



## PROCEDURE UNDER PLANNING ACT 1990

## Public Meeting:

Applicant: Harold and Lillian Stoll  
 Owner: Part Lot 30 , Conc. 9,  
 Rezoning.

1. Public Meeting with respect to introduce a by-law for a Zoning By-law Amendment to change the zoning on a 17.2 hectare (42.5 acre) parcel of land located on the north west corner of Cater Road and College Line from Agricultural (A1) Zone to the site-specific Agricultural (A1-34) zone.
2. Notice of this meeting was given in the prescribed manner by publication in a newspaper of general circulation at least twenty days prior to this meeting. This meeting was advertised in the Aylmer Express on June 30 and July 7, 2010. A copy of the advertisement is attached to this record. In addition, affected property owners within 120 meters were sent a notice by prepaid first class mail that was posted at least twenty days prior to this meeting.
3. Anyone who wants further notice of the passage of this by-law, the reasons for it and how the by-law proposes to accomplish the stated purpose must leave your name and address with the Clerk.
4. The Director of Community & Corporate Services explained the purpose of the by-law, the reason for it and how the by-law proposes to accomplish the stated purpose.

The effect of this amendment will allow the operation of a small scale woodworking business as a secondary use to an existing agricultural main use. The site-specific regulations will address issues related to maximum floor area, maximum number of employees, and limited outdoor storage to ensure the operation complies with the intent of the "Agriculture" policies of the Official Plan to keep such operations small scale and accessories to main agricultural uses.

5. The Chairman asked if there were any persons who wish to make a written or oral submission on the proposed by-law.
6. The Chairman asked for comments or concerns related to the proposed by-law.  
  
Cattfish Creek Conservation Authority letter of July 9, 2010, no objections or conditions.
7. The Chairman asked if the applicant had any further comments and there were none.
8. The Chairman concluded the public portion of the meeting and advised the public that all matters placed before it would be considered prior to coming to a decision or Council may elect to proceed on a motion on the proposed by-law.
9. Results / Action taken: By-law No. 10-49 read a first and second time.

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 Dave Mennill  
 CHAIRMAN

\_\_\_\_\_  
 M. Casavecchia  
 CLERK

Council passed the following Resolution:

(NOTE: Notice of Passing will be mailed to all persons requesting notice of passing with the Clerk. A FINAL DATE FOR OBJECTIONS WILL BE AUGUST 17, 2010)

Moved by: Mark Widner  
Seconded by: George Cleminshaw

No. 403

THAT the Public Meeting relating to Rezoning Application for Harold and Lillian Stoll be adjourned and the Council Meeting reconvene at 8:06 p.m.

Carried.

Moved by: Max Moore  
Seconded by: Mike Phillimore

No. 404

THAT By-law No. 10-49 being a By-law to amend the Zoning for property owned by Harold and Lillian Stoll, relating to the property located on the northwest corner of Carter Road and College Line, in Part Lot 30, Concession 9, be given a first and second reading only.

Carried.

Public Meeting – proposed Zoning By-law Amendment, as submitted by David and Norma Gascho, relating to property located in Part Lot 101 (28), Concession 6 (STR), Geographic Township of Malahide

Moved by: George Cleminshaw  
Seconded by: Chester Glinski

No. 405

THAT the Public Meeting for the Rezoning Application for David and Norma Gascho be called to order at 8:08 p.m.

AND THAT Dave Mennill be appointed Chairman.

Carried.

The following public record was made:

PROCEDURE UNDER PLANNING ACT 1990

Public Meeting:

Applicant: David and Norma Gascho  
Owner: Part Lot 101 , Conc. South  
Talbot Road  
Rezoning.

1. Public Meeting with respect to introduce a by-law for a Zoning By-law Amendment to change the zoning on a 6.9 hectare (17.0 acre) parcel of land located on the north side of Chalet Line, east of Anger Road, from Agricultural (A1) Zone to the Site-specific Agricultural A1-35) zone.
2. Notice of this meeting was given in the prescribed manner by publication in a newspaper of general circulation at least twenty days prior to this meeting. This meeting was advertised in the Aylmer Express on June 30 and July 7, 2010. A copy of the advertisement is attached to this record. In addition, affected property owners within 120 meters were sent a notice by prepaid first class mail that was posted at least twenty days prior to this meeting.
3. Anyone who wants further notice of the passage of this by-law, the reasons for it and how the by-law proposes to accomplish the stated purpose must leave your name and address with the Clerk.
4. The Director of Community & Corporate Services explained the purpose of

the by-law, the reason for it and how the by-law proposes to accomplish the stated purpose.

