

THE CORPORATION OF THE TOWNSHIP OF SOUTHWOLD

MINUTES



Regular Council Meeting

Monday July 11, 2022

9:30 a.m. Council Chambers, Fingal/Via Video Link

PRESENT: Mayor: G. Jones
Deputy Mayor: R. Monteith
Councillors: S. Emons (10:13 a.m.)
P. North
J. Pennings

ALSO PRESENT: Jeff Carswell, CAO/Clerk
Michele Lant, Director of Financial Services/Treasurer
(9:30 a.m. – 11:00 a.m.)
Paul Van Vaerenbergh, Public Works Superintendent
(9:30 a.m. – 11:00 a.m.)
Jeff McArthur, Dir. of Fire Services/Fire Chief (9:30 a.m. – 10:58 a.m.)
Tracey Pillon -Abbs , Planner (9:30 a.m. – 9:52 a.m.)
June McLarty, Corporate Services Clerk (9:30 a.m. – 11:00 a.m.)

Mayor Jones called the meeting to order at 9:30 a.m.

Mayor Jones welcomed the new Director of Finance /Treasure Michele Lant to the Council meeting.

ADDENDUM TO THE AGENDA: None

DISCLOSURES:

There were no disclosures

ADOPTION OF MINUTES:

2022-197

Deputy Mayor Monteith – Councillor North

Minutes

THAT the Minutes of the Regular Council Meeting of June 27, 2022 are hereby adopted; and

THAT Council has reviewed the Minutes of the Zero Waste Committee Meeting of May 17, 2022

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>—</u>	<u>—</u>
G. Jones - Mayor	<u>√</u>	<u>—</u>
R. Monteith	<u>√</u>	<u>—</u>
P. North	<u>√</u>	<u>—</u>
J. Pennings	<u>√</u>	<u>—</u>

CARRIED

DELEGATION

9:30 a.m. – 9:39 am

Recycle Coach Demo

Caitlin Wight presented a demonstration of the new recycling coach app. This free app allows residents to get fast and accurate information on the Township's recycling program. The app includes recycling schedules, pick-up reminders and what goes where. You can also search why your recycling was not pick up and where you can take large recyclable items. This app will be available soon to residents of the Township.

DRAINAGE:

**2022-198 Councillor Pennings – Councillor North Request Under Section
65(3) – Consent App E63-21,
11579 Wonderland Road**

THAT Council receives the request to add land from the consultant of the proponent for consent application E63-21 and Council forwards the request to Mike Devos of Spriet Associates to review and prepare the necessary reports.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>—</u>	<u>—</u>
G. Jones - Mayor	<u>√</u>	<u>—</u>

R. Monteith	<u>✓</u>	—
P. North	<u>✓</u>	—
J. Pennings	<u>✓</u>	—

CARRIED

2022-199 Deputy Mayor Monteith – Councillor North Section 78 Request – Bogart Drain Branch “C”- Spanjers

THAT Council of the Township of Southwold receives and decides to proceed with the petition under Section 78 of the Drainage Act that was received from Mr. and Mrs. Spanjers;

AND THAT Council instruct the Clerk to send required notice under Section 5(1)(b) of the Drainage Act to the Lower Thames Valley Conservation Authority, OMAFRA and the requesters notifying them that they intend to appoint an Engineer to prepare the necessary reports under the appropriate section of the Drainage Act upon the passing of the 30 days notification specified in sections 6(1) and 7(1) of the Drainage Act.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
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S. Emons	—	—
G. Jones - Mayor	<u>✓</u>	—
R. Monteith	<u>✓</u>	—
P. North	<u>✓</u>	—
J. Pennings	<u>✓</u>	—

CARRIED

REPORTS:

Activity Report from the Director of Fire Services / Fire Chief

The June activity report from the Director of Fire Services/Fire Chief was presented to Council.

Activity Report from the Director of Infrastructure and Development Services

The June activity report from the Director of Infrastructure and Development Services was presented to Council.

