

**THE CORPORATION OF THE TOWNSHIP OF NORWICH
REGULAR COUNCIL MEETING
TUESDAY, JUNE 11, 2002**

1. CALL TO ORDER AND PRAYER

The 37TH session of the Council of the Township of Norwich was held in the Council Chambers, Otterville, Ontario commencing at 9:00 a.m with Mayor Hampson in the Chair. All members were present. Also in attendance were Clerk-Administrator Betteanne M. Cadman, Treasurer H. Roy Bauslaugh, Public Works Superintendent Ron Smith, Assistant Director of Parks, Recreation and Facilities Ken Gillanders, Chief Building Official Brian Reid, Fire Chief Darell Parker, Municipal Law Enforcement Officer Bill Johnston and Planner Gord Hough. The prayer was delivered by Councillor Dale.

2. APPROVAL OF AGENDA

Resolution #1

Moved by Donald Doan, seconded by Alan Dale;

That the agenda for the Thirty Seventh regular meeting of the Township of Norwich Council be accepted as presented.

Approved

3. DISCLOSURE OF INTEREST

3.1 Councillor Amey

Disclosure: Agenda item 9.1, Accounts, May 2002

Nature of Interest: Owner of Norwich V & S Department Store

Action: No discussion or voting

4. MINUTES OF PREVIOUS MEETING

4.1 May 28, 2002

Resolution #2

Moved by Donald Doan, seconded by Alan Dale;

That the minutes of the Township of Norwich Council meeting dated May 28, 2002, be adopted as printed and circulated.

Approved

4.2 June 6, 2002

Resolution #3

Moved by Nancy Walther, seconded by Donald Doan;

That the minutes of the Township of Norwich Special Council meeting dated June 6, 2002 be adopted as printed and circulated.

5. DEPUTATIONS

5.1 Ron Smith

Re: Recognition of 25 years of service with the Township of Norwich

Mr. Smith was presented with a watch by Mayor Hampson in recognition of his 25 years of service with the Township of Norwich. Members of Council expressed appreciation for Mr. Smith's contribution to the Township and in particular within the Public Works Department, most recently as Public Works Superintendent.

5.2 Wayne Lowes

Re: Construction of a pack barn, request for relief of By-law 95-01, Section 3.1.1

Mr. Lowes was present to request relief from By-law 95-01 that precludes him from constructing a barn without a cement floor. He advised that the proposed barn would be constructed with 7 box stalls to house his show cattle as well as an open area for the remaining cows. The floor would be composed of clay, a one foot layer of sand and ½" cut straw and sawdust on top of the sand. A cement pad would be constructed adjacent to the barn to allow for storage of manure if needed. This would also provide an area for the cows to exercise. Mr. Lowes advised that it was not his intent to install tile under the floor as the straw would be kept clean.

6. PUBLIC MEETINGS

6.1 The Drainage Act

None

6.2 The Planning Act

Resolution #4

Moved by Donald Doan, seconded by Nancy Walther;

That pursuant to the provisions of Section 45 of the Planning Act, R.S.O. 1990, as amended, Chapter P.13, this Council convene as a Committee of Adjustment in respect of an application for a Minor Variance by Hillandia Farms Ltd. File No. A/08/02, and Bart Veldhuizen, File No. A/09/02.

Approved

6.2.1 Applicant: Hillandia Farms Ltd.

File No.: Z-08/02

Report No.: 2002-41

Location: Part Lot 26, Concession 3 (North Norwich), Township of Norwich

Variance Requested: Relief of Section 8.2.1.13, Minimum Distance Separation Requirements for Livestock Barns and Structures, from 177 metres to the nearest dwelling on a separate lot to 133 metres and Section 8.2.1.13A, Minimum Distance Separation Requirements for Manure Storage Structures from 177 metres to the nearest neighbours dwelling on a separate lot to 133 metres.

The applicant, Arnold Mulder was in attendance.

The Planner, Gord Hough outlined the application as contained in Report No. 2002-41. He provided clarification for including the milk house in the MDS calculations due to Ontario Municipal Board decisions.

Mr. Mulder stated that he had discussed his application with the building inspector.

