

- Previous Minutes

Moved by: R.J. Gamble

Seconded by: Gail Ardiel

THAT the Council minutes of October 7, 2013, be adopted as circulated, including any revisions to be made, Carried.

B. Deputations / Presentations / Public Meeting

The Clerk noted that under the authority of the Municipal Act, 2001 and in accordance with Ontario's Municipal Freedom of Information and Protection of Privacy Act (MFIPPA), The Corporation of the Town of The Blue Mountains wishes to inform the public that all information including opinions, presentations, reports and documentation provided for or at a Public Meeting, Public Consultation, or other Public Process are considered part of the public record. This information may be posted on the Town's website and or/ made available to the public upon request.

B.1 Public Meeting: Re: Proposed Infrastructure Renewal Fee For Unconnected Vacant Lots Fronting Municipal Water and Wastewater Services

Deputy Mayor McKinlay read the Notice of Public Information Centre and Public Meeting Regarding a New Infrastructure Renewal Fee noting that on Saturday, October 19th and Monday, October 28th 2013, the Council of The Corporation of the Town of The Blue Mountains will hold a Public Information Centre and Public Meeting regarding a proposed Infrastructure Renewal Fee for unconnected vacant lots fronting municipal water and wastewater services. The proposed Infrastructure Renewal Fee will ensure that all properties benefitting from water and wastewater infrastructure are contributing to the maintenance and ultimate replacement of the water and wastewater infrastructure, ensuring long term financial sustainability for the water and wastewater services.

Duncan noted that Council is required in accordance with the Corporate Provision of Notice Policy, to hold at least one Public Information Centre and Public Meeting to provide the public the opportunity to review and comment on the proposed Infrastructure Renewal Fee for unconnected vacant lots fronting municipal water and wastewater services.

Duncan noted that any person may attend one or both of the Public Information Centres and/or Public Meeting and make written or verbal representation either in support of or in opposition to the proposed fee. Written submissions are invited and should be directed to the Town Clerk no later than 12:00 pm (noon) on Wednesday, October 23rd. Written comments received and submissions made at the Public Information Centres and Public Meeting will be considered by Council prior to the enactment of the Infrastructure Renewal Fee for unconnected vacant lots fronting municipal water and wastewater services.

Duncan noted that copies of the proposed Infrastructure Renewal Fee for unconnected vacant lots fronting municipal water and wastewater services will be available through the Town's website, www.thebluemountains.ca.

Town Clerk Corrina Giles noted that notice of the Public Meeting was given in accordance with the Town's Provision of Notice Policy. The Clerk confirmed that Council has been provided with the comments received to date and that the comments will be summarized in a future staff report for Council consideration.

The Clerk then noted in response to the Notice of Public Meeting, correspondence was received from Jillian Davies and Doug Galbraith, Ralph Caswell, Ralph and Joanne Caswell, Bob Welling, D'Arcy DeGeer and Dana DeGeer, Alena and Veroslav Zabehticky, Steve Cailles, Jane Moysey, Mitchell and Valerie Tassis, Edward House, Steven and Liz Peloso, Fred Keutsch, Daniel Guay, Douglas and Susan Bumstead, Peter and Christina Ardill, Chris and Vicki Holmes, Andrea Gust, Dave Ibonie and Suzanne Coad, Kevin and Debbie Gust, Alexander J.W. Fleming, Sean O'Leary, and John Kearns.

Director of Finance and IT Robert Cummings spoke noting two Public Information Centres have been held and provided an overview of the proposed new infrastructure renewal fee. Robert noted that the fee is currently charged to connected and existing users and is being proposed to be charged to vacant lots. Rob noted that taxation pays for things like roads, fire, police, parks, and that user fees are applied to pay for services, further noting that water and wastewater is a rate driven cost that is paid by those using the service. Rob confirmed that those that pay for water and wastewater are currently paying the infrastructure fee.

Rob then spoke noting a vacant lot must be eligible to receive a building permit in order to be charged the infrastructure fee. Rob noted that two new reserve funds will be created to hold the infrastructure renewal fees collected until required for water asset replacement and wastewater asset replacement. Rob noted the interest earned in these accounts will be deposited to the reserve funds for the benefit of the asset replacement. Rob confirmed that staff will report back to Council at the November 13 Committee of the Whole meeting.

