

**Vision:** *The City of Greater Sudbury is a growing, world-class community bringing talent, technology and a great northern lifestyle together.*

**Vision:** *La Ville du Grand Sudbury est une communauté croissante de calibre international qui rassemble les talents, les technologies et le style de vie exceptionnel du Nord.*



## Agenda

### City Council

meeting to be held

Tuesday, May 29th, 2012

**at 6:00 pm**

Tom Davies Square

## Ordre du jour

réunion du

### Conseil municipal

qui aura lieu

mardi 29<sup>e</sup> mai 2012

**à 18h 00**

Place Tom Davies

## **CITY COUNCIL AGENDA**

---

City Council Meeting  
**Tuesday, May 29, 2012**  
Tom Davies Square

---

4:00 p.m. CLOSED SESSION  
COMMITTEE ROOM C-11

*To deal with: one Personal Matter regarding an Identifiable Individual and one Labour  
Relations/Employee Negotiations Matter regarding Collective Bargaining*

6:00 p.m. OPEN SESSION  
COUNCIL CHAMBER

Council and Committee Meetings are accessible. For more information regarding accessibility,  
please call 3-1-1 or email [clerks@greatersudbury.ca](mailto:clerks@greatersudbury.ca).

### **MOMENT OF SILENT REFLECTION**

### **ROLL CALL**

### **DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

## **COMMUNITY DELEGATIONS**

1. Greater Sudbury Source Protection Plan **17 - 21**  
**(ELECTRONIC PRESENTATION) (FOR INFORMATION ONLY)**

- Bob Rogers, Chair, GSSPA/NDCA
- Nels Conroy, Chair, GSSPC

(The Greater Sudbury Source Protection Authority/Nickel District Conservation Authority (GSSPA/NDCA) and the Greater Sudbury Source Protection Committee (GSSPC) were invited to address City Council by Councillor Landry-Altmann.)

## **PRESENTATIONS**

2. Report dated May 24, 2012 from the General Manager of Growth and Development regarding Lasalle/Elisabella Industrial Land Project. **22 - 41**  
**(ELECTRONIC PRESENTATION) (RESOLUTION PREPARED)**

- Bill Lautenbach, General Manager of Growth and Development
- Lorella Hayes, Chief Financial Officer/Treasurer

(This presentation will provide a project update and options for cost sharing formulas for Council's consideration.)

3. Report dated May 17, 2012 from the General Manager of Growth and Development regarding Market Square Renewal Advisory Panel Report. **42 - 42**  
**(ELECTRONIC PRESENTATION) (RESOLUTION PREPARED)**

- Dr. Darren Stinson, Chair, Market Square Renewal Advisory Panel

**(THE MARKET SQUARE RENEWAL ADVISORY PANEL REPORT UNDER SEPARATE COVER)**

(In 2011, City Council established the Market Square Renewal Advisory Panel to examine and make recommendations regarding the strategic direction of the market, market type, location, governance structure, functional program and financial plan. The Panel has completed its work and is prepared to make its recommendations to City Council. Dr. Darren Stinson, Panel Chair, will present these recommendations to City Council on behalf of the Panel.)

## **MATTERS ARISING FROM THE CLOSED MEETING**

At this point in the meeting, Deputy Mayor Dupuis will rise and report any matters discussed during the Closed Meeting. Council will then consider any resolutions emanating from the Closed Meeting.

## **MATTERS ARISING FROM THE PLANNING COMMITTEE**

## **MAY 14, 2012**

At this point in the meeting, Council will consider, by way of one resolution, recommendations PL2012-88 to PL2012-92 and PL2012-94 to PL2012-102 adopted by the Planning Committee. Any questions regarding the recommendations should be directed to Councillor Kilgour, Chair, Planning Committee.

**(RESOLUTION PREPARED)**

## **MATTERS ARISING FROM OPERATIONS COMMITTEE**

### **MAY 14, 2012**

At this point in the meeting, Council will consider, by way of one resolution, recommendations OP2012-37 and OP2012-39 to OP2012-43 adopted by the Operations Committee. Recommendation OP2012-44 will be voted on separately (Article 15.04, Procedure By-law). Any questions regarding the recommendations should be directed to Councillor Barbeau, Chair.

**(RESOLUTION PREPARED)**

## **MATTERS ARISING FROM AUDIT COMMITTEE**

### **MAY 22, 2012**

At this point in the meeting, Council will consider, by way of resolution, recommendation AC2012-07 adopted by the Audit Committee. Any questions regarding the recommendation should be directed to Councillor Berthiaume, Chair, Audit Committee.

**(RESOLUTION PREPARED)**

## **MATTERS ARISING FROM FINANCE AND ADMINISTRATION COMMITTEE**

### **MAY 22, 2012**

At this point in the meeting, Council will consider, by way of one resolution, recommendations FA2012-14 and FA2012-16 to FA2012-20 adopted by the Finance and Administration Committee. Any questions regarding the recommendations should be directed to Councillor Kett, Chair, Finance and Administration Committee.

**(RESOLUTION PREPARED)**

## **MATTERS ARISING FROM HEARING COMMITTEE**

## **MAY 23, 2012**

At this point in the meeting, Council will consider, by way of resolution, recommendation HC2012-03 adopted by the Hearing Committee. Any questions regarding the recommendations should be directed to Councillor Cimino, Chair, Hearing Committee.

**(RESOLUTION PREPARED)**

## **CONSENT AGENDA**

### **(RESOLUTION PREPARED adopting or receiving Items contained in the Consent Agenda.)**

(For the purpose of convenience and for expediting meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

## **MINUTES**

- |      |   |                  |
|------|---|------------------|
| C-1. | City Council Minutes of May 15, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b>                         | <b>43 - 67</b>   |
| C-2. | City Council Minutes of May 16, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b>                         | <b>68 - 70</b>   |
| C-3. | Planning Committee Minutes of May 14, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b>                   | <b>71 - 102</b>  |
| C-4. | Operations Committee Minutes of May 14, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b>                 | <b>103 - 111</b> |
| C-5. | Audit Committee Minutes of May 22, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b>                      | <b>112 - 114</b> |
| C-6. | Finance and Administration Committee Minutes of May 22, 2012.<br><b>(RESOLUTION PREPARED - MINUTES ADOPTED)</b> | <b>115 - 119</b> |

- C-7. Hearing Committee Minutes of May 23, 2012. **120 - 123**  
**(RESOLUTION PREPARED - MINUTES ADOPTED)**
- C-8. Report No. 11, City of Greater Sudbury Public Library Board Minutes of March 13, 2012. **124 - 128**  
**(RESOLUTION PREPARED - MINUTES RECEIVED)**
- C-9. Report No. 11, Downtown Sudbury Board Minutes of April 3, 2012. **129 - 131**  
**(RESOLUTION PREPARED - MINUTES RECEIVED)**
- C-10. Report No. 3, Sudbury & District Board of Health Minutes of April 19, 2012. **132 - 141**  
**(RESOLUTION PREPARED - MINUTES RECEIVED)**
- C-11. Tender Opening Committee Minutes of May 23, 2012. **142 - 143**  
**(RESOLUTION PREPARED - MINUTES RECEIVED)**

### **CORRESPONDENCE FOR INFORMATION ONLY**

- C-12. Report dated May 16, 2012 from the General Manager of Infrastructure Services regarding Drinking Water Quality Management System Update and Standard of Care Responsibilities. **144 - 147**  
**(FOR INFORMATION ONLY)**  
**(“TAKING CARE OF YOUR DRINKING WATER, GUIDE FOR MEMBERS OF MUNICIPAL COUNCILS” UNDER SEPARATE COVER)**  
  
(This report updates the Council on progress toward the licensing of the City's drinking water systems which is required under the Safe Drinking Water Act. The report also informs the Council of their responsibilities under the Safe Drinking Water Act provisions for the statutory Standard of Care which is scheduled to come into force on January 1, 2013.)

## **REGULAR AGENDA**

### **MANAGERS' REPORTS**

- R-1. Report dated May 16, 2012 from the Executive Director, Administrative Services/City Clerk regarding POA Fines on the Tax Roll. **148 - 149**  
**(RESOLUTION PREPARED)**  
  
(This report describes a new additional collection tool that can be used for outstanding POA fines.)

### **BY-LAWS**

**The following By-Laws will be read and passed:**

- 2012-107 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF MAY 29TH, 2012
- 2012-108 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF VACANT LAND SOUTH OF HIGHWAY 144, WEST OF NEW COBDEN ROAD IN ONAPING LEGALLY DESCRIBED AS PIN 73353 -0151, PART 1, PLAN 53R-4788 TO WILLIAM DAY CONSTRUCTION LIMITED
- Planning Committee Recommendation #PL2012-69
- 2012-109 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ACQUISITION OF 56 WALFORD ROAD IN SUDBURY BEING PIN 73590-0541, PIN 73590-0542 AND PIN 73590-0581 FROM THE SUDBURY DISTRICT CATHOLIC SCHOOL BOARD AND TO AUTHORIZE THE SALE OF THE SAID LANDS TO HEALTH SCIENCES NORTH
- Planning Committee Recommendation #PL2012-74
- (This by-law authorizes the acquisition, declaration of surplus and sale of 56 Walford Road in Sudbury to Health Sciences North in accordance with Council's direction.)
- 2012-110 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-1, BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY
- City Council Recommendation #CC2012-134
- (This by-law implements the changes recommended by the Operations Committee on April 16th, 2012 and amended by Council on May 1st, 2012.)
- 2012-111Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-90
- (This by-law does not rezone the subject property. Pursuant to Section 39 of the Planning Act, Council has approved a temporary use by-law in order to permit a 61 m2 mobile home as a garden suite accessory to an existing single detached dwelling - Renee Desjardins & Jules A. Lalonde, 87 Worthington Road, Worthington)
- 2012-112 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2007-161 RESPECTING THE APPOINTMENT OF OFFICIALS OF THE CITY OF GREATER SUDBURY
- (This By-law reflects recent staffing changes.)
- 2012-113 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO CANADIAN RED CROSS, ONTARIO BRANCH FOR THE PERSONAL DISASTER ASISTANCE FUND
- Community Services Committee Recommendation #CS2012-20

(This By-law authorizes the payment of annual grants to the Canadian Red Cross for the years 2013 to 2017.)

**ADDENDUM**

**CIVIC PETITIONS**

**QUESTION PERIOD AND ANNOUNCEMENTS**

**NOTICES OF MOTION**

**CONTINUATION OF CLOSED MEETING**

**MATTERS ARISING FROM CONTINUATION OF CLOSED MEETING**

At this point in the meeting, Deputy Mayor Dupuis will report any matters discussed during the continuation of the Closed Meeting. Council will then consider any resolutions or by-laws.

**Adjournment (Resolution Prepared)**

(Two-thirds majority required to proceed past 9:00 P.M.)

**CAROLINE HALLSWORTH, EXECUTIVE DIRECTOR, ADMINISTRATIVE SERVICES/CITY CLERK**  
**FRANCA BORTOLUSSI, COUNCIL SECRETARY**



## CONSEIL MUNICIPAL ORDRE DU JOUR

---

Réunion du Conseil municipal

**29 mai 2012**

Place Tom Davies

---

16 h SÉANCE A HUIS CLOS  
SALLE DE RÉUNION C-11

*une question personnelle au sujet d'une personne identifiable et Une question relative aux relations de travail / négociations avec les employés au sujet de négociations collectives*

18 h SÉANCE PUBLIQUE  
SALLE DU CONSEIL

Les réunions du Conseil municipal et des comités sont accessibles. Pour obtenir plus de renseignements au sujet de l'accessibilité, veuillez composer le 3-1-1 ou faire parvenir un courriel à l'adresse [clerks@grandsudbury.ca](mailto:clerks@grandsudbury.ca).

### **MOMENT DE SILENCE**

### **APPEL NOMINAL**

### **DÉCLARATION D'INTÉRÊTS PÉCUNIAIRES ET LEUR NATURE GÉNÉRALES**

## **DÉLÉGATION COMMUNAUTAIRES**

1. Plan de protection des sources d'eau du Grand Sudbury **17 - 21**  
**(PRÉSENTATION ÉLECTRONIQUE) (A TITRE D'INFORMATION)**

- Bob Rogers, président de l'OPSEGS/OPNDN
- Nels Conroy, président du CPSEGS

(L'Office de protection des sources d'eau du Grand Sudbury / Office de protection de la nature du district de Nickel (OPSEGS/NDCA) et le Comité de protection des sources d'eau du Grand Sudbury (CPSEGS) ont été invités à adresser la parole au Conseil municipal par la conseillère Landry-Altmann.)

## **PRÉSENTATIONS**

2. Rapport du directeur général de la croissance et du développement, daté du 24 mai 2012 portant sur Chantier des terres industrielles du boulevard Lasalle et de la rue Elisabella. **22 - 41**

**(PRÉSENTATION ÉLECTRONIQUE) (RÉSOLUTION PRÉPARÉE)**

- Bill Lautenbach, directeur général de la croissance et du développement
- Lorella Hayes, chef des services financiers / trésorière municipale

(Cette présentation donne un compte rendu du chantier et les options de formules de partage des frais pour que le Conseil municipal en prenne connaissance.)

3. Rapport du directeur général de la croissance et du développement, daté du 17 mai 2012 portant sur Rapport du Groupe consultatif sur le renouvellement de la Place du marché. **42 - 42**

**(PRÉSENTATION ÉLECTRONIQUE) (RÉSOLUTION PRÉPARÉE)**

- Darren Stinson, président du Groupe consultatif sur le renouvellement de la Place du marché

**(LE RAPPORT DU GROUPE CONSULTATIF SUR LE RENOUVELLEMENT DE LA PLACE DU MARCHÉ EST SOUS PLI SÉPARÉ.)**

(En 2011, le Conseil municipal a créé le Groupe consultatif sur le renouvellement de la Place du marché pour examiner l'orientation stratégique et pour faire des recommandations au sujet de l'orientation stratégique du marché, du type de marché, de l'emplacement, de la structure de gouvernance, du programme fonctionnel et du plan financier. Le Groupe a achevé ses travaux et il est prêt à faire ses recommandations au Conseil municipal. Darren Stinson, président du Groupe, présentera ces recommandations au Conseil municipal au nom du Groupe.)

## **QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS**

A cette étape de la réunion, le maire adjoint Dupuis rapportera toute question traitée pendant la séance à huis clos. Le Conseil examinera ensuite les résolutions.

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE LA PLANIFICATION**

### **14 MAI 2012**

À cette étape de la réunion, le Conseil municipal étudiera, par voie d'une résolution, recommandations PL2012-88 à PL2012-92 et PL2012-94 à PL2012-102 adoptées par le Comité de la planification. Toute question au sujet des recommandations devrait être adressée au Conseiller Kilgour, président du Comité de la planification.

**(RÉSOLUTION PRÉPARÉE)**

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES OPÉRATIONS**

### **14 MAI 2012**

À cette étape de la réunion, le Conseil municipal étudiera, par voie d'une résolution, recommandations OP2012-37 et OP2012-39 à OP2012-43 adoptées par le Comité des opérations. On votera séparément sur la recommandation OP2012-44 (Article 15.04). Toute question au sujet des recommandations devrait être adressée au Conseiller Barbeau, président.

**(RÉSOLUTION PRÉPARÉE)**

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE VÉRIFICATION**

### **22 MAI 2012**

À cette étape de la réunion, le Conseil municipal étudiera, par voie d'une résolution, recommandation AC2012-07 adoptées par le Comité de vérification. Toute question au sujet de la recommandation devrait être adressée au Conseiller Berthiaume, président du Comité de vérification.

**(RÉSOLUTION PRÉPARÉE)**

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES FINANCES ET DE L'ADMINISTRATION**

## **22 MAI 2012**

À cette étape de la réunion, le Conseil municipal étudiera, par voie d'une résolution, recommandations FA2012-14 et FA2012-16 à FA2012-20 adoptées par le Comité des finances et de l'administration. Toute question au sujet des recommandations devrait être adressée au Conseiller Kett, président du Comité des finances et de l'administration.

**(RÉSOLUTION PRÉPARÉE)**

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ D'AUDITION**

### **23 MAI 2012**

À cette étape de la réunion, le Conseil municipal étudiera, par voie d'une résolution, recommandation HC2012-03 adoptées par le Comité d'audition. Toute question au sujet des recommandations devrait être adressée au Conseiller Cimino, président du Comité d'audition.

**(RÉSOLUTION PRÉPARÉE)**

## **Order du jour des résolutions**

### **(RÉSOLUTION PRÉPARÉE adoptant des résolutions pour les articles de l'ordre du jour des résolutions)**

(Par souci de commodité et pour accélérer le déroulement des réunions, les questions d'affaires répétitives ou routinières sont incluses à l'ordre du jour des résolutions, et on vote collectivement pour toutes les questions de ce genre.

À la demande d'un conseiller, on pourra traiter isolément d'une question d'affaires de l'ordre du jour des résolutions par voie de débat ou par vote séparé. Dans le cas d'un vote séparé, la question d'affaires isolée est retirée de l'ordre du jour des résolutions et on ne vote collectivement qu'au sujet des questions à l'ordre du jour des résolutions.

Toutes les questions d'affaires à l'ordre du jour des résolutions sont inscrites séparément au procès-verbal de la réunion.)

## **PROCÈS-VERBAUX**

- |      |  |                |
|------|--|----------------|
| C-1. | Réunion du Conseil municipal, procès-verbal de la réunion tenue le 15 mai 2012.<br><b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b> | <b>43 - 67</b> |
| C-2. | Réunion du Conseil municipal, procès-verbal de la réunion tenue le 16 mai 2012.<br><b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b> | <b>68 - 70</b> |

C-3.	Comité de la planification, procès-verbal de la réunion tenue le 14 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b>	<b>71 - 102</b>
C-4.	Comité des opérations, procès-verbal de la réunion tenue le 14 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b>	<b>103 - 111</b>
C-5.	Comité de vérification, procès-verbal de la réunion tenue le 22 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b>	<b>112 - 114</b>
C-6.	Comité des finances et de l'administration, procès-verbal de la réunion tenue le 22 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b>	<b>115 - 119</b>
C-7.	Comité d'audition, procès-verbal de la réunion tenue le 23 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)</b>	<b>120 - 123</b>
C-8.	Rapport no 11, Conseil d'administration de la Bibliothèque publique du Grand Sudbury, procès-verbal de la réunion tenue le 13 mars 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇUS)</b>	<b>124 - 128</b>
C-9.	Rapport no 11, Conseil d'administration du Downtown Sudbury, procès-verbal de la réunion tenue le 3 avril 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇUS)</b>	<b>129 - 131</b>
C-10.	Rapport no 3, Conseil d'administration du Service de santé publique de Sudbury et du district, procès-verbal de la réunion tenue le 19 avril 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇUS)</b>	<b>132 - 141</b>
C-11.	Comité de dépouillement des soumissions, procès-verbal de la réunion tenue le 23 mai 2012. <b>(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇUS)</b>	<b>142 - 143</b>

### **CORRESPONDANCE À TITRE DE RENSEIGNEMENTS SEULEMENT**

C-12.	Rapport du directeur général des Services d'infrastructure, daté du 16 mai 2012 portant sur Compte rendu sur le système de gestion de la qualité de l'eau potable et responsabilités en matière des normes de diligence. <b>(A TITRE D'INFORMATION)</b>  <b>(« PRENDRE SOIN DE VOTRE EAU POTABLE - UN GUIDE DESTINÉ AUX MEMBRES DES CONSEILS MUNICIPAUX » (VERSION ANGLAISE) SOUS PLI SÉPARÉ)</b>	<b>144 - 147</b>
-------	--	------------------

(Ce rapport met à jour le Conseil municipal sur les progrès accomplis en vue du permis pour les réseaux d'eau potable de la Ville est exigé conformément à la Loi sur la salubrité de l'eau potable. Ce rapport informe

aussi le Conseil municipal de ses responsabilités en vertu des dispositions de la Loi sur la salubrité de l'eau potable en matière de la norme de diligence prévue par la loi qui doit entrer en vigueur le 1er janvier 2013.)

## **Ordre du jour régulier**

### **RAPPORTS DES GESTIONNAIRES**

- R-1. Rapport La directrice exécutive des Services administratifs / Greffière Municipal, daté du 16 mai 2012 portant sur Amendes aux termes de la Loi sur les infractions provinciales sur le rôle d'imposition. **148 - 149**  
**(RÉSOLUTION PRÉPARÉE)**

(Ce rapport décrit un nouvel outil de perception qui peut servir dans le cas des amendes impayées aux termes de la Loi sur les infractions provinciales sur le rôle d'imposition.)

### **RÈGLEMENTS**

**Les règlements suivants seront lus et adoptés :**

- 2012-107 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR CONFIRMER LES DÉLIBÉRATIONS DU CONSEIL MUNICIPAL LORS DE SA RÉUION TENUE LE 29 MAI 2012
- 2012-108 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY AUTORISANT LA VENTE D'UN TERRAIN VACANT AU SUD DE LA ROUTE 144, À L'OUEST DU CHEMIN NEW COBEN À ONAPING DÉCRIT OFFICIELLEMENT COMME LA PARCELLE NUMÉRO 73353 -0151, PARTIE 1, PLAN 53R-4788 À LA SOCIÉTÉ WILLIAM DAY CONSTRUCTION LIMITED  
Recommandation du Comité de planification numéro PL2012-69
- 2012-109 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY AUTORISANT L'ACQUISITION DU 56, CHEMIN WALFORD, À SUDBURY, ÉTANT LA PARCELLE NUMÉRO 73590-0541, LA PARCELLE NUMÉRO 73590-0542 ET LA PARCELLE NUMÉRO 73590-0581 DU SUDBURY DISTRICT CATHOLIC SCHOOL BOARD ET AUTORISANT LA VENTE DESDITES TERRES À HORIZON SANTÉ NORD  
Recommandation du Comité de planification numéro PL2012-74  
(Ce règlement autorise l'acquisition, la déclaration de terre excédentaire et la vente du 56, chemin Walford, à Sudbury, à Horizon Santé Nord conformément à la directive du Conseil municipal.)
- 2012-110 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY MODIFIANT LE RÈGLEMENT 2010-1, ÉTANT UN RÈGLEMENT RÉGISSANT LA CIRCULATION ET LE STATIONNEMENT SUR LES ROUTES DE LA VILLE DU GRAND SUDBURY  
Résolution du Conseil municipal numéro CC2012-134

(Ce règlement met en œuvre les modifications recommandées par le Comité des opérations le 16 avril 2012 et modifiées par le Conseil municipal le 1er mai 2012.)

2012-111Z RÈGLEMENT DE LA VILLE DU GRAND SUDBURY MODIFIANT LE  
RÈGLEMENT 2010-100Z ÉTANT LE RÈGLEMENT GÉNÉRAL SUR LE  
ZONAGE DE LA VILLE DU GRAND SUDBURY

Recommandation du Comité de planification numéro PL2012-90

(Ce règlement ne rezone pas le terrain en question. Conformément à l'article 39 de la Loi sur l'aménagement du territoire, le Conseil municipal a approuvé un règlement d'utilisation temporaire afin de permettre une maison mobile de 61 m2 comme pavillon-jardin annexe du logement individuel isolé existant - Renée Desjardins et Jules A. Lalonde, 87, chemin Worthington, à Worthington)

2012-112 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY MODIFIANT LE  
RÈGLEMENT 2007-161 SUR LA NOMINATION D'OFFICIELS DE LA VILLE DU  
GRAND SUDBURY

(Ce règlement reflète de récents changements à la dotation en personnel.)

2012-113 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY AUTORISANT UNE  
SUBVENTION À LA CROIX-ROUGE CANADIENNE, ZONE DE L'ONTARIO  
BRANCH, POUR LE FONDS D'AIDE EN CAS DE CATASTROPHE  
PERSONNELLE

Recommandation du Comité des services communautaires CS2012-20

(Ce règlement autorise le paiement de subventions annuelles à la Croix-Rouge canadienne pour les années 2013 à 2017).

## **ADDENDA**

## **PÉTITIONS CIVIQUES**

## **PÉRIODE DE QUESTIONS ET ANNONCES**

## **AVIS DE MOTIONS**

## **SUITE DE LA SÉANCE À HUIS CLOS**

### **AFFAIRES DÉCOULANT DE LA SUITE DE LA SÉANCE À HUIS CLOS**

À ce point-ci de la réunion, le maire adjoint Dupuis donnera un compte rendu sur toutes questions débattues pendant la suite de la séance à huis clos. Le Conseil se penchera alors sur toutes résolutions ou tous règlements.

### **Levée de la séance (Recommandation préparée)**

(Une majorité des deux tiers est requise pour poursuivre la réunion après 21 H.)

**CAROLINE HALLSWORTH, LA DIRECTRICE EXÉCUTIVE DES SERVICES  
ADMINISTRATIFS/GREFFIÈRE MUNICIPAL**

**FRANCA BORTOLUSSI, SECRÉTAIRE DU CONSEIL**



## For Information Only

### Greater Sudbury Source Protection Plan

Presented To: City Council

Presented: Tuesday, May 29, 2012

Report Date Thursday, Apr 19, 2012

Type: Community Delegations

### Recommendation

For Information Only

Signed By

No signatures or approvals were  
recorded for this report.

# DRINKING WATER SOURCE PROTECTION

ACT FOR CLEAN WATER



Nickel  
District  
Conservation  
Authority

April 17, 2012

Clerk's Services  
City of Greater Sudbury  
200 Brady Street, Tom Davies Square  
Sudbury, ON  
P3A 5P3

RECEIVED

APR 19 2012

CLERK'S

Re: Presentation to City Council- May 29, 2012

As you know, the Greater Sudbury Source Protection Authority (GSSPA)/Nickel District Conservation Authority (NDCA) has been involved with the Municipal Drinking Water Source Protection program since 2006. A great deal of vitally important work has been completed with the ultimate goal being to ensure we have safe and reliable municipal drinking water sources for our watershed residents. Under the leadership of Chair Nels Conroy, Greater Sudbury Source Protection Committee (GSSPC), a scientific-based Assessment Report has been approved by the Province. The Source Protection Planning project is currently proceeding with draft Greater Sudbury Source Protection Plan consultation involving the general public and other agencies/organizations who will be responsible for implementing the policies to be included in the Greater Sudbury Source Protection Plan. This plan must be submitted by the GSSPA to the Ontario Minister of the Environment on or before August 20, 2012.

Draft policies, related directly and indirectly to responsibilities the municipality must assume, were distributed to the City Clerk and other staff at the City of Greater Sudbury in February, 2012. The draft Greater Sudbury Source Protection Plan was posted for public review and comment on April 16th. In order to update the Mayor and City Councillors on the current work and next steps, I, along with Chair Nels Conroy, are pleased to confirm that we will make a presentation to City Council on May 29th. We also hope to have City staff involved in this presentation to City Council and the community. Staff from the NDCA/GSSPA will be present on May 29th to answer any questions that may arise in relation to our presentation.

We look forward to appearing before City Council on May 29th. Thank you very much for the ongoing support for the work of the NDCA/GSSPA to benefit and protect our citizens and treasured municipal drinking water resources. If you require any further information please contact Paul Sajatovic, NDCA General Manager.

Yours truly,

A handwritten signature in black ink, appearing to read 'Bob Rogers'.

Bob Rogers, Chair  
NDCA/GSSPA

A handwritten signature in black ink, appearing to read 'Nels Conroy'.