There were no other parties in attendance that wished to speak in support of or against the application.

Resolution #5

Moved by Nancy Walther, seconded by Donald Doan;

That with respect to the application by Hillandia Farms Ltd. for a Minor Variance for relief of Section 8.2.1.13, Minimum Distance Separation Requirements for Livestock Barns and Structures, from 177 metres to the nearest dwelling on a separate lot to 133 metres and Section 8.2.1.13A, Minimum Distance Separation Requirements for Manure Storage Structures from 177 metres to the nearest neighbours dwelling on a separate lot to 133 metres, the Council of The Township of Norwich hereby grant the requested Minor Variance with the following conditions: as stated in Planning Report No. 2002-41.

Approved

6.2.2 Applicant: Bart Veldhuizen

File No.: A/09/02

Report No.: 2002-42

Location: Part Lots 6 and 7, Concession 1 (North Norwich), Township of Norwich

Variance requested: Relief of Section 8.2.1.13, Minimum Distance Separation Requirements for Livestock Barns and Structures, from 128 metres to the nearest dwelling on a separate lot to 73 metres and Section 8.2.1.13A, Minimum Distance Separation Requirements for Manure Storage Structures from 128 metres to the nearest neighbours dwelling on a separate lot to 73 metres.

The applicant, Bart Veldhuizen was in attendance.

The Planner, Gord Hough outlined the application as contained in Report No. 2002-42.

In response to a question from Council, Mr. Hough advised that if Mr. Veldhuizen were to consolidate the residential lot with his farm lands and subsequently apply for a severance in another location, the application could be treated a little differently than a standard severance because technically, no new lot was being created. Mr. Hough could not guarantee a favourable decision by the Land Division Committee as there is no policy that addresses this situation, however there is some precedent.

Mr. Veldhuizen stated that his family resides in the house from which the minor variance is required. There is no other suitable location for the proposed barn as the land is systematically tiled and any other location could create conflicts with other neighbours.

The proposed barn would be located adjacent to pasture land. In response to a question from Council, Mr. Veldhuizen stated that he would be willing to consider an alternate location but that his father may have some concerns with relocating the proposed barn.

There were no other parties in attendance that wished to speak in support of or against the application.

Resolution #6

Moved by Nancy Walther, seconded by Donald Doan;

That with respect to the application by Bart Veldhuizen for a Minor Variance for relief of Section 8.2.1.13, Minimum Distance Separation Requirements for Livestock Barns and Structures, from 128 metres to the nearest dwelling on a separate lot to 73 metres and Section 8.2.1.13A, Minimum Distance Separation Requirements for Manure Storage Structures from 128 metres to the nearest neighbours dwelling on a separate lot to 73 metres, the Council of The Township of Norwich hereby deny the requested Minor Variance as it is not considered to be minor or desirable for the development of the lands and it does not maintain the intent of the County Official Plan.

Defeated

Resolution #7

Moved by Alan Dale, seconded by Donald Doan;

That with respect to the application by Bart Veldhuizen for a Minor Variance for relief of Section 8.2.1.13, Minimum Distance Separation Requirements for Livestock Barns and Structures, from 128 metres to the nearest dwelling on a separate lot to 73 metres and Section 8.2.1.13A, Minimum Distance Separation Requirements for Manure Storage Structures from 128 metres to the nearest neighbours dwelling on a separate lot to 73 metres, the Council of The Township of Norwich hereby defer the requested Minor Variance to allow the applicant an opportunity to investigate additional options.

Approved

Resolution #8

Moved by Donald Doan, seconded by Nancy Walther;

That the Committee of Adjustment do now adjourn.

