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An appealing attractive city

AGENDA

GUELPH CITY COUNCIL

January 22, 2007 - 6:30 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
- Confirmation of Minutes – January 8 and 15, 2007 (Councillor Billings)
“THAT the minutes of the Council meeting held January 8 and 15, 2007 and the minutes of the Council meeting held in Committee of the Whole on January 8, 2007 be confirmed as recorded and without being read.”

PRESENTATIONS

- a) Presentation of City of Guelph medals to the Guelph Minor PeeWee AA in recognition of winning the 2006 Ontario Minor Hockey Association Championship: Nicholas Keleher, Matthew Schlozhauer, Tyler Gould, Gregory Munro, Ryan Tedesco, Brandon Paterson, Alex Bigelli, Daniel Iacocca, Marcus Soligo, Marcus Pozzobon, Scott Coombs, Coby Serytuk, Craig Martini, Alex Daniel, Joe Santi, Matthew Nightengale, Dakota Rocco, Coach – Peter Munro, Assistant Coach – Jon Lankin, Assistant Coach – Mario Martini, Trainer - Darryl Paterson, and Manager - Pat Coombs.

PUBLIC MEETING HELD UNDER THE MUNICIPAL ACT

Council is now in a public meeting under the Municipal Act to deal with the following matters:

- 1) Proposed By-law for Fees:- Water and Sanitary Sewer Systems affecting Part of Fleming Road and Part of Gordon Street (Consent Report A-1)

REGULAR MEETING

DELEGATIONS

Resolution (Councillor Burcher)

“THAT persons desiring to address Council be permitted to do so at this time.”

Delegations are limited to a maximum of five (5) minutes.

There have been no requests received at the time of printing to appear as a delegation.

COMMITTEE OF THE WHOLE

Resolution – Councillor Farrelly

“THAT Council now go into Committee of the Whole to consider reports and correspondence.”

REPORTS FROM COMMITTEES OF COUNCIL AND OTHER COMMITTEES

CONSENT AGENDA

- A) Reports from Administrative Staff**
- B) Items for Direction of Council**
- C) Items for Information of Council**

Resolution to adopt the Consent Agenda.

Resolution:- Committee rise with leave to sit again (Councillor Findlay)

“THAT the Committee rise with leave to sit again.”

Resolution:- proceedings in Committee of the Whole (Councillor Hofland)

“THAT the action taken in Committee of the Whole in considering reports and correspondence, be confirmed by this Council.”

SPECIAL RESOLUTIONS

THAT Councillor Findlay replace Councillor Burcher as the Council representative to the Guelph Public Library Board;

AND THAT Councillor Wettstein replace Councillor Laidlaw on the Governance & Economic Development Committee.

BY-LAWS

Resolution:- First and Second Reading of By-laws. (Councillor Kovach)

Verbal Resolution:- Council go into Committee of the Whole to consider the by-laws.

NOTE: When all by-laws have been considered, a member of Council should move “THAT the Committee rise and report the by-laws passed in Committee without amendment (or as amended).

Resolution:- Third Reading of By-laws. (Councillor Laidlaw)

QUESTIONS

MAYOR’S ANNOUNCEMENTS

Please provide any announcements, to the Mayor in writing, by 12:00 noon on the day of the Council meeting.

NOTICE OF MOTION

ADJOURNMENT

Council Committee Room B
January 8, 2007 5:00 p.m.

A meeting of Guelph City Council.

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Ms. P. Blais, Director of Human Resources; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design and Development Services; Mr. P. Cartwright, Manager of Economic Development Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

- 1. Moved by Councillor Burcher
Seconded by Councillor Piper

THAT the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (b) and (c) of the Municipal Act, with respect to:

- personal matters about identifiable individuals;
- proposed or pending acquisition or disposition of land.

Carried

The meeting adjourned at 5:01 o'clock p.m.

.....
Mayor

.....
Clerk

Council Committee Room B
January 8, 2007 5:02 p.m.

A meeting of Guelph City Council meeting in Committee of the Whole.

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Ms. P. Blais, Director of Human Resources; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design & Development Services; Mr. P. Cartwright, Manager of Economic Development Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no declarations of pecuniary interest.

Mr. J. Riddell
Mr. P. Cartwright
Ms. L.E. Payne

- 1. Moved by Councillor Billings
Seconded by Councillor Burcher
THAT staff be given direction with respect to a potential disposition of land.

Carried

Mayor Farbridge
Counc. Burcher
Counc. Wettstein
Counc. Laidlaw
Counc. Kovach
Ms. P. Blais

- 2. Moved by Councillor Hofland
Seconded by Councillor Billings
THAT staff be given direction with respect to personal matters about an identifiable individual.

Carried

Mayor Farbridge
Ms. P. Blais

- 3. Moved by Councillor Farrelly
Seconded by Councillor Laidlaw
THAT staff be given direction with respect to personal matters about an identifiable individual.

