 30 metres from the limits of the MTO ROW. An MTO entrance permit will be required to reflect any changes to land ownership or to reflect the upgraded use of an entrance from a field entrance to a residential or shared entrance. Brushing will be required in the area of the common lot line between the retained lot and proposed severed lot 1”.

The Sudbury & District Health Unit (2011) concluded that the proposed severed and retained parcels are capable of development for installation of a septic tank and leaching bed system.

The agent, Ray Alatalo, has provided a report (attached) for the Board’s information. Mr. Alatalo stated that the present owner of the property thought that the severances had been formally completed. This consent application would help to correct the misrepresented land sale. The owners will be building as soon as possible and will be selling the two other lots.

Member Ralph stated that the lots do not look like they would be capable of accommodating field beds as there was a lot of rock and bare ground visible. Mr. Alatalo said that the area does follow the Official Plan site suitability for septic tanks and field beds. The building site for the proposed home will be on the back of the property. The site has been inspected and sand of the required depth for a field bed is present.

Member Schoppmann stated that the MTO conditions were very clear.

There were no other comments received through agency circulation.

Resolution: 15-030

BE IT RESOLVED THAT Consent application B/03-06/15/BRW submitted by Randolph Burk be recommended for approval as per the report prepared by the Board’s Director of Planning.

MOVED BY: Heide Ralph

SECONDED BY: Paul Schoppmann

Carried.

The Chair advised that there is a 20 day appeal period during which time any person or public body may, not later than 20 days after the giving of notice under Section 53(17) of the Planning

Act, R.S.O. 1990, Chapter P.13 is completed, appeal the decision or any condition imposed by the Planning Board or appeal both the decision and any condition to the Ontario Municipal Board by filing with the Secretary-Treasurer a notice of appeal setting out the reasons for the appeal, accompanied by the fee prescribed under the Ontario Municipal Board Act. During this appeal period, no building permit may be issued or other work commenced.

Resolution: 15-031

BE IT RESOLVED THAT By-law No. 15-02 being a By-law for the purpose of amending Zoning By-law No. 14-01 of the Sudbury East Planning Board, as amended, in respect of Application ZBA 15-02BRW submitted by Randolph Burk be read a first and second time this 12th day of March, 2015.

MOVED BY: Ginny Rook

SECONDED BY: Heide Ralph

Carried.

Resolution: 15-032

BE IT RESOLVED THAT By-law No. 15-02 being a By-law for the purpose of amending Zoning By-law No. 14-01 of the Sudbury East Planning Board, as amended, in respect of Application ZBA 15-02BRW submitted by Randolph Burk be read a third time and finally passed this 12th day of March, 2015.

MOVED BY: Heide Ralph

SECONDED BY: Phil Belanger

Carried.

7- NEW BUSINESS

a) Community Improvement Plans

The Director of Planning presented a report outlining Community Improvement Plans (CIP) (report attached).

Member Schoppmann stated that the Municipality of St. Charles first heard about CIPs through the Brownfields issue. Member Sharp said that French River would like to offer incentives to new and existing businesses in the Municipality of French River. Member J. Rook asked if CIPs were going to be used to sidestep the issue of bonusing under the Municipal Act. Member Ralph asked if one of the incentives would be reduced taxes. Member Sharp stated that there would be tax incentives involved in French River. Member Ralph said that it was very nice to see little towns improving their properties. Member Sharp asked the Director of Planning whether the Community Improvement Plans would take precedence over other planning duties. The Director of Planning stated that development planning would take priority over policy planning such as CIPs.

Member J. Rook asked what was the advantage of the Community Improvement Plans over Strategic Planning or if they were the same thing. The Director of Planning explained the relationship between the two and discussed the use of design policies. Member J. Rook stated that if the municipalities had \$10,000,000 they could just do it themselves. The Director of Planning said that improvements of communities could also be achieved by having property standards by-laws in place. The Director of Planning also went on to explain some other possible CIP policies such as supporting higher density developments and that there could be specific policies for converting residential uses to commercial development. It could also help municipalities with the redevelopment of Brownfields. Each CIP is site specific and developed for a certain area in a municipality. Member J. Rook asked if it was possible to morph the Strategic Plan into a Community Improvement Plan. The Director of Planning said the Community Improvement Plan is a separate document with separate process under the Planning Act. Member Schoppmann asked if the Community Improvement Plan would be the same for each municipality. The Director of Planning stated, no, they are specific to a certain area. For example, the City of Sudbury has approximately 15 to 20 Community Improvement Plans.

Member Sharp asked if funding would have to be provided by the Municipalities for the Director of Planning to help with any Community Improvement Plans. The Director of Planning stated that there would be no further cost to the Municipalities for this, any assistance would be in-kind. The Director of Planning stated that it is her understanding that the Manager of Economic Development has funds available to cover costs associated with public consultation. Member Belanger asked if there was any advantage to having communities informed early in the process in order to have more input. The Director of Planning said it would be part of the process to have public input.

Resolution: 15-033

BE IT RESOLVED THAT the Sudbury East Planning Board authorize the Director of Planning to work on Community Improvement Plan projects with the area municipalities as required.

MOVED BY: Denny Sharp

SECONDED BY: Phil Belanger

Carried

b) Special Business Case Funding

RESOLUTION: 15-035

BE IT RESOLVED THAT the Sudbury East Planning Board hereby authorize the Chair and the Secretary-Treasurer to execute the Special Business Case Funding agreement with the Ministry of Municipal Affairs and Housing for the provision of \$6,974.00 to the Sudbury East Planning Board being the remaining balance of cost associated with the preparation of the Zoning By-law

update for the Unincorporated Townships within the Board's Planning Area.

MOVED BY: Phil Belanger

SECONDED BY: Ginny Rook

Carried

8. NOTICES OF MOTION RECEIVED BY THE SECRETARY-TREASURER PRIOR TO THE CLOSING OF THE MEETING

There were no notices of motion received by the Secretary-Treasurer prior to the closing of the meeting.

9. PAYMENT OF VOUCHERS

a) February 2015

Resolution: 15-034

BE IT RESOLVED THAT the statement of disbursements for the month of February 2015 in the amount of \$11,621.53 to be distributed and is hereby approved for payment.

MOVED BY: Phil Belanger

SECONDED BY: Heide Ralph

Carried.