Approved

7. PETITIONS

None

8. CORRESPONDENCE

- 8.1 Grand River Conservation Authority**
Re: Minutes of meeting – Planning and Operations, May 21, 2002, Administration, Finance and Personnel, May 21, 2002
Resolution #10 was approved
- 8.2 Local Architectural Conservation Advisory Committee**
Re: Minutes of meeting – April 10, 2002
Resolution #10 was approved
- 8.3 Ernie Hardeman, M.P.P. Oxford**
Re: Support for Woodstock General Hospital request to purchase CAT scan unit
Resolution #10 was approved
- 8.4 Ontario Municipal Board**
Re: Notice of Decision – Appeal by Larry Kupecz against Zoning By-law 56-01 (East Oxford Baptist Church)
Resolution #10 was approved
- 8.5 Township of South-West Oxford**
Re: Request for support of resolution to petition the government to re-instate photo radar on 400 series highways
Resolution #10 was approved
- 8.6 Village of Merrickville-Wolford**
Re: Request for support of resolution regarding discontinuance of paediatric cardio-vascular surgery at the Children’s Hospital of Eastern Ontario
Resolution #10 was approved
- 8.7 Town of Petawawa**
Re: Request for support of resolution regarding anticipated shortage of Health Care Practitioners
Resolution #10 was approved

Moved by Nancy Walther, seconded by Donald Doan;

That the correspondence as listed in Agenda Item 8.1 to 8.7 be received as information.

Approved

- 8.8 The Corporation of the Town of Lakeshore**
Re: Request for support of resolution regarding Tile Loan Interest Rate
Resolution #11
Moved by Donald Doan, seconded by Alan Dale;

That the correspondence as listed in Agenda Item 8.8 be received as information and further that the Township of Norwich support the resolution of The Corporation of the Town of Lakeshore regarding the Tile Loan Interest Rate; and further that a copy of this resolution be forwarded to the Minister of Agriculture, Food and Rural Affairs and M.P.P. Hardeman.

Approved

9. ACCOUNTS

9.1 May 2002

Resolution #12

Moved by Nancy Walther, seconded by Donald Doan;

That the Council approve the amounts tendered and forming the accounts of The Township of Norwich for the period May 1st to May 31st, 2002:

a) Cheque Distribution Report:	<u>\$551,302.19</u>
Total of Accounts Paid	\$551,302.19

b) The amounts related to the supply of materials and/or services by: Norwich V & S:	<u>\$ 35.63</u>
Total Accounts Net of Above	\$551,266.56

Approved

10. REPORTS

Resolution #13

Moved by Nancy Walther, seconded by Donald Doan;

That the Council do now convene as a Committee of the Whole to discuss matters relating to the following departments: Public Works, Building and By-law, Recreation, Parks and Facilities, Fire, Treasury, Clerk-Administrator.

Approved

Resolution #14

Moved by Donald Doan, seconded by Nancy Walther;

That the Committee of the Whole do now rise and report.

Approved

10.1 Council

10.1.1 Mayor Hampson

Mayor Hampson thanked Councillor Amey for assuming the Deputy Mayor's position during the past nine months and welcomed Councillor Doan in assuming the Deputy Mayor's position for the next nine months.

10.1.2 Councillor Walther

Councillor Walther advised that the Local Architectural Conservation Advisory Committee had submitted its comments to the County with respect to the draft Heritage and Cultural Official Plan policies.

10.1.3 Councillor Amey

Councillor Amey advised that he had attended a BIA meeting on June 11, 2002 at which the access across the Snyder property was discussed. He will be attending a Chamber of Commerce meeting on June 13, 2002 to discuss the access and potential financial contribution.

10.1.4 Councillor Doan

Councillor Doan advised that he had recently attended the designation ceremony for the Backhouse mill.

10.1.5 Councillor Dale

Councillor Dale provided an update with respect to the Grand River Conservation Authority – opening of the Tim Horton's Camp at Onondaga Farms in St. George and the Oxford Community Police Services Board meeting – Ontario Police College graduation on May 28 for two new recruits, patrolling in Hawtrey to reduce speeding.

10.2 Public Works Department

**10.2.1 Letter from Roland Paret to increase speed in Hawtrey
Report PW-02-15**

Resolution #15

Moved by Alan Dale, seconded by Nancy Walther;

That Report No. PW-02-15, Letter from Roland Paret to increase the speed in Hawtrey, be received as information.

