

PLANNING AND PUBLIC WORKS COMMITTEE

REPORT 16-2006

Minutes of a meeting of the Planning and Public Works Committee held in Council Chambers, Regional Municipal Building, Thorold, Ontario, on Wednesday, November 1, 2006 commencing at 1:10 p.m.

ATTENDANCE

Committee: Councillors Rigby, Co-Chair; Smeaton, Co-Chair; Regional Chair Partington, Angelone, Baty, Brock, Casselman, Goulbourne, Harry, Hodgson, Leavens, Marshall, Redekop, Timms, Trombetta, Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Cambray, Commissioner, Planning & Development Department; Neville, Commissioner, Public Works Department; Farley, Director of Planning Services; Brcic, Director, Water & Wastewater Services; Cousins, Director, Transportation Services; Friesen, Director, Waste Management Services; Ms. Gilroy, Regional Clerk; Ms. Staines, Legislative Assistant.

Staff (Part Time): Mr. Colosimo, Senior Planner; Ms. Emeneau, Planner; Messrs. Gummo, Senior Policy Coordination Planner; Kyne, Director, Legal Services; Lockyer, Treasurer/Director, Financial Management & Planning; Ms. Ray, Legal Counsel; Messrs. Robson, Director, Community Integration; Semple, Senior Planner, Policy Plan Amendments; Weaver, Manager, Special Initiatives

Guests: Messrs. W. Amadio, J. Ariens, G. Barkwell, T. Rankin, T. Richardson

There being a lack of ordinary quorum at the meeting, the Committee Chair determined that the ordinary quorum for the meeting be reduced to eleven, pursuant to Part 15, Section 15.8.2 of the Procedural By-law 120-2005.

PRESENTATIONS

508. Wind Energy Project

Moved by Councillor Harry
Seconded by Councillor Zimmerman

That the presentation on the Wind Energy Project be heard first on the agenda.

Carried.

Ian Neville, Commissioner of Public Works, began his presentation with an overview on energy and pending changes, noting the Region's annual cost for electricity and natural gas of \$12.5 million, not including fuel costs. He noted that under Bill 21, the Energy Conservation Responsibility Act (2006), the province can require public agencies to prepare an annual energy conservation plan and can prescribe energy conservation targets. Mr. Neville outlined the Region's five-point plan. Mr. Neville pointed to the Council Business Plan on Green Energy and Sustainable Use of Resources. He outlined other successful public/private partnerships including the Glenridge Gas Utilization project and the Port Weller Digester Gas project. Mr. Neville provided background information regarding the Niagara Wind Energy Public Private Partnership with Rankin Construction from 2002 to the present. He noted that the first bid failed to be taken up by the Province in the initial allocation in 2004.

The Commissioner outlined the changes since the 2004 Bid as follows:

- Province's new approach will use Renewable Energy Standard Offer Contract at 11 cents per kilowatt hour for projects under 10 Megawatts.
- New Business Plan has been prepared.
- Region has completed due diligence review of current project and related business plan.

The project benefits (direct and indirect):

- Return on investment can be used to offset existing energy costs;
- Reduction of 5,000 tonnes per year of greenhouse gases;
- Potential for further economic opportunities in Niagara and associated job creation;
- Potential for development of a Niagara Centre for Sustainable Energy;
- Region by example will be seen as a national leader in promoting use of renewable wind energy.

Mr. Bergsma highlighted the Renewable Energy Standard Offer Contract:

- Provincial commitment to provide 2,700 megawatts of renewable energy by 2010;
- Ontario Power Authority to pay 11 cents per kilowatt hour for renewable energy;
- Maximum project size is 10 megawatts;
- Contracts will be for 20 years (financial analysis has been done on that basis);
- Proposals to be accepted after November 10th. Mr. Bergsma commented that this is an informal date that everyone has been working towards but the date has not been confirmed.