The meeting adjourned at 6:15 o'clock p.m.

.....
Mayor

.....
Clerk

Council Chambers
January 8, 2007

Council reconvened in formal session at 6:30 p.m.

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; Mr. D. McCaughan, Director of Operations; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design & Development Services; ; Mr. R. Mackay, Manager of Recreation & Culture; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There was no declaration of pecuniary interest.

1. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

THAT the minutes of the Striking Committee held December 11, 2006 and Council meetings held on December 13 and 18, 2006 and the minutes of the Council meetings held in Committee of the Whole on December 11 and 18, 2006 be confirmed as recorded and without being read.

Carried

REGULAR MEETING

2. Moved by Councillor Piper
Seconded by Councillor Findlay

THAT Council now go into the Committee of the Whole to consider reports and correspondence.

Carried

Striking Committee

Councillor Kovach presented the FIRST Report of the Striking Committee.

Mrs. L.A. Giles
Ms. L.E. Payne

3. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
THAT Council's Procedural By-law be amended to provide for the following Standing Committee Structure:

Community Development and Environmental Services

Committee – 4 Members + Mayor

General Service Area Responsibility

- Community Design & Development Services (with the exception of Economic Development and Tourism)
- Environmental Services

Finance, Administration & Corporate Services Committee – 4

Members + Mayor

General Service Area Responsibility

- Corporate Services
- Finance
- Human Resources
- Financial Audit

Community, Operations and Emergency Services Committee –

4 Members + Mayor

General Service Area Responsibility

- Community Services
- Emergency Services
- Operations
- Wellness

Governance and Economic Development Committee – 4

Members + Mayor

General Service Area Responsibility

- Economic Development and Tourism
- Strategic Planning and Corporate Initiatives
- Intergovernmental Liaison
- Governance Policy Review

AND THAT where a matter may fall under the responsibility of more than one standing committee, the City Clerk shall consult with the Mayor and the committee chairs involved, for a determination of which standing committee shall deal with the matter.

Carried

**Community Development and Environmental Services
Committee**

Mrs. L.A. Giles
Ms. L.E. Payne

4. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
That Councillors Billings, Burcher, Piper, Salisbury and Mayor Farbridge be appointed to the Community Development and Environmental Services Committee for a term expiring November 2007.

Carried

Finance Administration and Corporate Services Committee

Mrs. L.A. Giles
Ms. L.E. Payne

5. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
That Councillors Bell, Findlay, Hofland, Wettstein and Mayor Farbridge be appointed to the Finance Administration and Corporate Services Committee for a term expiring November 2007.

Carried

Community Operations and Emergency Services Committee

Mrs. L.A. Giles
Ms. L.E. Payne

6. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
That Councillors Beard, Farrelly, Hofland, Laidlaw and Mayor Farbridge be appointed to the Community Operations and Emergency Services Committee for a term expiring November 2007.

Carried

Governance and Economic Development Committee

Mrs. L.A. Giles
Ms. L.E. Payne

7. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
That Councillors Findlay, Kovach, Laidlaw, Piper and Mayor Farbridge be appointed to the Governance and Economic Development Committee for a term expiring November 2007.

Carried

Mrs. L.A. Giles
Ms. L.E. Payne

8. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
THAT Section 3.(1) of the Procedural By-law be amended to read: Council shall meet on the first and third Monday of each month of the year at 7:00 p.m. in the Council Chambers of City Hall unless by way of resolution the Council selects an alternate meeting date, time or another location. In the event the regular meeting date falls on a public holiday, the Council shall meet at the same hour on the next day not being a public holiday. Where required, meetings that

are closed to the public pursuant to Section 239 of the Municipal Act, may be scheduled no earlier than 5:30 p.m. on the day of a regular scheduled Council meeting;

AND THAT Section 8 of the Procedural By-law be amended to read: Where required, statutory public meetings under the Planning Act shall be held on the second Monday of the month starting at 7:00 p.m.;

AND THAT the change in start time for Council meetings be in force and effect on February 1, 2007.

Carried

Social Services Committee

9. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

Mrs. L.A. Giles
Ms. L.E. Payne

THAT Councillors Beard, Bell, Laidlaw and Mayor Farbridge be appointed to the Social Services Committee for a one year term.

Carried

10. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

Mrs. L.A. Giles
Ms. L.E. Payne
Ms. K. McCracken

THAT Councillor Hofland be appointed to the Guelph Museums Board of Management for a four year term expiring November 2010;

AND THAT the following citizens, Ann Guthrie, James Hall, Anne Holman and Rodger Tschanz, be appointed to the Guelph Museums Board of Management for a four year term expiring November 2010;

AND THAT the following citizen, Larry J. Kelly, be appointed to the Guelph Museums Board of Management for a two year term expiring November 2008;

AND THAT the following citizens, Robert Cassolato, Kevin Joseph James and Susan Watson, be appointed to the Guelph Museums Board of Management for a one year term expiring November 2007;

AND THAT Ian Brown be re-appointed to the Guelph Museums Board of Management for a three year term expiring November 2009;

AND THAT the by-law establishing the Guelph Museums Board of Management be amended to provide for an additional Board Member for the years 2007, 2008 and 2009.

