

COUNCIL PLANNING AGENDA



Consolidated as of June 4, 2013

DATE June 4, 2013 7:00 p.m.

Please turn off or place on non-audible all cell phones, PDAs, Blackberrys and pagers during the meeting.

O Canada

Silent Prayer

Disclosure of Pecuniary Interest and General Nature Thereof

PRESENTATION

- a) Presentation of City of Guelph medals to the following members of the Guelph U16AA Ringette Team in recognition of their winning the gold medal at the Provincial Championships and bronze medal at the National Ringette Championships: Halli Berry, Selena Case, Kali Curtis, Rachel Dickie, Samantha Gorgi, Breanna Hahn, Katrina Hart, Neely Jarvis, Anna Lawrence, Jasmine Leclerc, Gillian Marrow, Samantha Rogers, Nicole Shaw, and Stacey Warner and coaches Lisa Curtis, Mike Hahn, Karen Lawrence, Todd Marrow, Gary Shaw and Arlene Warner

CONSENT AGENDA

"The attached resolutions have been prepared to facilitate Council's consideration of the various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Agenda, please identify the item. The item will be extracted and dealt with immediately. The balance of the Consent Agenda can be approved in one resolution."

COUNCIL CONSENT AGENDA			
ITEM	CITY PRESENTATION	DELEGATIONS (maximum of 5 minutes)	TO BE EXTRACTED
CON-2013.12 410 Clair Road East: Proposed Changes to Site Plan Approval Conditions (File ZC0912/SP12C021) – Ward 6		• Taylor Beech Correspondence: • Li Hua Yuan & Yun Hua Zhang	✓
CON-2013.13 58 Fleming Road: Proposed Zoning By-law Amendment (File: ZC1301) – Ward 1			
CON-2013.14 Victoria Road South Reconstruction Contract 2- 1306			

CON-2013.15 Lottery Licensing Policy for Eligible Charitable/ Non-Profit Organizations Hamilton Ti-Cats Home Games			
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SPECIAL RESOLUTIONS

BY-LAWS

Resolution – Adoption of By-laws (Councillor Findlay)

"THAT By-law Numbers (2013)-19584 to (2013)-19589, inclusive, are hereby passed."

By-law Number (2013)-19584 A by-law to amend By-law Number (1995)-14864, as amended, known as the Zoning By-law for the City of Guelph as it affects property known municipally as 58 Fleming Road and legally described as Part of Lots 16 and 17, Registered Plan 468, City of Guelph, to permit the development of an additional single detached dwelling (File: ZC1301).	To amend the Zoning by-law as approved by Council June 4, 2013. (58 Fleming Road)
By-law Number (2013)-19585 A by-law to remove Part Block 21, Plan 61M175, designated as Parts 1 to 8 inclusive, Reference Plan 61R11817 in the City of Guelph from Part Lot Control.	To remove land from part lot control to create separate parcels for on-street townhouse dwellings. (147, 149, 151, 153 and 155 Kemp Crescent)
By-law Number (2013)-19586 A by-law to amend By-law number (2013)-19529, being a by-law to delegate authority pursuant to the Municipal Act. (Schedule "X")	To amend the Delegation of Authority By-law by adding Schedule "X" as approved by Council, May 27, 2013.
By-law Number (2013)-19587 A by-law to authorize the execution of an Agreement between Gamsby and Mannerow Limited and The Corporation of the City of Guelph. (Professional Consulting Services,	To execute a Professional Consulting Services Agreement. (115 Fleming Road Subdivision)

115 Fleming Road Subdivision)	
By-law Number (2013)-19588 A by-law to authorize the execution of an Agreement between 115 Fleming Holdings Inc. and The Corporation of the City of Guelph. (Engineering Services Agreement, 115 Fleming Road Subdivision)	To execute an Engineering Services Agreement. (115 Fleming Road Subdivision)
By-law Number (2013)-19589 A by-law to confirm the proceedings of a Council meeting held June 4, 2013.	To confirm the proceedings of a Council meeting held June 4, 2013.

