

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 April 28th and May 5, 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. The public was advised that anyone who wishes further notice of the passage of the proposed by-law, the reasons for it and how the by-law proposes to accomplish the stated purpose must leave their name and address with the Clerk.
4. The Clerk explained that the purpose of the amendment is to change the zoning on a 42.3 hectare (104.5) acre parcel of land from the Large Lot Agricultural (A3) Zone to the Agricultural (A1) and Special Agricultural (A2) Zone. The effect of this amendment will allow the property to be divided by way of a severance into two equally sized parcels. The westerly parcel will be restricted to buildings solely for agricultural purposes, and prohibit the construction of any residential dwellings, while the easterly parcel will not contain any building restrictions or prohibitions.
5. The Chair asked if there were any written submissions regarding the proposed by-law.
Cattfish Creek Conservation Authority, letter of May 5, 2010 - no objections.
6. The Chair asked if there were any persons in attendance that wished to make any oral submissions and there were none.
7. The Chair asked the Applicant's Agent, David Roe, if he wished to make any comments and there were none.
10. The Chair concluded the public meeting and advised that all of the input would be considered prior to the Council making a final decision or Council may elect to proceed on a motion on the proposed by-law.
11. Results / Action taken: By-law No. 10-35 read a first and second time. (Zoning)

John R. Wilson
CHAIRMAN

M. Casavecchia
CLERK

(NOTE: A FINAL DATE FOR OBJECTIONS WILL BE 20 days after giving notice of the passing of the by-law.)

Moved by: **Mark Widner**
Seconded by: **Max Moore**

No. 284

THAT By-law No. 10-35 being a By-law to amend the Zoning of the property owned by the Estate of Donald Foster, relating to the property located at Part Lot 17, Concession 12, Geographic Township of South Dorchester, be given a first and second reading only.

Carried.

REPORTS:

Director of Fire & Emergency Services

10-101

10-101

Moved by: Dave Mennill
Seconded by: Mike Phillimore

No. 290

THAT Report No. BE-10-08 entitled "Building/By-law Enforcement – Council Report" be received.

Carried.

- Community & Corporate Services – Draft Noise By-law

Moved by: George Cleminshaw
Seconded by: Mike Phillimore

No. 291

THAT Report No. CS-10-12 entitled "Community & Corporate Services – Draft Noise By-law" be received;

AND THAT the Municipal Staff be directed to prepare a final version of the draft noise by-law, incorporating the Council's suggestions and to present the revised by-law to the Council as soon as possible.

Carried.

Director of Financial Services

- Accounts Payable

Moved by: Chester Glinski
Seconded by: Dave Mennill

No. 292

THAT Cash Disbursements Journal No. 840 to No. 842, in the amount of \$699,893.01, be approved.

Carried.

CORRESPONDENCE:

Moved by: George Cleminshaw
Seconded by: Mark Widner

No. 293

THAT the Council supports the City of St. Catharine in its efforts to seek an exemption from GST for the Royal Canadian Legion on purchases of red lapel poppies.

Carried.

Moved by: Mark Widner
Seconded by: George Cleminshaw

No. 294

THAT the following correspondence be noted and filed:

1. Norfolk County letter to Ministry of Attorney General - Joint and Several Liability Reform in Ontario.
2. Township of Southwold - Beautification Challenge for the International Plowing Match 2010.
3. Town of Aylmer - Notice of Passing of Zoning By-law, 197 South Street West, Aylmer.
4. AMO Watch File – May 6 and May 13, 2010.

5. Municipality of Neebing - Resolution requesting that the Province advise municipalities and allow them to comment on new designations for species at risk.
6. The Preston Post - May 8, 2010.
7. The Ontario Family Fishing Weekend - July 3 to July 11, 2010.
8. Elgin County - Proposed changes to County Road Maintenance Agreement.
9. Cowan - OHIP subrogation against municipalities.
10. Town of Aylmer - Economic Development Newsletter, May 2010.
11. Municipality of Central Elgin - Notice of Passing of Zoning By-law Amendments.
 - 320 George Street, Port Stanley
 - 379 Front Street, Port Stanley
 - 5144 East Street, Geographic Twp. Yarmouth
 - 9561 Tower Road, Geographic Twp. Yarmouth
12. Aylmer Area Community Foundation - Bicycle Helmet fitting and giveaway at Springfield Family Fund Day.
13. Elgin County - Notice of Appointments to Road Maintenance Agreement Sub-Committee.

