

The Corporation of the Township of Malahide**May 2, 2024 – 7:30p.m.**Virtual Meeting – <https://youtu.be/4YN7b0tBSWo>

The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:30p.m. 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 N. Dias, Clerk A. Adams, Director of Corporate Services A. Boylan, Director of Public Works J. Godby, and CRED Manager S. Tripp.

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, Request for Minor Improvement – Hewer Drain, and Closed Session Item – Tate 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 Closed Item – Tate Drain. The nature of the conflict being that he is the owner of land affected by one of listed drains.

MINUTES:**No. 24-153****Moved By: Rick Cerna****Seconded By: John H. Wilson**

THAT the minutes of the regular meeting of Council held on April 18, 2024, be adopted as printed and circulated.

Carried**PRESENTATIONS/DELEGATIONS/PETITIONS:**

- Zoning By-law Amendment Application of the Estate of Howard Row (Authorized Agent: Colleen Row) relating to the property located at Part of Lot 2, Concession 8-51829 Yorke Line

No. 24-154**Moved By: Scott Lewis****Seconded By: John H. Wilson**

THAT the Public Meeting relating to the Zoning By-Law Amendment Application of the Estate of Howard Row (Authorized Agent: Colleen Row) relating to the property located at Part of Lot 2, Concession 8 Southern Division, Former Geographic Township of South Dorchester, Township of Malahide (51829 Yorke Line) be called to order at 7:31p.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 April 10th and April 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 anyone in attendance had any questions and they did not.

Mayor Giguère asked if any Council Members wished to make any comments and they did not.

No. 24-155**Moved By: Sarah Leitch****Seconded By: John H. Wilson**

THAT the Public Meeting relating to the Zoning By-Law Amendment Application of the Estate of Howard Row (Authorized Agent: Colleen Row) relating to the property located at Part of Lot 2, Concession 8 Southern Division, Former Geographic Township of South Dorchester, Township of Malahide (51829 Yorke Line) be adjourned to order at 7:35p.m.

Carried**No. 24-156****Moved By: Chester Glinski****Seconded By: Rick Cerna**

THAT Report No. DS-24-17 entitled “Zoning By-Law Amendment Application of the Estate of Howard Row (Authorized Agent: Colleen Row) relating to the property located at Part of Lot 2, Concession 8 Southern Division, Former Geographic Township of South Dorchester, Township of Malahide (51829 Yorke Line)” be received;

AND THAT the Zoning By-law Amendment Application No. D14-Z05-24 of the Estate of Howard Row (Authorized Agent: Colleen Row) relating to the property located at Part of Lot 2, Concession 8 Southern Division, Former Geographic Township of South Dorchester, Township of Malahide (51829 Yorke Line), BE APPROVED for the reasons set out in this Report.

Carried

REPORTS OF DEPARTMENTS:

Director of Public Works

- Port Bruce Provincial Park Maintenance Agreement 2024

No. 24-157

Moved By: Rick Cerna

Seconded By: Sarah Leitch

THAT Report No. PW-24-18 entitled “Port Bruce Provincial Park Maintenance Agreement 2024” be received.

Carried

Deputy Mayor Widner disclosed a pecuniary interest with respect to Council Agenda item E– Reports of Departments, Request for Minor Improvement – Hewer Drain. He retired from the meeting and abstained from all discussions and voting on the matter.

- Request for Minor Improvement – Hewer Drain

No. 24-158

Moved By: Sarah Leitch

Seconded By: Rick Cerna

THAT Report No. PW- 24-17 entitled “Request for Minor Improvement – Hewer Drain” be received;

AND THAT George Veryken, P. Eng., of Spriet Associates, be appointed to prepare an Engineer’s Report for the Hewer Drain, pursuant to Section 78 of the Drainage Act R.S.O. 1990.

Carried

Deputy Mayor Widner returned to his seat at the Council table.

Director of Corporate Services/Treasurer

- 2024 Tax Rates

No. 24-159

Moved By: Scott Lewis

Seconded By: Chester Glinski

THAT Report No. FIN-24-16 entitled “2024 Tax Rates” be received for information.

Carried

Building/Planning/By-law

- Cutting Red Tape to Build More Homes Act & Provincial Policy Statement 2024 – Policy Change Summary

No. 24-160

Moved By: Scott Lewis

Seconded By: Mark Widner

THAT Report No. DS-24-19 entitled “Bill 185 - Cutting Red Tape to Build More Homes Act & Provincial Policy Statement 2024 – Policy Change Summary” be received;

AND THAT the Township provide comments to the Ministry of Municipal Affairs regarding proposed changes under Bill 185 and the Provincial Policy Statement 2024.