Approved

**10.2.2 April May 2002 Activity Report
Report PW-02-16**

Resolution #16

Moved by Alan Dale, seconded by Nancy Walther;

1. That Report No. PW-02-16, April May 2002 Activity Report, be received as information.

Approved

10.2.3 Other business

None

10.3 Building and By-law Department

10.3.1 May 2002 Building Report

Report BB-02-19

Resolution #17

Moved by Donald Doan, seconded by Nancy Walther;

That Report BB-02-19, May 2002 Building Report, be received as information.

Approved

10.3.2 Amendment #2 to By-law 95-01 Manure Storage

Report BB-02-21

Resolution #9

Moved by Nancy Walther, seconded by Donald Doan;

That Report BB-02-21, Amendment #2 to By-law 95-01 Manure Storage, be received as information; and further that the request from Wayne Lowes to construct a pack barn without a cement floor be approved with the following conditions:

- That this approval is site specific to Wayne Lowes
- That it does not require a Nutrient Management Plan due to the number of animal units
- That if there are any environmental concerns regarding the use of a dry pack specific to Wayne Lowes barn, a concrete floor shall be installed if so deemed necessary by the Ontario Ministry of Agriculture and Food.

Approved

Resolution #18

Moved by Nancy Walther, seconded by George Amey;

That the Township of Norwich request the County Nutrient Management Committee to review the concept and use of pack barns for the housing of livestock; and further that the definition of earthen manure storage facility be reviewed.

Approved

10.3.3 Other business

None

10.3.4 Property Standards Update May 2002

Report BB-02-20

Resolution #19

Moved by Nancy Walther, seconded by Donald Doan;

That Report BB-02-20, Property Standards Update May 2002, be received as information.

Approved

10.3.5 Other business

None

10.4 Recreation, Parks and Facilities Department

10.4.1 Other business

Mr. Gillanders provided Council with an update of the activities of the Recreation, Parks and Facilities Department as follows: maintenance and painting activities under way at the arena, Junior C summer program to commence July 10, pool scheduled to open June 28 with lessons commencing July 01, kids camp will be held in Norwich (2 weeks), Oxford Centre (1 week) and Otterville (1 week), spraying for grubs will occur in late June or early July with grass seeding in the fall.

10.5 Fire Department

10.5.1 Month End Statistical Report

May 2002

Resolution #20

Moved by Nancy Walther, seconded by Donald Doan;

That the May 2002 Month End Statistical Report for the Township of Norwich Fire Department be received as information.

Approved

10.5.2 Other business

Chief Parker advised that an officers meeting was held May 26 at which issues such as response, incident command, review of master plan, and environmental pressures were discussed.

10.6 Treasury Department

10.6.1 Streetlights re: Funding and Special Area Rates

Report TR-2002-19

The report was introduced by Mr. Bauslaugh. After discussion, it was the consensus of Council that the band receive \$2,400.00 per year to be paid at the rate of \$200.00 per month.

Resolution #21

Moved by Nancy Walther, seconded by Donald Doan;

That Report No. TR-2002-19, Streetlights re: Funding and Special Area Rates, be received as information; and further that the Special Area Rates for each class of property necessary to levy the funds required as follows:

- Burgessville \$ 6,757.00
- Norwich \$28,748.00
- Otterville \$11,828.00
- Springford \$ 4,684.00
- Oxford Centre \$ 3,438.00

be consolidated with the by-law to adopt the assessment for the year 2002 and for levying the rates of taxation thereon.

Approved

10.6.2 2002 Tax Rates

Report TR-2002-20

Resolution #22

Moved by Donald Doan, seconded by Nancy Walther;

That Report No. TR-2002-20, 2002 Tax Rates, be received as information; and further that a by-law be prepared to adopt the assessment for the year 2002 and for levying the rates of taxation thereon.

Approved

10.6.3 Resolution from City of Kingston re: Tax Capping Provisions

Report TR-2002-21

Resolution #23

Moved by Donald Doan, seconded by Nancy Walther;

That Report No. TR-2002-21, Resolution from City of Kingston re: Tax Capping Provisions, be received as information.

