

Lincoln Chambers

March 1st, 1993

The Council of the Town of Lincoln met in regular session on Monday, March 1st, 1993, at 7:30 p.m. in the Lincoln Chambers. All members of Council were present except Ald. R. Kelly and Ald. F. Cousineau, and the meeting was chaired by Mayor R. A. Konkle. Stdsent: R. Heil (Administrator), K. Kn~ger (Town Clerk), D. Bakker (Reasurer), C. Rouse (Fire Chief), C. Held (Town Planner) and G. Holman (Director of Public Works).

ADOPTION OF MINUTES

Moved by Ald. A. Gretsinger, Seconded by Ald. Danyluck

THAT the minutes of Council's meeting of February 15th, 1993, be adopted as circulated by the Clerk. CARRIED

REPORTS

FINANCE & ADMINISTRATION COMMITTEE

With respect to these minutes, members of Council discussed the requested increase from the Lincoln County Humane Society for canine control. It was suggested that this item warranted more discussion as it may not have been realized that the Society is not a group asking for a grant but are providing service under a contract agreement between the Society and the Town. It was mentioned that if the Society chose, they could end the contract and the Town would then have to find other methods of supplying canine control. It was further suggested that it would be possible to raise dog licence fees to cover the additional costs or redefine the services provided and negotiate the service available for the set dollar amount. Other opinion was expressed that negotiations had taken place through the committee meetings and that the Society representatives did not seem to want to discuss different service levels.

Further opinion was expressed that it is up to the Humane Society to advise the Town as to what service they can provide for the dollars available. Staff advised that they had intended to contact the Society if the Finance & Administration recommendation had gained approval from Council to ask them what services they need to cut in order to stay within the same dollar amount. Further opinion was expressed that it is incumbent on the Society to come back with suggestions with respect to service and also that this may be the time to clear up the outstanding matters with respect to St. Catharines' share in the overall costs with the Humane Society.

Moved by Ald. R. Bilkszt0, Seconded by Ald. P. Butcher

THAT the Finance & Administration Committee minutes of February 15th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

FIRE & PUBLIC SAFETY COMMITTEE

Moved by Ald. H. Bald, Seconded by Ald. J. Albers

THAT the Fire & Public Safety Committee minutes of February 17th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

PUBLIC MEETING

Moved by Ald. R. Bilkszt0, Seconded by Ald. A. Gretsinger

THAT the Public Meeting minutes of February 22nd, 1993, being its report to Council, be adopted.

CARRIED

PLANNING COMMITTEE

Moved by Ald. R. Bilkszt0, Seconded by Ald. A. Gretsinger

THAT the Planning Committee minutes of February 22nd, 1993, being its report to Council, be adopted & the recommendations contained therein be approved & acted upon. CARRIED (Council, Mar. 1 /93) -2-

Questions were asked by members of Council as to what the next meeting would entail as there appeared to be no recommendations in these minutes. The Chairman of the Committee advised that members are still in the learning process with respect to the content of various reports and of possible alternatives. He noted that an author of the Master Drainage Plan has been invited to a future meeting of the committee which would hopefully provide more information and enable committee members to establish more specific goals and actions.

Moved by Ald. A. Gretsinger, Seconded by Ald. P. Butcher

THAT the Bartlett Creek Steering Committee minutes of February 23rd, 1993,

being its report to Council, be adopted and the recommendations contained therein be

approved and acted upon.

CARRIED

Moved by Ald.A.Grelsinger. Seconded by Ald.P.Butcher

THAT the Public Works Committee minutes of February 24th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon with the following exception: that the motion by Kelly and Albers, re: P.W.93-56 be tabled for further discussion.

CARRIED

FIN-93-58, 1993 WATER AND SEWER RATE REPORT

Members of Council questioned the high volume variance between water and sewer flows in the East Lincoln sanitary sewer area as highlighted in the report. Questions were raised as to what would be the cause. In response to questions from Council, staff advised that this item has been under study by the Public Works Department for some time but a final answer is not known. Staff reviewed some possibilities for the differential, citing various possible problems with the water distribution system or the sanitary sewer system. Members of Council further discussed the concern expressed by the Treasurer within the report with respect to the method by which the Region of Niagara is distributing capital costs. It was noted that Council would like a further explanation at a future Finance & Administration Committee meeting.

Moved by Ald.J.Albers, Seconded by Ald.H.Bald

THAT the rates used in Report FIN-93-58 be adopted by Council and that the Clerk be authorized to include them in the appropriate by-laws, specifically:

- (1) That the water rate be increased from the 1990 rate of \$1.87 per 3,000 imperial gallons to \$1.926 per 1,000 imperial gallons and the minimum charge for the supply of 6,000 imperial gallons or less during a 3 month billing period for each residential unit remain at the 1990 rates.
- (2) That the sewer surcharge in the East Lincoln Sewage Works Area be increased from 115OA1 to 127% of the water rate charges, and the Beamsville Urban Area remain at the 1991 rate of 132% of the water rate charges.
- (3) That the Beamsville Urban Service Area rate included in the taxation estimates for the year 1993 remain at 8 mills.
- (4) That the East Lincoln Sewage Works Area rate included in the taxation estimates for the year 1993 remain at 13 mills.
- (5) That water supplies at water plants for the purpose of filling tankers be increased from the 1990 rate of \$2.76 per 1,000 imperial gallons to \$2.843 per 1,000 imperial gallons. CARRIED (Council, Mar. 1 /931 -3-

