

MINUTES of a Public Meeting of the Council of the Township of North Frontenac, held Thursday, January 17, 2008, at the Snow Road Community Hall, 14073 Road 509, Snow Road, Ontario, held under Section 34 of the Planning Act:

Opportunity for Public input into Applications for Amendment to Zoning By-law #15-04
[Under the Municipal Act, any meeting at which a majority of Council Members are present shall be deemed a council meeting.]

PRESENT FROM COUNCIL: Mayor Ron Maguire; Councillor Fred Perry – Ward 1; Councillor Lonnie Watkins and Councillor Wayne Cole – Ward 2; Deputy Mayor Jim Beam and Councillor Bob Olmstead – Ward 3.

ABSENT FROM COUNCIL WITH REGRETS: Councillor Wayne Good - Ward 1.

PRESENT FROM STAFF: Cheryl Robson, CAO; Brenda Defosse, Clerk/Planning Coordinator; Steve Riddell, Director of Emergency Services/Fire Chief and Corey Klatt, REDPC.

PRESENT FROM THE COMMUNITY: DA and Carolyn Ferguson; Harriett Riddell; Delmar Sargeant and David Sappleton.

PUBLIC MEETING OPEN

The Mayor declared the Public Meeting open at 9:30 a.m.

DISCLOSURES OF PECUNIARY INTEREST – None declared.

MAYOR'S OPENING REMARKS

Re: Application for Amendment to Zoning By-law #15-04

The Mayor explained the purpose of this meeting was to allow public input into the Zoning By-law Amendment Application from Dorothy and Brant Bergstrom for their property on Kashwakamak Lake, to re-zone the subject lands from a Tourist Commercial Zone (TC) to a Tourist Commercial Exception Zone (TC-X7) to recognize existing setbacks from the shoreline of Kashwakamak Lake. The re-zoning is a condition of consent.

The Mayor advised, as required by the Planning Act, if an oral presentation is not made today, or if written comments are not submitted prior to the By-law being adopted, there will be no entitlement to appeal the decision of the Council of the Township of North Frontenac to the Ontario Municipal Board.

PLANNER'S REPORT

David Sappleton, of Tunnock Consulting, read aloud the report from the Township Planner, Glenn Tunnock (copy attached).

CLERK/PLANNING COORDINATOR'S REPORT

The Clerk/Planning Coordinator was called upon to report any written correspondence or inquiries that had been received regarding this application, to which she advised of

one verbal inquiry in response to the circulation of this Zoning By-law Amendment Application from an abutting land owner, Mr. Atanasof. He also verbally objected to the Provisional Consent Decision granted for the severance, citing the access to this property is over his property. The Clerk advised that he had been circulated with a copy of the Notice of Decision of the severance via e-mail, to which he responded he had not received the Notice, and thus was not able to submit his objection in the provided appeal period.

The Clerk stated she had obtained advice from the Municipal solicitor who advised that the Planning Act does not presently recognize "e-mail" as a means of circulation of the Notice of Decision, and thus the Notice of Decision was re-circulated on January 8, 2008 providing the required 20 day appeal period, expiring January 28, 2008, meaning the Severance Appeal opportunity is still available.

The private road in question has been traveled by the Public for over 50 years.

The Re-zoning Application is as stated earlier, to recognize existing uses that will conform to the Official Plan and to permit a minimum front yard for uses other than residential where frontage is on a lake of 1.41m. Such rezoning will not have an impact on the Severance Application even if the Severance Decision is appealed.

COUNCIL INPUT

Perry questioned the ability to re-build these shoreline buildings. Sappleton explained the ability to re-build in the same footprint, (i.e. if destroyed by an act of God) as long as it does not encroach closer to the shoreline.

The Mayor asked for any objections from Council, of which there were none.

PUBLIC INPUT

The Mayor asked for any objections from the Public, of which there were none.

BY-LAWS FOR AMENDMENTS

Moved by Councillor Olmstead, seconded by Councillor Watkins #01-08

THAT Council receives for information the Zoning By-law Amendment information for Bergstrom and will consider a By-law later in the meeting.

Carried

PUBLIC MEETING CLOSED

The Mayor declared the Public Meeting closed.

Mayor

Clerk