MAYOR'S ANNOUNCEMENTS

Please provide any announcements, to the Mayor in writing, by 12 noon on the day of the Council meeting.

NOTICE OF MOTION

ADJOURNMENT

CONSENT AGENDA
REVISED

June 4, 2013

Her Worship the Mayor
and
Members of Guelph City Council.

SUMMARY OF REPORTS:

The following resolutions have been prepared to facilitate Council's consideration of the various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Agenda, please identify the item. The item will be extracted and dealt with immediately. The balance of the Consent Agenda will be approved in one resolution.

A REPORTS FROM ADMINISTRATIVE STAFF

REPORT	DIRECTION
<p>CON-2013.12 410 CLAIR ROAD EAST: PROPOSED CHANGES TO SITE PLAN APPROVAL CONDITIONS (FILE: ZC0912/SP12C021)</p> <p>1. That the request by the Guelph Sikh Society for changes to the conditions of site plan approval, as outlined in Attachment 2 of Planning, Building, Engineering and Environment Report 13-24 dated June 4, 2013, be approved.</p>	Approve
<p>CON-2013.13 58 FLEMING ROAD: PROPOSED ZONING BY-LAW AMENDMENT (FILE: ZC1301) – WARD 1</p> <p>1. That the application by J.L. Cox Planning Consultants Ltd. for a Zoning By-law Amendment from the UR (Urban Reserve) Zone to a R.1C-? (Specialized Single Detached Residential) Zone to permit a single detached dwelling on a severed lot at the property municipally known as 58 Fleming Road, and legally described as Part of Lots 16 and 17, Registered Plan 468, City of Guelph, be approved in accordance with the zoning regulations and conditions outlined in Attachment 2 of Planning, Building, Engineering and Environment Report 13-28, dated June 4, 2013.</p> <p>2. That in accordance with Section 34(17) of the Planning Act, City Council has determined that no further public notice is required related to the minor modifications to the proposed Zoning By-law Amendment affecting 58 Fleming Road.</p>	Approve

**CON-2013.14 VICTORIA ROAD SOUTH RECONSTRUCTION
CONTRACT 2-1306**

Approve

1. That the tender from Cox Construction Limited be accepted and that the Mayor and Clerk be authorized to sign the agreement for Contract 2-1306 for Victoria Road South Reconstruction between MacAlister Boulevard and Stone Road East for a total tendered price of \$1,965,242.01 with actual payment to be made in accordance with the terms of the contract.

**CON-2013.15 LOTTERY LICENSING POLICY FOR ELIGIBLE
CHARITABLE/NON-PROFIT ORGANIZATIONS –
HAMILTON TI-CATS HOME GAMES**

Approve

1. That the Council report OTES061318 dated June 4, 2013 seeking a resolution to support the issuance of lottery licences to eligible Hamilton based Charity/Non-Profit organizations to conduct lotteries at Hamilton Ti-Cats home games within the City of Guelph be received.

2. That as stated in Council report OTES061318 dated June 4, 2013 that Council waive the following 2008 Council resolution;

That lottery licences continue to be issued to eligible charitable/non-profit organizations from the City of Guelph and the County of Wellington only.

3. That for the lotteries conducted at Hamilton Ti-Cats games held within the City of Guelph that lottery licences be issued to eligible charitable/non-profit organizations from the City of Guelph, the County of Wellington, the City of Hamilton, or any other eligible charitable/non-profit organizations as supported by the Hamilton Ti-Cats.

attach.

Dear City councillors:

I am writing the letter regarding the proposed site plan and change to zoning conditions for the property located at 410 Clair Road East for the development of a religious establishment, the applicant has proposed to change the site layout and the building design has been revised since the original approval in June 2010, these changes impact the approved zoning conditions, some of which cannot be met... We have viewed the detailed site plan in city hall, and we have some comments and concerns.

