

Lincoln Chambers

February Sth, 1979

The Council of the Town of Lincoln met in regular session on February Sth, 1979, at 7:30 p.m., in the Lincoln Chambers. All members of Council were present and the meeting was chaired by Her Worship Mayor Gladys M.Huffman. Staff members present were: M.Duc(Clerk) and J.Makey (Treasurer).

ADOPTION OF MINUTES

Moved by Ald.J.Fretz, Seconded by Ald.S.Leistner

THAT the minutes of Council's meetings of January 15th and 22nd, be adopted as circulated by the Clerk.

CARRIED

REPORTS

RECREATION & PARKS COMMITTEE

The Council Rave consideration to the reports of the Recreation - & Parks Committee, being the minutes of meetings held on January 16th and 23rd.

Mr. A.Clark and other representatives of the Beamsville Lawn Bowling Club appeared before the Council on the subject of the Recreation & Parks Comittee's rejection of an application for a grant payable in 1979. Mr. Clark outlined the program conducted by the Beamsville Lawn Bowling Club and requested that the Council consider its application to the Town for a grant of \$300.00.

Moved by Ald.F.Thompson, Seconded by Ald.S.Leistner

THAT the request by the Beamsville Lawn Bowling Club of \$300.00 be granted.

NAYS: Aldermen: Culp and Stone CARRIED

Moved by Ald.B.Culp, Seconded by Ald.J.Hildreth

THAT the report of the Recreation & Parks Committee, being the minutes of its meetings of January 16th and 23rd, be adopted as circulated by the Committee Secretary, and as amended.

CARRIED

PLANNING BOARD

The Council considered the report of the Planning Board, being the minutes of its meeting of January 22nd.

Moved by Ald.R.Konkle, Seconded by Ald.S.Leistner

THAT the Planning Board report, being the minutes of its meeting of January 22nd, be adopted as circulated by the Board Secretary.

CARRIED

FINANCE & ADMINISTRATION - COMMITTEE

The Council considered the reports of the Finance & Administration Committee, being the minutes of its meetings of January 24th and 30th.

The Council adjourned into an "in-camera" meeting for the purpose of discussing that part of the recommendations of the Finance & Administration Committee dealing with employees' salaries and wages and on conclusion of its discussions reconvened to open Council.

Moved by Ald.J.Fretz, Seconded by Ald.J.Riediger

THAT the motion by Alderman Culp and Mayor Huffman be rescinded and replaced by the following:

Any recommendations made by the Superintendent of Public Works on the Public Works staff reorganization be approved by the Public Works Committee.

CARRIED

Moved by Ald.W.Stone, Seconded by Ald.J.Riediger

THAT the report of the Finance & Administration Committee, being the minutes of its meeting of January 24th, be adopted as circulated by the Committee Secretary, and as amended; and that the minutes of January 30th, be adopted as read by Chairman Stone. CARRIED PUBLIC WORKS COMMITTEE

The Council considered the report of the Public Works Committee, being the minutes of its meeting of January 25th.

Moved by Ald.J.Riediger, Seconded by Ald.J.Fretz

THAT the report of the Public Works Committee, being the minutes of its meeting of January 25th, be adopted as circulated by the Committee Secretary.

CARRIED

SUNDRY REPORTS

The Council reviewed the reports of the Chief Building Official - for the year 1978 and the By-law Enforcement Officer for the period of October 1st to December 31st, 1978.

Moved by Ald.F.Thompson, Seconded by J.Riediger

THAT the report of the Chief Building Official for the year 1978, be adopted as circulated by the Clerk.

CARRIED

Moved by Ald.W.Stone, Seconded by Ald.J.Hildreth

THAT the report of the By-law Enforcement Officer for the period from October 1st to December 31st, 1978, be adopted as circulated by the Clerk.

CARRIED

Alderman W.Stone reported on the subject of his attendance at a meeting of the Regional Niagara Tourist Council on January 31st, 1979. In the course of his report, he recommended that the Regional Municipality of Niagara should increase its financial support of the Niagara Mid-Western Ontario Travel Association in view of the services rendered by this Association to the Niagara area.

Moved by Ald.W.Stone, Seconded by Ald.F.Thompson

THAT Council request the Clerk to send a letter to the Region requesting that they review the recommendation before them regarding their support to the Niagara Mid-Western Ontario Travel Association with a view to upwardly revising their grant, as we feel our Region to be most rewarded by their efforts yet our per capita grant as recommended is the lowest, being 2C per capita whereas all other areas are contributing 4~ per capita save one who has pledged 3C per capita.

CARRIED

Alderman S.Leistner reported on his attendance at a recent meeting of the Co-ordinating Committee responsible for organizing the activities to be held in celebration of the 100th Anniversary of the Welland Canal. Mr. Leistner commented also on the subject of the year 1979 being the 100th Anniversary of the original incorporation of Beamsville. He explained to the Council that there existed the possibility that Wintario support might be available towards the organization of programs and events in celebration of this anniversary.

BY-LAWS

SITE PLAN AGREEMENT WITH SCHEFFEL

Moved by Ald.F.Thompson, Seconded by Ald.J.Fretz

THAT leave be given to introduce "A By-law to authorize execution of a Site Plan Agreement with Scheffel."

CARRIED

Moved by Ald.J.Hildreth, Seconded by Ald.B.Culp

THAT the By-law read a first time and being "A By-law to authorize the execution of a Site Plan Agreement with Scheffel," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the same, any rule of this Council to the contrary notwithstanding.

CARRIED * AGREEMENT WITH WILLIAMI GROVES LIMITED, RE: STAGE 2 OF TILE VINELAND/JOKDAN SEWER PROJECT ,

Moved by Ald.J.Fretz, Seconded by Ald.S.Leistner

That leave be given to introduce "A By-law to authorize execution of an agreement with William Groves Limited, concerning Stage 2 of the Vineland/Jordan sewer project. ,

CARRIED

Moved by Ald.J.Hildreth, Seconded by Ald.J.Riediger

THAT the By-law read a first time and being "A By-law to authorize execution of an agreement with William Groves Limited, concerning Stage 2 of the Vineland/Jordan sewer project," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the same, any rule of this Council to the contrary notwithstanding.

CARRIED

ZONING OF BRYK PROPERTY

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THAT leave be given to introduce "A By-law to repeal the provisions of By-law No. 78-85, the Comprehensive Zoning By-law for the Corporation of the Town of Lincoln as these apply to a designated parcel of land within the Town of Lincoln." (Bryk).

Moved by Ald.J.Hildreth, Seconded by Ald.B.Culp

THAT the By-law read a first time and being "A By-law to repeal the provisions of By-law No. 78-85, the Comprehensive Zoning By-law for the Corporation of the Town of Lincoln as these apply to a designated parcel of land within the Town of Lincoln," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the same, any rule of this Council to the contrary notwithstanding. (Bryk).

CARRIED

Moved by Ald.J.Riediger, Seconded by Ald.W.Stone

THAT leave be given to introduce "A By-law establishing the zoning and regulating the use of designated lands within the Town of Lincoln and regulating the location, character and use of buildings and structures thereon." (Bryk).

CARRIED

Moved by Ald.R.Konkle, Seconded by Ald.F.Thompson

THAT the By-law read a first time and being "A By-law establishing the zoning and regulating the use of designated lands within the Town of Lincoln and regulating the location, character and use of buildings and structures thereon," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the same, any rule of this Council to the contrary notwithstanding.

CARRIED

CORRESPONDENCE

1. Grimsby Lincoln Big Brothers Association, requesting that the Mayor and Members of Council participate in the "Bor-1 for Millions" event

being organized by the Association from February 10th to 17th. The Mayor and several members of Council indicated that they would participate in this event.

2. Secretary, Group Committee, 1st Beamsville Boy Scouts, requesting 4b that the Council proclaim the week of February 18th as Scout Week in the Town of Lincoln.

Moved by Ald.J.Riediger, Seconded by Ald.F.Thompson

THAT the week of February 18th, 1979, be proclaimed as Scout Week in the Town of Lincoln.

CARRIED

3. H.D.Lindsay, thanking the Council for the retirement dinner which was held in his honour recently. R & F.

SUNDRY BUSINESS

REGIONAL LAND DEDICATION POLICY

The Council discussed the subject of the Regional Land dedication policy which is presently under review. A letter written by the Town on May 19th, 1978, expressing objections to the Region's policy was read to the Council.

Moved by Ald.R.Konkle, Seconded by Ald.S.Leistner

THAT a letter similar to the letter of Kay 19th, 1978, (copy attached) regarding land dedication be sent to the Regional Municipality of Niagara Planning & Public Works Departments. That a strong opposition to land dedication in a blanket policy format be put forth.

CARRIED

Moved by Ald.W.Stone, Seconded by Ald.J.Riediger

THAT this Council do now adjourn to convene again on February 19th, 1979, or at the call of the Mayor.

CARRIED Lincoln Chambers

February 5th, 1979

Minutes of a meeting of the Committee of the Whole held in the Lincoln Chambers on Monday, February 5th, 1979, at 10:00 p.m. All of the Aldermen were present and the meeting was chaired by Her Worship Mayor Gladys M.Huffman. Staff members present were: M.Duc(Clerk), J.Makey (Treasurer) and J.Hodgkins(Public Works Superintendent).

PROPOSED CONSTRUCTION OF IdATERYAIN FROM DECEW

TO SERVICE VINELAND/JORDAN AREA

The Committee entered into discussion on the subject of the long-standing proposal to negotiate an agreement with the Regional Municipality of Niagara, whereby a watermain would be constructed from DeCew Falls to service the Vineland/Jordan area of the Town of Lincoln. The Committee reviewed the history of the negotiations which had occurred with the Region on this subject in the past and the information which had prompted the decision that the DeCew watermain represented the only reasonable solution to the area's long-term needs.

Moved by Ald.J.Fretz, Seconded by Ald.J.Riediger

THAT the Committee of the Whole recommend that the concept of an additional water supply by a line from DeCew be accepted. The final route and method of financing to be worked out at a later date.

CARRIED

BY-LAW ENFORCEMENT OFFICER

The Committee discussed the procedures which should be followed by the By-law Enforcement Officer in the course of laying charges under Town By-laws and more specifically on the subject of the discretion which should be given to the By-law Enforcement Officer in engaging legal services for the prosecution of charges.

Moved by Ald.J.Hildreth, Seconded by Ald.F.Thompson

THAT the By-law Enforcement Officer be informed that he is to report to the Council, re: any infractions of By-laws at the point where he feels any legal action is required. No legal action is to be undertaken without authorization by the Council.

CARRIED

ADJOURNMENT

Moved by Ald.J.Riediger, Seconded by Ald.F.Thompson

THAT this Committee of the Whole do now adjourn to meet again at the call of the Chairman.

CARRIED

- CHAIRMAN SECRETARY February 6, 1979

Lincoln Chambers

Minutes of a meeting of the Recreation & Parks Committee in the Lincoln Chambers at 7:30 p.m. on February 6, 1979. Present were: B. Culp (Chairman), G. Huffman(Mayor), 3. Hildreth, F. Thompson, 3. Fretz and J. Ripley. Staff members present: M. Duc(Clerk) and J. Makey(Treasurer).

DELEGATIONS

LIBBY DAVY

Vineland Community Park Committee

Mrs. Libby Davy appeared before the Committee on behalf of the Vineland Community Park Committee. She reviewed the proposal submitted to the Town on previous occasions concerning the development of a community park and playground on the Vineland School property. The project involves a total expenditure of \$16,075 and the work is to be phased over two years. The phase of the work to be done in 1979 is estimated to cost \$10,260 and the balance of the work to be undertaken in 1980 will cost \$5,815. The project may qualify for Wintario grants since preliminary applications were submitted in 1978 and should qualify for grants under The Community Recreation Centres Act.

