

MINUTES: SHORT TERM ACCOMMODATION LICENSING COMMITTEE MEETING



MEETING DATE: June 21, 2016
MEETING TIME: 9:00 am
LOCATION: Town Hall, Council Chambers
32 Mill Street, Thornbury
PREPARED BY: Corrina Giles, Town Clerk,
Secretary of Short Term
Accommodation Licensing Committee

A. Call to Order

Corrina Giles, Town Clerk and Secretary of the Short Term Accommodation Licensing Committee called the meeting to order with the appointed Short Term Accommodation Licensing Committee members present, including Councillor Joe Halos, Councillor John McGee and Councillor Michael Seguin

A.1 Appointment of Chair for the June 21, 2016 Meeting

Moved by: Joe Halos Seconded by: Michael Seguin

THAT Councillor John McGee be appointed as the Chair of the June 21, 2016 Short Term Accommodation Licensing Committee Meeting, Carried.

The meeting was turned over to Chair McGee.

A.2 Approval of Agenda

Moved by: Michael Seguin Seconded by: Joe Halos

THAT the Agenda of June 21, 2016 be approved as circulated, including any items added to the Agenda, Carried.

A.3 Declaration of Pecuniary Interest

No member declared a pecuniary interest regarding any items on the agenda

A.4 Previous Minutes

None

B. Appeals

B.1 STA Appeal CEAPP2016-161, 102 Arlberg Crescent, The Blue Mountains

Committee Decision: THAT the Short Term Accommodation Licensing Committee affirms the decision of the Manager of Building and By-law Services dated February 24, 2016.

Reasons for Decision: Under the By-law, the owner is responsible for noise infractions. The infractions are confirmed by the court decision and the Committee relies on the Provincial Offences Act conviction. The Committee accepts the evidence put forward as to the owner's practices and diligence, however, the By-law is clear that where there is a Noise By-law the owner is also responsible. The owner's actions do not absolve him from that responsibility. The Committee noted that it is not relevant that the owner is not involved in the Provincial Offences Act charge, and it is not for this Committee to determine. The Committee noted that if the owner has concerns with the By-law, that the owner should direct those concerns to Council to consider through the normal process.

B.2 STA Appeal CEAPP2016-163, 104 Arlberg Crescent, The Blue Mountains

Committee Decision: THAT the Short Term Accommodation Licensing Committee affirms the decision of the Manager of Building and By-law Services dated February 24, 2016.

Reasons for Decision: Under the By-law, the owner is responsible for noise infractions. The infractions are confirmed by the court decision and the Committee relies on the Provincial Offences Act conviction. The Committee accepts the evidence put forward as to the owner's practices and diligence, however, the By-law is clear that where there is a Noise By-law the owner is also responsible. The owner's actions do not absolve him from that responsibility. The Committee noted that it is not relevant that the owner is not involved in the Provincial Offences Act charge, and it is not for this Committee to determine. The Committee noted that if the owner has concerns with the By-law, that the owner should direct those concerns to Council to consider through the normal process.

B.3 STA Appeal CEAPP2016-164, 191 Brooker Blvd, The Blue Mountains

Committee Decision: THAT the Short Term Accommodation Licensing Committee provide an adjournment of this Appeal to allow the owner time to collect further information and to submit it to the Committee for their consideration regarding the decision of the Manager of Building and By-law Services dated April 4, 2016.

B.4 STA Appeal CEAPP2016-165, 191 Brooker Blvd., The Blue Mountains

Committee Decision: THAT the Short Term Accommodation Licensing Committee rescinds the decision of the Manager of Building and By-law Services dated April 1, 2016.

Reasons for Decision: The parking plan for this property permits eight vehicles on the property, and the Committee cannot conclude that there are more than eight cars in the driveway. The owner responded to the complaint of the neighbour and the residents took action to remedy the parking infraction, though the parking was not in keeping with the parking plan. The Committee noted that the parking plan should be conformed to in the future. As the owner took all reasonable efforts to mitigate the infraction, and because of the time of the infraction, the Committee is rescinding the decision of the Manager of Building and By-law Services. The Committee confirms that had the infraction of not complying with the parking plan occurred later in the day, that the Committee may have affirmed the decision of the Manager of Building and By-law Services.

C. New and Unfinished Business

C.1 Additions to the Agenda

D. Upcoming Meeting Dates

September 9, 2016, 9:00 a.m.
Town Hall, Council Chamber

October 14, 2016, 9:00 a.m.
Town Hall, Council Chamber

November 10, 2016, 9:00 a.m.
Town Hall, Council Chamber

December 9, 2016, 9:00 a.m.
Town Hall, Council Chamber

NOTE: Any of the above noted meetings will be cancelled if not required.

E. Adjournment

Moved by: Joe Halos Seconded by: Michael Seguin

THAT the Short Term Accommodation Licensing Committee meeting adjourns at 12:34 p.m., Carried.

Councillor McGee

Councillor Halos

Councillor Seguin