

**TOWNSHIP OF WAINFLEET**

**COUNCIL MEETING**

**2005 05 10**

Minutes of the Regular Meeting of Council held in the Wainfleet Community Hall on Tuesday, May 10<sup>th</sup>, 2005 at 8:30 p.m.

**PRESENT WERE:** Mayor G. Harry  
Alderman B. Henderson  
Alderman E. Main  
Alderman P. Robson  
Alderman R. Warkentin  
Clerk/Planner M. Benner  
Director of Corporate Services/Treasurer S. Luey

**ALSO PRESENT:** Director of Operations D. Ostryhon

**DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF:**

**ADOPTION OF THE MINUTES:**

Resolution No. C-047-2005

Moved by E. Main  
Seconded by R. Warkentin

**“THAT** the following Minutes of Council and Committee be adopted as circulated:

Regular Council	2005 05 10
Committee Meeting COMM.050/2005	2005 05 10”

Carried.

**COMMITTEE RECOMMENDATIONS:**

Resolution No. C-048-2005

Moved by R. Warkentin  
Seconded by E. Main

**“THAT** the following recommendations of Committee be adopted:

- 1) **THAT** Planning Staff Report PSR-052/2005 Re: Secondary Plan Status Update for the Lakeshore Community Secondary Plan in the Township of Wainfleet and the recommendations contained therein be adopted as amended.
- 2) **THAT** Planning Staff Report PSR-054/2005 Re: Committee of Adjustment Application A-02/2005W, Isherwood, 24L15 Lakeshore Road, Part of Lot 24, Concession 1, in the Township of Wainfleet be approved subject to Health Department approval.

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- 4) **THAT** Planning Staff Report PSR-055/2005W Re: Committee of Adjustment Application B-16/2005W, Ferri, Part of Lot 7, Concession 5 in the Township of Wainfleet be approved subject to the attached conditions.
- 5) **THAT** Building Staff Report BSR-051/2005 Re: Building Permit Reports – April 2005 and the recommendation contained therein be adopted as circulated.”

Carried.

### GENERAL BUSINESS:

#### CORRESPONDENCE REFERRED TO COUNCIL

2005 05 10

111. From Tim Hudak to the Minister of Economic Development and Trade informing of his support for the placement of a Toyota Motor plant in the Niagara Region. **REC.** – receive for information.
112. From E. L. Crossley Secondary School requesting the Township continue its support of Crossley graduates by awarding a scholarship. A copy of this piece of correspondence has been circulated to Scott Luey, Director of Corporate Services/Treasurer. **REC.** – refer to 2005 Budget.
113. From Communities in Bloom and Hydro One inviting the Township of Wainfleet to participate in its Municipal Gateway Competition. Copies of this piece of correspondence have been circulated to each member of Council and Scott Luey, Director of Corporate Services/Treasurer. **REC.** – refer to Council and 2005 Budget.
114. From the County of Prince Edward requesting support for its resolution expressing objection to the Ministry of Natural Resources Proposed Strategy for Wolves in which the killing of wolves or coyotes in Southern Ontario will be further restricted. Copies of this piece of correspondence have been circulated to each member of Council and Michael Benner, Clerk/Planner. **REC.** – not supported.
115. From the Township of Madoc requesting support for its resolution petitioning the Ministry of Environment to stop the spreading of “NitroSorb” on lands throughout the Province until the effects of it are fully understood. Copies of this piece of correspondence have been circulated to each member of Council and Michael Benner, Clerk/Planner. **REC.** – support resolution.
116. From the Town of Lincoln enclosing a resolution passed by its Council supporting the recognition of Ontario VQA Wines. **REC.** – receive for information.
117. From the City of Welland supporting a letter from the City of Niagara Falls that requests that Regional Council be reduced in size and requests that Regional representation corresponds to population distribution without increasing the size of Regional Council. **REC.** – receive for information.

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118. From Robert Gabriel requesting that the Firelane/Right-of-Way located beside 13L78 Neff Street remain as public access and that the stakes that were placed there without Township approval or knowledge are removed. Copies of this piece of correspondence have been circulated to Council; Michael Benner, Clerk/Planner; and Dean Ostryhon, Director of Corporate Services. **REC.** – refer to Clerk/Planner & Director of Operations.
119. From the Town of Pelham urging the Province to recognize the threat to the long-term viability of Ontario farmers and outlines several requests for the Ontario and Canada governments that would minimize the threat. **REC.** – receive for information.
120. From the Town of East Gwillimbury requesting support for its resolution which urges the government to increase the royalty for the cost of road construction and maintenance for lower tier municipalities from 4 cents to 5 cents to commence at the beginning of 2006. Copies of this piece of correspondence have been circulated to each member of Council; Michael Benner, Clerk/Planner; and Dean Ostryhon, Director of Operations. **REC.** – support resolution.
121. From the Town of East Gwillimbury requesting support for its resolution which the Ministry of Finance and Ministry of Transportation develop a new formula for the gasoline tax rebate to municipalities, based on a per lane kilometer of roadway, bus and rail transit systems. Copies of this piece of correspondence have been circulated to each member of Council; Michael Benner, Clerk/Planner; and Dean Ostryhon, Director of Operations. **REC.** – support resolution.
122. From the Town of East Gwillimbury requesting support for its resolution that urges the provincial and federal governments to allow municipalities to use expenses such as pre-engineering studies carried out prior to the announcement of the COMRIF program. **REC.** – receive for information.
123. From the Town of Grimsby enclosing a resolution passed by its Council requesting the Ministry of Finance explore the benefits and disadvantages of private sector property assessment. **REC.** – receive for information.
124. From the Government of Canada providing an update on the 2005 Federal Budget and the government's efforts to improve Canadians' quality of life through the New Deal for Cities and Communities. Copies of this piece of correspondence have been circulated to each member of Council and Scott Luey, Director of Corporate Services/Treasurer. **REC.** – receive for information.
125. From the Township of West Lincoln thanking Mayor Gord Harry for his assistance during their recent power outage. **REC.** – receive for information.
126. From the City of Welland requesting support for its resolution regarding the elimination of intra-Regional long distance fees within Niagara no later than January 2006. Copies of this piece of correspondence have been circulated to each member of Council and Michael Benner, Clerk/Planner. **REC.** – support resolution.
127. From York Region enclosing a draft Growth Plan for the Greater Golden Niagara Horseshoe dated February 2005. **REC.** – receive for information.