Mr. Bergsma apprised Committee of the due diligence process of the Business Plan, which included the hiring of an expert in wind energy and a review of the

technical and financial assumptions. It was concluded that the rate of return for this project is expected to be good.

Next Steps:

- Joint proposal to be submitted to the Ontario Power authority;
- Include funding provision in 2007 capital budget;
- Establish a corporate entity for Wind Energy Niagara.

Mr. Rankin, President of Rankin Construction Inc., noted that the application for the right to connect to the Hydro Grid is required shortly, probably by November 10th. Mr. Rankin advised that an environmental study has been completed and outlined the due diligence process that his company undertook, commenting that he believes they can build the five windmills economically. Mr. Rankin pointed out that his firm is planning to use equipment supplied by Enercon, a German company, because of the high quality of the equipment. Mr. Rankin noted his company's experience with wind energy projects in Ripley and Kincardine. Benefits to the Region are numerous and include good returns expected on the investment, demonstrating the Region's concern with the environment, and the Region will, by example, be a leader among municipalities across Canada in promoting the use of a renewable source of energy. This project alone will reduce greenhouse gases by 5000 tonnes per year. He noted that it is unfortunate that the equipment needs to be imported when it could be manufactured here in Canada.

Concern was expressed about committing a future Council to support the Wind Energy project. It was pointed out that discussions about the project have been ongoing for four years during the term of this Council, and this Council should commit to the project during this term. It was commented that this is a very positive project financially and environmentally. Concern was expressed about whether the project fell under the mandate of the Region, when it could be carried on by others. Mr. Rankin was applauded for bringing the project to this point and it was suggested that government needs to be prepared to put forward an investment to benefit all in terms of renewable energy and greenhouse gases. It goes beyond the dollars and speaks to livable communities and smart growth, building communities and building lives. This project is outside of the Region's mandate, but achieves something for the environment and brings financial return to the citizens of Niagara.

A motion was put forward and approved at the Corporate Services Committee at its meeting today and was presented to this Committee.

Moved by Councillor Timms
Seconded by Councillor Harry

That Report CSD 143-2006 (PWA 189-2006) November 1, 2006, respecting A Matter Concerning the Security of the Municipality's Property, be received and the recommendations contained therein be adopted ***in principle, as amended, that a provision be made in the 2007 Capital Budget for the funding of Niagara's equity shared in this initiative, subject to a full review of the financing for this project at the Committee of the Whole council meeting on November 9, 2006.***

Carried.

509. Municipal Scorecard

Mr. George Barkwell, G. D. Barkwell & Associates Inc., is a consultant to the Heavy Construction Association (HCARN) respecting the "Municipal Scorecard" project. Mr. Barkwell noted he has been working in partnership with both the municipal and regional levels of government in a study that began in February 2000. Mr. Barkwell reviewed the history of the Original Study which looked at The Case for Increased Infrastructure within the Niagara Region and the "Scorecard Reports" issued to date. Mr. Barkwell noted that the cost to replace failing infrastructure is far greater than the cost to maintain, and increased infrastructure investment is a valuable economic development tool for the Region. The scorecard studies actual vs. budgeted spending on infrastructure for roads, water and wastewater, rolling averages (3 and 5 year), per capita expenditures and the Asset Replacement Index for Water and Wastewater. The study concluded that spending has increased under each heading. The complete report is available on the HCARN website (www.hcarn.com) and was released to the media in August of 2006. The study is ongoing and another report is scheduled for December of 2006. Mr. Barkwell commended both municipal and Regional councils for moving forward with infrastructure investment.

Moved by Councillor Bentley
Seconded by Councillor Trombetta

That the oral report by Mr. Barkwell be received.

Carried.

510. Final Recommendations Report
Regional Policy Plan Amendment 5-2006
And Grimsby Official Plan Amendment No. 35
Urban Area Expansion
Town of Grimsby
DPD 113-2006

Mr. John Ariens appeared on behalf of a property owner affected by the Grimsby Urban Boundary Expansion (DPD 113-2006). He noted the shortage of residential and employment lands in the Town of Grimsby, and the relatively small portion of lands affected by this Amendment.