Carried

BY-LAWS

11. Moved by Councillor Beard
Seconded by Councillor Hofland
THAT leave be now granted to introduce and read a first and second time By-laws Numbered (2007)-18213 to (2007)-18215, inclusive.

Carried

The By-laws were read a first and second time at 6:48 o'clock p.m.

Council went into Committee of the Whole on By-laws Numbers (2007)-18213 to (2007)-18215, inclusive.

Mayor Farbridge in the Chair.

At 6:49 o'clock p.m., the Committee rose and reported By-laws Numbered (2007)-18213 to (2007)-18215, inclusive, passed in Committee without amendment.

12. Moved by Councillor Bell
Seconded by Councillor Hofland
THAT By-laws Numbered (2007)-18213 to (2007)-18215, inclusive, be read a third time and passed.

Carried

The By-laws were read a third time and passed at 6:50 o'clock p.m.

QUESTIONS

In response to questions by Councillor Piper with respect to the recent death of a family pet from a steel trap in a city park, the Mayor advised that correspondence has been received with respect to the banning of traps in the City.

13. Moved by Councillor Piper
Seconded by Councillor Laidlaw
THAT the correspondence received in the Mayor's office with respect to the banning of trapping in the City of Guelph be referred to the appropriate Standing Committee.

Counc. K. Wettstein
Mrs. L.A. Giles
Ms. L.E. Payne
Mayor Farbridge

Carried

MAYOR'S ANNOUNCEMENTS

The Mayor requested that the Standing Committees meet briefly following Council to elect their Chair and their meeting schedule for 2007.

The Mayor advised that staff are moving forward with scheduling public meetings with respect to the York District Secondary Plan.

NOTICE OF MOTION

Councillor Beard advised that she will be presenting a notice of motion at the January 22, 2007 Council meeting with respect to the Farmers Market.

ADJOURNMENT

The meeting adjourned at 6:55 o'clock p.m.

Minutes read and confirmed January 22, 2007.

.....
Mayor

.....
Clerk

Council Chambers
January 15, 2007 6:30 p.m.

A meeting of Guelph City Council.

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Laidlaw, Piper, Salisbury and Wettstein.

Absent: Councillor Kovach

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Mr. J. Riddell, Director of Community Design and Development Services; Mr. S. Hannah, Manager of Development and Parks Planning; Ms. T. Sinclair, Assistant City Solicitor; Ms. M. Castellan, Senior Development Planner; Mr. C. DeVriendt, Senior Development Planner; Mr. D. Kudo, Acting City Engineer/Manager of Design and Construction; Ms. T. Agnello, Deputy City Clerk; Ms. N. Marino, Assistant Council Committee Co-ordinator.

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There was no declaration of pecuniary interest.

PLANNING PUBLIC MEETING

Mayor Farbridge announced that in accordance with The Planning Act, Council was now in a public meeting for the purpose of informing the public of various planning matters. The Mayor asked if there were any delegations in attendance with respect to planning matters listed on the agenda.

265 WATSON PARKWAY NORTH and Part of Draft Plan 23T-98501 – Proposed Draft Plan of Subdivision, Redline Amendment and Zoning By-law Amendment (City of Guelph File 23T-06501/ZC0604) – Ward 1

Mr. Chris DeVriendt, Senior Development Planner provided information regarding the proposed application for the development of 89 residential units, one hectare of open space and a storm water management block. He advised that the application represents reasonable intensification consistent with the surrounding area and that there have not been any concerns brought forward from the public to date. The applicant's proposal

conforms to the policies and land use schedules of the Official Plan and staff recommends the application be placed on the February 5, 2007 City Council meeting agenda for decision.

In response to comments from Councillors, Mr. DeVriendt advised that a warning about nutrient application will be added to Clause 38 and a minimum top soil base will be requested for grass.

Councillor Findlay arrived at 6:40 p.m.

DELEGATIONS

Ms. Nancy Shoemaker was present and provided details regarding the tree planting and restoration plan for the site. She advised that the restoration plan is ongoing and will continue as the phases of the site develop. She also advised that there is currently a fair amount of top soil on the site and an additional 12 inches will be added. She addressed issues raised by Dr. Hugh Whiteley in his correspondence to the City with respect to the shape of a few of the lots and advised that it is possible to consider his recommendations regarding realignment of same lots. She also provided details regarding lots 32 and 33 and advised that they are appropriate for development since they are not in an environmental constraint area and will provide infill and intensification as recommended by the City.

