



— TOWNSHIP OF —
ASHFIELD - COLBORNE - WAWANOSH

Council Minutes
May 17, 2011

Township of Ashfield-Colborne-Wawanosh Council met in regular session on the 17th day of May 2011, at 7:30 pm in the Township of Ashfield-Colborne-Wawanosh Council Chambers.

Reeve
Deputy-Reeve
Councillors

Ben Van Diepenbeek
Neil Rintoul
Connie Black
Murray Curran
Doug Miller
Barry Millian
Roger Watt

Staff Present

Administrator/Clerk-Treasurer
Public Works Superintendent

Mark Becker
Brian Van Osch

OTHERS PRESENT: Nigel Bellchamber, Peter Steer, Denny Scott, Kristina Tomlyinour, Tom McDonald, Shawn Drennan, Anita Frayne, and Dominique Milburn.

1.0 CALL TO ORDER

2.0 DISCLOSURE OF PECUNIARY INTEREST

Reeve Ben Van Diepenbeek – Section 6.5.6 / Van Diepenbeek Development

Reeve Ben Van Diepenbeek, Deputy-Reeve Neil Rintoul, and Councillor Murray Curran -
Section 11.1 / Wind Turbines

Councillor Barry Millian - Section 6.5.2 / Livestock Claim

3.0 ADOPTION OF MINUTES

Moved by Watt
Seconded by Rintoul

ADOPT COUNCIL MINUTES #1 THAT Ashfield-Colborne-Wawanosh Township Council hereby adopts the May 3, 2011 Council Meeting Minutes as written. Carried.

Moved by Black
Seconded by Curran

ADOPT COUNCIL MINUTES #2 THAT Ashfield-Colborne-Wawanosh Township Council hereby adopts the May 11, 2011 Council Meeting Minutes as written. Carried.

4.0 DEPUTATIONS AND PETITIONS

4.1 8:00 pm – Peter Steer, Lucknow Fire Chief / Auburn Area Fire Coverage

As a follow-up from our meeting held on April 19, 2011, Council agreed to have the three Fire Chiefs of Lucknow, North Huron, and Goderich, to determine, and recommend, the best boundaries for fire coverage for the specific area of Auburn. They were also asked for their opinion on changing any other boundaries on the remainder of the Township. We have provided Council with a copy of the report. Mr. Steer was present to discuss the report in detail.

STAFF COMMENTS: None.

ACTION: Staff was instructed to bring back a map in more detail from the County of Huron for consideration.

4.2 8:30 pm – Nigel Bellchamber / Ashfield Colborne Lakefront Association

Mr. Bellchamber was present and addressed Council in regards to the following:

- Mr. Bellchamber will present some data and a recommendation on a support program for local associations for unassumed road maintenance, beginning in 2012.
- Mr. Bellchamber would like to comment on the progress of work on near shore water quality improvement.

Mr. Bellchamber handed out a copy of his presentation to Council for review.

STAFF COMMENTS: None.

ACTION: Council agreed to defer this item to the Budget 2012 deliberations.

5.0 **FINANCIAL REPORTS**

5.1 Payment of Current Accounts as Presented

Moved by Miller
Seconded by Curran

APPROVE #3 THAT Ashfield-Colborne-Wawanosh Township Council hereby authorizes
ACCOUNTS the payment of the May 2011 accounts as presented.

Carried.

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5.2 Payment of Previous Month Actual Accounts

Moved by Curran
Seconded by Watt

APPROVE #4 THAT Ashfield-Colborne-Wawanosh Township Council hereby approves
ACTUAL the payment of the April 2011 accounts in the amount of \$ 426,707.87.
PAYMENTS

Carried.

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5.3 Summary Revenue/Expenditure Reports

Reports for the Township, Lucknow & District Fire Department, Lucknow & District Medical Centre, and Lucknow & District Recreation from January to April 2011.

Moved by Millian
Seconded by Rintoul

REVENUE #5 THAT Ashfield-Colborne-Wawanosh Township Council adopts the
EXPEND- summary revenue/expenditure reports of the Treasurer as written.
ITURE
REPORT

Carried.

6.0 **REPORTS OF STAFF AND COMMITTEES**

6.1 **Water Department**

No items scheduled.

6.2 Building Department

6.2.1 Tom McDonald – Request for Permission to Build

We have provided Council with a copy of a request from Tom McDonald. Mr. McDonald wants to build an accessory building first, prior to the construction of his residence (main building), and further, if granted, wants to temporarily live in a divided portion of the accessory building, until his new residence is built.

