



Committee of the Whole Meeting

Minutes

CW#18-17

Monday, December 4, 2017, 4:30 p.m.

Council Chambers

225 East Beaver Creek Road

Richmond Hill, Ontario

Committee Members Present: Mayor Barrow
Regional and Local Councillor Spatafora
Regional and Local Councillor Hogg
Councillor Beros
Councillor Muench
Councillor Liu
Councillor West
Councillor Cilevitz
Councillor Chan

Staff Members Present:

N. Garbe, Chief Administrative Officer
S. Baker, Commissioner of Community Services
I. Brutto, Commissioner of Environment and Infrastructure Services
K. Kwan, Commissioner of Planning and Regulatory Services
A. Adari, Assistant Town Solicitor
G. Galanis, Acting Director, Development Planning
M. Gandhi, Director, Communication Services
P. Lee, Director, Policy Planning
G. Manderson, Director, Strategic Initiatives
D. Terzievski, Director, Director Development Engineering and Transportation
R. Hui, Manager, Transportation
T. Myatt, Manager, Policy and Inter-Governmental Affairs
J. Walters, Manager, Development Engineering Subdivisions and Stormwater Mgmt
J. Baker, Supervisor, By-law and Licensing Enforcement
D. Giannetta, Senior Planner
M. Kevill, Planner I
J. Hypolite, IT Service Desk Technical Analyst

A. O'Malley, Communications Advisor
S. Huycke, Town Clerk
L. Sampogna, Council/Committee Coordinator

1. Call to Order

The Chair called the meeting to order at 4:30 p.m.

Councillor Chan transferred the Chair to Regional and Local Councillor Hogg during consideration of Item 11.12.

2. Council Announcements

Councillor Cilevitz advised of the success of the 9th Annual Richmond Hill Community Food Bank Music Marathon held on December 2nd and highlighted the number of local performances. She advised that over 700 pounds of food was collected and that a cash donation to the Food Bank would follow. Councillor Cilevitz thanked Derek Christie, Hayden Cheung and members of the Youth Nation Alliance, and staff for their assistance organizing the event and to all those who were in attendance.

Councillor Liu advised of his attendance along with Regional and Local Councillor Spatafora, Councillor Muench, Councillor West and Councillor Chan at the York Region Tamil Seniors Association 10th anniversary event on December 3rd. Councillor Liu highlighted the services that the Association provides and congratulated them on their years of serving the community.

Councillor Muench advised of his participation on December 3rd in a meeting regarding international human rights and noted that December 10th is recognized as International Human Rights Day. Councillor Muench advised that a number of motions have been brought forward to the federal government and stressed the importance of addressing and raising awareness of human rights issues.

Councillor West advised of his attendance at the Al Nadwa Islamic community dinner on December 3rd with fellow Members of Council. Councillor West, in reference to Item 11.18, advised that a flag raising ceremony would take place on December 6th at Town Hall to commemorate the National Day of Remembrance and Action to End Violence against Women and noted that representatives from Yellow Brick House and Sandgate Women's Shelter were going to be in attendance.

Councillor Chan advised of his attendance at a conference regarding Canada's multiculturalism and human rights, and acknowledged the statement made by the

President and CEO of the Canadian Museum for Human Rights at the conference regarding the role Canada has played in times of crisis.

3. Introduction of Emergency/Time Sensitive Matters

There were no emergency/time sensitive matters raised by Members of Committee.

4. Adoption of Agenda

Moved by: Regional and Local Councillor Spatafora

That the agenda be adopted as distributed by the Clerk with the following additions:

a) SRPRS.17.177 - Smart Commute Governance and Funding Update - Item 11.17

b) Proclamation - National Day of Remembrance and Action to End Violence against Women - December 6, 2017 - Item 11.18

c) Correspondence from David Silverman, 53 Anchusa Drive, dated December 4, 2017, relating to the Member Motion submitted by Councillor Beros regarding the Petition to allow homeowners to park on their property - Item 11.19

Carried Unanimously

5. Disclosure of Pecuniary Interest and General Nature Thereof

Regional and Local Councillor Spatafora declared a pecuniary interest on Item 11.16 related to staff report SRPRS.17.166, Release Existing Municipal Servicing Easement at 10830 Bayview Avenue (Garden Commercial Property Corp.), as a family member has an interest in the company. Regional and Local Councillor Spatafora did not take part in consideration or voting on Item 11.16.