Moved by Councillor Bentley
Seconded by Councillor Trombetta

That Report DPD 113-2006, November 1, 2006, respecting the Final Recommendations Report, Regional Policy Plan Amendment 5-2006, and Grimsby Official Plan Amendment No. 35, Urban Area Expansion, Town of Grimsby, be received;

That Regional Policy Plan Amendment 5-2005 to permit an expansion to the Urban Area in the Town of Grimsby be approved;

That a By-law be prepared for adoption of Regional Policy Plan Amendment 5-2005 by Council;

That Amendment No. 35 to the Town of Grimsby Official Plan be approved;

That Notice of Council's decision regarding Regional Policy Plan Amendment 5-2005 and Amendment No. 35 to the Town of Grimsby Official Plan be given in accordance with *Planning Act* requirements; and

That a copy of this report be forwarded to the Town of Grimsby and the applicant.

Carried.

511. Road Widening and St. Patrick's Church, Victoria Avenue, Niagara Falls

Mr. William Amadio addressed the road widening on Victoria Avenue between Huron Street and Maple Street in Niagara Falls (DPD 114-2006, PD 54-2006). Mr. Amadio noted that St. Patrick's Church is a historical site in the City, and the road widening affects St. Patrick Church, Hall and School. Mr. Amadio requested that this portion of the City of Niagara Falls Official Plan Amendment No. 64 be deferred until discussions can be held with the Diocese of St. Catharines and the Niagara Catholic District School Board. Mr. Cambrey indicated he had no objection to the request for deferral of this portion of the Official Plan Amendment.

Moved by Councillor Angelone
Seconded by Regional Chair Partington

That the road widening on Victoria Avenue between Huron and First Avenue in Niagara Falls under City of Niagara Falls Official Plan Amendment No. 64 be deferred until discussions can be held with the Diocese of St. Catharines and the Niagara Catholic District School Board.

Carried.

512. Awards Announcements

Mr. Friesen, Director of Waste Management Services, announced that Waste Management Services are the recipients of two of Recycling Council of Ontario's Waste Minimization Awards this year. The Silver Municipal Award is a result of the commitment and dedication of our team on behalf of the municipality, and The Platinum Award is an honour for this year's Smart Gardening initiative. Mr. Friesen particularly acknowledged the work of Shari Tait, Program Manager, on the Smart Gardening program. Regional Niagara was also one of four finalists for the Canadian Urban Institute's Brownie Awards for work on the Glenridge Quarry Naturalization site, showing excellence in design, implementation and care for our community.

Mr. Brcic, Director of Water & Wastewater Services, announced that the Wastewater Section has won the Award of Merit for Infrastructure for the Niagara Biosolids Facility given by the Canadian Council for Public-Private Partnerships. This Thorold facility undertaken with Niagara Biosolids Corporation consortium provides Niagara with a long term, sustainable alternative processing of biosolids including benefits to the Niagara agricultural community. This award acknowledges the excellent efforts by staff on behalf of the Niagara community in developing innovative and sustainable solutions to the critically important area of wastewater treatment and biosolids disposal.

513. Final Recommendation Report
Official Plan Amendment 66
Willoughby Land Use Policies
City of Niagara Falls
DPD 115-2006

Mr. Tom Richardson represents the Niagara Parks Commission related to the Official Plan Amendment 66 (DPD 115-2006, PD 55-2006) which affects the Niagara Parks Commission "Legends" golf course. Mr. Richardson noted that the Niagara Parks Commission has appealed Regional Policy Plan Amendment No. 170 and now request that City of Niagara Falls Official Plan Amendment 66 be deferred for a period of one month. Mr. Richardson referred to a letter from Drew Semple, Senior Planner dated October 27, 2006 (PD 55-2006, Page 3) where Mr. Semple advised that the Planning and Development Department has requested legal counsel to clarify the relevance and applicability of the provisions within the Planning Act to the development decisions of the Niagara Parks Commission. The Region has also asked the Ministry of Municipal Affairs and Housing to provide some clarification. The Niagara Parks Commission is concerned about their ability to provide accommodation for golfers on their property, as they have issued a call for proposals. Mr. Richardson requested a deferral of the report to allow sufficient time to work with staff to achieve a mutually agreeable policy for inclusion in OP 66 and resolve the appeal for Regional Policy Plan Amendment 170.