Carried

- Planning and Regulatory Approvals for Wind Turbine Operations

No. 24-161

Moved By: John H. Wilson

Seconded By: Scott Lewis

THAT Report No. DS-24-21 entitled “Planning and Regulatory Approvals for Wind Turbine Operations” be received.

Carried

- Guenther Homes Tax Increment Equivalent Grant (TIEG) Report

No. 24-162

Moved By: Scott Lewis

Seconded By: Sarah Leitch

THAT Report No. DS-24-20 entitled “Guenther Homes Tax Increment Equivalent Grant (TIEG) Report” be received;

AND THAT Malahide Council approves the Tax Increment Equivalent Grant for Peter Letkeman Guenther.

Carried

REPORTS OF COMMITTEES/OUTSIDE BOARDS:

No. 24-163

Moved By: Chester Glinski

Seconded By: Rick Cerna

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

- **Port Burwell Area Secondary Water Supply System – Draft Minutes of April 24, 2024**
- **Kettle Creek Conservation Authority Minutes – March 27, 2024**

Carried

CORRESPONDENCE:

No. 24-164

Moved By: Scott Lewis

Seconded By: Sarah Leitch

THAT item 5 be supported, that staff provide a follow-up report regarding item #6 and the remaining items be noted and filed:

1. **Association of Municipalities of Ontario - WatchFile - April 18, 2024, and April 25, 2024**
2. **East Elgin Community Complex – Canada Day Event Sponsorship Package**
3. **YWCA - Aquatics Program for Township of Malahide**
4. **Elgin Children’s Foundation – Proclamation of June 8th, 2024 as LemonAID Day**
5. **Harrietsville Women’s Institute – School Bus Safety “Stop-arm Cameras”**
6. **Petition - Forbid Fishing & Boating at Dixie Estate Park Pond**

7. **Western Ontario Warden's Caucus – Support for Small Business Enterprise Centre Funding**
8. **Municipality of St. Charles – Household Food Insecurity**
9. **Township of Clearview Endorsement of Bill C-63 in the House of Commons**
10. **St. Catharines - Provincial Regulations Needed to Restrict Keeping of Non-native ("exotic") Wild Animals**
11. **Town of Plympton-Wyoming – Energy Transition**
12. **Municipal Property Assessment Corporation (MPAC) – 2023 Financial Statements**

Carried

OTHER BUSINESS:

BY-LAWS:

No. 24-165

Moved By: Scott Lewis

Seconded By: John H. Wilson

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

- **By-law-24-19 – 2024 Tax Rates By-law**
- **By-law-24-18 – Estate of Howard Row Rezoning**

Carried

CLOSED:

No. 24-166

Moved By: Rick Cerna

Seconded By: Mark Widner

THAT Council move into Closed Session at 8:36 p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss the following:

- **Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – Tate Drain (Section 239(2)(e))**

- **Personal matters about an identifiable individual, including municipal or local board employees relating to the Development Services Department (Section 239 (2)(b)).**

Carried

No. 24-167

Moved By: Rick Cerna

Seconded By: Scott Lewis

THAT Council move out of Closed Session and reconvene at 9:29p.m. in order to continue with its deliberations.

Carried

No. 24-168

Moved By: Mark Widner

Seconded By: Rick Cerna

THAT Staff were given direction by Council on the following items that were discussed in the Closed Session:

- **Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – Tate Drain (Section 239(2)(e))**
- **Personal matters about an identifiable individual, including municipal or local board employees relating to the Development Services Department (Section 239 (2)(b)).**

Carried

CONFIRMATORY:

No. 24-169

Moved By: Scott Lewis

Seconded By: Sarah Leitch

THAT By-law No.24-20, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried

ADJOURNMENT:

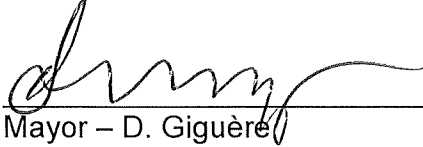
No. 24-170

Moved By: Mark Widner


Seconded By: Rick Cerna

THAT Council adjourn its meeting 9:31p.m to meet again on May 16, 2024, at 7:30p.m.

Carried



Mayor – D. Giguère



Clerk – A. Adams