PLANNING:

9:45 a.m. Zoning By-law Amendment - ZBA 2022-07 M. and T. Buttinger, 39549 Talbot Line

In attendance: T. Buttinger, address , R. Wouthers, address

**2022-200 Deputy Mayor Monteith – Councillor Pennings Public Meeting
ZBA 2022-07**

THAT Council of the Township of Southwold now sits as a public meeting under the Planning Act to consider application to amend the zoning on the property owned by M. and T. Buttinger.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	-	—
G. Jones – Mayor	√	—
R. Monteith	√	—
P. North	√	—
J. Pennings	√	—

CARRIED

The Mayor stated that this is a public meeting as required by Section 34 of the Planning Act to afford any person an opportunity to make representation with respect to a proposed zoning by-law amendment to rezone the subject lands located at 39549 Talbot Line from Agricultural 1 (A1) to Agricultural 1 Special Provision 65 (A1-65) to permit an additional use that being a kennel in the Township of Southwold.

The Mayor asked if any members of Council have a disclosure of interest concerning the proposal. None were reported.

The Mayor asked the Clerk what method of notice and when was the notice given to the public for this meeting. The Clerk responded that the notice was mailed to neighbouring property owners with 120m of the subject lands and emailed to Agencies on June 20th. 2022.

Planner Tracey Pillion-Abbs presented her report to Council.

The Mayor asked the Clerk if any comments have been received from Staff. The Clerk responded yes. Staff comments were received as detailed in the Planning Staff Report.

The Mayor asked the Clerk if any written submissions were received on this application. The Clerk responded no agency or public comments were received at the time of writing the report.

The Mayor stated that before I open the floor to questions from the public, please be advised if any person from the public wished to receive further information on the action of Council regarding the decision on the application for zoning by-law amendment, please ensure that they email their name, address, postal code and phone number to the Planner or Clerk by July 12, 2022. Any person that has contacted the Planner to be part of the public meeting today will receive this further information automatically.

The Mayor asked if the owner and/or applicant was in attendance. T. Buttinger responded yes.

The Mayor asked if anyone was here for the public meeting. R. Wouters responded yes.

The Mayor asked Ms. Buttinger had anything further in regards to her application. Ms. Buttinger responded no.

The Mayor asked if any members of the public would like to make any oral comments on the application. Mr. Wouters responded that he had no additional comments.

The Mayor asked Council members if they had any questions. No questions were asked.

2022-201 Deputy Mayor Monteith – Councillor Pennings ZBA 2022-07

THAT Council of the Township of Southwold receive Report PLA 2022-23 regarding Zoning By-law Amendment Application ZBA 2022-07 – Recommendation Report;

AND THAT Council of the Township of Southwold approve the proposed Zoning By-law Amendment Application ZBA 2022-07, in accordance with the site-specific By-law contained within Appendix Two of Report PLA 2022-23.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
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S. Emons	-	—
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G. Jones – Mayor	√	—
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R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

The Mayor stated that please be advised that the decision may be appealed to the Ontario Land Tribunal(formally the Local Planning Appeal Tribunal) by the applicant or another member of the public who has provided comments.

2022-202 Deputy Mayor Monteith – Councillor North

**Adjournment
of Public Mtg**

THAT the public meeting to consider the application to amend the zoning on the property owned by the M. and T Buttinger ends at **9:52 a.m.**

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	-	—
G. Jones – Mayor	<u>√</u>	—
R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

DELEGATION:

9:52 a.m. – 10:19 a.m.

Mark Peacock, P. Eng. CAO/Secretary Treasurer and Valerie Townsley, Watershed Resource Planner, Lower Thames Valley Conservation Authority

Bill 229 – Municipal Planning MOU's

Mr. Peacock provided an overview of the Memo of Understanding for the land use planning services between the Township and LTVCA.

Ms. Townsley provided the new fees schedules for reviewing for land use planning services.

THAT Council of Southwold enter into a Service Agreement/Memorandum of Understanding with the Lower Thames Valley Conservation Authority for land use planning, infrastructure and development issues.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>√</u>	—
G. Jones – Mayor	<u>√</u>	—
R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

REPORTS:

2022-204 Deputy Mayor Monteith – Councillor North Road Maintenance Agmt Middlesex Centre

THAT Council deferred the signing of the Road Maintenance Agreement with Middlesex Centre until clarification of roads that require maintenance can be determined.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>√</u>	—
G. Jones – Mayor	<u>√</u>	—
R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

THAT Council pass By-law 2022-65, being a by-law to amend the Fence By-law.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>√</u>	—
G. Jones - Mayor	<u>√</u>	—
R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

Break 10:25 a.m. – 10:27 a.m.