Moved by Councillor Leavens
Seconded by Councillor Trombetta

That discussion on Report DPD 115-2006 be brought forward.

Carried.

Concern was expressed that allowing accommodations to be built on the Niagara Parks Commission land would allow direct competition with the private sector tourist industry in Niagara Falls. Providing accommodations would be a diversion of course for the Commission and directly affect private operators. Concern was also expressed about the effect on other developers by delaying the decision on this Amendment. It was commented that providing accommodations would be a breach of trust between the Parks Commission and private operators.

It was noted that the Commission is partnering with the private sector on other developments, such as the marina operation in Fort Erie, and providing accommodations could be another area where the Commission would partner with a private operator.

Moved by Councillor Marshall
Seconded by Councillor Trombetta

That Report DPD 115-2006, November 1, 2006, respecting the Final Recommendation Report, Official Plan Amendment 66, Willoughby Land Use Policies, City of Niagara Falls, be deferred to staff for further report; and

That Correspondence PD 55-2006, a letter for the Niagara Parks Commission on Requested Inclusion of a Policy in Niagara Falls Official Plan Amendment 66 (Willoughby Land Use Policies) and Preliminary Staff Response, be received and referred to staff for report.

Carried.

Councillor Smeaton asked to be recorded as opposed to the deferral.

OPERATIONS (STATUS REPORTS)

514. Background Information Report
Regional Policy Plan Amendment 4-2006
Urban Area Boundary Modifications
Town of Fort Erie
DPD 111-2006

Moved by Councillor Trombetta
Seconded by Councillor Angelone

That Report DPD 111-2006, November 1, 2006, respecting the Background Information Report, Regional Policy Plan Amendment 4-2006, Urban Area Boundary Modifications, Town of Fort Erie, be received for information.

Carried.

515. Transfer of 0.3 metre Reserve to
Her Majesty the Queen (Minister of Transportation, Ontario)
Reconstruction of the QEW at Martindale Road
City of St. Catharines
PWA 182-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 182-2006, November 1, 2006, respecting the Transfer of 0.3 metre Reserve to Her Majesty the Queen (Minister of Transportation, Ontario), Reconstruction of the QEW at Martindale Road, City of St. Catharines, be received;

That the 0.3 metre reserve associated with Regional Road No. 38 (Martindale Road) in St. Catharines and described as Parts 5 and 6 on Plan 30R-10396 be declared surplus and conveyed to Her Majesty the Queen represented by the Minister of Transportation for the Province of Ontario for \$1.00; and

That the Regional Chair and Regional Clerk be authorized to execute the necessary documents.

Carried.

516. Policy for Road Traffic Noise Control
PWA 183-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 183-2006, November 1, 2006, respecting the Policy for Road Traffic Noise Control, be received; and

That the attached policy addressing Road Traffic Noise Control on Regional Roads be approved and adopted.

Carried.

517. Tender Award for Contract RN 06-30
Douglastown Sanitary Forcemain Replacement
Town of Fort Erie
Project: ZSW0115/SW0519

PWA 184-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 184-2006, November 1, 2006, respecting Tender Award for Contract RN 06-30, Douglastown Sanitary Forcemain Replacement, Town of Fort Erie, Project: ZSW0115/SW0519, be received;

That Contract RN 06-30 for the Douglastown Sanitary Forcemain Replacement in the Town of Fort Erie, be awarded to V. Gibbons Contracting at their bid price of \$798,867.05;

That a contingency amount of \$80,000.00 be provided for this project;

That the Regional Clerk be directed to ensure that the appropriate by-laws are prepared for submission to Regional Council authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara; and

That the cost associated with this project be charged against Project ZSW0115/SW0519.