We have also provided Council with a copy of Section 3 from our Zoning By-Law. Please refer to Section 3.4.5 which states "no accessory building or accessory use shall be established on any site or lot until and unless the main building or use to which it is accessory is established." Furthermore please refer to Section 3.4.1 which states "shall include any accessory building or structure or accessory use, but shall not include any building used for human habitation except where a dwelling or guest cabin is permitted accessory use".

STAFF COMMENTS: We seek your direction.

Tom McDonald was present and addressed Council with his proposal.

ACTION: Council instructed staff to work with Mr. McDonald on an agreement in this regard, to find a way to accommodate his proposal. It was suggested that he obtain both the house, and shed permit, at the same time. It was also suggested that timeframes be implemented for the permits as well, with a possible refundable bond being provided to the Township by Mr. McDonald.

6.3 Cemetery Department

No items scheduled.

6.4 Drainage Department

6.4.1 Tile Drain Loan Rating By-Law – Van Oenen Farms Incorporated

We have provided Council a copy of the rating by-law for the tile drain loan for Van Oenen Farms Incorporated.

STAFF COMMENTS: That we proceed to adopt the by-law in Section 14.

ACTION: Council agreed to adopt the by-law as presented in Section 14.

6.5 Administration Department

6.5.1 Lucknow Kinsmen / Dungannon Tractor Pull - Request for Community Festival

We have provided Council with a copy of their request for this designation. In the past we have always declared the event as "Community Festival" in order to assist the group with the liquor license at the Dungannon Tractor Pull Event.

STAFF COMMENTS: That Council declares the Dungannon Tractor Pull Event a "Community Festival" and adopts the following resolution.

ACTION: Council agreed to adopt the following resolution.

Moved by Watt
Seconded by Millian

DECLARE
DUNGANNON
TRACTOR
PULL A #6
COMMUNITY
FESTIVAL

THAT Ashfield-Colborne-Wawanosh Township Council hereby agrees to declare the Dungannon Tractor Pull as a Community Festival from June 17 to June 19, 2011.

Carried.

6.5.2 Report of Livestock Valuer

We have received Bob Trick's report in regards to 2 lambs being killed by dogs. Mr. Trick has approved payment to Regan Millian in a total amount of \$237.00 to reimburse the loss.

STAFF COMMENTS: That we adopt the following resolution.

ACTION: Council agreed to adopt the following resolution.

Moved by Rintoul
 Seconded by Curran

LIVESTOCK
 CLAIM

#7

THAT Ashfield-Colborne-Wawanosh Council hereby accepts the "Report of the Livestock Valuer" for two lambs owned by Regan Millian, being killed by dogs, for a total claim of \$237.00.

Carried.

6.5.3 O.P.P. Policing – 2010

We have now received the total credit adjusting the actual costs for our O.P.P. Services for 2010, to the budgeted amount. We have been issued a credit in the amount of \$60,444.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

6.5.4 Property Standards Orders – Appeals

The By-Law Enforcement Officer had issued four Order to Complies under the Property Standards By-Law. Two have appealed to the Property Standards Committee. The Property Standards Committee, (Sally McMullen, Ken Bos, Chris Basden) and Secretary Mark Becker, will be meeting on May 26, 2011 to hear the appeals received.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

6.5.5 Jennison Construction Ltd. – Appeal to Ontario Municipal Board

We have provided Council with a copy of the notice of the upcoming Ontario Municipal Board Hearing in regards to the Jennison Construction Ltd. application. The hearing is scheduled to begin on Monday, October 17th, for a period of 19 days, which will be held in Council Chambers.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

Reeve Ben Van Diepenbeek declared a conflict of interest and vacated his chair and the room.

Deputy-Reeve Neil Rintoul chaired this section of the meeting.

6.5.6 Van Diepenbeek Development – Request for Consideration

As Council may recall, at the March 22, 2011 Council Meeting, as requested by Ben Van Diepenbeek, he had asked that this issue be considered again to give temporary relief to the Van Diepenbeek Development with respect to the letter of credit. We had provided to Council at that time, with a copy of the draft by-law, the amending agreement, and the Township Solicitors Letter. At that time, Council instructed staff to contact the Planning Department for a report as to options that Mr. Van Diepenbeek may have in this regard. We have provided Council with a copy of the Planning Department's report in this regard.

STAFF COMMENTS: We seek your direction.