Mrs. Davy commented on the need for a playground-park area in Vineland and requested that the Town assume responsibility for payment of one-quarter of the project costs. The proposal was discussed at length and the following motion presented.

Moved by J. Ripley, Seconded by Ald. J. Hildreth

THAT this Committee receive the proposal as presented by the Vineland Community Park/Playground Committee and recommend to Council that it support the project with financial backing contingent upon:

- a) the sponsoring group presenting the Town with the group's share of financing;
- b) the proposal being costed to firm up the quoted figures;
- c) the total commitment by the Town will not exceed \$2000 for 1979 and \$1500 for 1980 and will not be paid until the approval of the Wintario and Community Centre grants are

forthcoming from the Provincial Government;

d) the sponsoring group assuming the cost of financing.

CARRIED

ARENA OPERATIONS

A staff memorandum recommended that the skate shop operations in the arenas, which involve the sharpening of skates and the sale of small supplies, be closed.

Moved by Ald. J. Hildreth, Seconded by Ald. F. Thompson

THAT the Committee recommend to Council that the sale of hockey sticks and laces, etc, by the arena staff be terminated and that the opportunity for the sale of these items be offered to the Minor Hockey organizations.

The subject of the skate sharpening service to be left to the staff(Mr. Duc) in hopes that some persons or organizations would take this over as the Committee recognizes the usefulness of this service.

CARRIED

TENNIS PROGRAMME

The Committee discussed the advisability of organizing a summer tennis programme in the community in cooperation with the Niagara Tennis World. Mr. Doug Tallman and Mr. Ron Mason of Niagara Tennis World were present and answered various questions concerning the programme operated in 1978. After lengthy discussion the Committee concluded that the programme had been well received in the previous year and appeared to satisfy a community need.

Moved by Ald. J. Fretz, Seconded by Mayor G. Huffman

THAT this Committee recommend to Council the payment of \$3000 to Tennis World for a summer programme for 4 courts, 7 hours a day, 6 days a2 79-02-06 (~ec. & Parks Com.)
Page 2.

week, 8:30 to 12:30 and 3 p.m. to 6. The company to provide instruction and necessary advertising. The programme to run June, July, Aug, 1979.

CARRIED

1979 BUDGET

The Committee reviewed the preliminary 1979 Recreation and Parks Committee Budget prepared by the Treasurer. Various amendments were made to the preliminary proposal.

Moved by J. Ripley, Seconded by Ald. F. Thompson

Moved that this Committee recommend to Council the acceptance of the Recreation Budget with the adjustment to \$9000 from \$6050 for the summer playground programme.

AYES: Ald. Thompson, Hildreth, & J. Ripley

NAYS: Ald. Fretz, Culp & Mayor Huffman

LOST - e

Moved by Mayor G. Huffman, Seconded by Ald. J. Hildreth

THAT the Recreation & Parks Budget as amended be presented to the Finance Committee for approval and recommendation on the overall Town Budget for 1979.

NAY: J. Ripley

CARRIED

ADJOURNMENT

Moved by Ald. J. Fretz, Seconded by Ald. F. Thompson

THAT this Committee do now adjourn to meet again on February 20th or at the call of the Chairman.

CARRIED

SECRETARY CHAIRMAN February 8, 1979

Lincoln Chambers

Minutes of a meeting of the Public Works Committee in the Lincoln

Chambers at 4:30 p.m. on February 8, 1979. Committee members present were:

J. Kiediger(Chairman), J. Fretz, C. Huffman(Mayor), J. Hildreth, and S. Leistner.

Staff members present were: M. Duc(Clerk) and J. Hodgkins(Public Works Superintendent).

DELEGATIONS

BRIAN SHELDRIK

Re: T. Durham Severance Application

Mr. Brian Sheldrick appeared before the Committee concerning a proposal of T. Durham to sever a retirement lot in Part of Lot 23, Concession B.F.,

of the former Township of Clinton. The lot being created does not have the required frontage on a public road and the approval of the severance is conditional to the owner extending Durham Road a sufficient distance to provide sufficient frontage to create conformity with the by-law. Mr. Sheldrick inquired into the Committee's requirements with respect to this matter.

In the course of discussions, Alderman 3. Hildreth stated that she had interest in property in the specific area which would be serviced by the road extension and, therefore, would exclude herself from any discussions on this subject.

Moved by Ald. S. Leistner, Seconded by Mayor G. Huffman

THAT on the subject of the Durham lot severance, the road allowance between Lots 22 and 23 is to be opened and constructed a sufficient distance northerly to establish 100' road frontage for the lot being created. The road is to be constructed at the expense of the owner and according to specifications to be set by the Public Works Superintendent.

CARRIED

ACCOUNTS

Moved by Ald. J. Fretz, Seconded by Ald. S. Leistner

THAT the General Accounts in the amount of \$81,739.27 be approved for payment.

CARRIED

Moved by Ald. S. Leistner, Seconded by Ald. J. Fretz

THAT this Committee recommend to Council that we pay Voucher No. 2-1 in the amount of \$16,935.61.

CARRIED

1979 ROADS CONSTRUCTION & MAINTENANCE BUDGET

The Committee entered into discussion on the subject of the proposed 1979 Budget for roads maintenance and construction. The preliminary proposal submitted to the Committee provided for expenditures of \$1,033,500 compared to a budget of \$1,055,500 in 1978. The gross budget is eligible for a maximum normal subsidy of \$433,000 from the Ministry of Transportation & Communications. The proposal represents a slight decrease in the net amount to be financed by the Town compared to 1978.

The budget proposal was discussed at length and resulted in a reduction of \$10,000 relating to proposed improvements at the Road depot.

On conclusion of discussions the following resolution was presented and acted upon.

Moved by Mayor G. Huffman, Seconded by Ald. J. Fretz

THAT the Roads Construction and Maintenance Budget in the gross amount of \$1,023,500 for the year 1979 be approved by this Committee and referred to the Finance & Administration Committee.

The Budget includes \$85,000 for the construction and culverts on Bethesda and Cherry Avenue and the Committee reserves the right to reallocate this amount to other projects should this be considered advisable. - - Under Overhead the maintenance of building and yards be reduced to

\$35,000. Public Works Com. (79-02-08) Page 2.

REPORTS

DON FARRELL DRAINAGE PROBLEM, FROST ROAD

The Superintendent reported to the Committee concerning the request made by Mr. Don Farrell at the Committee's meeting of January 10, 1979, with respect to the drainage problem being experienced on his property located on Frost Road. The report explained that the cost was in the range of \$4000 to \$5000 to undertake the works requested by Mr. Farrell.

Moved by Ald. S. Leistner, Seconded by Ald. J. Hildreth

THAT Mr. Don Farrell be advised that the Committee regrets that it cannot undertake the works he recently requested on Frost Road in the area of his property since the project is essentially a benefit to private property and not for the areas road system.

THAT Mr. Farrell be acquainted with the recourse available to him under The Drainage Act.

CARRIED

DRYDRAINAGE WORKS, JORDAN PARK

The Superintendent reported further to the Committee on the necessity of undertaking drainage improvements in the Jordan Park and suggested

that the deficiencies previously brought to the attention. of the Committee can be corrected by construction of an open ditch at a cost of \$600.

Moved by Ald. S. Leistner, Seconded by Ald. J. Hildreth

Re: Jordan Park

THAT this Committee recommend to Council that we improve the drainage problem by use of an open ditch at a cost of \$600 as estimated by the Public Works Superintendent on February 1st, 1979.

CARRIED

CEMETERY CHARGES

Alderman J. Fretz submitted a memorandum to the Committee recommending that the schedule of charges relating to the sale of lots and services in the Mount Osborne Cemetery be increased with the intention of more closely recovering operating costs. A copy of the Report and the proposed Schedule of charges is appended to these minutes.

Moved by Ald. J. Fretz, Seconded by Mayor G. Huffman

THAT this Committee recommend to Council that a recommendation on cemetery charges as presented be adopted and implemented in 1979.

CARRIED

PROPERTY ACQUISITION,

EAST LINCOLN SEWAGE WORKS AREA AND BEAMSVILLE DRAIN PROPOSAL

The Committee held "in camera" discussions in order to consider a report made by the Public Works Superintendent concerning progress made with respect to those land acquisitions required to accommodate the Beamsville Drain project and the sewer project in the East Lincoln Sewage Works Area.

Moved by Ald. J. Fretz, Seconded by Ald. J. Hildreth

THAT in the event satisfactory arrangements are not made by February 16th for the acquisition of lands required for purposes of the Beamsville Drain project that expropriation proceedings be initiated on each of the properties required. CARRIED

SUNDRY BUSINESS -

Information with respect to revised duties of arena employees, 1979

Works Department codes, and minutes of a meeting with K.B.L. Investments was distributed to the Committee members.

The Superintendent expressed to the Committee members the appreciation of Public Works Department personnel for the increase in wages and the revised benefit package recently approved by the Council.

Moved by Mayor G. Huffman, Seconded by Ald. J. Hildreth

THAT this Committee do now adjourn and agree to meet again on February 22, 1979 or at the call of the Chairman

CARRIED

SECRETARY CHAIRMAN TO: Chairman and Members of the Public Works Committee: - -

RE: CEMETERY FEE SCHEDULE

It is being recommended that the Committee review the present rate schedules under Town by-laws related to Cemeteries under Municipal jurisdiction.

From my investigations of this subject I am of the opinion that our present rate structure does not adequately meet the rather high costs being experienced by the Town, particularly as these relate to interment fees.

Town staff have determined rates which are being charged in Grimsby, Niagara-on-the-Lake and at the Vineland Cemetery and the attached chart indicates these.

We note, however, that the Town of Grimsby and the Vineland Cemetery are presently reviewing these rate structures and will likely be upgrading these shortly to reflect the higher costs being experienced.

The Town's present rates are shown on the attached chart and the figures shown in brackets (1) alongside these are the fees which I am proposing the Committee consider for implementation in Lincoln. The proposed increases would bring the revenues more in line with the costs which are presently being experienced.

Based on the number of lot sales and interments for 1978 it would seem that rate increases along this line would generate in the neighbourhood of an additional \$4,000. We are presently experiencing a deficit of more than \$4,000. per year for interments judging from information which I have been able to gather from Town staff, however details of these book entries could change these figures somewhat. At this point these figures are general in nature but certainly indicate a need for a review of this situation with a view to eliminating the rather large deficit by means of rate increases and whatever

other methods which might be required.

I respectfully submit these comments for the consideration of the Committee with the hope that a Resolution might be put forth to authorize procedures to correct the situation outlined above.

Jim Fretz

Alderman

Town of Lincoln CEB1,ETCRY INFORFIA'i'IO>I Prepared by Clerk's Dept. \ " -- 5:.

(Under Review) (Under ?evie.v)

\$120.00 (175. \$100.00 (under re.

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Infant,Cremation irths -\$10.00

(same as resident) - 2 grave 320.00 (350.

Stillbirth -\$10.0

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-after 4:30 p.m.

-Holidays, Satur no extra for Satu day or Elolidays.

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wooden pine shel

Lowering Device Not supplied by

(Price of liner

\$10.00 per surfe flat markers square foot.

mum of \$30.) Lincoln Chambers

February 12th, 1979

Minutes of a meeting of the Town of Lincoln Planning Board held in the Lincoln Chambers on Monday, February 12th, 1979, at 7:30 p.m. The meeting was chaired by Alderman R.Konkle with all members of the Board being present. Officials present were: J.Podres (Chief Building Official), .J.-uEford (Deputy-Clerk) and F.Reiss (Town Planner).

