

THIRTY-SEVENTH Meeting - Regular Session

The Town of Oakville Council met in regular session to consider Planning matters on this 11th day of December, 2006 in the Council Chambers of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

- Present: Mayor - Rob Burton
- Councillors - Tom Adams
- Keith Bird
- Mary Chapin
- Cathy Duddeck
- Allan Elgar
- Marc Grant
- Alan Johnston
- Max Khan
- Jeff Knoll – (Arrived at 7:35 p.m.)
- Roger Lapworth
- Fred Oliver
- Ralph Robinson – (Arrived at 8:15 p.m.)
- Staff - J. Clohec, Commissioner of Planning, Development and Building Services
- P. Cheatley, Director, Planning Services
- D. Carr, Town Solicitor
- D. Baker, Assistant Town Solicitor
- J. Courtemanche, Director, Strategy, Policy and Communications
- J. Kwast, Director of Development Services
- C. McConnell, Manager of Current Planning and Urban Design (North Oakville)
- A. Ramsay, Manager of Long Range Planning
- B. Koopmans, Manager, Current Planning and Urban Design (South Oakville)
- H. Hecht, Manager of Development Services
- D. Childs, Senior Planner, Current Planning
- K. Biggar, Planner
- M. Innocente, Planner
- P. Bouillion, Assistant Clerk
- V. Tytaneck, Assistant Clerk
- C. Tino, Committee Assistant

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

Committee of the Whole

Moved by Councillor Grant

Seconded by Councillor Duddeck

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

CARRIED

AGENDA ITEMS

**C-1 Ontario Municipal Board Hearing – 28 Brookfield Road
- Confidential Report from the Legal Department, November 20, 2006**

Moved by Councillor Adams

1. That Staff not participate in the hearing before the Ontario Municipal Board of an appeal from the decision of the Committee of Adjustment, granting a minor variance from the Zoning By-law with respect to the property at 28 Brookfield Road that was approved in order to accommodate a road widening that was requested by the Town and imposed as a condition of severance (C.A.V.A/185/2006).

CARRIED

**C-2 OMB Appeal 2197 Stratus Drive
- Confidential Report from the Legal Department, November 15, 2006**

Moved by Councillor Adams

1. That the Legal Department be authorized to withdraw the appeal to the OMB filed on June 2, 2006 on behalf of the Town with respect to 2197 Stratus Drive (PL060551).

CARRIED

**1. Official Plan Amendment 253 and Zoning By-law 2006-205: Street A Extension (Colonel William Parkway) – Palermo West Community
- Report from Planning Services Department, November 24, 2006**

Moved by Councillor Elgar

1. That Town initiated Official Plan Amendment 253 relating to the extension of Street 'A' (Colonel William Parkway) be adopted and that By-law 2006-204 be passed; and
2. That Town initiated Zoning By-law 2006-205 establishing the right-of-way width for Colonel William Parkway be passed.

CARRIED

**2. Zoning By-law 2006-206 – An Amendment to Revise Commercial Parking Standards for Downtown Oakville and Kerr Street.
-Report from Planning Services Department, November 24, 2006**

Moved by Councillor Bird

That Town initiated Zoning By-law 2006-206, an amendment to revise commercial parking standards in C3R zones of Downtown Oakville and Kerr Street, be passed.

CARRIED

3. **North Oakville East Secondary Plan**
- **Report from the Legal Department, November 27, 2006**

Moved by Councillor Elgar

That the Report of the Legal Department dated November 27, 2006 and the presentation of the Commissioner of Planning, Development & Building Commission be received.

CARRIED

4. **Oak Tree on Region of Halton Property**
- **Report from the C.A.O. and Commissioner of Planning, Development and Building Commission, December 6, 2006**

Moved by Councillor Elgar

1. That the recommendations of Heritage Oakville relating to the White Oak Tree on Bronte Road be received; and
2. That Town Council strongly encourage the Region to retain the White Oak Tree, given its significance within the community and the strong community support for its heritage values, by adopting an option which widens Bronte Road around the White Oak Tree funded through a combination of the existing pledges and the Regional budget; and
3. That Town Council request that Mayor Burton inform the Regional Chair of this resolution and request that no further action be taken on the Bronte Road widening, until Regional Council has had the opportunity to reconsider their resolution in context of the Town's request; and
4. That Town staff report back to Council on the position of Regional Council in light of the above noted recommendations #2 and #3 to determine if further action is required; and
5. That Town staff report back on the feasibility of creating a historic tree registry.