10. PRESENTATIONS/DELEGATIONS

a) Mike Bouffard – Request for reduced application fees

Mr. Bouffard had forwarded a copy of his letter to the Board for their consideration prior to the meeting (attached). Mr. Bouffard referred to his letter to summarize his reason for asking for a reduction in fees for his proposed Zoning By-law amendment application. The Ontario Municipal Board will be hearing the appeal for his original Zoning By-law amendment application on May 19, 20 and 21, 2015. The lawyer for the appellant, Mr. Steve Watt, had indicated that the appellants were concerned that only three of the five lots from the Plan of Subdivision application were zoned Rural Residential (RR). Mr. Bouffard is submitting the application to mitigate any argument on that account. Member Sharp asked if Mr. Bouffard had already paid for the application for the five lots. Mr. Bouffard stated that he had but that the neighbours appealed the application. Member Bigras asked if the Zoning By-law application fee was not \$700.00. The Director of Planning said that it was \$700.00. The Director of Planning indicated that in October of 2013, Mr. Bouffard was granted a reduction in the Subdivision application fee, from \$4,000.00 to \$400.00 and provided a brief history for the Board members. Member Sharp stated that she has concerns with the appeals. Member Belanger asked if it would be possible to waive the cost to rezone the two remaining lots. He also stated he felt that the lapsing and stalling of the application were because of the appeal process and no fault of the applicant.

Mr. Bouffard said that the first time the application was appealed to the OMB, one of the conditions was that the property be re-zoned. The Municipality of French River passed the Zoning By-law Amendment required for the three lots requested at the time. There is also the added cost of \$4,000.00 of having to prepare an aggregate report. The Director of Planning stated that each application is site specific and that applications do lapse from time to time. Member Belanger said the OMB process could have created artificial circumstances for lapsing. Member Ralph asked what was the fee for extension of an application. The Director of Planning said \$125.00 for a plan of subdivision. Member Belanger asked if the Zoning By-law application lapsing time could be extended or if the whole process would have to be completed again and what the cost of that would be. The Director of Planning clarified the differences between the subdivision and zoning by-law amendment application processes and that extensions are not permitted to re-zoning applications. The minimum cost for re-circulation would be \$200.00.

Resolution 15-036

BE IT RESOLVED THAT the Zoning By-law Amendment Application fee of \$700.00 be reduced to \$200.00 for Mr. Mike Bouffard's pending application.

MOVED BY: Denny Sharp

SECONDED BY: Phil Belanger

Carried

11. ADJOURNMENT

Resolution: 15-037

BE IT RESOLVED THAT the Meeting be adjourned at 6:31 P.M.

AND THAT the next regular meeting be held on April 9th, at 5:30 P.M. at the Sudbury East Planning Board Office in Warren.

MOVED BY: Phil Belanger

SECONDED BY: Greg Hunt

Carried.



CHAIR



SECRETARY-TREASURER



MEMO: **COMMUNITY IMPROVEMENT PLANS**
Report To: **SUDBURY EAST PLANNING BOARD**
Meeting Date: March 12, 2015

1. RECOMMENDATION:

That the Sudbury East Planning Board authorize the Director of Planning to work on Community Improvement Planning projects with the area municipalities as required.

2. PURPOSE:

To provide the Planning Board with a summary of the Community Improvement Planning process, its basis and authority to pursue such programs.

3. BACKGROUND:

A Community Improvement Plan (CIP) is a planning tool that ties together economic development, infrastructure and planning. CIPs outline a community's plan to encourage improvements to key areas of the community such as a downtown main street. They allow municipalities to provide financial incentives that promote revitalization and community improvement goals.

Projects can include improving the façade of a main street store, providing incentives to develop vacant properties, coordinating infrastructure and public space improvements. Grants and loans can be provided to owners and tenants within a targeted area to support the goal of rehabilitation and improvement.

An electronic version of the Community Improvement Planning Handbook, prepared by the Ministry of Municipal Affairs and Housing, can be found using the following link: <http://www.mah.gov.on.ca/Page1297.aspx>.

4. PROVINCIAL LEGISLATION:

The primary legislative framework for community improvement planning in Ontario is established in the Planning Act and the Municipal Act. This legislation sets the parameters which govern how municipalities may prepare community improvement plans and programs, including financial incentives that would otherwise be prohibited.

PLANNING ACT

Section 28 of the *Planning Act* allows municipalities that have provisions in their Official Plan relating to community improvement to designate by by-law a community improvement project area. As per Section 28(1) of the *Planning Act*:

- A *community improvement project area* is defined as “a municipality or an area within a municipality, the community improvement of which in the opinion of the council is desirable because of age, dilapidation, overcrowding, faulty arrangement, unsuitability of buildings or for any other environmental, social or community economic development reason;”
- *Community improvement* is defined as “the planning or replanning, design or redesign, resubdivision, clearance, development or redevelopment, construction, reconstruction and rehabilitation, improvement or energy efficiency, or any of them, of a community improvement project area, and the provision of such residential, commercial, industrial, public, recreational, institutional, religious, charitable or other uses, buildings, structures, works, improvements or facilities, or spaces therefore, as may be appropriate or necessary.”

The *Planning Act* also states what activities or actions municipalities can engage in within the defined area, including:

- Acquire, hold, clear, grade or otherwise prepare land for community improvement (Section 28(3));
- Prepare a community improvement plan for the project area (Section 28(4));
- Construct, repair, rehabilitate or improve buildings on land acquired or held by it in conformity with the approved CIP (Section 28(6));
- Sell, lease or otherwise dispose of any land and buildings acquired or held by it in conformity with the approved CIP (Section 28(6)); and
- Make grants or loans, in conformity with the approved CIP, to the registered owners, assessed owners and tenants of lands and buildings, and to any person to whom such an owner or tenant has assigned the right to receive a grant or loan, to pay for the whole or part of the eligible costs of the CIP (Section 28(7)).

MUNICIPAL ACT

Section 106(1) of the *Municipal Act* states: a municipality shall not assist directly or indirectly any manufacturing business or other industrial or commercial enterprise through the granting of bonuses for that purpose. An exception to the rule against bonusing is made in Section 106(3) of the *Municipal Act* for municipalities exercising their authority under Section 28 of the *Planning Act* or Section 365.1 of the *Municipal Act*.

5. OFFICIAL PLAN FOR THE SUDBURY EAST PLANNING AREA:

As stated in Section 4, the Official Plan must contain policies with respect to Community Improvement Planning in order for a municipality to develop such a plan or program.

Section 4.11.1.3 of the Official Plan, states that A Community Improvement Project Area may include any community, village, corridor or other identified area of the Planning Area and shall be encouraged for:

- a) Residential areas where the housing stock is in need of maintenance, rehabilitation and/or repair;
- b) Declining commercial areas where there are a number of vacant or underutilized properties;
- c) Areas in which there are land use conflicts as a result of incompatible uses;
- d) Areas that have deficient municipal services such as parks, sewers and roads; and

- e) Areas that have the potential to be new employment areas.