Dr. Hugh Whiteley expressed concerns regarding the boundaries of some of the proposed lots and requested that they be made consistent with the other lots. He also questioned the proposed development of lots 32 and 33 and suggested that the development will disrupt the long natural corridor area that currently exists. He requested that Council direct staff to not include the development of lots 32 and 33 in the final proposal.

Mr. DeVriendt advised that a copy of Dr. Whiteley's correspondence will be included in the final report to Council for the February 5, 2007 Council meeting.

1. Moved by Councillor Billings
Seconded by Councillor Burcher

Ms. N. Shoemaker
Mr. J. Riddell

THAT the report 06-102 regarding 265 Watson Parkway North and Part of Draft Plan 23T-98501 from Community Design and Development Services dated January 15, 2007 be received;

AND THAT the revised application by Black, Shoemaker, Robinson and Donaldson Ltd. on behalf of Carson Reid Homes Limited for a Residential Draft Plan of Subdivision at 265 Watson Parkway North, Redline Amendment to Part of Draft Plan 23T-98501 and associated Zoning By-law Amendment (File 23T-

06501, ZC0604) on lands legally described as Part Lot 6, Concession 3, Div 'C' and Part Lot 6, Concession 4, Div 'C' in the City of Guelph be placed on the February 5, 2007 City Council meeting agenda for decision;

AND THAT staff work with the developer and report back on the possibility and implications of the removal of lots 32 and 33 from the final proposal at the February 5, 2007 City Council meeting.

Carried

974 EDINBURGH ROAD SOUTH: Draft Plan of Subdivision and Associated Zoning By-law Amendment (File #23T06502, ZC0609) – Ward 6

Ms. Melissa Castellan, Senior Development Planner advised that the property is the last remaining parcel of undeveloped land in the area of the Southcreek subdivision and the applicant proposes to subdivide the property into nine lots for detached dwellings. She addressed the concerns of residents with respect to the loss of mature trees on the site and advised that the existing trees on the property do not form part of a significant natural heritage feature and does not meet the definition of an urban forest. She advised that a tree plan is included in the conditions of approval. There is no opportunity to retain the existing trees because of grading. She advised that staff is in support of this application and recommends it be placed on the February 5, 2007 City Council meeting agenda for decision.

DELEGATIONS

Mr. Andrew Lambden, president of Terra View Homes, provided information regarding the history of the site and of the company. He advised that Terra View Homes is an energy star builder and that all the homes built on this site will meet high efficiency standards. He explained that the constraints of the land and the need for grading will not allow the retention of all the trees. He will attempt to harvest and retain any trees he can. Trees planted will exceed the caliper required.

Ms. Astrid Clos was present on behalf of the Astrid J. Clos Planning Consultants and advised that the Southcreek community will include shopping, a school, a church, a park and trails and that the proposed residential units will have the capability for accessory apartments creating affordable housing in the area. She also advised that a heritage home and wetlands have been preserved on the site and that mature trees will be retained if possible but that there must be grading in order for the site to be compatible with the surrounding lands. She stated that Terra View Homes is an

innovative and award winning builder and that she is in support of the application.

Ms. A. Clos
Mr. J. Riddell

2. Moved by Councillor Billings
Seconded by Councillor Salisbury

THAT Report 06-103 regarding a Draft Plan of Subdivision and Zoning By-law Amendment for property municipally known as 974 Edinburgh Road South from Community Design and Development Services dated January 15, 2007 be received;

AND THAT the application by Astrid J. Clos Planning Consultants on behalf of Terra View Homes for a Residential Draft Plan of Subdivision and associated Zoning By-law Amendment (File 23T-06502, ZC0609) on lands municipally known as 974 Edinburgh Road South and legally described as Part of Lot 5, Concession 7, City of Guelph be placed on the February 5, 2007 City Council meeting agenda for a decision;

AND THAT staff include a condition for an enhanced tree plan with trees double minimum City standard caliper in both the front and rear yards of each lot.

Carried

ADJOURNMENT

The meeting adjourned at 7:40 o'clock p.m.

Minutes read and confirmed January 22, 2007.

.....
Mayor

.....
Deputy City Clerk

CONSENT AGENDA

January 22, 2007

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>A-1) PROPOSED BY-LAW FOR FEES – WATER AND SANITARY SEWER SYSTEMS AFFECTING PART OF FLEMING ROAD AND PART OF GORDON STREET</p> <p>THAT Council pass By-law (2007)-18221 to recover costs and to establish frontage and connection fees for part of Gordon Street and part of Fleming Road in respect to the City's water and sanitary sewer systems;</p> <p>AND THAT Council pass a by-law in each subsequent year to renew the said frontage and connection fees.</p>	Approve
<p>A-2) BILL 151 BUDGET MEASURES ACT, 2006</p> <p>Report will be delivered under separate cover.</p>	
B ITEMS FOR DIRECTION OF COUNCIL	
<p>B-1) REQUEST FOR AN EXEMPTION TO DISCHARGE FIREWORKS FEBRUARY 16, 2007</p> <p>THAT the request of The Weinstein Group to discharge fireworks on February 16, 2007 at the River Run Centre, be approved subject to The Weinstein Group meeting the terms and conditions of the Guelph Fire Department;</p>	Approved

AND THAT The Weinstein Group obtain liability insurance in the amount of \$10,000,000 with the City of Guelph named as an additional insured party, to be submitted to the City of Guelph prior to the event;

AND THAT the City of Guelph accepts no responsibility for any liability that arises out of the granting of this permission for use of City property and facilities.