GONFIWTION OF CQMECTXX34 OF THE PLANNING Am

Moved by Ald.H.Bald, Seconded by Ald.J.Nbers

THAT Council has considered the requirements of Paragraph 17 of Section 34 of the Planning Act, R.S.O.1990, and concludes that no further notice of public meetings are required in the matter of the following proposed amendments to Zoning By-law No.78-85, and the new comprehensive Zoning By-law No.93-14 Z 1:

- (a) No.93-20 Z 2, to amend Zoning By-law No.93-14 Z 1. Jordan Village Holdings Inc.
- (b) No.93-21 Z 3, to amend Zoning By-law No.93-14 Z 1. Cosrado Estates.
- (c) No.93-22, to amend Zoning By-law No.78-85, Jordan Village Holdings Inc.
- (d) No.93-23, to amend Zoning By-law No.78-85, re: Jordan Village Holdings Inc.
- (e) No.93-24, to amend Zoning By-law No.78-85, re: Cosrado Estates. CARRIED

Moved by Ald.H.Bald. Seconded by Ald.J.Albers

THAT leave be given to introduce the following by-laws:

- (a) No.93-15, to regulate smoking at the Lincoln Centre.
- (b) No.93-16, to authorize the execution of an agreement with the Trustees of the Church of Christ (Part Lot 136, C.P.#3).
- (c) No.93-17, to authorize the execution of a subdivision agreement with 981025 Ontario Ltd (Maple Meadows) (Part Lot 16, Concession 2, Louth).
- (d) No.93-18, to appoint an Acting Mayor.
- (e) No.93-19, to authorize execution of a contract agreement with Rosario LeBlanc. 14 No.93-20 Z 2, to amend Zoning By-law No.93-14 Z 1, re: Jordan Village Holdings Inc.
- (g) No.93-21 Z 3, to amend Zoning By-law No.93-14 Z 1, re: Cosrado Estates.
- (11) No.93-22, to amend Zoning By-law No.78-85, re: Jordan Village Holdings Inc.
- (1) No.93-23, to amend Zoning By-law No.78-85, re: Jordan Village Holdings Inc. (0) No.93-24, to amend Zoning By-law No.78-85, re: Corrado Estates. [K] No.93-25, to authorize an amendment to the subdivision agreement with Heritage Village Vineland Limited, registered as Instrument 92843 in the Registry Office for the

Registry Division of Niagara North. No.30 (Phase Two Development).

C-ED

Moved by Nd.H.Bald, Seconded by Ald.J.Albers

THAT the following by-laws read a first time, No.93-15, No.93-16, No.93-17, No.93-18, No.93-19, No.93-20 Z 2, No.93-21 Z 3, No.93-22, No.93-23, No.93-24 and No.93-25, be now read a second and thtrd the and finally passed, and that the Mayor and Clerk sign and seal the said by-laws.

CARRIED

CORRESPONDENCE

1. Ministry of Transpostation, re: „Strategic TransporlaUon Planning Study Workshop.

R&F

2. Region of Niagara, Planning & Development Department, re: application to expand the Vineland Urban Area. R&F [Council, Mar. 1 /93) -4-

GU)PLICATIONS FOR IMITERY LICENCES

Moved by Ald.P.Butcher, Seconded by AldA.Danyluck

THAT the following lottery licences be approved:

[a) St.John's Anglican Church [raffle), total value of prizes: \$400.

[b) Club of the Twenty [raffle), total value of prizes: \$300.

[c) Niagara Peninsula Consenration Foundation [raEle), total value of prizes: \$240.

AND THAT the Ministry of Consumer & Commercial Relations Lotteries Branch be advised that the Town of Lfncoln has no objections to the application of the Women's Place Organization for a Monte Carlo event to be held May 7th. 1993, at the Beacon Motor Inn.

CARRIED

COMMIITEE OF THE WHOLE

On a motion by Ald.Bulcher, seconded by Ald.Grelsinger. Council adjourned to closed session in Committee of the Whole, to consider legal matters.

After consideration in Committee of the Whole, Council reconvened.

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeUng adjourned.

Dictation Dale: March 2nd, 1993 Meeting Held

March 4, 1993,

BWSVILLE ROOM

WASTE WAGEMEKr TASK FORCE

The following are the minutes of the meeting held on March 4, 1993, in the Beamsville Roonl of the Municipal Offices in the Town of Lincoln. Present: Ald. J. Albers (Chairman), Ruth Burton. Karen Chudzik. Peter Cronin, William Taylor. Paul Scott, D'Arcy McDermott, and Dram Radix (Secretary).

The minutes of the previous meeting were reviewed and the following corrections were noted:

The last sentence on the first page where it reads "he also noted that the Town of Grimshy has a standing order for and has received approval from the Ministry of the Environment for about 3 to 4,000 composters" this should read "2,OM) composters".

The next correction deals with the notice of the meeting which reads "the Committee is to meet in two weeks time on February 5th". this should read March the 4th.

NEW BUSINESS:

Karen Chudzk inquired about the background of how the Waste Management Task Force was formed. Ald. John Albers supplied the Members with a brief explanation.

Karen also gave a report about her findings about municipal cornposting in the United States, and noted that there are two Canadian municipalities which have municipal composting. She noted that a certificate of approval is required.