Nels Conroy, Chair  
GSSPC

## Progression of Greater Sudbury Source Protection Planning Project

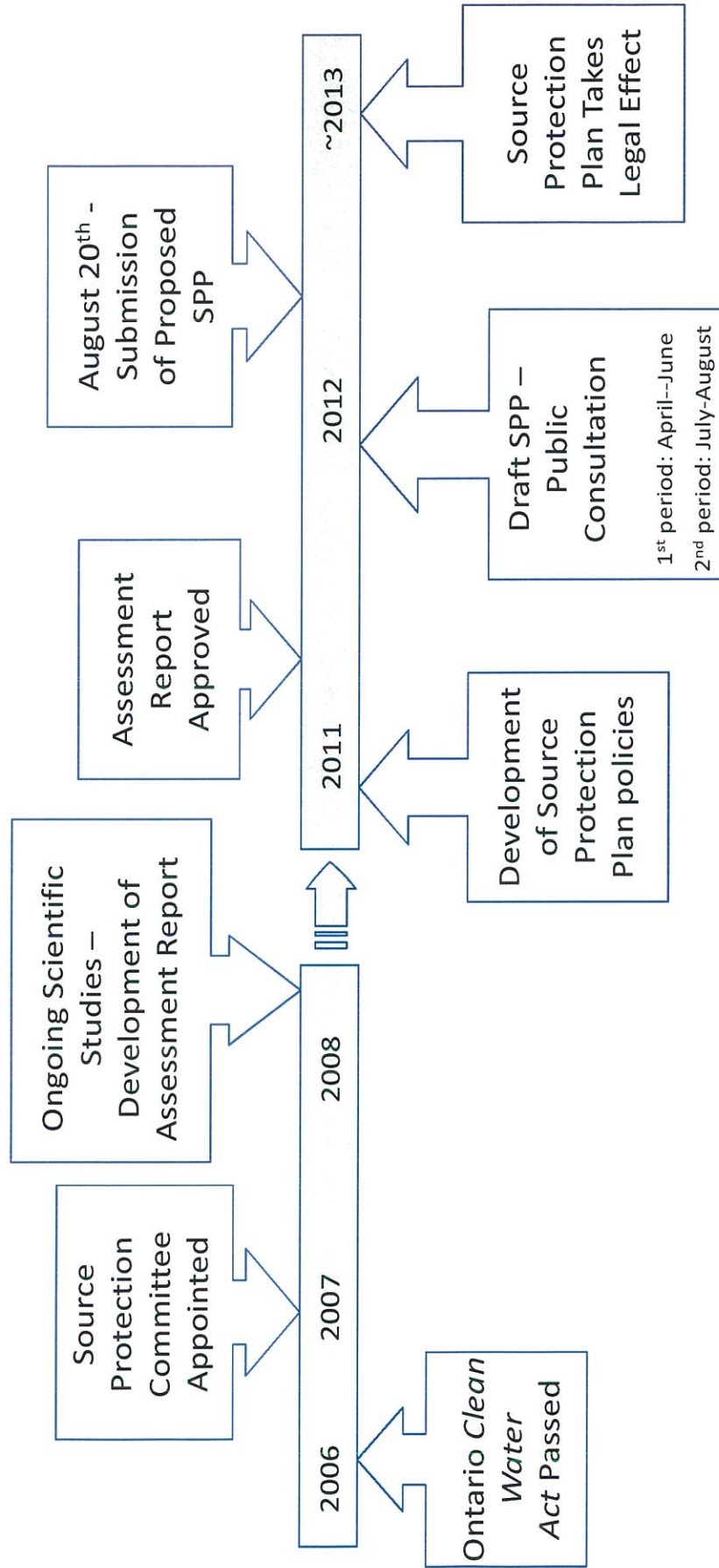
- ☐ **May, 2000** Walkerton tragedy; 7 people dead, 2,300 ill due to E. Coli bacteria contamination in town water supply.
- ☐ **2001** Justice Dennis O'Connor appointed to lead Walkerton Commission.
- ☐ **May, 2002 Walkerton Report** released; recommended a multi-barrier approach to protect municipal drinking water sources.
- ☐ **November, 2004 White Paper on Watershed Based Source Protection** tabled in Legislature. This was to become the framework and guide for Source Protection Planning in Ontario.
- ☐ **March, 2004** As recommended in Justice O'Connor Report, Conservation Authorities as watershed-based agencies, tasked by the Province to lead the Source Protection Planning work. **NDCA designated as Greater Sudbury Source Protection Authority.**
- ☐ **March, 2005 Greater Sudbury Source Protection Authority (GSSPA)** hired Project Manager Judy Sewell. Subsequently other staff hired: GIS specialist, Water Resources specialist, Communications and education specialist, Policy & Planning Officer.
- ☐ **March 23, 2005 GSSPA presentation to City Council** related to Source Protection Planning. Update presentations have continued over the years with at least one presentation each year.
- ☐ **October, 2006 Clean Water Act** passed. Legislation requires communities to develop Drinking Water Source Protection Plans to protect municipal drinking water sources.
- ☐ **September, 2007** Minister of the Environment appoints Nels Conroy Chair of the **Greater Sudbury Source Protection Committee (SPC).**

- ☐ **November, 2007** GSSPA appoints the nine member Source Protection Committee, representing Municipality (CGS), Business and Industry, Community
- ☐ **June, 2009** Terms of Reference for Greater Sudbury Source Protection Plan approved by Minister of Environment.
- ☐ **September, 2009** GSSPA members meet to chart a course for dialogue and discussions with senior City staff and elected officials related to Source Protection Planning implementation responsibilities.
- ☐ **February 2010** GSSPA formally request Council for meetings with senior staff to address implementation of Source Protection Plan.
- ☐ **2010 to present** Five formal meetings between senior City staff and GSSPA/GSSPC held.
- ☐ **October, 2011** Greater Sudbury Source Protection Assessment Report approved by Minister of Environment. Assessment Report provides scientific basis for Source Protection Plan.
- ☐ **April 20, 2012** Draft Greater Sudbury Source Protection Plan posted for public input and consultation. Consultation and review will continue for the next three months.
- ☐ **August 20, 2012** The Greater Sudbury Source Protection Plan will be submitted to the Province. Early approval of the plan is anticipated.
- ☐ **Early 2013** Implementation of Plan policies and mandated responsibilities as contained in the Act begins.

**April 30, 2012**



# Greater Sudbury Source Protection Planning: Past/Present/Future



## Request for Decision

### Lasalle/Elisabella Industrial Land Project

Presented To:	City Council
Presented:	Tuesday, May 29, 2012
Report Date	Thursday, May 24, 2012
Type:	Presentations

### Recommendation

WHEREAS Council of the City of Sudbury, at its June 29, 2011 meeting approved moving forward with the LaSalle/Elisabella area in the following manner:

- That staff proceed with the detailed design estimated at \$375,000 funded through the Industrial Land Reserve Fund;
- That staff work with the benefitting landowners to refine the cost-sharing formula using the new policy on development cost-sharing and obtain their commitment regarding their share of the costs;
- That staff provide an update to Council prior to completing the necessary upgrades;

AND WHEREAS staff completed the detailed design in-house, accruing significant cost savings for the project;

AND WHEREAS time is of the essence in order to initiate construction of the project in the 2012 season;

AND WHEREAS staff have developed options for a cost-sharing formula, an apportionment model and a cost-recovery mechanism as detailed in this report.

THEREFORE BE IT RESOLVED THAT Council of the City of Greater Sudbury approve Option \_\_\_\_ as the City of Greater Sudbury's position on cost-sharing for the Lasalle/Elisabella Industrial Area Servicing Project;

AND THAT staff be directed to communicate the City's position to the benefitting landowners;

AND providing that more than two-thirds of the benefitting landowners, representing at least fifty percent of the total project land area, confirm their partnership in the proposed project, the appropriate by-law be prepared and presented to Council for approval.

#### Signed By

##### **Report Prepared By**

Akli Ben-Anteur, P.Eng.  
Project Engineer  
*Digitally Signed May 24, 12*

##### **Division Review**

Ian Wood  
Director of Economic Development  
*Digitally Signed May 24, 12*

##### **Recommended by the Department**

Bill Lautenbach  
General Manager of Growth and Development  
*Digitally Signed May 24, 12*

##### **Recommended by the C.A.O.**

Doug Nadorozny  
Chief Administrative Officer  
*Digitally Signed May 24, 12*

## **Finance Implications**

Total Project Costs are estimated at \$8.8 million.

Option 1: This option proposes to recover \$3.6 Million of the project costs from Benefiting Landowners over a 5 year period. The balance of \$5.2 Million will be funded by the amounts set aside in the Roads, Water, Wastewater Capital Budgets in 2011 to 2013, as well as the \$1 million grant from NOHFC. Staff will also include a portion of the oversizing growth related costs from Area 1 (offsite) in the 2014 DC Background Study.

Option 2: This option proposes to recover \$662,761 of the project costs from Benefiting Landowners over a 5 year period. The balance of \$8.1 million will be funded by the amounts set aside in the Roads, Water, Wastewater Capital Budgets in 2011 to 2013, the \$1 million grant from NOHFC, a \$1.5 million contribution from the Industrial Park Reserve Fund, and \$825,000 from the Industrial Land Strategy Capital Envelopes committed for 2012 to 2015.

This option proposes that the City would front end the growth related costs of \$3.4 million associated with oversizing the infrastructure to meet anticipated development. A section 391 recovery charge by-law would be required in order to collect the funds at the building permit stage, if and when development occurs. Funds collected in the future would be used to replenish the Industrial Park Reserve Fund.

## Contents

1.	Introduction .....	1
2.	Background .....	1
3.	Policy Context .....	2
4.	Infrastructure Detailed Design.....	3
5.	Project Cost .....	5
6.	Cost Sharing Formula and Apportionment: Option 1 .....	6
7.	Communication Plan.....	6
8.	Feedback from Businesses and Landowners .....	7
9.	Revised Cost Sharing Formula and Apportionment:Option 2.....	7
10.	Conclusion.....	11
Figure 1	Lasalle / Elisabetha Project Area	
Figure 2	Proposed Infrastructure Upgrades for Lasalle/Elisabella Industrial Area	
Appendix A	Absorption Rates of Industrial Lands	



## Industrial Land Strategy

### LaSalle/Elisabella Industrial Area Project

## 1. Introduction

The Lasalle/Elisabella Industrial Area Project is the result of several years of coordinated effort by several CGS Departments and dozens of municipal staff. This project emanates from the GSDC assessment of Industrial Lands and required significant support from Economic Development, Planning, Water/Wastewater, Roads and Transportation, Development Services and Finance. Engineering staff deserve special mention for undertaking the detailed design phase in-house, which saved \$330,000 and allowed these funds to be plowed back into the project.

Major contributors to this project and this report include Akli Ben-Anteur, Water/Wastewater Development Engineer, Jean-Mathieu Chenier, Business Development Officer, and Paul Reid, Business Development Officer, along with the Chief Financial Officer, the Director of Economic Development and the General Manager of Growth and Development.

## 2. Background

During the mid-2000's, the City of Greater Sudbury experienced levels of growth in all sectors – residential, commercial, and industrial – not seen in a number of decades. This growth and development resulted in an increased demand for development properties in all parts of the community. During the same period, the City sold its remaining lots in both municipal industrial parks: the Walden Industrial Park and the Valley East Industrial Park. Faced with the decision as to whether to develop a new municipal park, the GSDC Board recommended a two pronged approach. First, they recommended expanding the Valley East Industrial Park by purchasing and servicing additional property adjacent to the existing park. The second recommendation was to inventory available industrial land to determine whether investing with existing landowners would be a cost-effective way to ensure an adequate supply of serviced industrial land for future development. Council adopted both recommendations in 2007-2008.

To initiate this assessment, an inventory of existing industrial land was completed. The results indicated that there was approximately 1,216 acres of industrial land across the City, but only about 20% of that total could be considered shovel ready for industrial development. Shovel ready sites allow purchasers the opportunity to immediately obtain a registered serviced lot and a building permit. This information was recently revised, as outlined in **Appendix A**, and reveals that Greater Sudbury currently has a 30 year supply of vacant land for all industrial classes at a 40 acre per year absorption rate but confirms that less than 20% - or a 6-year supply - is shovel ready.

The GSDC consulted with a number of industrial developers and owners of industrial land to determine what role the municipality could play to assist in increasing the amount of shovel ready land. Landowners indicated that water and wastewater infrastructure upgrades in existing industrial areas could help to accommodate future development and trigger expansion of existing businesses.

Partnerships to accelerate such projects were seen as a reasonable way to increase the opportunities for industrial development in Greater Sudbury.

The GSDC Board determined that a balanced approach is in Greater Sudbury's best interest, with a combination of investments in upgrading existing areas and service extensions to new areas.

In November 2009, with the assistance of \$225,000 in funding from FedNor and \$50,000 from NOHFC, RV Anderson was engaged to develop conceptual designs and costing for infrastructure improvements in eight industrial areas across the City. The FedNor and NOHFC funding received was intended for design-related initiatives associated with industrial land, with a portion of the costs for these initiatives coming from the City's Industrial Park Reserve fund.

The preliminary results of this study were presented to Council in February 2011 where staff sought Council direction to refine the criteria and a decision-making framework in order to determine the best course of action for addressing the infrastructure challenges across the industrial areas.

This framework was presented to Council in June 2011 and, based on the evaluation criteria, two priority areas were identified: the Fielding Road Industrial Area and the LaSalle /Elisabella Industrial Area.

Council approved the undertaking of an environmental assessment for the Fielding Road Industrial Area and this is currently underway.

For the Lasalle/Elisabella Industrial Area, Council approved the following:

- That staff proceed with detailed design estimated at \$375,000 funded through the Industrial Land Reserve Fund.
- That staff work with benefitting landowners to refine the cost-sharing formula using the new policy on development cost-sharing and obtain their commitment regarding their share of the costs.
- That staff provide an update to Council prior to completing the necessary upgrades.

With Council's direction, staff began the detailed-design in-house for this industrial area and funding applications were submitted to senior levels of government for contributions towards the capital component of the Lasalle/Elisabella Industrial Area project. To date, \$1 million in funding has been confirmed and staff are hopeful that an additional \$1 million funding will be secured in the coming months.

### **3. Policy Context**

Although the 2009 conceptual design and costing study identified that a number of industrial areas across the community need water and wastewater infrastructure upgrades to remedy the existing limitations to capacity, these limitations are not specific to industrial areas and many other parts of the city face the same challenges. These issues arise because of ageing infrastructure and the fact that regulations change over time. What was adequate in the 1960s or 1970s, no longer meets the

current Building Code. The limitations can affect the ability of businesses to expand or to develop new lands.

As a result, the City strives to find a balance between needed infrastructure improvements and existing capital budgets while minimizing the impact on water and wastewater rates. The long term financial plan for water/wastewater, forecasted an overall water/wastewater rate increase of 7.4% for 10 years, in order to achieve sustainable levels for operating and capital. The current practice is to upgrade water/wastewater infrastructure based on its condition to ensure that safety of the serviced population is not compromised. As an example, when a particular section of watermain breaks a number of times in a given time period, that section will be put on the priority list and will be changed accordingly. Once the section is replaced, it is upgraded to meet today's standards.

To further illustrate the infrastructure upgrade approach, in the LaSalle/Elisabella Industrial Area, watermain sections on Lapointe St and Foundry St were on the 2011 priority list due to their condition and would have been replaced this year to meet current standards. This would not have provided the fireflow requirements for expansion or new construction, however, since the pipes upstream are not large enough to bring sufficient water flow. A complete solution requires pipe upsizing back to the larger watermain on Falconbridge Road as well as oversizing in the project area to allow for future development. These larger watermain upgrades, in addition to sanitary sewer upgrades in the area, were not on the capital priority list as their condition did not warrant changes for now. Eventually this watermain and sanitary sewer would be changed when their condition warrants the capital expenditure and they reach the top of the priority list. Thus it will likely take many years before water and sanitary sewer infrastructure changes would occur to the point where fireflow and sanitary collection capacity are increased to allow expansion and new development.

In response to these challenges and to help foster development, the City has an existing Development Cost Sharing Policy to contribute 50% towards the cost of an upgrade required by a development where there is an existing deficiency even if the condition of the infrastructure does not warrant being upgraded (ie. pipe is in good condition but is too small).

Even though it is the City's policy that development growth should pay for growth, the Development Cost Sharing Policy helps to ensure that development projects are assessed in a fair and equitable manner.

In the case of the LaSalle/Elisabella area, the situation is much more complex. The circumstances in this area are such that there is a combination of growth-related requirements and existing limitations. Further complicating this scenario is the fact that there are approximately 40 different landowners in this area with very different needs from an infrastructure perspective.

## **4. Infrastructure Detailed Design**

City staff developed the detailed design in-house for the upgrades to the existing infrastructure in the LaSalle/Elisabella Industrial Area. The detailed design generally follows the conceptual design

done by RV Anderson that was presented to Council with some exceptions to save costs by avoiding the LaSalle-Falconbridge intersection as well as addressing drainage issues.

The proposed upgrades for the water distribution system will be sized to accommodate current fireflow standards for existing businesses, as well as meet increased capacity requirements from expanding companies and future development opportunities. Similarly, sections of the wastewater collection system will be upgraded to meet existing and future demands. In some sections, a storm sewer system is also being installed to mitigate drainage issues caused by a high water table and a flat topography.

The proposed upgrades are divided into three distinct areas. Please see attached Figures 1 and 2 for illustration.

**Area 1 (Off-site):**

- Watermains will be upsized on San Francisco St, Carmelo Ave and LaSalle Blvd from Carmelo to Elisabella St from a 200 mm diameter pipe to a 400 mm watermain in order to bring adequate water flows to areas 2 and 3.
- Connecting to the trunk watermain at the intersection of Falconbridge and San Francisco is less expensive than connecting at Falconbridge and LaSalle as the watermain at San Francisco is on the east side of Falconbridge as opposed to being on the west side which is the case at the LaSalle intersection.
- The road will be resurfaced following the installation of the watermains.
- Roads along San Francisco and Carmelo will remain at rural standard, with open ditches, while LaSalle Blvd will remain urbanized between Carmelo and Elisabella

**Area 2 (Elisabella and Lapointe Streets)**

- The watermains along Elisabella St and Lapointe St will be upsized from 200 mm to 400 mm to allow landowners to meet current requirements for fireflow protection and anticipated demand by expanding businesses and future development opportunities.
- The sanitary sewer on Elisabella will be upsized from 300 mm to 450 mm to increase the collection capacity of the system.
- The road will be reconstructed on Elisabella and Lapointe at an urban standard, with catch basins and storm sewers, to remedy on-going drainage issues in the existing ditches due to a high water table and flat topography. This is consistent with the City's policy requirements for a new private industrial park development.

**Area 3 (Lasalle and Foundry Area)**

- Watermains on LaSalle Blvd east of Elisabella will be upsized from 200 mm to 400 mm to meet demand and fireflow requirements and anticipated demand by expanding businesses

and future development opportunities, with a reduction to 200 mm at the end of the waterline to mitigate stagnating water.

- Sanitary sewers will be upsized from 400 mm to 450 mm then extended with a 350 mm diameter pipe and a further reduction to 200 mm at the end, effectively increasing wastewater collection capacity.
- The watermain on Foundry will be upsized from 150 mm to 200 mm and sanitary sewer will be extended with 300 mm pipe.
- Road reconstruction will follow the extent of the installations and will be maintained at a rural standard.

The construction period is expected take two construction seasons, starting in the summer of 2012 to the fall of 2013, subject to a timely stakeholders' approval.

## 5. Project Cost

As indicated in Table 1, the estimated cost of construction currently stands at approximately \$8.8 million for the entire project. A cost-breakdown is provided per area for more clarity.

**Table 1: Project Estimated Costs by Area**

Area 1 – Offsite	\$ 2.1 Million
Area 2 – Elisabella and Lapointe	\$ 4.8 Million
Area 3 – Lasalle and Foundry	\$ 1.9 Million
Total Project Cost	\$ 8.8 Million

**Table 2: Project Estimated Costs by Asset**

Roads and Storm Sewers	Water mains	Sanitary Sewers	Total
\$4.4 million	\$3.3 million	\$1.1 million	\$8.8 million

## **6. Cost Sharing Formula and Apportionment: Option 1**

As detailed later in this report, this option was presented to the benefitting landowners in March 2012.

Using the Development Cost Sharing Policy as the foundation, staff developed a cost-sharing and apportionment for the LaSalle/Elisabella Project Area. The formula emphasized a low risk approach in order to ensure that the landowners share would be collected in a reasonable length of time, without long term financing required by the City

Simply stated, the formula divided the net costs of the project in each area as a 50/50 cost-sharing partnership between the municipality and benefitting property owners. The landowners' share was apportioned to each benefitting property based on the area, or size, of the respective property. The rationale behind this methodology is that the larger the property, the greater the potential for development, and thus the greater the potential impact on the infrastructure. The shares in each area are as follow:

Project Area 2 – \$2.3 Million or \$0.739 per square foot, Section 391 charges payable over 5 years

Project Area 3 – \$1.3 Million or \$0.23 per square foot, Section 391 charges payable over 5 years

The payment terms were proposed at a 5-year amortization with the first payment due January 2013 based on current cost estimates. The remaining 4 payments would be adjusted based on the actual construction costs. Landowners would also have the option to pay all costs upfront to avoid any interest charges.

## **7. Communication Plan**

Knowing the importance and sensitivity of this project to the local business community, a Communication Plan was developed in order to facilitate communication and understanding with benefitting property and businesses owners as they were requested to buy-in as project partners.

An information package containing pertinent information explaining the project along with individual information for each specific landowner's share of the cost was developed and distributed to them. A letter of response was also included requesting that the landowner either choose to support, or not, the project as it was proposed at this time.

All property and business owners in the project area were invited to attend a public information session at Tom Davies Square on March 29, 2012. At this meeting, staff provided a presentation on

the project and open dialogue with the project partners. In addition, staff held nine one-on-one meetings with major property and businesses owners to explain the project and seek feedback.

## **8. Feedback from Businesses and Landowners**

During the March 29, 2012 public information meeting, the landowners present indicated that they would not support the proposed cost sharing formula of 50/50 between the City and the benefiting landowners. Some of the reasons expressed were that property and business owners have been paying taxes and water/wastewater user fees for a long time and the City should remedy the existing infrastructure deficiencies; property owners should not be held responsible for the situation nor share the cost for the upgrades.

Some landowners did express a willingness to partner in the project at a significantly reduced, though undetermined rate.

Written feedback was also received, as 26 of the 39 landowners responded using the form contained in the information package. In summary, 25 respondents opposed the project as it was proposed, 1 responded in support of the project and 15 did not provide a response.

In summary, the comments received are centered on the following themes:

- Benefitting landowners should not have to pay anything for the upgrades as it is the municipality's responsibility to ensure that services are maintained at an adequate standard with the taxes paid overtime.
- Benefitting landowners should only pay at the development stage
- Benefitting landowners would like the opportunity to pay any upfront costs over a longer period, instead of the 5-year payment period in the current proposal.

## **9. Revised Cost Sharing Formula and Apportionment: Option 2**

After listening to the concerns of the benefiting landowners and businesses, City staff re-examined the original proposal in order to develop a financial model that preserves the principle that growth should pay for growth and that a partnership contribution is required in order to justify the acceleration of this project and to demonstrate its importance for economic development.

Staff examined the way in which previous infrastructure projects were funded and looked closely at the planned project in the Lasalle/Elisabella area to isolate the costs which benefit all landowners versus those which will provide most benefit to those with the ability to build or expand. In addition, staff reviewed the engineering capital cost estimates in greater detail as illustrated in Table 3 below.

Table 3: Breakdown of Estimated Project Costs

	Project Costs to replace infrastructure to meet current standards (Note 1)	Project Costs to oversize infrastructure to service future growth/development (Note 2)	Total
Area 1 (Off site)	\$1.1 M	\$1.0M	\$2.1 M
Area 2 (Elisabella/Lapointe)	\$2.3 M	\$2.5 M	\$4.8 M
Area 3 (Lasalle/Foundry)	\$1.0 M	\$0.9 M	\$1.9 M
Total	\$4.4 M	\$4.4 M	\$8.8 M

Note 1: Project Costs to replace infrastructure to meet current standards refers to the costs associated with replacing the existing infrastructure and upsizing the watermain to meet current fire flow requirements.

Note 2: Project Costs to oversize infrastructure to meet future growth/development refers to the cost of watermain pipe diameter increase for water and sewer to accommodate future growth in those areas.

The revised proposal is presented for Council consideration as shown in the following Table 4.

Table 4: Revised Cost Sharing Proposal

	Replace infrastructure to meet current standards		Offsite Oversizing in Area 1	Infrastructure Oversizing to Service Future Development	
	City's Share	Property Owners' Share (20%) <u>Note 1</u>	Recovered from Future Development Charges <u>Note 2</u>	Collected Area Charge at Building Permit Stage <u>Note 3</u>	TOTAL
Project Area 1	1.10	0.00	0.96	0.00	2.06
Project Area 2	1.87	0.47		2.45	4.79
Project Area 3	0.78	0.20		0.97	1.95
	3.75	0.67	0.96	3.42	8.80



Note 1 - Amount Receivable over 5 Years

Area 2 and 3: Benefiting Landowners to pay 20% of the project costs to replace infrastructure to meet current standards, over a 5 year repayment term, including interest at 4.5%.

Landowners would also have the option to pay all costs upfront to avoid any interest charges. This amounts to \$467,046 from property owners in Area 2 and \$195,715 from property owners in Area 3. The amount payable per property owner is calculated on the prorated share of square feet of available land that can be developed in the future. Staff have determined that benefiting landowners should contribute 20% of the costs to replace the existing infrastructure to meet current standards since the majority of this replacement was not on the next 5 year capital priority list, and the upsizing to meet fireflow is in response to growth related needs/pressures.

Note 2 - City Wide Development Charges

Area 1 Offsite: City to pay 100% of the project costs (\$1.1) to replace infrastructure to meet current standards, and the oversizing costs of \$1.0 million will be added to the 2014 Development Charges Background Study and recovered from City Wide future development charges.

Note 3 - Amount Recoverable, at the Building Permit Stage, if estimated development occurs

Area 2 and 3: City to front end 100% of the costs project costs to oversize infrastructure to meet future growth/development and the City establish a Section 391 By-Law and recovery charge at the building permit stage to recover \$2.4 Million from Area 2 property owners and \$1.0 million from Area 3 property owners. The balances will bear interest at 4.5% per annum and will only be collected, if development activity occurs in the future. The City would have to front end these costs, in anticipation of collection in the future, if and when, development occurs. Consistent with the City's policy, the growth related costs of \$3.4 million are the responsibility of developers/benefiting landowners and not the City.

Hemson Consulting has calculated the recovery charges at the Building Permit Stage as follows:

Charge per Square foot	Area 2 Recovery Charge at the Building Permit Stage	Area 3 Recovery Charge at the Building Permit Stage
Year 1 to 5	\$3.42	\$1.01
Year 6 to 10	\$4.22	\$1.25
Year 11 to 15	\$5.20	\$1.55
Year 15 to 20+	\$6.42	\$1.91

Funding for Option 2

The challenge with this cost recovery option is the City must front end the benefitting landowner's share of \$4,067,864 (as noted above) over the 5 year period and over the length of time it takes to fully develop this industrial land area. For planning purposes, staff has estimated 20 years for full build out.

The following is the shortfall:

Total Project Costs	\$8.8 M
---------------------	---------

Less: Approved Funding Sources:

Roads Capital Budget (2011 to 2013)	\$2.050 M
Water Capital Budgets (2011 to 2013)	\$1.575 M
Wastewater Capital Budgets (2011 to 2013)	\$1.050 M
NOHFC Grant	\$1.0 M
TOTAL	\$5.675 M

Funding Short Fall	\$3.125 M
--------------------	-----------

If Council approves Option 2, the shortfall can be funded as follows:

Contribution from the Industrial Park Reserve Fund	\$1.3 M
2012 Capital Budget envelope for Industrial Land Strategy	\$0.2 M
Explore future funding from Senior Levels of Government	\$1.0 M
Future Industrial Land Strategy capital envelopes (Capital Budgets in 2013, 2014, 2015)	\$0.625 M
Total	\$3.125 M

The current balance in the Industrial Park Reserve Fund is approximately \$1.5 million, so if Council approved this contribution the remaining balance would be approximately \$200,000. Future Section 391 amounts collected from this area at the building permit stage would be returned to replenish the fund over time. This reserve fund was intended to fund City owned Industrial Land projects.

In addition, should applications for funding from senior levels of government fall short of expectations, staff will have to seek another funding source for this shortfall.

Should Council wish to reduce its risk of collectability, an alternative Option can be developed which would increase the upfront contribution of \$662,761 from the benefitting landowners. This would increase the fixed annual payment from each landowner over the 5 year period, returning City extended funds with more certainty. The Section 391 Charge at the Building Permit stage would be reduced accordingly.

## **10. Conclusion**

The proposed project of addressing infrastructure challenges aligns with the City of Greater Sudbury's broad strategic mission, in particular Economic Development and Focus on Opportunities.

Upgrading infrastructure services on LaSalle/Elisabella Industrial Area could facilitate and attract new business development and could trigger expansion of businesses. As indicated in Appendix A, this project would create 42 acres of shovel-ready industrial land. This will strengthen our options available for development and meet the objectives set out by the Greater Sudbury Development Corporation in 2007.