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- 128.** From the Regional Clerk enclosing a nomination form for the T. Roy Adams Humanitarian of the Year Award. Copies of this piece of correspondence have been circulated to each member of Council. **REC.** – refer to Staff.
- 129.** From the Victorian Order of Nurses requesting a formal proclamation for May 16 to 22, 2005 to be declared VON Week. Copies of this piece of correspondence have been circulated to each member of Council and Michael Benner, Clerk/Planner. **REC.** – that May 16 – 22, 2005 be declared VON Week.
- 130.** From Veronica Robins Binka requesting that Council attend to the stopping up and conveyance of the old road allowance on Morgan’s Point Road. Copies of this piece of correspondence have been circulated to each member of Council; Michael Benner, Clerk/Planner; and Dean Ostryhon, Director of Operations. **REC.** – refer to Clerk/Planner and Director of Operations.

**Unregistered**

Association of Municipalities of Ontario – “Heritage Amendment Bill Revised” – April 21, 2005. A copy of this piece of correspondence has been circulated to Michael Benner, Clerk/Planner.

Fair Air Association of Canada – “Government Data Shows Smoking Bans Devestate Bar Industry Reports Leading Economist” – April 21, 2005.

John Maloney Press Release – “Federal Marine Security Announcement Good for Great Lakes and Seaway” – April 22, 2005.

Ministry of Municipal Affairs and Housing – “Province Honours Municipal Dedication to Strong Communities.” – April 29, 2005.

Resolution No. C-049-2005

Moved by E. Main  
Seconded by R. Warkentin

“**THAT** the report of the correspondence to Council dated 2005 05 10 and the recommendations contained therein be adopted as amended.

**THAT** Gross Wages April 10 – 23, 2005 in the amount of \$56,936.52 be approved.

**THAT** Accounts in the amount of \$1,123,832.45 be approved.”

Carried.

**BYLAWS:**

Resolution No. C-050-2005

Moved by P. Robson  
Seconded by B. Henderson

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**COUNCIL MEETING**

**Bylaw No. 017-2005**  
**(Municipal Law**  
**Enforcement Officers)**

**“THAT** the following by-law be now read a first time and second time:  
BY-LAW NO. 017-2005 being a bylaw to appoint Municipal Law  
Enforcement Officers in respect of Bylaw Enforcement in the Township  
of Wainfleet as amended.”

Carried.

Resolution No. C-051-2005

Moved by B. Henderson  
Seconded by P. Robson

**Bylaw No. 017-2005**  
**(Municipal Law**  
**Enforcement Officers)**

**“THAT** the following by-law be now read a third time and finally passed  
the 10<sup>th</sup> day of May 2005:  
BY-LAW NO. 017-2005 being a bylaw to appoint Municipal Law  
Enforcement Officers in respect of Bylaw Enforcement in the Township  
of Wainfleet as amended.”

Carried.

**OTHER BUSINESS**

Resolution No. C-052-2005

Moved by B. Henderson  
Seconded by P. Robson

**“THAT** Council for the Township of Wainfleet acknowledges and  
supports the work of the Victorian Order of Nurses in the Niagara  
community;

**AND THAT** the week of May 16<sup>th</sup> to 22<sup>nd</sup>, 2005 be declared ‘VON  
Week’ in the Township of Wainfleet.”

Carried.

**COMM. OF THE WHOLE**

Resolution No. C-053-2005

Moved by R. Warkentin  
Seconded by E. Main

**“THAT** the Council for the Township of Wainfleet do now move into the  
Committee of the Whole.”

Carried.

Topics for Discussion:

- Noonan OMB Appeal being a legal matter
- Correspondence from the Township of Wainfleet’s Employees’  
Association being a personnel matter
- The acquisition of lands being a property matter

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Resolution No. C-055-2005

Moved by P. Robson  
Seconded by B. Henderson

**“THAT** the Council for the Township of Wainfleet do now rise from the Committee of the Whole with report.”

Carried.

Resolution No. C-054-2005

Moved by P. Robson  
Seconded by R. Warkentin

**“THAT** Planning Staff Report PSR-053/2005 Re: Property Acquisition on the south side of Highway 3 at Chambers Corners in Parts 1 and 2 RP59R7272 in the Township of Wainfleet be adopted as amended.”

Carried.

Resolution No. C-056-2005

Moved by P. Robson  
Seconded by B. Henderson

**Adj.**

**“THAT** Council for the Township of Wainfleet do now adjourn.”

Carried.

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G. Harry, MAYOR

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M. G. Benner, CLERK