There are extensive guidelines that are to be followed and the composting material requires testing every two weeks. Municipal composting requires leachate control and can only be on site for a certain amount of time before it has to be removed. She also gave a brief explanation about "wind row" composting which is open to the environment. She noted that the Municipality of Waterloo had developed two acres for municipal composting at the cost of \$126,000 per acre. She also noted that the management of such a site is very labour inensive.

Members of the Committee questiioned how many people would be using a municipal site, since already 25% of the 1,incoln residents have purchased composters from the Town and would most likely continue to use those instead of sending to a municipal site.

Ruth Burton read from an in depth report in which she raised many points and is

attached to these minutes. Ruth had also obtained a video from Halton Hills which she made available for viewing.

A Committee Member questioned how Lincoln handles the diversion of metals from landfill sites. The suggestion was made that during the annual clean up days large industrial bins should be made available to deposit old fridges, stoves and bicycles in these bins and sell them for scrap metal. The question was also raised if the Town made any money on separating metals and selling them for scrap metal. It was noted that the Town has a contract with a scrap metal dealer and actually pays for this service.

D'Arcy McDermott also reported on municipal composting and noted that in some cases revenue can be created by selling the composted material to landscape contractors, but he also noted that more material would be created than landscaping contractors could use and therefore would have to dispose of the material on farmers' fields and thereby not creating any revenue. He concurred with Karen's findings and expressed concerns about the stiff regulations laid down by the Ministry of Environment and the large costs associated with establishing municipal composting sites. He also noted that there would be many materials such as food waste and some plastics which are not suitable for composting would find their way into the municipal composting site. As a result of his findings it was his opinion that backyard composting should be stressed and that the high cost involved in trucking and the road traffic created by people bringing their composting material to a municipal site, that the idea of municipal composting should be discouraged.

Town of Lincoln
Council Chambers

March 8, 1993

Minutes of the Planning Committee meeting held in the Council Chambers on Monday, March 8, 1993, at 7:00 p.m. Committee Members in attendance were Ald. S. Kelly (Chairman), Nd. R. Bilkszto, Nd. A. Danyluck, Nd. J. Albers (sitting in for Ald. F. Cousineau) and Mayor R. Konkle. Staff in attendance were C. Held (Town Planner) and K. Dale [Deputy Town Planner].

Moved by Nd. A. Danyluck. Seconded by Ald. R. Bilkszto

"To ratify the Department payments in the amount of \$749.62 incurred, in accordance with Council Policy A90-284, having now been audited by Committee be ratified by Council."

IAI PDR 93-59 - FDLE 7- 1192 - ROLL 030-019-324700 . .

PAUL SCOTT - REQUEST FOR PLANNING COMMITTEE

SUPPORT FOR CONSENT TO SEVER PROPOSAL

The Town Planner outlined the details of PDR 93-59 regarding a request by Paul Scott for support of a proposal to create three lots in lieu of what the applicant considers three existing lots, those being the land he owns to the north of the road allowance, the road allowance running through his lands, and a parcel to the south of the road allowance. The Town Planner stated that for the reasons outlined in the staff report that staff cannot support Mr. Scott's proposal.

Paul Scott was in attendance in regards to the proposal

A Committee Member advised that the Solicitor has suggested a number of options in regards to the problems of the road allowance not being properly closed and that a quit claim deed could be prepared to dedicate the road allowance to the applicant. A Committee Member advised that the Town Solicitor does not agree that the road allowance would be considered as an existing lot and that there may be two lots altogether, but there are definitely not three lots.

In response to an inquiry from a Committee Member in regards to who pays the legal costs, another Committee Member suggested that the legal costs would have to be considered as part of the recommendation dealing with the application. The Town Planner then advised that if the closing of the road allowance is to the benefit of the applicant, that the applicant usually pays all the legal costs, however, this matter would have to be reviewed with the Town Clerk.

Paul Scott advised that the front half of his house sits on the road allowance and because his house is located partly on the road allowance, it is his opinion that the road allowance is considered a lot. The Town Planner advised that the original intent was that the road allowance was to be closed and therefore at a later date the house could have been built on the road allowance, because it was assumed that it was closed.

Paul Scott advised that the Ministry of Agriculture and Food has no objections to the application, because no additional lots are being created.

A Committee Member stated that even though a house is located on a road allowance, it does not mean that the road allowance is a building lot and the Committee will have to

look at the intent of the original by-law which proposed to close the road allowance. Another Committee Member noted that there are many instances in the Town where buildings have been located on a road and there have been by-laws passed to recognize those encroachments.

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. Nbers, Seconded by Mayor R. Konkle

RE: PDR 93-59 - FILE: 7-1/92

Roll #030-019-34700. Paul Scott, Severance Proposal

N/S Philp Road. Pt. Lot 21, Conc. 5 & 6, Clinlon

"MAT, the Town so convey by a method suggested by a Solicitor the road allowance in question to the abutting land owners, namely Mr. & Mrs. Scott and that

these same owners be consulted as to its final disposition."

CAFWED Minutes. Plng. Comm. (93 03 08) rage z/tj

(8) PDR 93-60 - FILE 7- 1 /92 - ROLL 040-017-29900

MAURICE YUNGBLUT - REQUESTING PLANNING COMMITTEE

SBFOT FOR A CONSENT TO SEVER PROPOSAL

/ The Town Planner outlined the details of PDR 93-60 regarding a request for an infill severance. The Town Planner stated that for the reasons outlined in PDR 93-60, that staff cannot support the proposed severance application. . . .

Joan Larocque and MeI Yungblut were in attendance in regards to the application.