Further, Section 4.11.1.5 states that community improvement policies will be implemented by the Planning Board and/or the applicable municipality by the following means:

- a) Participation in senior government programs that provide financial assistance for community improvement;
- b) Encouragement of the continuation and enlargement of the business areas to enhance and maintain the viability of the community or village;
- c) Use of municipal authority granted under the provisions of the *Planning Act* to designate Community Improvement Areas, adopt Community Improvement Plans and acquire and develop land;
- d) enforcement of a property standards by-law;
- e) Cooperation with local agencies, businesses and residents to promote and facilitate the use of existing facilities and, where feasible, to rehabilitate these facilities to offer new and/or better service to the community;
- f) Encourage the rehabilitation of private buildings and advising property owners of government subsidies and programs, and assisting where possible, the property owner obtaining grants;
- g) Where conflicting land uses occur in Community Improvements Areas, endeavouring to limit the expansion of these uses and encouraging and/or assisting in the relocation of the conflicting use; and
- h) Support the historic preservation of significant buildings and sites through the application of the *Ontario Heritage Act*.

6. DISCUSSION:

Planning Board staff have had preliminary discussions with the Economic Development Manager for the Municipality of French River and the Economic Development Officer for the Municipality of St.-Charles, each of which intend to introduce the topic to their respective Council's this calendar year. Each are interested in establishing CIPs for the designated settlement areas in their respective municipalities, being the Villages of Alban, Noelville and St.-Charles.

Key steps in the CIP process, which include public notice requirements at various states throughout are:

- **Identify community needs**
- **Stakeholder input and feedback**
- **Report to Council (for authorization to prepare a CIP)**
- **Gathering analyzing data (including review of existing land use planning and other policies)**
- **Reporting back to Council with recommendations**
- **Drafting actions, programs and implementation policies (eligibility, marketing policies, monitoring)**
- **Stakeholder input**
- **Council adopts plan and it is forwarded to MMAH for approval**
- **If approved, implementation begins**

Timelines for the completion of such projects can vary depending on the complexity and type of policies or incentives the municipality wishes to include in the Plan.

Benefits of implementing a Community Improvement Plan include, increases in employment, heritage property conservation, increased housing units in transit-served areas, property tax revenues through intensification, improvement to parks and other community facilities, retail uses in core areas, contaminated land clean-up and

mixed use (re)development. Other criteria that can be monitored include decreases in neighbourhood crime rates, commercial and industrial vacancy rates, retail and commercial bankruptcies, municipal costs for extension of water sewer and road services, number of people on affordable housing waiting lists and youth out migration from northern communities.

Some examples of local/northern Community Improvement Plans are:

City of Greater Sudbury: <http://www.greatersudbury.ca/inside-city-hall/landuseplanning/community-improvement-plans/>

Town of Huntsville: <http://www.huntsville.ca/en/townHall/CommunityImprovementPlan.asp>

City of Elliot Lake: <http://www.cityofelliottlake.com/en/invest/communityimprovementplan.asp>

City of North Bay: <http://www.cityofnorthbay.ca/cityhall/departement/planning/communityimprovement/dcip>

Town of Hearst: <http://www.hearst.ca/en/search.aspx?r=Community%20improvement>

Community Improvement Planning is a flexible tool that allows municipalities to target specific areas within their jurisdiction for revitalization and improvement based on the needs and goals identified through a collaborative consultation process.

7. **CONCLUSION:**

The purpose of this report is to provide a summary of legislative authority and key facts with respect to implementing Community Improvement Plans and to request authorization from the Sudbury East Planning Board for Planning Board staff to work with Municipal staff on such projects.

Respectfully submitted,



Melissa Riou, MCIP, RPP
Director of Planning

1381429 Ontario Inc.
The Maples Golf and Sports Club
170 Wolseley Bay Rd
Noelville Ont.
P0M2N0

Sudbury East Planning Board

Board members

I would like to submit a request to the board to wave the costs of rezoning the two remaining lots for the 5 lot sub-division approval for The Maples Golf.

For the members who are not familiar with this approval, it has been ongoing since 2009, three councils ago. I have been trying to subdivide 5 lots from my golf course on Wolseley Bay Rd, in order to move my business forward. This was part of the overall plan to offset the huge capital costs of developing a golf course along with a clubhouse and restaurant. The sub-division application was unanimously passed in 2009. Although there was no one present from the public at the public hearing for rezoning, nor was there any letters of concern to council for rezoning, the same councilors that had approved the sub-division at the planning board, voted against the application when it came to rezoning to RR, when one councilor, who previously owned the hobby farm to the east of the golf course, raised her concerns on minimum distance separation. Letters of concern from the neighboring hobby farmers were submitted thereafter. I was then forced to bring the matter to the OMB. Although the application adhered to the provincial policy, and to the official plan, and that your board planner conferred with OMAFRA that the MDS did not apply, the OMB sided with the municipality, finding that it was not unreasonable for the municipality to ask for a MDS calculation.

I had tried on many occasions to mitigate the concerns from the neighboring farmers, by adding on title that any one purchasing the residential lots would be aware that there may be noises and dust from time to time from the neighboring farms. I also had a condition that air conditioning must be installed to reduce any dust and noises by having the windows closed. In early spring of 2012, I applied and was granted by resolution for an extension to the sub-division approval.

In June of 2012, I reapplied for the rezoning. In order to further mitigate the neighbors concerns, and to allowed me to have my professional planner prepare a Minimum Distance Separation calculation for the new application, I reduced my application to 3 lots, losing 40% of potential income, towards my goals. The rezoning was passed by the Municipality of French River in March of 2013. In April of 2013, the neighbors objected to the municipalities rezoning and a OMB hearing was scheduled for Oct. 17th 2013. The municipal lawyer wanted to schedule a meeting with the neighboring farmers lawyer, planner, myself, my planner, Melissa and the CAO from French River. The meeting was scheduled for Sept. 23, 2013, approx. 1 month before the OMB hearing. The goal was to see what the common grown were, and see if the issues could be resolved before the hearing. In preparation, Melissa, noticed and announced at the meeting, to myself and appellants that the sub-division approval had lapsed two months earlier in July. Consequently, the OMB hearing of Oct. 17th, 2013 was cancelled.

Due to the sub-division approval lapsing, a new application was submitted. Upon a request to help in offsetting the new costs for reapplying, where Melissa mention that we had paid in the vicinity of 4,500.00, the board decision was to adjust the costs to 10% of the application, or 400.00 maximum. This was greatly appreciated.

Now that a new sub-division application was in place, the new Official Plan of 2010, came in effect, resulting in having to address the aggregate pit issues. I was asked to prepare a aggregate report, outlining the aggregate operations in the area, and addressing the effects the lots would have on the pit operations. I prepared the report and submitted it to the board. The report was accepted by the board and the applications was granted approval.

A new OMB hearing was rescheduled for Aug. 13 2014. It was suggested that I retain a lawyer, to defend my interests in this matter. Regean Parise (lawyer from the municipality), outlined in a letter to my

lawyer that it was necessary to obtain expert opinion in means of an engineer, to demonstrate that the noises would be within the MOE guidelines. I did retain Flat River Consultants , to prepare a report in this effect.