Deputy Mayor McKinlay then spoke questioning if the infrastructure fee will raise all the funds required for infrastructure replacement, Robert replying that he cannot say for sure, but noted that the fee is based on the best estimates and through discussions with the Engineering and Public Works Department. Robert noted that with asset planning he expects the numbers to be stronger, further noting the proposed fee is based on historical costs.

Duncan then questioned if the funds will be applied to the cost to flush lines at vacant lots, or just for replacement, Robert replying the fee is for infrastructure replacement only.

Councillor Halos then spoke questioning the life span of pipes in the ground, Director of Engineering and Public Works Reg Russwurm noting that there is a corrosion factor, and that the pipes are under pressure, so there is a constant pressure on gaskets.

Reg noted that water is corrosive and that sewers are in contact with natural environments including concrete, further noting that plastic degrades as well.

Deputy Mayor McKinlay then spoke questioning if any member of the public wished to speak in response to the Notice.

Stan Stanczuk, resident at 266 Cameron Street, spoke regarding lots 3 and 25 Cameron Street that are zoned OS2 and are for outdoor recreation use and questioned if these two lots can apply for a building permit. Director of Planning and Building David Finbow spoke noting lots that are zoned OS2 cannot apply for a house building permit. David then noted staff will review this and report back to Council, further noting that Council will have to make a decision if a building permit for a boathouse or a garage will make OS2 lots responsible for the infrastructure fee. Mr. Stanczuk then provided the Clerk with correspondence from Catherine Sholtz-Seguin, President of the Bayshore Resorts Owners Association in response to the Notice of Public Meeting.

Doug Bumstead, resident at 26 Margaret Street, Clarksburg, spoke noting the proposed fee penalizes the vacant lot owners. Mr. Bumstead questioned if current users are required to pay this fee as well, further noting that there are some that front the system that are not connected to the infrastructure and are not paying, that should be.

Michael Seguin, resident at 209 Peel Street, spoke noting Catherine Sholtz-Seguin submitted a letter to the Clerk's Office on Friday.

Ron Hartlen, resident at 138 Russell Street West, spoke regarding the infrastructure gap and noted having a good handle on the state of the system will provide an indication of what needs to be done and when. Duncan spoke in response, noting that staff have started the asset management system, Reg noting that this is ongoing work and that staff are learning more about the state of the Town's assets and infrastructure on an ongoing basis.

Doris LeClare, resident on the 10th Line between Edward and Russell Streets, spoke questioning if the fee is for subdivision lots, further noting that she paid for the line when it was installed going past her house, ten years ago.

Alex Fleming, of Georgian Triangle Development Institute, spoke noting MPAC assigns a value to serviced vacant lots, and that taxes are levied to all vacant serviced lots which requires the owner to pay higher taxes than unserviced lots.

Suzanne Coad, resident at 112 Blue Mountain Drive, spoke questioning if developers pay user charges to the Town, Duncan spoke in response noting that until a development is assumed by the Town, it is the responsibility of the developer. Robert spoke noting a new development drawing water will pay an infrastructure fee, further noting that the proposal is to include vacant lots in paying the infrastructure fee. Ms. Coad noted that it is unfair that those in an un-assumed subdivision are not paying the same as those in an assumed subdivision. Ms. Coad then noted that the fee should be more equitable to the size of the lot.

As no one further wished to speak, Deputy Mayor McKinlay declared the Public Meeting to be closed.

**B.2 Collingwood G& M Hospital, CEO Linda Davis & Board Chair, Shiela Metras
Re: Collingwood General & Marine Hospital's new Strategic Plan, 2013 –
2017**

Deputy Mayor McKinlay welcomed Shiela Metras and Linda Davis.

Shiela spoke recognizing Councillor Halos and Councillor Ardiel as current and past members of the Hospital Board of Directors, further noting that Director of Planning and Building David Finbow is also on the Hospital Board.

Shiela spoke regarding the hospital's accomplishments from 2010 to 2013, including orthopaedics, working with the LHIN that has resulted in more value with less money, involvement in the community and effective collaboration with the patient, further noting that the 211 service is being used. Shiela noted that the hospital won an award for its Home for Life Program.