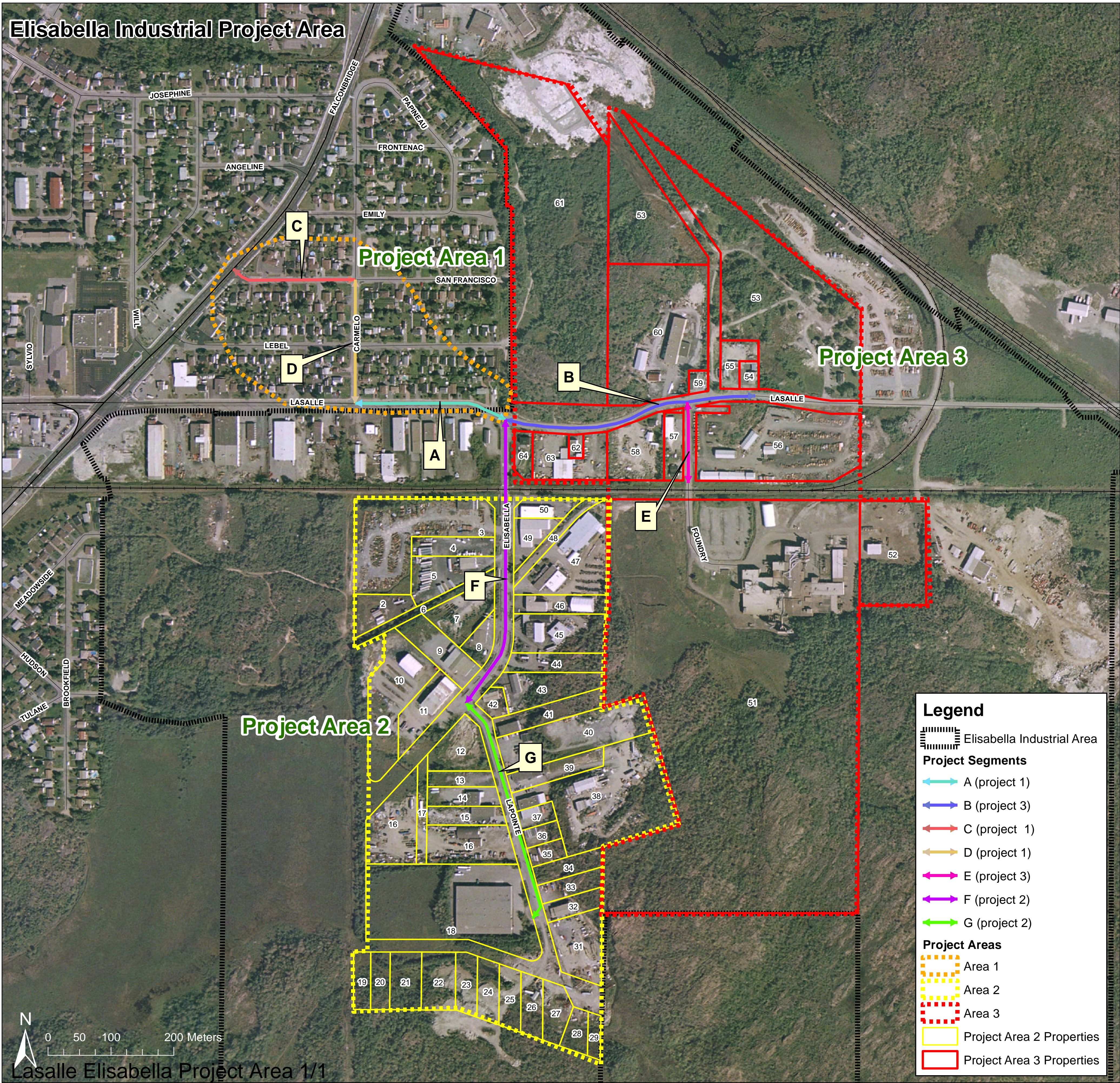
Staff have reviewed feedback from landowners regarding the original 50/50 cost sharing proposal and have developed a second option for Council's consideration. This option lowers the upfront costs for benefitting landowners but transfers some risk to the City as payments are only received when development takes place.

In summary, it is being recommended that:

- Council provide direction as to the City's position on cost-sharing
- Staff be directed to communicate the City's position to the benefitting landowners along with the detailed apportionment costs for each
- Providing that more than two-thirds of the benefitting landowners, representing at least fifty percent of the total project land area, confirm their partnership in the proposed project, the appropriate by law be prepared and presented to Council for approval.

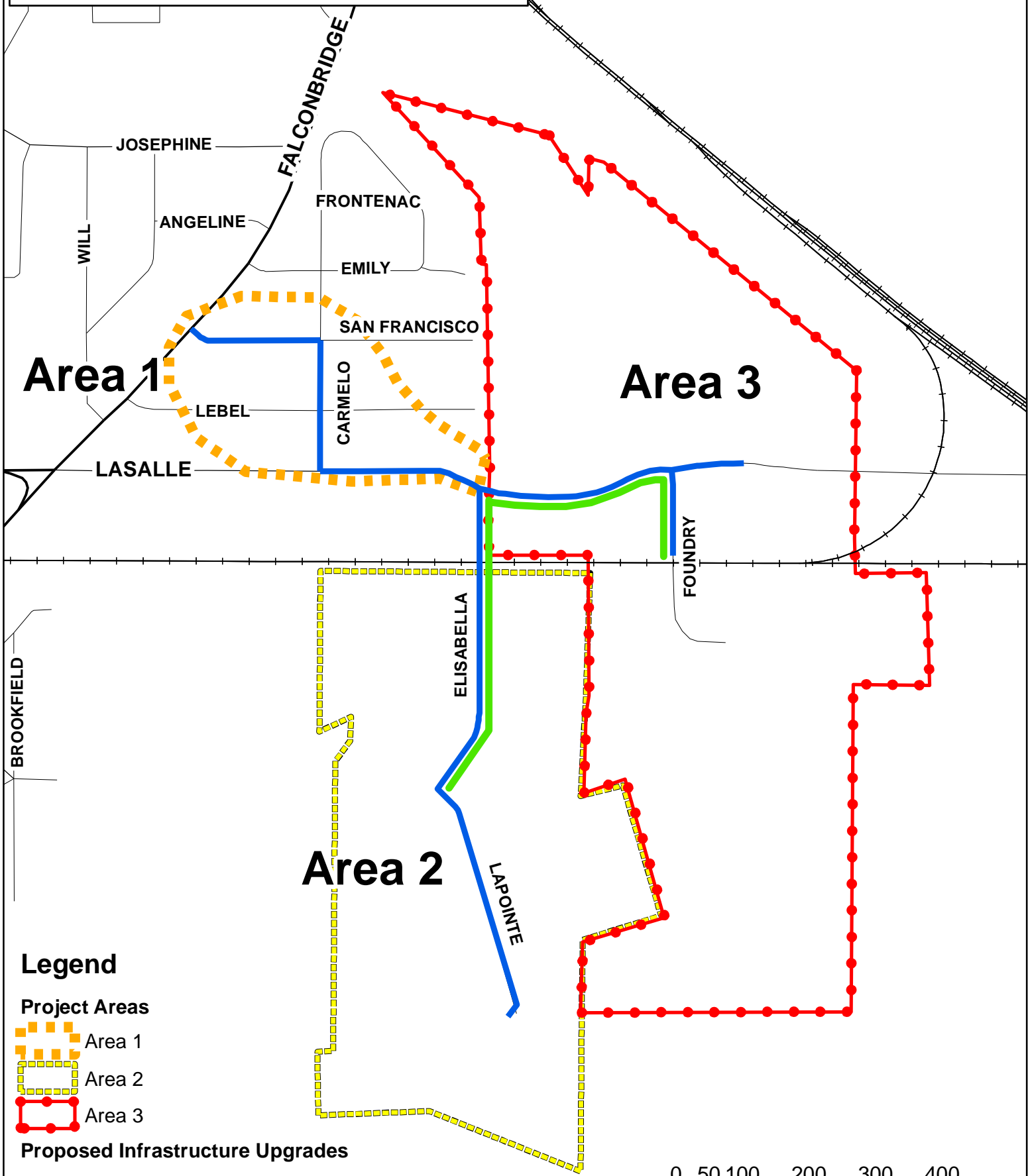


Elisabella Industrial Project Area





# Proposed Infrastructure Upgrades for Lasalle/Elisabella Industrial Area



## Legend

### Project Areas

- Area 1
- Area 2
- Area 3

### Proposed Infrastructure Upgrades

Water

Proposed Sewer

0 50 100 200 300 400  
Metres

## APPENDIX A

### ABSORPTION RATES OF INDUSTRIAL LAND

Absorption rates of industrial lands for the City of Greater Sudbury are difficult to estimate accurately as yearly records have not been kept in a form readily summarized. As well actual historical absorption rates of industrial lands would need to reflect Sudbury's boom bust cycles and the wider economic determinates of the market place. Therefore we have decided to develop a proxy measure which should be relatively reflective of what one might expect in a conservative market environment.

Two measures are provided. The first is based on taking the City's two public sector industrial parks which have both been in place for 40 years. Both parks are now essentially sold out. The Walden Industrial Park has 325 acres of industrial land with a 40 year average annual absorption rate of approximately 8 acres per year. The Valley East Industrial Park consists of 140 acres of industrial land with a 40 year average annual absorption rate of approximately 5 acres per year. Together they total 13 acres per year of serviced industrial land consumed over all business cycles.

If one assumes that private sector parks and land opportunities for the same period at least matched or doubled the public sector absorption rate (13 to 26 acres per year for the same periods) approximately 40 acres of serviced land would be required annually for new or expanded industrial operations.

If one were to examine industrial use building permits taken out for the past 10 years between 2001 to 2011 in two categories - industrial permits and extractive industrial permits - , a second lens on industrial development in Greater Sudbury is provided. Over that ten year period, 2.2 million square feet of new industrial development occurred and 420,000 square feet of new extractive industrial development occurred. Together these amounts account for a 10 year annual average of about 260,000 square feet of new industrial building stock per year.

These absorption rates would represent and anticipated yearly average demand across all business cycles which could be reasonably expected.

On the supply side, our data is somewhat better although still incomplete as assumptions must be made with respect to serviceability and availability. However reasonable estimates indicate the following:

#### 1, Kingway Industrial Lands

(These lands are pre-serviced with municipal water and sewer on the Kingsway and zoned but not yet subdivided in register industrial lots)

M1 Mixed Light Industrial/Service Commercial	166 acres
M2 Light Industrial	110 acres
M3 Heavy Industrial	35 acres

## 2. Fielding Road Industrial Lands

(These lands do not have municipal sewer and water infrastructure at this time and are partially developed. Vacant lands and partially vacant sites are as follows)

M3 Heavy Industrial	148 acres
M5 Extractive Industrial (requires rezoning)	99 acres

## 3. Elisabella/LaSalle

(These lands are serviced with sewer and water but do not have adequate capacities for expansion. The area has many industrial businesses in addition to sites which are vacant and partially developed. The acreage below represents opportunities in this area for additional development.)

M2 Light Industrial Area 2	3 acres
M2 Light Industrial Area 3	6 acres
M3 Heavy Industrial Area 2	15 acres
M3 Heavy Industrial Area 3	18 acres

## 4. Kelly Lake Road

(These vacant lands are serviced with water and sewer along Kelly Lake Road but unserved on Ceasar Road. This area will have improved service capacity to this site once the BioSolids plant is operational.)

M2 Light Industrial	20 acres
M3 Heavy Industrial	94 acres

## 5. Radisson Industrial Park

(These lands are vacant and unserved but are readily serviced as part of the development process.)

M1 Mixed Light Industrial Service Commercial	14 acres
M2 Light Industrial	78 acres

#### 6. Falconbridge Road/Maley Drive

( This area is a mix of developed, partially developed and vacant lands which are both serviced and unserviced. Some the servicing is feasible for the developer and other services would best be upgraded when Maley Drive is upgraded. The vacant land component is outlined below)

M1 Mixed Light Industrial Service Commercial (serviced)	48 acres
M2 Light Industrial (unserviced)	16 acres
M3 Heavy Industrial (unserviced)	176 acres

#### 7. Coniston South

(The majority of this area is vacant and unserviced and would require significant offsite infrastructure improvements to bring services in including looping of the trunk water line on Highway 17 through Coniston)

M1 Mixed Light Industrial Service Commercial (Serviced)	25 acres
M3 Heavy Industrial (Unserviced)	90 acres

#### 8. Kingsway (near the Bypass)

(Area is serviced with water but not sewer)

M2 Light Industrial	55 acres
---------------------	----------

#### 9. Sudbury Airport

(The airport is a public sector entity which is expanding its light industrial opportunities through servicing the SE Quadrant and now servicing and developing the NE Quadrant. These industrial offerings are unique for companies requiring airport access and transportation.)

M2 Light Industrial (NE Quadrant being serviced)	230 acres
M2 Light Industrial (NSW Quadrant unserviced)	210 acres



### Industrial Land Supply Summary

Industrial Land supply can be considered from both a private and public supply perspective. If the first 7 private sector industrial land areas are taken together they result in the following zoned land supply:

M1 Mix Light Industrial Service Commercial	253 acres
M2 Light Industrial	288 acres
M3 Heavy Industrial	576 acres
M5 Extractive Industrial (requires rezoning)	99 acres
Total Private (all classes of industrial land)	1,216 acres

(Note: Other smaller industrially zoned parcels of land also exist which are found in scattered locations throughout the City. These lands are not reflected in the above totals)

The seven private sector industrial parks above with 1,216 acres of land represents a 30.4 year land supply of vacant land for all industrial classes at a 40 acre per year absorption rate. If all the industrial land requirement went to M1 Mixed Light Industrial Service Commercial lands the City currently has a 6.3 year supply of land. If all the industrial land requirement went to the M2 Light Industrial zone the City has a 7.2 year supply of land. If all the industrial land requirement went to the M3 Heavy Industrial areas the City has a 14.4 year land supply. Servicing Elisabella/LaSalle would allow 42 acres of land to be fully developed and represents on its own a 1 year supply.

If the Airports M2 Light Industrial Lands are brought into the mix another 11 years of opportunity is available.

However, as indicated in previous reports, less than twenty percent of this total is shovel ready for industrial development. Shovel ready sites would allow perspective purchasers the opportunity to immediately obtain a registered serviced lot and a building permit.

## Request for Decision

### Market Square Renewal Advisory Panel Report

Presented To: City Council

Presented: Tuesday, May 29, 2012

Report Date Thursday, May 17, 2012

Type: Presentations

#### Recommendation

THAT the City of Greater Sudbury:

1. Receive the report dated May 29, 2012 from the Market Square Renewal Advisory Panel; and,
2. Direct staff to develop an implementation plan including a financial plan for both development and operations of the Market Square.

#### Finance Implications

The City has \$3.3M set aside for the Market Square. Staff will be attempting to secure additional funding from senior levels of government to provide for the entire project.

#### **Note:**

The Market Square Renewal Advisory Panel's Report is provided under separate cover.

#### Signed By

##### **Report Prepared By**

Jason Ferrigan  
Senior Planner  
*Digitally Signed May 17, 12*

##### **Division Review**

Ian Wood  
Director of Economic Development  
*Digitally Signed May 17, 12*

##### **Recommended by the Department**

Bill Lautenbach  
General Manager of Growth and  
Development  
*Digitally Signed May 18, 12*

##### **Recommended by the C.A.O.**

Doug Nadorozny  
Chief Administrative Officer  
*Digitally Signed May 18, 12*

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### City Council Minutes of May 15, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the City Council Minutes of May 15, 2012.

Signed By

No signatures or approvals were recorded for this report.

## MEETING OF THE COUNCIL OF THE CITY OF GREATER SUDBURY

Committee Room C-11  
Tom Davies Square

Tuesday, May 15, 2012  
Commencement: 4:00 p.m.

### DEPUTY MAYOR RON DUPUIS, IN THE CHAIR

Present

Councillors Cimino (A4:37pm); Barbeau; Berthiaume; Dutrisac; Rivest; Kilgour; Belli; Craig; Caldarelli (A4:07pm); Kett; Landry-Altmann; Mayor Matichuk

City Officials

Doug Nadorozny, Chief Administrative Officer; Kevin Fowke, Director of Human Resources & Organizational Development; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk;

Declarations of  
Pecuniary Interest

None declared.

Closed Session

CC2012-150 Landry-Altmann/Kett: THAT the City of Greater Sudbury Council move to Closed Session to deal with one Personal Matter regarding Identifiable Individuals in accordance with the *Municipal Act, 2001*, s.239(2).

**CARRIED**

Recess

At 5:48 p.m., Council recessed.

Reconvene

At 6:11 p.m., Council commenced the regular meeting in the Council Chamber.

Chair

### HER WORSHIP MAYOR MARIANNE MATICHUK, IN THE CHAIR

Present

Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Dupuis; Rivest; Kilgour; Belli; Craig; Caldarelli; Kett; Landry-Altmann

City Officials

Doug Nadorozny, Chief Administrative Officer; Greg Clausen, General Manager of Infrastructure Services; Catherine Matheson, General Manager of Community Development; Bill Lautenbach, General Manager of Growth & Development; Tim Beadman, Chief of Emergency Services; Frank Elsner, Chief of Police; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Agnes Beck, Acting Chief Financial Officer/Treasurer; Carolyn Dawe, Acting City Solicitor; Franca Bortolussi, Council Secretary

Declarations of  
Pecuniary Interest

None declared.

City Council      2012-05-15

(1)

Point of Personal  
Privilege

Councillor Kett thanked Councillor Kilgour for his work in bringing the Cliffs Natural Resources ferrochrome smelter project to the Greater Sudbury area. Councillor Kilgour, in turn, thanked all the City employees involved in this project.

**COMMUNITY DELEGATIONS**

Item 1  
Learning City Initiative

Vicki Jacobs, Chair, Learning City Initiatives, made an electronic presentation entitled '*Greater Sudbury – A Learning City*'. She compared the current situation in Greater Sudbury and the Province, listed the partners, explained the plan and asked for Council's support for this initiative.

Rules of Procedure

By show of hands, the Committee agreed to alter the order of the Agenda and deal with Item R-2 (Motion re Learning City) at this time.

**MOTIONS**

Learning City

The following motion was presented by Mayor Matichuk:

CC2012-151 Matichuk/Barbeau: WHEREAS Greater Sudbury has developed into the most diverse city in Northern Ontario. Its unique geology and powerful geography have helped sculpt its economy, culture and history. Greater Sudbury is continuing to diversify from a resource-based economy to a creative, knowledge-based one;

AND WHEREAS Greater Sudbury is the education capital of Northern Ontario with a rich and varied set of education and learning options from a world-class medical school and post-secondary institutions to high quality early learning and schools offering French, English and Aboriginal programs to private colleges to alternative schools to literacy programs to innovative learning environments such as Science North to cooking classes;

AND WHEREAS it is recognized that optimal social and financial well-being occurs under conditions that favour lifelong learning for all and that communities must foster and support a culture of continuous learning in order to create and attract new jobs as well as prepare the workforce to fill the increasing number of knowledge-based occupations;

AND WHEREAS achieving the objective of mobilizing the community to increase the levels of completion and achievement in each stage of lifelong learning will improve Sudbury's ability to compete in both the resource-based and knowledge-based economies and will enhance the development of Greater Sudbury's very strong education sector;

## **MOTIONS (cont'd)**

### **Learning City**

AND WHEREAS in 2010, the Community Adjustment Committee, sanctioned by City Council, determined that Greater Sudbury should become a Learning City celebrating education at all levels, promoting lifelong learning and encouraging continuous improvement of our minds and skills;

AND WHEREAS the Greater Sudbury Learning City Initiative will encourage the building of partnerships and foster the sharing of resources and expertise aimed at ensuring that all citizens of Greater Sudbury can participate in lifelong learning,

THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury do hereby endorse the City of Greater Sudbury as a Learning City.

**CARRIED**

### **Item 2 Greater Sudbury Police Services Board**

Deputy Mayor Ron Dupuis, Chair, Greater Sudbury Police Service introduced Police Chief Frank Elsner, Greater Sudbury Police Service.

Police Chief Frank Elsner made an electronic presentation for the information of Council entitled '*Renovation Project Overview – Greater Sudbury Police Service*'. He provided historical information, the current situation and details of the proposed renovations of the police building.

## **PRESENTATIONS**

### **Item 3 Transit & Fleet Organizational/ Operational Review**

Report dated April 30, 2012 was received from the General Manager of Infrastructure Services regarding Transit & Fleet Organizational/Operational Review.

Roger Sauvé, Director of Transit & Fleet Services introduced Chris Prentice, Senior Associate, IBI Group.

Chris Prentice made an electronic presentation outlining the Transit & Fleet Organization/Operations Review including key findings, key conclusions and recommendations.

The following motion was presented:

CC2012-152 Belli/Berthiaume: THAT the City of Greater Sudbury receive the report prepared by IBI Group titled "Transit and Fleet Organizational/Operational Review", dated May 2012, which was received by the Operations Committee on May 14th, 2012;

## **PRESENTATIONS (cont'd)**

Item 3  
Transit & Fleet  
Organizational/  
Operational Review  
(cont'd)

AND THAT staff be directed to report back to Council as appropriate with recommendations for implementation.

**CARRIED**

## **MATTERS ARISING FROM THE CLOSED SESSION**

Rise and Report

Deputy Mayor Dupuis, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one Personal Matter regarding Identifiable Individuals in accordance with the *Municipal Act, 2001*, s.239(2) and that no resolutions emanated therefrom.

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING**

Approval of  
Planning Committee  
Recommendations

Councillor Kilgour, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee Meeting of April 30, 2012.

Planning Committee Recommendations PL2012-84 to PL2012-86 inclusive were pulled and dealt with separately.

The following motion was presented:

CC2012-153 Barbeau/Dutrisac: THAT the City of Greater Sudbury approve Planning Committee Recommendations PL2012-73 to PL2012-78 inclusive and PL2012-80 to PL2012-83 inclusive from the meeting of April 30, 2012.

**CARRIED**

The following are the Planning Committee recommendations:

Sale of Vacant Land –  
Ronald Avenue,  
Sudbury

PL2012-73 Belli/Craig: THAT Council of the City of Greater Sudbury authorize the sale of vacant land on Ronald Avenue, Sudbury, legally described as: Firstly: part of PIN 73587-0344(LT), Lots 189 to 192, Plan M-133 and Parts 16 to 18 and part of Part 19 on Plan 53R-13123; and Secondly: PIN 73587-0399(LT), part of Lane on Plan M-133, Township of Neelon;

THAT by-laws be passed authorizing the execution of the documents required to complete the real estate transactions;

AND THAT the net proceeds of the sales be credited to the Land Acquisition Reserve Fund.

**CARRIED**

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Acquisition and Sale of  
Land – Walford Road,  
Sudbury

PL2012-74 Craig/Belli: THAT Council of the City of Greater Sudbury authorize the acquisition of 56 Walford Road, Sudbury, legally described as PIN 73590-0541(LT), PIN 73590-0542(LT), and PIN 73590-0581(LT), being part of Lot 6, Concession 2, Township of McKim;

THAT 56 Walford Road, Sudbury, be declared surplus to the City's needs;

THAT Council dispense with the procedures governing the sale of full marketability surplus land as outlined in Property by-law 2008-174;

THAT Council authorize the sale of 56 Walford Road, Sudbury;

AND THAT a by-law be passed authorizing the execution of the documents required to complete the real estate transactions.

**CARRIED**

Michael & Natalie Pilon  
and Gerald & Kathern  
Pilon  
3045 & 3055 Pilon  
Street, Chelmsford

PL2012-75 Dutrisac/Rivest: THAT the City of Greater Sudbury approve the application by Michael & Natalie Pilon and Gerald & Kathern Pilon to amend the Zoning By-law 2010-100Z by changing the zoning classification from "RU", Rural to "R1-5", Low Density Residential One on those lands described as PINs 73347-0609 & 73347-0697, Parcels 26798 & 29595 S.W.S., Parts 2 & 3, Plan 53R-8497 and Part 1, Plan 53R-12758 in Lot 11, Concession 2, Township of Rayside, subject to the following condition:

- a. That the application to subdivide the subject lands be permitted to proceed by way of the consent process.

**CARRIED**

Jean Guy & Jocelyn  
Lessard  
Lumsden Road,  
Chelmsford

PL2012-76 Rivest/Dutrisac: THAT the City of Greater Sudbury approve the application by Jean Guy & Jocelyn Lessard to amend By-law 2010-100Z being the Zoning By-law for the City of Greater Sudbury to change the zoning classification from "RU", Rural to "RU(S)", Rural Special in order to permit construction of a seasonal dwelling on a portion of those lands described as PIN 73343-0136, Parcel 7758 S.W.S., Lot 3, Concession 1, Township of Morgan, subject to the following conditions:

- 1) That prior to the enactment of the amending by-law the owner/applicant shall submit an application for a building permit to the satisfaction of the Chief Building Official;



## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Jean Guy & Jocelyn  
Lessard  
Lumsden Road,  
Chelmsford (cont'd)

- 2) That the amending by-law include a provision which permits one seasonal dwelling on those portions of the subject lands that are to the north of the roadway portion known as Lumsden Road.

**CARRIED**

2270611 Ontario Ltd.  
Spruce Street & 41-49  
Regent Street,  
Sudbury

PL2012-77 Belli/Rivest: THAT the City of Greater Sudbury approve the application by 2270611 Ontario Limited to amend By-law 2010-100Z being the City of Greater Sudbury Zoning By-law by changing the zoning classification of lands described as PIN 73586-0339, Lots 15 & 16, Plan 8S, Lot 7, Concession 3, Township of McKim from "R2-3", Low Density Residential Two to "R2-3(S)", Low Density Residential Two Special, subject to the following conditions:

1. That prior to the enactment of the amending by-law the owner/applicant submit an application for a building permit to the satisfaction of the Chief Building Official;
2. That the amending zoning by-law include the following site-specific provisions:
  - a. The number of required parking spaces shall be seven parking spaces which shall include five in the rear yard to be accessed by the lane and one to be located inside the detached garage, and one partly in the required front yard adjacent to Spruce Street;
  - b. That the maximum number of dwelling units on Lots 15 and 16 be limited to five dwelling units within the existing multiple dwelling and one dwelling unit within the detached garage provided that the Chief Building Official determines that both of the proposed dwelling units comply with Ontario Building Code requirements.
  - c. That a minimum of 50% of the front and corner side yards of Lot 16, Plan 8S be landscaped open space and a minimum 0% of the front yard of Lot 17, Plan 8S be landscaped open space.
3. That prior to the issuance of a building permit for the two additional dwelling units, the owner shall enter into a site plan agreement with the City, which amongst other matters shall address the following requirements:

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

2270611 Ontario Ltd.  
Spruce Street & 41-49  
Regent Street,  
Sudbury (cont'd)

- a. The consolidation of Lots 15 and 16, Plan 8S;
- b. The owner agreeing to transfer a 3m wide strip of property along the Regent Street frontage upon demand, if required for future road improvements.
- c. Landscaping of the corner side yard adjacent to Regent Street including parking spaces 8 and 9 on the applicant's sketch and the sight triangle at Regent and Spruce Streets and the front yard between the building and Spruce Street.

**CARRIED**

1085904 Ontario Ltd.  
1605 Weller Street,  
Sudbury

2012-78 Rivest/Dutrisac: THAT the City of Greater Sudbury deny the application by 1085904 Ontario Ltd. to amend the Zoning By-law 2010-100Z to change the zoning classification from "R2-2", Low Density Residential Two to "R2-2 Special", Low Density Residential Two Special in order to permit a third dwelling unit within the existing duplex dwelling on those lands described as PIN 73579-0177, Parcel 11761 S.E.S., Lot 1, Concession 3, Township of McKim.

**CARRIED**

Extend draft Plan of  
Subdivision Approval  
1840388 Ontario Inc.  
St. Michel Street,  
Hanmer

PL2012-80 Craig/Rivest: THAT the City of Greater Sudbury, upon payment of the processing fee of \$1,500.00 prior to the May 29, 2012 lapsing date, the conditions of draft approval of plan of subdivision for PINs 73508-1251 (LT), 73508-1231 (LT) and part of PIN 73508-1217 (LT), Part of Parcel 1230 S.E.S., in Lot 11, Concession 3, Township of Capreol, City of Greater Sudbury, File 780-7/07001, be amended as follows:

- a. That Condition #1 be deleted and replaced with the following:
  1. That this draft approval applies to the draft plan of subdivision of PIN 73508-1251 (LT), 73508-1231 (LT) and Part of PIN 73508-1217 (LT), Part of Parcel 1230 S.E.S., in Lot 11, Concession 3, Township of Capreol as shown on a plan of subdivision prepared by James E. Kirkwood, O.L.S., and dated March 20, 2007, as amended by a plan prepared by J.L. Richards & Associates Limited and dated March 2, 2012.
- b. That Condition #11 be deleted and replaced with the following:
  11. That this draft approval shall lapse on May 29, 2015.
- c. That Condition #15 be deleted and replaced with the following:

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Extend draft Plan of  
Subdivision Approval  
1840388 Ontario Inc.  
St. Michel Street,  
Hanmer (cont'd)

15. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.

d. That Condition #28 be modified to include Canada Post and EastLink as follows:

28. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, EastLink and Canada Post. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.

**CARRIED**

Extend draft Plan of  
Subdivision Approval  
William & Audrey  
Lamond  
Arlington Drive,  
Dowling

PL2012-81 Craig/Belli: THAT the City of Greater Sudbury amend the conditions of draft approval of plan of subdivision for Part of PIN 73352-0811, Part of Parcel 29540 S.W.S., in Lot 2, Concession 4, Township of Dowling, City of Greater Sudbury, File 780-4/08010, as follows:

a. That Condition #10 be deleted and replaced with the following:

10. That this draft approval shall lapse on June 5, 2015.

b. That Condition #13 be deleted and replaced with the following:

13. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.

**CARRIED**

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Extend draft Plan of  
Subdivision Approval  
Dalron Construction  
Limited  
Fiddler's Green  
Subdivision, Algonquin  
Road, Sudbury

PL2012-82 Belli/Craig: THAT the City of Greater Sudbury, upon the payment of the processing fee of \$375.00 prior to August 28, 2012 lapsing date, amend the conditions of draft approval of plan of subdivision on Part of the Remainder of Parcel 2877 S.E.S., being Part 1, Plan 53R-14514, Lot 4, Concession 5, Township of Broder, Sudbury File 780-6/03003, as follows:

- a) By deleting in Conditions #17 and #24 the reference to the Economic Development and Planning Services Department and General Manager of Public Works and replacing it with the Planning Services Section and the Manager of Infrastructure Services.
- b) By deleting Condition #18.
- c) By deleting Condition #20 and replacing it with the following:

“20. That this draft approval shall lapse on May 28, 2013.”
- d) By deleting Condition #21 and replacing it with the following:

“21.The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.”
- e) By deleting in Condition #23 the reference to the Economic Development and Planning Services Department and replacing it with the Planning Services Section.
- f) That condition #28 be modified to include Canada Post and EastLink as follows:

“28.The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, union Gas, EastLink and Canada Post. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.”