6. Identification of Items Requiring Separate Discussion

Committee consented to separate Items 11.3, 11.8 and 11.12.

7. Adoption of Remainder of Agenda Items

On a motion of Regional and Local Councillor Spatafora, Committee adopted those Items not identified for separate discussion, except for Item 11.16. On a motion of Regional and Local Councillor Hogg, Committee adopted Item 11.16.

8. Public Hearing

There were no public hearings.

9. Presentations

There were no presentations.

10. Delegations

10.1 Li Li, 34 Edenbrook Crescent, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Li Li, 34 Edenbrook Crescent, addressed Committee regarding Cannabis Legalization and Regulation in Richmond Hill. She advised of her concerns and opposition to setting up a retail shop for the sale of cannabis in Richmond Hill as it would provide exposure to children and youth, negative medical risks associated with its use, and would be too accessible.

10.2 Ali Moin-Afshari, 36 Lytton Boulevard, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Ali Moin-Afshari, 36 Lytton Boulevard, was not in attendance.

10.3 Andong Hou, 88 Lytton Boulevard, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Andong Hou, 88 Lytton Boulevard, addressed Committee regarding Cannabis Legalization and Regulation in Richmond Hill. She advised that she was opposed to setting up a retail shop for the sale of cannabis in the municipality and that additional research on the matter was required.

10.4 Hayden Cheung, 22 Gemini Crescent, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Hayden Cheung, 22 Gemini Crescent, addressed Committee regarding Cannabis Legalization and Regulation in Richmond Hill. He advised of his concerns and opposition to setting up a retail shop for the sale of cannabis in Richmond Hill as it would make marijuana too accessible to youth, and noted that although there are benefits to cannabis dispensaries, they are not the best option and would not address the drug crisis amongst youth in Canada.

10.5 Xiaochen He, 39 Northgate Crescent, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Xiaochen He, 39 Northgate Crescent, was not in attendance.

10.6 Haiyan Jiang, 39 Alexandra Wood, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Haiyan Jiang, 39 Alexandra Wood, was not in attendance.

10.7 Danny Li, 57 Henricks Crescent, regarding Cannabis Legalization and Regulation in Richmond Hill - (refer to Item 12.1)

Danny Li, 57 Henricks Crescent, addressed Committee regarding Cannabis Legalization and Regulation in Richmond Hill. He advised that he was opposed to setting up a retail shop for the sale of cannabis in the municipality.

10.8 Gina Maasarani, 281 Billings Crescent, Newmarket, regarding Cannabis Legalization and Regulation in Richmond Hill

Gina Maasarani, 281 Billings Crescent, Newmarket, was not in attendance.

11. Committee and Staff Reports

11.1 Minutes - Youth Action Committee meeting held on November 8, 2017

Moved by: Regional and Local Councillor Spatafora

That the minutes of the Youth Action Committee meeting held on November 8, 2017, be adopted as circulated.

Carried Unanimously

11.2 SRCFS.17.052 - Information Governance Policy

Moved by: Regional and Local Councillor Spatafora

a) That staff report SRCFS.17.052 be received;

b) That the proposed Information Governance Policy, attached as Attachment 'A' to staff report SRCFS.17.052, be approved;

c) That the Town Clerk be authorized to make amendments to the Information Governance Policy for the purposes of aligning the policy with

any amendments to the *Municipal Act, 2001* and the *Municipal Freedom of Information and Privacy Act*;

d) That a By-law to repeal By-laws 424-89, 115-92, 343-92, 180-94, 170-95, 284-95, 177-98, and 188-02 be enacted upon implementation of a revised Records Classification and Retention Policy pursuant to the Information Governance Policy.