Shiela spoke regarding the current environment at the hospital noting that it is overcapacity and that this places pressure on the emergency room. Shiela noted that the hospital is resisting placing patients in beds in the hallways. Shiela then spoke regarding our growing and aging population and referenced that there are 4.5 million annual visitors to the region over the summer and winter months.

Shiela noted that the hospital has a new funding mechanism in place and spoke regarding the hospital's aging facility. Shiela noted that the hospital has achieved financial stability that needs to be sustained.

Shiela noting that through the LHIN, the Collingwood General and Marine Hospital has created partnerships, and that through incremental funding, they are encouraging patients to remain in their homes for as long as possible.

Shiela noted that through Deloitte, the Collingwood General and Marine Hospital has reached out to stakeholders for input. Shiela noted that a deep environmental scan was completed which identified potential demographic needs that the hospital must address, including shortened wait times.

Shiela noted that through strategic planning, five key strategic goals were established.

Linda Davis then spoke regarding the new strategic directions to serve patients and the community, including patient care and experience, right care in the right place, access to orthopaedic care, innovation and the hospital facility. Linda noted that the Board is building the case for a new hospital and campus of care for the community.

Councillor Ardiel spoke noting Linda will be leaving the Collingwood General and Marine Hospital after nine years, and expressed her thanks on behalf of the community and wished her well in her new endeavors. Linda thanked Council for their kind wishes.

Councillor Halos spoke thanking Linda and Shiela for their presentation. Joe noted he is very impressed with the Hospital Board and noted they have made many gains, including expanding the emergency program.

Joe noted that the hospital has strong leadership, and noted that the Town should support the Collingwood General and Marine Hospital as an enhancement in next year's budget.

Deputy Mayor McKinlay then spoke noting he is frustrated with the wait time in hospitals, further noting that the CCAC interview takes time as well. Linda spoke in response noting that they are working to increase support and reduce wait times. Linda noted that it is difficult to recruit PSWs, further noting that they are having challenges finding staff.

Duncan then questioned if the funding model was changed sufficient enough that the hospital would consider implementing a second shift, Linda replying that the funding model is now based on services, volume and quality of service.

Duncan then thanked Linda for her work over the last nine years, and thanked both Linda and Shiela for their presentation.

B.3 Brian Withers Re: Wind Power Turbine at 108 Kimheather, Blue Mountains

Deputy Mayor McKinlay welcomed Mr. Brian Withers. Mr. Withers spoke regarding a wind power turbine that is proposed to be constructed by his neighbour in Kimheather Court in the Blue Mountains. Mr. Withers noted that this neighbourhood consists of 28 homes and a jointly owned property known as Plan "A". Mr. Withers noted that this area consists of eight full time residents, two half-time residents, three renters and the balance is weekenders.

Mr. Withers noted that 21 letters have been sent to the Town expressing concern with the proposed wind turbine. Mr. Withers noted that many of the weekenders in this area are developing their homes for their future retirement. Mr. Withers noted that the motion on this evening's Council Agenda is a good start to assist the residents in this area stop the construction of the wind turbine.

Mr. Withers requested that the wind turbine building permit application be reviewed to ensure it is complete and correct, further noting that no one in the area was consulted. Mr. Withers noted that the proposed wind turbine will stand twice the height of the home it will stand behind. Mr. Withers noted that this area is very wet, and that the construction of the unit is a concern, as well as the noise of the turbine. Mr. Withers noted that the area residents are seeking a moratorium on the construction of this wind turbine.

Councillor McKean then spoke noting that the Ministry of the Environment allows a certain level of noise, and suggested that the residents measure the level of noise in the area now using a sound level meter, then measure the noise if the tower is constructed, so that there is measurement of sound before and after the tower. Mr. Withers spoke in response noting that the Town should be responsible for this, further noting that he will look into monitoring the noise.

Councillor Ardiel then spoke noting at a recent OSUM (Ontario Small Urban Municipalities) conference, wind turbines were discussed and that comments will be forwarded to AMO. Gail noted that this will be a long process.

Deputy Mayor McKinlay thanked Mr. Withers for his deputation, further noting that he never envisioned that the Green Energy Act would allow wind turbines in a subdivision.

Councillor Martin spoke noting the municipality is in a difficult position as the Province has taken the authority away from municipalities, further noting that this is unfortunate.

Mr. Withers then noted that the neighbours were not consulted, and expressed concern with the approval process.