1. in the landscape plan, there is a 1.6M HT iron fence with 1.5m wide lockable maintenance Gate front Goodwin Dr (please see attached picture).

We cannot accept the Gate, It is not reasonable to have a Gate front Goodwin Dr. for maintenance purpose, why need other Gate when there is a main entrance front 410 Clair Road East. It is a ridiculous reason to have the maintenance Gate from residential area, in fact, the purpose

of the Gate is for the entrance of people, not for maintenance, if there is a Gate front Goodwin Dr, the door will be open someday, by the time, the Gate will be lost control, lots of people will go ~~through~~ in and out from the Gate, and more cars will park on Goodwin Dr, these are we do not want to see and worried about. Goodwin area is nice and quiet area, we paid more money to buy the house than other area, and paid more property tax than others to live in a nice area, we do not want to see this area will become crowded and in traffic problems.... There should not have any Gate from Goodwin Dr connect with the religious building on the design, it should be completely fenced.

2. the different site layout and revised building elevation does not harmonise with the nearby houses, the building would be too high comparison with the surrounding houses, the building approximately 9.2 metres high, the dome are not counted in the height, and the larger dome is approximately 10 metres to the tip, so the total height for the

building would be approximately 19.2 metres (original the zoning in 2010 approved to 11.5 metres high). also, the revised building design would be uncoordinated in this area, this kind of building is fit to be built in downtown area which is filled with lots of high building and different design, there is no such conditions to build this kind of building in the residential area.

3. the building was originally set back 6 metres from the front property line, now the building set back approximately 23 metres from the front property line, It means that the whole building will be set more closer to Goodwin Dr and other residential areas. the more closer, the more impact to the surrounding residents.

4. the parking lot lighting should be shut off in overnight in order to make sure the nearby residents have a good rest and good sleep overnight. in fact, City Hall allowed this kind of building to be built in the residential area has been a lots

impacts to the residents already. if ~~without~~ some
limit for the building, It will cause more impacts
to the surrounding residents ---.

We are Very concerned. and worried.