Carried.

NEW BUSINESS:

- Spriet Associates - Elgin County Road 23 (Dexter Line) Relocation Project.

Moved by: Dave Mennill

No. 295

Seconded by: George Cleminshaw

THAT the draft correspondence, dated May 20, 2010, regarding the Elgin County Road 24 (Dexter Line) Class EA which sets out the requests of The Corporation of the Township of Malahide and the Port Burwell Area Secondary Water Supply System Joint Board of Management be received;

AND THAT the Municipal Staff be authorized to forward such correspondence to the County of Elgin and its consulting engineer, Spriet Associates.

Carried.

- Springfield Family Fun Day

Moved by: Chester Glinski

No. 296

Seconded by: Mark Widner

THAT the Council of Township of Malahide does hereby support the 2010 Springfield Family Fun Day event being held on June 12, 2010 in Springfield;

AND THAT, in recognition of the community benefit, the Municipal Staff be authorized and directed to obtain 'Affiliated Municipal Groups Liability'

10-103

10-103

insurance coverage for the Springfield Family Fun Day event and its Organizing Committee.

Carried.

- Planning Comments - Walcarius Rezoning

Moved by: Chester Glinski
Seconded by: Mike Phillimore

No. 297

THAT the Clerk be authorized to proceed with the scheduling of a public meeting for the rezoning of the property owned by Edgar and Bertha Walcarius, being Part Lot 88, Concession 7, Township of Malahide.

Carried.

- Federation of Canadian Municipalities – Cost Sharing Measures for New Wastewater Regulations.

Moved by: Max Moore
Seconded by: Mark Widner

No. 298

THAT the Malahide Township Council does hereby support the Federation of Canadian Municipalities in its efforts to seek protection for property tax payers and municipalities by implementing cost-sharing measures for the proposed new federal wastewater regulations.

Carried.

BY-LAWS:

- By-law No.10-36 – Lottery Licensing Officers

Moved by: Mike Phillimore
Seconded by: Dave Mennill

No. 299

THAT By-law No. 10-36, being a By-law to appoint Lottery Licensing Officers for The Corporation of the Township of Malahide, be given first, second and third readings, and be properly signed and sealed.

Carried.

The Council recessed at 9:16 p.m. and reconvened at 9:23 p.m.

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

CLOSED SESSION:

Moved by: Max Moore
Seconded by: Mark Widner

No. 300

THAT Council move into Closed Session at 9:24 p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss a personal matter relating to a corporate reorganization; and to discuss a personal matter relating to a WSIB work placement in the GIS Division.

Carried.

Moved by: Mark Widner
Seconded by: Max Moore

No. 301

THAT Council move out of Closed Session and reconvene at 9:58 p.m. in order to continue with its deliberations.

Carried.

CONFIRMATORY BY-LAW:

Moved by: Mike Phillimore
Seconded by: Max Moore

No. 302

THAT By-law No. 10-33, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried.

Mayor Wilson advised that during its Closed Session, the Council provided direction to the Municipal Staff regarding a personal matter related to a corporate restructuring.

Mayor Wilson advised that during its Closed Session, the Council provided direction to the Municipal Staff regarding a non-paid work placement opportunity through the WSIB in the Township's GIS Division from May to September, 2010.


ADJOURNMENT:


Moved by: Mark Widner
Seconded by: Chester Glinski

No. 303

THAT the Council adjourn its meeting at 9:59 p.m. to meet again on June 3, 2010, at 8:00 p.m.

Carried.


Mayor - John R. Wilson


Clerk - M. Casavecchia