C. Correspondence as previously circulated

Author

Recommendation

C.1 Beaver Valley Figure Skating Club
c/o BVAA Re: Request for Support

Moved by: R.J. Gamble

Seconded by:

Gail Ardiel

THAT Council of the Town of The Blue Mountains provides support in the amount of \$500 to the Beaver Valley Figure Skating Club c/o the Beaver Valley Athletic Association, to subsidize the cost of ice time for the Ice Dreams Figure Skating Competition taking place at the Beaver Valley Community Centre and Arena on January 18 and 19, 2014, Carried.

C.2 The Royal Canadian Legion
Re: Request for Support for the
Poppy Fund

Moved by: John McKean

Seconded by:

Michael Martin

THAT Council of the Town of The Blue Mountains provides support in the amount of \$500 to The Royal Canadian Legion, Branch 281, Poppy Fund, Carried.

C.3 Wally Brinson
Re: Request for Exemption to By-Law
2005-55 Regulation of Firearm Discharge
For the property at Lot 39, Concession 12

Moved by: Gail Ardiel

Seconded by:

John McKean

THAT Council receive the request for exemption from By-Law 2005-55, Regulation of Firearm Discharge, from landowner Dan Harrison and Hunter Wally Brinson, regarding hunting on the property at Lot 39, Concession 12, Town of The Blue Mountains; and

THAT Council permit the exemption to By-Law 2005-55 to allow Mr. Brinson full permission to hunt the subject lands for the 2013 year, Carried

- C.4 Operation Catsnip
Re: Thank you for support Received for information
- C.5 Ministry of Citizenship and Immigration
Re: June Callwood Outstanding
Achievement Award for Volunteerism
In Ontario Received for information
- C.6 Ron Hartlen Re: Green Energy Act Received for information
- Moved by: Joe Halos Seconded by: Gail Ardiel

THAT Council acknowledges receipt of correspondence from Ron Hartlen dated October 23, 2013 regarding the *Green Energy Act*; and

THAT Council refers Mr. Hartlen's correspondence to the Planning Department *Green Energy Act* file as a resource

In speaking to the Motion, Councillor Halos noted that Mr. Hartlen's correspondence should be sent to the government with the Town's motion, Councillor Martin spoke concurring with Councillor Halos and noted that nuclear generators still have to operate.

Council then voted on the Motion, Carried.

Moved by: Gail Ardiel Seconded by: John McKean

THAT this Council does hereby receive the Correspondence of October 28, 2013 and further does support the Staff Recommendation made with regard to Agenda items C.4 and C.5, including any additional direction given to Staff through discussion, with an appropriate Staff action or response awaited for report back to Committee or Council where indicated, Carried.

D. Motions and Staff Reports

D.1 Site Plan Agreement Security, PL.13.114

Moved by: Michael Martin Seconded by: Joe Halos

THAT Council receive Staff Report PL.13.114 respecting "Site Plan Agreement Security" and that Council affirm the provision of security, and the security amounts, as outlined in Staff Report PL.13.114, unanimously Carried.

D.2 Proposed Public Works Assumption Criteria, EPW.13.016

Councillor McKean spoke regarding the report noting there has been a lot work done on this, but noted that he does not support the recommendation as three years is too short a time. John noted that there are 1000 buildable lots in the community and that moving from the current 75% assumption level leaves the taxpayer in a vulnerable position.

Councillor Gamble spoke noting he has reviewed this and notes that 75% buildout takes approximately 10 years. Bob noted that the development may not be at fault, and that roads can deteriorate fast, and that we need to ensure that those responsible for damage are responsible for repair.

Councillor Martin then spoke recognizing that there has been a lot of work done on this matter in the past year, further noting that it is not perfect and the consequences to the municipality and the development industry is a compromise.

Deputy Mayor McKinlay then spoke noting a three year maintenance period is a definite time so the developer can move on, further noting that some developments have full time residents that may not have good maintenance on the road by the developer. Duncan noted that the five year security deposit will assist in protecting the municipality, further noting that stormwater management maintenance systems have a non-refundable payment that will also assist.

Duncan noted that the roads would be up to a certain standard, and that the risk to the taxpayer will be mitigated by these assurances. John spoke in response noting that the Town is building an empire and that staff will be required to catch those responsible for damage in order to collect. John then requested a recorded vote on the motion.

