

Extract from Council Meeting
C#26-17 held July 10, 2017
Confirmatory By-law 76-17

Appendix	A
SRPRS	19.037
File(s)	D06-15099

**5.0 Yonge Street and Bernard Avenue Key Development Area
Recommendations Report – File Numbers D11-16001 and D11-17001 –
(Staff Report SRPRS.17.127)**

Moved by: Councillor West
Seconded by: Regional and Local Councillor Spatafora

- a) That Staff Report SRPRS.17.127 and the attached Yonge Street and Bernard Avenue Key Development Area Recommendations Report attached as Appendix A, to Staff Report SRPRS.17.127, be endorsed;
- b) That staff utilize the directions outlined in the Yonge Street and Bernard Avenue Key Development Area Recommendations Report to prepare the Bernard KDA Secondary Plan;
- c) That, in addition to the policies of the Part I Richmond Hill Official Plan, staff be directed to utilize the Yonge Street and Bernard Avenue Key Development Area Recommendations Report in the review and evaluation of development applications within the area, until such time as Council adopts a Secondary Plan for the Bernard KDA;
- d) That the Mayor and Town Clerk be authorized to execute Minutes of Settlement in respect of the appeal of the Interim Control By-law 100-16 by Dogliola Developments Inc., as described in Staff Report SRPRS.17.127, and such further settlement documentation required to give effect thereto, upon the written recommendation of the Commissioner of Planning and Regulatory Services;
- e) That the Ontario Municipal Board be advised that Council supports the removal in part of the Dogliola lands from Interim Control By-law 100-16 as shown on Appendix B to Staff Report SRPRS.17.127 for the reasons set out in the staff report.

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An Amendment was:

Moved by: Councillor Muench
Seconded by: Councillor Beros

That the following clause f) be added to the main motion:

- f) That staff be directed to study and report back to Council on implementing a right turn entrance only from Yorkland Street (southbound) into the plaza located at 10909 Yonge Street, as part of the implementation of the Yonge/Bernard KDA, including a further traffic analysis and impact study, consultation with the public and property owners.

Motion to Amend Carried Unanimously

An Amendment was:

Moved by: Councillor Muench
Seconded by: Councillor Beros

That the following clause g) be added to the main motion:

- g) That staff be directed to study and report back to Council, on implementing: 1) a right turn exit only from Old Hill Street onto Elgin Mills Road; and, 2) the potential closing of access from Newmill Crescent to Yorkland Street, as part of the implementation of the Yonge/Bernard KDA, including a further traffic analysis and impact study, consultation with the public, property owners, and York Region.

Motion to Amend Carried Unanimously

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A recorded vote was taken on clause a) of the Main Motion as Amended:

In favour: Regional and Local Councillor Hogg, Councillor West, Mayor Barrow, Regional and Local Councillor Spatafora, Councillor Liu, Councillor Cilevitz

Opposed: Councillor Muench, Councillor Chan

Absent: Councillor Beros

Clause a) of the Main Motion as Amended Carried 6 to 2

A recorded vote was taken on clauses b), c), d) and e) of the Main Motion as Amended:

In favour: Councillor West, Councillor Chan, Mayor Barrow, Councillor Cilevitz, Regional and Local Councillor Spatafora, Councillor Liu, Regional and Local Councillor Hogg

Opposed: Councillor Muench

Absent: Councillor Beros

Clauses b), c), d) and e) of the Main Motion as Amended Carried 7 to 1

A recorded vote was taken on clauses f) and g) of the Main Motion as Amended:

In favour: Councillor Muench, Mayor Barrow, Councillor Liu, Regional and Local Councillor Hogg, Councillor Cilevitz, Regional and Local Councillor Spatafora, Councillor Chan, Councillor West

Opposed: None

Absent: Councillor Beros

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Clauses f) and g) to the Main Motion as Amended Carried Unanimously 8 to 0

Main Motion as Amended to read as follows:

Moved by: Councillor West
Seconded by: Regional and Local Councillor Spatafora

- a) That Staff Report SRPRS.17.127 and the attached Yonge Street and Bernard Avenue Key Development Area Recommendations Report attached as Appendix A, to Staff Report SRPRS.17.127, be endorsed;
- b) That staff utilize the directions outlined in the Yonge Street and Bernard Avenue Key Development Area Recommendations Report to prepare the Bernard KDA Secondary Plan;
- c) That, in addition to the policies of the Part I Richmond Hill Official Plan, staff be directed to utilize the Yonge Street and Bernard Avenue Key Development Area Recommendations Report in the review and evaluation of development applications within the area, until such time as Council adopts a Secondary Plan for the Bernard KDA;
- d) That the Mayor and Town Clerk be authorized to execute Minutes of Settlement in respect of the appeal of the Interim Control By-law 100-16 by Dogliola Developments Inc., as described in Staff Report SRPRS.17.127, and such further settlement documentation required to give effect thereto, upon the written recommendation of the Commissioner of Planning and Regulatory Services;
- e) That the Ontario Municipal Board be advised that Council supports the removal in part of the Dogliola lands from Interim Control By-law 100-16 as shown on Appendix B to Staff Report SRPRS.17.127 for the reasons set out in the staff report;
- f) That staff be directed to study and report back to Council on implementing a right turn entrance only from Yorkland Street (southbound) into the plaza located at 10909 Yonge Street, as part of the implementation of the Yonge/Bernard KDA, including a further traffic analysis and impact study, consultation with the public and property owners;

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- g) That staff be directed to study and report back to Council, on implementing: 1) a right turn exit only from Old Hill Street onto Elgin Mills Road; and, 2) the potential closing of access from Newmill Crescent to Yorkland Street, as part of the implementation of the Yonge/Bernard KDA, including a further traffic analysis and impact study, consultation with the public, property owners, and York Region.

Carried