DELEGATIONS

J.KIRKWOOD AND J.DICKIE, RE: PHILBRICK'S FARM AND GARDEN SUPPLY, VINELAND

Town staff reviewed a report which outlined the proposed extension to the existing building on the north side of Regional Road 881 in Vineland. It was indicated that a site plan agreement would be required to be entered into as per the requirements of By-law No. 78-85 of the Town. The site plan submitted by the applicants provided for all the requirements of the By-law except the minimum requirement for a buffer, landscaping strip of 3 metres between the parking areas and the neighbouring residential areas.

Mr. Kirkwood agreed that such a planting strip could be accommodated and that he would be willing to enter into a site plan agreement regarding this matter.

Moved by Ald.J.Fretz, Seconded by Ald.J.Riediger

THAT this Board recommend to Council the approval of the application of Mr. J.Kirkwood for the extension of an existing Farm and Garden Equipment use, subject to the applicant planting a satisfactory hedgerow along the property lines abutting existing residential uses.

CARRIED

FRANK TIMMEWS, RE: PROPOSED RESIDENTIAL LOTS, LINCOLN AVENLIE SOUTH, BEAMSVILLE

Mr. Frank Timermans appeared before the Planning Board in order to request that two sewage allotments be granted to this proposed development of four single family lots,plus a Senior Citizens home. It was pointed out by Town staff that the Senior Citizens home did not require sewage allotments by the Ministry of the Environment and that two of the single family lots not require allotments either. Mr. Timmermans indicated that he had been under the impression that services were available along the frontage of his property and that only recently was he informed that the sanitary sewer would have to extended from his property boundary across the frontage of the four lots and the Senior Citizens building. Since the Town had requested the installation of tile beds for the lots which did not have sewage allotments, Mr. Timermans felt that it was an unnecessary burden to also request the extension of the sanitary sewer across the frontage of these lots.

Moved by Ald.J.Hildreth, Seconded by Ald.F.Thompson

THAT the Planning Board grant the request of Mr. Timmermans for

additional sewage allotments to the total of two as required by the Ministry - of the Environment.

CARRIED

MR. J.KLASSEN, RE: BUILDING PERMIT
FOR DWELLING AT 23RD AND 2ND STREETS, VINLIAPiD

Mr. Klassen appeared before the Board to discuss the Board's decision at the previous meeting to not enter into a site plan agreement with him to permit a single family residence to be constructed on his property. Mr. Klassen requested that the Board review a letter he had submitted by his Solicitor. Town staff read this letter which outlined Mr. Klassen's request and indicated that the Solicitor had been instructed by Mr. Klassen to apply mandamus proceedings to obtain such a permit. Mr. Klassen was informed of the former resolution of the previous Council which indicated that the dwelling would be required to be connected to the existing septic system and not as Mr. Klassen had suggested to await the connection to the sanitary sewer which is to be installed in the near future.

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT this Board thank Mr. Klassen for his presentation, but at this time we feel we cannot agree to his request. CARRIED MR. D.VERMEULEN, RE: CONVERSION OF TUFFORD ROAD SCHOOL

Mr. Vermeulen appeared before the Board to request that he be able to use approximately 1,500 square feet of the total school area as a residence for his family. Town staff indicated that the By-law requirement indicated that only a "required residence" would be permitted in such an institutional use and it was the opinion of staff that the request of Mr. Vermeulen did not constitute such a "required" use. Town staff, however, indicated that an amendment to By-law No. 78-85 would allow such a use.

Moved by Ald.W.Stone, Seconded by Ald.J.Riediger

THAT Planning Board recommend to Council to amend Zoning By-law No. 78-85 with regard to Mr. & Mrs. D.Vermeulcn's property to allow an accessory residence within the existing structure on their property.

CARRIED

REPORTS

REPORT ON TOWNHOUSES IN THE TOWN OF LINCOLN --

Town staff reviewed with the Board a report submitted at a previous meeting regarding townhouse provisions of the Housing Policy Statement of the Town. Reviewed in conjunction with the staff report was a report submitted by Alderman S.Leistner. The Board discussed at length the advisability of continuing to approve townhouses in future plans of subdivision and the value and need of townhouses in the provision of housing in the Town of Lincoln..

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THAT this Board recommend to Council that any development with regard to Multiple Family dwellings before this Committee be recommended in all or in part for apartments; and a program be instituted to set up sufficient allotments for apartments.

CARRIED

SITE PLAN AGREEMENT BETWEEN J.PROFIJT,
JORDAN STATION AND THE TOWN

The Board reviewed a site plan agreement which implements the Restricted Area By-law for the Profijt property which would permit an automobile body shop and paint spray operation on the north side of William Street in Jordan Station. The site plan agreement was reviewed at length including the hours of operation which were amended to include operation of the body shop only for six days of the week. Other changes which were made to this proposed agreement included a restriction to store motor vehicles only for less than two months for any one vehicle at the rear of this building.

Moved by Ald.J.Riediger, Seconded by Ald.W.Stone

THAT Planning Board recommend to Council the approval of the site plan agreement between Jacob Profijt and the Corporation of the Town of Lincoln as amended.

CARRIED

APPLICATIONS TO THE REGIONAL LAND DIVISION COMMITTEE=

The following applications were reviewed by the Board.

New Applications:

1. B-62/79, Franz & Helen Watg, Heard on Monday, January 29th, 1979. The

subject is located on the west side of Victoria Avenue, approximately 370 feet south of John Street, being Lots 36 and 37, Registered Plan 1.08 in the Town. owner for agricultural use and to retain 10.3 acres of land with an existing Application was made for consent to convey 5 acres of vacant land to the abutting dwelling for continued residential and agricultural use. It was indicated that Town staff did not object to this application subject to the new lot being created through the addition of the Watzls land being at least 15 acres in size in order that a minor variance would not be required and that the new larger lot would meet the requirements of By-law No. 78-85.

2. - B-427178, James Pharoah and Ron Payne, Heard on Monday, January 29th, 1979, being a revised notice of hearing scheduling a new hearing date, subject parcel being part of Lot 17, Concession 8, former Township of Louth. Application was made for consent to convey 1.81 acres of vacant land for use as a retirement lot and to retain 11.53 acres of land for continued agricultural use. Town staff did not object to this resubmission in view of the fact that the hazardous conditions noted in the previous submission had been reviewed and the information submitted in this application proved that the hazardous conditions were not present.

Decisions:

1. B-62/79, Franz & Helen Watzl, this application for consent to convey 5 acres of land and to retain approximately 10 acres in part of Lots 36 and 37, Registered Plan 108 was granted subject to the parcel which was to be conveyed to the abutting owner to the west being conveyed that the parcels merge and that the total must be not less than 15 acres.

2. B-427178, Pharoah and-, application for consent to convey 1.81 acres of land for retirement purposes and to retain 11 acres was granted subject to the applicant obtaining an amendment to the By-law to permit the rural residential use and the payment of impost and park dedication fund fees.

3. B-61/79, Merle & Margaret Rubel, application for consent to convey 2 acres of land being part of Lot 21, Concession 6, in the former Township of Louth was granted subject to the payment of impost fees and park dedication fund fees.

B-606178, Stanley & Sophie Bryk, application being made for consent to convey 25 acres of land and to retain a retirement lot was granted subject to the payment of impost fees and park fund fees and that the applicant obtain an amendment to the Municipal Zoning By-law.

5. B-20179, Spencer & Bernice Moyer, application being made for consent to convey 80 acres of land in part of Lot 3, Concession 6, in the former Township of Clinton and to retain approximately one acre for retirement lot purposes. This application was granted subject to the payment of impost fees and park dedication fund fees and that the applicant remove a hazard designation from the remnant parcel of land to the satisfaction of the Town and the Niagara Peninsula Conservation Authority.

APPLICATIONS TO THE NIAGARA ESCARPMENT COMMISSION

The following applications were received by the Town and reviewed by the Board.

New Applications:

1. N/A/78/11, J.Voorberg, Part Lot 20, Concession 4, application was made to construct a 368 square metre addition to an existing greenhouse on a 3.2 hectare property. It was noted that Town staff did not object to this application which met all the requirements of the Municipality.

Decisions:

1. N/A/79/11, J.Voorberg, this application as described above to construct an addition to an existing greenhouse was approved.

2. N/A/78/288, Henry Degenkamp, this application to construct a three storey addition to an existing poultry barn was approved subject to the usual conditions relating to landscaping, the property being located in part of Lot 1, Concession 7, former Township of Clinton.

3. Sawatsky, this application to construct two single family dwellings on two three acre parcels of land not yet fully created by the Land Division Committee was refused by the Minister of Housing after agreeing with a Hearing Officer's report. The proposed lots were to be located on 17th Street just north of Shangri-La Valley.

4. N/R/78/190, Barlow, - application to construct a single family dwelling on

less than one acre in part of Lot 19, Concession 5, former Township of Clinton, was approved by the Minister of Housing since the Health Unit had no objections.

APPLICATIONS TO THE COMMITTEE OF ADJUSTMENT

The following applications were reviewed by the Board.

1. James Heida, 13th Street Louth, Part Lot 13, Concession 3(Louth). Application was made for approval to variances from setback provisions to permit the construction of an addition to its greenhouse operation. The variance required is a setback of 5 metre (16 feet) instead of the 15 metres (50 foot) requirement.

2. Gary & Joanne Fousert, Part Lot 20, Registered Plan M-2, Town of Lincoln. The applicant under the provisions of the "R2" zone in By-law No. 78-85 was permitted to operate a "Home Occupation" on the premises in a dwelling unit but not in the accessory building on the same lot as is presently being contemplated.

CORRESPONDENCE

1. Correspondence from the Ontario Municipal Board, indicating that By-law No. 78-88 (Isaac) was approved which designates a severed retirement lot as "Rural Residential".

2. Correspondence from the Official Plans Branch, Ministry of Housing, that the West Lincoln Planning Area Official Plan had been approved with modifications.

3. Correspondence from the Ontario Municipal Board, indicating that Restricted Area By-law No. 77-34 (Weatherson) has been approved regarding the regulations for the development of a single family dwelling at the corner of Mountain and Church Streets in Beamsville.

4. Notice from the Ontario Municipal Board that a Hearing date has been set respecting By-law No. 78-49 (Paramount Properties) which zones the lot; which are part of Greenlane Village. The Hearing is set for March 22nd, 1979, at 11:00 a.m., in the Lincoln Chambers.

5. A copy of a letter from the Regional Planning & Development Department, which was addressed to C.E. Bovaird, of Vineriod Engineering indicating that they have received the SteinmanFriesen plan and that notice will be given if this plan can or cannot be circulated as per Regional regulations for Draft Plan approval.

6. Correspondence from W.A. Upshall, indicating that he is in opposition to the Old Orchard Plan of Subdivision since it would affect good farm land. Town staff indicated that Mr. Upshall was referred to the Regional Clerk's Department and Planning Department in order that this objection could be lodged formally.

7. Correspondence from the Ontario Municipal Board, indicating that Lincoln Restricted Area By-law No. 78-95 received approval which designates the zoning and land use on Part Lot 52, Plan 41-A in Jordan Station.

8. Correspondence from G.T. Bain, Director of Local Planning Policy Branch, Ministry of Housing, indicating that the Planning Act Amendment Act Bulletin is being forwarded to give background information to the amendments which received Royal Assent on the 15th of December, 1978. Town staff reviewed some of these amendments with the Board as they affect the Town of Lincoln.

OTHER BUSINESS

1. The Chairman of the Board informed the Board that the Ontario Municipal Board Urban Boundaries Hearings will have to be heard sometime this year and that the Board should keep this in mind regarding the budgeting of funds for these hearings.

2. The Chairman indicated that staff was reviewing Town policy on Zoning By-law Infractions and that action will be taken in the near future.

3. The Chairman discussed with the Board the possibility of a special meeting regarding By-law No. 78-85 as an educational meeting in which the Board could ask specific questions regarding this By-law. The Board indicated its agreement to reviewing this By-law with Town staff at a future date.