Duncan spoke in response noting that a frontage deposit is yet to be developed, and that a builder will be required to apply for a permit and that an inspection would be performed at that time.

Michael noted that Councillor McKean makes a valid point, further noting it is not good to have a large inventory of vacant lots.

Councillor Ardiel questioned if the Town has received comments from the developers, Director of Engineering and Public Works Reg Russwurm replying that there have been ongoing discussions with the development community for over two years and that the development community is amiable to this. Gail then expressed concern that this will result in additional workload for staff. Reg spoke in response noting that there will be a process moving forward on when a building permit can be pulled, at which time the curb and sidewalk will be looked at and at the end of construction, at the time the frontage deposit is to be returned, there would be an inspection as well.

John then noted that many subdivisions have different contractors and questioned how staff will know who was responsible for what damage, further noting he supports the current system. Reg spoke in response noting that there are logistical problems on how to assign costs.

Moved by: Michael Martin Seconded by: R.J. Gamble

WHEREAS Councillors Gamble, Martin and McKinlay were tasked by Council as the Development Template Review Committee to review the Town's Development Agreement Templates and provide recommendations to Council, and

WHEREAS Council was presented with Report EPW.12.001 and adopted the recommendations, and

WHEREAS the Committee was instructed to recommend a Municipal Lands Works Permit Process for Council's consideration and enactment,

THIS Committee hereby provides Report EPW.13.016 for Council's consideration and recommends Council adopt a 3 year maintenance period prior to Assumption by:

1. Implementing a Frontage Deposit Process via a Municipal Lands Works Permit; and,
2. Requiring a security deposit to guarantee the performance of the roads for 5 years post assumption equal to 6.5% of the capital cost of the applicable road works; and,
3. Requiring a one-time non-refundable payment for maintenance of the stormwater management system to be determined at the time of Assumption by the Director of Engineering and Public Works based on a formulation established within the Development Agreement.

Councillor McKean requested a recorded vote:

Councillor Ardiel	Nay
Councillor Gamble	Yay
Councillor Halos	Nay
Councillor Martin	Yay
Councillor McKean	Nay
Deputy Mayor McKinlay	Yay

The Motion is Lost.

D.3 Small, Rural and Northern Municipal Infrastructure Fund – Capital Program, FIT.13.56

NOTE: Councillor Gamble declared a pecuniary interest with respect to Agenda item D.3 as the subject of this staff report is in proximity to his place of residence.

Moved by: Michael Martin Seconded by: John McKean

THAT Council receive Staff Report FIT.13.56 "Small, Rural and Northern Municipal Infrastructure Fund - Capital Program" for information purposes;

AND THAT the Council of the Town of The Blue Mountains hereby declares that the information in the Expression of Interest for the "Small, Rural and Northern Municipal Infrastructure Fund Capital Program" is factually accurate;

AND THAT the Town of The Blue Mountains is committed to developing a comprehensive asset management plan that includes all of the information and analysis described in “Building Together: Guide for Municipal Asset Management Plans” by December 31, 2013;

AND THAT the comprehensive asset management plan will be publically available by May 30, 2014;

AND THAT the Elma Street Reconstruction Project put forward in this application will be completed by December 31, 2015, Carried.

D.4 The Blue Mountains Attainable Housing Corporation, Appointments (verbal)

Moved by: Gail Ardiel Seconded by: John McKean

THAT Council appoint Mayor Anderson and Councillor Halos to sit as Directors of The Blue Mountains Attainable Housing Corporation for the period of one year, or until they are replaced;

THAT Council appoint Councillor Halos as the Town’s proxy to vote on the Town’s behalf as the Municipal Member at the next annual general meeting of members of The Blue Mountains Attainable Housing Corporation;

AND THAT Council direct the Town’s proxy to vote for the following individuals as directors on the Board of The Blue Mountains Attainable Housing Corporation:

1. William Chapman
2. George Harold Cornfield
3. Janet Findlay
4. John McGee
5. Bruce Taylor, Carried.

D.5 Tenders Awarded by the Tender Proposal Award Committee, FIT.13.54

Moved by: Michael Martin Seconded by: John McKean

THAT Council receive Staff Report FIT.13.54 “Tenders Awarded by the Tender Proposal Award Committee” detailing the following award for information purposes:

1. Award of Proposal 2013-26-P-EPW, Engineering Assessment for Public Works within Thunderhill Development to Gamsby and Mannerow Limited in the amount of \$73,563.50 excluding HST, Carried.