Carried Unanimously

11.3 SRCAO.17.30 - Legalization of Cannabis

Moved by: Mayor Barrow

a) That the Council of the Town of Richmond Hill advise the Attorney General, the Minister of Municipal Affairs and Housing, Reza Moridi, MPP - Richmond Hill and Dr. Helena Jaczek, MPP - Oak Ridges - Markham that Richmond Hill is not a willing host of a cannabis retail location in our community;

b) That staff report SRCAO.17.30 regarding the legalization of cannabis be received and all comments from Council be forwarded by the Town Clerk to the Attorney General, the Minister of Municipal Affairs and Housing, Reza Moridi, MPP - Richmond Hill and Dr. Helena Jaczek, MPP - Oak Ridges - Markham for consideration;

c) That a copy of staff report SRCAO.17.30 and all recommendations from Council be forwarded by the Town Clerk to the Association of Municipalities of Ontario for information;

d) That upon legalization, the Town's Employee Code of Conduct be updated to add cannabis as one of the substances that must not impair an employee at work.

Carried Unanimously

11.4 SRCS.17.24 - Recreation Facility Development Partnership Framework

Moved by: Regional and Local Councillor Spatafora

a) That the Partnership Principles as outlined in staff report SRCS.17.24 be approved;

b) That Council endorse the formation of a Town of Richmond Hill Partnership Facility Team led by the Community Services Department to coordinate the Town's recreation facility development partnership efforts.

Carried Unanimously

11.5 SRPRS.17.194 – Acquire Easement for Snively Wetland Outlet Improvements - File Number D03-94022

Moved by: Regional and Local Councillor Spatafora

a) That the acquisition of an easement more particularly described as Part of Lot 1, Plan 200, shown as Part 1 on a Draft Reference Plan prepared by J.D. Barnes Limited, Reference No. 02-21-904-11 (part of P.I.N. 03209-0233) be authorized.

Carried Unanimously

11.6 SRPRS.17.195 – Authorization to Execute Servicing Incentive Agreement Leslie Elgin Developments Inc. – 19T-04009 Phase 2 - File Number D03-04009 Phase 2

Moved by: Regional and Local Councillor Spatafora

a) That the Mayor and Clerk be authorized to execute a Servicing Incentive Program agreement for Subdivision File 19T-04009 Phase 2 with the Region of York and Leslie Elgin Developments, upon the recommendation of the Commissioner of Planning and Regulatory Services and upon the Region confirming to the Town that Leslie Elgin Developments Inc. has satisfied the Region requirements regarding its Servicing Incentive Program.

Carried Unanimously

11.7 SRPRS.17.178 – Request for Approval – Draft Plan of Condominium – Carrville South Development Corp. - multiple addresses on Sombrero Lane and Stallibrass Lane – File Number D05-16011 (19CDM(R)-16011)

Moved by: Regional and Local Councillor Spatafora

a) That the proposed draft Plan of Condominium submitted by Carrville South Development Corp. for lands known Part of Lots 13 and 14, Registered Plan 1960, (municipal addresses: 5, 6, 7, 8, 9, 10, 11 and 12 Sombrero Lane and 31, 33, 35, 37, 39, 43, 45, 47 and 49 Stallibrass Lane)

(previously 715, 719 and 725 Carrville Road), File Number D05-16011 (19CDM(R)-16011), be draft approved subject to the following condition:

i) that draft approval be subject to the conditions as set out in Appendix 'A' to staff report SRPRS.17.178.

Carried Unanimously

11.8 SRPRS.17.196 - Request for Approval - Private Street Naming Application - Primont Homes (Bayview) Inc. - File Number D15-17038

Motion to Refer:

Moved by: Councillor Muench

That consideration of staff report SRPRS.17.196 be referred to the Council meeting on December 11, 2017 to permit staff to provide additional information on the application process.

Motion to Refer Failed to Carry

Moved by: Regional and Local Councillor Hogg

a) That the request by Primont Homes (Bayview) Inc. to add street names "Gianni", "Attardo", "Tripodi", "Primo" and "Lore" to the Town's Council Approved Street Name List and the assignment of these street names to the private streets within the approved residential development on the subject lands be denied for the reasons outlined in staff report SRPRS.17.196.