C ITEMS FOR INFORMATION OF COUNCIL

attach.



City of Guelph

Report: A-1

COMMUNITY DESIGN AND DEVELOPMENT SERVICES

TO: COUNCIL

DATE: January 22, 2007

SUBJECT: **Proposed By-Law for Fees—Water and Sanitary Sewer Systems Affecting Part of Fleming Road and Part of Gordon Street, Municipal Code Amendment #242, Section 9**

RECOMMENDATION:

“THAT Council pass By-Law 2007- to recover costs and to establish frontage and connection fees for part of Gordon Street and part of Fleming Road in respect to the City’s water and sanitary sewer systems.

AND THAT Council pass a by-law in each subsequent year to renew the said frontage and connection fees.”

BACKGROUND:

At the Council Meeting of February 21, 2005, Council approved by-law (2005) – 17668 to recover costs and to establish connection fees for part of Fleming Road and Part of Gordon Street in respect to the City’s water and sanitary sewer systems and to adopt Municipal Code Amendment # 242 of the Municipal Code, which is a compilation of City by-laws, by adding Section 9 entitled, “Frontage and Connection Fees for Watermains and Sanitary Sewers for part of Gordon Street and part of Fleming Road.”

In accordance with information communicated to affected property owners and Council’s direction, property owners are **not** required to connect to municipal services at this time and no payment for these services is required until the time of request for connection. The schedules attached to the by-law indicate the fees payable by property owners **at the time of connection** to the municipal services.

REPORT:

In 2005 Council passed a Fees and Charges By-law, By-law No. (2005) - 17668 under O.Reg. 244/02 to recover the cost of constructing water and sewer mains and service lateral pipes to homes on Gordon Street and on Fleming Road.

Fees and Charges By-laws which have been approved, under O.Reg. 244/02 must be renewed annually.

A by-law is required under the Municipal Act to collect these fees. As such, this by-law is put forward for Council's passage. For administrative ease, recommendation is included in this report to provide the ability to bring the annual renewal by-law to Council for passage without the requirement of an accompanying report.

CORPORATE STRATEGIC PLAN:

This By-Law supports:

4. To Enhance Community Wellness

- 4.2 Enhance our emergency services
- 4.3 Support the development of vibrant and safe neighbourhoods

6. To have Exemplary Management Practices

- 6.1 Implement municipal best practices for Council, staff and service delivery
- 6.6 Ensure that all City initiatives are based on sound financial, social and environmental principles

FINANCIAL IMPLICATIONS:

The City would be unable to recover capital expenses incurred for installation of these Municipal Services, unless the By-law is passed.

DEPARTMENTAL CONSULTATION/CONCURRENCE:

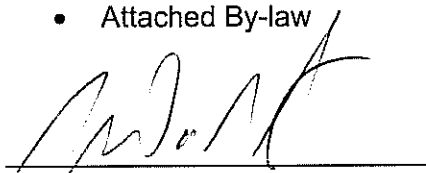
Corporate Services and Finance were consulted and have provided input on the report.

COMMUNICATIONS:

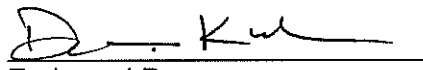
Notice has been provided in accordance with the City's Notice By-Law provisions.

ATTACHMENTS:

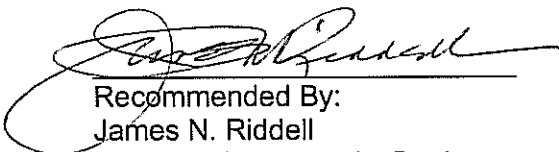
- Attached By-law



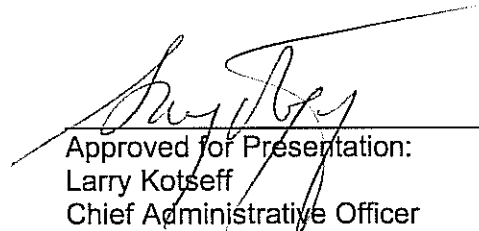
Prepared By:
A. Wayne Cheater, P.Eng
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519-837-5604, ext. 2319
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Endorsed By:
Don Kudo, P.Eng.,
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519-837-5604, ext. 2490
don.kudo@guelph.ca



Recommended By:
James N. Riddell
Director of Community Design
and Development Services
519-837-5616, ext. 2361
jim.riddell@guelph.ca



Approved for Presentation:
Larry Kotseff
Chief Administrative Officer

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (2007) – xxxxx

A By-law to recover costs and to establish frontage and connection fees for part of Gordon Street and part of Fleming Road in respect to the City's water and sanitary sewer systems.