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Extend draft Plan of  
Subdivision Approval  
Dalron Construction  
Limited  
Fiddler's Green  
Subdivision, Algonquin  
Road, Sudbury

g) By adding Condition #29:

"29. The developer will be required to provide a geotechnical report on how the work related to blasting shall be undertaken safely to protect adjoining structures and other infrastructure.

- a. The geotechnical report shall be undertaken by a blasting consultant defined as a professional engineer licensed in the Province of Ontario with a minimum of five (5) years experience related to blasting.
- b. The blasting consultant shall be retained by the developer and shall be independent of the contractor and any subcontractor doing blasting work. The blasting consultant shall be required to complete specified monitoring recommended in his report of vibration levels and provide a report detailing those recorded vibration levels. Copies of the recorded ground vibration documents shall be provided to the contractor and contract administration weekly or upon request for this specific project.
- c. The geotechnical report will provide recommendations and specifications on the following activity as a minimum but not limited to:
  - Pre-blast survey of surface structures and infrastructure within affected area;
  - Trial blast activities;
  - Procedures during blasting;
  - Procedures for addressing blasting damage complaints;
  - Blast notification mechanism to adjoining residences; and,
  - Structural stability of exposed rock faces.
- d. The above report shall be submitted for review to the satisfaction of the Chief Building Official prior to the commencement of any removal of rock by blasting.
- e. Should the developer's schedule require to commence blasting and rock removal prior to the site plan agreement having been signed, a site alteration permit shall be required under the City of Greater Sudbury's By-law #2009-170 and shall require a similar geotechnical report as a minimum prior to its issuance.

**CARRIED**

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Close and Declare  
Surplus – Various  
Unopened Road  
Allowances North of  
Fairbank Lake Road,  
Denison Township

PL2012-83 Craig/Rivest: THAT the City of Greater Sudbury close by by-law, declare surplus to the City's needs and offer for sale to the abutting property owner various unopened lanes and roads north of Fairbank Lake Road, Denison Township, legally described as: part of PIN 73382-0442 (part of Gaylord Street), PIN 73382-0204 (all of Victoria Ave), part of PIN 73382-0443 (part of Ogima Street), part of PIN 73382-0441 (part of Chere Street), PIN 73382-0444 (lane west of Ogima Street) and PIN 73382-0479 (lane east of Ogima Street), pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-Law 2008-174, all in accordance with the report from the General Manager of Growth and Development dated April 16, 2012.

**CARRIED**

Sunrise Ridge  
Subdivision Extension

Councillor Landry-Altmann requested that Planning Committee Recommendations PL2012-84 to PL2012-86 inclusive be pulled and dealt with separately

Change of Chair

At 8:10 p.m., Her Worship Mayor Marianne Matichuk vacated the chair.

### **DEPUTY MAYOR RON DUPUIS, IN THE CHAIR**

Change of Chair

At 8:12 p.m., Deputy Mayor Ron Dupuis vacated the chair.

### **HER WORSHIP MAYOR MARIANNE MATICHUK, IN THE CHAIR**

Motion for Referral

Councillor Landry-Altmann requested that this matter be referred to the Finance and Administration Committee to deal with the cost of the overflow channel.

**DEFEATED**

The following motions were presented:

CC2012-154 & PL2012-84 Craig/Belli: THAT the City of Greater Sudbury approve the amendment, upon payment of Council's processing fee of \$2,500.00, the conditions of draft approval for the draft plan of subdivision on those lands known as PIN 02132-1293, Part 53, Plan 53R-18965, Lot 4, Concession 4, Township of McKim, File #780-6/04007 as follows:

a) By deleting Condition #10 and replacing it with the following:

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Sunrise Ridge  
Subdivision Extension  
(cont'd)

"10.The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced."

b) By replacing the words "General Manager of Public Works" with "General Manager of Infrastructure Services" in Conditions #12, 18, 19, 22, 23, 26, 27, 28, and 32.

c) By replacing the words "General Manager of Public Works" with "General Manager of Infrastructure Services" and the words "Public Works Department" with "Infrastructure Services Department" in Conditions #13, 14, 15, 16 and 24.

d) By deleting Condition #30 and replacing it with the following:

"30.That this draft approval shall lapse on March 26, 2015."

e) By adding Condition #34 as follows:

"34.The owner shall transfer title on an 11 metre wide block immediately to the north of Lot 9, Plan 53M-1374, extending from North Field Crescent to the storm water management pond block, to the City for drainage purposes and the owner shall engineer and construct an overflow channel from Northfield Crescent to the storm water pond to the satisfaction of the General Manager of Infrastructure Services on the said block."

f) By adding Condition #35 as follows:

"35.The owner shall provide the City with a 50 percent contribution towards the costs on the future construction of a flood barrier wall at the storm water pond site in Block 39, Plan 53M-1342 to the satisfaction of the General Manager of Infrastructure Services."

g) By adding Condition #36 as follows:

## **MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING (cont'd)**

Sunrise Ridge  
Subdivision Extension  
(cont'd)

“36.That prior to the registration of any phase of the plan after the registration of Plan 53M-1374, the City of Greater Sudbury shall be satisfied with the design and construction of the storm water management pond in Block 39, Plan 53M-1342, and shall have assumed the storm water management pond located in Block 39, Plan 53M-1342, all to the satisfaction of the General Manager of Infrastructure Services.”

h) By adding Condition #37 as follows:

“37.That the owner agree to construct and or financially contribute 100 percent of the construction of an overflow channel from the existing storm water management pond on Block 39, Plan M-1374, to the northerly limit of Block 39, and to decommission the outlet on the westerly side of the storm water management pond, all to the satisfaction of the General Manager of Infrastructure Services.

i) By adding Condition # 38 as follows:

“38.That prior to the registration of more than eleven lots after April 30, 2012, the owner shall have prepared a report assessing the feasibility of redirecting storm water flows from the remaining unregistered portion of the draft plan to the north or east, such that they no longer drain to the storm water management pond on Block 39, Plan 53M-1342, and said report shall be to the satisfaction of the General Manager of Infrastructure Services.

**CARRIED**

CC2012-155 & PL2012-85 Craig/Belli: THAT Council of the City of Greater Sudbury instruct staff investigate whether there are any services in lieu to which the City's Development Charge By-law relates where a credit would apply to the conditions of draft approval as amended on subdivision file 780-6/04007, in accordance with the Development Charges Act.

**CARRIED**

CC2012-156 & PL2012-86 Craig/Belli: THAT staff shall report to the Planning Committee, following their review of the report addressing the feasibility of redirecting storm water flows to the north or east, from the Sunrise Ridge Subdivision.

**CARRIED**



## **MATTERS ARISING FROM THE COMMUNITY SERVICES COMMITTEE MEETING**

### **Approval of Community Services Committee Recommendations**

Councillor Caldarelli, as Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee Meeting of April 30, 2012.

The following motion was presented:

CC2012-157 Berthiaume/Landry-Altmann: THAT the City of Greater Sudbury approve Community Services Committee Recommendations CS2012-18 to CS2012-23 inclusive from the meeting of April 30, 2012.

**CARRIED**

The following are the Community Services Committee recommendations:

### **Archives and Museums Strategic Plans**

CS2012-18 Kett/Cimino: WHEREAS the Community Development Department has developed Strategic Plans for each of its operating divisions for 2011 – 2015;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury receive the Strategic Plans for the Archives Section and Museums Section of the Citizen Services Division for the period of 2011 - 2015.

**CARRIED**

### **Affordable Housing Update**

CS2012-19 Cimino/Kett: THAT the City of Greater Sudbury receive the report dated April 12, 2012 from the General Manager of Community Development regarding Affordable Housing Update for information only.

**CARRIED**

### **Red Cross Disaster Relief Fund**

CS2012-20 Kett/Cimino: THAT the City of Greater Sudbury authorize an annual grant to the Canadian Red Cross in each of the years 2013 – 2017, of up to \$20,000 per year, to be advanced on a reimbursement basis for authorized costs incurred in the delivery of the Red Cross Personal Disaster Assistance Program;

AND THAT the appropriate by-law be passed;

AND THAT that the Chief of Emergency Services be authorized to sign a funding agreement with the Canadian Red Cross on behalf of the City of Greater Sudbury for the Personal Disaster Assistance Program.

**CARRIED**

**MATTERS ARISING FROM THE COMMUNITY SERVICES COMMITTEE MEETING (cont'd)**

Child Care Subsidies  
at City Day Camps

CS2012-21 Kett/Cimino: WHEREAS several of the summer camp programs offered by the City of Greater Sudbury meet the guidelines to be included in the City of Greater Sudbury's Child Care Subsidy program;

AND WHEREAS the Children Services Section and Leisure Services Division have strategic goals to enhance collaboration between City programs and to reduce barriers to participation for citizens;

AND WHEREAS there is capacity in the Child Care Subsidy Program to fund additional subsidized spaces;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury offer Child Care Subsidies to eligible children for Camp Sudaca, Camp Wassakwa and Sensational Summer Programs.

**CARRIED**

Off Leash Dog Park  
Draft By-law

Report dated April 12, 2012 was received from the General Manager of Community Development regarding Off Leash Dog Park Draft By-law.

The following recommendation was presented:

CS2012-22 Kett/Cimino: WHEREAS the City of Greater Sudbury will open the first off-leash dog park in August, 2012;

AND WHEREAS amendments are necessary to the existing City of Greater Sudbury Animal Control By-law 2002-285 to permit dogs to be off-leash in the off-leash dog park;

THEREFORE BE IT RESOLVED THAT Council for the City of Greater Sudbury direct staff to prepare a draft by-law to regulate the operation of the off-leash dog park;

AND THAT such by-law include rules, regulations and hours of operation;

AND THAT the draft by-law be presented to the Community Services Committee in June 2012 for approval.

**CARRIED**

## **CONSENT AGENDA**

The following motion was presented:

CC2012-158 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury adopt Consent Agenda Items C-1 to C-3 inclusive, receive Item C-4 and approve Item C-5.

**CARRIED**

The following are the Consent Agenda Items:

## **MINUTES**

Item C-1  
City Council  
May 1, 2012

CC2012-159 Landry-Altmann/Barbeau: THAT the City of Greater Sudbury adopt the City Council Minutes of May 1, 2012.

**CARRIED**

Item C-2  
Planning Committee  
April 30, 2012

Amended page 15 of the Planning Committee Minutes of April 30, 2012 was distributed to Council Members at the meeting.

CC2012-160 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury adopt the Planning Committee Minutes of April 30, 2012.

**CARRIED**

Item C-3  
Community Services  
Committee  
April 30, 2012

CC2012-161 Kilgour/Kett: THAT the City of Greater Sudbury adopt the Community Services Committee Minutes of April 30, 2012.

**CARRIED**

Item C-4  
Pioneer Manor  
February 15, 2012

CC2012-162 Kett/Kilgour: THAT the City of Greater Sudbury receive Pioneer Manor Committee of Management Minutes of February 15, 2012.

**CARRIED**

## **TENDERS AND REQUESTS FOR PROPOSALS**

Item C-5  
Procurement of Supplies  
through Cooperative  
Purchasing

Report dated May 2, 2012 was received from the General Manager of Community Development regarding Procurement of Supplies through Cooperative Purchasing.

CC2012-163 Kilgour/Kett: THAT Medbuy Corporation be utilized by the City of Greater Sudbury for the purposes of procuring medical supplies, personal care items and incontinence products;

AND THAT the General Manager of Community Development be authorized to execute an Agreement on behalf of the City of Greater Sudbury with Medbuy Corporation for the provision of the

## **TENDERS AND REQUESTS FOR PROPOSALS (cont'd)**

Item C-5  
Procurement of Supplies  
through Cooperative  
Purchasing (cont'd)

above mentioned supplies for an initial term of one year that shall thereafter renew, on an annual basis for one year terms, unless terminated by either party.

**CARRIED**

## **REGULAR AGENDA**

### **MANAGERS' REPORTS**

Item R-1  
Procedures Associated  
to the Building, Property  
and Park Naming  
By-law 2003-126

Report dated May 2, 2012 was received from the General Manager of Community Development regarding Procedures Associated to the Building, Property and Park Naming By-law 2003-126.

Proceed Past  
9:00 p.m.

CC2012-164 Berthiaume/Belli: THAT we proceed past the hour of 9:00 p.m.

**CARRIED**

Motion for Referral

Councillor Cimino requested this matter be referred for a report providing additional information including a copy of the current by-law.

**CARRIED**

## **BY-LAWS**

### **THE FOLLOWING BY-LAWS WERE READ AND PASSED:**

Read & Passed

The following motion was presented:

CC2012-165 Kilgour/Kett: THAT the City of Greater Sudbury read and pass By-law 2012-93 to and including By-law 2012-106Z.

**CARRIED**

The following are the By-laws:

2012-93

A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF MAY 15, 2012

2012-94

A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE FLOUR MILL IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL TAXES TO PROVIDE FOR THE PURPOSES OF

## **BY-LAWS (cont'd)**

2012-94 (cont'd)

### **THE BOARD OF MANAGEMENT OF THE FLOUR MILL IMPROVEMENT AREA FOR THE YEAR 2012**

(This By-law implements the levy necessary to support the approved Business Improvement Area's budget.)

(This report refers to By-laws 2012-94 and 2012-95.)

Report dated May 2, 2012 was received from the Chief Financial Officer / Treasurer regarding 2012 Tax Rates - Business Improvement Areas.

2012-95

### **A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE CENTRAL BUSINESS DISTRICT IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL TAXES TO PROVIDE FOR THE PURPOSES OF THE DOWNTOWN SUDBURY BOARD OF MANAGEMENT FOR THE YEAR 2012**

(This By-law implements the levy necessary to support the approved Business Improvement Area's budget.)

2012-96

### **A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION OR REFUND OF REALTY TAXES**

(This By-law provides for tax adjustments under Sections 357 and 358 of the Municipal Act, 2001 for properties eligible for cancellation, reduction or refund of realty taxes.)

Report dated April 26, 2012 was received from the Chief Financial Officer/Treasurer regarding Tax Adjustments under Section 357 and 358 of the Municipal Act.

2012-97

### **A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-235 BEING THE PROCEDURE BY-LAW OF THE CITY OF GREATER SUDBURY**

(As requested by the Finance and Administration Committee, this by-law proposes a change in the Procedure By-Law to allow Finance and Administration Committee meetings to start earlier, when Audit Committee meetings finish early.)

Report dated April 26, 2012 was received from the Executive Director, Administrative Services/City Clerk regarding Procedure By-Law Amendment regarding Finance and Administration Committee Meeting Times.

**City Council**

**2012-05-15**

**(18)**

## **BY-LAWS (cont'd)**

- 2012-98                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE TRAFFIC AND PARKING BY-LAW 2010-1
- (This updates the list of Municipal Law Enforcement Officers to enforce the Traffic and Parking By-law.)
- 2012-99                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2007-250 A BY-LAW TO REGULATE THE ERECTION OF SIGNS AND ADVERTISING DEVICES
- Planning Committee Recommendation #PL2012-51
- (The sign by-law is amended to reflect changes to the portable sign provisions authorized by the Planning Committee.)
- 2012-100                    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2011-25F BEING A BY-LAW TO ESTABLISH MISCELLANEOUS USER FEES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-51
- (This by-law amends the fee for portable sign permits.)
- 2012-101                    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND THE QUEEN'S UNIVERSITY WITH RESPECT TO CLINICAL PLACEMENTS WITH NORTH EAST SPECIALIZED GERIATRIC SERVICES
- (This report requests a by-law allowing signing authority to the General Manager of Community Development to enter in to a student agreement with Queen's University.)
- Report dated May 2, 2012 was received from the General Manager of Community Development regarding By-Law Request - Queen's University Student Agreement.
- 2012-102P                   A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT PLANAMENDMENT NO. 31 TO THE OFFICIAL PLAN FOR THE CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-62

## **BY-LAWS (cont'd)**

- 2012-102P (cont'd) (The proposed amendment is a site specific application to amend the City of Greater Sudbury Official Plan and affects 1542 and 1557 Regent Street, from Living Area I to Mixed Use Commercial - Toffoli & Son Limited.)
- 2012-103Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-63
- (This by-law rezones the subject property to "C3(23)", Limited General Commercial Special in order to permit offices and related accessory uses, concurrent with Official Plan Amendment #31 to redesignate the subject property to Mixed Use Commercial - Toffoli & Son Limited, 1545 & 1557 Regent Street, Sudbury.)
- 2012-104Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-75
- (This by-law rezones the subject property to "R1-5", Low Density Residential One in order to create three (3) lots for single residential use by way of the consent process - Michael & Natalie Pilon and Gerald & Kathern Pilon, 3045 & 3055 Pilon Street, Chelmsford.)
- 2012-105Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY
- Planning Committee Recommendation #2011-239
- (This by-law rezones the subject property to "C2(93)", General Commercial Special in order to permit a personal service shop (day spa) and one (1) dwelling unit - Taryn E. Gadde, 1303 Regent Street, Sudbury.)
- 2012-106Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY
- Planning Committee Recommendation #PL2012-50
- (This by-law rezones the subject property to "RU(67)", Rural Special in order to permit the severance of the subject lands into two lots with each having a minimum lot frontage of 60 metres onto a public road. The

## **BY-LAWS**

2012-106Z

amending by-law also recognizes the location of an existing accessory building that would remain on the proposed retained lands without a main building - Rene Lapierre, 1385 Radar Road, Hanmer.)

## **MOTIONS**

Item R-2  
Learning City

**See pages 2 & 3.**

Item R-3  
Modernizing Lottery and  
Gaming in Ontario

The following motion was presented by Mayor Matichuk:

Matichuk/Berthiaume: WHEREAS the Provincial Government will sever the agreement between Ontario Lottery and Gaming (OLG) and racetracks as of March 31, 2013;

AND WHEREAS the 5% revenue received by the host community must be preserved, or enhanced as it contributes to the community's general revenue fund, helping to reduce taxes and provide essential community services;

AND WHEREAS the implementation of the OLG Report Modernizing Lottery and Gaming in Ontario will impact municipalities and the future of gaming;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury will continue to support gaming and will continue to be a willing host for gaming as it evolves;

AND BE IT FURTHER BE RESOLVED THAT a copy of this resolution be sent to the Honourable Dalton McGuinty, Premier of Ontario; the Honourable Dwight Duncan, Minister of Finance; the Honourable Rick Bartolucci, MPP Sudbury; France Gèlinas, MPP Nickel Belt; and Rod Phillips, President and Chief Executive Officer, OLG.

### **Friendly Amendments**

With the consent of the Mover, the following friendly amendments were made:

1. change the word 'will' in the first paragraph to 'intends to';
2. add the words 'as approved by Council' after the words 'to support gaming' in the second last paragraph.

### **Main Motion** (as amended)

The main motion as amended was then presented:

CC2012-166 Matichuk/Berthiaume: WHEREAS the Provincial Government intends to sever the agreement between Ontario Lottery and Gaming (OLG) and racetracks as of March 31, 2013;



## **MOTIONS (cont'd)**

Item R-3  
Modernizing Lottery and  
Gaming in Ontario  
(cont'd)

Main Motion  
(as amended, cont'd)

AND WHEREAS the 5% revenue received by the host community must be preserved, or enhanced as it contributes to the community's general revenue fund, helping to reduce taxes and provide essential community services;

AND WHEREAS the implementation of the OLG Report Modernizing Lottery and Gaming in Ontario will impact municipalities and the future of gaming;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury will continue to support gaming as approved by Council and will continue to be a willing host for gaming as it evolves;

AND BE IT FURTHER BE RESOLVED THAT a copy of this resolution be sent to the Honourable Dalton McGuinty, Premier of Ontario; the Honourable Dwight Duncan, Minister of Finance; the Honourable Rick Bartolucci, MPP Sudbury; France Gélinas, MPP Nickel Belt; and Rod Phillips, President and Chief Executive Officer, OLG.

### **RECORDED VOTE:**

#### **YEAS**

#### **NAYS**

Cimino  
Barbeau  
Berthiaume  
Dutrisac  
Dupuis  
Rivest  
Kilgour  
Belli  
Craig  
Caldarelli  
Kett  
Landry-Altmann  
Mayor Matichuk

**CARRIED UNANIMOUSLY**

## **CIVIC PETITIONS**

### **Direct Bus Service from Ramsey View Court Area to Walmart Store**

Councillor Caldarelli submitted a petition to the City Clerk signed by approximately 254 residents of the Ramsey View Court Area, which will be forwarded to the General Manager of Infrastructure Services. The petition is requesting direct bus service from the Ramsey View Court area to the Walmart Store at the Four Corners.

## **QUESTION PERIOD**

### **Resurfacing of Regent Street between McLeod and York Streets**

Councillor Cimino asked when Regent Street between McLeod and York Streets will be resurfaced with more aggregate as the current deteriorating infrastructure is causing houses to shake.

The General Manager of Infrastructure Services indicated he will check the 'roads list' and advised the Councillor.

### **Defibrillators**

Councillor Barbeau inquired regarding the City's asked, in light of other municipalities having problems, what the City's protocol is regarding defibrillators. He was advised that staff checks each of the City's defibrillators weekly.

Councillor Barbeau inquired regarding the City's protocols for checking defibrillators as other municipalities have experienced problems in this regard.

The Chief of Emergency Services advised that a protocol is in place for regular inspections of defibrillators and recording of those inspections.

### **Ambulance Off-Loading**

Councillor Dutrisac asked if there has been a reduction in the ambulance off-loading delays at the Emergency Department.

The Chief of Emergency Services advised that the delays have increased this year and meetings are being held with hospital official to discuss this issue. A report and presentation are scheduled for the Community Services Committee meeting in June.

### **Half-Loading Season**

Councillor Rivest asked for an update on the half-loading season.

The General Manager of Infrastructure Services advised that half-loading was removed on all roads except gravel roads on May 9, 2012. He expects that half-loading will be removed on gravel roads in early June.

## **QUESTION PERIOD (cont'd)**

### **Pioneer Manor**

Councillor Kilgour asked for an update on the report from the committee regarding the operation of Pioneer Manor which is to be presented by the end of May.

The General Manager of Community Development advised that the report will be presented to Council in June.

### **Maley Drive Extension Update**

Councillor Belli asked for an update on the Maley Drive Extension Project.

The Chief Administrative Officer advised that the City is awaiting announcements of Federal and Provincial infrastructure programs.

### **Half-Loading Season**

Councillor Craig asked, specifically for gravel roads, how the public is made aware of the date of the removal of the half-loading season.

The General Manager of Infrastructure Services advised that the date is made public through local media, Public Service Announcements, the City's website and specific notices to parties who request notification. Residents may also call 3-1-1 for this information.

### **Adjournment**

Berthiaume/Belli: THAT this meeting does now adjourn. Time: 9:30 p.m.

---

Mayor Marianne Matichuk, Chair

---

Caroline Hallsworth, Executive Director,  
Administrative Services/City Clerk

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### City Council Minutes of May 16, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the City Council Minutes of May 16, 2012.

Signed By

No signatures or approvals were recorded for this report.

## MEETING OF THE COUNCIL OF THE CITY OF GREATER SUDBURY

Committee Room C-11  
Tom Davies Square

Wednesday, May 16, 2012  
Commencement: 4:00 p.m.

### DEPUTY MAYOR RON DUPUIS, IN THE CHAIR

#### Present

Councillors Cimino (D6:40pm); Berthiaume; Rivest (A4:30pm); Kilgour (A4:15pm); Belli; (D7:10pm) Craig; Caldarelli; Kett; Landry-Altmann (A5:00pm); Mayor Matichuk

#### City Officials

Doug Nadorozny, Chief Administrative Officer; Bill Lautenbach, General Manager of Growth & Development; Tim Beadman, Chief of Emergency Services; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Lorella Hayes, Chief Financial Officer/Treasurer; Kevin Fowke, Director of Human Resources & Organizational Development; Paul Baskcomb, Director of Planning Services; Ian Wood, Director of Economic Development; Danielle Braney, Director of Asset Services; Jamie Canapini, City Solicitor; Jason Ferrigan, Senior Planner; Keith Forrester, Real Estate Co-ordinator

#### Declarations of Pecuniary Interest

None declared.

#### Closed Session

CC2012-2-12-167 Matichuk/Cimino: THAT the City of Greater Sudbury Council move to Closed Meeting to deal with three Acquisition or Disposition of Land Matters regarding property on Elgin Street and two properties on Larch Street, one Personal Matter regarding an Identifiable Individual, one Litigation or Potential Litigation Matter regarding OMERS, one Solicitor-Client Privilege Matter regarding Post Secondary Institutional Development Charges and one Labour Relations/Employee Negotiation Matter regarding Long Term Absences in accordance with the Municipal Act, 2001, s.239(2).

**CARRIED**

#### Recess

At 5:35 p.m., Council recessed.

#### Reconvene

At 5:45 p.m., Council reconvened.

#### Recess & Reconvene

At 7:40 p.m., Council recessed Closed Session and reconvened in Open Session.

## **MATTERS ARISING FROM THE CLOSED SESSION**

### **Rise and Report**

Deputy Mayor Dupuis, as Chair of the Closed Session, reported that Council met in Closed Session to deal with three Acquisition or Disposition of Land Matters regarding property on Elgin Street and two properties on Larch Street, one Personal Matter regarding an Identifiable Individual, one Litigation or Potential Litigation Matter regarding OMERS, one Solicitor-Client Privilege Matter regarding Post Secondary Institutional Development Charges and one Labour Relations/Employee Negotiation Matter regarding Long Term Absences in accordance with the *Municipal Act, 2001*, s.239(2) and that direction was given to staff regarding five items.

### **Adjournment**

Rivest/Landry-Altmann: THAT this meeting does now adjourn.  
Time: 7:45 p.m.

---

Deputy Mayor Ron Dupuis, Chair

---

Caroline Hallsworth, Executive Director,  
Administrative Services/City Clerk

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Planning Committee Minutes of May 14, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the Planning Committee Minutes of May 14, 2012.

Signed By

No signatures or approvals were recorded for this report.

**MEETING OF THE PLANNING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

Committee Room C-11  
Tom Davies Square

Monday, May 14, 2012  
Commencement: 4:32 p.m.

**COUNCILLOR ANDRÉ RIVEST, CHAIR**

Present Councillors Dutrisac, Kilgour, Belli, Craig

Staff Bill Lautenbach, General Manager of Growth and Development; Paul Baskcomb, Director of Planning Services; Keith Forrester, Real Estate Coordinator; Lisa Oldridge, Deputy City Clerk

Declarations of Pecuniary Interest None declared.

Closed Session PL2012-87 Kilgour/Belli: That the Planning Committee meet in closed session to deal with two acquisition/disposition of land matters;

- Proposed Gift / Sale of Vacant Land – Elm Street, Coniston; and
- Sale of Vacant Land, South of Highway 144, West of New Cobden Road, Onaping

in accordance with the Municipal Act, 2001, s.239(2).

**CARRIED**

Recess At 4:50 p.m., the Planning Committee recessed.

Reconvene At 5:33 p.m., the Planning Committee reconvened in the Council Chamber for the regular meeting.

**COUNCILLOR DAVE KILGOUR, CHAIR**

Present Councillors Dutrisac, Rivest, Belli, Craig

Councillor Caldarelli

Staff Bill Lautenbach, General Manager of Growth and Development; Paul Baskcomb, Director of Planning Services; David Shelsted, Director of Roads and Transportation; Eric Taylor, Manager of Development Approvals; Stephen Monet, Manager of Environmental Planning Initiatives; Robert Webb, Supervisor of Development Engineering; Lisa Oldridge, Deputy City Clerk; Lisa Riche, Audio Visual Operator; Liz Collin, Planning Committee Secretary

Declaration of Pecuniary Interest None declared



## **MATTERS ARISING FROM THE CLOSED SESSION**

### **Rise and Report**

Councillor Rivest reported the Committee met in closed session to deal with two acquisition/disposition of land matters and the following recommendations emanated therefrom:

### **Transfer of Vacant Land on Elm Street, Coniston**

PL2012-88 Belli/Craig: THAT Council of the City of Greater Sudbury authorize the transfer of vacant land on Elm Street, Coniston, legally described as part of PIN 73560-1248(LT) and part of PIN 73561-0035(LT), being part of Lot 4, Concession 3 and 4, Township of Neelon, to the Coniston Seniors Housing Corporation;

THAT all costs associated with the transfer of the land be borne by Coniston Senior Housing Corporation;

THAT staff dispense with the procedures governing the disposal of land as set out in the Property by-law 2008-174;

AND THAT a by-law be passed authorizing the execution of the documents required to complete the real estate transaction.

**CARRIED**

### **Sale of Vacant Land South of Highway 144, West of New Cobden Road, Onaping**

PL2012-89 Dutrisac/Belli : THAT Council of the City of Greater Sudbury authorize the sale of vacant land south of highway 144, west of New Cobden Road, Onaping, legally described as PIN 73353-0151(LT), Part 1 on Plan 53R-4788, part of Lot 7, Concession 3, Township of Dowling;

THAT a by-law be passed authorizing the execution of the documents required to complete the real estate transaction;

AND THAT the net proceeds of the sale be credited to the Sale of Land account # 99435-20-9118-883001.