Carried.

518. Stopping Prohibitions
Regional Road 102 (Stanley Ave.)
City of Niagara Falls
PWA 185-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 185-2006, November 1, 2006, respecting Stopping Prohibitions, Regional Road 102 (Stanley Ave.), City of Niagara Falls, be received;

That stopping be prohibited on both sides of Regional Road 102 (Stanley Ave.) between Peer Lane and Main Street; and

That the Regional Clerk be requested to ensure that the necessary By-law amendment is presented to Regional Council on November 9, 2006.

Carried.

519. On-Street Disabled Person Parking
Regional Road 3 (Main Street West)
City of Port Colborne
PWA 186-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 186-2006, November 1, 2006, respecting On-Street Disabled Person Parking, Regional Road 3 (Main Street West), City of Port Colborne, be received;

That one of the current on-street parking spaces on the south side of Regional Road 3 (Main Street West) in the City of Port Colborne, in front of #270 The Home Building Centre, be designated for disabled person parking;

That the current on-street parking space on the north side of Regional Road 3 (Main Street West) in the City of Port Colborne, in front of #247 Niagara Insurance Brokers, be designated for disabled person parking; and

That the Regional Clerk be requested to ensure that the necessary by-law amendment is presented to Regional Council on November 9, 2006.

Carried.

520. Report of the Inquiry Officer – Hearing of Necessity for Proposed Expropriation of Certain Lands at 315 Glendale Avenue, St. Catharines
PWA 187-2006

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 187-2006, November 1, 2006, respecting the Report of the Inquiry Officer – Hearing of Necessity for Proposed Expropriation of Certain Lands at 315 Glendale Avenue, St. Catharines, be received;

That Regional Council receive and consider the October 11, 2006 Report of the Inquiry Officer, Gillian M. Burton (copy attached), arising from a September 26, 2006 Hearing of Necessity pursuant to the *Expropriations Act*, R.S.O. 1990, c.E.26;

That Regional Council approve the expropriation of certain lands located at 315 Glendale Avenue, more particularly described as Part of Lot 11, Registered Plan 562, St. Catharines, and designated as part 1 on Reference Plan 30R-11672;

That Report PWA 187-2006 dated November 1, 2006 constitute the written reasons for Regional Council's decision;

That Report PWA 187-2006 dated November 1, 2006 be served on all the parties to the Hearing of Necessity and on the Inquiry Officer; and

That Niagara Region staff be directed to complete the steps required to secure possession of the lands to be expropriated and that the Regional Chair and Regional Clerk be authorized to execute the necessary documents.

Carried.

521. Tender Award for Contract RN 06-31
For the Lagoon Aeration System Upgrade
At the Niagara-on-the-Lake Wastewater Treatment Plant
In the Town of Niagara-on-the-Lake
Project: ZSW0301/SW0633
PWA 188-2006 (CSD 141-2006)

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 188-2006 (CSD 141-2006), November 1, 2006, respecting the Tender Award for Contract RN 06-31, For the Lagoon Aeration System Upgrade At the Niagara-on-the-Lake Wastewater Treatment Plant, In the Town of Niagara-on-the-Lake, Project: ZSW0301/SW0633, be received;

That approval be given to initiate Long Term Financing (1 – 10 years) in the amount of \$200,000.00 for Project ZSW0301 Emergency Equipment Replacement at Wastewater Facilities from the Approved 2005 Capital Budget for Project SW0633 Lagoon Aeration System Upgrade;

That approval be given to transfer Wastewater Capital Reserve financing in the amount of \$570,000.00 from Project ZSW9305/SW0126 Smithville Forcemain and Trunk Sewer to Project ZSW0301/SW0633 Lagoon Aeration System Upgrade;