D.6 Silver Creek Wetlands (verbal)

Moved by: Gail Ardiel

Seconded by: Michael Martin

WHEREAS the Draft Plan Conditions associated with a Draft Plan of Subdivision and a Draft Plan of Condominium on lands composed of Part Lot 89, Plan 529 being part of Part of Lot 21, Concession 1, in the Town of The Blue Mountains ("Havens" Draft Plan) require the dedication of provincially significant wetlands and/or buffers associated therewith that are part of the Silver Creek Wetlands Complex to the Town;

AND WHEREAS a portion of the lands associated with Town Official Plan Amendment No. 20 ("Meridian Credit Union Craigleith Development Project"), located on lands composed of Lots 86, 88 and 89, Plan 529 being Part of Lots 21 and 22, Concession 1, are provincially significant wetlands and/or buffers associated therewith and part of the Silver Creek Wetlands Complex;

AND WHEREAS there is a Draft Plan of Subdivision Application before the County of Grey, File No. 42T-2012-03, with respect to the Meridian Credit Union Craigleith Development Project;

AND WHEREAS there are other lands within the Town that are designated for development that contain provincially significant wetlands and/or buffers associated therewith that is part of the Silver Creek Wetlands Complex;

AND WHEREAS the Blue Mountain Watershed Trust Foundation is requesting joint support of their strategy for the protection of the Silver Creek Wetlands Complex from the Town of Collingwood, The Town of The Blue Mountains, Nottawasaga Valley Conversation Authority, Grey Sauble Conservation Authority and the Niagara Escarpment Commission;

THEREFORE BE IT RESOLVED THAT Council of The Town of The Blue Mountains hereby supports in principle the stewardship of the Provincially Significant Wetlands known as the Silver Creek Wetlands through a management plan/contract with the Nottawasaga Valley Conservation Authority;

AND FURTHER THAT Council authorizes Planning Staff to work co-operatively with the various agencies to investigate this initiative, Carried.

D.7 Bill 2, Restoring Planning Powers to Municipalities Act, 2013 (verbal)

Director of Planning and Building David Finbow spoke regarding the motion noting there is concern with the permissiveness of the Green Energy Act. David noted that a Class 2 wind facility does not require consultation. David advised that the applicant in this project has now advised that he wishes to reduce the size of the turbine to a Class 1 wind facility (less than 3 kilowatts) and confirmed that a Class 1 wind facility does not require a building permit. David noted that the Class 1 wind facility will be 22 metres in height.

Councillor Gamble questioned if the Niagara Escarpment Commission has any authority of structures over tree height, David replying that the NEC applies, but that this area is outside of the NEC's development control area.

Councillor Martin then referenced the height of the proposed wind turbine and questioned why a building permit is not required for a structure that is 70 feet high, David replying that wind turbines that are less than 3 kilowatts do not require a building permit.

Deputy Mayor McKinlay then spoke questioning if the municipality has any authority to stop this project, David replying no, further noting that this structure is subject to compliance, further noting it is less than 3 kilowatts, so no permit is required and the municipality has no authority.

Duncan then noted he will take this matter to AMO and requested that David provide a brief history of the matter.

Moved by: Michael Martin

Seconded by:

Gail Ardiel

WHEREAS the Green Energy and Green Economy Act, 2009, amended the Planning Act, R.S.O. 1990, so as to preclude the operation of official plans and local zoning by-laws as they relate to renewable energy undertakings;

AND WHEREAS the Green Energy Act, 2009, permits a person to engage in a renewable energy project despite any restriction established by a municipal by-law;

AND WHEREAS the installation and use of a wind facility must conform to the Environmental Protection Act, R.S.O. 1990, as it relates to the prohibition to discharge a contaminant into the natural environment, if the discharge causes or may cause an adverse effect;

AND WHEREAS the installation and use of any wind facility in an area zoned residential, or in close proximity to an area zoned residential, may cause an adverse effect within the meaning of the Environmental Protection Act, specifically noise;