Joan Larocque stated that she discussed the application with a solicitor and noted that there is a need to review the previous Committee of Adjustment minutes in order to clarify the original intent of the two previous severance applications to determine whether were they lot creations or whether they were lot line adjustments. She stated that sometimes it is necessary to get a Court judgement to clarify whether parcels of land were separate parcels at one time. She stated that it is much quicker to go through a Land Division Committee application, than to go through the judicial process. She stated that because the owner bought the property as one parcel of land does not necessarily mean that the lands were not separate at one time, and it does not mean a Court would not determine they are separate. She stated that a Court would look at the original intent of the application.

A Committee Member stated that Planning Committee's decision will likely be determined on whether or not the parcels were originally separate parcels of land.

Another Committee Member suggested that the subject lands are a good place for a lot rather than on agrici-ltural land.

In response to an Inquiry from a Committee member, Joan Larocque stated that it is doilbtful that the previous severance applications were for lot line adjustments when the boundaries plans was prepared later and showed the properly as three separate parcels.

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. A Danyluck, Seconded by Ald. R. Bilkszto RE: PDR 93-60. File 7-1/92 - Roll 040-017-29900

Maurice Yungblut. Severance Proposal

"THAT, ihe Town of Lincoln Council will provide a reconlmentaaiion to the Land rjvision Committee supporting the severance proposed by Mr. Yungblut."

CARRIED

(C) PDR 93-57 - FIUE. 12-176 - FAFS OF ROLL 010-023-24500

KOBRICK DEVELOPMENTS INCORPORATED

-S- AGREEMENT

The Town Planner outlined the details of PDR 93-57 regarding a request for a partial discharge of a site plan agreement. After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. R. Bilkszto, Seconded by Ald. A. Danyluck

RE: Request for Partial Discharge of Site Plan

Agreement - Applicant: Kobrick Developments Inc.

"TINT, for the reasons outlined in PDR 93-57, a by-law authorizing the discharge of Instrument iLT102770 as it applies to the lands described as Part 1 on Plan 30R-6833 (Parts 1 and 2 on Plan 30R-71301 be prepared for Council approval and the applicant be responsible for any fees associated therewith." CARRIED

(13 PDR 93-71 - FILE 12-260/92 - ROLL 020-019-02500

TRANSCANADA PIPELINES SITE PLAN

APPROVALPROPOSAL-EASUjIDEOFCOSBYROAD

The Deputy Town Planner outlined the details of PDR 93-71 regarding a request to allow the construction of the compressor building and control/service building for TransCanada Pipeline.

Bob Baseava and Harold Yam were in attendance in regards to the application. Bob Baseava stated that the purpose of constructing the proposed buildings are to control the noise problems in the area as a result of their operation. Minutes, Plng. Comm. (93 03 081 Page 316 In response to an inquiry from a Committee member, the Deputy Town Planner dated that for site plan applications there is no requirement for public involvement, unless it is requested by the Planning Committee.

A Committee Member noted that the purpose of construction of the proposed buildings is to reduce the noise levels at 'BarisCanada Pipelines.

A Committee Member noted that as a result of the Town's concerns expressed to the National Energy Board, the applicants are proposing the construction of several buildings, which would be designed to reduce noise levels in the area.

Bob Baseava stated that they are using state of the art noise reduction technology and that they have hired a noise consultant. He stated that the extension of Ule benn would not assist with reduction of noise because it is mainly the buildings that would reduce the noise levels. He stated that they are agreeable to building a berm at a later date if it is necessary. He stated that one of the older smaller units will at a later date also be brought up to standards.

Harold Yam stated that the continuation of the proposed berm would restrict emergency access. He stated that the berm is only good for controlling noise levels immediately adjacent to the berm.

A Committee Member agreed that there is definitely a need for site plan agreement in this instance. Another Committee Member noted that several members of Council did visit another site in the Province and generally the noise level was low and that the only concerns expressed was the noise on the side of one of the buildings where an exhaust - vent was located.

Bob Baseava stated that the proposed noise control levels in this location will be better than a number of the other ones in the Province because there are more noise design features incorporated into this site.

In response to an inquiry from a Committee Member Bob Baseava stated that they will involve the public further if it is required by the Committee. He stated that they have talked with some of the neighbours as a result of complaints and that they usually address complaints as they are received.

Another Committee Member suggested that the Town had been well represented by the Mayor at the previous energy board hearings and that they are elected to support the public good, and it would appear that TransCanada Pipelines have done all they can to adjust the noise concerns.

A Committee Member noted that in order to notify the public of the proposed site plan application, that a letter could be dropped off at the neighbours homes to notify them of the upcoming Council meeting on March 15, 1993.

In response to an inquiry from a Committee Member, Bob Baseava stated that at the edge of the property the noise level is 75 dba and that the new equipment will reduce that to 44 dba. He stated that by enclosing the compressors in a building, the noise levels will be reduced even further. He stated that for every 100 metres away a residence is located, that the noise levels will be reduced by an additional 6 decibels.

In response to an inquiry from a Committee Member Bob Baseava stated that at the edge of the property there should not be any vibrations. Bob Baseava stated that the noise level should be very similar to the existing noise levels in the area.