That Contract RN 06-31 for the Lagoon Aeration System Upgrade at the Niagara-on-the-Lake Wastewater Treatment plant (WWT) in the Town of Niagara-on-the-Lake be awarded to Infrastructure Development and Management (iDM) at their bid price of \$659,617.00;

That a contingency amount of \$51,000.00 be provided for this project;

That Hydromantis Inc. be appointed for additional engineering services for an amount of \$23,580.00;

That the Regional Clerk be directed to ensure that the appropriate by-laws are prepared for submission to Regional Council authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara; and

That the cost associated with this project be charged against Project ZSW0301/SW0633 NOTL Lagoon Aeration System Upgrade.

Carried.

(Please note that Report PWA 188-2006 (CSD 141-2006) can be found behind the JNT RPTS Blue Book Tab)

522. Construction Cost Overrun
Fourth Avenue Trunk Watermain
Town of Lincoln and City of St. Catharines
PWA 190-2006

Concern was expressed respecting the unforeseen disruptions to businesses caused by the longer construction period than expected for this project due to inaccurate information from a utility company. It was suggested that discussions with the utility include compensation to the businesses affected based on the merit of their claims.

Moved by Councillor Hodgson
Seconded by Councillor Leavens

That Report PWA 190-2006, November 1, 2006, respecting the Construction Cost Overrun, Fourth Avenue Trunk Watermain, Town of Lincoln and City of St. Catharines, be received; and

That approval be given to increase the construction costs in the amount of \$1,300,000.00 for Project ZCE0405/CW0414, Fourth Avenue Trunk Watermain from Vansickle Road to Nineteenth Street.

Carried.

523. Niagara Specialized Transit
Recommended Fare Structures for
Trips to the City of Hamilton
PWA 191-2006

It was noted that a new formula for rates to the City of Hamilton was reviewed at the Transportation Strategy Steering Committee meeting October 31st, resulting in the rates shown in Report 191-2006.

Moved by Councillor Leavens
Seconded by Councillor Angelone

That Report PWA 191-2006, November 1, 2006, respecting Niagara Specialized Transit Recommended Fare Structures for Trips to the City of Hamilton, be received;

That the attached Fare Structure, Appendix "A", for trips from the 12 municipalities within the Niagara Region to the City of Hamilton be approved;

That staff be authorized to adjust the fares in Appendix "A" as per the escalation clause in the approved Transit Service Agreement (Article 3:02);

That staff report back on the rationale of this fare schedule based on six months experience; and that should no changes be needed;

That the attached Fare Structure, Appendix "A", be in place during the full term of the Transit Service Agreement.

Carried.

524. Ecological and Environmental Advisory Committee
September 28, 2006

Moved by Councillor Baty
Seconded by Councillor Timms

That the minutes of the Ecological and Environmental Advisory Committee meeting held September 28, 2006, be received and the recommendations contained therein be approved.

Carried.

525. Smarter Niagara Steering Committee
October 4, 2006

Moved by Councillor Baty
Seconded by Councillor Timms

That the minutes of the Smarter Niagara Steering Committee meeting held October 4, 2006, be received and the recommendations contained therein be approved.

Carried.

526. Tree and Forest Conservation By-Law Advisory Committee
October 5, 2006

Councillor Trombetta noted that at a meeting in her municipality on October 24th discussions took place regarding the gypsy moth control issue referred to on Page 2 of the Tree and Forest Conservation By-Law Advisory Committee meeting minutes. Councillor Trombetta expressed her appreciation for the assistance of Mr. Cambray and Mr. Goldsworthy of the Planning and Development Department respecting the gypsy moth control issue, and noted her support for the recommendation to allocate funds to a gypsy moth control program, and suggested her municipality would also be reviewing funding for such a program.