thanks a lot for your considerations

Sincerely,

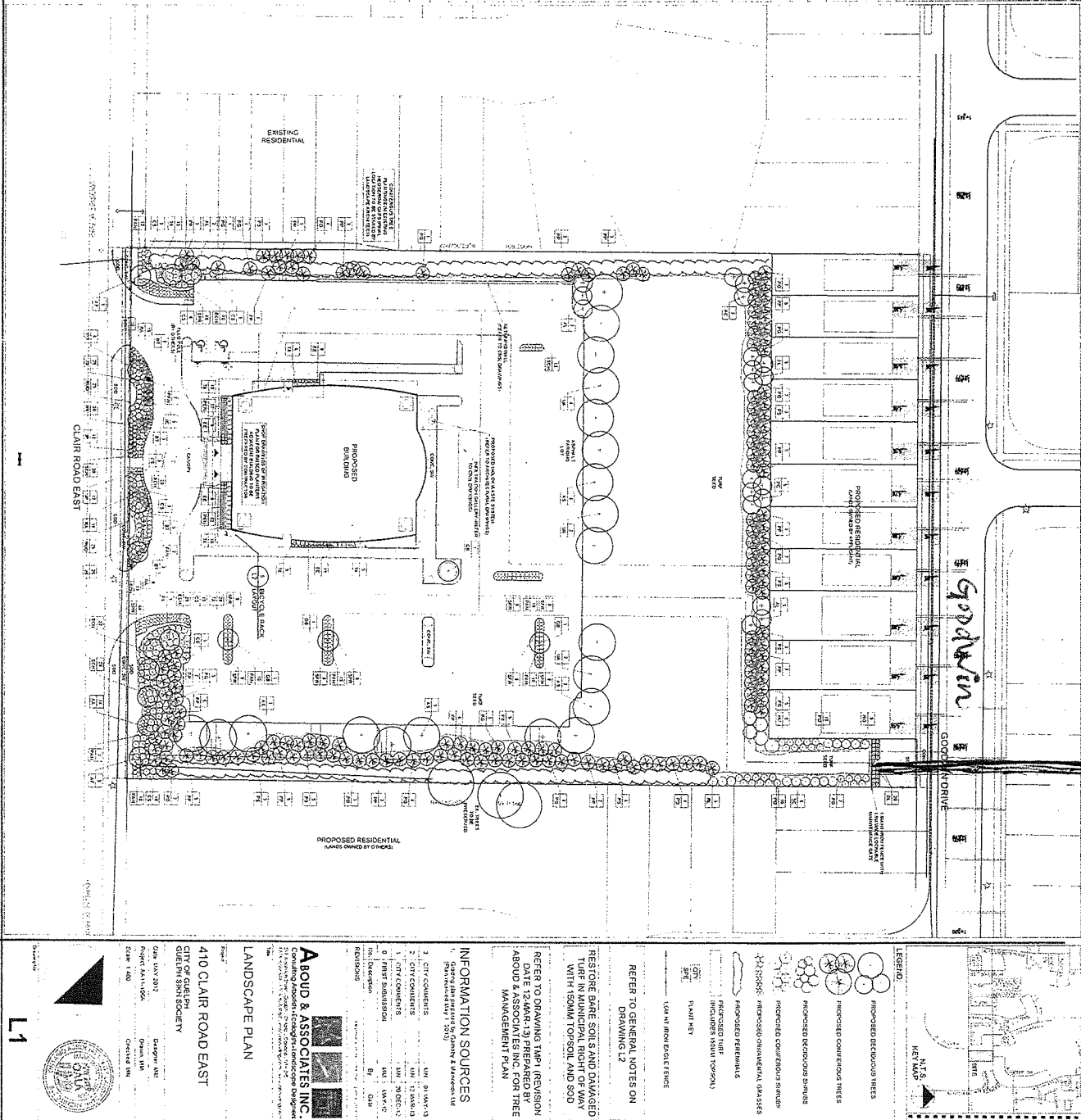
Li Hua Yuan
Yun Hua Zhang

A handwritten signature in cursive script, appearing to read 'Zhao Zhang'.

May²⁶, 2013

(please see attached
picture below)

PLANT LIST						
ITEM	QTY	BOTANICAL NAME	COMMON NAME	SIZE	TYPE	REMARKS
TREES						
A1	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A2	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A3	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A4	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A5	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A6	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A7	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A8	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
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A99	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
A100	0	ACER SACCABINUM	RED MAPLE	60 CM	W	
TOTAL GRASSES & PERENNIALS						
C25	0	SPERGANDIA AFRICANA	MOORE BROOMCLIFF	1.0M	W	
TOTAL GRASSES & PERENNIALS						
TOTAL PLANT LIST						



STAFF REPORT



TO City Council

SERVICE AREA Operations, Transit & Emergency Services

DATE June 4, 2013

SUBJECT Lottery Licensing Policy for Eligible Charitable/Non-profit Organizations-Hamilton Ti-Cats home games

REPORT NUMBER OTES061318

EXECUTIVE SUMMARY

PURPOSE OF REPORT

To seek a Council resolution to permit the issuance of lottery licences to eligible Hamilton based Charity/Non-Profit organizations to conduct lotteries at Hamilton Ti-Cats home games held within the City of Guelph.

KEY FINDINGS

The Hamilton Ti-Cats routinely permit Hamilton area charities/non-profit organizations to conduct licensed 50/50 raffles during their home games as a means for these organizations to raise revenue in support of their programs.

The Hamilton Ti-Cats would like to continue this relationship with Hamilton organizations during their season in Guelph; however, a resolution passed in 2007 by City Council restricts the issuance of lottery licences to charitable organizations based in Guelph or Wellington County.