In late July 2014, I was advised by the CAO that the Aug. 13th OMB hearing was adjourned because of a miss communication in the circulation of the hearing with neighboring properties. A conference call was done with all parties, and a new date of Jan. 27 to 29 inclusive was scheduled, at the request of the appellants.

I provided the appellants with the aggregate report completed by Flat River Consultants, and we were ready for the hearing. The day before the hearing, Mr. Watts (lawyer for appellants) contacted the OMB, municipality of French River and lawyers, to ask for the hearing to be adjourned again because he had lost his teeth implants which had been there for 30 years. So again we are awaiting for a new date.

It has been a nightmare to create these lots. I have spent allot of money trying to have this approved. I have been trying to have a year around business, providing a restaurant, sports bar, snowmobile stop, cross country trails. I have not been able to complete my clubhouse/restaurant due to the lack of capital. This has been going on for way to long.

When the new application was granted, and a maximum of 400.00 was agreed on, I thought and also many of the board thought that this rezoning was part of the processes. It was know at the time of approval of the sub-division application, that the three lots were already rezoned, I had paid the rezoning fees in the previous application, and the only reason that I had reduced to 3 lots was to try and satisfy the neighbors. This is not possible and the municipal lawyer advise that I should reply for the 5 lots. Now the appellants are complaining on how this is been done. I have attached some letters from the lawyers to give clarity. I would ask and appreciate if you could waive the fees for rezoning the two lots.

thanks
Mike Bouffard

Parisé Law Office

LAWYERS • AVOCATS

Réjean Parisé, B.A., LL.B.

Liisa Parisé, B.A.(Hons.), LL.B.

58 Lisgar Street, Suite 200, Sudbury, Ontario, Canada P3E 3L7

PHONE 705/674-4042

FAX 705/674-4242

E-MAIL parisclaw@unitz.ca

Contact Person : Jeannine @ 705/674-7040

June 17, 2014

Conroy Trebb Scott Hurtubise
164 Elm Street
Sudbury, ON P3C 1T7

Attention: Murray Scott

Dear Sir:

Re: Ontario Municipal Board, Maples Subdivision
Your Client: Mike Bouffard

Thank you for your telephone conversation of June 13, 2014. In that call we discussed the complexity of the issues within the Appeal. I understand you may refer Mr. Bouffard to alternate counsel. I am concerned with the passage of time. The Hearing is to occur on August 13, 2014 which may seem distant but considering the preparation work is imminent.

Mr. Bouffard needs to appreciate that although the Municipality supports his Application, he must, as the Applicant, prove his case. It will not fall on the shoulders of the Municipality or the Planning Board.

Mr. Bouffard is aware that there are a number of issues in the Appeal of which minimum distance requirements from Agricultural uses and Aggregate pit operations are at the core.

Relative to the issue of Distance from Aggregate Pit operations, Mr. Bouffard has outlined in the Application to the Planning Board a comprehension of the issues but has yet to produce evidence that would persuade on the Appeal. He specifically needs to retain an expert, likely an Engineer, with knowledge of acoustics and sound. The pits surrounding his proposed development have all been licensed to permit full aggregate operation which could include significant ongoing activity along with a crusher and other type machines.

It is likely that the aggregate operation will not be of such a character but expert evidence is needed to speak to the likely character of the aggregate operation and how significant an impact this would have on the new residential development proposed by Mr. Bouffard.

I wish to be clear, without this type of expert evidence, Mr. Bouffard will likely be unsuccessful in defending the Appeal. The Municipality and Planning Board would like the development to proceed but the Appellants will have clear evidence that the Provincial Policy on minimum distance from Aggregate operations be adhered to. Without rebutting evidence, the Municipality and Planning Board will be compelled to follow the Provincial Policy and the Appeal will succeed.

There is a compelling and urgent need for Mr. Bouffard to engage the expert to create an opinion to address these issues.

Yours very truly,
PARISÉ LAW OFFICE


Réjean Parisé

RP/ip

cc: Municipality of French River – Melanie Bouffard
Sudbury East Planning Board – Melissa Riou

STEPHEN WATT

Barrister & Solicitor

G. STEPHEN WATT
Direct Line: 416.977.9874
File Number: 75224

December 19, 2014

SENT VIA EMAIL

Ms. Kimberly Livingston
Case Coordinator, Planning
Ontario Municipal Board
655 Bay Street, Suite 1500
Toronto, Ontario M5G 1E5

Dear Ms. Livingstone:

Re: Case Number PL130391
Municipality of French River Appeal of By-law and Draft Plan of Subdivision

We are the solicitors for Annie and Allan Hebert with respect to the above-referenced two appeals where the applicant seeks to introduce residential lots across the road from our clients farm.

This development proposal has previously been the subject of an Ontario Municipal Board Hearing for the same property. The Board refused the applicants scheme in a Decision dated November 9, 2010 (PL00506).

The current application before the Board consists firstly of a three lot rezoning application, which was approved by the municipality and appealed by our client and a second neighbor. This rezoning hearing was originally scheduled to commence on October 13, 2013

I wrote to the Board on September 26, 2013 and indicated that the required draft plan of subdivision approval from the Sudbury East Planning Board had lapsed, which had the effect of requiring a third OMB hearing to take place at some future date on the same lands.

I requested that the rezoning hearing be adjourned and consolidated with an appeal of the draft plan of subdivision application to be submitted at some future date by the applicant.

The Board agreed and this file was scheduled for a consolidated hearing on January 27, 2015.

In preparation for the January hearing, I now note a further problem created with this Board Ordered consolidation. Simply put, the zoning by-law application before the Board relates to three residential lots across the street from the farm, but the draft plan of subdivision application subsequently filed by the applicant and approved by the Planning Board seeks the approval of five residential lots. It is a condition to the draft plan of subdivision for the five lots to be rezoned.

This condition cannot occur as things stand now, without the applicant bringing a further rezoning application for the final two lots at some future point in time.

This new discrepancy creates the same problem the Board addressed last year, where now a third OMB hearing would be required to permit the applicant to rezone the fourth and fifth houses in the draft plan of subdivision.

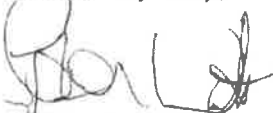
Such a third hearing, in our submission, would create unnecessary expense to the Board and all parties, would not be cost-effective and is clearly contrary to the Board's Rules, the Ontario Municipal Board Act and Regulation 30/02.

The purpose of the original consolidation request and existing Order of the Board is to avoid a multiplicity of hearing events, particularly where one full hearing has occurred already on these lands.

In these circumstances, we respectfully request that the Board again exercise its authority under Ontario Regulation 30/02 and adjourn the January hearing to permit the applicants to file a new zoning by-law application with the municipality for 5 lots, in order to properly implement the required zoning for the draft plan of subdivision application, as recently approved by the Planning Board and appealed by our clients.