It was further indicated that there would be two open house meetings to review By-law No. 78-85 with the general public. These meetings are to be held on March 14th and 15th at 11:00 a.m., to approximately 9:00 p.m. The first meeting is to be held in Jordan Public School and the second meeting is to be held in the Lincoln Council Chambers. ADJOURNMENT

Moved by G.Huffman(Mayor), Seconded by Ald.B.Culp
THAT this Board do now adjourn and reconvene to Council. The Board agrees to meet again on February 26th, 1979, or at the call of the Chairman.

CARRIED

SECRETARY CHAIRMAN Lincoln Chambers
February 12, 1979

Minutes of a special meeting of the Council of the Corporation of the Council of the Town of Lincoln held in the Lincoln Council Chambers immediately following adjournment of the meeting of Planning Board on that date. All members of Council were present and the meeting was chaired by Her Worship Mayor Gladys Huffman. Officials present were: J.A. Tufford (Deputy Clerk), F.D. Reiss (Town Planner) and S. Podres (Chief Building Official).

LOANS UNDER THE TILE DRAINAGE ACT

It was explained that the Province had allocated an additional \$10,000. to the Town under the Tile Loan Program for 1978-1979 to the fiscal year ending March 31st and that By-laws authorizing loans in this amount must be submitted to the Regional Municipality for approval on February 15th, 1979.

Moved by Ald. J. Fretz, Seconded by Ald. S. Leistner
THAT leave be given to introduce a By-law under the Tile Drainage Act to authorize loans in the amount of \$10,000. to John W. and J. William Myers.

CARRIED

Moved by Ald. J. Reidiger, Seconded by Ald. F. Thompson
THAT the By-law read a first time and being a By-law under the Tile Drainage Act to authorize loans in the amount of \$10,000. to John W. and J. William Myers, be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the same, any rule of this Council to the contrary notwithstanding.

CARRIED

ADJOURNMENT

Moved by Ald. J. Riediger, Seconded by Ald. W. Stone
THAT this Special meeting of Council do now adjourn.

CARRIED February 13, 1979

Lincoln Chambers

Minutes of a meeting of the Finance & Administration Committee in the Lincoln Chambers on February 13, 1979 at 7:30 p.m. Present were: W. Stone (Chairman), G. Huffman(Mayor), J. Riediger, B. Culp and R. Konkle. Staff members present were: D. MacNinch(Fire Chief), M. Duc(Clerk), and J. Makey (Treasurer).

1979 BUDGET

FIRE DEPARTMENT BUDGET

The Fire Chief presented the proposed 1979 Fire Department Budget which provided for a net requisition of \$113,138 compared to \$106,100 in 1978. In the course of its review of the Fire Department Budget the Committee suggested that consideration be given to reducing the proposed allocation for reserves for the purpose of equipment from \$13,000 to \$10,000. This suggestion is to be considered at the General Budget meeting.

Moved by Ald. R. Konkle, Seconded by Mayor G. Huffman
THAT the Budget of the Town of Lincoln Fire Department be received and brought forth to the General Budget meeting of March 13, 1979.

CARRIED

The Fire Chief outlined a proposal to purchase a vanservice truck for the purpose of the Beamsville district Fire Station.

Moved by Ald. B. Culp, Seconded by Ald. J. Riediger

THAT this Committee recommend to Council that the purchase of a van/service truck at the price of \$1700 be approved.

Re: Van/service truck for Lincoln Fire Department #1.

CARRIED

RECREATION & PARKS DEPARTMENT BUDGET

The Committee reviewed the proposed 1979 Recreation & Parks Department Budget as submitted by the Recreation & Parks Committee.

Moved by Ald. J. Riediger, Seconded by Ald. B. Culp

THAT this Committee recommend to Council the acceptance of the Recreation & Parks Budget as presented and amended in the area of the Jordan Park drainage.

CARRIED

GENERAL GRANTS BUDGET

The Committee gave consideration to various applications for grants which had been received by the Treasurer.

Moved by Ald. R. Konkle, Seconded by Ald. B. Culp

THAT provision be made for the following grants in the 1979 Budget.

- 1) Royal Canadian Legion(Branch 612) \$ 600.00
 - 2) St. Johns Ambulance(Local Chapter) 200.00
 - 3) Vineland Cubs & Scouts 175 -00
 - 4) Lincoln Agricultural Society 1,000.00
 - 5) Niagara Grape & Wine Festival 500.00
- \$2,475.00

The following applications are rejected; North Niagara Ploughmans Association, the Conservation Club of West Lincoln, St. Catharines Game & Fish Association, and Information Niagara.

CARRIED

CORRESPONDENCE

a) City of Thorold - requesting that the Town support its resolution asking that the Workmen's Compensation Board revise its procedures for the calculation of benefits payable to volunteer firemen.

Moved by Ald. B. Culp, Seconded by Ald. R. Konkle

THAT this Committee recommend to Council that the Town of Lincoln support the changes that are proposed by the City of Thorold. (Re: Workmen's Compensation Finance & Admin. Com. (79-02-13) Page 2, changes for the Fire Department).

FURTHER, THAT this be done in the form of a letter to:

- 1) Chairman of the Workmen's Compensation Board.
- 2) Solicitor General of Ontario
- 3) Local Area M.L.A.s
- 4) Minister of Labour for Ontario

AND THAT a letter of support be sent to the City of Thorold.

CARRIED

b) Association of Municipalities of Ontario - requesting that the Town take out membership in the Association at a cost of \$656.75 for the year 1979. The staff recommended that the Town take out membership in the organization, being of the opinion that the Ontario Municipal Association had now become one of the strongest unions of municipalities in the Province and that various benefits would accrue to the Town by taking out membership.

Moved by Ald. J. Riediger, Seconded by Mayor G. Huffman

THAT this Committee recommend to Council that the Corporation of the Town of Lincoln take out membership in the A.M.O. at a cost of \$656.75

CARRIED

c) C.E. Bovaird - complaining about the use of snowmobiles in the Vinewood Park subdivision.

Moved by Mayor G. Huffman, Seconded by Ald. B. Culp

THAT a letter be directed to the Lincoln Snowmobile Club noting the Town's appreciation for their positive approach to the public in regard to the improper use of snowmobiles by the means of their advertisement in the Post Express. The Town advise the Club that complaints have been received from the Highland Park Survey(Beamsville) and Vinewood Park Subdivision (Vineland) where snowmobiles have gone across residents' lawns. Any help in curtailing future incidents of this type would be appreciated.

CARRIED

d) Town of Hinchinbrooke - requesting that the local Council support its resolution which recommends that Wintario funds be used to finance health care programmes and education within the Province. (R & F)

REPORTS

1978 FIRE DEPARTMENT REPORT

The Fire Chief submitted the Fire Department's Annual Report for the year 1978 and discussed the Report with the Committee.

Moved by Ald. B. Culp, Seconded by Ald. J. Riediger

THAT the Report of the Fire Chief for the year 1978 be accepted as submitted.

CARRIED

DOG LICENSING PROCEDURES

The Clerk submitted a Report to the Committee which provided details on dog licensing revenues in the Town of Lincoln compared to other municipalities in the general area. The report commented on the methods which should be used by the By-law Enforcement Officer in collecting dog licenses during 1979. (R & F)

INVOLVEMENT IN MUNICIPAL ADMINISTRATION - 1979 -

The staff submitted a Report recommending that the Town participate in a provincial programme for the involvement of students in municipal administration. It was suggested that the Town should consider hiring one student who would work during the summer months assisting the Treasurer, Planner, and Clerk in various duties. It is anticipated that such a person would be paid about \$175 per week, \$125 of which would be subsidized by the Province. This matter is to be discussed at the Committee's next meeting and the staff is to submit more specific details on precisely what duties would be assigned to this person. . . . Finance & Admin. Com. (79-02-13) Page 3.

LICENSING OF BUSINESSES

The Committee reviewed a Report submitted by the Deputy Clerk on the subject of licensing of businesses. The Report recommended that the Municipality not expand its involvement in licensing unless there were very strong reasons to support the licensing of a specific business in order to protect the interests of the residents. Of specific concern to the Committee at this point is the advisability of establishing controls on businesses that will be involved in installing sewer connections in the Vineland-Jordan area of the municipality. This subject is to be reviewed with the Public Works Superintendent.

PROVINCIAL ASSOCIATION OF COMMITTEES

OF ADJUSTMENT -

A Memorandum from the Secretary of the Committee of Adjustment requested that the local Committee be allowed to participate in the activities of the Association of Committees of Adjustment.

Moved by Ald. R. Konkle, Seconded by Mayor G. Huffman

THAT the Finance Committee recommend to Council that the membership in the Provincial(Ont.) Association of Committees of Adjustment & Land Division Committee be taken out for the year 1979, a total of 2 memberships for the Chairman and Secretary at a total cost of \$40.

FURTHER, THAT the Secretary(Mrs. an' Tufford) attend the meeting in Toronto on March 9th, registration and usual expenses to apply.

CARRIED

Reports relating to the administration of the Tile Loan programme and the possibility of advertising in Quebec to attract industry to the Lincoln area will be discussed at the next regular meeting of the Committee.

ACCOUNTS

Moved by Ald. J. Riediger, Seconded by Mayor G. Huffman

THAT the General Accounts in the amount of \$79,212.64 be approved for payment.

CARRIED

ADJOURNMENT

Moved by Ald. J. Riediger, Seconded by Ald. B. Culp

THAT this Committee do now adjourn to meet again on February 28, 1979 or at the call of the Chairman.

CARRIED

SECRETARY February 19, 1979

Lincoln Chambers

The Council of the Town of Lincoln met in regular session at 7:30 p.m. on February 19, 1979 in the Lincoln Chambers.

All Members of Council were present and the meeting was chaired by Her Worship Mayor Gladys M. Huffman.

Staff Members present were: M. Duc(Clerk) and J. Makey(Treasurer).

ADOPTION OF MINUTES

Moved by Ald. J. Hildreth, Seconded by Ald. W. Stone

THAT the Minutes of Council's meetings of February 5 and 12, 1979, be adopted as circulated by the Clerk. 0

CARRIED

DELEGATIONS

DELEGATION OF RESIDENTS CONCERNING THE VINELAND COMMUNITY PARK PROPOSAL

Mrs. Emma Schmidt appeared before the Council and submitted a Petition, signed by residents of the Vineland area, expressing objections to the proposal to establish a community park on the Vineland School property on Victoria Avenue. After a brief discussion the Council agreed that the proposal would be referred back to the Recreation & Parks Committee in order to give residents of the area the full opportunity of expressing their views concerning this proposal.

REPORTS

RECREATION & PARKS COMMITTEE

The Council gave consideration to the Report of the Recreation & Parks Committee, being the minutes of its meeting of February 6th.

Moved by Ald. B. Culp, Seconded by Ald. 3. Hildreth

THAT this Council not accept the Vineland community park proposal as shown in the minutes of February 6, 1979.

FURTHER, THAT the Council send the proposal back to the Parks & Recreation Cormoittee meeting of February 20, 1979 so that both sides of this pro - posal may present their ideas to the Committee.

NAYS: Ald. Konkle

CARRIED

Moved by Ald. S. Leistner, Seconded by Ald. B. Culp

THAT the tennis proposal amendment and the motion be deleted and not accepted.

NAYS: Ald. Hildreth, Konkle, Fretz, Riediger

AYES: Ald. Thompson, Culp, Leistner, Stone, & Mayor Huffman

CARRIED

Moved by Ald. J. Fretz, Seconded by Ald. J. Hildreth

MOTION TO AMEND

On the motion re Tennis World tennis programme, that the words be added "The court charges not to exceed \$2.50 per hour."

LOST -

Moved by Ald. B. Culp, Seconded by Ald. J. Hildreth

THAT the Report of the Recreation & Parks Committee, being the minutes of its meeting of February 6, 1979, be adopted as circulated by the Committee Secretary, and as amended.