FINANCIAL IMPLICATIONS

The City of Guelph will receive a nominal increase in revenue for the issuance of lottery licences for the 9 Hamilton Ti-Cats home games.

ACTION REQUIRED

To receive staff's report and to pass a resolution supporting the issuance of lottery licences to eligible Hamilton based Charity/Non-Profit organizations to conduct lotteries at Hamilton Ti-Cats home games within the City of Guelph.

RECOMMENDATION

1. That the Council report OTES061318 dated June 4, 2013 seeking a resolution to support the issuance of lottery licences to eligible Hamilton based Charity/Non-Profit organizations to conduct lotteries at Hamilton Ti-Cats home games within the City of Guelph be received.

STAFF REPORT

2. That as stated in Council report OTES061318 dated June 4, 2013 that Council waive the following 2008 Council resolution;

That lottery licences continue to be issued to eligible charitable/non-profit organizations from the City of Guelph and the County of Wellington only.

3. That for the lotteries conducted at Hamilton Ti-Cats games held within the City of Guelph that lottery licences be issued to eligible charitable/non-profit organizations from the City of Guelph, the County of Wellington, the City of Hamilton, or any other eligible charitable/non-profit organizations as supported by the Hamilton Ti-Cats.

BACKGROUND

Under the Alcohol and Gaming Commission of Ontario (AGCO) regulations, municipalities have the authority to issue lottery licences for eligible charities/non-profit organizations within the Province of Ontario. Further, the AGCO guidelines permit municipalities the authority to attach terms and/or conditions to the issuance of lottery licences in addition to those established by the Province.

In 2007 staff presented a report to the Finance and Corporate Services Committee recommending that the issuance of lottery licences within the City of Guelph be restricted to eligible charitable/non-profit organizations based in the City of Guelph. This recommendation was to ensure that organizations within the City had the opportunity to raise funds at local events, including Guelph Storm games and did not have to compete for these opportunities with organizations outside the City of Guelph.

Following this report, Council approved a resolution and on April 28, 2008 reconfirmed the following resolution.

That lottery licences continue to be issued to eligible charitable/non profit organizations from the City of Guelph and the County of Wellington only.

REPORT

On Friday, May 31st staff was contacted by Hamilton Ti-Cats to advise staff that 50/50 raffles are conducted at their home games by Hamilton based charities/non-profit organizations, as a means for their local organizations to raise lottery funds. Staff was asked if permission could be granted to continue this practice during the Ti-Cats season in Guelph.

Due to the 2008 resolution, staff are unable to issue licences to the Hamilton based charities. Recognizing the unique situation with a Hamilton based team temporary playing within the City of Guelph and the negative impact that the 2008 resolution

STAFF REPORT



will have on Hamilton Charities, staff are recommending that Council waive the 2008 resolution for Hamilton Ti-Cats games held within the City of Guelph. Staff further recommends that Council pass a resolution restricting the issuance of lottery licences for lotteries held at these games to eligible the City of Hamilton, or any other eligible charitable/non-profit organizations as supported by the Hamilton Ti-Cats.

As permitted and regulated by the AGCO, the City's administration fee to process lottery licences is 3% of the total prize value, as such, staff anticipate a nominal increase in lottery licensing revenue within the Licensing Division's budget (720-1025).

CORPORATE STRATEGIC PLAN

This report supports the following goals in the strategic plan;

3.2 Be economically viable, resilient, divers and attractive for business

DEPARTMENTAL CONSULTATION

Alcohol and Gaming Commission of Ontario
City of Hamilton-Licensing Division

COMMUNICATIONS

If the resolutions are passed by Council, the Hamilton Ti-Cats organization and the City of Hamilton will be notified and in turn will advise City of Hamilton charities requesting lottery licences.

Report Author: Jennifer Jacobi, Licensing Coordinator
Bylaw Compliance, Security & Licensing Department



Recommended By
Doug Godfrey
Manager
Transit Bylaw Compliance, Security
& Licensing
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