We appreciate your assistance in once again reviewing this matter in a timely fashion.

Yours very truly,



G. Stephen Watt

GSW/pt

Encl.

cc. Allan and Annie Hebert
Rejean Parise, solicitor for the Municipality of French River
Tom Benevenuti
Gerry Guimond, solicitor for the applicant
Melissa Riou, Sudbury East Planning Board

STEPHEN WATT

G. STEPHEN WATT
Direct Line: 416.977.9874
File Number: 75224

September 26, 2013

SENT VIA EMAIL

Ms. Kimberley Livingston
Case Coordinator, Planning
Ontario Municipal Board
655 Bay Street
Suite 1500
Toronto, Ontario M5G 1E5

Dear Ms. Livingstone:

Re: Case Number PL130391
Municipality of French River Appeal of By-law 2003-23

We are the solicitors for Annie and Allan Hebert with respect to this appeal filed by them against a by-law which would introduce three residential dwellings across the street from their existing farm operation.

This matter is currently scheduled for a hearing on October 17, 2013.

Yesterday the parties attended at a settlement meeting with the result that settlement discussions remain ongoing.

The approval of the housing proposal requires two planning approvals, the zoning by-law before the Board, but also the approval of a draft plan of subdivision.

A number of years ago, there was a draft plan of subdivision approved for a five lot scheme, and it was my understanding until yesterday that this draft plan was still in effect. However, as the attached correspondence from the Planner for the local planning board indicates, this draft plan approval lapsed in July, 2013 and there has been no subsequent application made by the applicants for the necessary draft plan of subdivision approval from the planning board.

In these circumstances, I am respectfully requesting that the Board exercise its authority under Ontario Regulation 30/02 and adjourn the hearing currently scheduled for October 17, 2013, to permit the applicants to file the required draft plan of subdivision

application with the planning board and accommodate its potential appeal to the OMB.

The planning merits of the zoning by-law and the required draft plan of subdivision are linked by common facts, issues and questions of law.

In addition, there is a new official plan in place within the municipality since the lapsed draft plan approval was approved.

To proceed at this point with only the zoning by-law appeal in the absence of a draft plan of subdivision application also being determined would create a multiplicity of hearing events for the OMB, as well as unnecessary expense to the Board and to all parties.

In addition, there is no prejudice to the applicant through this adjournment, since no residential development can occur at any rate without the required draft plan of subdivision approval from either the planning board, or on appeal, the OMB.

We would be grateful if the Board could consider this adjournment request under Ontario Regulation 30/02 in a timely fashion, as the hearing date is rapidly approaching.

Please feel free to contact me at your convenience should you require any further information.

Yours very truly,



per

G. Stephen Watt
GSW/pt

Encl.

cc. Allan and Annie Hebert
Rejean Parise, solicitor for the Municipality of French River
1381429 Ontario Inc.
Tom Benevenuti
Melissa Riou, SEPB

Patricia Tomasio

From: Steve Watt <swatt@municipal-law.ca>
Sent: Thursday, September 26, 2013 11:58 AM
To: Patricia Tomasio
Subject: FW: Hebert OMB Appeal of Proposed Zoning By-law 2013-11

Follow Up Flag: Follow up
Flag Status: Completed

G. Stephen Watt
Barrister & Solicitor.
Dundee Place, 1 Adelaide St. East.
Suite 2340, P.O.Box 189
Toronto, Ontario. M5C 2V9

T: 416.977.9874
F: 416.955.9532

-----Original Message-----

From: Melissa Riou [<mailto:planner@sepb.org>]
Sent: September 26, 2013 11:00 AM
To: 'Donald McCullough'
Cc: swatt@municipal-law.ca
Subject: RE: Hebert OMB Appeal of Proposed Zoning By-law 2013-11

Mr. McCullough,

The conditions of draft plan approval for proposed 5 lot plan of subdivision SPEB File No. 52T-09002, reduced to 3 lots on December 13, 2012, lapsed on July 9, 2013.

As of September 25, 2013, an application for a proposed 3 lot plan of subdivision for the lands subject to proposed Zoning By-law 2013-11 has not been received by the Sudbury East Planning Board.

Sincerely,

Melissa Riou MCIP, RPP
Director of Planning
Sudbury East Planning Board
Tel. (705) 967-2174
Fax (705) 967-2177

-----Original Message-----

From: Donald McCullough [<mailto:mcculloughd@sympatico.ca>]
Sent: September-26-13 9:03 AM
To: Melissa Riou

Parisé Law Office

LAWYERS • AVOCATS

Réjean Parisé, B.A., LL.B.

Liisa Parisé, B.A.(Hons.), LL.B.

58 Lisgar Street, Suite 200, Sudbury, Ontario, Canada P3E 3L7

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E-MAIL pariselaw@unitz.ca

Contact Person : Jeannine @ 705/674-7040

Sent by Fax-416-955-9532

January 27, 2015

Stephen Watt
Dundee Place
1 Adelaide St. E. Suite 2340
P.O. Box 189
Toronto, ON M5C 2V9

Dear Sir:

**Re: Ontario Municipal Board
Herbert/Benvenuti**

My client is disappointed that closure could not occur in this matter through the hearing of the Appeal albeit we understand and empathize with your medical circumstance.

In the spirit of trying to have this matter move forward quickly might I suggest that 2 rather than 3 days of hearing be required. I also view that with a retiming of the controversy the hearing could take one day.

The suggestion is that the parties agree that the issues on the Appeal be defined as:

- a) Whether the MDS of residential and agricultural uses is of application in this matter and if so what, if any, impact does it have on the development.
- b) That the Applicant undertake the process to rezoning lots 4 & 5 of the development forthwith but if not completed by the new hearing date, that the parties agree that the matter proceed taken the clean history of the intentions of the Applicant and the reality that the Draft Plan approval is for 5 lots.
- c) That the sole other planning issue is the proximity of aggregate operations to the development and whether that constrains the development.
- d) That the Appeal be as to proposed lots 4 & 5 as per the McCulloch report and that no issue is taken as the lots 1, 2 and 3.

I view if the issues can be defined as outlined one day for hearing would be significant. I am willing to canvas this with the Applicant and my client. I ask that you not only speak to the Hebert's being your clients but also request the Hebert's to discuss this with Mr. Benvenuti.

I look forward to your response.

Yours very truly,
PARISÉ LAW OFFICE

A handwritten signature in black ink, appearing to read 'Réjean Parisé', is written over the printed name.

Réjean Parisé
RP/jb

cc: Municipality of French River – Melanie Bouffard
Melissa Riou
Gerry Guimond

THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER

BY-LAW 2015-27

BEING A BY-LAW TO PROVIDE FOR AN INTERIM TAX LEVY

WHEREAS Section 317(1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, provides that a local municipality, before the adoption of the estimates for the year, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipality purposes.