Carried

11.9 SRPRS.17.207 - To amend By-law 52-09 to reflect changes to the Municipal Elections Act

Moved by: Regional and Local Councillor Spatafora

a) That a By-law to amend the Richmond Hill Sign By-law 52-09, be enacted to amend the following provisions pertaining to election signage:

i) That the definition of "Voting Day" be added, and defined as "the day on which the final vote is to be taken in an election",

ii) That the definition of "Election Sign" be amended, and defined as "means a sign which advertises or promotes the election of a political party or a Candidate for federal, provincial, municipal or school board election"; and includes any Sign of a Registered Third-party Advertiser,

- iii) That section 6.6.8(b) be amended to read “in the case of a municipal election, 28 days (4 weeks) prior to Voting Day”,
- iv) That a definition for “Registered Third-Party Advertiser” be added, and defined as; “in relation to an election in a municipality, an individual, corporation or trade union that is registered under Section 88.6 of the *Municipal Elections Act*”,
- v) That a definition for “Third-Party Advertisement” be added, and defined as “an advertisement in any broadcast, print, electronic or other medium that has the purpose of promoting, supporting or opposing (a) a candidate, or (b) a “yes” or “no” answer to a question referred to in subsection 8(1),(2) or (3) of the *Municipal Elections Act*, and, for greater certainty, includes any election sign of a Registered Third-Party Advertiser.”
- vi) That the following new section 6.6.12 be included:
“In the case of a municipal election, a Person who is neither a Candidate nor a Registered Third-party Advertiser shall not be permitted to place an election sign on either public or private property.”

Carried Unanimously

11.10 SRPRS.17.198 - Request for Approval - Zoning By-law Amendment Application - Jewish Youth Network - 9131 and 9135 Bathurst Street - File Number D02-15022

Moved by: Regional and Local Councillor Spatafora

- a) That the revised Zoning By-law Amendment application submitted by Jewish Youth Network for lands known as Part of Lots 10 and 11, Plan 1960, municipal addresses 9131 and 9135 Bathurst Street, File Number D02-15022, be approved, subject to the following:
 - i) that the subject lands be rezoned from Third Density Residential (R3) Zone to Institutional (I) Zone, under By-law No. 2523, as amended, and that the amending Zoning By-law establish site specific development standards as outlined in staff report SRPRS.17.198;
 - ii) that pursuant to Section 34(17) of the *Planning Act*, that no further notice be required to be given in respect of the proposed change to the Zoning By-law Amendment application.

Carried Unanimously

11.11 SRPRS.17.200 - Request for Comments - Site Plan Application - Toronto Montessori Schools - 8617 and 8569 Bayview Avenue - File Number D06-17083

Moved by: Regional and Local Councillor Spatafora

a) That staff report SRPRS.17.200 with respect to the Site Plan application submitted by Toronto Montessori Schools for lands legally described as Part of Lots 5, 6 and 7, Plan 2607, municipally known as 8617 and 8569 Bayview Avenue, File Number D06-17083, be received for information purposes only and that all comments be referred back to staff.

Carried Unanimously

11.12 SRPRS.17.203 - National Historic Site Nomination - David Dunlap Observatory

Moved by: Councillor Chan

a) That staff report SRPRS.17.203, be received for information,

b) That staff be directed to prepare a David Dunlap Observatory National Historic Site nomination application by end of March, 2018.

Carried Unanimously

11.13 SRPRS.17.206 - Application to Deregister Heritage Agreement - 10366 Yonge Street - File Number D12-07477

Moved by: Regional and Local Councillor Spatafora

a) That the application to deregister a heritage building relocation agreement on title to the property currently known as 10366 Yonge Street be approved;

b) That staff be authorized to undertake the work required to give effect to the approval.

Carried Unanimously

11.14 SRPRS.17.185 - Assumption of Municipal Services - 709511 Ontario Inc., P. Paglialunga and Associates Ltd. and Ariscourt Developments Inc. - Subdivision File 19T-03015 - File Number D03-03015

Moved by: Regional and Local Councillor Spatafora

- a) That the assumption of the aboveground and belowground municipal services within Plan 65M-4288, (Subdivision File 19T-03015), be approved;
- b) That Brookgreene Crescent, within the limits of Plan 65M-4288, (Subdivision File 19T-03015), be assumed as public highway;
- c) That the assumption of the external municipal services within the existing Brookside Road road allowance associated with Subdivision File 19T-03015, be approved;
- d) That reserve Block 29, Plan 65M-3264 be established as public highway to become part of Brookgreene Crescent.