WHEREAS Section 391 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended allows a municipality to pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it;

AND WHEREAS The Corporation of the City of Guelph has installed watermains and sanitary sewers along part of Gordon Street and part of Fleming Road;

AND WHEREAS The Corporation of the City of Guelph wishes to recover the cost of same, not including any portion which was or could have been made pursuant to the Development Charges Act, 1997, from owners of property benefiting from the work;

AND WHEREAS such cost recovery shall not be sought until such time as the owner of property requests connection to the water or sanitary sewer systems;

AND WHEREAS in the future, where applications are made to subdivide, sever or rezone any properties served by these new services, the City shall impose that, as a condition of subdivision, severance or rezoning, all costs assumed by the City for servicing the subject property shall be reimbursed by the owner.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF GUELPH ENACTS AS FOLLOWS:

1. In this By-law:
 - a) "Frontage" means that side or limit of the Lot, or part thereof, that abuts the Services;
 - b) "Lot" means a parcel of land that is required to be separately assessed under the Assessment Act;
 - c) "Owner" means the person, or persons, appearing by the last returned assessment roll to be the owner of the Lot;
 - d) "Services" means watermain, sanitary sewer, and sewer and water connections to service the Lots abutting the part of Gordon Street shown on Schedule "A" attached hereto and the part of Fleming Road shown in Schedule "B" attached hereto.
2. Every Owner of a Lot abutting the Services shall pay frontage and connection fees in respect of the Services.
3. The frontage and connection fees are payable to the City by the Owner by a one time payment to the City upon submission to the City by the Owner of a completed application requesting connection of the Services to the Lot which abuts the Services. The amount of the said frontage and connection fees for the

Gordon Street Services is set out in Schedule “C” attached hereto and the amount of the said frontage and connection fees for the Fleming Road Services is set out in Schedule “D” attached hereto.

4. This By-law is adopted as Municipal Code Amendment # _____, which amends Chapter #242 of the Municipal Code and replaces Section 9 of that Chapter, entitled “Frontage and Connection Fees for Watermains and Sanitary Sewers for Part of Gordon Street and Part of Fleming Road”.
5. This By-law shall come into force and effect upon passing.

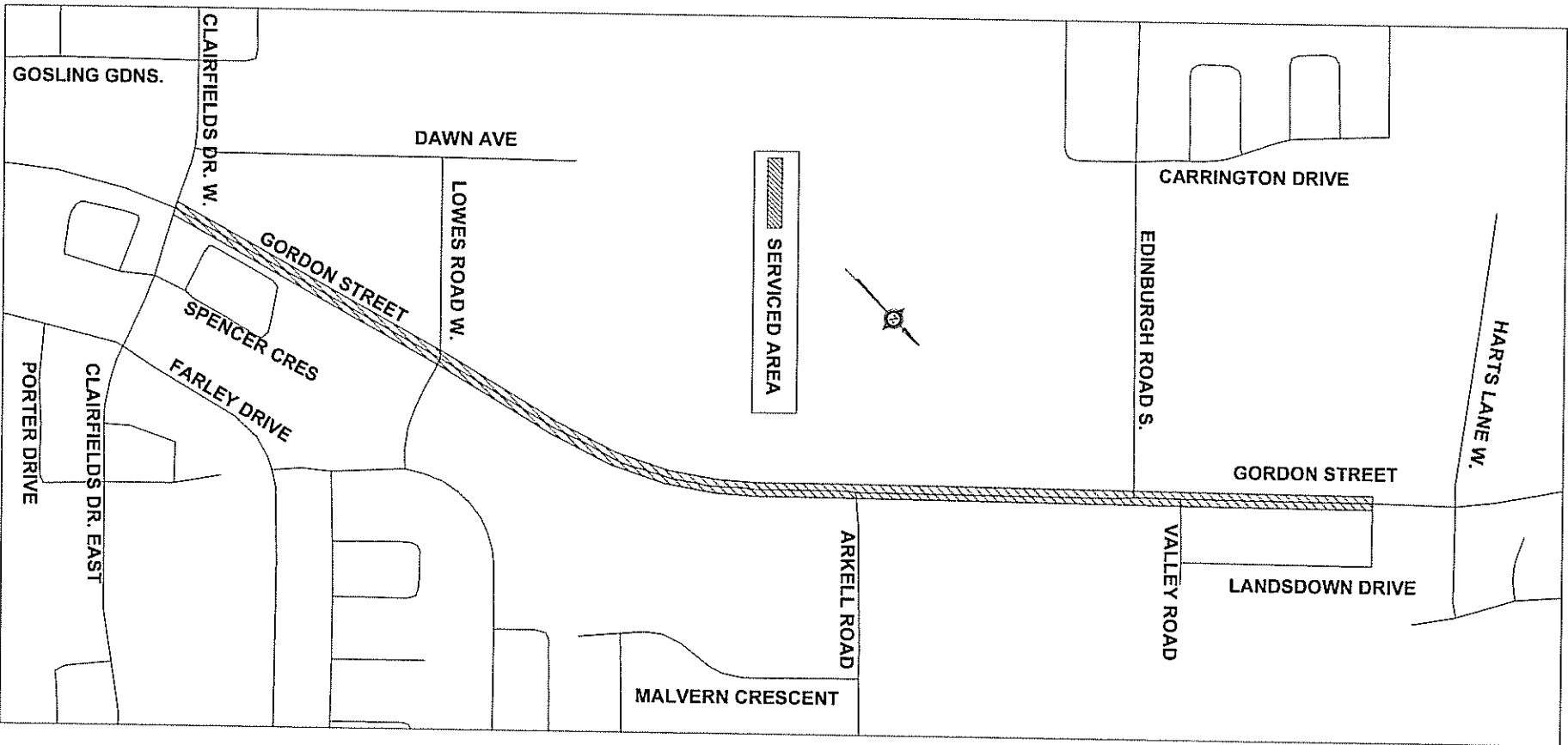
PASSED this TWENTY-SECOND day of JANUARY, 2007.