After considering the staff report the Committee adopted the following recommendation:

Moved by Mayor R. Konkle, Seconded by Ald. J. Albers

RE: PDR 93-71 - File 12-260/93

Roll 020-019-02500

Site Plan Approval Application

Applicant: TransCanada Pipelines

"THAT. Site Plan Approval Application 12-260/93, in the name of 'BarisCanada Pipelines, BE APPROVED, for the reasons outlined in PDR 93-71, and further that an agreement be entered into."

CARRIED Minutes, plng. comm. (YY US UBJ

(E) PDR 93-65 - FILE 34-8 SEWELL COMMISSION

WPOH FROM THE COMMISSION ON PLANNING

& VD DEVELOPMENT REFORM IN ONTARIO

The Deputy Town Planner outlined the details of PDR 93-65 regarding staff comments relating to the draft report from the Sewell Commission on Planning and Development Reform in Ontario.

In response to an inquiry from a Committee member, the Deputy Town Planner stated that the Planning Department currently provides the applicant with copies of all agency

comments regarding their application and also copies of the staff report and that the public are provided with a copy of the staff report. The Town Planner stated that the Planning Department has a concern that the public should not be allowed access to all information in the file because some of the comments submitted by agencies are preliminary in nature and may be revised at a later date, as a result of additional information.

A Committee Member suggested that it is not necessary to amend the entire planning process when only minor things need fixing. The Town Planner advised that the Sewell Commission report may end up lengthening the process rather than streamlining it.

A Committee Member expressed concern that there is no review regarding the viability of farming.

In response to an inquiry from a Committee Member, Mrs. Cudmore then stated that she is in the process of preparing a petition regarding density and that it will be submitted to the Province. The Committee suggested that the wording in the petition should be submitted to Council for the March 15, 1993, meeting so that it can be endorsed by Council.

The Committee noted that the Sewell Commission is looking into areas that don't need fixing. A Committee member expressed concern with increasing the affordable housing component from 25% to 30% and that this report is written because of problems that are occurring in the Toronto area.

Another Committee Member expressed concern in regards to the reference of a 10% variance being allowed and noted that the time frames for appeals should be consistent. The Deputy Town Planner stated that staff are actually suggesting that the time frames be more streamlined and consistent.

A Committee Member expressed concern regarding the tree preservation policies that may be forced on individual landowners.

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. J. Albers, Seconded by Mayor R. Konkle

Re: December 18, 1992, Draft Report from the

Commission on Planning and Development Reform in Ontario

THAT, the Sewell Commission be advised of the Town of Lincoln's concerns as follows:

Proposed Provincial Policy Statements:

B. Community Development and Infrastructure Policies

o 7(d) should be amended to state "the extension will have a compact form, a mix of uses, and be designed to achieve an overall density of medium density".

o 7(e) and 8(d) should be amended to state "if the extension is to include quality agricultural land, it must be demonstrated there is no practical alternative to accommodating the growth reasonably anticipated in the next ten years, and where possible, specialty crop lands should be avoided".

C. Housing Policies

o 4 should be amended to state "where building stock and services are adequate, an additional unit may be permitted within an existing single detached dwelling where it is deemed appropriate by the municipality". Minutes. Plng. Comm. (93 03 08) Page 5/6

The Municipal Role

o That the public only be allowed access to agency comments, public and committee meeting minutes and staff reports - not complete access to files.

o That the municipality be allowed to determine whether an application should proceed by consent or by plan of subdivision.

o That municipalities be permitted to specify architectural details and types of materials through site plan control.

o That the time frame for an appeal of a minor variance application be set at twenty-one days after notice of decision is sent.

o That committees of adjustment be encouraged to make their decisions in public rather than should make their decisions in public.

o That guidelines for public input of the FA process be provided.

o That a time limit of two years be specified for the proposed registry of those requesting notification of planning matters.

o That only one public meeting be required for site specific official plan amendments.

o That the appeal period for appeals to an official plan be limited to thirty days.

o That the appeal period for appeals official plan amendments and a comprehensive

zoning by-law be limited to twenty-one days.

Other Issues

o That the Province should be prepared to provide financial assistance to municipalities to offset the cost of implementing the final results of the Sewell Commission Report.

(F) PDR 93-61 - FILE: 1-15

DELEGATIONS TO PLANNING COMMITTEE

The Town Planner outlined the details of PDR 93-61 which provides a recommendation to the Planning Committee that they not provide recommendations for any development proposal until such time as a formal application has been submitted and staff has had an opportunity to evaluate the proposal and prepare a report.

In response to an inquiry from the Committee, the Town Planner stated that generally when a formal application has been submitted there are usually not legal costs involved, because all the information has been provided with the application.

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. R. Bilkszto, Seconded by Ald. A. Danyaluck

Re: PDR93-61 - File: 1-15

Delegations to Planning Committee

"For the reasons outlined in PDR 93-61, it is hereby recommending that:

1. Planning Committee not provide a recommendation or direction regarding any development proposal until such time as a formal application has been submitted and staff has had an opportunity to evaluate the proposal and prepare a report thereon;
2. Planning Committee will entertain presentations regarding general Planning issues, provided that a written brief of the topic has been provided to the Planning Department no later than the Wednesday preceding UIC relative Planning Committee meeting, for circulation to Committee Members.
3. Planning Staff are directed to inform anyone who requests to appear as a delegation, that they are welcome to do so, however, the above noted resolutions are to be cited."