Approved

10.6.4 Other business

a) Tile Drainage Loan re: George Rand (Roll No. 040-020-01300)

Report TR-2002-22

Resolution #24

Moved by Nancy Walther, seconded by Donald Doan;

That Report No. TR-2002-22, Tile Drainage Loan re: George Rand (Roll No. 040-020-01300), be received as information; and further that the application for a Tile Drainage loan from Mr. George Rand regarding his property known as Roll No. 040-020-01300, Concession 5, Lot 2, former Township of East Oxford, 506070 Old Stage Road in the

amount of \$20,000.00 be approved subject to the availability of funds by the Ministry of Agriculture, Food and Rural Affairs.

Approved

10.7 Clerk-Administrator Department

10.7.2 Other business

Ms. Cadman advised that a development co-ordinating meeting for the North Court Estates subdivision was scheduled for June 14, a meeting with the Commissionaires to discuss the current contract was scheduled for June 12, and that interviews for dog tag collector were scheduled for the following week.

11. OUTSTANDING MATTERS STILL BEFORE COUNCIL

No items discussed.

12. OTHER BUSINESS

12.1 Creekside Golf Course Site Plan

Mr. Hough provided Council with an update of the status of the site plan agreement. He advised that the site plan had been circulated to various agencies and that their comments and requirements would be incorporated into the agreement. It is anticipated that a draft will be presented to Council at the June 25, 2002 meeting.

13. MOTIONS AND NOTICES OF MOTIONS

None

14. LEGAL AND PERSONNEL

Resolution #25

Moved by Nancy Walther, seconded by Donald Doan;

That pursuant to the Municipal Act, R.S.O. 1990, as amended, Chapter M.45, Section 55(7), we convene in a meeting closed to the public to discuss personal matters about an identifiable individual, including municipal or local board employees and the receiving of advise that is subject to solicitor-client privilege, including communications necessary for that purpose.

Approved

Resolution #26

Moved by Nancy Walther, seconded by Donald Doan;

That the Council do now reconvene in open session.

Approved

At the In Camera session Council undertook a performance review of the Clerk-Administrator and the Treasurer.

14.1 Confidential Report BB-02-18

Resolution #27

Moved by Nancy Walther, seconded by Donald Doan;

That Report No. BB-02-18, Crombez Mobile Home, be received as information; and further that the Crombez mobile home be left until 2004; and further that a policy for dealing with mobile homes be developed.

Approved

15. BY-LAWS

- | | | |
|-----|-------------|---|
| I | No. 43-2002 | To Adopt the Assessment for 2002 and Levy Rates of Taxation |
| II | No. 44-2002 | To Amend By-law 68-97, A By-law to Set Tariffs and Fees for Fire Departments |
| III | No. 45-2002 | To Authorize Execution of a Contract Agreement with Duncor Enterprises Inc. for High Float and Single Surface Treatment |
| IV | No. 46-2002 | To Authorize Execution of a Contract Agreement with Jack Koolmees for Roadside Grass Mowing Services |
| V | No. 47-2002 | To Confirm the Proceedings of Council |

15.1 First Reading of By-laws I to V

Resolution #28

Moved by Alan Dale, seconded by Nancy Walther;

That By-laws I to V (as listed) be introduced and taken as read a first time.

Approved

15.2 Second Reading of By-laws I to V

Resolution #29

Moved by Alan Dale, seconded by Nancy Walther;

That By-laws I to V (as listed) be taken as read a second time.

Approved

15.3 Third Reading of By-laws I to V

Resolution #30

Moved by Alan Dale, seconded by Nancy Walther;

That By-laws I to V (as listed) be taken as read a third and final time and passed and signed by the Mayor and Clerk and the Corporate Seal be affixed thereto.

Approved

16. ADJOURNMENT – 3:45 p.m.

Resolution #31

Moved by Donald Doan, seconded by Nancy Walther;

That this Council do now adjourn to meet again in regular session on Tuesday, June 25, 2002 at 9:00 a.m. in the Council Chambers, Otterville.

Approved

THESE MINUTES ADOPTED BY WAY OF RESOLUTION NO.
COUNCIL AT ITS MEETING ON THE 25TH DAY OF JUNE, 2002.

AS APPROVD BY

MAYOR
SUSAN HAMPSON

CLERK-ADMINISTRATOR
BETTEANNE M. CADMAN