AND WHEREAS Section 317(3) of the Municipal Act, 2001, provides that the amounts levied are subject to the following rules:

1. The amount levied on a property shall not exceed the prescribed percentage or 50 percent if no percentage is prescribed, of the total amount of taxes for municipal and school purposes levied on the property for the previous year.
2. The percentage under paragraph 1 may be different for different property classes but shall be the same for all properties in a property class; and
3. For the purposes of calculating the total amount of taxes for the previous year under paragraph 1, if any taxes for municipal and school purposes were levied on a property for only part of the previous year because assessment was added to the tax roll during the year, an amount shall be added equal to the additional taxes that would have been levied on the property if the taxes for municipal and school purposes had been levied for the entire year.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER ENACTS AS FOLLOWS:

1. Pursuant to Section 317 of the Municipal Act, 2001, an interim levy is imposed on the assessment of all property in the Municipality of French River;
2. The amount levied shall be 50 percent, for all property classes, of the total amount of taxes for municipal and school purposes and the total amount of local improvement charges levied on the property for the previous year as determined under subsection 317 (3) of the Municipal Act, 2001.
3. The said interim taxes shall be paid in two (2) installments as follows:
 - 3.1. One half of the interim taxes rounded upwards to the next whole dollar shall become due and payable on the 25th day of March 2015.
 - 3.2. The balance of the interim taxes shall become due and payable on the 29th day of April 2015.

- 3.3. Non payment of the amount on the dates stated in accordance with this section shall constitute a default.
- 3.4. In default of such payment or any part of the installments by the day named for the payment of such amounts, the subsequent installment or installments shall forthwith become due and payable.
4. The Tax Collector shall, no later than twenty-one days prior to the due date of the first installment, mail or cause to be mailed to the address of residence or place of business of such person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes payable.
5. Immediately after the due dates stated in section 3 of this By-law, the Tax Collector shall immediately collect at once, by distress or otherwise under the provisions of the statutes, all such installments or parts thereof that have not been paid on or before the respective dates provided, together with the said percentage penalty charges as they are incurred.
6. The Tax Collector is hereby authorized to accept part payment from time to time on any taxes due, and to give receipt for such part payment provided that the acceptance of any such part payment shall not affect the collection of any percentage penalty charge imposed and collectable under this By-law with respect to non payment of taxes or any installment thereof.
7. Taxes shall be payable to the Corporation of the Municipality of French River and are payable:
- at the Municipal Office, 44 St. Christophe Street, Suite 1, Noëlville, Ontario
 - by First Class Mail to P.O. Box 156, Noëlville, Ontario P0M 2N0
 - at participating Caisse Populaire Locations
 - by Pre-Authorized Payment by registration only
 - Online by using the services of AccèsD at <https://accesd.desjardins.com>
 - Online Banking with all major financial institutions
8. Penalties and interest apply as follows:
- 8.1. On all taxes of the interim levy, which are in default on the 25th day of March 2015 and the 29th day of April 2015, a penalty of 1.25% shall be added and thereafter a penalty of 1.25 % per month will be added on the first day of each and every month the default continues, until December 31, 2015.
- 8.2. On all taxes of the interim levy in default on January 1st, 2016, interest will be added at the rate of 1.25% per month for each month or fraction thereof of default;
- 8.3. On all other taxes in default on January 1st, 2015, interest shall be added at the rate of 1.25% per month or fraction thereof, and all by-laws and parts of by-laws inconsistent with this provision are hereby rescinded.

8.4. Penalties and interest on all taxes of the interim levy in default shall become due and payable and shall be collected forthwith as if the same had originally been imposed and formed part of such unpaid interim tax levy.

9. This By-law shall take force and effect on the day of its final passing.

10. All By-laws and parts of By-laws inconsistent with this By-law are hereby rescinded.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
THIS 27TH DAY OF MAY 2015.**

MAYOR

CLERK

THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER

BY-LAW 2015-28

BEING A BY-LAW TO ESTABLISH THE TAX RATIOS FOR THE YEAR 2015

WHEREAS, pursuant to Section 308(4) of the Municipal Act, S.O. 2001, Chapter M.25, as amended, the Council of a municipality shall pass a by-law establishing the tax ratios for the year for the municipality;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER HEREBY ENACTS AS FOLLOWS:

1. That the 2015 tax ratios for the municipality shall be as follows:

Residential/Farm	1.00000
Multi-Residential	1.22050
Commercial	1.31900
Industrial	1.62520
Farmlands	0.25000
Managed Forests	0.25000

2. That the 2015 Commercial Subclass Reduction Factor be set at 0.65 and the Industrial Subclass Reduction Factor be set at 0.65.
3. That all other by-laws inconsistent with this by-law are hereby repealed.
4. That this by-law shall come into force and take effect immediately upon the final passing thereof.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
THIS 27TH DAY OF MAY 2015.**

MAYOR

CLERK

THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER

BY-LAW 2015-29

BEING A BY-LAW TO PROVIDE FOR THE ADOPTION OF THE CURRENT ESTIMATES AND TAX RATES, AND TO FURTHER PROVIDE FOR PENALTY AND INTEREST IN DEFAULT OF PAYMENT THEREOF FOR THE YEAR 2015

WHEREAS Section 290 of the Municipal Act, 2001, S.O. 2001, c 25, provides that the Council of a local municipality shall, in each year, prepare and adopt a budget including estimates of all sums required during the year for the purposes of the municipality, boards, commissions and other bodies;

AND WHEREAS the Council of The Corporation of the Municipality of French River has considered the estimates of the municipality and boards thereof, and has determined the necessary sums to be raised by means of taxation for the year 2015;

AND WHEREAS the assessment roll with 2008 current value assessments on all property classes on which year 2012 taxes are to be levied has been returned;

AND WHEREAS Section 312 (2) of the Municipal Act, 2001, S.O. 2001, c 25, provides that the Council of a local municipality shall, each year, pass a by-law to levy a separate tax rate on the assessment in each property class;

AND WHEREAS Sections 307 and 308 of the said Act require tax rates for certain classes or subclasses of property;

AND WHEREAS Section 345 of the Municipal Act, 2001, S.O. 2001, c 25, provides that the Council of a local municipality, in accordance with this section, may pass by-laws to impose late payment charges for the non-payment of taxes or any instalment by the due date;

NOW THEREFORE the Council of the Corporation of the Municipality of French River hereby enacts as follows:

1. Adoption of Annual Estimates

1.1 THAT the following sums be raised by means of taxation for the year 2015

Municipal Purposes	\$ 4,061,321
Education Purposes	\$ 1,155,910
Total	\$ 5,217,232

1.2 THAT the 2015 levy for all purposes be set at \$ \$ 5,217,232.

6.0 Payment and Collection

- 6.1 After the due date stated in section 4.1 of this By-law, the Tax Collector shall immediately collect at once, by distress or otherwise under the provisions of the statutes, all such installments or parts thereof that have not been paid on or before the respective dates provided, together with the said percentage charges as they are incurred.
- 6.2 The Tax Collector is hereby authorized to accept part payment from time to time on account of any taxes or sewage service rates due, and to give a receipt for such part payment provided that the acceptance of any such part payment shall not affect the collection of any percentage penalty charge imposed and collectable under this By-law with respect to non-payment of taxes or any installment thereof.