CARRIED Minutes, Plng. Com. (93 03 08)

(GI PDR 93-62 - FILE: 36-1 1(1)

BUDGET TO ENSURE FINALIZATION

OF THE NEW ZONING BY-LAW 93-14-21

The Town Planner outlined the details of PDR 93-62 which recommends additional funding to carry out the work necessary to have the Town's new comprehensive Zoning By-law No. 93-14-21 approved by the Ontario Municipal Board.

After considering the staff report the Committee adopted the following recommendation:

Moved by Mayor R. Konkle, Seconded by Ald. J. Nbers

RE: PDR 93-62 - File 36-1 111)

Budget to Ensure Finalization of the New Comprehensive Zoning By-law 93- 14-21

"For the reasons outlined in PDR 93-62, it is hereby recommended that the Planning Department Capital Budget include \$12,500 for the purpose of obtaining Planning and Legal expertise to complete Zoning By-law 93-14-21 through to approval by the Ontario Municipal Board and that the Planning Department be authorized to engage the appropriate Planning and Legal expertise." CARRIED

(H) PDR 93-63 - FILE 1-2 1

STATUS OF ALL ACTIVE DEVELOPMENT

APPLICATIONS

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. R. Bilkszto. Seconded by Nd. A. Danyaluck

Re: Status of All Active Development Applications

PDR 93-63 - File 1-21

"THAT. PDR 93-63, Status Sheets relating to all Active Official Plan Amendment Applications, Zoning By-law Amendment Applications, Site Plan Approval Applications, Plan of Subdivision and Plan of Condominium Applications in the Town of Lincoln. BE RECEIVED as information." CARRIED

(I) PDR 93-64 - FDLE 1-2 1 STATUS OF ACTIVE LAND DIVISION

COMMITTEE AND COMMITTEE OF ADJUSTMENT

APPLICATIONS FOR 1993

After considering the staff report the Committee adopted the following recommendation:

Moved by Ald. J. Albers. Seconded by Mayor R. Konkle

Re: Status of Active Land Division Committee and

Committee of Adjustment Applications

PDR 93-64 - File 1-2 1

"THAT PDR 93-64. being the status of active Committee of Adjustment and Land Division Applications upto u arch 1st. 1993, BE RECEIVED as infor&ation." CARRIED Page 7/7

3. NEW BUSINESS

No new business was declared by any Members.

4. ADJOURNMENT

The Chairman then declared the meeting adjourned.

SECRETARY CHAIRMAN

Dictation Date: 93 03 09

Circulation Date: 93 03 11 March 9th. 1993

Minutes of a meeting of the Bartlett Creek Drain Steering Committee held on Tuesday, March 9th. 1993. at 7:30 p.m. in the Beansville Room. Present were:

Ald.A.Gretsinger (Chairman), Mayor R.Konkle. Ald.R.Kelly. Ald.A.Danyluck, C.Austin. W.Davis, S.Jakymiw. S.Leistner and L.Redinger. Also present: T.D'Amarlo [Niagara Peninsula Conservation Authority]. Staff present: K.Kruger (Clerk).

Ald.Gretsinger opened the meeting and noted that Mr.Andy deVos has advised that for personal reasons. he cannot continue on the committee and has therefore submitted his resignation.

REVIEW OF MINUTES

Committee members reviewed the minutes of the meeting of February 23rd. 1993.

C.Austin noted the discussions with the MNR and asked LF the minutes could more clearly state the MNR's position on the Bartlett Creek Drain. There was some review of the ideas put forth during the discussions on the MNR. Ald.Kelly suggested that it may be best to request a written report from the Ministry on their position instead of interpreting verbal comments.

Moved by Ald.RKelly, Seconded by CAustin

THAT the Clerk request a written report from the Ministry of Natural Resources on their position with respect to the Bartlett Creek Municipal Drain.

CARRIED

In addition. C.Austin inquired as to whether Ule now vacant position could be filled with past applicants. There was discussion and comments made that it may be difficult to bring a new member up to speed on the discussions to date. It was also suggested that the position could be filled with a member of the public who has been attending most meetings and is up-to-date on the discussions.

Moved by C.Austin, Seconded by L.Redinger

THAT the vacant position on the Bartlett Creek Drain Steering Committee be filled. uxzr

DELEGATION BY RON SCHECKENBERGER

Ald.Gretsinger advised that Mr.Scheckenberger would be attending the next committee meeting and that questions should be discussed and prepared ahead of time to achieve the most benefit. It was suggested that the committee split into two groups, one to discuss the physical issues and alternatives, and the second to discuss the issues of funding, both groups to bring back recommendations.

Committee members then split into two groups as suggested. After discussions, the committee reconvened.

Tony D'Amario reviewed the discussions of the group respecting physical issues and noted that the following questions for Mr.Scheckenberger were recommended.

1. Is there a possibility of constructing a series of detention ponds in the development portions of the southern areas to eliminate the necessity of a large pond and can these smaller ponds further reduce flows downstream to reduce the necessity of substantial downstream channel works. Also, can the west to east diversion be eliminated and still meet the constraints imposed by the installation of the Comisso and Co-op Drain?

2. With respect to the flood channel from the Comisso Drain and northward, can minor work be done for the undersized culverts (QEW and CNR to reduce the floodplain and what needs to be done at the CNR (lower invert, size increase, etc.) to have appropriate capacity for flood flows?

3. Would increasing capacity of the QEW culverts assist in reducing the floodplain and to what extent?

4. With respect to the Aberdeen area and Kinsmen Park, can the ponds be placed in that area and would they be effective if they were constructed at staged intervals [when development proceeds]? (Bartlett Creek. Mar.9/93) -2-

5. Large Pond I-low much water in the pond during the 5, 10,25, 50 and 100 year flood and for how long?

6. Downstream Channels Implementation Options Does the channelization need to be

done at once or can it be staged?