The effect of this amendment will allow the operation of a small scale stove manufacturing business as a secondary use to an existing agricultural main use. The site-specific regulations will address issues related to maximum floor area and maximum number of employees, and will prohibit outdoor storage to ensure the operation complies with the intent of the "Agricultural" polices of the Official Plan to keep such operations small-scale and accessories to main agricultural uses.

- 5. The Chairman asked if there were any persons who wish to make a written or oral submission on the proposed by-law.
- 6. The Chairman asked for comments or concerns related to the proposed by-law.

Long Point Region Conservation Authority letter of July 15, 2010, advising they have no objections to this application.

- 7. The Chairman asked if the applicant had any further comments and there were none.
- 8. The Chairman concluded the public portion of the meeting and advised the public that all matters placed before it would be considered prior to coming to a decision or Council may elect to proceed on a motion on the proposed by-law.
- 9. Results / Action taken: By-law No. 10-50 passed.

Dave Mennill	M. Casavecchia
CHAIRMAN	CLERK

Council passed the following Resolution:

**(NOTE: Notice of Passing will be mailed to all persons requesting notice of passing with the Clerk. A FINAL DATE FOR OBJECTIONS WILL BE AUGUST 17, 2010)**

Moved by: George Cleminshaw	No. 406
Seconded by: Max Moore	

**THAT the Public Meeting relating to Rezoning Application for David and Norma Gascho be adjourned and the Council Meeting reconvene at 8: p.m.**

Carried.

Moved by: Mark Widner	No. 407
Seconded by: Chester Glinski	

**THAT By-law No. 10-50 being a By-law to amend the Zoning for property owned by David and Norma Gascho, relating to the property located the north side of Chalet Line, east of Anger Road, in Part Lot 101 (28), Concession 6 (STR), be given, first, second and third readings, and properly signed and sealed.**

Carried.

**REPORTS:**Director of Fire & Emergency Services

No reports were presented.

Director of Physical Services

- Water/Wastewater/Streetlights

**Moved by: Mike Phillimore**

**No. 408**

**Seconded by: Chester Glinski**

**THAT Report No. W-10-23, entitled "Water/Waste Water/Streetlights" be received.**

**Carried.**

- Springfield Wastewater Collection System, 2010 First Quarter Report

**Moved by: Max Moore**

**No. 409**

**Seconded by: George Cleminshaw**

**THAT Council acknowledge the receipt of Report No. W-10-24, Springfield Wastewater Collection System, 2010 First Quarter Report.**

**Carried.**

- Drainage Report

The Council was advised that the underground work on the Betterley-Legg Drain has been completed and that the restoration work will be completed later this fall.

- Activities Report: Roads Division

**Moved by: Mark Widner**

**No. 410**

**Seconded by: Chester Glinski**

**THAT Report No. R-10-12 entitled "Activities Report: Roads Division" be received.**

**Carried.**

Director of Community & Corporate Services

- Community & Corporate Services – Activity Report

**Moved by: Mark Widner**

**No. 411**

**Seconded by: Chester Glinski**

**THAT Report No. CS-10-15 entitled "Community & Corporate Services – Activity Report" be received.**

**Carried.**

- Community & Corporate Services – Facilities Report

Dianne Morgan, Community Services Co-Ordinator, presented the report to the Council and commented that there have been very positive comments received following all of the events held to date. The Council was advised that the 2011

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bookings look very positive for the Malahide Community Place.

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Moved by: Max Moore  
Seconded by: Mark Widner

No. 412

THAT Report No. CS-10-16 entitled "Community & Corporate Services – Facilities Report" be received.

Carried.

- Building/By-law Enforcement – Council Report

Moved by: Mark Widner  
Seconded by: Mike Phillimore

No. 413

THAT Report No. BE-10-13 entitled Building/By-law Enforcement – Council Report be received.

Carried.

Director of Financial Services

- Accounts Payable

Moved by: Chester Glinski  
Seconded by: George Cleminshaw

No. 414

THAT Cash Disbursements Journal No. 860 to No. 861 in the amount of \$104,780.47 be approved.

Carried.

Director of Chief Administrative Officer/Clerk

Moved by: George Cleminshaw  
Seconded by: Mark Widner

No. 415

THAT the Township of Malahide Employee Policy Manual, dated June 30, 2010, be approved as previously circulated.

Carried.

**REPORTS OF COMMITTEES/OUTSIDE BOARDS:**

Moved by: George Cleminshaw  
Seconded by: Mike Phillimore

No. 416

THAT the following Report of Committees/Outside Boards be noted and filed:

1. Long Point Region Conservation Authority Minutes of June 2, 2010 (Balance available on Council Table).

Carried.

