

The Corporation of the Township of Malahide**June 1, 2023 – 7:30p.m.**Virtual Meeting - <https://youtu.be/bQOZXaqe2fo>

The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:30p.m. Seating capacity is limited and those individuals with matters pertaining to agenda items were prioritized for in person attendance. The following were present:

Council: Mayor D. Giguère, Deputy Mayor M. Widner, Councillor S. Leitch, Councillor J. Wilson, Councillor R. Cerna, Councillor S. Lewis, and Councillor C. Glinski.

Staff: Chief Administrative Officer A. Betteridge, Clerk A. Adams, Director of Finance A. Boylan, and Director of Fire & Emergency Services J. Spoor

Via Zoom:

Absent:

Also Present: Eric Steele – MBPC

CALL TO ORDER:

Mayor Giguère took the Chair and called the meeting to order at 7:30p.m.

DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

Deputy Mayor Widner disclosed a pecuniary interest with respect to Council Agenda item E– Reports of Departments-Public Works- New Engineers Report-Pritchard Drain. The nature of the conflict being that a Partner at Spriet Associates is an immediate relative of his.

Councillor Glinski disclosed a pecuniary interest with respect to Council Agenda item E– Reports of Departments-Public Works- New Engineers Report-Pritchard Drain. The nature of the conflict being the drain runs through his property.

MINUTES:

No. 23-249

Moved By: Rick Cerna

Seconded By: Sarah Leitch

THAT the minutes of the regular meeting of Council held on May 18, 2023 be adopted as printed and circulated.

Carried

PRESENTATIONS/DELEGATIONS/PETITIONS:

- Public Hearing - Minor Variance Application – Owner Kavin & Thea Ostrosser, relating to property at PLAN 88 LOTS 18 TO 25 RP;11R3634 PART 2, municipally known as 11961 Omemee Street

No. 23-250

Moved By: John H. Wilson

Seconded By: Rick Cerna

THAT the Committee of Adjustment for the Township of Malahide be called to order at 7:31 p.m. and that Mayor Dominique Giguère be appointed Chairperson for the “Committee of Adjustment”.

Carried

Chair Giguère advised that the purpose of this Public Hearing is to consider an application for a Minor Variance submitted by Kavin Ostrosser, relating to property at PLAN 88 LOTS 18 TO 25 RP;11R3634 PART 2, municipally known as 11961 Omemee Street.

Chair Giguère requested that Eric Steele of Monteith Brown Planning Consultants (MBPC) provide an overview of the application.

Chair Giguère asked if any comments were received and the Clerk advised there were no comments received that haven’t already been discussed.

Chair Giguère asked if any person in attendance wished to make any comments and there were none.

Chair Giguère asked if any Committee members wished to make any comments regarding the application.

No. 23-251

Moved By: Mark Widner

Seconded By: John H. Wilson

THAT Report No. DS-23-14 entitled “Minor Variance Application No. D13-MV-03-23 of Kavin Ostrosser” and affecting lands described as PLAN 88 LOTS 18 TO 25 RP;11R3634 PART 2 in the Township of Malahide (11961 Omemee Street) be received;

AND THAT the Township of Malahide Committee of Adjustment APPROVE Minor

Variance Application No. D13-MV-03-23 to permit an accessory structure with a maximum floor area of 292 m² where the By-law requires a maximum floor area of 120 m²;

AND THAT the approval shall be subject to the following conditions:

- 1) That the owner/applicant obtain the necessary Building Permit within 2 years from the date of decision to the satisfaction of the Chief Building Official, ensuring that the approved variance applies only to the proposed accessory structure as illustrated with the application; and,**
- 2) That the structure be constructed as per the details shown in the drawings as provided with the application (site location and architectural detail) to the satisfaction of the Chief Building Official.**

Carried

- Public Hearing - Minor Variance Application – Applicant/Agent David Roe c/o Civic Planning Solutions Inc. (owner James Stannard & Deborah Neill), relating to property at CON 11 PT LOT 11 RP 11R2617;PART 1, municipally known as 49801 Lyons Line

Chair Giguère advised that the purpose of this Public Hearing is to consider an application for a Minor Variance submitted by David Roe c/o Civic Planning Solutions Inc. (owner James Stannard & Deborah Neill), relating to property at CON 11 PT LOT 11 RP 11R2617;PART 1, municipally known as 49801 Lyons Line.