K.Kruger then advised of the discussions of the group respecting possible funding for the Drain. He noted that discussions included:

- a) recovery through the general mill rate across the entire municipality
- b) development charges
- c) a form of front-ending on development
- d) the Municipal Act
- e) the Drainage Act or the Conservation Authorities Act

Members of Group 2 advised that the final result was that the pros and cons of each method of financing needs to be outlined for committee members.

With respect to the various implementation methods. Ald.Kelly questioned Mr.D'Amario as to whether an Environmental Assessment is going to be requested of the municipality by the NPCA or MNR if they do not proceed under the Drainage Act. Mr.D'Amario advised that the NPCA had requested an environmental appraisal of any work done on the creek under any method. Ald.Kelly further questioned whether the NPCA would require such a full appraisal under any other method as it would then be the responsibility of the municipality to pay for it as opposed to under the Drainage Act whereby the requesting body would be required to pay for it.

Mayor Konkle questioned since the presentation by Mr.Scheckenberger is to be heard by committee members, then should not the committee have another person in to come and speak of the pros and cons of implementation methods from another point of view. There was discussions of possible persons who would be knowledgeable and it was agreed that Mr.Ben Redekopp be invited to attend the first meeting in April to discuss the alternatives available.

NEXT MEETING: Tuesday, March 23rd, 1993, 7:30 pm.

ADJOURNMENT

There being no further business at this time, the Committee adjourned.

CIWRMAN

(Dictation Date: March 11th, 1993) Beamsville Room

March 10th, 1993

Minutes of a meeting of the Town of Lincoln Public Works Committee, held in the Beamsville Room, on Wednesday, March 10th, 1993, at 7:30 p.m.. Present were: Ald.A.Gretsinger(Chairman), Ald.P.Butcher (Vice-Chairman), Ald.R.Kelly, Ald.J.Albers and Mayor R.Konkle. Staff present: G.Holman(Acting Director of Public Works).

ACCOUNTS

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT Department payments in the amount of \$224,249.12 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT Department payments in the amount of - - \$29,671.67 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

DELEGATION

JACK HELLINGA, GORE & STORRIE LIMITED, SOUTH BEAMSVILLE
WATER PRESSURE DEFICIENCY STUDY

Mr. Hellinga explained the testing procedures conducted by our staff under his direction, and the field results that were used to model the flows in the system.

The consultant identified a three step approach to resolve the problems.

Firstly, the water services in south Beamsville require careful investigation, and the development of a unified service replacement program and servicing policy.

Secondly, the distribution system is showing signs of aging, that jeopardizes the flow and pressure in the mains. An extensive replacement program was identified in the report.

The third factor considered the elevation problems, and recommended the definition of distinct pressure zones and boosting provisions.

The Committee inquired as to the extent to which the Fire Chief has been notified, and directed staff to properly notify the Fire Department of this concern.

Bill Davis was in attendance to speak about his problem with water volumes and fire protection, and confirmed the findings in the report. Public Works Committee - 2 - Mar. 10/93

REPORTS

SOUTH BEAMSVILLE WATER PRESSURE DEFICIENCY STUDY - RECOMMENDATIONS AND RESULTS, P.W. 93-70

Moved by Ald.J.Albers, Seconded by Mayor R-Konkle

THAT the Public Works Committee recommend to Council :

1. That the South Beamsville Water Pressure Deficiency Study prepared by Gore and Storrie Limited be received.

2. That staff be directed to prepare a draft policy on the replacement of water services affecting those existing residents on the Beamsville distribution system located south of NR81 (King Street).

3. That the recommendations for capital works be incorporated into the 10 year capital forecast as identified by priority in the study.

4. That funds in the amount of \$6,500 be included into the 1993 capital works budget to finance the cost overrun from this study.

5. That staff prepare an estimate and terms of reference for the second phase of the study based on a proposal from Gore and Storrie Limited for the future consideration of this Committee and Council. CARRIED

QUARRY ROAD WORKS YARD, SITE REMEDIATION PLAN, P.W. 93-72

The Committee expressed concern for the cost and the fact that the cleanup will be mandatory. Staff was directed to keep the Committee informed on a regular basis of this situation.

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers

THAT the Public Works Committee recommend to Council that Gore & Storrie Limited be engaged to monitor and implement the site remediation work plan as presented in this report utilizing Jagger Hims Limited as the sub-consultant for hydrogeological work and that the appropriate engineering agreements be signed and sealed by the Corporation accordingly.

FURTHER THAT funds in the amount of \$90,000 be incorporated into the 1993 capital works budget to accommodate this project.

FURTHER THAT staff be directed to report back to the Public Works Committee and Council at the earliest opportunity with the expected cost for the cleanup. CARRIED

FUTURE EXTENSION - OP FOURTH AVENUE, VINELAND, P.W. 93-73

Mr. Bovaird and Mr. Bilkszto were in attendance to express their concerns with the staff report, and requested an opportunity to reconsider the staff recommendation.