KAREN FARBRIDGE.– MAYOR

LOIS A. GILES – CITY CLERK

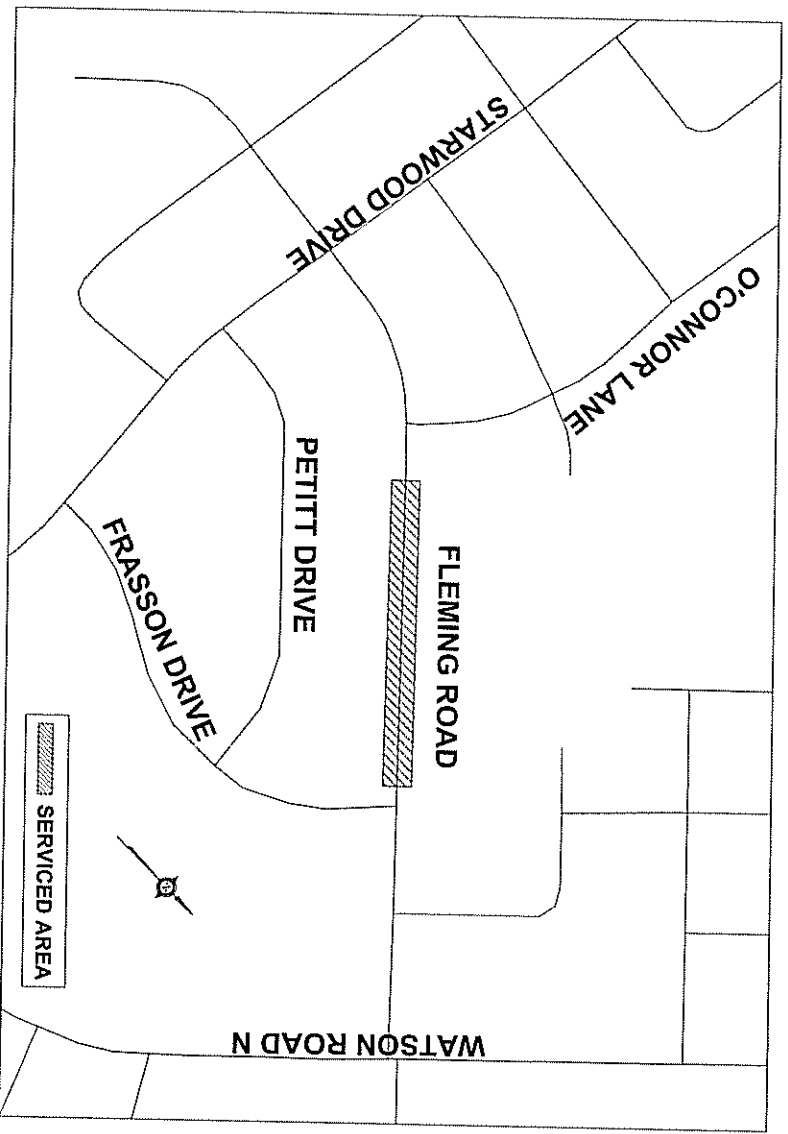
SCHEDULE "A"

To By-law (2007) - xxxxx



SCHEDULE "B"

To By-law (2007) – xxxxx



NOTES: Serviced area includes Nos. 48-92 inclusive on the North side of Fleming Road.