CARRIED

5. **Heritage Oakville Committee (November 21, 2006)**

Moved by Councillor Knoll

1. That the 2007 Heritage Oakville Policy work plan items be endorsed as follows:

| POLICY ITEM |
|--------------------------------------|
| White Oak Tree Designation |
| North Oakville Heritage Designations |
| Register of Listed Properties |
| Windows and Doors Workshop |
| Heritage Permit Enforcement |
| Landscape Review Guidelines |
| Heritage Property Standards |
| Downtown Oakville |
| Cultural Landscape |
| The Designation of Palermo |
| Bronte Quadrangle |

(continued)

Item 5 - Heritage Oakville Committee (November 21, 2006) - continued

2. That staff be requested to identify the resources required to achieve success in these areas in 2007 and report back to Council in early January 2007, within the 2007 Operating Budget.
3. That the remainder of the minutes of the November 21, 2006 Heritage Oakville Committee be received.

CARRIED

IN-CAMERA

Moved by Councillor Duddeck

That Committee resolve into a closed meeting session for the purpose of receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose pertaining to Items C-3 and C-5 and to provide further information as requested with respect to Item 3.

CARRIED

Committee resolved in-camera at 9:16 p.m.

Committee resolved out of camera at 10:30 p.m.

**C-3 Ontario Municipal Board Hearing – Prince Michael Drive
- Confidential Report from the Legal Department, November 22, 2006**

Moved by Councillor Knoll

1. That the report of the Legal Department dated November 22, 2006 be received;
and
2. That Staff direction given in closed session with respect to this item be confirmed.

CARRIED

**C-5. Ontario Municipal Board Hearing – 1502 Lakeshore Road East
(Gilgan Property – Consent to Severance)
- Confidential Report from the Legal Department, November 22, 2006**

Moved by Councillor Chapin

1. That the report of the Legal Department dated November 22, 2006 be received;
and
2. That Staff direction given in closed session with respect to this item be confirmed.

CARRIED

RISE AND REPORT TO COUNCIL

Moved by Councillor Grant

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, C-1, C-2, C-3 and C-5 as noted by the Clerk, it also being noted that Item C-4 was withdrawn from the agenda prior to the meeting.

Moved by Councillor Duddeck

Seconded by Councillor Knoll

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

CARRIED

A recorded vote was requested on the recommendation pertaining to Item C-3, Ontario Municipal Board Hearing – Prince Michael Drive.

Recorded Vote

Yeas

Councillor Knoll
Councillor Grant
Councillor Duddeck
Councillor Bird
Councillor Chapin
Councillor Khan
Councillor Adams
Councillor Oliver
Councillor Johnston
Mayor Burton

Nays

Councillor Elgar
Councillor Lapworth
Councillor Robinson

CARRIED

A recorded vote was requested pertaining to Item #4, Oak Tree on Region of Halton Property, clauses 1, 3, 4 and 5, as amended.

Recorded Vote

Yeas

Councillor Knoll
Councillor Grant
Councillor Elgar
Councillor Duddeck
Councillor Bird
Councillor Chapin
Councillor Khan
Councillor Adams
Councillor Lapworth
Councillor Robinson
Councillor Oliver
Councillor Johnston
Mayor Burton

Nays

CARRIED UNANIMOUSLY

A recorded vote was requested Item #4, Oak Tree on Region of Halton Property, clause #2 as amended.

Recorded Vote

Yeas

Councillor Knoll
Councillor Grant
Councillor Elgar
Councillor Duddeck
Councillor Chapin
Councillor Khan
Councillor Adams
Councillor Lapworth
Councillor Robinson
Councillor Johnston
Mayor Burton

Nays

Councillor Bird
Councillor Oliver

CARRIED

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Robinson

Seconded by Councillor Knoll

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

- 2006-204 A by-law to adopt an amendment to the Official Plan of the Oakville Planning Area (Official Plan Amendment 253), to recognize the proposed alignment for the extension of Street 'A' in the Palermo West Community, Town of Oakville – Concession 1 SDS Parts of Lots 31 and 32.
- 2006-205 A by-law to amend the Town of Oakville's Comprehensive Zoning By-law 1984-63, as amended, to revise the right-of-way width table for the computation of yards in Section 14(3) of the general provisions applying to all zones.
- 2006-206 A by-law to amend the Comprehensive Zoning By-law 1984-63, as amended, to revise the commercial parking standards in the Central Business District areas of Downtown Oakville and Kerr Street.
- 2006-209 A by-law to declare that certain land is not subject to Part lot control (Lots 2, 4, 5, 7, 8,11,12, 46 and 50, Plan 20M-967 -Markay Homes Ltd.)
- 2006-200 A by-law to confirm proceedings of a meeting of Council

CARRIED

ADJOURNMENT

Moved by Councillor Elgar

Seconded by Councillor Johnston

That this meeting now adjourn.

CARRIED

The meeting adjourned at 10:40 p.m.

ROB BURTON
MAYOR

VICKI TYTANECK
ASSISTANT CLERK