CARRIED

PUBLIC WORKS COMMITTEE

The Council gave consideration to the Report of the Public Works Committee, being the minutes of its meeting of February 8, 1979.

Moved by Ald. J. Riediger, Seconded by Ald. J. Fretz

THAT the Report of the Public Works Committee, being the minutes of its meeting of February 8, 1979, be adopted as circulated by the Committee Secretary.

CARRIED PLANNING BOARU

The Council gave consideration to the Report of the Planning Board, being the minutes of its meeting of February 12, 1979.

Moved by Ald. R. Konkle, Seconded by Ald. F. Thompson

THAT the Report of the Planning Board, being the minutes of its meeting of February 12, 1979, be adopted as circulated by the Board Secretary.

CARRIED

FINANCE & ADMINISTRATION COMMITTEE

The Council gave consideration to the Report of the Finance & Administration Committee, being the minutes of its meeting of February 13, 1979.

Moved by Ald. W. Stone, Seconded by Ald. R. Konkle

THAT the motion from Finance & Administration meeting of February 13th regarding General Grants Budget be amended to increase the Lincoln Agricultural Society grant to \$1500.

LOST

P

Moved by Ald. W. Stone, Seconded by Ald. J. Riediger

THAT the motion regarding the Recreation & Parks Budget be changed to read

"that the Budget be received as presented," rather than accepted.

CARRIED

Moved by Ald. W. Stone, Seconded by Ald. J. Riediger

THAT the Report of the Finance & Administration Committee, being the minutes of its meeting of February 13, 1979, be adopted as circulated by the Committee Secretary, and as amended.

CARRIED

COMMITTEE OF THE WHOLE

Her Worship Mayor Gladys M. Huffman read the recommendations of the Committee of the Whole resolutions adopted at a special meeting held immediately prior to this Council meeting on the subject of land acquisitions required for the purposes of the Beamsville Drain and the East Lincoln Sewage Works Area project.

Moved by Ald. J. Hildreth, Seconded by Ald. R. Konkle

THAT the Report of the Committee of the Whole, being the minutes of its meeting of February 19, 1979, be adopted as presented by the Mayor.

CARRIED

BY-LAWS

TO AMEND BY-LAW NO. 70-54

Re: Water Service Charges

Moved by Ald. J. Fretz, Seconded by Ald. W. Stone

THAT leave be given to introduce "A By-law to amend By-law Number 70-54 as amended by By-law 71-56 and 74-12."

CARRIED

Moved by Ald. S. Leistner, Seconded by Ald. J. Hildreth

THAT the by-law read a first time and being "A By-law to amend By-law Number 70-54 as amended by By-law 71-56 and 74-12," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding.

CARRIED

TO AMEND BY-LAW NO. 70-21

Concerning Works Department Charges

Moved by Ald. J. Fretz, Seconded by Ald. 3. Hildreth

THAT leave be given to introduce "A By-law to amend By-law No. 70-21, as amended by By-law No. 74-9, being a by-law to prohibit the obstruction of ditches or culverts upon highways and to regulate the installation of entranceway culverts." CARRIED

Moved by Ald. B. Culp, Seconded by Ald. S. Leistner

THAT the by-law read a first time and being "A By-law to amend By-law No. 70-21, as amended by By-law No. 74-9, being a by-law to prohibit the obstruction of ditches or culverts upon highways and to regulate the installation of entranceway culverts," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding. CARRIED

notwithstanding. CARRIED

TO AMEND BY-LAW NO. 78-60

Concerning Speed Limits

Moved by Ald. J. Fretz, Seconded by Ald. J. Riediger

THAT leave be given to introduce "A By-law to amend By-law Number 78-60 which prescribes the rates of speed on certain streets." CARRIED

Moved by Ald. J. Riediger, Seconded by Ald. 5. Hildreth

THAT the by-law read a first time and being "A By-law to amend By-law Number 78-60 which prescribes the rates of speed on certain streets," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding.

CARRIED

AGREEMENT CONCERNING ESTABLISHMENT OF AN ELDERLY PERSONS CENTRE IN THE GRANDSTAND HALL

Moved by Ald. F. Thompson, Seconded by Ald. B. Culp

THAT leave be given to introduce "A By-law to approve an Agreement with the Lincoln Agricultural Society and Community Multi-Cultural Committee."

CARRIED

Moved by Ald. J. Hildreth, Seconded by Ald. W. Stone

THAT the by-law read a first time and being "A By-law to approve an Agreement with the Lincoln Agricultural Society and Community Multi-Cultural Committee," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding.

CARRIED

SITE PLAN AGREEMENT

Re: Expansion of Philbrick Farm & Garden Equipment Ltd.

Moved by Ald. R. Konkle, Seconded by Ald. F. Thompson

THAT leave be given to introduce "A By-law to authorize the execution of a Site Plan Agreement between the Corporation of the Town of Lincoln and Philbrick Farm and Garden Equipment Limited."

CARRIED

Moved by Ald. B. Culp, Seconded by Ald. R. Konkle

THAT the by-law read a first time and being "A By-law to authorize the execution of a Site Plan Agreement between the Corporation of the Town of Lincoln and Philbrick Farm and Garden Equipment Limited," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding.

CARRIED

TO AMEND BY-LAW NO. 78-85

Re: Vermeulen Proposal

Moved by Ald. J. Riediger, Seconded by Ald. W. Stone

THAT leave be given to introduce "A By-law to amend Comprehensive Restricted Area By-law No. 78-85 to permit an exception to the 'Institutional' zone. "

CARRIED

Moved by Ald. J. Hildreth, Seconded by Ald. F. Thompson

THAT the by-law read a first time and being "A By-law to amend Comprehensive Restricted Area By-law No. 78-85 to permit an exception to the 'Institutional' zone," be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding.

CARRIED

APPOINTMENT OF COUNCIL REPRESENTATIVE TO
COMMUNITY MULTI-CULTURAL COMMITTEE

Moved by Ald. S. Leistner, Seconded by Ald. B. Culp

THAT this Council appoint Ald. Jill Hildreth to the Community Multi- Cultural Committee for the year 1979.

CARRIED

CORRESPONDENCE

a) Town of Pelham - requesting that local councils support its resolution suggesting that the Ontario Hydro assume responsibility for the costs of studies

required to be undertaken under Bill 180, pertaining to the feasibility of expanding the areas presently served by local Hydro Commissions and suggesting also that the legislation be amended to describe more precisely the type and depth of studies which must be met by the local municipalities,

Moved by Ald. W. Stone, Seconded by Ald. J. Riediger

THAT the Corporation of the Town of Lincoln support the motion Of the Town of Pelham re the Restructuring of Hydro, and instruct the Clerk to send a letter so indicating to the Town of Pelham with copies to the Minister of Energy and our local MPP, Mr. Ross Hall,

CARRIED

b) Niagara Peninsula Conservation Authority - inviting members of Council to attend an Open House to be held at the Cherry Avenue sugarbush on March 1st.

c) Royal Commission on the Electric Power Planning - concerning hearings to be held on the need of additional bulk power facilities in southwestern Ontario. Further information is to be brought to the attention of Council. on this subject at its next meeting.

DECEW WATERMAIN PROPOSAL

The Council entered into discussion on the subject of the proposal to install a watermain from the DeCew plant to service the Vineland/Jordanwater system and the necessity of the Town participating with the Region in the cost of this project.

Moved by Ald. S. Leistner, Seconded by Ald. J. Hildreth

At this time the Council drop the idea of debenturing any money for the DeCew watermain.

LOST -

Moved by Ald. J. Riediger, Seconded by Ald. J. Fretz

THAT Council request the Clerk to write to the Region to advise them that the Town of Lincoln request the extension of a waterline to the East Lincoln Area,

and that the Town of Lincoln requests the Niagara Regional Council to include the extension of the "DeCew Line" in its capital budget.

The Corporation of the Town of Lincoln is prepared to pay \$400,000 composed of the \$140,000 from the Prudhome Group and \$260,000 contributed from the Town, to the Region, payable when the project is tendered.

CARRIED

Moved by Ald. W. Stone, Seconded by Ald. F. Thompson

THAT the Corporation of the Town of Lincoln debenture the cost of the DeCew waterline, debenture costs to be paid out of impost allocation in the amount of \$1100 per lot in the East Lincoln Area, other special imposts as the Town may request for this purpose, and the balance to be paid out of a general mill rate levy.

NAYS: Ald. Riediger, Fretz, Culp, Riediger, Konkle - AYES: Ald. Leistner, Thompson, Stone LOST - -

MEASURES TO RELIEVE FLOODING

IN THE BEAMSVILLE COWNTY

Alderman S. Leistner raised the question of the financing of the proposed project to relieve flooding problems in the Beamsville community with specific reference to the procedures which will be followed in financing this project.

Moved by Ald. S. Leistner, Seconded by Ald. F. Thompson

THAT we agree that the same principle apply to the implementation of payment for the storm sewer in Beamsville as the DeCew watermain.

NAYS: Ald. Culp, Hildreth, Konkle, Fretz, Riediger, Stone

AYES: Ald. Leistner, Thompson LOST - SUBSIDY APPLICATION

MINISTRY OF TRANSPORTATION & COMMUNICATIONS

Moved by Ald. W. Stone, Seconded by Ald. J. Riediger

THAT the Mayor, Clerk and Treasurer be authorized to make application to the Ministry of Transportation and Communications for the balance of subsidies due on 1978 Roads and Streets expenditures.

CARRIED

ADJOURNMENT

Moved by Ald. W. Stone, Seconded by Ald. J. Riediger

THAT this Council do now adjourn to meet again on March 5, 1979 or at the call of the Mayor.

CARRIED

CLERK MAYOR Lincoln Chambers

February 19th, 1979

Minutes of a meeting of the Committee of the Whole held in the Lincoln Chambers on Monday, February 19th, 1979, at 6:30 p.m. All members of the Committee were present and the meeting was chaired by Her Worship Mayor Gladys M. Huffman. Staff members present were: M. Duc (Clerk), J. Makey (Treasurer) and J. Hodgkins (Public Works Superintendent).

The Mayor informed the Committee that this special meeting had been called specifically to deal with matters relating to land acquisitions required for the Beamsville Drain and the Vineland/Jordan Sewer Project.

Mr. Hodgkins reported to the Committee on the agreements which had been negotiated by A.S. Kimberley for the Town with McGregor, Romaniuk and Warner with respect to the parts of their properties required for the purposes of the Beamsville Drain. Each of the agreements was reviewed with the Committee.

Moved by Ald. W. Stone, Seconded by Ald. S. Leistner

THAT on the subject of land needs, re: the Beamsville Drain project:

1. agreements of purchase and sale be signed with McGregor, Romaniuk and Warner at prices negotiated by the Town's agent.

CARRIED

Mr. Hodgkins reported to the Committee on the subject of the negotiations to date by Mr. Kimberley with respect to the Town's land needs in the East Lincoln Sewage Works area. The Committee was informed that agreements had been signed with Raczka and were at the point of being finalized with Jordan Sainte Michelle Limited, both properties being in the Jordan Valley area.

Mr. Hodgkins informed the Committee that at this point, agreement had not been successfully negotiated with the owners of the proposed site of the sewage pumping station in Jordan Station. He provided the Committee with information concerning optional locations which could be considered

for the sewage pumping station.

Moved by Ald.W.Stone, Seconded by Ald.F.Thompson

THAT on the subject of land needs for the Vineland/Jordan sewer project:

1. the Maple Street pumping station is to be constructed on the street allowance or on a parcel to be acquired from Tasziw, both locations are to be investigated and pursued by the staff in accordance with the instructions given by this Committee, and the staff is authorized to consider other locations.
2. Agreements are to be signed with T.Raczka and Jordan-Ste Michelle Ltd, for land needs through Jordan Valley at prices agreed upon with the Town's agent.