In response to a question concerning Certified Tree Markers, staff confirmed that specific provisions were made to “grandfather” current tree markers for one year to enable them to take the necessary course to become certified.

Moved by Councillor Baty
Seconded by Councillor Timms

That the minutes of the Tree and Forest Conservation By-Law Advisory Committee meeting held October 5, 2006, be received and the recommendations contained therein be approved.

Carried.

(Refer to staff directions)

527. Transportation Strategy Steering Committee
October 31, 2006

Moved by Councillor Baty
Seconded by Councillor Timms

That the minutes of the Transportation Strategy Steering Committee meeting held October 31, 2006, be received and the recommendations contained therein be approved.

Carried.

528. Planning Review Committee Meeting
November 1, 2006

Regional and municipal Planning staffs were commended for the success of the Planning Review Committee and the progress reviewing the planning process and the Growth Management Study. It was noted that the Planning Review Committee, at a meeting which immediately preceded the Planning & Public Works Committee meeting, approved the following two recommendations.

Moved by Councillor Baty
Seconded by Councillor Timms

That the "Growth Management Strategy – Community Consultation" be endorsed for implementation; and

That the Niagara Growth Management Strategy Request for Proposals dated October 26, 2006, be approved for release.

Carried.

**PLANNING AND PRIORITIES
(STRATEGIC PLANNING/POLICY)**

529. Further Status Report
Regional Policy Plan Amendment 4-2005
OMB Pre-hearing Conference
Reeb Quarry Application
Township of Wainfleet
DPD 112-2006

Moved by Councillor Trombetta
Seconded by Councillor Casselman

That Report DPD 112-2006, November 1, 2006, respecting the Further Status Report, Regional Policy Plan Amendment 4-2005, OMB Pre-hearing Conference, Reeb Quarry Application, Township of Wainfleet, be received;

That staff continue to participate in the OMB pre-hearing conference scheduled for November 30, 2006; and

That staff prepare a final recommendation report for Council's consideration regarding the Reeb Quarry Amendment application prior to the commencement of the full OMB Hearing.

Carried.

530. Official Plan Amendments 64 & 65
General Modifications and Updates, Including New
Environmental Quality and Community Improvement Policies
Niagara Falls Official Plan
DPD 114-2006

Moved by Councillor Angelone
Seconded by Councillor Timms

That Report DPD 114-2006, November 1, 2006, respecting Official Plan Amendments 64 & 65, General Modifications and Updates, Including New Environmental Quality and Community Improvement Policies, Niagara Falls Official Plan, be received ***as amended***;

That Official Plan Amendments 64 and 65 to the City of Niagara Falls Official Plan be approved with the modifications and deferrals identified in this report;

That the road widening on Victoria Avenue between Huron Street and Maple Street in Niagara Falls under City of Niagara Falls Official Plan Amendment No. 64 be deferred until discussions can be held with the Diocese of St. Catharines and the Niagara Catholic District School Board;

That all parties be notified of Regional Council's decision on this application in accordance with Provincial Regulations;

That staff issue a declaration that Council's decision to approve the above amendments is final if no appeals are lodged within twenty (20) days of giving notice of Council's decision; and

That a copy of this report be forwarded for information purposes to the City of Niagara Falls and all commenting agencies, departments and individuals who requested copies of the final report.

Carried.

531. Smart Growth Funding
DPD 116-2006

Moved by Regional Chair Partington
Seconded by Councillor Marshall

That Report DPD 116-2006, November 1, 2006, respecting Smart Growth Funding, be received; and

That the requests for funding from NEDC in the amount of \$10,000 for the Action Niagara workshop, and in the amount of \$40,000 for the Smarter Niagara Website, to be drawn from the Smarter Niagara program account, be approved.

Carried.