**CARRIED**

## **PUBLIC HEARINGS**

### **APPLICATION FOR TEMPORARY USE BY-LAW IN ORDER TO PERMIT A MOBILE HOME AS A GARDEN SUITE IN A RURAL ZONE, 87 WORTHINGTON ROAD, WORTHINGTON – RENEE DESJARDINS & JULES A. LALONDE**

---

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an application for a temporary use by-law in order to permit a mobile home as a garden suite in a rural zone, 87 Worthington Road, Worthington – Renee Desjardins & Jules A. Lalonde.

Jules Lalonde, the applicant, was present.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATION FOR TEMPORARY USE BY-LAW IN ORDER TO PERMIT A MOBILE HOME AS A GARDEN SUITE IN A RURAL ZONE, 87 WORTHINGTON ROAD, WORTHINGTON – RENEE DESJARDINS & JULES A. LALONDE (CONT'D)**

The Director of Planning Services outlined the application to the Committee.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

PL2012-90 Craig/Belli: THAT the City of Greater Sudbury approve the application by Renee Desjardins & Jules A. Lalonde to amend Zoning By-law 2010-100Z with respect to lands described as PIN 73395-0353, Parcel 31072 S.W.S., Part 4, Plan 53R-13850 in Lot 5, Concession 5, Township of Lorne in order to permit a garden suite in accordance with Section 39 of the Planning Act for a temporary period of ten (10) years, subject to the following condition:

1. That the garden suite shall be set back a minimum of 125 metres from the southerly interior lot line and a minimum of 90 metres from the westerly (rear) lot line.

**YEAS: Councillors Dutrisac, Rivest, Belli, Craig, Kilgour**

**CARRIED**

### **APPLICATION FOR OFFICIAL PLAN AMENDMENT TO PROVIDE AN EXEMPTION FROM SECTION 6.2.2 OF THE OFFICIAL PLAN IN ORDER TO SEVER LANDS IN THE AGRICULTURAL RESERVE, 3965 MUNICIPAL ROAD 15, CHELMSFORD - MADELEINE & MAURICE LAMOUREUX**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an application for Official Plan Amendment to provide an exemption from Section 6.2.2 of the Official Plan in order to sever lands in the Agricultural Reserve, 3965 Municipal Road 15, Chelmsford - Madeleine & Maurice Lamoureux.

Maurice Lamoureux, the applicant and Terry Del Bosco, agent for the applicant were present.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATION FOR OFFICIAL PLAN AMENDMENT TO PROVIDE AN EXEMPTION FROM SECTION 6.2.2 OF THE OFFICIAL PLAN IN ORDER TO SEVER LANDS IN THE AGRICULTURAL RESERVE, 3965 MUNICIPAL ROAD 15, CHELMSFORD - MADELEINE & MAURICE LAMOUREUX (CONT'D)**

---

Letter of support dated January 24, 2012 was received from Claude Lalonde, area resident.

Letter of support dated December 7, 2011 was received from Denise Perreault, area resident.

Letter of support dated December 9, 2011 was received from Donald Jack Carlyle, area resident.

Letter of support dated December 18, 2011 was received from Germain Belisle, area resident.

Letter of support dated December 12, 2011 was received from Robert Pagenais, area resident.

Letter of support dated December 20, 2011 was received from Pierre Robillard, area resident.

Letter of support dated December 16, 2011 was received from Lorraine Lamoureux, area resident.

Letter of support dated January 31, 2012 was received from Karen Desrosiers, area resident.

Letter of support dated January 20, 2012 was received from Mike Lamoureux, area resident.

Letter of support dated December 5, 2011 was received from Ricahrd Prevost, area resident.

Letter of support dated December 6, 2011 was received from Brad Higgins, area resident.

Letter of support dated December 6, 2011 was received from Guy Roussel, area resident.

Letter of support dated December 6, 2011 was received from Jean-Guy Trohier, area resident.

Letter of support dated December 6, 2011 was received from Dan Poulin, area resident.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATION FOR OFFICIAL PLAN AMENDMENT TO PROVIDE AN EXEMPTION FROM SECTION 6.2.2 OF THE OFFICIAL PLAN IN ORDER TO SEVER LANDS IN THE AGRICULTURAL RESERVE, 3965 MUNICIPAL ROAD 15, CHELMSFORD - MADELEINE & MAURICE LAMOUREUX (CONT'D)**

---

Letter of support dated December 7, 2011 was received from Gaëtan Belanger, area resident.

Letter of support dated December 7, 2011 was received from Bryen McGuire, area resident.

Letter of support dated January 26, 2012 was received from Richard Leblond, area resident.

Letter of support dated January 31, 2012 was received from Edgar Barrette, area resident.

Letter of support dated January 25, 2012 was received from Gerry Poirier, area resident.

Letter of concern dated May 14, 2012 from Naomi Grant, Coalition for a Liveable Sudbury, was distributed at the meeting.

Letter of support dated May 14, 2012 from Wendy Kaufman, Planner, Community Planning & Development, Ministry of Municipal Affairs and Housing.

Email of concern dated May 14, 2012 from Steve May, city resident, was distributed at the meeting.

The Director of Planning Services outlined the application to the Committee.

Mr. Del Bosco informed the application is to split the lot into two separate parcels as a part of the owner's estate planning. He stated the property is used for agricultural purposes and there is a use agreement with a local potato farmer. He stated the properties will be consistent with the neighbourhood and there is no change in use. The severance will identify ownership of each parcel of land.

Mr. Lamoureux stated the property has been owned by his family for 120 years. He states there are agricultural properties that are similar in size to what he is proposing. He informed the business is owned jointly and this is an estate wish of his mother, to supply a parcel of land to each son.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATION FOR OFFICIAL PLAN AMENDMENT TO PROVIDE AN EXEMPTION FROM SECTION 6.2.2 OF THE OFFICIAL PLAN IN ORDER TO SEVER LANDS IN THE AGRICULTURAL RESERVE, 3965 MUNICIPAL ROAD 15, CHELMSFORD - MADELEINE & MAURICE LAMOUREUX (CONT'D)**

The following recommendation was presented:

PL2012-91 Dutrisac/Rivest: THAT the City of Greater Sudbury approve the application by Madeleine & Maurice Lamoureux to amend the City of Greater Sudbury Official Plan in order to provide an exemption from the policies of Section 6.2.2 on those lands described as PIN 73345-0025, Parcel 1196 S.W.S., in Lot 6, Concession 4, Township of Rayside, subject to the following condition:

- a. One (1) severance only shall be permitted subject to the following criteria:
  - i) The minimum lot area shall be 15 hectares for the severed parcel on the southerly part of the property and 13 hectares for the retained parcel on the northerly part of the property.

**YEAS:** Councillors Dutrisac, Rivest, Belli, Craig, Kilgour

**CARRIED**

### **APPLICATION FOR REZONING IN ORDER TO PERMIT 4 DWELLING UNITS, 379 COCHRANE STREET, SUDBURY - PETER GEORGE PETRENAS JR.**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an application for rezoning in order to permit 4 dwelling units, 379 Cochrane Street, Sudbury - Peter George Petrenas Jr.

Peter George Petrenas Jr., the applicant, was present.

The Director of Planning Services outlined the application to the Committee.

Mr. Petrenas stated the building was built by his father and he has resided on the property for over 50 years. He believes the four units are an efficient use of space.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATION FOR REZONING IN ORDER TO PERMIT 4 DWELLING UNITS, 379 COCHRANE STREET, SUDBURY - PETER GEORGE PETRENAS JR. (CONT'D)**

The following recommendation was presented:

PL2012-92 Belli/Craig: THAT the City of Greater Sudbury approve the application by Peter George Petrenas Jr. to amend By-law 2010-100Z being the City of Greater Sudbury Zoning By-law by changing the zoning classification of lands described as PIN 02132-1274, Parcel 18378 S.E.S., Lot 55, Plan M-103, Lot 4, Concession 4, Township of McKim from "R2-2", Low Density Residential Two to "R2-2(S)", Low Density Residential Two Special, subject to the following conditions:

1. That the owner/applicant submit an application for and receive approval for a building permit to the satisfaction of the Chief Building Official prior to the enactment of an amending by-law; and,
2. That the amending zoning by-law include the following site-specific provisions:
  - a. That the maximum number of dwelling units on be limited to four apartment dwelling units within the existing building provided that the Chief Building Official determines each of the dwelling units comply with Ontario Building Code requirements;
  - b. The number of required parking spaces shall be five spaces for which portions of said spaces may encroach onto the Cochrane Street road allowance; and,
  - c. That the existing landscaped open space area as determined at the building permit stage be provided in the front yard.

**YEAS: Councillors Dutrisac, Rivest, Belli, Craig, Kilgour**

**CARRIED**

**Rules of Procedure** The Committee, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal with the Consent Agenda.

## **CONSENT AGENDA**

The following recommendation was presented:

PL2012-93 Rivest/Belli: THAT the City of Greater Sudbury adopt Planning Committee Consent Agenda Items C-1 to C-5, inclusive.

**CARRIED**

The following are the Consent Agenda Items.

## **MINUTES**

Item C-1  
Report # 83  
Development  
Liaison Advisory  
Committee Minutes

PL2012-94 Belli/Rivest: THAT Report #83, Development Liaison Advisory Committee Minutes of February 23, 2011, be received.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS**

Item C-2  
Consent Referral  
Request for Consent  
Application  
B0027/2012, 1830  
Yorkshire Drive, Val  
Caron – Marc and  
Julie Bodson

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding the consent referral request for Consent Application B0027/2012, 1830 Yorkshire Drive, Val Caron – Marc and Julie Bodson.

PL2012-95 Rivest/Belli: THAT the City of Greater Sudbury permit Consent Application B0027/2012 on those lands described as PIN's 73505-0904 & 73505-0907, Remainder of Parcels 1031 & 1032, Lot 7, Concession 1, Township of Hanmer, to proceed by way of the consent process.

**CARRIED**

Item C-3  
Extension to Draft  
Plan of Subdivision  
Approval, Township  
of Hanmer, Jeanne  
d'Arc and Dugas  
Streets, Val Therese  
– 996465 Ontario  
Limited, Gord Hope

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an extension to draft plan of subdivision approval, township of Hanmer, Jeanne d'Arc and Dugas Streets, Val Therese – 996465 Ontario Limited, Gord Hope.

PL2012-96 Belli/Rivest: THAT upon the payment of the processing fee of \$2,325.00 prior to June 23, 2012 lapsing date, the conditions of draft approval of plan of subdivision on PIN 73504-2823, Parcel 22436 'A' S.E.S., Lot 6, Concession 2, Township of Hanmer, City of Greater Sudbury, File 780-7/08001, be amended as follows:

a) By deleting Condition #11 and replacing it with the following:

“11. That this draft approval shall lapse on June 23, 2015.”

b) By deleting Condition #16 and replacing it with the following:

“16. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.”

c) By deleting Conditions #19, 20 and 21 and replacing them with the following:

## **ROUTINE MANAGEMENT REPORTS (CONT'D)**

Item C-3  
Extension to Draft  
Plan of Subdivision  
Approval, Township  
of Hanmer, Jeanne  
d'Arc and Dugas  
Streets, Val Therese  
– 996465 Ontario  
Limited, Gord Hope  
(cont'd)

- "19. The owner acknowledges the completion of the Paquette Whitson Municipal Drain engineer's report dated February 8, 2012 by K. Smart Associates Ltd. Said report provides for the construction of outlet drainage channel improvements and stormwater pond quantity and quality control facilities to service the Dominion Park Subdivision including the subject subdivision lands.
20. The owner agrees to pay the assessments set out in the engineer's report for the subject subdivision for stormwater conveyance channel improvements, stormwater quantity control and stormwater quality control in the amount of \$2,500 per lot. The timing of payment will be in accordance with a financial agreement with the City.
21. The owner shall have the subject subdivisions minor stormwater system designated so as to drain all sub-watershed areas west of St. Mary's Boulevard. The major storm over flow system shall be designed and directed down City roads and City drainage blocks to outlet to the Paquette Whitson Municipal Drain."
- d) That condition #28 be modified to include Canada Post and EastLink as follows:
- "28. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, Persona, EastLink and Canada Post. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase."

**CARRIED**

Item C-4  
Extension to Draft  
Plan of Subdivision  
Approval, Whitson  
Lake Subdivision,  
Township of  
Bleazard – 1141573  
Ontario Inc.

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an extension to draft plan of subdivision approval, Whitson Lake Subdivision, Township of Bleazard – 1141573 Ontario Inc.

PL2012-97 Craig/Belli: THAT upon payment of Council's processing fee of \$1,100.00, the conditions of draft approval for the draft plan of subdivision on those lands known as Part of Parcels 2433 & 9436, Parts 1 to 3, Plan 53R-15429 and Parts 1 & 3, Plan 53R-16637, Lot 3, Concession 5, Township of Bleazard, File #780-7/98002, shall be amended as follows:

- a) By deleting Condition #3 and replacing it with the following:
- "3. That any dead-ends or open sides of road allowances created by this plan of subdivision shall be terminated in 0.3 metre reserves, to be conveyed to the Municipality and held in trust by the Municipality until required for future road allowances or the development of adjacent land."



## **ROUTINE MANAGEMENT REPORTS (CONT'D)**

Item C-4  
Extension to Draft  
Plan of Subdivision  
Approval, Whitson  
Lake Subdivision,  
Township of  
Bleazard – 1141573  
Ontario Inc. (cont'd)

- b) By deleting Condition #4 and replacing it with the following:
  - "4. That prior to the signing of the final plan, the Planning Services Division shall be advised by the Ontario Land Surveyor responsible for preparation of the final plan, that the lot areas, frontages and depths appearing on the final plan do not violate the requirements of the Restricted Area By-laws of the Municipality in effect at the time such plan is presented for approval."
- c) By deleting Condition #5 and replacing it with the following:
  - "5. That the subdivision agreement be registered by the Municipality against the land to which it applies, prior to any encumbrances."
- d) By deleting Condition #7 and replacing it with the following:
  - "7. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury, concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities."
- e) By replacing the words "City of Valley East" with "City of Greater Sudbury" in Condition #9.
- f) By replacing the words "42 feet" with "12.80 metres" in Condition #10.
- g) By deleting Condition #15 and replacing it with the following:
  - "15. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced."
- h) By deleting Condition #17 in its entirety.
- i) By replacing the words "Planning and Development" and "Commissioner of Public Works" with "Growth and Development" and "General Manager of Infrastructure Services" respectively in Condition #19.
- j) By replacing the words "Planning and Development" and "Regional" with "Growth and Development" and "City" respectively in Condition #20.

## **ROUTINE MANAGEMENT REPORTS (CONT'D)**

Item C-4  
Extension to Draft  
Plan of Subdivision  
Approval, Whitson  
Lake Subdivision,  
Township of  
Bleazard – 1141573  
Ontario Inc. (cont'd)

k) By deleting Condition #21 and replacing it with the following:

“21. That this draft approval shall lapse on June 16, 2015.”

l) By deleting Condition #22 and replacing it with the following:

“22. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Utilities or Hydro One, Bell Canada, Union Gas, East Link Cable and Canada Post. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.”

m) By adding Condition #24 as follows:

“24. The developer will be required to provide a geotechnical report on how the work related to blasting shall be undertaken safely to protect adjoining structures and other infrastructure. The geotechnical report shall be undertaken by a blasting consultant defined as a professional engineer licensed in the Province of Ontario with a minimum of five (5) years experience related to blasting.”

n) By adding Condition #25 as follows:

“25. The blasting consultant shall be retained by the developer and shall be independent of the contractor and any subcontractor doing blasting work. The blasting consultant shall be required to complete specified monitoring recommended in his report of vibration levels and provide a report detailing those recorded vibration levels. Copies of the recorded ground vibration documents shall be provided to the contractor and contract administration weekly or upon request for this specific project. “

o) By adding Condition #26 as follows:

“26. The geotechnical report will provide recommendations and specifications on the following activity as a minimum but not limited to:

- i. Pre-blast survey of surface structures and infrastructure within affected area;
- ii. Trial blast activities;
- iii. Procedures during blasting;
- iv. Procedures for addressing blasting damage complaints;
- v. Blast notification mechanism to adjoining residences; and,
- vi. Structural stability of exposed rock faces.

## **ROUTINE MANAGEMENT REPORTS (CONT'D)**

- Item C-4  
Extension to Draft  
Plan of Subdivision  
Approval, Whitson  
Lake Subdivision,  
Township of  
Blezard – 1141573  
Ontario Inc. (cont'd)
- p) By adding Condition #27 as follows:
- “27. The geotechnical report in Conditions 24 and 26 shall be submitted for review to the satisfaction of the Chief Building Official prior to the commencement of any removal of rock by blasting.”
- q) By adding Condition #28 as follows:
- “28. Should the developer’s schedule require to commence blasting and rock removal prior to the site plan agreement having been signed, a site alteration permit shall be required under the City of Greater Sudbury’s By-law #2009-170 and shall require a similar geotechnical report as a minimum prior to its issuance.”

**CARRIED**

- Item C-5  
Application to  
Remove the Holding  
Symbol at 1813  
Lasalle Boulevard,  
Sudbury, Killian and  
Amelia DeBlacam
- Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding an application to remove the Holding Symbol at 1813 Lasalle Boulevard, Sudbury, Killian and Amelia DeBlacam.
- PL2012-98 Belli/Craig: THAT the City of Greater Sudbury approve the application by Killian & Amelia DeBlacam to amend By-law 2010-100Z being the City of Greater Sudbury Zoning By-law to change the zoning classification from "H35M1(34)", Hold-Mixed Light Industrial/Service Commercial Special to "M1(34)", Mixed Light Industrial/Service Commercial Special on those lands described as PIN's 73570-0166 & 73570-0122, Parcels 21098 & 24597, Lots 11 & 12, Plan M-341, Lot 11, Concession 5, Township of Neelon.

**CARRIED**

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding applications for Rezoning and Plan of Subdivision in order to permit the development of 25 single detached dwellings, Montee Principale, Azilda - Raimo & Liliane Koskiniemi.

Steve Gossling, agent for the applicant, was present.

The Director of Planning Services outlined the application to the Committee.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI (CONT'D)**

Councillor Dutrisac, Ward Councillor stated she attended the public meeting and there was one person in attendance. She has received no phone calls or emails and is in support of the application.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendations were presented:

PL2012-99 Dutrisac/Belli: THAT the City of Greater Sudbury approve the application by Raimo & Lillian Koskiniemi to amend the Zoning By-law 2010-100Z to change the zoning classification from "FD", Future Development to "R1-5", Low Density Residential One in order to permit 25 single detached dwellings on those lands described as PIN 73347-0708, Parts 1 & 2, 53R-17360, Lot 7, Concession 2, Township of Rayside, Azilda subject to the following condition:

1. That the applicant provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending zoning by-law.

**YEAS: Councillors Dutrisac, Rivest, Belli, Craig, Kilgour**

**CARRIED**

PL2012-100 Dutrisac/Rivest: THAT the City of Greater Sudbury Council's delegated official be directed to issue the draft approval for the subject plan of subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act, and subject to the following conditions:

1. That this draft approval applies to the draft plan of subdivision of PIN 73347-0708, Parts 1 & 2, 53R-17360, Lot 7, Concession 2, Township of Rayside as shown on a plan of subdivision prepared by exp Geomatics Inc. and dated August 2011.
2. That prior to the signing of the final plan, the Planning Services Division shall be advised by the Ontario Land Surveyor responsible for preparation of the final plan, that the lot areas, frontages and depths appearing on the final plan do not violate the requirements of the Restricted Area By-laws of the Municipality in effect at the time such plan is presented for approval.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI (CONT'D)**

---

3. That the subdivision agreement be registered by the Municipality against the land to which it applies, prior to any encumbrances.
4. That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.
5. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury, concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
6. That the subdivision agreement contain provisions whereby the owner agrees that all the requirements of the subdivision agreement including installation of required services be completed within 3 years after registration.
7. Draft approval does not guarantee an allocation of sewer or water capacity. Prior to the signing of the final plan, the Director of Planning is to be advised by the General Manager of Infrastructure Services, that sufficient sewage treatment capacity and water capacity exists to service the development.
8. That this draft approval shall lapse 3 years from date of draft plan approval.
9. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.
10. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the Director of Planning Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommend construction procedures for any proposed storm and sanitary sewers, stormwater management facilities, watermains, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. Included in this report must be details regarding the removal of substandard soils (if any) and placement of engineered fill (if required) for the construction of homes. Also, the report must include an analysis illustrating how the groundwater table will be lowered to a level that will not cause

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI (CONT'D)**

problems to adjacent boundary housing and will, in conjunction with the subdivision grading plan, show that basements of new homes will not require extensive foundation drainage pumping. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services.

11. All streets will be constructed to an urban standard, including the required curbs and gutters.
12. The owner shall provide a detailed lot grading plan prepared, signed, sealed, and dated by a professional civil engineer with a valid certificate of authorization for the proposed lots as part of the submission of servicing plans. This plan must show finished grades around new houses, retaining walls, sideyards, swales, slopes and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties and show the stormwater overland flow path.
13. The drainage section requires a cash contribution in lieu of onsite stormwater management quality and quantity controls. Said contribution is calculated by the City Drainage Engineer to be \$63,500, and would be applied towards communal stormwater management facilities to be implemented by the City downstream of this site.
14. The owner agrees to provide the required soils report, water, sanitary sewer and lot grading master planning reports and plans to the Director of Planning Services prior to the submission of servicing plans for any phase of the subdivision.
15. The owner shall develop a siltation control plan for the subdivision construction period to the satisfaction of the Director of Planning Services, Nickel District Conservation Authority and the Department of Fisheries and Oceans.
16. Any streetlights required for this subdivision will be designed and constructed by Greater Sudbury Hydro Plus Inc. at the cost of the owner.
17. As part of the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated in to the lot grading plans if noted as required at locations required by the Director of Planning Services. Suitable provisions shall be incorporated into the Subdivision Agreement to ensure that the treatment is undertaken to the satisfaction of the Director of Planning Services.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI (CONT'D)**

18. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, Canada Post and Eastlink. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.
19. The owner shall provide proof of sufficient fire flow in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing distribution system to service this subdivision will be borne totally by the owner.
20. The owner shall provide proof of sufficient sanitary sewer capacity in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing collection system and/or sewage lift stations to service this subdivision will be borne totally by the owner.
21. a. The owner shall complete to the satisfaction of the Director of Planning Services of the City of Greater Sudbury and Canada Post:
  - i. Include on all offers of purchase and sale, a statement that advises the prospective purchaser:
  - ii. That the home/business mail delivery will be from a designated Centralized Mail Box; and,
  - iii. That the owner be responsible for officially notifying the purchasers of the Centralized Mail Box locations prior to the closing of any home sales.
- 21 b. The owner further agrees to:
  - i. Work with Canada Post to determine and provide temporary suitable Centralized Mail Box locations, which may be utilized by Canada Post until the curbs, boulevards and sidewalks are in place in the remainder of the subdivision;
  - ii. Install a concrete pad in accordance with the requirements of, and in locations to be approved by, Canada Post to facilitate the placement of Community Mail Boxes; and,
  - iii. Identify the pad above on the engineering servicing drawings. The pad is to be poured at the time of the sidewalk and/or curb installation within each phase of the plan of subdivision.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 25 SINGLE DETACHED DWELLINGS, MONTEE PRINCIPALE, AZILDA - RAIMO & LILIANE KOSKINIEMI (CONT'D)**

- 21 c. The owner is required to determine the location of all centralized mail facilities in cooperation with Canada Post and to post the location of these sites on appropriate maps, information boards and plans.
22. That the owner provide the City with \$60,800 as a contribution to the future construction of a sidewalk on the west side of Montee Principale along the frontage of the subject lands from Lot 1 to Lot 25. The amount to be paid by the owner to the City shall be indexed on an annual basis based on the Canadian Price Statistics Non-Residential Building Construction Price Index.

**YEAS: Councillors Dutrisac, Rivest, Belli, Craig, Kilgour**

**CARRIED**

Recess At 6:37 p.m. the Committee recessed.

Reconvene At 6:49 p.m. the Committee reconvened

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 1, 2012 was received from the General Manager of Growth and Development regarding Applications for Rezoning and Plan of Subdivision in order to permit the development of 15 single detached dwellings, Fairlane Drive, Sudbury - Dalron Construction Limited.

Kristi Arnold, the applicant, and Art Potvin, agent for the applicant, were present.

Letter of support dated April 23, 2012 from Jeremy Mahood, area resident.

Letter of support dated April 23, 2012 from Sudbury & District Home Builders Association.

Letter of concern dated December 8, 2011 and April 24, 2012 from Rae and Paul Ruff, area residents.

Letter of concern was received from Lindsay Tate, area resident.

Letter of concern was received from Wendy Dilullo, area resident.



## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Letter of concern was received from Norman Cheadle, area resident.

Letter of concern dated April 24, 2012 was received from Adrian Vance, area resident.

Letter of concern was received from Chuck Miller, area resident.

Letter of concern was received from Carolyn Pearce, area resident.

Letter of concern dated May 1, 2012 was received from Olivier Vanderbeken, area resident.

Letter of concern dated April 22, 2012 was received from Joel Montgomery, area resident.

Letter of objection dated April 12, 2012 was received from Jan Carrie Steven, area resident.

Letter of concern dated January 21, 2012 was received from Bette Nuss and Stuart Gibbins, area residents.

Letter of objection dated April 12, 2012 from Karl Skierskan, area resident.

Letter of concern dated January 17, 2012 from was received Deborah Dumencu, area resident.

Letter of objection dated January 8, 2012 was received from Michael Leshner, area resident.

Letter of objection dated December 12, 2011 was received from Suzanne and Mark Landstrom.

Letter of concern dated December 8, 2011 was received from Rae and Pual Ruff, area residents.

Letter of concern dated December 8, 2011 was received from Harry and Terry Rutkowski, area residents.

Letter of concern dated December 1, 2011 was received from David Kechnie, area resident.

Letter of concern dated April 24, 2012 was received from James Wilson, area resident.

Letter of objection dated January 16, 2012 was received from Raymond and Tracy Jacques, area Residents.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Letter of objection dated April 12, 2012 was received from Raymond Jacques and Greg Dalton.

Letter of concern received May 1, 2012 from Dominique and Chantal Chivot, area residents.

Letter of concern dated April 30, 2012 was received from Jasiu Mrozewski, area resident.

Letter of concern dated May 1, 2012 was received from Olivier Vanderbeken, area resident.

Email of concerns dated May 10, 2012 from Chuck Miller, area resident, was distributed at the meeting.

Email of opposition dated May 10, 2012 from Matt Alexander, area resident, was distributed at the meeting.

Email of concern dated May 10, 2012 from Ken Jones, area resident, was distributed at the meeting.

Email of opposition dated May 10, 2012 from Enio Pidutti, area resident, was distributed at the meeting.

Email of concern dated May 9, 2012 from Shannon Boland, area resident, was distributed at the meeting.

Letter of opposition dated May 10, 2012 from Robert and Laura Bewick, area residents, was distributed at the meeting.

Email of opposition dated May 9, 2012 from William E. McLeod, area resident, was distributed at the meeting.

Letter of concern received May 10, 2012 from Fiorenzo and Christina Capodagli, area residents, was distributed at the meeting.

Email of concern dated May 9, 2012 from David Kechnie, area resident, was distributed at the meeting.

Email of concern dated May 8, 2012 from Susan Ross, area resident, was distributed at the meeting.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Letter of concern dated May 6, 2012 from Jasiu Mrozewski, area resident, was distributed at the meeting.

Letter of concern dated May 3, 2012 from Jeanette McIntyre, area resident, was distributed at the meeting.

Letter of concern dated May 2, 2012 from Deborah Dumencu, area resident, was distributed at the meeting.

Email of objection dated May 3, 2012 from Ken Jarecki, area resident, was distributed at the meeting.

Email of support dated May 8, 2012 from James Wilson, area resident, was distributed at the meeting.

Letter of concern dated May 12, 2012 from Lynn Scott, area resident, was distributed at the meeting.

Email of opposition dated May 11, 2012 from Alesia L. Sostarich, area resident, was distributed at the meeting.

Email of concern dated May 13, 2012 from Duncan McMillan, area resident, was distributed at the meeting.

Letter of concern dated May 14, 2012 from Naomi Grant, Coalition for a Liveable Sudbury, was distributed at the meeting.

Email of opposition dated May 14, 2012 from Cheryl Ransom, area resident, was distributed at the meeting.

Email of opposition dated May 14, 2012 from Sally Taylor, area resident, was distributed at the meeting.

Email of opposition dated May 14, 2012 from Gates Poulin, area resident, was distributed at the meeting.

Email of concern dated May 14, 2012 from Ross McKague, area resident, was distributed at the meeting.

Petition signed by 298 area residents was submitted at the meeting.

The Director of Planning Services outlined the application to the Committee.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Ms. Arnold stated they accept all the conditions listed in the recommendations for the subdivision and rezoning. She stated the subdivision plan was redesigned by Perry and Perry Architects.