ACTION: Council instructed staff to look into the "Holding Symbol" as suggested, along with the agreement releasing the securities. Staff will work with the Planning Department in this regard, and will report back their findings to Council once known.

Reeve Ben Van Diepenbeek returned to the chair.

6.6 Public Works Department

6.6.1 Municipal Servicing Standards

As a follow-up from our meeting of May 11, 2011, we have provided Council with another copy of the Municipal Servicing Standards.

STAFF COMMENTS: None.

ACTION: Council instructed staff to bring back what cost savings if any, that can help reduce the standards down to a bare minimum standards.

6.7 Environmental Services

No items scheduled.

6.8 Committee Reports

None.

7.0 OPEN FORUM

Shawn Drennan addressed Council in regards to his concerns with the proposed Wind Project and more specifically the proposed transformer station and the hazardous materials that will be located at this proposed site.

8.0 NEW BUSINESS**8.1 Colborne Central Public School Request**

We have provided Council with a copy of their annual request. We anticipate that Brookside Public School's request will arrive shortly also. We will continue with the awards for both schools if Council agrees. We will also need to know who will attend both functions.

STAFF COMMENTS: We seek your direction.

ACTION: It was agreed that Councillor Barry Millian will attend the Colborne Central School Graduation. It was further agreed that Councillor Doug Miller will attend the Brookside Public School Graduation.

9.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED**9.1 Avon Maitland District School Board – Invitation**

STAFF COMMENTS: We seek your direction.

ACTION: It was agreed that Councillor Connie Black will attend this meeting.

10.0 CORRESPONDENCE RECEIVED AND COPIED FOR WHICH THE DIRECTION OF COUNCIL IS NOT REQUIRED

- 10.1 Maitland Valley Conservation Authority – Minutes
- 10.2 Ball's Bridge Committee – Minutes
- 10.3 Lake Huron – E-news
- 10.4 Mid-Huron Landfill Site Board – Incorporation
- 10.5 Port to Point – Update
- 10.6 TTK Wind Project – Central Huron
- 10.7 North Huron Community Food Share – Hunger Awareness Day

11.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**11.1 Capital Power Corporation – Wind Project**

- Notice - Draft Site Plan
- Notice of Open House – May 25th from 5-8 pm / Brookside School
- Available Studies - Property Values and Health

12.0 UNFINISHED BUSINESS**12.1 Safe Drinking Water Act – Standard of Care Training – May 19th (Walkerton)**

Deputy-Clerk Linda Andrew and Reeve Ben Van Diepenbeek have been registered.

STAFF COMMENTS: Reminder only.

ACTION: Noted.

12.2 Official Plan – Public Open Houses

- Saturday, June 25th at Kingsbridge Church opening at 9:30 am with a presentation at 10:00 am with discussion to follow for lakeshore properties.
- Wednesday, June 29th, at Brookside School opening at 6:00 pm with a presentation at 6:30 pm with discussion to follow for inland properties.

STAFF COMMENTS: Reminder only.

ACTION: Staff will arrange that advertisements be placed in the local papers, the notice be mailed to all property owners, and a draft copy of the Official Plan be posted on the Township website.

13.0 IN-CAMERA SESSION

No items scheduled.

14.0 BY-LAWS AND AGREEMENTS

14.1 Tile Drain Loan Rating By-Law (Van Oenen Farms)

Moved by Millian
Seconded by Watt

TILE DRAIN
LOAN
RATING BY-
LAW #8
(VANOENEN
FARMS)

THAT leave be given to introduce By-Law #32-2011 being a by-law imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act, and that it now be read severally a first, second, and third time, and finally passed this 17th day of May 2011.

Carried.
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14.2 Confirmation By-Law

Moved by Black
Seconded by Curran

CONFIRMAT
ION BY-LAW #9

THAT leave be given to introduce By-Law #31-2011 being a by-law to confirm the proceedings of the Township of Ashfield-Colborne-Wawanosh meeting held on May 17, 2011, and that it now be read severally a first, second, and third time, and finally passed this 17th day of May 2011.

Carried.
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15.0 ADJOURN

Moved by Miller
Seconded by Curran

ADJOURN #10

THAT Ashfield-Colborne-Wawanosh Township Council does now adjourn to meet again on June 7, 2011 at 7:30 p.m. or at the Call of the Reeve.

Carried.
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Reeve, Ben Van Diepenbeek


Administrator/Clerk-Treasurer, Mark Becker