Carried Unanimously

11.15 SRPRS.17.199 - Request for Approval - Zoning By-law Amendment - 1730917 Ontario Inc. - 11384 Yonge Street - File Number D02-16020 (Related File D06-16058)

Moved by: Regional and Local Councillor Spatafora

a) That the Zoning By-law Amendment application submitted by 1730917 Ontario Inc. for lands known as Block 21, Registered Plan 65M-3146 (municipal address: 11384 Yonge Street) File Number D02-16020 (Related File Number D06-16058), be approved subject to the following:

- i) That Council approve the draft Zoning By-law as set out in Appendix 'B' to staff report SRPRS.17.199 and that said by-law be brought forward to a regular meeting of Council for consideration and enactment.

Carried Unanimously

11.16 SRPRS.17.166 - Release Existing Municipal Servicing Easement at 10830 Bayview Avenue (Garden Commercial Property Corp.) - File Number D06-10051

Moved by: Regional and Local Councillor Hogg

That the existing Municipal storm servicing easement, Instrument No. YR1749928, described as Part 1 on Plan 65R-33169 be released.

Carried Unanimously

11.17 SRPRS.17.177 - Smart Commute Governance and Funding Source Update

Moved by: Regional and Local Councillor Spatafora

a) That staff report SRPRS.17.177 regarding Smart Commute governance and funding source update be received;

b) That the 2018 funding of \$50,000 for Smart Commute Markham Richmond Hill from Town-wide Engineering Development Charges be approved;

c) That \$50,000 be included annually in the Development Engineering and Transportation Division's 10-year Capital Budget beyond 2018, funded from Town-wide Engineering Development Charges.

Carried Unanimously

11.18 Proclamation - National Day of Remembrance and Action to End Violence against Women - December 6, 2017

Moved by: Regional and Local Councillor Spatafora

That December 6, 2017 be proclaimed National Day of Remembrance and Action to End Violence against Women in the Town of Richmond Hill.

Carried Unanimously

11.19 Correspondence from David Silverman, 53 Anchusa Drive, dated December 4, 2017, relating to the Member Motion submitted by Councillor Beros regarding the Petition to allow homeowners to park on their property - (refer to Item 12.2)

Moved by: Regional and Local Councillor Spatafora

That the correspondence from David Silverman, 53 Anchusa Drive, dated December 4, 2017, relating to the Member Motion submitted by Councillor Beros regarding the Petition to allow homeowners to park on their property, be received.

Carried Unanimously

12. Other Business

12.1 Councillor Liu - Cannabis Legalization and Regulation in Richmond Hill

This Member Motion was withdrawn by Councillor Liu.

12.2 Councillor Beros - Petition to allow homeowners to park on their property

Moved by: Councillor Beros

Whereas area residents are receiving warning letters from the Town of Richmond Hill's By-Law Division.

Whereas residents are parking in additional parking spots that they have created by extending their driveways and taking away from their landscape.

Whereas the Town of Richmond Hill has a By-Law which restricts residents from parking on the street overnight or parking on the street for over three consecutive hours.

Whereas the Town of Richmond Hill has a By-Law which states "A minimum of 45% of the area of a front yard shall be used for no other purpose than landscaping".

Whereas residents are finding it hard to find parking when they own two to three vehicles and have a single car garage and a sidewalk.

And Whereas approximately 180 residents signed a petition requesting the By-Law be changed to allow homeowners to park on their property.

Therefore Be It Resolved that staff report back with proposed wording to change the By-Law to allow residents to park on more of their landscaped area on their property, thereby allowing two cars to park side by side.

Motion to Defer:

Moved by: Councillor West

That consideration of the Motion by Councillor Beros, Petition to allow homeowners to park on their property, be deferred until a Council meeting following completion of the Residential Parking Study.

Motion to Defer Carried

13. Emergency/Time Sensitive Matters

There were no emergency/time sensitive matters.

14. Closed Session

There were no closed session items.

15. Adjournment

Moved by: Regional and Local Councillor Spatafora

That the meeting be adjourned

The meeting was adjourned at 6:50 p.m.

Carried Unanimously