**CORRESPONDENCE:**

Moved by: Chester Glinski  
Seconded by: Max Moore

No. 417

WHEREAS Canada Post plans on cutting thousands of jobs in hundreds of communities across the country by modernizing and reviewing its operations and privatizing philatelic and call centres.

**WHEREAS** Canada Post is also cutting services by eliminating rural mail box delivery, closing post offices, removing street letter boxes and other means.

**WHEREAS** these cuts are indicative of a Canada Post that increasingly puts commercial interests before the public interest.

**WHEREAS** the government's Canadian Postal Service Charter does not adequately protect the public interest or the public nature of our post office, especially when Canada Post is considering cuts to public postal service or privatizing part of its operations (e.g. post offices, call centre, etc.).

**BE IT RESOLVED THAT** the Corporation of the Township of Malahide write a letter to Rob Merrifield, the Minister responsible for Canada Post and ask that he:

1. Instruct Canada Post to stop cutting public postal service and jobs and start acting like the public service people want it to be; and
2. consult with the public, municipalities, members of Parliament, postal unions and other major stakeholders to dramatically improve the Canadian Postal Service Charter.

**THAT** a copy of this resolution be sent to Rob Merrifield and copies to Denis Lemelin, President Canada Union of Postal Workers, MP Joe Preston; Hans Cunningham, President of Federation of Canadian Municipalities.

Carried.

Moved by: Mark Widner  
Seconded by: Chester Glinski

No. 418

**THAT** the following correspondence be noted and filed:

1. Corporation of the Town of Midland and Shelter Now request for support for amendment to Residential Tenancies Act.
2. AMO Watch File dated July 8 and 15, 2010.
3. Township of King Resolution requesting exemption from the provisions of the Planning Act regarding gas-fired peaking electricity generating power plant in the Township of King.
4. Joe Preston, MP, requesting Canadians to provide input to the pre-budget consultation hearings.
5. MMA&H – 2010 Ontario West Municipal Conference date set.
6. Aylmer is Investment Ready July 2010 edition.
7. Ontario Heritage Trust – volunteer recognition programs.
8. Fed. Of Canadian Municipalities – Canadian Census up-date.
9. Elgin County Progressive by Nature Newsletter Spring/Summer 2010
10. MMA&H – Harms draft plan of subdivision notice of closure of file.
11. David Roe letter providing additional information for request to remove holding zone for Property at Lot 16, Conc. 4,

Carried.

**NEW BUSINESS:**

- Request for Waiver of Rental fees EECC.

Moved by: George Cleminshaw  
Seconded by: Mark Widner

No. 419

THAT Malahide Township Council does hereby deny the request of the Elgin St. Thomas Public Health for the waiving of rental fees for the East Elgin Community Complex in April 2011.

Carried.

- Request for share of Harmonized Goods & Service Tax (HST)

Moved by: Chester Glinski  
Seconded by: Mark Widner

No. 420

WHEREAS the Government of Ontario has entered into an agreement with the Government of Canada to implement the Harmonized Goods and Services Tax (HST);

AND WHEREAS the HST will add 8% to many goods and services where currently only the 5% GST is charged, including gasoline and diesel fuel, resulting in increased tax revenues for the Government of Ontario;

AND WHEREAS the majority of public infrastructure in Ontario is municipal infrastructure, and includes roads and highways, bridges, and transit systems;

AND WHEREAS there exists an infrastructure deficit in Ontario estimated at more than \$100 billion;

AND WHEREAS Ontario municipalities struggle to pay for needed repairs and maintenance to such infrastructure;

AND WHEREAS the Government of Canada, through its Federal Gas Tax Fund, provides municipalities with a portion of federal gas tax revenue for investments in environmentally sustainable infrastructure;

AND WHEREAS the Federal Gas Tax Funding is up-front and predictable, increasing the capacity of municipalities to address local infrastructure investment priorities and plan for the long-term;

AND WHEREAS investing in infrastructure is a crucial component of a strong economy and part of the Government of Ontario's strategy for jobs and growth in Ontario;

NOW THEREFORE BE IT RESOLVED THAT Council of the Township of Malahide requests the Government of Ontario to provide municipalities with a portion of HST generated through the sale of gasoline and diesel fuel in order to enable municipalities to address current infrastructure deficits and continue to invest in environmentally sustainable infrastructure;

AND THAT this resolution be forwarded with a request for action to: The Ontario Ministry of Transportation, Elgin County MPPs and MPs, the Premier's Office, and the Association for Municipalities of Ontario (AMO);

AND THAT this resolution be circulated to all municipalities in Ontario requesting their support.

Carried.