Chair Giguère requested that Eric Steele of Monteith Brown Planning Consultants (MBPC) provide an overview of the application.

Chair Giguère asked if any comments were received and the Clerk advised there were no comments received that haven't already been discussed.

Chair Giguère asked if any person in attendance wished to make any comments and there were none.

Chair Giguère asked if any Committee members wished to make any comments regarding the application.

No. 23-252

Moved By: Chester Glinski

Seconded By: John H. Wilson

THAT Report No. DS-23-15 entitled "Application No. D13-MV-05-23 of Deborah Neill & James Stannard" and affecting lands described as Part of Lot 11, Concession 11 in the Township of Malahide (49801 Lyons Line) be received;

AND THAT the Township of Malahide Committee of Adjustment APPROVE Application No. D13-MV-05-23 to permit an increase in the maximum floor area of an accessory building used for home occupation in a Rural Residential Zone.

Carried

No. 23-253

Moved By: Scott Lewis

Seconded By: Rick Cerna

THAT the Committee of Adjustment for the Township of Malahide be adjourned and the Council meeting reconvene at 7:42p.m.

Carried

- Public Meeting –Zoning By-law Amendment Application–Applicant/Agent Baribeau Construction London Ltd. (owner Mount Salem Community Church) relating to property CON 3 N PT LOT 21 AND RP;11R7073 PT PART 1, (6576 Springfield Road)

No. 23-254

Moved By: Scott Lewis

Seconded By: Chester Glinski

THAT the Public Meeting relating to Zoning By-law Amendment Application No. D14-Z06-23 on behalf of Mount Salem Community Church, relating to the property located at Concession 3, North Part of Lot 21, and known municipally as 6576 Springfield Road be called to order at 7:43p.m

Carried

Mayor Giguère advised that the purpose of this Public Meeting is to consider an application to amend the zoning of the subject property.

Mayor Giguère asked the Clerk to advise and confirm on the method and date of notice given for this meeting. The Clerk advised that this public meeting was advertised in the Aylmer Express for two consecutive weeks on May 10th and May 17th. In addition, affected property owners within 120 meters were sent a notice by mail at minimum 20 days prior to this meeting.

Mayor Giguère requested that Eric Steele of Monteith Brown provide an overview of the application.

Mayor Giguère asked if the applicant had anything to add and they did not.

Mayor Giguère asked if any Council Members wished to make any comments regarding the application.

No. 23-255**Moved By: Rick Cerna****Seconded By: Scott Lewis**

THAT the Public Meeting relating to Zoning By-law Amendment Application No. D14-Z03-23 on behalf of Mount Salem Community Church, relating to the property located at Concession 3, North Part of Lot 21, and known municipally as 6576 Springfield Road be adjourned at 7:51 p.m.

Carried**No. 23-256****Moved By: John H. Wilson****Seconded By: Mark Widner**

THAT Report No. DS-23-16 entitled “Zoning By-law Amendment Application of Mount Salem Community Church Baribeau Construction London Ltd.” be received;

AND THAT the Zoning By-law Amendment Application No. D14-Z06-23 of the Mount Salem Community Church, relating to the property located at Concession 3, North Part of Lot 21, and known municipally as 6576 Springfield Road, BE APPROVED for the reasons set out in this Report.

Carried**REPORTS OF DEPARTMENTS:**Director of Public Works

Deputy Mayor Widner disclosed a pecuniary interest with respect to Council Agenda item E– Reports of Departments-Public Works- New Engineers Report-Pritchard Drain. He retired from the meeting and abstained from all discussions and voting on the matter.