Mr. Potvin stated the staff report deals with all the issues related to the application, including the Official Plan policies requiring that development occur adjacent to built up areas to promote efficient land use patterns and compatibility with the existing built form, with the water resource and natural environment policies, the issues raised in various submission submitted by residents and at the neighbourhood meeting. He stated concern has been expressed that the parcel should be public ownership; however there is an abundance of public and institutional land directly abutting the property. He believes there is little justification in spending public money to acquire this parcel of land. He stated the original draft plan for this parcel began in the 1960's with two plans registered and a 9.6% parkland dedication. No work was done on the parcel until 2004 when a meeting was held with the LoEllen Park Ratepayers Association when the remainder of the development was discussed. The first conceptual site plan was then brought forward as condominium ownership, to be made up of single residential, semi-detached, townhouses and apartments. Applications for rezoning and condominium approval were submitted in December 2005. He stated during this time six meetings took place with the neighbourhood residents or their representatives with a number of revised plans being prepared, with the final plan dated March 2006. That proposal was for 265 units of single residential, semi-detached, townhouses and apartments, all as condominium ownership and additional green space dedication. The neighbourhood was not in favour of the proposed development and felt that only single detached dwellings were appropriate for the neighbourhood. They also felt any development on the property was premature until the sanitary sewer rock tunnel was complete.

Mr. Potvin stated work began in 2011 on a subdivision proposal of 15 single detached lots. A neighbourhood meeting was held with the following items as the main issues: no development on the site; no development in the Bennett Lake watershed; property should be dedicated to the City; only road access to the lands is from Regent Street; continued access to the trails; and traffic and road conditions. He believes the majority present at the meeting indicated they did not want anything other than single detached dwellings on the remainder of the site. He stated a conceptual plan has been developed for the balance of the site as requested by Planning Services, including the Hunter Street extension, pedestrian access corridors through the site leading to the University and future green space dedication. He stated the residents have developed trails throughout the property and have requested preserving the access through these lands. The current application recognizes and includes trail linkages; that should be placed on public property.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Regarding the watershed, Mr. Potvin stated a portion of the subdivision application lies within the Bennett Lake watershed and therefore drains into Bennett Lake, with the balance of the lands in the Lake Nepahwin watershed. The preliminary stormwater management plan has been designed to re-direct the drainage west towards the Nepahwin watershed. Drainage from the roads and driveways will drain to the west with only the rear yards draining towards Bennett Lake. He stated there are no policies in the Official Plan that would suggest that development is not permitted in the Bennett Lake watershed. Regarding the greenbelt, he stated future greenbelt dedication is shown on the application. The properties are not being developed to the waterline, but are 48 metres from the water's edge. The entire shoreline of Bennett Lake and trail accesses will be transferred into public ownership at no cost to the City. Regarding the infrastructure, he stated the fire flow will be upgraded to City standards which will improve the fire flows for the existing neighbourhood. He believes the current proposed development will not have a significant impact on the surrounding road network.

Philippa Spoel, area resident, stated she is speaking on behalf of the Friends of Bennett Lake and LoEllen Parks Residents Association. She reviewed the importance of citizen engagement in the planning process, the Ministry of Municipal Affairs and Housing's Guide to Land Use Planning and highlighted three principles from the Greater Sudbury's Official Plan: 1.3.1 A Healthy Community, 1.3.3 Sustainable Development and 1.3.4 Focus on Opportunities. The key issues and concerns of the group are the Bennett Lake watershed and wetlands, healthy living, infrastructure and ensuring community engagement. The unique Bennett Lake Watershed should be protected and access to the trails preserved for all city resident to the Laurentian University trails. Development should not be allowed that will further tax substandard infrastructure including roads, intersection and storm sewers. Impact studies should be completed as required in the Official Plan.

Gregory Dalton, area resident, stated he is speaking on behalf of the Friends of Bennett Lake. He believes the hiking trails are used by people across the City year round. He stated there should be no roads or structures developed in the watershed and in an area where there are threatened species, this area has whippoorwills, which are endangered. He reviewed the Official Plan policies around development in a watershed, protecting land of threatened species and trails. He believes a traffic impact study should be completed prior to the development proceeding.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

Dr. Raymond Jacques, area resident, stated he feels an important point of the Official Plan was missed in the staff report regarding the environment and the wildlife habitat corridor due to the wetlands. He is concerned of blue/green algae being introduced into the area lakes. He stated the phosphorous levels are in the middle of acceptable levels and is concerned this development will increase the levels and the removal of trees and vegetation due to blasting. He feels the rerouting of the trails will make them unusable. He is concerned that Loach's Road is too narrow and has too many sight line issues for the additional traffic. He believes the City should purchase the property and dedicate it for parkland uses.

Henry Rutkowski, area resident, stated he is concerned about the infrastructure as the roads are substandard and the natural drainage being cut-off by the building of buffers. He stated his property is at the lowest point of the area and as a result has had to raise his driveway eight inches to get the proper grade for drainage. He is concerned due to the grades of the roads in the area; the increased drainage from the development that will cause dangerous driving conditions and insufficient fire flow. He believes this area is lacking in City services.

Sylvie Gainer, area resident, stated that as the watermains and storm sewers are being updated sidewalks and curbs should be included. She is concerned about possible water backup onto her property due to the development. She stated she is not against the development, but wants all infrastructure upgraded.

Wanda Eurich, city resident, stated the Committee rejected the Howey Drive development due to the impact on the aged infrastructure as well as water and environmental impact concerns and believes these concerns should be paramount to all development.

Jim Christison, area resident, stated there have been issues with sewer back-ups on Kristi Court in the past. He is concerned there will be more due to the development, and the value of the affected properties will decrease.

Dr. Gary Bota, area resident, believes he has been able to recruit physicians to the City due to the unique trails of this area and he is not prepared to accept the loss of these trails. He requested regular monitoring of lake quality to ensure no blooms enter the water system and there is no rise in the phosphorus levels.

Bill McLeod, area resident stated he is concerned about the process followed for notification and the loss of trails. They are used by a number of area residents. He also feels the watershed needs to be protected.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

Jasiu Mrozewski, area resident, stated he objects to the development as he feels the safety of the existing residents is at risk as the neighbourhood is not designed to handle additional traffic and there are dangerous site line issues. He is concerned about property damage from drainage issues. He believes the water will flow into the existing properties as the current outlets are not sufficient to handle the current water flow and sees potential for the creation of long term problems.

Laura Gainer, area resident, stated there are current dangerous road conditions that need to be considered before adding additional traffic. She stated she is concerned about continued flooding of the existing properties.

Anna Barnett, area resident, stated she uses the trails throughout the year and is concerned about the access point to the trails being unusable because it is swamp like land. She is concerned that the drainage plan has significantly changed.

Sharon Day, area resident, stated the roads were built narrow to reduce the speed of traffic, however this is now causing safety issues for the children walking to school and school bus drop off and pick up. She is concerned about additional sewer back up as she is aware of two properties that have experienced back-up since the completion of the rock tunnel. She stated she is not against future development but has great concerns about the ability of Loach's Road to handle the added traffic.

Herb Sauvé, city resident, stated he has concerns about being able to continue to use the trails. He suggested Dalron build the development further south and save Bennett Lake and the trails. He feels building should not be allowed past the watershed line. He is concerned about the future dedication of parkland and suggested the parkland be donated now.

Stuart Gibbins, area resident, stated the Green Space Advisory Panel identified a list of high risk properties that should be protected and conserved by the City. This property was in the top three. He feels that when the new properties are sold, the owners will push their property lines to be closer to the lakeshore.

Councillor Caldarelli, Ward Councillor, stated discussions have been held regarding a variety of issues including roads, sidewalks, sight lines and green space. She stated the land has been designated Future Development and the concept of environmental preservation is not the same now as was in the 1960's. She stated the lake could be easily destroyed and what is good for the City and the residents has to be considered. She requested the Committee consider the impact the development will have on the trails and Bennett Lake. She submitted a petition of objection signed by approximately 298 area residents.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

Mr. Potvin stated the staff report deals with a number of issues raised. The trails are in existence on private property, are extensively used by the residents and should be moved to public property. The goal of the Official Plan is to recognize the links to the trails, which will be completed on public lands. He does not believe the whippoorwills are at risk due to this development. The concept plan shows all the major concepts of the development, including trail dedication, roads and pedestrian linkages. He stated the wildlife corridor is not through this parcel of land but to the north east end of Bennett Lake. The storm water management and drainage plan is being worked on and the rate of post-development flows will not exceed the rate of pre-development flows. He stated the property is designated as living space.

The Chair asked whether there was anyone else in the audience who wished to speak in favour or against this application and seeing none:

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendations were presented:

PL2012-101 Rivest/Craig: THAT the City of Greater Sudbury approve the application by Dalron Construction Limited to amend the Zoning By-law 2010-100Z to change the zoning classification from "FD", Future Development to "R1-5", Low Density Residential One in order to permit 15 single detached dwellings on those lands described as Part of PIN 73593-0389, Part of Parcel 15951 S.E.S., Lot 4 Concession 1, Township of McKim, Sudbury.

1. That the applicant provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending zoning by-law.

**YEAS: Councillors Dutrisac, Belli, Craig, Kilgour**

**NAYS: Councillor Rivest**

**CARRIED**

PL2012-102 Craig/Rivest: THAT the City of Greater Sudbury Council's delegated official be directed to issue the draft approval for the subject plan of subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act, and subject to the following conditions:



## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

1. That this draft approval applies to the draft plan of subdivision of Part of PIN 73593-0389, Part of Parcel 15951 SES, Lot 4 Concession 1, Township of McKim as shown on a plan of subdivision prepared by R.V. Anderson Associates Limited and dated October 2011.
2. That prior to the signing of the final plan, the Planning Services Division shall be advised by the Ontario Land Surveyor responsible for preparation of the final plan, that the lot areas, frontages and depths appearing on the final plan do not violate the requirements of the Restricted Area By-laws of the Municipality in effect at the time such plan is presented for approval.
3. That the subdivision agreement be registered by the Municipality against the land to which it applies, prior to any encumbrances.
4. That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.
5. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury, concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
6. That the subdivision agreement contain provisions whereby the owner agrees that all the requirements of the subdivision agreement including installation of required services be completed within 3 years after registration.
7. Draft approval does not guarantee an allocation of sewer or water capacity. Prior to the signing of the final plan, the Director of Planning is to be advised by the General Manager of Infrastructure Services, that sufficient sewage treatment capacity and water capacity exists to service the development.
8. That this draft approval shall lapse 3 years from date of draft plan approval.
9. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS) with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

10. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the Director of Planning Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommend construction procedures for any proposed storm and sanitary sewers, stormwater management facilities, watermain, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. Included in this report must be details regarding the removal of substandard soils (if any) and placement of engineered fill (if required) for the construction of homes. Also, the report must include an analysis illustrating how the groundwater table will be lowered to a level that will not cause problems to adjacent boundary housing and will, in conjunction with the subdivision grading plan, show that basements of new homes will not require extensive foundation drainage pumping. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services.
11. All streets will be constructed to an urban standard, including the required curbs and gutters.
12. The owner shall provide a detailed lot grading plan prepared, signed, sealed, and dated by a professional civil engineer with a valid certificate of authorization for the proposed lots as part of the submission of servicing plans. This plan must show finished grades around new houses, retaining walls, sideyards, swales, slopes and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties and show the stormwater overland flow path.
13. The owner agrees to provide the required soils report, water, sanitary sewer and lot grading master planning reports and plans to the Director of Planning Services prior to the submission of servicing plans for any phase of the subdivision.
14. The owner shall develop a siltation control plan for the subdivision construction period to the satisfaction of the Director of Planning Services, Nickel District Conservation Authority and the Department of Fisheries and Oceans.
15. Any streetlights required for this subdivision will be designed and constructed by Greater Sudbury Hydro Plus Inc. at the cost of the owner.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

16. As part of the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated in to the lot grading plans if noted as required at locations required by the Director of Planning Services. Suitable provisions shall be incorporated into the Subdivision Agreement to ensure that the treatment is undertaken to the satisfaction of the Director of Planning Services.
17. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, Canada Post, Vianet and Eastlink (where applicable). This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.
18. The owner shall provide proof of sufficient fire flow in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing distribution system to service this subdivision will be borne totally by the owner.
19. The owner shall provide proof of sufficient sanitary sewer capacity in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing collection system and/or sewage lift stations to service this subdivision will be borne totally by the owner.
20. The regional storm overland flow route for the subject property shall be clearly delineated on the stormwater management and subdivision grading plans.
21. Prior to the submission of servicing plans, the owner shall have a stormwater management report and plan prepared, signed, sealed, and dated by a professional engineer with a valid certificate of authorization. Said report shall establish how the quantity and quality of stormwater will be managed for the subdivision development and assess the impact of stormwater runoff from this developed subdivision on abutting lands, on the downstream storm sewer outlet systems and on downstream water courses. The report shall deal with the control of both the 1:5 year, 1:100 year, and Regional Storm events, so as to limit the volume of flow generated on the site to pre-development levels. The owner shall be required to submit a comprehensive drainage plan of the subject property, and any upstream areas draining through the subdivision. The Regional Storm flow path is to be set out on the plan(s). The civil engineering consultant shall meet with the Development Approvals Section prior to commencing the stormwater management report.

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

22. A landscape plan shall be required. The plans will include the following:
- a. A description of how natural vegetation is being retained as much as possible;
  - b. The identification of trees and stands to be retained;
  - c. Measures to protect trees to be retained during and after construction;
  - d. A description of vegetation and trees to be removed and replacement strategy and measures;
  - e. A detailed planting plan to illustrate proposed replacement strategy and measures for lost vegetation, including trees; and,
  - f. The use of native species wherever possible.
23. The rezoning of the property shall require a subdivision agreement and during that process, based on anticipated quantities of removal of rock through blasting, the following conditions will be imposed:
- a. The developer will be required to provide a geotechnical report on how the work related to blasting shall be undertaken safely to protect adjoining structures and other infrastructure. The geotechnical report shall be undertaken by a blasting consultant defined as a professional engineer licensed in the Province of Ontario with a minimum of five (5) years experience related to blasting.
  - b. The blasting consultant shall be retained by the developer and shall be independent of the contractor and any subcontractor doing blasting work. The blasting consultant shall be required to complete specified monitoring recommended in his report of vibration levels and provide a report detailing those recorded vibration levels. Copies of the recorded ground vibration documents shall be provided to the contractor and contract administration weekly or upon request for this specific project.
  - c. The geotechnical report will provide recommendations and specifications on the following activity as a minimum but not limited to:
    - Pre-blast survey of surface structures and infrastructure within affected area
    - Trial blast activities
    - Procedures during blasting
    - Procedures for addressing blasting damage complaints

## **PUBLIC HEARINGS (CONT'D)**

### **APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

---

- Blast notification mechanism to adjoining residences
  - Structural stability of exposed rock faces
- d. The above report shall be submitted for review to the satisfaction of the Chief Building Official prior to the commencement of any removal of rock by blasting.
- e. Should the developer's schedule require to commence blasting and rock removal prior to the site plan agreement having been signed, a site alteration permit shall be required under the City of Greater Sudbury's By-law #2009-170 and shall require a similar geotechnical report as a minimum prior to its issuance.
- 24. That a restriction on the transfer of Block 16 shall be registered on the title and the owner shall agree to transfer Block 16 to the City of Greater Sudbury upon demand.
- 25. The owner shall agree to install a fence along the limits of Block 16 prior to the occupancy of dwellings on lots 7 and 8 and develop a path in Block 16 all to the satisfaction of the Director of Leisure Services.
- 26. a. The owner shall complete to the satisfaction of the Director of Planning Services of the City of Greater Sudbury and Canada Post:
  - i. Include on all offers of purchase and sale, a statement that advises the prospective purchaser:
  - ii. That the home/business mail delivery will be from a designated Centralized Mail Box; and,
  - iii. That the owner be responsible for officially notifying the purchasers of the Centralized Mail Box locations prior to the closing of any home sales.
- 26 b. The owner further agrees to:
  - i. Work with Canada Post to determine and provide temporary suitable Centralized Mail Box locations, which may be utilized by Canada Post until the curbs, boulevards and sidewalks are in place in the remainder of the subdivision;
  - ii. Install a concrete pad in accordance with the requirements of, and in locations to be approved by, Canada Post to facilitate the placement of Community Mail Boxes; and,

**PUBLIC HEARINGS (CONT'D)**

**APPLICATIONS FOR REZONING AND PLAN OF SUBDIVISION IN ORDER TO PERMIT THE DEVELOPMENT OF 15 SINGLE DETACHED DWELLINGS, FAIRLANE DRIVE, SUDBURY - DALRON CONSTRUCTION LIMITED (CONT'D)**

- iii. Identify the pad above on the engineering servicing drawings. The pad is to be poured at the time of the sidewalk and/or curb installation within each phase of the plan of subdivision.

- 26 c. The owner is required to determine the location of all centralized mail facilities in cooperation with Canada Post and to post the location of these sites on appropriate maps, information boards and plans.

**YEAS: Councillors Dutrisac, Belli, Craig, Kilgour**

**NAYS: Councillor Rivest**

**CARRIED**

**Adjournment**

Craig/Belli : That we do now adjourn.  
Time: 10:47 p.m.

**CARRIED**

\_\_\_\_\_  
COUNCILLOR DAVE KILGOUR, CHAIR

\_\_\_\_\_  
LISA OLDRIDGE, DEPUTY CITY CLERK

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Operations Committee Minutes of May 14, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the Operating Committee Minutes of May 14, 2012.

Signed By

No signatures or approvals were recorded for this report.

## MEETING OF THE OPERATIONS COMMITTEE OF THE CITY OF GREATER SUDBURY

Committee Room C-11  
Tom Davies Square

Monday, May 14, 2012  
Commencement: 5:32 p.m.

Chair

**COUNCILLOR JACQUES BARBEAU, IN THE CHAIR**

Present

Councillors Berthiaume; Caldarelli (D6:45pm); Kett; Landry-Altmann

City Officials

Greg Clausen, General Manager of Infrastructure Services; Roger Sauvé, Director of Transit Services & Fleet Services; David Shelsted, Director of Roads & Transportation Services; Nick Benkovich, Director of Water/Wastewater Services; Dave Kivi, Co-ordinator of Transportation & Traffic Engineering Services; Paul Javor, Operations Engineer, Water/Wastewater Services; Brigitte Sobush, Deputy City Clerk; Franca Bortolussi, Committee Secretary

Declarations of  
Pecuniary Interest

None declared.

**PRESENTATIONS**

Item 1  
Traffic Signals

Dave Kivi, Co-ordinator of Transportation & Traffic Engineering Services, made an electronic presentation regarding Traffic Control Signals. He explained different types of signals, justification for signals, traffic signal system and new devices.

Item 2  
Transit & Fleet  
Organizational/  
Operational Review

Report dated April 30, 2012 was received from the General Manager of Infrastructure Services regarding Transit & Fleet Organizational/Operational Review.

Roger Sauvé, Director of Transit & Fleet Services, introduced Chris Prentice, Senior Associate, IBI Group.

Chris Prentice made an electronic presentation regarding the Transit & Fleet Organizational/Operational Review. He outlined the study objections, key findings as well as proposed changes and recommendations.

At 6:45 p.m., Councillor Caldarelli departed.

The following recommendation was presented:



## **PRESENTATIONS (cont'd)**

Item 2  
Transit & Fleet  
Organizational/  
Operational Review

CS2012-37 Kett/Berthiaume: THAT the City of Greater Sudbury receive and review the report prepared by IBI Group titled "Transit and Fleet Organizational/Operational Review", dated May 2012, and direct staff to report back to Council as appropriate with recommendations for implementation.

**CARRIED**

## **CONSENT AGENDA**

The following recommendation was:

OP2012-38 Kett/Berthiaume: THAT the City of Greater Sudbury receive Item C-1 for information only.

**CARRIED**

The following is the Consent Agenda Item:

## **CORRESPONDENCE FOR INFORMATION ONLY**

Item C-1  
Winter Control  
Operations Update  
– March 2012

Report dated May 2, 2012 was received from the General Manager of Infrastructure Services regarding Winter Control Operations Update – March 2012 for information only.

OP2012-39 Kett/Berthiaume: THAT the City of Greater Sudbury receive the report dated May 2, 2012 from the General Manager of Infrastructure Services regarding Winter Control Operations Update – March 2012 for information only.

**CARRIED**

## **REGULAR AGENDA**

### **MANAGERS' REPORTS**

Item R-1  
Mutual Aid and  
Assistance Agreement  
for an Ontario Water /  
Wastewater Agency  
Response Network

Report dated May 4, 2012 was received from the General Manager of Infrastructure Services regarding Mutual Aid and Assistance Agreement for an Ontario Water / Wastewater Agency Response Network.

The following recommendation was presented:

OP2012-40 Kett/Berthiaume: THAT the City of Greater Sudbury receive the Water/Wastewater Services report dated May 4, 2012 entitled Mutual Aid and Assistance Agreement for an Ontario Water / Wastewater Agency Response Network ("Agreement");

## **MANAGERS' REPORTS (cont'd)**

Item R-1  
Mutual Aid and  
Assistance Agreement  
for an Ontario Water /  
Wastewater Agency  
Response Network  
(cont'd)

AND THAT staff be authorized to execute the Agreement, including future amendments, with the Ontario Water / Wastewater Agency Response Network (OnWARN), subject to the satisfaction of the General Manager of Infrastructure Services and the City Solicitor.

**CARRIED**

Item R-2  
On-Street Parking -  
Brookside Road,  
Chelmsford

Report dated May 1, 2012 was received from the General Manager of Infrastructure Services regarding On-Street Parking - Brookside Road, Chelmsford.

The following recommendation was presented:

OP2012-41 Kett/Berthiaume: THAT the City of Greater Sudbury prohibit parking on both sides of Brookside Road from 50 metres west of Errington Avenue to 220 metres west of Errington Avenue, between the hours of 7:30 a.m. and 4:30 p.m., Monday to Friday;

AND THAT a by-law be passed to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report dated May 1, 2012 from the General Manager of Infrastructure Services.

**CARRIED**

Item R-3  
Parking Meter Zones –  
Frood Road and  
Durham Street

Report dated May 1, 2012 was received from the General Manager of Infrastructure Services regarding Parking Meter Zones - Frood Road and Durham Street.

The following recommendation was presented:

OP2012-42 Kett/Berthiaume: THAT a parking meter zone be created on the east side of Frood Road between Elm Street and the Shopper's Drug Mart entrance;

AND THAT the parking meter zone be extended on the east side of Durham Street between Elm Street and Beech Street;

AND THAT a by-law be passed to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report dated May 1, 2012 from the General Manager of Infrastructure Services.

**CARRIED**

## **MOTIONS**

Item R-4  
Request for Direct  
Transit Service to  
Canada Revenue  
Agency

The following motion was presented by Councillor Berthiaume:

Berthiaume/Kett: WHEREAS, at its meeting of June 15th, 2011, Council received a Petition requesting increased bus services from Levack, Onaping, Dowling, Chelmsford & Azilda direct to the Canada Revenue Agency in Sudbury;

AND WHEREAS the Canada Revenue Agency employs a large number of residents from across the City of Greater Sudbury;

AND WHEREAS the City of Greater Sudbury Council's goal is to increase transit ridership in an effort to reduce greenhouse gas emissions;

AND WHEREAS direct, dedicated bus service to sites such as the Canada Revenue Agency should increase transit ridership and reduce the number of cars on the roads;

THEREFORE BE IT RESOLVED THAT staff be directed to investigate options for direct, dedicated transit service from Levack, Onaping, Dowling, Chelmsford & Azilda to the Canada Revenue Agency office situated at the corner of Lasalle Boulevard and Notre Dame Avenue in Greater Sudbury, and to present those options to the Operations Committee at its meeting of September 10th, 2012.

### **Amendment**

The following amendment to the motion was presented:

Berthiaume/Kett: THAT the motion be amended so that the words "direct" and "dedicated" be removed from the last paragraph.

**CARRIED**

### **Amendment**

The following amendment to the motion was presented:

Kett/Berthiaume: THAT the motion be amended so that the last paragraph be amended to include "using the Lasalle Boulevard and Notre Dame Avenue area as a possible pod to further enhance east west connectivity".

**CARRIED**

### **Main Motion as amended**

The main motion was presented as amended:

OP2012-43 Berthiaume/Kett: WHEREAS, at its meeting of June 15th, 2011, Council received a Petition requesting increased bus services from Levack, Onaping, Dowling, Chelmsford & Azilda direct to the Canada Revenue Agency in Sudbury;

## **MOTIONS (cont'd)**

Item R-4  
Request for Direct  
Transit Service to  
Canada Revenue  
Agency

Main Motion  
as amended

AND WHEREAS the Canada Revenue Agency employs a large number of residents from across the City of Greater Sudbury;

AND WHEREAS the City of Greater Sudbury Council's goal is to increase transit ridership in an effort to reduce greenhouse gas emissions;

AND WHEREAS direct, dedicated bus service to sites such as the Canada Revenue Agency should increase transit ridership and reduce the number of cars on the roads;

THEREFORE BE IT RESOLVED THAT staff be directed to investigate options for transit service from Levack, Onaping, Dowling, Chelmsford & Azilda to the Canada Revenue Agency office situated at the corner of Lasalle Boulevard and Notre Dame Avenue in Greater Sudbury and using the Lasalle Boulevard and Notre Dame Avenue area as a possible pod to further enhance east west connectivity, and to present those options to the Operations Committee at its meeting of September 10th, 2012.

**CARRIED**

Item R-5  
Request for Financial  
Assistance Program to  
Minimize Creek Bank  
Erosion to Private  
Properties

The following recommendation was presented by Councillor Dutrisac:

OP2012-44 Berthiaume/Kett: WHEREAS private properties along certain bodies of water are experiencing distress caused by the natural flow and related creek bank erosion;

AND WHEREAS, due to Provincial government funding reductions, the Nickel District Conservation Authority no longer offers a grant program to assist private property owners to stabilize the banks of natural water bodies along their properties to minimize erosion and loss of property and related infrastructure;

AND WHEREAS private property owners face tremendous and often unaffordable financial burdens in an effort to stabilize the banks of natural water bodies along their properties to minimize erosion and loss of property and related infrastructure;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury direct staff to investigate options to financially assist private property owners with their efforts to stabilize the banks of natural water bodies along their properties, to minimize erosion and loss of property and related infrastructure, and to present those options to the Operations Committee at its September 10th, 2012 meeting.

**MOTION LOST**

Operations Committee      2012-05-14      (5)

## **QUESTION PERIOD**

### **LED Lights**

With respect to LED lights, Councillor Landry-Altmann asked when installing traffic controlled lights, if four could be installed rather than three in the event it was need in the future.

The General Manager of Infrastructure Services indicated he will review this matter and advise the Committee

### **Street Sweeping**

Councillor Barbeau asked for an update on the street sweeping.

The General Manager of Infrastructure Services advised the street sweeping by city crews has been completed. The contractor, however, will not be able to meet the scheduled deadline. The contractor has brought in a third contractor to help with the street sweeping in order to have it completed by the long weekend. City equipment is being used to expedite the work.

Councillor Barbeau asked that this be communicated to the residents.

The General Manager of Infrastructure Services indicated he will work with Communications to get communications out this week.

Councillor Berthiaume stated that some streets in the Chelmsford area have not been done and asked that, as City crews have finished their work, they help with other areas.

The General Manager of Infrastructure Services indicated that City crews are helping.

### **Odour at Landfill Site**

Councillor Kett indicated he has been receiving calls from residents of the Moonlight Beach area near the landfill site complaining of the odour. He asked that the underlying problem causing the odour be investigated.

The General Manager of Infrastructure Services indicated that he will review this matter with the Director of Environmental Service and advise the Councillor.

## **NOTICES OF MOTION**

### **Left Turn Signals at Notre Dame Avenue and Kathleen Street, and Notre Dame Avenue and Leslie Street**

The following Notice of Motion was presented by Councillor Landry-Altmann:

WHEREAS according to City Council Resolution 2007-346, the Council of the City of Greater Sudbury adopted the International Charter for Walking, accepted the challenge to become the most

## **NOTICES OF MOTION (cont'd)**

Left Turn Signals at  
Notre Dame Avenue  
and Kathleen Street,  
and Notre Dame  
Avenue and Leslie  
Street (cont'd)

pedestrian friendly city in Ontario by 2015, safety being a primary consideration, and resolved that the Charter and challenge be considered in future planning, transportation, infrastructure and leisure decisions;

AND WHEREAS Council did receive the City of Greater Sudbury Sustainable Mobility Plan on June 16, 2010, which provides the framework for the community to move forward on active safe transportation strategies and initiatives;

AND WHEREAS accessibility has become part of the organizational culture at the City of Greater Sudbury and is considered in developing policies and programs pursuant to the [City of Greater Sudbury Municipal Accessibility Plan](#);

AND WHEREAS some intersections at major arteries without left hand turning signals do not accommodate residents requiring more time to cross due to physical challenges;

AND WHEREAS certain intersections in the City of Greater Sudbury are already equipped with left turn signals for safer pedestrian crossing;

AND WHEREAS traffic volumes on Notre Dame Avenue continue to increase;

AND WHEREAS residents in the Flour Mill area, including the Flour Mill CAN, by way of motion, have raised concerns about the length of time required and lack of safe passage by pedestrians to cross the lights at the busy intersections of Kathleen Street and Notre Dame Avenue and Leslie Street and Notre Dame Avenue;

THEREFORE BE IT RESOLVED THAT City of Greater Sudbury staff be directed to install left turn signals at the intersections of Notre Dame Avenue and Kathleen Street, as well as Notre Dame Avenue and Leslie Street;

BE IT FURTHER RESOLVED THAT City of Greater Sudbury staff be directed to develop a policy with respect to the addition of left turn signals for major arteries across the City of Greater Sudbury and to present the draft policy to the Operations Committee at its meeting of September 10, 2012.