SCHEDULE "C"
To By-law (2007) – xxxxx

GORDON STREET SERVICES, FEES IN 2003 DOLLARS:

Services	Payment Required upon Submission of Application
Watermain	\$16.69 per foot of frontage
Sanitary Sewer	\$77.03 per foot of frontage
19mm diameter Water Service Connection	\$1,062.88
25mm diameter Water Service Connection	\$1,358.12
Sanitary Sewer Connection	\$885.73

Notes:

The sanitary sewer service and water service connection fees represent the actual cost of construction of the existing services. The connection fee for any additional sanitary and water services will be the actual cost at the time of installation.

SCHEDULE "D"

To By-law (2007) – xxxxx

FLEMING ROAD SERVICES, FEES IN 2004 DOLLARS:

Services	Payment Required upon Submission of Application
Watermain	\$48.74 per foot of frontage
Sanitary Sewer	\$57.45 per foot of frontage
19mm diameter Water Service Connection	\$1,153.60
Sanitary Sewer Connection	\$1,562.40

Notes:

The sanitary sewer service and water service connection fees represent the actual cost of construction of the existing services. The connection fee for any additional sanitary and water services will be the actual cost at the time of installation.

Consent - January 22/07
#B-1



January 11, 2007

Ms. Lois Giles
City Clerk
The City of Guelph
City Hall
59 Carden Street
Guelph, ON, N1H 3A1

Dear Ms. Giles:

I would appreciate if you could include the following request as part of the next council agenda.

We have been requested to produce a professional fireworks display for a client that is proposed to take place on Friday February 16th, 2007. The site of the display will be in the park located directly in front of the RiverRun Centre. The proposed display is scheduled for 7pm and will be approximately 5 minutes in duration. I hold a current Fireworks Supervisor certificate as issued by Natural Resources Canada, ERD.

The event will be part of the launch of a performance series taking place at the RiverRun.

The request is for an exemption to the City of Guelph fireworks By-law Number (1993)-14362 (Consolidated Version) Amended by By-laws (1994)-14680, (1998)-15878, (1999)-16207) with particular attention to Section 8, sub-section (b) regarding the date of the display.

We have had discussions and a site meeting with Mr. Kim Hodgeson from the Guelph Fire Department. We have secured his approval in principal for the safe firing of the display. Upon approval from council, a formal application will be presented to the fire department for approval. The application will include the prescribed site plan, product descriptions and insurance documentation.

If you have any questions regarding this request, please feel free to contact me directly.

I look forward to receiving confirmation of this request and notification of the decision of council.

Sincerely,

Michael Weinstein

Please recycle!

- BYLAWS -

- January 22, 2007 -

<p>- January 22, 2007 -</p>	
<p>By-law Number (2007)-18216 A By-law to provide for an interim tax levy and to provide for the payment of taxes.</p>	<p>A by-law to provide an interim tax levy payable February 28 and April 30, 2007.</p>
<p>By-law Number (2007)-18217 A by-law to amend By-law Number (2002)-17017 and to adopt Municipal Code Amendment # 418. (adding Woodlawn Rd. W, 330 m west of Woolwich St. (Wal-Mart) to the Traffic Signals Schedule VI; amending No Parking Zone on Bristol St. in the No Parking Schedule XV; removing a Taxi Stand (Red Top Taxi's – 2 spaces) from the Taxi Stand Schedule XXI)</p>	<p>A by-law to amend the Traffic By-law.</p>
<p>By-law Number (2007)-18218 A by-law to remove land from Part Lot Control. (Block 61, designated as Parts 32, 33, 34 and 35; Block 62, designated as Parts 16 to 31 inclusive; Block 63 designated as Parts 1 to 5 inclusive, Plan 61M13, Reference Plan 61R10463)</p>	<p>A by-law to remove land from part lot control.</p>
<p>By-law Number (2007)-18219 A by-law to remove land from Part Lot Control. (Block 25, Plan 61M110 designated as Parts 5, 6, 7 and 8, Reference Plan 61R10446)</p>	<p>A by-law to remove land from part lot control.</p>
<p>By-law Number (2007)-18220 A by-law to remove land from Part Lot Control. (Block 60, designated as Parts 1, 2, 3 and 4; Block 61, designated as Parts 5, 6, 7 and 8, Plan 61M111, Reference Plan 61R10264)</p>	<p>A by-law to remove land from part lot control.</p>
<p>By-law Number (2007)-18221 A by-law to recover costs and to establish frontage and connection fees for part of</p>	<p>A by-law to establish frontage and connection fees for part of Gordon Street and Fleming Road as per Consent Report A-1.</p>

<p>Gordon Street and part of Fleming Road in respect of the City's water and sanitary sewer systems and to adopt Municipal Code Amendment # 419.</p>	
<p>By-law Number (2007)-18222 A by-law to amend By-law Number (1996)-15200, as amended, being a by-law to provide rules for governing the order and procedures of the Council of the City of Guelph and to adopt Municipal Code Amendment #420. (Standing Committees and Council starting time)</p>	<p>A by-law to amend the Procedural By-law as approved by Council January 8, 2007.</p>