Councillor Glinski disclosed a pecuniary interest with respect to Council Agenda item E– Reports of Departments-Public Works- New Engineers Report-Pritchard Drain. He retired from the meeting and abstained from all discussions and voting on the matter.

- New Engineers Report – Pritchard Drain

No. 23-257**Moved By: Sarah Leitch****Seconded By: John H. Wilson**

THAT Report No. PW-23-32 entitled “New Engineers Report – Pritchard Drain” be received;

AND THAT George Vereyken, P. Eng., of Spriet Associates, be appointed to prepare a new Engineer's Report for this petition, pursuant to *Section 78 of the Drainage Act R.S.O. 1990.*

Carried

Deputy Mayor Widner and Councillor Glinski returned to their seat at the Council table.

- Tender Results – GPS Survey Equipment

No. 23-258

Moved By: Scott Lewis

Seconded By: Chester Glinski

THAT Report No. PW-23-36 entitled "Tender Results – GPS Survey Equipment" be received;

AND THAT the bid received from Horizon Measurements of Oakville, Ontario in the amount of \$32,812.00 (plus applicable taxes), for the purchase of GPS survey equipment, be accepted.

Carried

REPORTS OF COMMITTEES/OUTSIDE BOARDS:

- East Elgin Community Complex Board of Management – Facility Condition Assessment Funding Request

No. 23-259

Moved By: Scott Lewis

Seconded By: Mark Widner

THAT the letter regarding the Facility Condition Assessment EECC Funding be received for information;

AND THAT Township of Malahide Council approves the additional funding up to an amount of \$30,000 in total (\$15,000 from the Township of Malahide and Town of Aylmer respectively) to undertake a Facility Condition Assessment at 531 Talbot Street West.

Carried

CORRESPONDENCE:

No. 23-260

Moved By: Rick Cerna

Seconded By: John H. Wilson

THAT the following correspondence be noted and filed:

1. **Association of Municipalities of Ontario - Watch File – dated May 18, 2023 and May 25, 2023**
2. **Elgin County – Bill 5 – Stopping Harassment and Abuse by Local Leaders**
3. **Elgin County – Council Highlights – May 23, 2023**
4. **Elgin County – Malahide Township request for Guard Rail on Imperial Road, Port Bruce**
5. **Thames Valley District School Board - Thames Valley District School Board Attendance Review**
6. **Town of Fort Frances – Resolution in response to the opioid crisis**
7. **Elgin Area Primary Water Supply System – June 1, 2023 Agenda & Meeting Package**

Carried

OTHER BUSINESS:

Deputy Mayor Widner made comment of the amendments that are planned for Bill 97 from the original legislation proposal.

Mayor Giguère provided the details of the upcoming Strategic Planning kickoff which is an online/paper survey that is available to Malahide residents from June 7th-28th. This first phase is meant for the community to provide their input and the more input we get, the more confident we will be about the decisions and the priorities that we implement.

Councillor Leitch provided highlights of the Good Roads Conference.

Councillor Wilson referenced the Thames Valley District School Board latest boundary adjustment decisions to keep East Elgin Secondary School status quo.

Councillor Wilson inquired about the vacancy at the concession booth at the MCP and what factors have caused for it not to be operational this season. A follow-up from staff on this matter would be appreciated.

BY-LAWS:

No. 23-261

Moved By: Scott Lewis

Seconded By: Rick Cerna

THAT the following by-laws be considered read a first, second and third reading and properly signed and sealed:

- (i) By-law No. 23-16 – Giret Rezoning**
- (ii) By-law No. 23-44 – Mount Salem Community Church Rezoning**

Carried

CLOSED:

CONFIRMATORY:

No. 23-262

Moved By: Scott Lewis

Seconded By: John H. Wilson

THAT By-law No.23-43, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried

ADJOURNMENT:


No. 23-263

Moved By: Mark Widner


Seconded By: Chester Glinski

THAT the Council adjourn its meeting at 8.20p.m. to meet again on June 15, 2023, at 7:30 p.m.

Carried



Mayor – D. Giguère



Clerk – A. Adams