7.0 Method of Payment

- 7.1 Taxes shall be payable to the Corporation of the Municipality of French River and are payable:
- at the Municipal Office, 44 St. Christophe Street, Suite 1, Noëlville, Ontario
 - by First Class Mail to P.O. Box 156, Noëlville, Ontario P0M 2N0
 - at participating Caisse Populaire Locations
 - by Pre-Authorized Payment by registration only
 - Online by using the services of AccèsD at <https://accesd.desjardins.com>
 - Online Banking with all major financial institutions

8.0 Default of Payment

- 8.1 Non-payment of any part of the installment due by the date stated in section 4.1 shall constitute a default.
- 8.2 In default of payment or any part of the installments by the day named for the payment of such amounts, the subsequent installment or installments shall forthwith become due and payable.

9.0 Penalty and Interest Charges

- 9.1 On all taxes of the levy and sewage service rates which are in default the first day after the appropriate due date, a penalty of 1.25 percent shall be imposed on all unpaid amounts on the first day of default, and thereafter a penalty of 1.25 percent per month shall be added on the first day of each and every month the default continues until December 31st, 2015.
- 9.2 On all taxes and sewage service rates in default on January 1st, 2016, interest shall be added at the rate of 1.25 percent per month on the first day of each and every month the default continues.

9.3 Penalties and interest added on all taxes and sewage service rates in default shall become due and payable and shall be collected as if the same had originally been imposed and formed part of such unpaid tax levy.

10. Tax adjustments relating to:

- Correction of errors, etc., in assessment roll**
 - Change re land omitted from tax roll**
 - Supplementary assessments to be added to tax roll**
 - Request for reconsideration adjustment**
 - Vacancy applications**
 - Class Changes**
-

10.1 Notwithstanding the provisions of this By-law, any additional taxes payable as the result of additions to the roll pursuant to Section 32(1), 33 and 34 of the Assessment Act, R.S.O. 1990, Chapter A31, as amended, shall be that portion of the amount of taxes which would have been levied for the current year if the assessment had been made in the usual way, and that portion shall be in the portion of the number of months remaining in the current year after the month in which the notice provided for herein, is delivered or sent and shall be entered in the Collector's Roll and collected in the same manner as if the assessment had been made in the usual way and more particularly described as follows:

All tax adjustments posted to the collectors roll between:

- October 2014 to March 2015 due on May 27th, 2015
- April 2015 to September 2015 due on November 25th, 2015
-

11.0 Force and Effect

11.1 This By-law shall take force and effect on the day of its final passing.

11.2 All By-laws and parts of By-laws inconsistent with this By-law are hereby rescinded.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
THIS 27TH DAY OF MAY 2015.**

MAYOR

CLERK

THE CORPORATION OF THE MUNICIPALITY OF FRENCH RIVER

BY-LAW 2015-30

BEING A BY-LAW TO AMEND ZONING BY-LAW 2003-23, AS AMENDED
(1381429 Ontario Inc. (Mike Bouffard))

WHEREAS By-law 2014-23 of the Municipality of French River has been passed, being a Zoning By-law to regulate the use of land and the character, location, and use of buildings and structures, in the Municipality of French River, under the authority of Section 34 of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council for the Municipality of French River may amend such By-law in accordance with the provisions of Section 34 of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council for the Municipality of French River has received an application to amend such By-law;

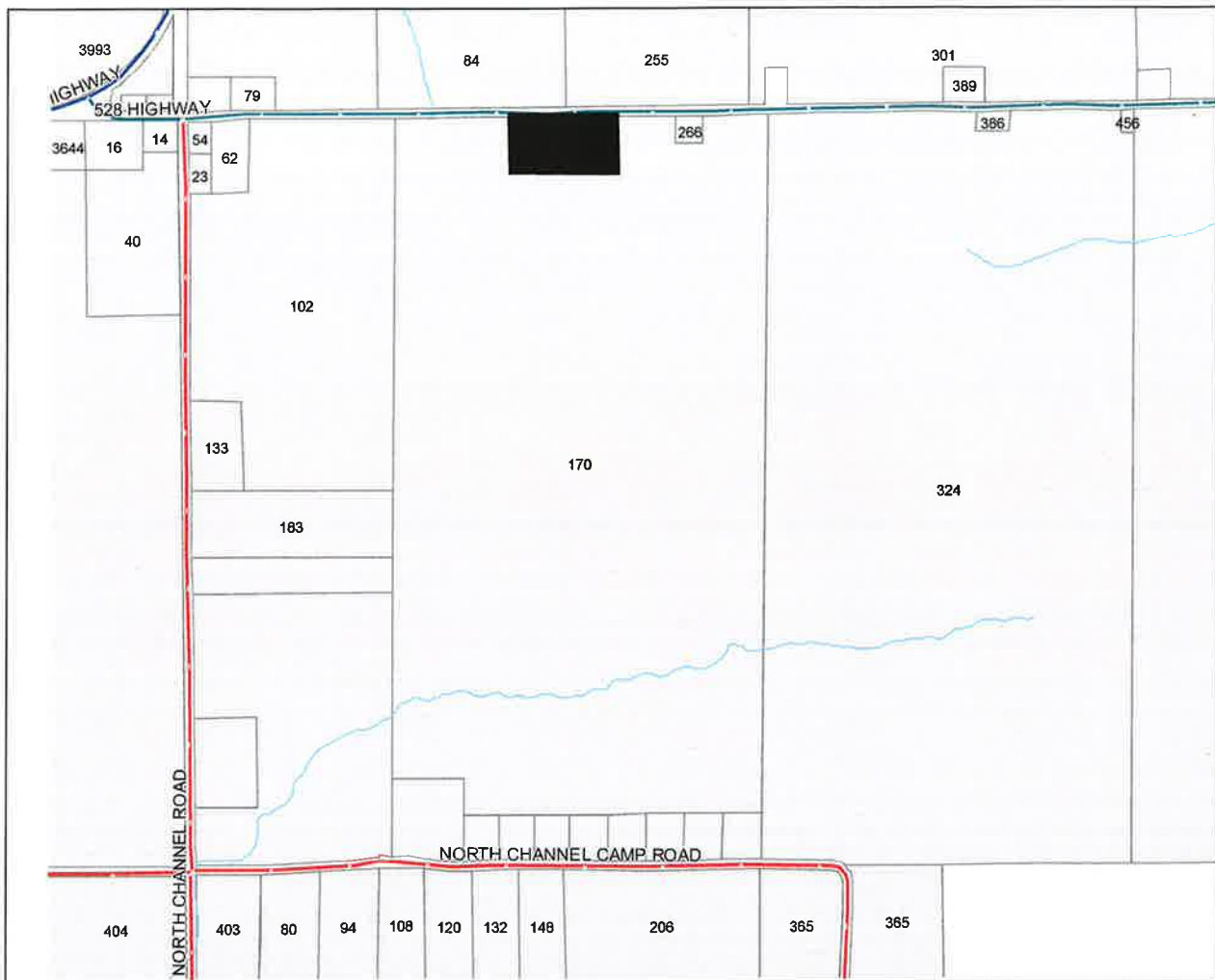
**NOW THEREFORE THE COUNCIL FOR THE CORPORATION OF THE
MUNICIPALITY OF FRENCH RIVER ENACTS AS FOLLOWS:**

