

**MINUTES OF THE FIFTY-THIRD MEETING OF THE COMMITTEE OF THE WHOLE OF COUNCIL HELD ON EIGHTH DAY OF FEBRUARY 2010 AT THE MUNICIPAL OFFICE, 420 LESLIE AVENUE, THUNDER BAY, ONTARIO AT THE HOUR OF 4:00 P.M.**

**THOSE PRESENT:** Councillor Donna Blunt, Chair  
Councillor Alana Bishop  
Councillor Ab Covello  
Reeve Maria Harding  
Councillor Ron Giardetti

**ALSO PRESENT:** Wendy Hamlin, Clerk  
Eric Collingwood, CAO Treasurer  
Craig Baumann, Manager of Operations  
Blair Arthur, Fire Chief  
Joe Drcar, Deputy Fire Chief  
Alan Cooke, Chief Building Official  
Jason Garatti, True Grit  
Ministry of the Environment  
Jim HacQuoil  
Approximately Eleven persons in audience

**1. CALL TO ORDER**

<b>Resolution No.: 551/10</b>	
<b>Moved by:</b>	Alana Bishop
<b>Seconded by:</b>	Ab Covello
THAT this Meeting of the Committee of the Whole of Council is hereby called to order at 4:00 pm.	
<b>CARRIED</b>	

**2. DISCLOSURE OF PECUNIARY INTEREST**

The Councillor Blunt declared an interest in Item 6. A) unfinished business Mapping Schedule B and any Aggregate Zoning near her property.

**3. APPROVAL OF AGENDA**

<b>Resolution No.: 552/10</b>	
<b>Moved by:</b>	Ron Giardetti
<b>Seconded by:</b>	Alana Bishop
THAT the agenda be accepted as presented.	
<b>CARRIED</b>	

At this time the Chair announced that the Fire Chief had another commitment and would leave the meeting early.

#### 4. PETITIONS AND DELEGATIONS

Presentation from Jason Garatti of True Grit Engineering and Alistair Brown of the Ministry of Environment re: Hacquoil Aggregate Zoning Application.

Mr. Garatti stated he does not represent Mr. Hacquoil. He was requested by the Manager of Operations to speak the Hacquoil site and any possible effects from the aggregate operation. He noted there were 2 main areas to watch for, which would be water levels and water quality, he then reviewed same.

The Reeve spoke to the concern of the residents of the area and noted that Shuniah has a system in place to monitor the affects of the landfill site.

The Manager of Operations informed the Committee that Mr. Hacquoil was going to have the blasting officer attend the meeting, however due to another commitment; he may not be able to make it.

Mr. Garatti stated that Mr. Hacquoil has blasted 3 times in the past; the last was in the 1990's. Mr. Brown stated that in general blasting does not affect the water base, but should it the contractor would be responsible.

Mr. Garatti and Mr. Brown then answered various questions of the Committee.

Jo-Anne Hamelin stated that the main concern was with the crushing and if the Municipality was using the current noise by-law it could allow blasting until 11 at night, and she felt that the operating hours need to be considered.

A gentleman in the audience spoke to the water testing taking place.

The Chair stated the Committee needs to look at this in more detail will consider having a meeting at the MacGregor Recreation Centre.

#### 5. REPORTS OF OPERATING DEPARTMENTS

- a) By-law Enforcement
- b) Building and Planning
  - i. Comments to date re: Hacquoil Application

Reeve Harding took the Chair to allow Councillor Blunt the opportunity to ask questions.

It was noted that Mr. Hacquoil has his aggregate licence and can go in blast and extract; the rezoning is needed to allow for crushing.

<b>Resolution No.: 553/10</b>	
<b>Moved by:</b>	Ron Giardetti
<b>Seconded by:</b>	Ab Covello
THAT the hour of 5 pm having arrived the meeting continue.	
<b>CARRIED</b>	

At this time Councillor Blunt returned to the Chair.

The CAO will:

- 1) obtain the GPS coordinates with respect to the distance of Mr. Hacquoil's property from the landfill site and the location of the monitoring wells;
- 2) look up the property on the Mining website re mining rights;
- 3) confirm with MNR if the final aggregate licence was issued; and
- 4) meet with Mr. Hacquoil and the Manager of Operations to discuss the concerns.

**Resolution No.: 554/10**

**Moved by:** Alana Bishop  
**Seconded by:** Ab Covello

THAT the Committee of the Whole of Council hereby receives a copy of the Comments received to date with respect to the Hacquoil rezoning application and same be filed in the Clerk's Office.

**CARRIED**

ii. Height of Dwellings - Draft By-law

The Chief Building Official gave a presentation on the proposed regulation for the height of dwellings using a small-scale model.

**Resolution No.: 555/10**

**Moved by:** Maria Harding  
**Seconded by:** Alana Bishop

THAT the Committee of the Whole of Council hereby receives a copy of the report from the Chief Building Official with respect to a draft by-law on the height of dwellings and same be filed in the Clerk's Office.

**CARRIED**

iii. Tariff of fees- re: processing of applications made in respect of Planning Act matters

The CAO explained that the tariff of fees by-law would require the applicant/developer who makes an application for a planning matter, which if appealed to the Ontario Municipal Board, pay some of the costs.

**Resolution No.: 556/10**

**Moved by:** Maria Harding  
**Seconded by:** Alana Bishop

THAT the Committee of the Whole of Council hereby receives a copy of the report from the Clerk with respect to prescribing a tariff of fees with respect to processing planning applications same be filed in the Clerk's Office.

**CARRIED**

iv. Administration Report- Request to deem lots not to be plans of subdivision

**Resolution No.: 557/10**

**Moved by:** Alana Bishop  
**Seconded by:** Ab Covello

THAT the Committee of the Whole of Council recommends Council pass a by-law to deem Lots 25, 26 and 28 along with a passageway laying between lots 26 and 28 all within Plan 590, not to be in a plan of subdivision, as requested by the owners of the said lands and as outlined in the Clerk's Report dated January 25, 2010.

**CARRIED**

c) Public Works

The Manager of Operations informed received information from the Lakehead Region Conservation Authority with respect to the monitoring well located at Birch Beach which sodium and barium were found in the test results. The Health Unit is not so concerned with the sodium but wants to investigate the barium levels further and depending on the extent it may send out advisory notices to the property owners in the area.

d) Fire Department

e) Administration

f) Finance Department

a) MTO request to purchase portion of Lot 41 Plan M 434

**Resolution No.: 558/10**

**Moved by:** Maria Harding  
**Seconded by:** Alana Bishop

THAT the Committee of the Whole of Council recommends Council pass a by-law to approve the sale of a portion of Lot 41, Plan M-434 to the Ministry of Transportation for highway purposes; as outlined in the Clerk's Report dated January 25, 2010.

**CARRIED**

6. UNFINISHED BUSINESS

a) List of unfinished business

At this time a Special Meeting with Don Manahan, of Manahan Planning to review the draft Official Plan was scheduled for Thursday February 18<sup>th</sup>, 2010 at 3 pm.

**Resolution No.: 559/10**

**Moved by:** Alana Bishop  
**Seconded by:** Ab Covello

THAT the Committee of the Whole of Council hereby receives a copy of the list of unfinished business dated February 10, 2010 and same be filed in the Clerk's Office.

**CARRIED**

7. ADJOURNMENT

**Resolution No.: 560/10**

**Moved by:** Maria Harding  
**Seconded by:** Alana Bishop

THAT the hour of 5:55 pm having arrived the meeting adjourn.

**CARRIED**

CONFIRMED AND ADOPTED THIS

DAY OF

2010

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Reeve

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Clerk