Council Members noted that the above motion will be dealt with at the next Operations Committee meeting.

Adjournment

Berthiaume/Kett: THAT this meeting does now adjourn. Time:  
7:48 p.m.

**CARRIED**

---

Jacques Barbeau, Chair

---

Brigitte Sobush, Deputy City Clerk

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Audit Committee Minutes of May 22, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the Audit Committee Minutes of May 22, 2012.

Signed By

No signatures or approvals were recorded for this report.



**THE MEETING OF THE AUDIT COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

**Council Chamber  
Tom Davies Square**

**Tuesday, May 22, 2012  
Commencement: 4:02 p.m.**

**COUNCILLOR BERTHIAUME IN THE CHAIR**

**Present**

Councillors Cimino; Barbeau; Dutrisac; Dupuis; Rivest; Belli, Craig; Caldarelli; Kett; Landry-Altmann; Mayor Matichuk

**Staff**

Doug Nadorozny, Chief Administrative Officer; Bill Lautenbach, General Manager of Growth and Development; Nick Benkovich, Acting General Manager of Infrastructure Services; Catherine Matheson, General Manager of Community Development; Lorella Hayes, Chief Financial Officer / City Treasurer; Kristen Newman, Acting City Solicitor; Brian Bigger, Auditor General; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Kevin Fowke, Director of Human Resources / Organizational Development; Christopher St-Onge, Audio Visual Operator; Liz Collin, Committee Secretary

**Declaration of  
Pecuniary Interest  
and the General  
Nature Thereof**

None declared.

**PRESENTATIONS**

**Generally Accepted  
Government  
Auditing Standards  
(GAGAS) External  
Peer Review of the  
Internal Audit  
Activity at the City of  
Greater Sudbury**

Report dated May 15, 2012 regarding Generally Accepted Government Auditing Standards (GAGAS) External Peer Review of the Internal Audit Activity at the City of Greater Sudbury.

Donald Espersen, CIA, CRMA Team Leader, The Institute of Internal Auditors, gave an electronic presentation regarding the Generally Accepted Government Auditing Standards (GAGAS) External Peer Review of the Internal Audit Activity at the City of Greater Sudbury. He reviewed the following: the GAGS Peer Review Process objectives and activities; GAGAS compliance opinion; and the opportunities for improvement activity and oversight.

The following recommendation was presented:

AC2012-07 Matichuk/Dupuis: THAT the City of Greater Sudbury receive the report titled Generally Accepted Government Auditing Standards (GAGAS) External Peer Review of the Internal Audit Activity at the City of Greater Sudbury.

**CARRIED**

Adjournment

Matichuk/Dupuis: THAT we now do adjourn.  
Time: 4:43 p.m.

---

Councillor Claude Berthiame

---

Caroline Hallsworth, Executive Director,  
Administrative Services / City Clerk

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Finance and Administration Committee Minutes of May 22, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the Finance and Administration Committee Minutes of May 22, 2012.

Signed By

No signatures or approvals were recorded for this report.

# MEETING OF THE FINANCE AND ADMINISTRATION COMMITTEE OF THE CITY OF GREATER SUDBURY

Council Chamber  
Tom Davies Square

Tuesday, May 22, 2012  
Commencement: 5:21 p.m.

Chair

**COUNCILLOR TERRY KETT, IN THE CHAIR**

Present

Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Dupuis; Rivest; Kilgour, Belli; Caldarelli; Landry-Altmann; Mayor Matichuk

City Officials

Doug Nadorozny, Chief Administrative Officer; Nick Benkovich, Acting General Manager of Infrastructure Services; Catherine Matheson, General Manager of Community Development; Bill Lautenbach, General Manager of Growth & Development; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Lorella Hayes, Chief Financial Officer/Treasurer; David Shelsted, Director of Roads & Transportation Services; Darlene Barker, Manager of Compliance & Enforcement; Franca Bortolussi, Committee Secretary

Declarations of  
Pecuniary Interest

None declared.

**PRESENTATIONS**

Item 1  
2013-2015 Three Year  
Financial Forecast

Report dated May 14, 2012 was received from the Chief Financial Officer/Treasurer regarding 2013-2015 Three Year Financial Forecast.

Revised pages 14 and 16 of the Agenda regarding this report were distributed to Committee Members at the meeting.

Lorella Hayes, Chief Financial Officer/Treasurer, made an electronic presentation entitled 'Financial Forecast 2013 to 2015'. She explained in detail the Three Year Financial Forecast including key assumptions, declining revenues and anticipated expenditure pressures, the need for additional capital funding and the 2013 efficiencies and reductions.

The following recommendation was presented:

FA2012-14 Cimino/Barbeau: THAT the City of Greater Sudbury accept the 2013 to 2015 Three Year Financial Forecast as outlined in the report dated May 14, 2012 from the Chief Financial Officer/Treasurer;

## **PRESENTATIONS (cont'd)**

Item 1  
2013-2015 Three Year  
Financial Forecast  
(cont'd)

AND THAT staff be directed to develop the 2013 Base Budget including options for the Finance and Administration Committee to arrive at a municipal tax increase that approximates inflation;

AND THAT the 2013 Budget Schedule be approved.

**CARRIED**

## **CONSENT AGENDA**

The following recommendation was presented:

FA2012-15 Barbeau/Cimino: THAT the City of Greater Sudbury approve Finance and Administration Committee Consent Agenda Items C-1 and C-2 and receive Item C-3 for information only.

**CARRIED**

The following are the Consent Agenda Items:

## **ROUTINE MANAGEMENT REPORTS**

Item C-1  
2011 Year End  
Operating Budget  
Variance Report

Report dated May 11, 2012 was received from the Chief Financial Officer/Treasurer regarding 2011 Year End Operating Budget Variance Report.

FA2012-16 Cimino/Barbeau: THAT the City of Greater Sudbury accept the 2011 Year End Operating Budget Variance Report dated May 11, 2012, from the Chief Financial Officer/Treasurer.

**CARRIED**

Item C-2  
2011 Water Wastewater  
Variance Report

Report dated May 10, 2012 was received from the Chief Financial Officer/Treasurer regarding 2011 Water Wastewater Variance Report.

FA2012-17 Dutrisac/Caldarelli: THAT the City of Greater Sudbury accept the 2011 Water Wastewater Variance Report dated May 10, 2012 from the Chief Financial Officer/Treasurer and the General Manager of Infrastructure Services outlining the year end position.

**CARRIED**

## **CORRESPONDENCE FOR INFORMATION ONLY**

Item C-4  
Airport Ground  
Transportation and Taxi  
Licensing By-law

Report dated May 8, 2012 was received from the General Manager of Growth & Development regarding Airport Ground Transportation and Taxi Licensing By-law for information only.

## **CORRESPONDENCE FOR INFORMATION ONLY (cont'd)**

Item C-4  
Airport Ground  
Transportation and Taxi  
Licensing By-law

FA2012-18 Dutrisac/Caldarelli: THAT the City of Greater Sudbury receive the report dated May 8, 2012 from the General Manager of Growth & Development regarding Airport Ground Transportation and Taxi Licensing By-law for information only.

**CARRIED**

## **REGULAR AGENDA**

### **MANAGERS' REPORTS**

Item R-1  
Capital Policy

Report dated May 11, 2012 was received from the Chief Financial Officer/Treasurer regarding Capital Policy.

The following recommendation was presented:

FA2012-19 Caldarelli/Dutrisac: THAT the City of Greater Sudbury approve the amended Capital Policy, as per the report dated May 11, 2012 from the Chief Financial Officer/Treasurer;

AND THAT the necessary by-law be prepared.

**CARRIED**

Item R-2  
Licensing By-law  
Amendments for Street  
Sale Permits

Report dated May 8, 2012 was received from the General Manager of Growth & Development regarding Licensing By-law Amendments for Street Sale Permits.

The following recommendation was presented:

Berthiaume/Caldareli: THAT the City of Greater Sudbury approve an amendment to the City of Greater Sudbury Licensing By-law, 2004-350, that includes:

1. guidelines for the approval of locations of Street Sale Permits;
2. requirements of operators of Refreshment Vehicles to ensure the area of operation is cleaned up and garbage removed upon closing operations for the day; and
3. a process for allocating licenses to Street Sale Permit applicants each year, as described in the report dated May 8, 2012 from the General Manger of Growth & Development.

### **Amendment**

The following amendment to the motion was presented:

Belli/Kilgour: That the motion regarding by-law amendments for street sale permits be amended by the addition of Item 4 as follows:

## **MANAGERS' REPORTS (cont'd)**

Item R-2  
Licensing By-law  
Amendments for Street  
Sale Permits (cont'd)

If the street sale vendor is approved for a location within the area of a street closure permit for any special event, they will have the option of obtaining approval from the organizer of the event to remain at the location during the event, or requesting approval of the Issuer of Licenses for new location during the event, not closer than one (1) city block from the boundaries of the street closure permit.

### Amendment

**MOTION LOST**

### Main Motion

The main motion was again presented:

FA2012-20 Berthiaume/Caldarelli: THAT the City of Greater Sudbury approve an amendment to the City of Greater Sudbury Licensing By-law, 2004-350, that includes:

1. guidelines for the approval of locations of Street Sale Permits;
2. requirements of operators of Refreshment Vehicles to ensure the area of operation is cleaned up and garbage removed upon closing operations for the day; and
3. a process for allocating licenses to Street Sale Permit applicants each year, as described in the report dated May 8, 2012 from the General Manger of Growth & Development.

**CARRIED**

### Adjournment

Berthiaume/Caldarelli: THAT this meeting does now adjourn.  
Time: 6:34 p.m.

---

Councillor Terry Kett, Chair

---

Caroline Hallsworth, Executive Director,  
Administrative Services/City Clerk

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Hearing Committee Minutes of May 23, 2012.

#### Recommendation

THAT the City of Greater Sudbury adopt the Hearing Committee Minutes of May 23, 2012.

Signed By

No signatures or approvals were  
recorded for this report.



**THE MEETING OF THE HEARING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

Committee Room C-12  
Tom Davies Square

Wednesday, May 23, 2012  
Commencement: 4:00 p.m.

**COUNCILLOR JOE CIMINO IN THE CHAIR**

Present Councillors Barbeau; Caldarelli

Staff Jamie Canapini, City Solicitor; Guido Mazza, Director of Building Services/Chief Building Official; Eric Taylor, Manager of Development Approvals; Darlene Barker, Manager of Compliance and Enforcement Services; Tina Romanyszyn, By-law Enforcement Officer; Lisa Oldridge, Deputy City Clerk; Liz Collin, Committee Secretary

Declarations of  
Pecuniary Interest None declared.

**PUBLIC HEARINGS**

**MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER**

**The Hearing Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 15, 2012 was received from the General Manager of Growth and Development regarding motor vehicle / motorcycle racing – Gravel Drive, Hanmer.

Email of support dated May 22, 2012 from Don Langlois, city resident, was distributed at the meeting.

Petition of objection dated May 12, 2012 signed by 11 area residents was distributed at the meeting.

Letter of concern dated May 16, 2012 from area residents was distributed at the meeting.

Serge Soloman, the appellant, was present.

The Manager of Compliance and Enforcement Services outlined the report to the Committee.

## **PUBLIC HEARINGS (CONT'D)**

### **MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER (CONT'D)**

The By-law Enforcement Officer explained she visited the site on three different occasions. On her initial visit she noted there were three race tracks. She stated she viewed approximately 15 participants at the smaller track and some noise was heard. On her second visit, she stated no activity was occurring. On her third visit the main track was in use. She stated more noise was being generated than on her first visit. She also visited a neighbouring property where she could hear intermittent noise.

Mr. Soloman stated he developed the track for a safe and controlled environment for people to race. He gave an electronic presentation regarding the activities held on the property. The first race was held in 1998 and every summer to 2003. He feels there are inconsistencies in the by-laws. He stated races have been held on the property for many years without contact from the City. He was not aware of the non-conformity to the zoning by-law until the complaint was made. He stated the business license is required to obtain the racing permits. Two races are planned for this June and August. He has received many emails in support of the business. The closest race track is in Sault Ste. Marie. He stated all his events are sanctioned by the Canadian Motorsport Racing Corporation and are held between 9:00 a.m. and 5:00 p.m. He applied for rezoning and completed a noise assessment however it did not meet the Ministry of the Environment requirements. He requested an extension of up to five years to be able to save the funds to complete the noise assessment while he operates his business. He submitted a letter dated August 21, 1996 from Randall W. Lalande, Lalande, Keast, Paquette & Renzini Barristers and Solicitors, which states confirmation was given from the Regional Municipality of Sudbury that motor-cross practice racing could be held on the property.

Matthew Miron, city resident, stated he was speaking on behalf of his parents who are area residents. He requested the noise assessment be completed as the noise is an ongoing issue, disrupts neighbours and he feels the levels are not acceptable. He presented a video of the noise heard from his parent's property.

The Manager of Development Approvals stated a rezoning application was submitted in 2009 and deemed incomplete as the noise assessment submitted did not comply with the Ministry of the Environment guidelines. Information and internet links were provided to the appellant regarding the Ministry requirements to assist with the completion of the noise assessment.

Mr. Soloman stated the cost to complete the testing would be approximately \$15,000 and requested the license be extended to allow him to hold the racing events to be able to raise the funds required. He would like to see the business continue and is not only representing himself but the 100 members and children who use the track.

The Chair asked whether there was anyone else in the audience who wished to speak in favour or against this application and seeing none:

**PUBLIC HEARINGS (CONT'D)**

**MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER (CONT'D)**

**The Public Hearing concerning this matter was closed and the Hearing Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

HC2012-03 Caldarelli/Barbeau: THAT the City of Greater Sudbury uphold the decision of the Issuer of Licences to revoke the license issued to Valley East Motocross Park at 636 Gravel Road, Hanmer, to permit Motor Vehicle / Motorcycle Racing, issued August 10, 2011 and expiry date of December 31, 2012.

**YEAS: Councillors Barbeau, Caldarelli, Cimino**

**CARRIED**

**APPEAL OF ORDER TO REMEDY – ELM STREET, SUDBURY**

The Deputy Clerk informed the Committee that Peter Lee, the appellant, requested to defer the matter to the next Hearing Committee meeting.

Motion for Deferral      The Committee agreed to defer the above matter to the next Hearing Committee meeting.

Adjournment      Barbeau/Caldarelli: That we do now adjourn.  
Time: 5:22 p.m.

**CARRIED**

---

COUNCILLOR JOE CIMINO

---

LISA OLDRIDGE, DEPUTY CITY CLERK

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Report No. 11, City of Greater Sudbury Public Library Board Minutes of March 13, 2012.

#### Recommendation

THAT the City of Greater Sudbury received Report No. 11, City of Greater Sudbury Public Library Board Minutes of March 13, 2012.

Signed By

No signatures or approvals were recorded for this report.

**MINUTES OF THE ELEVENTH MEETING OF THE  
CITY OF GREATER SUDBURY PUBLIC LIBRARY BOARD**

March 13, 2012  
Main Branch

Commencement: 3:30 p.m.  
Adjournment: 5:44 p.m.

**PRESENT**

Councillor Craig; M. Lajeunesse; H. Piironen; M. Signoretti;  
P. Stopciati;

**REGRETS**

Councillor Cimino; M. Krüger; C. Derrenbacker;

**CITY STAFF**

R. Henderson, Director of Citizen Services; C. Zuliani, Manager of  
Heritage and Library Resources; R. Clouthier, Manager of Citizen  
Services; D. Kennedy, Administrative Assistant

**DECLARATIONS OF  
PECUNIARY INTEREST  
AND GENERAL NATURE  
THEREOF**

None declared

**MARTIN LAJEUNESSE IN THE CHAIR**

**MINUTES**

The following motion was presented:

2012-30 Piironen/Signoretti  
THAT the minutes of the Tenth Meeting of the Greater Sudbury  
Public Library Board held on January 24, 2012, be adopted.

**CARRIED**

The Chair requested consensus from the board members to  
amend the resolution regarding the Downtown Master Plan. He  
explained that his amendment did not change the intent of the  
motion; but, only changed a few words. The board members  
unanimously concurred to amend the resolution and agreed to  
deal with the matter after the presentation section of the agenda.

**PRESENTATIONS**

Electronic Presentation 2010 Ontario Performance Measures for  
Libraries – Sue McCullough  
Quality and Performance Initiatives Coordinator

Ms. McCullough distributed two (2) handouts to the board  
members regarding the Ontario Municipal CAOs benchmarking  
Initiative. Her presentation explained how the OMBI data-set  
helps to show where the CGS Public Library stands compared to  
its peers in delivering library services and also, where it might go  
to enhance those services. A question and answer period took  
place throughout the discussion.

The Chair thanked Ms. McCullough for the informative presentation.

The following motion was presented:

2012-31 Piironen/Signoretti

THAT resolution 2012-28 has been amended to read as follows:

That the Greater Sudbury Public Library Board endorse the Downtown Master Plan and that further it is recommended that the plan be amended to include an exploration of the viability of a new main library and that it be included in the Plan's list of 20 items to move the plan forward.

**CARRIED**

## **REPORTS**

### **South Branch Update**

The Director presented a slide show of photographs on the progress of the South End Community Library project. He informed the board members that the library project is proceeding on schedule. Board members agreed that the April 17<sup>th</sup> meeting would include a tour of the project. The Manager of Libraries and Heritage Resources outlined to the board members plans for the upcoming fundraising events that included a media launch. She also distributed material to the board for soliciting business and public donations.

### **Meeting Rooms Policy**

Report from the Director of Citizen Services dated February 17, 2012, regarding the Greater Sudbury Public Library Meeting Room, Display Case and Equipment Policy and Meeting Room Contract Review was received.

The Director reviewed the report with the board members stating that the report was presented for discussion. He described a number of contentious situations where the staff had difficulty in deciding who was allowed to book the library meeting rooms. The Manager of Libraries and Heritage Resources stated that the policy required language to allow staff discretion when taking bookings for the meeting rooms from organizations and the public. She added that the policy review would also provide an opportunity to review rates for use of library equipment.

The Chair suggested that it would be beneficial to the board members in their review of the policy to have local hotel meeting room rates and a copy of a typical month of library meeting room rentals available to assist them in the review. Staff agreed to have this material available for the board's reference.

## **CORRESPONDENCE**

The Chair inquired as to the status of the New Sudbury History Committee request regarding the New Sudbury meeting room. The Director indicated to the board members that staff had

attended a meeting with the group and they had agreed to a partnership with the library. The Manager explained to the board members that the group's meetings would be a sponsored library event, open to the public and publicized by the library.

The Board received a request from board member Mette Krüger who is presently on a maternity leave, requesting a temporary leave of absence from her board duties. The board members discussed that matter and the following resolution was presented:

2012-32 Stopciati/Craig

THAT the City of Greater Sudbury Public Library Board authorize a temporary leave from Library Board duties to Mette Krüger from March 2012 to January 2013.

**CARRIED**

### **NEW BUSINESS**

The Chair stated that a report from the Director regarding the Library Reserve Fund would be addressed in new business. Board members concurred.

Report from the Director of Citizen Services dated March 13, 2012, regarding the South End Library Redevelopment Project was received.

The Director reviewed the report with the board members advising that the Friends of the Greater Sudbury Public Library had committed to raise funds to support the purchase of new equipment and furnishings for the new South Branch library; but, that the campaign was not expected to pick up momentum until April. The report requested that for this reason, staff was asking the board to consider drawing \$100,000 from the Library reserve fund toward the purchase of furniture and equipment for the new library. He advised that this year the total Library reserve account total was \$150,000. If approved, the motion would require Council approval at their April 17<sup>th</sup> meeting.

There was discussion by the board members on various options of purchasing the furnishings and how much would come from the reserve fund as the board wanted to ensure there were adequate and appropriate furnishings for the new branch.

Board member M. Signoretti initiated a discussion on the option of leasing furnishings. The Board members discussed the feasibility of purchasing or leasing the furniture.

Board member M. Signoretti declared a conflict of interest as his company may have an interest in bidding on the lease of furnishings. Having declared a conflict the member refrained from voting on the motion.

2012-33 Piironen/Stopciati

THAT the Greater Sudbury Public Library Board allocate \$100,000 from the Library Reserves Fund toward the purchase of new furniture and equipment for the South End Library Redevelopment Project.

**CARRIED**

The Director distributed the Strategic Plan for the Library and invited the board members to the March 27<sup>th</sup> Council meeting when the plan would be presented.

**ADJOURNMENT**

The following motion was presented:

2012-34 Signoretti/Piironen

THAT this meeting does now adjourn. Time: 17:44 p.m.

**CARRIED**

---

Ron Henderson, Secretary

---

Martin Lajeunesse, Chair



Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Report No. 11, Downtown Sudbury Board Minutes of April 3, 2012.

#### Recommendation

THAT the City of Greater Sudbury receive Report No. 11, Downtown Sudbury Board Minutes of April 3, 2012.

Signed By

No signatures or approvals were recorded for this report.

## **11<sup>th</sup> MEETING OF THE BOARD OF DIRECTORS OF 'DOWNTOWN SUDBURY'**

**Tuesday, April 3, 2012**

**Greater Sudbury Police Services Board Room**

**A REGULAR MEETING OF THE BOARD HELD AT 4:00 P.M.**

**J. MACINTYRE IN THE CHAIR.**

### **PRESENT**

S. Vincent, J. Chevrier, P. Thurston, J. Browning, A. Lenardich, N. McAloney

### **REGRETS**

D. Brouse, F. Belli

### **ALSO PRESENT**

M. Luoma – Executive Director

Guests – Police Chief Frank Elsner & Members of Staff, Councillor Calderelli

## **GUESTS**

Chief Frank Elsner and members of his Staff (including members of the 'Community Response Unit') were present to discuss various downtown 'safety and security' concerns ... including a presentation by Inspector Keetch.

Discussion highlights included:

- \*ongoing commitment to downtown ... including ongoing relationship with the BIA
- \*Community Based Policing ... active community involvement in developing solutions to issues
- \*Intelligence Led Policing – Place Based Policing ... utilizing concrete data to isolate and locate specific areas of need
- \*perception vs reality – particularly relating to the downtown ... based on the data – Downtown Sudbury is a safe area
- \*'Beats & Bikes' which normally have begun in June ... will be out much earlier this year
- \*Uniform and Tactical will be additional resources
- \*focus will be on 'hot spots' ... as per data

Following lengthy discussion, Directors were taken on a 'tour' of the Lions Eye in the Sky camera program

## **CONSENT AGENDA**

### **APPROVAL OF MINUTES**

**12-17 McAloney – Chevrier**

**THAT** Items C-1 to C-3, contained in the Consent Agenda, as duplicated and circulated, be hereby accepted.

**CARRIED**

#### **C-1 Board of Directors**

**12-18 Chevrier – McAloney**

**THAT** the minutes of the 11<sup>th</sup> Meeting of the Board (March 12, 2012), as duplicated and circulated, be hereby accepted.

**CARRIED**

#### **C-2 Downtown Parking**

**12-19 Chevrier – McAloney**

**THAT** the minutes of the Downtown Parking meeting dated March 13, 2012, as duplicated and circulated, be hereby accepted.

**CARRIED**

**C-3** **Downtown Marketing**

**12-20** **Chevrier – McAloney**

**THAT** the minutes of the Marketing/Special Events meetings dated March 20<sup>th</sup> & April 2<sup>nd</sup>, 2012, as duplicated and circulated, be hereby accepted.

**CARRIED**

**REGULAR AGENDA**

**R-1** **CHAIR'S REPORT**

J. MacIntyre reported on the Downtown Master Plan Information Session to be hosted by the 'Downtown Community Liaison Group' (the working committee through the Master Plan process):

**\*Tuesday, April 10<sup>th</sup> ... 4:30pm – 5:30pm ... @ Fromagerie Elgin**

**\*Purpose** – to share the Downtown Vision with City Business Leaders ... as well as to solicit support to the project in order to further acknowledge that this is a community support project that includes community support/action ... not reliant upon only the municipality for implementation/success

**\*members of the CLG are inviting 'Business Leaders' that they are personally acquainted with**

**\*pending the success of this ... additional sessions may be scheduled**

**R-2** **EXECUTIVE DIRECTOR'S REPORT**

Report covering March activities was previously circulated. Questions were invited.

**12-21** **Chevrier – McAloney**

**THAT** the Executive Director's Report, dated March, as duplicated and circulated, be hereby accepted.

**CARRIED**

**R-3** **PROGRAM/PROJECT UPDATES**

(Update previously circulated.)

**Downtown Master Plan**

**\*Directors were reminded that Planning Staff will be presenting the Plan to City Council – Tuesday, April 17<sup>th</sup>**

**Marketing**

J. MacIntyre declared a Conflict of Interest in this portion and did not partake in the discussion nor vote on any segment. (due to previous RFP discussions)

April 2<sup>nd</sup> Minutes were circulated, including details of the recommendation for Marketing 2012 ... change from original recommendation (RFP), media, website, social media presence, etc. J. Chevrier presented the outline of the details ... including proposed new 'tag line' ... *Our Downtown is Changing – Be a Part of It* ... strongly supported and endorsed by Directors. Further to discussion, the following resolution was presented:

**12-22** **Chevrier – McAloney**

**THAT** the Board supports and approves the recommendation of the Marketing/Events Committee for the 2012 Marketing Campaign as outlined in the minutes of the April 2, 2012 and as presented.

**CARRIED**

**NEXT MEETING**

**May 7<sup>th</sup> 4:30 p.m.**

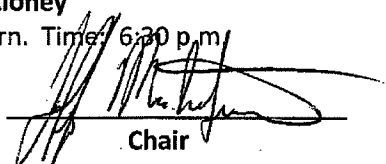
**Guest – Sylvia Barnard, Cambrian College**

**ADJOURNMENT**

**12-23** **Chevrier – McAloney**

**THAT** we do now adjourn. Time: 6:30 p.m.

**CARRIED**

  
Chair

  
Executive Director

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Report No. 3, Sudbury & District Board of Health Minutes of April 19, 2012.

#### Recommendation

THAT the City of Greater Sudbury received Report No 3,  
Sudbury & District Board of Health Minutes of April 19, 2012.

Signed By

No signatures or approvals were  
recorded for this report.

**UNAPPROVED MINUTES – THIRD MEETING  
SUDBURY & DISTRICT BOARD OF HEALTH  
BOARDROOM, SECOND FLOOR, SUDBURY & DISTRICT HEALTH UNIT  
THURSDAY, APRIL 19, 2012, AT 1:30 P.M.**

**BOARD MEMBERS PRESENT**

Claude Belcourt  
Janet Bradley  
Evelyn Dutrisac  
Rita Pilon  
Jim Walsh

Fabio Belli  
Madeleine Dennis  
Brigita Gingras  
Ursula Sauvé

Claude Berthiaume  
Ron Dupuis  
Ken Noland  
Brenda Spencer

**STAFF MEMBERS PRESENT**

Bruce Fortin  
Marc Piquette

Sandra Laclé  
Rachel Quesnel (Secretary)

Dr. Na-Koshie Lamptey  
Dr. Penny Sutcliffe

Media

**R. DUPUIS PRESIDING**

**1.0 CALL TO ORDER**

The meeting was called to order at 1:30 p.m.

**2.0 ROLL CALL**

**3.0 DECLARATION OF CONFLICT OF INTEREST**

None.

**4.0 DELEGATION / PRESENTATION**

**i) Rabies Prevention and Control: 2001-2011**

- Stacey Laforest, Manager, Environmental Health Division

S. Laforest provided information regarding prevention and control for rabies, a deadly viral disease.

Under the Ontario Public Health Standard and Protocol, health units are required to prevent the occurrence of rabies in humans. Health units achieve this goal by investigating incidents of suspected rabies exposure, collaborating with provincial and federal agencies to test specimens and monitor the animal population for rabies, and providing public education regarding rabies prevention and control.

There is currently one confirmed human case of rabies being treated in Toronto. The case has a recent history of travel to the Dominican Republic, and the source of the exposure is currently under investigation. Human rabies cases are extremely rare in Ontario. The last confirmed human case of rabies acquired in Toronto was in 1931 and in Ontario was in 1967.

The Sudbury & District Health Unit (SDHU) investigates all reported cases of suspected rabies exposure and the role of the public health inspector in such an investigation was

explained. Aside from the 2002 animal rabies outbreak, the SDHU receives approximately 250 reports of suspected rabies exposures in humans in an average year.

Board members were also informed of the assessment and surveillance procedures in the event of a potential human rabies exposure.