1. Schedule A11 (Scollard Township) of By-law 2014-23 of the Municipality of French River, as amended, is hereby further amended by changing the Open Space Zone (OS) to a Residential Rural Zone (RR), on Part of Lots 23 & 24, Concession 5, in the Township of Scollard, now in the Municipality of French River, Territorial District of Sudbury, Parcels 3329 & 4088 Sudbury East Section, and as shown on Schedule "A-1" affixed hereto.
2. Schedule "A-1" is hereby declared to form part of this By-law.
3. This By-law shall take effect on the date of passage and come into force in accordance with Section 34 of the Planning Act, R.S.O. 1990, Chapter P.13.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
this 27th day of May, 2015.**

MAYOR

CLERK



This is Schedule "A-1" to By-law ZBA 2015-** of the Municipality of French River, passed this 27th day of May, 2015.

Mayor

Clerk



Lands zoned Residential Rural (RR), on Part of Lots 23 & 24, Concession 5, in the Township of Scollard, now in the Municipality of French River, Territorial District of Sudbury; Parcels 3329 & 4088 Sudbury East Section.
(Roll No. 5201-050-000-369-00)



RECEIVED

APR 23 2015

2:25 pm.
cef

MUNICIPALITY OF FRENCH RIVER

Club Richelieu Rivière des Français
C.P. 10, Noëlville, Ontario
P0M 2N0

Le 23 avril, 2015

Municipalité de la Rivière des Français
17 rue Dollard, C.P. 156
Noëlville Ontario P0M 2N0

Attention: M. Claude Bouffard (maire)

Cher monsieur le maire,

Les 7, 8, 9 août 2015, se tiendra le tournoi de balle des familles organisé par le Club Richelieu. Cet événement attire 4,000 à 5,000 mille personnes dans la communauté. Nous voulons donc, comme organisateur, faire demande de déclarer le tournoi de balle un événement communautaire.

Il y aura des repas chauds disponibles et la consommation d'alcool. L'exécutif du Club Richelieu et ses membres, en plus de personnel de sécurité qualifié, verront à ce que les règlements soient respectés.

Les profits seront utilisés pour les besoins communautaires car c'est dans le mandat du club d'aider la communauté de même que ses jeunes.

Pour plus d'information, n'hésitez pas communiquer avec M. Claude Mayer (tel. 898-2843).

Bien à vous,

Carl Bisailon
Tel. (705) 806-1980



Club Richelieu Rivière des Français
P.O. Box 10 Noëlville, Ontario
P0M 2N0

April 23, 2015

The Municipality of French River
17 Dollard Street, P.O. Box 156
Noëlville Ontario P0M 2N0

Attention: Mr. Claude Bouffard (mayor)

Dear Mr. Mayor,

On August 7, 8 and 9, 2015, the Club Richelieu will be holding its Family Ball Tournament. This event attracts 4,000 to 5,000 thousand persons in the community. We would like, as the organizer, ask that the Family Ball Tournament be declared as a community event.

There will be some hot meals available along with the consumption of alcohol. The executive of the Club Richelieu and its members, in addition of qualified security personnel, will see to this that the regulations are respected.

The profits will be used for the communal needs as it is in the clubs' mandate in helping the community as well as its youth.

For more information, please do not hesitate to communicate with Mr. Claude Mayer (tel. 898-2843).

Yours truly,

Carl Bisailon
Tel. (705) 806-1980



Corporation of the Municipality of French River
Corporation de la Municipalité de la Rivière des Français
P.O. Box/C.P. 156, 44 rue St. Christophe Street
Noëlville, Ontario
POM 2NO

RESOLUTION

MOVED BY: Councillor Wenborne NO: 2015-
SECONDED BY: _____ DATE: May 27, 2015

NOTICE OF MOTION

WHEREAS every assessed taxpayer- permanent and seasonal- is required to pay their proportionate share of the cost to provide the very expensive services provided by the Municipality of French River; and

WHEREAS the cost of those services – fire protection, police protection, roads, garbage collection and landfill costs, library services and more – will continually increase; and

WHEREAS the Municipality of French River has in its many trailer parks an untold number of seasonal trailer sites whose lessee's use many of our expensive services on a 2 to 5 month basis each year; and

WHEREAS the trailer park seasonal lessee's do not directly pay anything toward the cost of providing the municipal services that they can and do avail themselves of when using their seasonal vacation facilities; and

WHEREAS the trailer park proprietors are assessed only on their land and functional buildings the result is a tax bill that does not reflect the true cost of providing all municipal services to the seasonal trailer site lessee's; and

THEREFORE BE IT RESOLVED THAT prior to September 1, 2015 the Council of the Municipality of French River shall, after any necessary deliberation, pass a by-law that will result in an annual user fee to be charged per seasonal trailer each year.

AND BE IT FURTHER RESOLVED THAT the amount of the user fee shall be adequate to reasonably offset the value of the municipal services deemed to be used by the trailer site lessee's during their French River vacation stays.

AND BE IT FURTHER RESOLVED THAT the total cost of all the fees in each and every trailer park will be collectively charged to the proprietor of the park who would then be free to assess the costs to his/her site lessees as he/she wished.

☐ CARRIED ☐ DEFEATED

CHAIR'S SIGNATURE

Division Vote

	FOR	AGAINST		FOR	AGAINST
MAYOR Claude Bouffard	<input type="checkbox"/>	<input type="checkbox"/>	COUNCILLOR Ron Garbutt	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILLOR Michel Bigras	<input type="checkbox"/>	<input type="checkbox"/>	COUNCILLOR Shawnda Martin-Cross	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILLOR Larry Bouffard	<input type="checkbox"/>	<input type="checkbox"/>	COUNCILLOR Denny Sharp	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILLOR Mike Bouffard	<input type="checkbox"/>	<input type="checkbox"/>			

Disclosure of Pecuniary Interest

Name: _____

Name: _____