

**THIRTY-SEVENTH Meeting - Regular Session**

The Town of Oakville Council met in regular session to consider Planning matters on this 14<sup>th</sup> day of November 2005, in the South Atrium of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:30 p.m.

- Present: Mayor - Ann Mulvale
- Councillors - Tom Adams  
- Keith Bird  
- Cathy Duddeck  
- Allan Elgar  
- Marc Grant  
- Jeff Knoll  
- Mike Lansdown  
- Fred Oliver  
- Renee Sandelowsky
- Staff - D. Cash, Commissioner, Planning and Development  
- J. Huctwith, Assistant Town Solicitor  
- P. Cheatley, Director, Planning Services  
- J. Kwast, Director, Development Services  
- C. McConnell, Manager, Current Planning/Urban Design  
- A. Ramsay, Manager, Long Range Planning  
- L. Musson, Planner  
- V. Tytaneck, Assistant Town Clerk  
- L. Morgan, Committee Coordinator
- Regrets Councillors - Ralph Robinson  
- Chris Stoate  
- Janice Wright

**Declarations of Pecuniary Interest**

Councillor Adams declared a pecuniary interest on Consent Item 1, "Revised Pool Enclosure By-law 2005-170", as he has a pool on his property.

**Committee of the Whole**

Moved by Councillor Knoll

Seconded by Councillor Duddeck

That this meeting proceed into a Committee of the Whole session.

CARRIED

**AGENDA ITEMS**

**1. Revised Pool Enclosure By-law 2005-170**

- **Report from Department of Development Services, September 28, 2005**

Moved by Councillor Knoll

That the report dated September 28, 2005, from the Director of Development Services and By-law 2005-170, a by-law to regulate pool enclosures within the Town of Oakville be referred back to staff for a further report regarding the proposed fee structure and that the By-law be amended to include broader definitions of different types of pools.

CARRIED  
*(Councillor Adams declared a pecuniary interest on this item and did not vote.)*

**2. Exemption from Part Lot Control, By-law 2005-178 – Deerglen Homes**

- **Report from Planning Services Department, October 18, 2005**

Moved by Councillor Elgar

That By-law 2005-178 (File PLC 08/05 – Deerglen Homes), a by-law to exempt from part lot control Parts Blocks 150, 154, 155, 157, 159, 161 and 162 on Plan 20M-910, be approved.

CARRIED

**3. Exemption from Part Lot Control, By-law 2005-179 – Mattamy Upper Glen Abbey Greens**

- **Report from Planning Services Department, October 18, 2005**

Moved by Councillor Elgar

That By-law 2005-179 (File PLC 08/05 – Mattamy Upper Glen Abbey Greens), a by-law to exempt from part lot control Block 120 on Plan 20M-930, be approved.

CARRIED

**4. Proposed Official Plan Amendment; Zoning By-law Amendment (Z.1428.04) and Revision to Draft Plan of Subdivision (24T-00013/1428) – N.H.D. Developments Limited – By-law No. 2005-162 and By-law No. 2005-163**

- **Report from Planning Services Department, October 21, 2005**

Moved by Councillor Elgar

1. That the Official Plan Amendment 251 (Z.1428.04) for N.H.D. Developments Limited be approved and that By-law No. 2005-162 be passed;
2. That the Zoning Amendment application (Z.1428.04) by N.H.D. Developments Limited be approved and that By-law No. 2005-163, which modifies the existing “R8(a)” zone be passed;

(continued)

**Item 4 - Proposed Official Plan Amendment; Zoning By-law Amendment (Z.1428.04) and Revision to Draft Plan of Subdivision (24T-00013/1428) – N.H.D. Developments Limited – By-law No. 2005-162 and By-law No. 2005-163**  
(continued)

3. That the Director of Planning Services be authorized to red-line the Draft Plan of Subdivision (24T-00013), as submitted by N.H.D. Development Limited and prepared by Korsiak and Company (received October 6, 2005); and
4. That the Director of Planning Services be authorized to revise the conditions of Draft Plan Approval as outlined in Appendix "A" subject to amending the second new condition listed on page 11 of the report to read as follows:

"That the owner agree, to the satisfaction of the Development Services Department, to include in the offers of purchase and sale to the homeowners within Blocks 1, 2 and 3, a statement which advises the prospective purchasers that 2322 Dundas Street West is currently zoned for restaurant use and may continue as a restaurant or, in the alternative, may be rezoned in the future for residential purposes."

CARRIED

**5. Official Plan Review – Issues Report**  
- **Report from Planning Services Department, October 21, 2005**

Moved by Councillor Grant

That Planning Services Department report LRP 023/05, containing a summary of the issues to be addressed as part of the Official Plan Review, be received.

CARRIED

**C-1. OMB Hearing – N.H.D. Developments Inc.**  
- **Confidential Report from the Legal Department, October 28, 2005**

Moved by Councillor Elgar

That the recommendations contained in the confidential report, dated October 28, 2005, from the Legal Department, be approved.

CARRIED

**RISE AND REPORT TO COUNCIL**

Moved by Councillor Duddeck

That this committee rise and report.

CARRIED

The Mayor arose and reported that the Committee of the Whole has met and has made recommendations on Items 1 through 5 and confidential Item C-1.

Moved by Councillor Bird

Seconded by Councillor Duddeck

That the report and recommendations of the Committee of the Whole be approved.

CARRIED

**CONSIDERATION AND READING OF BY-LAWS**

Moved by Councillor Elgar

Seconded by Councillor Duddeck

That this be authority to give first, second, third and final reading to the following by-laws:

- 2005-178 A by-law to declare that certain land is not subject to part lot control (Blocks 150, 154, 155, 157, 159, 161 and 162, Plan 20M-910 – Deerglen Homes).
- 2005-179 A by-law to declare that certain land is not subject to part lot control (Blocks 120, Plan 20M-930 – Mattamy (Upper Middle) Limited).
- 2005-162 A by-law to adopt an amendment to the Official Plan of the Oakville Planning Area (Official Plan Amendment OPA 251), Town of Oakville – Part of Lot 28, Concession 1 S.D.S. (N.H.D. Developments Limited).
- 2005-163 A by-law to amend the Town of Oakville's Comprehensive Zoning By-law 1984-63, as amended, to permit the development of the subject lands for 48 multiple attached dwelling units for lands described as Part of Lot 28, Concession 1 S.D.S. (N.H.D. Developments Limited) – Z.1428-04.
- 2005-194 A by-law to confirm proceedings of a meeting of Council.

CARRIED

**ADJOURNMENT**

Moved by Councillor Lansdown

Seconded by Councillor Knoll

That this meeting now adjourn.

CARRIED

The meeting adjourned at 9:00 p.m.

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ANN MULVALE  
MAYOR

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VICKI TYTANECK  
ASSISTANT CLERK