Public Works Building Project Update

Paul Van Vaerenbergh, Public Works Superintendent provided an update on the public works project.

STAFF DIRECTION

Staff was directed by Council to have more discussions on what is needed for a public works building in Talbotville.

THAT Council approves the total adjustment of taxes for the 2021 and 2022 tax years resulting from Municipal Act, Sec.357/Tax Incentive Adjustment applications, as presented, in the amount of \$57,552.37.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>√</u>	—
G. Jones - Mayor	<u>√</u>	—

R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED

Activity Report from the Director of Building and Community Services

Corey Pemberton presented his report to Council.

Activity Report from the CAO/Clerk

Jeff Carswell presented his report to Council.

County Council Highlights – June 28, 2022

Mayor Jones presented the County Council Highlights to Council.

BY-LAWS:

- By-law No. 2022-63, being a By-law to amend By-law No. 2011-14, Buttinger 39549 Talbot Line
- By-law No. 2022-64, being a By-law to enter into a Service Agreement/Memorandum of Understanding with Lower Thames Valley Conservation Authority
- By-law No. 2022-65, being a By-law to amend 2019-77, Fencing By-law
- By-law No. 2022-66 being a By-law to confirm the resolutions and motions of the Council of the Township of Southwold, which were adopted on July 11, 2022.

2022-207

Councillor North – Councillor Emons

By-laws

THAT By-laws Nos. 2022-63, 2022-64, 2022-65 and 2022-66 be read a first and second time.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
S. Emons	<u>√</u>	—
G. Jones – Mayor	<u>√</u>	—
R. Monteith	<u>√</u>	—

P. North √ —

J. Pennings √ —

CARRIED

2022-208 Councillor North – Deputy Mayor Monteith

By-laws

THAT By-laws Nos. 2022-63, 2022-64, 2022-65 and 2022-66 be read a third time and finally passed.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
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S. Emons	<u>√</u>	—
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G. Jones - Mayor	<u>√</u>	—
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R. Monteith	<u>√</u>	—
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P. North	<u>√</u>	—
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J. Pennings	<u>√</u>	—
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CARRIED

OTHER BUSINESS:

- Kettle Creek Conservation Authority Progress Report
- Resolution from the Municipality of Tweed RE: Ontario Wildlife Damage Compensation Program Administrative Fees
- Ontario Energy Board Notice of Application – Enbridge Gas Inc. 2021 Utility Earnings and Disposition of Deferral & Variance Account Balances

Councillor reviewed the items under Other Business.

CLOSED SESSION:

2022-209 Deputy Mayor Monteith – Councillor Emons

Closed Session

THAT Council of the Township of Southwold now moves into a session of the meeting that shall be closed to the public at **11:00 a.m.** in accordance

with Section 239 (2) of the Municipal Act, S.O. 2001, c. 25 for discussion of the following matters.

- A proposed or pending acquisition or disposition of land by the municipality or local board (section 239 (2)(c)) and a position, plan, procedure, criteria or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board (section 239 (2)(k)) – Teetzel Development Property, Shedden
- Advice that is subject to solicitor-client privilege, including communications necessary for that purpose (section 239 (2)) (f) – Hamilton Zone Change Appeal – Legal Representation
- Personal Matters about an identifiable individual, including municipal or local board members (section 239(2)) (b) – Recruitment Updates

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
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S. Emons	<u>√</u>	—
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G. Jones - Mayor	<u>√</u>	—
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R. Monteith	<u>√</u>	—
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P. North	<u>√</u>	—
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J. Pennings	<u>√</u>	—
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CARRIED

STAFF DIRECTION

Staff was directed by Council to the items that were discussed in the Closed Session.

ADJOURNMENT:

2022-210 Deputy Mayor Monteith – Councillor North

Adjournment

THAT Council for the Township of Southwold adjourns this Regular meeting of Council at **11:44 a.m.**


<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
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S. Emons	<u>√</u>	—
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G. Jones - Mayor	<u>√</u>	—
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R. Monteith	<u>√</u>	—
P. North	<u>√</u>	—
J. Pennings	<u>√</u>	—

CARRIED



Mayor
Grant Jones



CAO/Clerk
Jeff Carswell