- Eco Fees

In response to a Council inquiry from July 8, 2010, the Chief Administrative Officer/Clerk advised the Council that the Province of Ontario has suspended Eco Fees on the recently added items for a 90 day period. Correspondence was provided to Council from the Association of Municipalities of Ontario and Stewardship Ontario setting out the policy up-date.

- Rescind Resolution 387 - OGRA Support for Minimum Maintenance Standards

**Moved by: George Cleminshaw**  
**Seconded by: Max Moore**

**No. 421**

**THAT Malahide Township Council rescind Resolution 387 authorizing the support of the Ontario Good Roads Association in the amount of \$1,000.00 for their defense of the Minimum Maintenance Standards, as the County of Elgin is making a contribution for all Elgin Municipalities.**

**Carried.**

- Firefighter Association Use of Community Halls

In response to an inquiry from the Council, the Chief Administrative Officer/Clerk advised that requests have been made by the local Firefighter Associations to hold functions at Malahide Community Place and the South Dorchester Community Hall. The Municipal Staff advised the Association representatives that the current policies do not allow for any fees to be waived, however, in recognition that these Associations share community-minded goals and purposes, similar in spirit to other local non-profit community organizations; and plan, organize, and host a variety of fundraising efforts each year, in support of these community goals and purposes; the Associations were advised to submit a request to the Council for a grant in an amount equivalent to the applicable rental fees.

- Use of Community Halls for meeting by Service Clubs

In response to an inquiry from the Council, the Chief Administrative Officer/Clerk advised that the Municipal Staff are in the process of making contact with all of the local service clubs to ensure that they are aware of the differences in the current rental fee structure for regular meetings vs. and larger events.

- Firefighter Association Funds

In response to an inquiry from the Council, the Chief Administrative Officer/Clerk confirmed that that the monthly allocations to the Firefighter Associations are provided by the Township for Association activities. The only reporting that is required from the Associations related to such allocations is if the funds are being utilized for firefighter honorariums. The Council asked that the Fire Chief communicate this message once again to the District Chiefs and Deputy District Chiefs.

**BY-LAWS:**

- By-law No. 10-37 – Third Reading DeRyk Hacienda Road Drain.

**Moved by: Mike Phillimore**  
**Seconded by: George Cleminshaw**

**No. 422**

**THAT By-law No. 10-37 be read a third time and finally passed. (DeRyk – Hacienda Road Drain).**

**Carried.**

- By-law No. 10-52 – Speed Limits

Moved by: Mark Widner  
Seconded by: Mike Phillimore

No. 423

THAT By-law No. 10-52, being a by-law to set maximum rate of speed along a portion of Hacienda Road between Talbot Line and Dingle Line, be given first, second and third readings, and properly signed and sealed.

Carried.

The Directors of Finance, Fire & Emergency Services, Community & Corporate Services and Physical Services retired from the meeting.

**CLOSED SESSION:**

Moved by: Mark Widner  
Seconded by: Mike Phillimore

No. 424

THAT Council move into Closed Session at 9:15 p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss a Personal Matter related to a Union Grievance and a Personal Matter related to a performance review.

Carried.

Moved by: Mike Phillimore  
Seconded by: Max Moore

No. 425

THAT Council move out of Closed Session and reconvene at 9:25 p.m. in order to continue with its deliberations.

Carried.

Moved by: Mike Phillimore  
Seconded by: George Cleminshaw

No. 426

THAT Report No. CAO-10-17 pertaining to Grievance Mediation be received.

Carried.

Moved by: George Cleminshaw  
Seconded by: Max Moore

No. 427

THAT the probationary period for Paul Groeneveld, Director of Fire & Emergency Services, be terminated effective immediately at which time he shall be deemed to be permanent, full-time employee of the Township of Malahide.

Recorded Vote	Yes	No
Councillor Mark Widner	X	
Councillor Chester Glinski	X	
Councillor George Cleminshaw	X	
Councillor Mike Phillimore	X	
Councillor Max Moore	X	
Deputy Mayor Dave Mennill	X	

Carried.

**CONFIRMATORY BY-LAW:**

Moved by: George Cleminshaw  
Seconded by: Mike Phillimore

No. 428

THAT By-law No. 10-51, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried.


**ADJOURNMENT:**

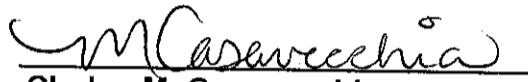
Moved by: Chester Glinski  
Seconded by: Mark Widner

No. 429

THAT the Council adjourn its meeting at 9:52 p.m. to meet again on August 5, 2010, at 8:00 p.m.

Carried.

  
Deputy Mayor - D. Mennill

  
Clerk - M. Casavecchia