

STAFF REPORT: ADMINISTRATION



REPORT TO: Finance and Administration
MEETING DATE: December 16, 2008
REPORT NO.: A.08.13
SUBJECT: Delegated Approvals
PREPARED BY: Stephen Keast, Clerk

A. Recommendations

THAT Council receive Staff Report A.08.13, "Delegated Approvals" for information purposes.

B. Background

Council requested to be made aware of delegated approvals and authorizations given by Staff, the following representing delegated approvals given during the period from October 1, 2007 to November 7, 2008:

1. Model Home Agreement/Sales Office, Trailwoods, Director of Building and By-law Enforcement.
2. Minor Site Plan Approval, Trailwoods, Sales Trailer, Director of Planning.
3. Minor Site Plan modification, Riverwalk Phase 2, fence height adjustment on southwesterly side lot line (mediation between developer and adjacent landowner), Director of Planning.
4. Minor Site Plan Approval, Blue Mountain Resorts South Base Parking Lot, relocation of an existing portable structure, Director of Planning.
5. Minor Site Plan Approval, O.P.P. Station, Lot 15, Plan 1035, Clark Street, Director of Planning.
6. Minor Site Plan Approval, Parks Operation Centre Building at Tomahawk Recreation Complex, Director of Planning.
7. Ministry of Natural Resources Shoreline Work Permit Applications deemed minor in nature, Clerk:
 - Litchen, Pulver, Lots 12 and 13, Plan 389, Cameron Street
 - Burkholder, Lot 15, Plan 389, Cameron Street
 - Robson, Gigone, Lachner, Lots 28 – 31, Plan 389, Cameron Street
 - Silverberg, Lots 3 and 4, Plan 723, Cameron Street
 - Lewitt, Linton, Lots 13 – 15, Plan 723, Cameron Street
 - Frieberg, Pencack, Lots 24 and 25, Plan 723, Cameron Street

- Sinclair/Gelfand, Lots 5 – 7, Plan 346, Lake Drive
- Menard, Lot 19, Plan 440, Bayview Avenue

It should be noted Public Works Staff comment on all Work Permit Applications.

C. The Blue Mountains' Strategic Plan

Goal Providing a strong, well managed municipal government.

D. Environmental Impacts

Environmental impacts would be considered during Application review. In the case of Shoreline Work Permits, there is further consideration by the Ministry of Natural Resources prior to final Permit issuance.

E. Budget Impact

Council may wish to review fees and charges with regard to issuance of delegated approvals. For example, there is currently no charge for MNR Shoreline Work Permit review and comment.

F. Attached

Sample MNR Shoreline Work Permit comments.

Respectfully submitted,

Stephen Keast, Clerk

Attachment – MNR Work Permit Application
Marilynne Day-Linton and Bill Linton, Lot 15, Plan 723, Cameron Street

1. Municipal Lands Work Permit to be completed and approved prior to any use of Spruce Street for access to the waterfront. If such Permit is issued all conditions must be adhered to.
2. Access to Spruce Street shall not be blocked for any continuous period of time during the proposed works.
3. No trees shall be cut on lands other than private lands owned by the applicant and if trees are damaged as a result of the proposed works, the applicant shall replace such trees with similar nursery stock trees.
4. Entrance to the site will require a mud mat and any tracked equipment shall be off-loaded on private property to limit damage to existing road surfaces.
5. If dredged material is to be removed from the site, the applicant shall ensure trucks are not draining water onto public streets as they leave the site.
6. No rocks are to be placed in the waterbed or on any existing groyne within that area formed by an extension of the lot lines of the Spruce Street road allowance into and across Nottawasaga Bay.
7. Work time shall be as noted in the Town Noise By-law.

**Attachment – MNR Work Permit Application
Frank Menard, Lot 19, Plan 440, 145 Bayview Avenue**

1. The beach area fronting Plan 440 is noted on the Plan as “Area of User Common to Property Owners. The Plan also notes the fee simple in the foot paths is not dedicated as public. Plan excerpts are attached. The Ministry of Natural Resources should consider that the owners in Plan 440 share the Area of User Common to Property Owners and descendants of the original developer may own the foot paths, one of which is adjacent to Lot 19 and shown marked “common access”. No works should be constructed on the Area of User Common and groynes should not extend into this area.
2. The written details of proposed activity does not mention a concrete wall. The engineering design shows an existing concrete wall. The survey excerpt notes a proposed wall will front on Lots 19, 20 and 22, and possibly Lots 23 and 24. The Ministry of Natural Resources should clarify details regarding the concrete wall.
3. No trees shall be cut on lands other than private lands owned by the applicant and if trees are damaged as a result of the proposed works, the applicant shall replace such trees with similar nursery stock trees.
4. Entrance to the site will require a mud mat and any tracked equipment shall be off-loaded on private property to limit damage to existing public road surfaces.
5. If dredged material is to be removed from the site, the applicant shall ensure trucks are not draining water onto public streets as they leave the site.
6. No rocks are to be placed in the waterbed or on any existing groyne within that area formed by an extension of the lot lines of the Spruce Street road allowance into and across Nottawasaga Bay.
7. Work time shall be as noted in the Town Noise By-law.