INFORMATION

532. Moved by Councillor Casselman
Seconded by Councillor Baty

That the following items be received for information:

DPD 117-2006, November 1, 2006, respecting Consent Summary From September 25, 2006 to October 11, 2006;

DPD 118-2006, November 1, 2006, respecting N.E.C. Development Permit Decisions From July 1, 2006 to September 30, 2006;

PWP 77-2006, November 1, 2006, respecting Project Activity Report, Transportation Services Division;

PWP 78-2006, November 1, 2006, respecting Anticipated Construction Overrun, Contract RN 06-05, Rehabilitation of Main Street Bridge, (Structure No. 027220), Phase One Over the Old Welland Canal in the City of Welland;

Minutes of the Waste Management Planning Steering Committee meeting of Tuesday, October 10, 2006; and

Minutes of the Inter-Municipal Specialized Transit Advisory Committee meeting of Monday, October 2, 2006.

Carried.

CORRESPONDENCE

533. Moved by Councillor Angelone
Seconded by Councillor Hodgson

That the following Correspondence items be received for information:

PWC 36-2006, a letter from Donna Cansfield, Minister, Ministry of Transportation dated September 26, 2006, respecting meeting with Chairman Partington, Chief Administrative Officer Mr. Trojan, and local Mayors;

PWC 37-2006, Notice of Completion – Class EA, Reconstruction of Regional Road 87 (Lakeshore Road) Between Lakeport Road and Niagara Street, City of St. Catharines;

PWC 38-2006, Notice of Public Information Centre, Class Environmental Assessment Study, O'Reilly's Bridge (Structure No. 627205);

PWC 39-2006, Notice of Public Information Centre, Class Environmental Assessment, Regional Road 101 (Mountain Road/Portage Road), From Regional Road 70 (Taylor Road) To Regional Road 102 (Stanley Avenue); and

That PWC 40-2006, a Resolution from the City of Welland respecting the Leadership in Energy and Environmental Design (LEED) Certification program be received and referred to staff.

Carried.

- Moved by Councillor Angelone
Seconded by Councillor Hodgson

That Correspondence Item PD 54-2006, a letter from William A. Amadio on Road Widening and St. Patrick's Church, Victoria Avenue, Niagara Falls (See DPD 114-2006), be received.

Carried.

OTHER BUSINESS

534. Expression of Appreciation

Councillor Baty expressed appreciation for the assistance of Catherine Habermehl and the Waste Management Services staff in assisting with the disposal of books. The University Women's Club was very happy with the service.

535. Inter-Municipal Specialized Transit Service

Councillor Rigby announced the kick-off of the commencement of the Inter-Municipal Specialized Transit Service next Monday, November 6, at 2:00 p.m. There will be a brief ceremony at the front door of Regional Headquarters.

CLOSED SESSION

536. Moved by Councillor Trombetta
Seconded by Councillor Timms

That this Committee do now meet in Closed Session for the purpose of receiving information of a confidential nature relating to property matters.

Carried.

537. A Matter Concerning the Security of the Municipality's Property
PWA 189-2006 (CSD 143-2006) CONFIDENTIAL

Moved by Councillor Angelone
Seconded by Councillor Trombetta

That Confidential Report PWA 189-2006 (CSD 143-2006), November 1, 2006, respecting A Matter Concerning the Security of the Municipality's Property, be received.

Carried.

538. Oral Report from Solicitor
Concerning the Municipality's Properties

Moved by Councillor Angelone
Seconded by Councillor Trombetta

That the report of the Solicitor concerning two Municipal Properties be received.

Carried.

539. Moved by Councillor Marshall
Seconded by Councillor Baty

That this Committee do now rise with report.

Carried.

STAFF DIRECTIONS

Planning Staff was requested to:

- Provide further information on tree markers (See Minute Item 526)

ADJOURNMENT

The Committee adjourned at 4:05 p.m., to meet again in Committee of the Whole on Thursday, November 23, 2003 in Council Chambers, Regional Headquarters.

Tim Rigby
Co-Chair

Bill Smeaton
Co-Chair

Betty Staines
Legislative Assistant

Pam Gilroy
Regional Clerk