The SDHU works on an ongoing basis with community partners, including local schools, physicians, veterinarians, municipal animal control services, and SPCA offices to improve public knowledge in regards to rabies prevention. For Rabies Awareness month in May, the SDHU will be issuing a media release as well as offering presentations to local elementary schools, and distributing printed material to veterinary and SPCA offices in an effort to increase public awareness about rabies prevention.

Questions were entertained and the Board thanked S. Laforest for providing them with a heightened understanding and awareness of this disease and the SDHU's role with the rabies program.

## **5.0 MINUTES OF PREVIOUS MEETING**

### **i) Second Meeting – February 16, 2012**

#### **18-12 APPROVAL OF MINUTES**

***Moved by Belcourt – Spencer: THAT the minutes of the Board of Health meeting of February 16, 2012, be approved as distributed.***

**CARRIED**

## **6.0 BUSINESS ARISING FROM MINUTES**

### **i) Negotiation of Performance Targets for the Accountability Agreement Indicators**

- Letter from the Public Health Division Acting Executive Director and Assistant Deputy Minister of the Health Promotion Division of the Ministry of Health and Long-Term Care dated February 8, 2012
- Letter from the Hastings & Prince Edward Counties Board of Health to the Chief Medical Officer of Health dated March 7, 2012

As an update from the January 19, 2012, Board meeting, Dr. Sutcliffe reported that the SDHU has not received a response from the MOHLTC yet regarding the SDHU's proposed performance indicator targets.

The Senior Management Team has established an internal mechanism to monitor compliance and to report the same to the Board on an ongoing and regular basis.

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

### **i) April 2012 – Medical Officer of Health / Chief Executive Officer Report (MOH/CEO)**

Words for thought reference a report by Cancer Care Ontario (CCO) and Public Health Ontario on chronic disease including cancer and the Executive Summary of the "Taking Action to Prevent Chronic Disease" report is included with today's agenda package. Given CCO is a health partner who predominantly focuses on treatment and screening, this

health promotion partnership is an important investment in chronic disease prevention. The report makes 22 recommendations to the provincial government across many ministries for evidence-informed actions to guide a provincial strategy.

Board of Health members were thanked for arriving early today for the Board group photo taken prior to today's Board meeting.

Dr. Sutcliffe stated that this month's report summarizes activity related to her role as Chair of the Council of Medical Officers of Health (COMOH). She observed that there seems to be increasing attention at the provincial level on the prevention of chronic disease such as is referenced in the *Ontario's Action Plan For Health Care*.

MOHLTC officials have indicated that the provincial *Action Plan* will guide Ontario's health care goals and that the provincial government is not considering implementation of recommendation 5-78 from the *Commission on the Reform of Ontario's Public Services Report* (Drummond Report) "*Integrate the public health system into the other parts of the health system (i.e., Local Health Integration Networks)*".

As part of an internal review of procurement processes, the SDHU undertook a Request for Proposal for the provision of benefits consulting services and is in the process of negotiating a service agreement with the preferred proponent. Work will then commence with the consultant to identify cost containment strategies, assess the strategies and implement the approved actions.

The financial statements for the period ending February 29, 2012, shows a positive variance in the cost-shared programs of \$196,472. Dr. Sutcliffe noted that these are the first financial statements being shared with the Board for 2012. Progress continues to be made towards achieving the 2012 budgeted vacancy rate of \$297,946. The Board was reminded that the Corporate Services team submitted the grant request to the MOHLTC and we do not expect to be informed of the Ministry grants until into the summer months.

During the National Colorectal Cancer Awareness Month in March, the SDHU partnered with the North East Regional Cancer Program, the Cancer Prevention and Screening Network, ColonCancerCheck, and the Ontario Hockey League's Sudbury Wolves to urge Ontarians to take a snapshot at colorectal cancer, the second leading cause of cancer death and the third most diagnosed cancer in Ontario.

An interesting project with the SDHU's school team recruited youth/young adult volunteers to support tobacco prevention initiatives and to engage the youth in a creative way to discuss why people are smoking. As part of a northeast tobacco youth photovoice activity, the youth received training on photography and photo editing with plans to capture, in a visual format, a youth perspective on why young people start to smoke. The visual story will be shared with other youth and adults later this spring. This information will help the SDHU better understand the higher smoking rates in youth within our area compared to the provincial rates.

Under the leadership of Interim Director, Shelley Westhaver, the RRED Division has undergone a review and transition and has reformulated its purpose to focus on the OPHS Foundational Standard and the Professional Practice and Development functions and to ensure that the Division's key "client" is SDHU staff. Through funding for the Chief Nursing Officer initiative, a Manager of Professional Practice and Development has been hired.

Questions regarding the April MOH/CEO report were entertained.

## 19-12 ACCEPTANCE OF REPORT

***Moved by Sauvé – Belcourt: THAT the Report of the Medical Officer of Health/ Chief Executive Officer for the month of April 2012 be accepted as distributed.***

**CARRIED**

## 8.0 NEW BUSINESS

### i) Items for Discussion

#### a) First Nations and Public Health

- First Nations and Public Health Power Point - Recap and Discussion for Board Strategic Direction
- Briefing Note from Dr. P. Sutcliffe, Medical Officer of Health and Chief Executive Officer to the Board of Health dated November 10, 2011

Board members were thanked for their attendance and participation at the orientation workshop held on March 26, 2012, with special guests, Chief Medical Officer of Health, Dr. A. King and MOHLTC Director, L. Walker.

With the assistance of printed Power Point presentation, Dr. Sutcliffe recapped the SDHU's work and Board discussions to date on this matter.

At its November 10, 2011, meeting, the Board recognized the worse overall health status and socioeconomic challenges facing First Nations peoples in Canada and the historic separation between provincial public health systems and federally funded public health systems, and directed the MOH to convene a workshop for the Board.

A workshop was held on March 26, 2012, to orient the Board to fundamental issues to be better positioned to determine Board direction in this matter. Key points brought forward at the March 26 session included:

1. What do we know about area First Nations and issues affecting health?
2. What public health/health care services already exist on reserve?
3. How does the SDHU already interact with area First Nations?
4. What is the legal context of working with First Nations?
5. What about funding?
6. What are other boards of health doing?
7. What are possible next steps

There are 13 First Nations in the SDHU catchment area with seven on Manitoulin Island, five in the Sudbury District, and one within the City of Greater Sudbury. There is a First Nation population of 5,745 on-reserve and 14,586 total for on and off reserve with over 80% of First Nation people in our area living on Manitoulin Island. It was recognized that the demographic and health information is incomplete for our area.

The status of federally funded public health programs and services was reviewed, acknowledging that our data sources are from websites and some of our own experience. Further dialogue would be required to better understand such programs and services.



Although there are no specific agreements or policy direction, staff explained that they feel that the SDHU has productive relationships with area First Nations communities. The SDHU is responsive to requests and proactive when there are funding opportunities or special initiatives. The SDHU does not provide direct health protection or regulatory role with area First Nations.

The question of legislative jurisdiction is a difficult one. The provincial Health Protection and Promotion Act (HPPA) is the framework for public health governance and programs and services in Ontario; however, different interpretations exist as to the applicability of this legislation on First Nations lands. It was explained that the HPPA provides for agreements with the council of a band under section 50 of the Act. These agreements provide for a framework for Boards to provide programs and services to band members. In such cases, the band agrees to accept the responsibilities of an obligated municipality and the band has the right to appoint a member of the band to the Board of Health.

In the province, one Board has had a Section 50 agreement since the 1960's and another Board is currently finalizing an agreement pursuant to the request of the First Nations. It was noted that the SDHU has not had any requests.

The Board was provided with a range of possible next steps. It was proposed that we explore how we can adapt and orient our programs and services; explore opportunities for improved coordination and engage with area First Nations to better understand potential issues.

Dr. Sutcliffe noted that she has consulted with other MOHs to determine what has worked with other Boards. She also clarified the SDHU's role with First Nations during an outbreak and noted that we have good partnerships with the First Nations health care providers.

It was noted that the issue of public health and First Nations is an important one for the Board to pursue and that our further dialogue must be inclusive and respectful, looking to establish collaborative relationships for long term health improvements.

## **20-12 FIRST NATIONS AND PUBLIC HEALTH**

***Moved by Sauvé – Noland: THAT the Sudbury & District Board of Health, having carefully considered issues of health status, health services, historical relationships, and applicable legislation concerning area First Nations on-reserve; and having given thoughtful consideration to its strategic priorities of championing equitable opportunities for health, strengthening relationships with priority communities and partners, and supporting community voices to speak about issues that impact health equity; hereby direct the Medical Officer of Health to engage in dialogue with area First Nations' leaders to explore the potential needs and strategies for strengthening public health programs and services with area First Nations.***

**CARRIED**

### **b) 2012 Association of Local Public Health Agencies (aLPHa) Annual Conference, Niagara Falls, June 10, 11 and 12, 2012**

- Registration Information and Preliminary Program for Changing the Conversation, aLPHa's 2012 Annual Conference, June 10-12, Hilton Hotel & Suites Niagara Falls/Fallsview

Board members are encouraged to take advantage of this continuing education opportunity and to attend this annual conference. The conference includes the Board of Health section meeting and educational sessions which are relevant to public health. If interested, board members are to contact R. Quesnel at their earliest convenience for registration.

**c) Report of the Commission on the Reform of Ontario's Public Services**

- Toronto Board of Health Response to the Report dated February 27, 2012
- alPHa Board's Response to the Report to the Premier of Ontario dated March 1, 2012
- Letter from the Premier of Ontario to the alPHa Board dated March 8, 2012

Dr. Sutcliffe commended the full report from the Toronto Public Health regarding the Report of the Commissions (Drummond Report) for the Board's review as the Toronto Staff Report is very well done and the Drummond Report recommendations related to public health are effectively synthesized. The Toronto Board of Health recommends the MOHLTC undertake a comprehensive assessment of the implications of public health recommendations and a consultation process from a public health perspective.

Dr. Sutcliffe noted that more recently, we have heard that the government "compass" on health is its *Action Plan*.

**ii) Correspondence**

**a) Panorama Phase 1 Funding**

- Letter from the Minister of Health and Long-Term Care to Sudbury & District Board of Health Chair dated February 23, 2012

No discussion.

**b) 2012 Provincial Budget Highlights**

- Prepared by alPHa dated March 27, 2012

No discussion.

**c) 2011 Nutritious Food Basket**

- Letter from Durham Region Health & Social Services Committee of Regional Council to the Premier of Ontario dated February 17, 2012

No discussion.

**d) One-Time Funding for H1N1 and PHRED Program**

- Letter from the Minister of Health and Long-Term Care to the Sudbury & District Board of Health Chair dated March 30, 2012

No discussion.

## 21-12 ACCEPTANCE OF NEW BUSINESS ITEMS

**Moved by Gingras – Belli: THAT this Board of Health receives New Business items 8 i) to ii).**

**CARRIED**

## 9.0 ITEMS OF INFORMATION

- |      |   |                                       |
|------|---|---------------------------------------|
| i)   | Senior Management Executive Committee Minutes   | January 30, 2012 and<br>March 2, 2012 |
| ii)  | Ministry of Education News Release Re:<br>Protecting Student Athletes – New Concussion<br>Strategy        | March 6, 2012                         |
| iii) | Executive Summary Taking Action to Prevent<br>Chronic Disease: Recommendations for a<br>Healthier Ontario |                                       |
| iv)  | Public Health Ontario Connections   | March 2012                            |
| v)   | RRED Division Pamphlet  |                                       |
| vi)  | Inside Edition  | February 2012                         |
| vii) | Sudbury and Manitoulin Districts' Community Food<br>Security Directory                                    | 2011-2012                             |

These items are shared for the Board's information.

The Resources, Research, Evaluation and Development (RRED) division pamphlet was recently developed given the refocusing of the division. The pamphlet will be used primarily to communicate the division's roles and responsibilities with other divisions internally; however, it may be useful externally as well.

## 10.0 ADDENDUM

### 22-12 ADDENDUM

**Moved by Gingras - Belli: THAT this Board of Health deals with the items on the Addendum.**

**CARRIED**

- i) **2012 Ontario Council on Community Health Accreditation (OCCHA) Accreditation Questionnaire**
- Briefing Note from the Medical Officer of Health dated April 19, 2012
  - OCCHA Questionnaire for Board Members

The SDHU's accreditation onsite survey is scheduled for May 14-16, 2012, and OCCHA is requesting Board members complete a Board questionnaire by April 30. Submission options were provided to the Board members and the electronic copy of the questionnaire will be sent following today's Board meeting.

- ii) **First Nations and Public Health**
- Letter from the Chief Medical Officer of Health to the Sudbury & District Health Unit Medical Officer of Health dated April 17, 2012

A follow-up letter from the Chief MOH regarding the March 26, 2012, Board education workshop confirms that the discussion was valuable from our perspective as well as from the Ministry's perspective. The CMOH is encouraging the SDHU to continue discussions on this matter.

**iii) Association of Local Public Health Agencies (alPHA)'s Executive Committee Meeting with the Deputy Minister of Health and Long-Term Care, Saad Rafi**

- Meeting notes dated April 12, 2012

A summary of a meeting between alPHA Board members and the Deputy Minister of Health and Long-Term Care, prepared by COMOH Chair, Dr. Sutcliffe and alPHA Executive Director, L. Stewart, has been shared with all boards of health. Key points of the discussion were summarized.

**iv) Public Health Ontario Connections - April 2012**

This monthly external newsletter from Public Health Ontario is shared for information.

**v) Inside Edition – March 2012**

The Inside Edition is the SDHU's internal newsletter and is shared with the Board for information.

**11.0 IN CAMERA**

**23-12 IN CAMERA**

***Moved by Berthiaume - Walsh: THAT this Board of Health goes in camera.  
Time: 2:25 p.m.***

**CARRIED**

**M. DENNIS PRESIDING**

- i) Personnel
- ii) Personnel
- iii) Personnel

**12.0 RISE & REPORT**

**24-12 RISE & REPORT**

***Moved by Walsh - Berthiaume: THAT this Board of Health rises and reports.  
Time: 2:50 p.m.***

**CARRIED**

**RON DUPUIS PRESIDING**

It was reported that three personnel items were discussed and the following two motions emanated from the in-camera component of today's Board meeting:

## **25-12 APPROVAL OF IN CAMERA MEETING NOTES**

***Moved by Walsh – Sauvé: THAT this Board of Health approve the meeting notes of the February 16, 2012, 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**

## **26-12 ONA MEMORANDUM OF SETTLEMENT**

***Moved by Noland – Spencer: That the Board of Health ratifies the Memorandum of Settlement between the Sudbury & District Health Unit and Ontario Nurses Association dated February 23, 2012.***

**CARRIED**

## **13.0 ANNOUNCEMENTS / ENQUIRIES**

It was shared that former Board member, Mr. Norman Love, passed away at the age of 97.

In celebration of National Volunteer Week April 16-20, Board members received two lime green bracelets with the National Volunteer Week motto: Passion, Action, Impact. One bracelet was for board members, and the second to pass on to a colleague or friend who volunteers.

The Board congratulated the SDHU's volunteer program as well as the 135 volunteers who provided the 2,829 hours of service within 13 volunteer roles at the SDHU in 2011.

## **14.0 ADJOURNMENT**

### **27-12 ADJOURNMENT**

***Moved by Bradley – Dutrisac: THAT we do now adjourn. Time: 2:54 p.m.***

**CARRIED**

---

(Chair)

---

(Secretary)

Presented To: City Council

Presented: Tuesday, May 29, 2012

Type: Minutes

## Minutes

### Tender Opening Committee Minutes of May 23, 2012.

#### Recommendation

THAT the City of Greater Sudbury received the Tender Opening Minutes of May 23, 2012.

Signed By

No signatures or approvals were recorded for this report.

MINUTES OF THE TENDER OPENING COMMITTEE MEETING  
\* UNOFFICIAL BID RESULTS

Committee Room C-21  
2<sup>nd</sup> Floor, Tom Davies Square  
2012-05-23  
Commencement: 2:30 p.m.  
Adjournment: 2:35 p.m.

**S. ROCCA, SUPPLIES AND SERVICES CO-ORDINATOR IN THE CHAIR**

Present: T. Sweeney, Accountant; A. Cardamone, Engineering Technician; T. Gunn,  
Secretary to the Manager of Supplies & Services/Purchasing Agent

**CONTRACT ENG12-28, TENDER FOR ASPHALT/CONCRETE REINSTATEMENT – SOUTH SECTION**

Tenders for Contract ENG12-28, Tender for Asphalt/Concrete Reinstatement – South Section were received from the following Bidders:

<b><u>Bidder</u></b>	<b><u>Total Price (Excl. HST)</u></b>
Pioneer Construction Inc.	\$465,105.29
K.J. Beamish Construction Co. Limited	\$357,966.50
Interpaving Limited.	\$377,310.00

The foregoing tenders were turned over to the Supplies & Services Co-Ordinator for review.

**CONTRACT ENG12-29, TENDER FOR ASPHALT/CONCRETE REINSTATEMENT – SOUTH EAST SECTION**

Tenders for Contract ENG12-29, Tender for Asphalt/Concrete Reinstatement – South Section were received from the following Bidders:

<b><u>Bidder</u></b>	<b><u>Total Price (Excl. HST)</u></b>
Pioneer Construction Inc.	\$336,106.23
K.J. Beamish Construction Co. Limited	\$310,932.50
Interpaving Limited.	\$284,102.00

The foregoing tenders were turned over to the Supplies & Services Co-Ordinator for review.

---

Chairman

---

Secretary

T.O.C. 2012-05-23

## For Information Only

### Drinking Water Quality Management System Update and Standard of Care Responsibilities

Presented To:	City Council
Presented:	Tuesday, May 29, 2012
Report Date	Wednesday, May 16, 2012
Type:	Correspondence for Information Only

### Recommendation

Staff recommend that the WCWC be retained to deliver the 'Standard of Care – Safe Drinking Water Act' training course to Council members of the Operations Committee and any other members of Council or Senior Management Staff such as the Chief Administrative Officer, General Manager of Infrastructure, Chief Financial Officer, City Solicitor and others with oversight responsibilities for drinking water systems.

### Finance Implications

The costs for WCWC to locally deliver the training session will amount to approximately \$1500 which will be covered from existing approved budgeted water training budgets so there would not be an expected financial impact to 2012 budgets.

#### Signed By

##### **Report Prepared By**

Nick Benkovich  
Director of Water/Wastewater Services  
*Digitally Signed May 16, 12*

##### **Recommended by the Department**

Greg Clausen, P.Eng.  
General Manager of Infrastructure Services  
*Digitally Signed May 16, 12*

##### **Recommended by the C.A.O.**

Doug Nadorozny  
Chief Administrative Officer  
*Digitally Signed May 16, 12*

### Introduction:

The Safe Drinking Act of Ontario, 2002 (SDWA) is a comprehensive piece of legislation detailing many requirements associated with the supply of municipal water in Ontario. The SDWA contains provisions related to the statutory Standard of Care which are scheduled to come into force on December 31st, 2012 that will extend new responsibilities and liabilities to Senior Management Staff with oversight responsibilities and members of Greater Sudbury Council.

The purpose of this report is to inform members of Council of their standard of care responsibilities as owners of regulated municipal water systems owned by CGS.

The report also recommends that the Walkerton Clean Water Centre be retained to deliver their Standard of Care – Safe Drinking Water Act training session to members of Council this year.

### Background:

There have been a large number of regulatory initiatives for Ontario municipal water supply providers in recent years. These initiatives are in support of the province's efforts to develop a robust and



comprehensive safety net to safeguard Ontario's drinking water from source to tap. The Safe Drinking Water Act (SDWA) and associated regulations are the cornerstones of the renewed legislative framework designed to reduce risk and help ensure that public water supplies are consistently delivering safe, high quality water.

#### CGS Senior Management Staff and Council Responsibilities

Although many of the regulatory requirements in the SDWA relate to the day to day operations and management of water systems, Sections of the SDWA are intended to address the specific issue of oversight. This initiative was derived from one of Justice Dennis O'Connor's important recommendations in his 2002 Report of the Walkerton Inquiry which states:

***“Given the safety of drinking water is essential for public health, those who discharge the oversight responsibilities of the municipality should be held to a statutory standard of care.”***

These specific responsibilities are outlined in Section 11 and Section 19 of the SDWA. The Ontario Ministry of the Environment has developed a guidance manual entitled “Taking Care of Your Water” (attached) to assist Councilors and Senior Management Staff to understand their responsibilities under the SDWA. The guide was developed with the assistance of an advisory committee comprised of subject matter experts and water sector stakeholders including several mayors and councilors, the Ontario Municipal Water Association (OMWA), Association of Municipalities (AMO), and the Walkerton Clean Water Centre (WCWC). The guidance manual highlights Section 11: Duties of Owners and Operating Authorities; and Section 19: Your Duty and Liability – Statutory Standard of Care as two key Sections of the SDWA of particular note to municipal Councilors.

#### Key Sections of the SDWA for Councilors and Senior Management Staff: Section 11 and Section 19

Section 11 of the SDWA describes the legal responsibilities of owners and operating authorities of regulated drinking water systems. Council and Senior Management Staff with oversight responsibilities share responsibility for having policies, management tools, and processes in place so that the municipality meets all of its legislative and regulatory requirements under the SDWA.

As it applies to CGS systems which are owned by the municipality, Councilors and Senior Management Staff should also be aware of Section 19 of the SDWA which describes the specific legal responsibilities of people with decision-making authority over municipal drinking water systems. Once in effect it will require that they exercise the level of care, diligence, and skill with regard to a municipal drinking water system that a reasonably prudent person would be expected to exercise in a similar situation and that they exercise this due diligence honestly, competently, and with integrity.

The SDWA does not expect Councilors to become experts in water supply and Section 19 allows for a person to rely in good faith on the report of an engineer, lawyer, accountant or other person whose professional accreditations lend credibility to the report.

#### Drinking Water System Licensing Program

The Ministry of the Environment has introduced this requirement which is intended to assist owners and operators of municipal residential water systems in meeting the statutory standard of care.

The Municipal Drinking Water Licensing Program includes a number of requirements to help demonstrate that the expected level of knowledge and expertise and the appropriate management and controls over drinking water systems suitable to comply with the SDWA have been implemented.

To obtain a municipal drinking water license, system owners (ie CGS) are required to:

- Have an accredited operating authority (CGS)

- Develop and maintain a quality management system (QMS)
- Implement the QMS through a Ministry accepted operational plan, and
- Prepare and endorse a financial plan for the water system.

CGS drinking water systems have all recently received final Accreditation following a Ministry review of the required elements. This demonstrates that CGS systems meet the expected due diligence standards on key topics such as education and awareness, continuous improvement, risk management, state of good repair, and emergency response capability.

Final accreditation required developing and obtaining provincial approval of both operational and financial plans as well as successfully passing an external audit conducted by the Canadian General Standards Board which is the Ministry's authorized audit and accreditation body.

#### CGS Staff Responsibility

Staff of the CGS is held to the same standard of care as Senior Management Staff and Council. CGS Staff is demonstrating appropriate oversight by complying with the licensing program provisions and following through with the ongoing system licensing obligations to help ensure our water remains safe.

#### Enforcement Provisions

Although our primary focus is on the consistent delivery of safe, high quality water to our citizens, Councilors and staff must be aware that not meeting the statutory standard of care may have serious legal consequences as anyone failing to carry out their standard of care duty is guilty of an offence and may be prosecuted.

The SDWA empowers provincial officers with the authority to lay a provincial offence charge against a person to whom the standard applies. The range of penalties for individuals includes maximum fines of up to \$4 million per offence for a first offence and provision for imprisonment for up to five years. Actual penalties would be determined by the courts in relation to the severity of the offence. Fines for municipalities and corporations are significantly greater.

#### Walkerton Clean Water Centre (WCWC) Training Course for Councilors

The WCWC offers a training course entitled 'Standard of Care – Safe Drinking Water Act' which has been specifically designed to inform municipal councilors and officials of their oversight responsibilities under Section 19 of the SDWA.

The three hour course was developed by the Ministry of Environment and the Walkerton Clean Water Centre with significant guidance and input from an advisory group of municipal mayors and councilors. The course describes several examples of waterborne disease outbreaks to highlight the importance of competent oversight. The course also describes some general information about drinking water systems, the multi-barrier approach to drinking water treatment, and some of the risks associated with drinking water production and distribution.

Staff recommend that the WCWC be retained to deliver the 'Standard of Care – Safe Drinking Water Act' training course to Council members of the Operations Committee and any other members of Council or Senior Management Staff such as the Chief Administrative Officer, General Manager of Infrastructure, Chief Financial Officer, City Solicitor and others with oversight responsibilities for drinking water systems.

## Walkerton Clean Water Centre Standard of Care - Safe Drinking Water Act

---

### Course Overview

This course was developed by the Ontario Ministry of the Environment and the Walkerton Clean Water Centre with significant guidance and input from an Advisory Group of municipal councillors and mayors.

This course is designed to inform municipal councillors and officials of their oversight responsibilities under Section 19 of the Safe Drinking Water Act, which comes into effect on December 31, 2012. Severe penalties are possible for municipal officials who fail to act in good faith and do not exercise honesty, competence and integrity to ensure the protection and safety of the users of municipal drinking water systems. Several examples of waterborne disease outbreaks are examined which highlight the importance of competent oversight.

The course describes some general information about drinking water systems, the multi-barrier approach to drinking water treatment and some of the risks associated with drinking water production and distribution.

### Target Audience

Mayors, councillors and municipal officials with oversight responsibility for drinking water treatment and/or distribution systems.

## Request for Decision

### POA Fines on the Tax Roll

Presented To:	City Council
Presented:	Tuesday, May 29, 2012
Report Date	Wednesday, May 16, 2012
Type:	Managers' Reports

### Recommendation

THAT the City of Greater Sudbury add outstanding POA fines to the tax collection rolls and where the specific circumstances regarding the fine and the ownership of the property permit the fine to be added to the tax roll;

AND THAT the administrative costs (as for example title searches) required to complete that process be recovered through the addition of those administrative costs to the amount owing on the tax roll;

AND THAT the Council of the City of Greater Sudbury continue to advocate for changes to legislation in support of improvements to the fine collection and enforcement system and in support of the administration of justice in the Province of Ontario.

#### Signed By

**Report Prepared By**

Caroline Hallsworth  
Executive Director, Administrative  
Services/City Clerk  
*Digitally Signed May 16, 12*

**Recommended by the Department**

Caroline Hallsworth  
Executive Director, Administrative  
Services/City Clerk  
*Digitally Signed May 16, 12*

**Recommended by the C.A.O.**

Doug Nadorozny  
Chief Administrative Officer  
*Digitally Signed May 16, 12*

## Background

In 2010 the Province of Ontario enacted changes to the *Municipal Act* to assist municipalities in their collection of defaulted fines levied under the *Provincial Offences Act* (POA) by permitting municipalities to add the amount of outstanding fines to local tax collection rolls under specific circumstances. These circumstances include that the defendant is the sole owner of the property to which the fine is to be attached, as the legislation does not permit fines being attached to properties with joint or multiple owners.

Currently the City of Greater Sudbury, like most municipalities, uses a number of collection tools to ensure POA fines are paid. These tools include the suspension of the Driver's License, the denial of vehicle plate renewals, referral to collection agencies, application of civil enforcement such as writs of seizure and sale of land and garnishments of wages and bank accounts. Similarly, the City of Greater Sudbury already applies a number of outstanding receivables to the tax rolls, including water, drainage, property standards, fire marshall's orders and by-law receivables.

Staff is proposing that the City of Greater Sudbury avail itself of the new collection tool for outstanding POA fines. Criteria to be used prior to a fine being added to the tax roll would include that the offence is in default

and that the individual or corporation has received last and final notice.

To ensure compliance with the legislation, staff has developed a procedure for verifying debtor and property ownership information, which process is based on models developed in other municipalities. The experience in other municipalities has been that while there are a limited number of offences which can be applied to the tax rolls, where that avenue is pursued, some accounts yield results and the outstanding fines are paid. Staff will formally update the City of Greater Sudbury policies and procedures to reflect the new practice.

This change in the legislation adds another tool that can be used to ensure payment of outstanding fines. However, the caveat that restricts the use of the tax roll to a fine issued to a citizen or numbered company who is the sole owner of the property limits the scope and effectiveness of this tool. The Municipal Court Managers Association and other bodies continue to advocate for an expansion of this provision to allow for fines to be added to taxes where that debtor has any ownership position in a property.

Further, in late 2011 the Law Commission of Ontario released a report entitled "*Modernizing the Provincial Offences Act: A new Framework and Other Reforms*" and the Ontario Association of Police Services Boards paper entitled "*Provincial Offences Act Unpaid Fines: A Billion Dollar Problem: White Paper*". Both these documents include numerous recommendations for legislative and process changes that would grant new enforcement tools to municipalities to ensure better collection rates for outstanding POA fines and support the administration of justice. Similarly, Chapter 18 "*Revenue Integrity*" of the Drummond Report includes recommendations specific to providing assistance and stronger tools to municipalities for the collection of unpaid fines, including changing the property tax roll process to allow fines to be attached to property tax bills for jointly owned properties. The Association of Municipalities of Ontario (AMO) is amongst the groups that is lobbying the province "*for improvements to the fine collection and enforcement system*". Staff will keep Council apprised of the status of this issue.