CARRIED

Moved by Ald.J.Riediger, Seconded by Ald.W.Stone

THAT this meeting of the Committee of the Whole do now adjourn to meet again at the call of the Chairman.

CARRIED

SECRETARY Lincoln Chambers

February 20th, 1979

Minutes of a meeting of the Recreation & Parks Committee held in the Lincoln Chambers on Tuesday, February 20th, 1979, at 7:30 p.m. Present were: Aldermen: B.Culp(Chairman), F.Thompson, W.Stone, J.Hildreth and R.Konkle(who attended in the absence of the Mayor), and J.~i~ley(Lay-Member). Official present was: M.Duc(Clerk).

DELEGATIONS

BILL, WILEY, RE: BEAMSVILLE HIGH SCHOOL TENNIS COURT PROPOSAL --

Mr. Bill Wiley and other representatives of the Teachers and Students of Beamsville High School appeared before the Committee in order to discuss a proposal for the construction of tennis courts on the school grounds. Mr. Wiley described to the Committee, a project developed by the High School which would involve students working for a day on a farm wiring grapes. A grower would arrange for 10 to 40 students who would spend a day in the grapey wiring grapes and he would issue one cheque to cover the total hours worked. The monies raised by the student body would partly cover the construction of four tennis courts on the school property and they anticipate that the balance would be raised by grants receivable from the Wintario Grant Program and the Community Recreation Centres Act. The work program would be carried out in co-operation with area grape growers during the years 1979 and 1980 and the actual construction of the tennis courts is proposed for the year 1980.

Mr. Wiley requested that the Town give support to the project in order to facilitate applications for Provincial grants.

Moved by J.Ripley, Seconded by Ald.F.Thompson

THAT the project "Operation Wire" as proposed by the Student Council of Beamsville High School, be supported in principle by the Town of Lincoln, on the condition that:

1. no grants are forthcoming from the Town, and
2. the financing be handled by the sponsoring body. CARRIED

VINELAND COMMUNITY PARK PROJECT

-At the request of the Council the Committee reviewed its decision with respect to participating in the costs of developing a Community Park on the Vineland School property.

Mrs. Emma Schmidt appeared before the Committee on behalf of those persons objecting to the proposal and who had submitted a petition to the Council at its meeting of February 19th, 1979. In her presentation to the Committee, Mrs. Schmidt stated that the project should not be approved for the reasons that it would further increase tax rates in the area, it was not required by the Vineland area and the Community lacked knowledge and information concerning the project.

A group of residents interested in promoting the project were represented by Mrs. Libby Davy, Mr. Jim Mable and Mr. Ivan Good. They spoke in support of the project and responded to the various points raised by the group in opposition.

The subject of the need and the financing of the project was discussed 8 at length by the Committee and on conclusion of its discussions and consultation with those in attendance the following motion was presented and acted upon.

Moved by J.Ripley, Seconded by Ald.J.Hildreth

THAT this Committee receive the proposal as presented by the Vineland Community Park Playground Committee and recommend to Council that it support the project with financial backing contingent upon:

1. the sponsoring group presenting the Town with the group's share of financing .
2. the proposal being costed to firm up the quoted figures.
3. the total commitment by the Town will not exceed \$2,000.00 for 1979 and \$1,500.00 for 1980 and will not be paid until the approval of Wintario and Community Centre grants are forthcoming from the Provincial Government.
4. the sponsoring group assuaging the cost of financing.
5. monies for the project be taken from the park dedication fund.

CARRIED 1979 TENNIS PROGRAM PROPOSAL

At the request of the Council, the Committee reconsidered its decision with respect to financially supporting a summer tennis program in co-operation with Niagara Tennis World. Niagara Tennis World was represented by Mr. Doug Tallman who submitted a written brief to the Committee outlining various details on the proposed program.

Moved by Ald.R.Konkle, Seconded by J.Ripley

THAT the motion from the Recreation minutes of February 6th, 1979, by Alderman Fretz and Mayor Huffman be resubmitted to Council.

FURTHER THAT a rate of \$2.50 per hour, per court, for the use of facilities be charged to the user and retained by Niagara Tennis World.

NAYS: ALDERMAN STONE CARRIED

ACCOUNTS --

Moved by Ald.F.Thompson, Seconded by Ald.R.Konkle

THAT the Recreation accounts in the amount of \$29,426.99 as submitted on February 20th, 1979, be accepted.

CARRIED

ARENA OPERATIONS

BEAMSVILLE ARENA

The Committee discussed the need to repair the flooring in the main lobby of the Beamsville Arena. It was agreed that the Public Works Superintendent should give consideration to this matter and report to the Committee on the action which should be taken in order to improve the existing situation.

LINCOLN BLADES JUNIOR "C" CLUB,

RE: ICE RENTAL RATES

The Chairman informed the Committee that a representative of the Lincoln Blades Junior "C" Hockey Club had inquired into the possibility of the group renting ice time at the subsidized rate charged to Minor Hockey Associations and Figure Skating Clubs.

Moved by Ald.W.Stone, Seconded by Ald.R.Konkle

THAT this Committee recommend to Council, regarding the Lincoln Blades Junior "C" Hockey request for subsidized arena time, that we do not enter into any program of subsidized arena time for this group.

CARRIED

SKATE SHARPENING SERVICE PROVIDED

IN LOCAL ARENAS

At the previous meeting of the Committee it had been agreed that it would be recommended to the Council that the Skate Sharpening Service presently provided in the local Arenas would be discontinued. It was also suggested by the Committee that interested persons or organizations in the Community would be given the opportunity of operating this service in the Arenas. The Committee asked that in the event any individual or organization decided to provide a Skate Sharpening Service in the Arenas that the staff ensure the provision of whatever safety devices are required for the operation of Skate Sharpening equipment in order to remove the possibility of accidents and any liability to the Town.

According to Mr. J.Atter of the Arena staff who was present at the meeting, the equipment in the Beamsville Arena is deficient and based on

his comments it was agreed that the equipment should be sold at the Works Department auction sale.

CORRESPONDENCE

1. The Niagara Peninsula Conservation Authority, outlining various programs it will provide during the summer months which may of interest to organizers of Day Camps and Playground activities. This information is to be referred to the Summer Program Co-ordinator.

2. The Ontario Municipal Recreation Association, concerning its 1.979 conference to be held in Burlington Erom May 24th to 26th. This subject is to be brought to the attention of the Commi.ttee at a future meeting. . 3. The Honourable R.C.Baetz, Minister of Culture & Recreation, concerning the present review by the Ministry of its capital grant programs and priorities. The Committee requested that the Secretary forward a copy of this communication to Mr. Bill Wiley in view of his proposal to submit an application to Wintario concerning the Beamsville High School Tennis Court proposal.

4. Project Planning Associates Ltd, Consultants in Regional and Urban Planning, offering its services to the Parks & Recreation Committee. R & F.

5. Executive Director, Ontario Women's Field Hockey Association, offering to meet with the Committee in order to discuss the promotion of this particular sport. R & F.

SUNDRY BUSIXESS --

CANADA WEEK

The Committee discussed the subject of the organization of activities for Canada Week, 1979 which will be officially celebrated from June 25th to July 1st. It is the intention of the Committee to co-ordinate the resources of various service clubs and organizations in the Town with the view of organizing appropriate ~anada Week activities. Mr. Culp indicated that he did not find it practical to serve as Chairman of the Steering Committee because of other commitments.

Moved by Ald.W.Stone, Seconded by Ald.J.Hildreth

THAT Alderman Thompson be appointed as Chairman of the Canada Week Sub-committee replacing Alderman Brian Culp who has indicated that he would like to resign from this post.

NAYS: JOHN RIPLEY CARRIED

BEAMSVILLE CENTENNIAL CELEBRATIONS

The Clerk submitted a report to the Committee on the possibility that the Town or some other organization may be interested in organizing activities to mark the 100th Anniversary of the incorporation of Beamsville as a Village. The report explained that any expenditures involved in such activities would be eligible for a 50% grant under the Heritage aspect of the Wintario program.

Moved by J.Ripley, Seconded by Ald.F.Thompson

THAT the report, re: Beamsville Centennial Celebrations, be received by this Committee and referred to the Multi-Cultural Committee for their support and organizational skills with the development of a Centennial Program for the Town. CARRIED

ADJOURNMENT

Moved by Ald.W.Stone, Seconded by Ald.J.Hildreth

THAT this Committee do now adjourn to meet again on March 20th, 1979, or at the call of the Chairman.

CARRIED

CHAIRMAN SECRETARY Lincoln Chambers

February 21, 1979

Minutes of a Special meeting of the Town of Lincoln Planning Board held in the Lincoln Council Chambers on TJednesday, February 21st, 1979 at 7:30 p.m. All Members of the Board were present with the exception of Alderman Brian Culp and the meeting was chaired by Alderman R. Konkle. Staff members present were: F.D. Reiss (Town Planner), J.A. Tufford (Deputy Clerk),

Present for a portion of the meeting were: Mr. A. Veale, Director of Planning, Regional Municipality of Niagara, (Mrs.) Helen Whyte, Planistics Group (Town's Planning Consultants), Messrs W. Goodings and G. Strachan, Proctor and Redfern (Town's Engineering Consultants).

ONTARIO MUNICIPAL BOARD HEARINGS

RESPECTING URBAN AREA BOUNDARIES

This special meeting was called to discuss the up-coming Ontario Municipal Board Hearings, scheduled to begin on April 2nd, 1979, to establish the Town's position and responsibilities respecting same and the procedures which should be followed in preparation of the Municipality's defense.

After introductory comments by the Chairman, Mr. Alan Veale, Planning Director of the Region, outlined the procedures which were followed respecting the recent hearings on urban boundaries in the Niagara Falls/Thorold/Port Colborne area, the resultant decisions, and recommendations concerning the sessions scheduled to begin on April 2nd. From the conclusions at the recent hearings it appeared that the Board is looking for evidence of minimum land development needs and not for optimistic figure projections, and also the agricultural land capability and value, buffer areas and physical features which might define boundaries.

Mr. Veale indicated that the Region's evidence included information on the basis of the over-all Policy Plan, approach to this specific area of concern, status of land resources, population growth projections, land needs, reasons for past decisions on urban boundaries, and engineering and servicing evidence, without details of individual properties. Each Municipality then presented its position, including evidence on local servicing, Official Plan policies and decisions, growth projections and how these were expected to be accommodated. The individual property owners then made their presentations, including use of land in the past, their investments and participation in the development process and the viability of the lands respecting agricultural uses. The Solicitors for the objectors could, throughout the hearings, ask questions, and, after the presentations of the Region, local Municipality and property owner, make their own presentations. Solicitors for the aforementioned could then present rebuttal evidence to specific new information presented by the objectors. The lawyers were each allowed to sum up their cases in conclusion. Mr. Veale indicated that the Region attempted to keep the Municipalities and property owners' representatives informed of procedures and suggested that all parties co-ordinate their evidence and defence to lessen overlap.

Mr. Goodings and Mr. Strachan of Proctor and Redfern were invited to comment on the engineering and servicing aspects of such hearings and Mr. Goodings outlined the processes which had been taken by his Firm for clients in the recent urban boundary hearings, indicating that, in his opinion, housing need was of paramount importance to the Board rather than servicing aspects. He outlined the role which could be taken by Proctor and Redfern at the up-coming hearings, which would involve the summarizing, in a single document, information already available on the engineering and servicing of the disputed areas and the preparation of large scale drawings to illustrate same.

No new studies or work would be involved. He stressed that the planning aspects of the Town's evidence must be exceedingly clear and supportive of its position.

