

MINUTES of a Public Meeting of the Council of the Township of North Frontenac, held Thursday, March 11, 2010, at the Clar/Mill Fire Hall Upstairs Meeting Room, 6648 Road 506, Plevna, Ontario, held under Sections 17, 22 and 34 of the Planning Act:

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

PRESENT FROM STAFF: Cheryl Robson, CAO/Treasurer; Brenda Defosse, Clerk/Planning Coordinator and John Ibey, Public Works Manager (PWM).

PRESENT FROM THE COMMUNITY: Glenn Tunnock of Tunnock Consulting, Planner for the Township of North Frontenac; Martin Whyte and Ken Gorham.

ABSENT WITH REGRETS: Councillor Lonnie Watkins

PUBLIC MEETING OPEN

The Mayor declared the Public Meeting open.

DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

None declared

MAYOR'S OPENING REMARKS

Application for Amendment to Zoning By-law #15-04 - Whyte - To rezone the subject lands from Rural (R) Zone to Rural Exception 2 (R-X2).

The Mayor introduced Glenn Tunnock of Tunnock Consulting.

The Mayor explained the purpose of this part of the meeting is to allow the public an opportunity to provide input into the Application to Amend the Zoning By-law #15-04 of the Township of North Frontenac. The exception zone will modify the definition of a kennel. By doing so the kennel may operate, but does not have to be registered with the Canadian Kennel Club. The kennel is an existing kennel and is located at 6450 South Lavant Road.

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

Glenn Tunnock, of Tunnock Consulting, read the Planning Report, of which the recommendation of the Planner was that, based on the review of the application and the policies and requirements of the Official Plan and Zoning By-law, the lands be rezoned to Rural Exception 2 (R-X2) Zone. (See Planning report attached.)

COUNCIL INPUT

The Mayor thanked Tunnock and asked for any comments or input from Council.

Perry asked if there was a restriction on the number of dogs allowed.

Tunnock advised there is not, as the number and status should be in the Animal Control By-law versus the Zoning By-law is for land use. It was noted that the Clerk is working on amending the Animal Control By-law.

Beam noted page 4 of Tunnock's Planning Report advised registration with CKC is of little planning merit. This should be considered during the Zoning By-law review. A commercial operation should be registered with the Canadian Kennel Club (CKC). Tunnock advised the objective this year is to update the Zoning By-law to conform with the Official Plan. The Canadian Kennel Club has protocols as an organization.

Good asked if the Township's By-law Enforcement Officer inspected this property. The Clerk advised yes and the Society for the Prevention of Cruelty to Animals (SPCA) completed an inspection and it was acceptable to them.

Maguire asked if these dogs were purebreds and if not for commercial purposes, were they all pets? Do future kennels need to be purebreds and have CKC registration? Tunnock stated he would not recommend this when the Township reviews the Zoning By-law.

Maguire asked Whyte why so many dogs if it is not a business.

Whyte advised this is a breeding kennel for "teacup" sized dogs and they are for sale. The owners take most of the dogs off the property and transfer them to the new owners, so it is not a retail outlet and not a lot of traffic. This makes no difference for land use purposes and is still an issue of land use per Tunnock. (i.e. Not a lot of traffic versus a retail business.)

Perry stated "But it is commercial and the SPCA should control it on a regular basis." Tunnock explained the size of the property is large, there is lots of room and the land use is compatible. Perry mentioned this could be a "puppy mill".

Maguire voiced concerns of a "puppy mill". How does it get to that point? Is the quality of kennel care a municipal role? Would a caveat be required re: inspections?

Tunnock responded not from a zoning perspective (i.e. Zoning/Site Plan does not control kennels as the Zoning By-law is for land use) but it could be via the Animal Control By-law which needs to be updated.

Whyte explained how regular inspections are not even completed on farms because some people may not take care of them, unless there is a complaint. If the Township is considering inspections of a kennel on a regular basis, you may be infringing on peoples' rights. The SPCA should be doing the inspections and it is controlled by them.

Ken Gorham, the Breeder, explained the *Canadian Veterinarians Act* sets guidelines for kennels and the SPCA follows the Act (not CKC) and Veterinarians have the knowledge.

The Clerk will look into this Act when drafting the amended Animal Control By-law.

PUBLIC INPUT

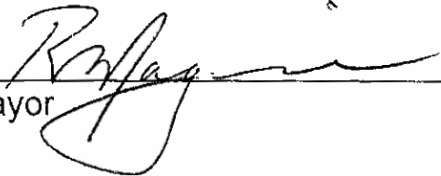
The Mayor asked for any comments or input from the Public.

Whyte noted no other municipality requires a Canadian Kennel Club (CKC) registration in their Dog Control By-laws. The Society for Prevention of Cruelty to Animals (SPCA) has inspected the property, as well as the Township of North Frontenac's By-law Enforcement Officer. Whyte advised the SPCA and the Veterinarians control the care and the Clerk has a letter from the Vet on file. This Zoning By-law Amendment proposes to remove the requirement for CKC registration and if I had waited one year for the new Zoning By-law I would not even need this Zoning By-law Amendment. Other municipalities in the area do not ask for CKC registration. North Frontenac's By-law is very limited and specific.

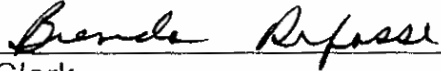
Tunnock explained he completed a review for Stone Mills Township lately and standards vary throughout Ontario (i.e. some municipalities have issues and increase distance separations, etc. and minimum lot area may be larger as well). Noise may be another issue for adjacent landowners. There is no set number but it should be reasonable.

The Mayor advised a By-law for this amendment will be deferred to the Regular Meeting of Council which is to follow immediately.

The Mayor declared the Public Meeting closed.



Mayor



Clerk