AND WHEREAS the Minister of Energy in his directive MC-2012-1071 directed the Ontario Power Authority not to enter into FIT or microFIT contracts for wind generation facilities up to and including 3 kW where those facilities are located on property that is zoned for residential use, or borders a property zoned to permit a residential use and thereby acknowledges the adverse effect that wind generation facilities may have on property that is zoned for residential use;

AND WHEREAS Bill 2, Restoring Planning Powers to Municipalities Act, 2013 received First Reading on February 20, 2013;

AND WHEREAS Bill 2, Restoring Planning Powers to Municipalities Act, 2013 would, if enacted, amend the Planning Act to reverse the effect of the amendments made to the Act by Schedule K to the Green Energy and Green Economy Act, 2009, which exempted renewable energy undertakings from the normal application of the Planning Act, including policy statements, provincial plans, official plans, demolition control by-laws, zoning by-laws and development permit regulations and by-laws;

AND WHEREAS Council of The Corporation of The Town of The Blue Mountains supports Bill 2, Restoring Planning Powers to Municipalities Act, 2013;

NOW THEREFORE Council of The Corporation of The Town of The Blue Mountains hereby requests that the Province of Ontario immediately enact Bill 2, Restoring Planning Powers to Municipalities Act, 2013;

AND THAT The Council of the Corporation of The Town of The Blue Mountains hereby directs that this resolution be circulated to the Premier, Ministers of Energy, Municipal Affairs & Housing and Rural Affairs, The Association of Municipalities of Ontario (AMO), The Ontario Small Urban Municipalities (OSUM) of Ontario, County of Grey, all municipalities in Grey County, the Official Opposition Party and the Town's local Member of Parliament, Jim Wilson, unanimously Carried.

D.8 The Sustainable Path Committee, Implementation Steering Committee Council Appointment (verbal)

Moved by: John McKean Seconded by: Michael Martin

THAT Council of the Town of The Blue Mountains appoints Deputy Mayor McKinlay to sit on The Sustainable Path Implementation Steering Committee for a one year term, November 2013 to the end of October, 2014, Carried.

D.9 Support for Great Lakes Protection Act (Bill 6) (verbal)

Moved by: Joe Halos Seconded by: Michael Martin

WHEREAS there is an urgent and pressing need for a new, strong and effective law to protect and restore the Great Lakes and St. Lawrence River watershed;

WHEREAS 3 of our 4 Great Lakes are in declining health (Lakes Ontario, Erie and Huron);

WHEREAS the Great Lakes provide more than 80 per cent of Ontario's drinking water;

WHEREAS over 95 per cent of Ontario's agricultural land is in the Great Lakes basin; AND

WHEREAS the health of the lakes contribute to a \$4.4 trillion economy in the Great Lakes-St. Lawrence basin in Canada and the United States.

NOW THEREFORE BE IT RESOLVED THAT Council request the Premier of Ontario and the Minister of the Environment to enact, expeditiously, the long-awaited and promised 'Great Lakes Protection Act' (Bill 6), with the understanding that our support is contingent on there being no additional financial implications for municipal governments, Carried.

E. By-laws

None

G.2 Notice of Motion

Council

None

G.3 Additions to Agenda

Staff

None

G.4 Staff Discussion

None

H. Notice of Meeting Dates

Committee of the Whole Meeting, November 13, 2013
Town Hall, Council Chamber

Council Meeting, November 25, 2013
Town Hall, Council Chamber

I. Closed Session

Moved by: Gail Ardiel Seconded by: Michael Martin

THAT, with regard to subsection 239 of the *Municipal Act, 2001*, this Council does now move into closed session in order to address matters pertaining to litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board;

AND with regard to contract negotiations, Carried.

Council moved into closed session at 10:18 pm.
Council moved into public session at 10:55 pm.

J. Confirmation By-law and Adjournment

Moved by: Joe Halos Seconded by: Michael Martin

THAT By-law No. 2013 - 47, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on October 28, 2013, be hereby enacted as passed this 28th day of October, 2013, Carried.

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT this Council does now adjourn at 10:56 p.m. to meet again November 25, 2013, 7:00 pm, Town Hall, Council Chamber, or at the call of the Chair, Carried.

.....
Duncan R. McKinlay, Deputy Mayor

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Corrina Giles, Town Clerk