Mrs. Helen Whyte then discussed her role at the recent completed hearings, and indicated that working groups and responsibilities of those involved were defined early and potential duplications kept to a minimum. She suggested that the Town should look at population and employment trends, density factors related to this area as opposed to larger centres, planning commitments in the past, servicing, buffers, agricultural capability of the lands which is very important to the O.M.B., and to relate each of these to the individual areas involved. She noted that the Town of Lincoln had shown a very great responsibility to the agricultural industry in the past during development of the Code of Practice, new policies for intensive animal operations, greenhouses and hophouses. . . . 2-21-79

Spec. Pl. Bd.

The Chairman thanked Mr. Veale and the Town's Planning and Engineering Consultants for their presentations and the Board adjourned for a brief recess. Mr. Reiss then informed the Board that the Town should now make a commitment on the areas to be supported and the approach which should be taken to implement the Municipality's position before the Hearings. He reviewed with the Board members his Report outlining each of the areas which have been referred to the Ontario Municipal Board, the past decisions by Council, objections, and the present status of the lands. After discussion of the Report and the information presented during the earlier portion of the meeting, the following Resolutions

were presented and adopted.

Moved by Ald. J. Riediger, Seconded by Ald. J. Fretz

THAT this Board recommend to Council a Sub-committee be established to prepare our case for the O.M.B. Hearing; Sub-committee to include: Mayor, Chairman of Planning, Town Planner, Deputy Clerk and/or Clerk, Town Solicitor; When this Committee finds its direction, then Planning Consultants and Town Engineers may be included.

CARRIED

Moved by Ald. W. Store, Seconded by Ald. J. Riediger

THAT this Board recommends to Council that we would, in general, support inclusion in the urban development area all those lands that have previously been supported for inclusion.

CARRIED

ADJOURNMENT

Moved by Ald. J. Riediger, Seconded by Ald. J. Stone

THAT this Special Meeting of the Planning Board do now adjourn to meet again at the call. of the Chairman.

CARRIED

SECRETARY CHAIRMAN Lincoln Chambers

February 22nd, 1979

Minutes of a meeting of the Public Works Committee held in the Lincoln Chambers on Thursday, February 22nd, 1979, at 7:30 p.m. Present were: Aldermen: J.Riediger(Chairman), J.Fretz, S.Leistner and J.Hildreth. Staff members present were: M.Duc(Clerk) and J.Hodgkins (Public Works Superintendent).

ACCOUNTS

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT this Committee recommend to Council the payment of the General Accounts dated February 19th, 1979, in the amount of \$7,092.50.

CARRIED

Moved by Ald.S.Leistner. Seconded by Ald.J.Hildreth

THAT this Committee recommend to Council the payment of Voucher No. 2-2 dated February 23rd, 1979, in the amount of \$18,201.33.

CARRIED

REGULATIONS TO PROHIBIT THE DISCHARGE OF ROOF WATER INTO THE SANITARY SEWER SYSTEM

The Public Works Superintendent submitted for the consideration of the Committee, a by-law to control the discharge of roof water, surface water and water from weeping tile systems into the Municipal Sanitary Sewer system. The proposed by-law would supplement the Municipality's existing regulations on this subject. The Committee reviewed the By-law together with staff proposals for the implementation of its requirements during 1979.

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THAT this Committee recommend to Council the introduction of a by-law to control the discharge of roof water into the sanitary sewer system, said by-law to be drafted by staff.

CARRIED

PUBLIC WORKS BUDGET

The Committee reviewed the Public Works budget for the year 1979, as revised.

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT this Committee accept the Public Works budget for 1979, as revised and recommend its acceptance to the Finance Committee.

CARRIED

DELEGATIONS

MR. L.WYRGIMAGA, RE: DEVELOPMENT

PROPOSAL, QUARRY ROAD

Mr. Lawrence Wycimaga appeared before the Committee on the subject of his proposal to sever two lots from his property located on the east side of Quarry Road. The development of the two proposed lots would require the construction of a road to Town standards at the owner's expense in order to comply with the requirements of the Municipality's Zoning By-law. Mr. Wycimaga inquired if the Municipality would agree to an arrangement whereby he would construct a road to service the lots according to Town standards at his expense

in the event the proposal was finally approved.

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT in the event Mr. Wycimaga gains approval to his proposal to separate two lots from his property on Quarry Road, from the Land Division Committee and Niagara Escarpment Commission, he will be required to construct a roadway to service the two lots. The road is to be constructed according to Town standards and completely at the cost of the applicant. Once completed to the satisfaction of the Superintendent the road will be assumed by the Town, at his recommendation, said road to allow for at least 100 feet road frontage on each lot.

CARRIED

GAVORA DITCH

The Public Works Superintendent reported to the Committee that he had met with some of the property owners who had not at this point agreed **

to correcting the Gavora Ditch problem by cleaning the section of watercourse which crosses their properties. The property owners according to the Superintendent take the position that they should not be completely responsible for the cleaning of the section of the watercourse which crosses their property for the reason that the work was not of specific benefit to the individual properties but the area at large. These property owners state that the cost of the work should be assessed over the benefitting area and not to the individual properties.

In the discussions which followed it was agreed that in order to have this matter finally settled it would be necessary to take formal action under the Drainage Act.

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT this Committee instruct the Superintendent of Public Works to finalize the Gavora Ditch drainage problem according to the Drainage Act, and this be recommended to Council.

THAT the Public Works Superintendent is hereby instructed to initiate a petition under Section 4(C) of the Drainage Act in order that the works be undertaken.

CARRIED

CORRESPONDENCE

1. Mr. A.Patterson, Project Manager, Ministry of the Environment, on the subject of the sewer project in the East Lincoln Sewage Works Area. The letter was in response to an application by the Town that the Ministry approve the installation of sewers on an additional six streets not provided for in the current scheme approved by the Provincial Government. In his letter, Mr. Patterson informed the Town that the Town's application had been approved with respect to Greenlane, First Avenue, Second Avenue and Culp Road, and that the Engineering firm of W.L.Sears and Associates had been given directions to proceed with these extensions. The subject of 4th Avenue is not finally settled but the Ministry is investigating various alternatives to service this street with the indication that it will be serviced. The Ministry is not satisfied that there are sufficient pollution problems on 19th Street to warrant the installation of sewers and therefore the Town's application with respect to this street is denied.

2. Mayor of the Town of Pelham, confirming the arrangement which has existed for several years between Pelham and the Town of Lincoln with respect to the maintenance of boundary roads. R & F.

3. Mrs. Barbara Kubik, requesting that the Town take action to install a street sign indicating that the private laneway extending northerly from the North Service Road in Lot 23, is named Lake Street.

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT we instruct staff to inform Mrs. Kubik that unfortunately we have a policy not to become involved with private property.

CARRIED

SUNDRY BUSINESS

1979 ROADWAY ILLUMINATION PROGRAM -

The Superintendent reviewed the 1979 Roadway Illumination program with the committee.

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THAT we recommend to Council the purchase and installation of

11 Street lights at a cost of \$4,003.03. CARRIED

BARTLETT ROAD WATERMAIN

The Superintendent reported to the Committee that Mr. Colasurdo had not at this point made arrangements to forward his contribution of \$1,000.00 towards the cost of installing a watermain on Bartlett Road. It is agreed that no further action will be taken on this extension until such time as Mr. Colasurdo has made the required deposit with the Tom. ADJOURNMENT

Moved by Ald.J.Fretz, Seconded by Ald.S.Leistner

THAT this Committee do now adjourn to meet again at the call of the Chairman.

CARRIED

CHAIRMAN SECRETARY Lincoln Chambers

February 26th, 1979

Minutes of a meeting of the Town of Lincoln Planning Board held in the Lincoln Chambers on Monday, February 26th, 1979, at 7:30 p.m. The meeting was chaired by Alderman R.Konkle, with all members of the Board being present with the exception of Alderman J.Riedinger who was absent due to a convention. Officials present were: J.Podres (Chief Building Official), J.Tufford (Deputy-Clerk) and F.Reiss(Town Planner).

DELEGATTOXS

FIR. KOBERT HOUSE, RE: MOBILE HOME HELP MOUSE APPLICATIONS ---

The Board reviewed an application by Mr. Robert Hoise and his brother Mr. Paul House, to permit a mobile home to be used as a help house on their 29 acre farm in part of Lot 14, Concession 1, former Township of Louth at the corner of 15th Street and the South Service Road, Queen Elizabeth Way. A staff report was reviewed which outlined the House proposal and indicated that a Site Plan Agreement was required by By-law So. 78-85, to permit this use. Upon being questioned, Mr. House indicated that the farm land being worked by he and his brother was 29 acres and that there were two separate parcels of land adjacent to one another but under separate ownerships.

Moved by Ald.J.Fretz, Seconded by Ald.F.Thompson

THAT Planning Board recommend to Council the approval of the Bob House application, re: help house application. That a Site Plan Agreement be drawn:

1. to limit the occupancy to farm help.
2. that the house be firmly anchored.
3. that existing setbacks be observed.
4. that the house be approved under the Building Code.

CARRIED

H.POUKSANIDIS, APPLICATION FOR EXTENSION

TO LIVESTOCK OPERATION

A staff report was reviewed which outlined the request of Mr. Poursanidis to be allowed to expand his existing livestock operation near the north-east corner of Victoria Avenue and 1st Street, north of Vineland Station. It was indicated by staff that because of the fact that the Ministries of the Environment and Agriculture & Food were unable to issue a Certificate of Compliance as required by the Town's Official Plan and By-law, the Town's Chief Building Official was unable to issue a building permit. The relevant correspondence was also attached to this report. It was indicated by Mr. Podres, the Chief Building Official, that a site visit had occurred among the various concerned parties including himself, the Ministries of Agriculture & Food and the Environment and Mr. Poursanidis. The Ministry Officials explained that they were unable to issue a permit because the existing operation itself did not meet the Code of Practice requirements for setbacks from the 'institutional' use to the south which is a Library and Tennis Courts.

Mr. Poursanidis indicated that he had been allocated further quota by the Farm Marketing Board which regulates this industry and that he wished to erect this addition in order to utilize this extra quota. He further suggested that there were no major complications with this expansion as far as the Ministries were concerned at their recent site visit. Since this suggestion was not verified through correspondence it was indicated that Town staff should again meet with the various parties involved and try to come to a further understanding.

It was further suggested that the Official Plan and By-law be amended

to permit this particular use. It was indicated by staff that this would be a difficult amendment to achieve since the Regional Official Plan also required that the applicant receive a Certificate of Compliance prior to the issuance of a building permit.

Moved by Ald.J.Hildreth, Seconded by Ald.S.Leistner

THAT this Board recommend to Council the introduction of an amendment to this Official Plan and to the zoning By-law, to be prepared by staff to allow the construction as indicated by the owner, Mr. Poursanidis for his said property.

LOST -

Moved by Ald.W.Stone, Seconded by Ald.J.Fretz

THAT this Board recommend that staff work with >ir. Poursanidis to attempt to obtain a Certificate of Compliance for his proposed addition, (resolution cont'd on next page) (resolution cont'd from previous page) and further that we have no objection to this addition should a Certificate of Compliance be obtained and other setback regulations of our By-law are met.

CARRIED

MR. Q.VALEKIO, RE: FARM

IMPLEMENT REE'AI R SHOP --

A staff report was reviewed which outlined Mr. Valerio's proposal to establish a farm implement repair business in his two car garage at the rear of a dwelling on a property located on the west side of Kferritt Road between John Street and Regional Road #81. It was indicated in the report that the Official Plan would permit such a business to be established if it could be shown that the business would only serve the farm community and was farm related.

Mr. Valerio indicated that he would be willing to fence the area in question and that the business was to repair only farm machinery.

The Chief Building Official indicated that the Ministry of Labour should approve all plans for this renovation.

Alderman W.Stone indicated that he wished to abstain from comment on this application due to a conflict of interest.

Moved by Ald.B.Culp, Seconded by Ald.J.Hildreth

THAT the Planning Board recommend to Council to accept the application of Q.Valerio. Further that the necessary zoning by-law amendment be arranged to permit the proposed use.

Further that a Site Plan Agreement be entered into after the zoning change has final approval.

ABSTAINED: W.STONE CARRIED

REPORTS

ZONING FOR BEAMSVILLE BLOCIZ AN11

PENINSULA READY MIX PROPERTIES - -

Town staff reviewed a memo which indicated that By-law No. 78-85 zoned the above noted uses near the intersection of Bartlett Road and Regional Road 1/81 as "M1" (Light Industrial). This zoning would not permit such uses to expand since they are not permitted in this zone. It was further explained that the "I, M2" use which is a General Industrial zone would permit both these uses generally but in this case since there is an adjacent neighbourhood residential (ND, Neighbourhood Development) zoning adjacent that the Ready Mix operation would not be able to expand or operate as a permitted use.

It was further indicated that since these uses had been in operation for a long time and that since there was no indication that the adjacent residentially zoned area would be developed in the near future that it was thought best to rezone this particular area to "M2" to permit these particular uses to continue and expand. It was indicated that the owner of the property had indicated a difficulty in obtaining financing for the continuation of these operations if the zoning did not permit the uses that were established.

Staff further indicated that when the neighbourhood residential area to the west was to be developed the setbacks and buffering which might be required could be established at that time. @

Moved by Ald.S.Leistner, Seconded by Ald.B.Culp

THAT this Board recommend to Council the introduction of a By-law to amend By-law No. 78-85 to permit an "M2" zone to the properties, Part 12, of Plan 30R-908 and Part Lot 15, Concession 3, and Part Lot 165, Corporation Plan 3, in the former Town of Beamsville and also permit the use of a Ready

Mix concrete plant and Section 7, Subsection 7.7.8 of By-law No. 78-85 not apply. CARRIED

PRUDEIOMMES, PHASE 2, PROPOSED DRAFT PLAN OF SUBDIVISION - - -

Staff reviewed with the Planning Board, a report outlining the Phase 2 plan of the Prudhommes Plan of Subdivision and outlining several conditions of draft approval suggested by Town staff. It was indicated that 5% of the land had been dedicated as parkland in a previous Phase 1 submission and that -3- A 7 this 5% related to the entire area.

Moved by Ald.S.Leistner, Seconded by Ald.B.Culp

THAT this Board recommend to Council that the draft plan of Niagara Shores Estates, Phase 2, File: 4-1-25, be approved with the condition as indicated by staff in report, re: same dated February 23rd, 1979.

CARRIED

OLD ORCHARD PLAN OF SUBDIVISION, PROPOSED DRAFT PLAN

Staff reviewed with the Planning Board a report outlining the submission by the Developer for a draft plan approval for the above noted plan located between 1st, 2nd and 23rd Streets in Vineland.

It was indicated by staff that this submission had been reviewed in December by the Board and had the required amount of sewage unit allotments further to the addition of sewage allotments by this Board in December. It was also indicated that the conditions outlined in this staff report related to Stage 1 of the entire proposed plan of subdivision.

Town staff noted that the only outstanding requirement as far as staff was concerned was the addition of approximately 1 metre to an exterior lot in order that the lot would be able to accommodate the sideyard requirements for a corner lot when a building permit was requested.

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THAT this Board recommend to Council the approval of the Old Orchard Plan, Stage 1 subject to Staff's condition in their report.

CARRIED

APPLICATIONS TO THE REGIONAL LAND DIVISION COMMITTEE

The following applications were reviewed by the Planning Board.

New Applications:

1. B-88/79, John & Zofia Lach, being part of Lot 10, Concession 5(Louth), application being made for consent to convey 4.5 hectares of land with an existing shed and to retain 0.4 hectares of land with an existing dwelling for retirement purposes. It was indicated that staff did not object to this application subject to the Land Division Committee satisfying themselves that the owners are bonafide farmers.
2. B-98/79, Casey Leyenhorst, subject parcel being part of Lot 18, Concession 4(Louth), application being made for consent to convey 0.49 acres of land with an existing dwelling and shed for residential use and to retain 0.39 acres of land with an existing dwelling and shed for continued residential use. It was indicated that staff did not object to this application subject to the required minor variance being received from the Committee of Adjustment for the frontage requirement of 100 feet in By-law No. 78-85.
3. B-80179, Fleming Farms Ltd, part of Lot 75, Corporation Plan No. 3(Beamsville), application being made for consent to convey 773 square feet of vacant land to the abutting property owner to the south for residential use and to retain 6,960 square feet of land with an existing dwelling and frame garage for residential use. Town staff indicated that since the applicant had obtained the required minor variance regarding the frontage requirement of 56 feet from the 60 feet required, the Town would not object to this application.

Decisions :

1. B-68/79, B-69/79, Timermans Horticultural Sales, application was made for consent to convey 1.37 acres of land and 0.275 acres of land in part of Lot 5, Registered Plan NO. 139 in the Town of Lincoln. The application was granted subject to the applicant entering into a development agreement with the Town.
2. B-80179, Fleming Farms Ltd, this application as described above was granted -- subject to the parcel being conveyed to the abutting owner to the south and the properties merging.

Decisions of the Ontario Municipal Board: --

1. B-302178, B-303178, Robert Bowen, application for consent to convey 2 lots for estate residential purposes on 17th Street, south of Regional Road #D1 was BEAMSVILLE URBAN SERVICE AREA

The Treasurer recommended that the proposal to redefine the boundaries of the Beamsville Urban Service Area be with-held until such time as the Ontario Municipal Board had rendered a decision with respect to the future Urban Boundaries in this Municipality. It was suggested that a more realistic and positive decision could be made by the Committee in the light of the Board's final decision on this subject.

It is also proposed that the Town reorganize its system of revenue raising in the Urban Service Area with the view of establishing a system that will more fairly establish a concept of user pay rather than continue in the present system of levying a uniform mill rate throughout the area.

This subject is to be further studied by the Town with the view of submitting recommendations to the Committee.

ADJOURNMENT

Moved by Ald.S.Leistner, Seconded by Ald.J.Hildreth

THAT this Committee now adjourn to reconvene at the call of the Chairman.

CARRIED

SECRETARY -3-

-, this 5% related to the entire area.

Moved by Ald.S.Leistner, Seconded by Ald.B.Culp

THAT this Board recommend to Council that the draft plan of Niagara Shores Estates, Phase 2, File: 4-1-25, be approved with the condition as indicated by staff in report, re: same dated February 23rd, 1979.

CARRIED

OLD ORCtUIRD PLAN OF SUBDIVISION,

PROPOSED DRAFT PLAN --

Staff reviewed with the Planning Board a report outlining the submission by the Developer for a draft plan approval for the above noted plan located between 1st, 2nd and 23rd Streets in Vineland.

It was indicated by staff that this submission had been reviewed in December by the Board and had the required amount of sewage unit allotments further to the addition of sewage allotments by this Board in December. It II~S also indicated that the conditions outlined in this staff report related to Stage 1 of the entire proposed plan of subdivision.

Town staff noted that the only outstanding requirement as far as staff was concerned was the addition of approximately 1 metre to an exterior lot in order that the lot would be able to accommodate the sideyard requirements for a corner lot when a building permit was requested.

Moved by Ald.S.Leistner, Seconded by Ald.J.Fretz

THhT this Board recommend to Council the approval of the Old Orchard Plan, Stage 1 subject to Staff's condition in their report.

CARRIED

APPLICATIONS TO THE REGIONAL LAND DIVISTON COMMITTEE

The following applications were reviewed by the Planning Board.

New Applications: --

1. B-88/79, John & Zofia Lach, being part of Lot 10, Concession S(Louth), application being made for consent to convey 4.5 hectares of land with an existing shed and to retain 0.4 hectares of land with an existing dwelling for retirement purposes. It was indicated that staff did not object to this appli.cation subject to the Land Division Committee satisfying themselves that the owners are bonafide farmers.

2. B-98/79, Casey Leycnhorst, subject parcel being part of Lot 18, Concession 4(Louth), application being made for consent to convey 0.49 acres of land with an existing dwelling and shed for residential use and to retain 0.39 acres of land with an existing dwelling and shed for continued residential use. It was indicated that staff did not object to this application subject to the required minor variance being received from the Committee of Adjustment for the frontage requirement of 100 feet in By-law No. 78-85.

3. B-80179, Fleming Farms Ltd, part of Lot 75, Corporation Plan No. 3(Beamsville), application being made for consent to convey 773 square feet of vacant land to the abutting property owner to the south for residential use and to retain 6,960

square feet of land with an existing dwelling and frame garage for residential use. Town staff indicated that since the applicant had obtained the required minor variance regarding the frontage requirement of 56 feet from the 60 feet required, the Town would not object to this application.

Decisions: -

1. B-68/79, B-69/79, Timermans Horticultural Sales, application was made for consent to convey 1.37 acres of lan: and 0.275 acres of land in part of Lot 5, Registered Plan No. 139 in the Town of Lincoln. The application was granted subject to the applicant entering into a development agreement with the Town.
2. B-80179, Fleming Farms Ltd, this application as described above was granted subject to the parcel being conveyed to the abutting owner to the south and the properties merging.

Decisions of the Ontario Municipal Board:

1. B-302178, B-303178, Robert Bowen, application for consent to convey 2 lots for estate residential purposes on 17th Street, south of Regional Road 881. was refused by the Ontario Municipal Board. --

The Board entered into discussion regarding the amount of farm land which is required to be a bonafide farmer. It was requested of staff that they write to the Land Division Committee to request that the Land Division Committee application forms be amended to require the applicant to show how much farm land he owns in the rural area.

APPLICATIONS TO THE COMMITTEE OF ADJUSTMENT -

The following decisions were reviewed by the Board.

Decisions:

1. A-5/79, G.Fousert, this application to permit the use of an existing renovated barn for an electric motor repair shop was not approved by the Committee since it felt that it did not have jurisdiction to make this type of decision.

Decisions of the Ontario Municipal Board:

1. James W.Fretz, A-9/79, this application to permit the construction of a single family house to be located on a parcel having a frontage of 66 feet and an area of 7,920 square feet was the lot being located in part of Lot 22, Concession I(Louth) .

CORRESPONDENCE

The Board reviewed the following items of correspondence.

1. W.Shub, Chairman of the Municipal Board, informing the Town that the Urban Area Boundaries hearings regarding the Short property in Vineland and others in the Town will be heard during the month of April.
2. Correspondence from Planistics, indicating the costs and procedures suggested by them in the upcoming public meetings for the Zoning By-law No. 78-85. The Board reviewed the pros and cons of having the Planning Consultants attend the hearings and answer questions as well as to respond to the more difficult objections.

Moved by Ald.J.Fretz, Seconded by Al.d.F.Thompson

THAT Planning Board recommend to Council that a representative of Planistics be retained during public Zoning By-law open house sessions.

LOST -

3. Correspondence from Vinewood Engineering, responding to the recent decision of the Town to continue to permit townhouse dwellings to be constructed in the approved plans of subdivision in Lincoln.

OTHER BUSINESS

1. It was announced that a Seminar sponsored by the Association of Municipalities of Ontario would be held on March 16th and 17th, 1979, in Toronto, at the Skyline Hotel for those interested.
2. It was indicated by the Secretary of the Board that the meeting with Planistics, the proposed Consultants for the Town in the Urban Area Boundaries hearings would commence next week and that a report would be forthcoming to the Planning Board at its upcoming meeting on the 12th of March.

ADJOURNMENT

Moved by Ald.J.Fretz, Seconded by Ald.W.Stone

THAT Planning Board adjourn to meet again March 12th, 1979, or at the call of the Chairman.

CARRIED

--- CHAIRMAN SECRETARY