The Committee discussed the feasibility of the project, and the likelihood that it would proceed under the current environmental regulations. The current agreement involving the \$50,000 obligation to Mr. Thiessen was discussed, and staff was directed to ask

Mr. Thiessen of his intentions in this regard. a
Public Works

Committee - 3 - Mar. 10/93

Moved by Ald.J.Albers, Seconded by Ald.P.Butcher
THAT the Town of Lincoln Public Works Committee
recommend to Council that the Regional Public Works
Committee be advised that the Town of Lincoln does not
support the extension of the Fourth Avenue Regional road
west over the 20 Mile Creek through Vinewood Park
subdivision to Regional Road 81.

FURTHER THAT staff be authorized to re-negotiate
the agreement with Rudy Thiessen for the return of the
lands in question. CARRIED

YEAS: ~ld.J.~lbers, Ald.P.Butcher, Ald.A.Gretsinger

NAYS: Ald.R.Kelly, Mayor R.Konkle

REQUEST FOR BACKFLOW VALVE, LARMON PROPERTY, P.W. 93-74

Mr. Larmon was in attendance in support of his request to
install a check valve to his property.

Discussion related to the status of existing sewer
connection by-laws ensued, and recognized the
grandfathering of most homes in south Beamsville, making
them legal but non-conforming.

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly

THAT the Public Works Committee recommend to
Council that funds in the amount of \$50,000 be
established in the 1993 capital works budget for the
engineering portion of the reconstruction of Hixon
Street, between Cherrywood Drive and Ann Street, which
includes the necessary repairs to the sanitary sewer
system, the installation of a storm sewer and
reconstruction of that section of roadway to a full urban
standard.

FURTHER THAT staff be directed to report back to
the Committee with appropriate construction schedule,
including provisions of any front-ending agreements
negotiated with the property owners in the Southeast a
Neighbourhood Secondary Plan.

FURTHER THAT staff be authorized to install a
check valve in the sanitary sewer lateral servicing the
Larmon property at 4151 Hixon Street. CARRIED

CORRESPONDENCE

1. Niagara Peninsula Conservation Authority - Great Lakes
High Water Levels. R&F

2. Snowbird Recycling - Lincoln Rural Recycling Services
Rates. R&F

3. Region of Niagara - Sewage Flows for February 1993.
R&F

4. Corporation of the Town of Kirkland Lake - Bill 143,
Landfill Sites. R & F

5. Consulting Engineers of Ontario - Engineering Week.
R & F

6. The Time of Your Life - Snowbird Recycling.
R&F

7. Ministry of Environment and Energy - Sewer and Water
Construction. R&F Public Works

Committee -4- Mar. 10/93

8. Bob McKinney - Wagner's Lane.

The Committee directed staff to respond, clarifying the
Town's position that the laneway is a private access for
which the municipality has no responsibility.

ADJOURNMENT

There being no further business, the Chairman declared the
meeting adjourned.

CHAIRMAN SECRETARY

(dictation date: March 11th, 1993) SULLIVAN, MAHONEY

RARRISTERS & SOLICITORS

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L2R 622

By Fax

March 10th, 1993

Town of Lincoln

Public Works Committee

4800 South Service Road

Beamsville, Ontario

LOR 1B1

Attention: Mr. A.F. Oretsinger, Chairnlan
and Members of the Public Works Committee

Dear Mr. Gretsingcr:

Re: Vinewood Park Extension No. 3

BILKSTZO, Larry

Future Extension of Fourth Avenue, Vineland

Public Works Committee Meeting, M.arctr 10th, 1993

We advise that we have been retained by Larry Bilkstzo and represent his interest in connectrun wi01 the above referenced maner

We understand that neither Mr. Bilkstzo nor his agent, Cec Bovaird, were fornally advised that ths, Public Wdrks Cornminee was to consider the question of a future extension of Fourth Avenue durirg the course of this evening's meeting. This issue is 0.f cruciali importance to otrr client. The Town's recommendation to the Region will have substantial impact on Mr. Bilkstzo'r development plans md will dictate what action is necessary to protect his development interest. In those circumsmcgs we ask that both Mr. Bilkstzo and Mr. Bovaird be given formal advance notice of any fun~re Commiace meetings in which manerr concerning his devejopmant or the possible extension of Fourth Aveniir are to be considered.

By reason of other commitments we are not able to asend tonight. We undersmd Mr. Bilkstzo wiir be represented by Mr. Bovaird. We ask that this ieaer be provided to L!I~ Commirlecl far iir.3 deliberation in addition to Mr. Bovaird's submissior,~.

Polohratinn fnrf~ veers 01 service to the Niagara Communify, 1953. 1993 Page 2 SUJILLVA~V. ~L~LEONEY

With regard to the possible future extension of Foun Avenue we make the folfowing comments:

1. given costs, environmental considerations and other factors the future extension of Feu* Avenue is pure speculation and highly unlikely to ever occur; (~.e
2. it is important to note that the Region itself previously decided against extending.-> Fourth Avenue notwithstanding the recommendations of the McCormick Rankin Repon in 1988. As indicated in Reperi P.W.93-73 the Region "due to the costs" of the Fourrh Avenue extension decided it was preferable to concentrate on upgrading Regional Road 81;
3. it is unfair and improper to adversely affect Mr. Bilkstzo's current and established development plans given some loiiig shot possibility that Fourth Avenue would be extended in the distant future; and,
4. insofar as the Staff Report suggests that present decisions by the Town and ultimately by the Region regarding this issue call be made without "finmcial consideration" we disagree. If the Town, through the Rogion, wishes to preserve th: possible extension of Fourth Avenue the Town shoulti also now be prepared to acquire my lands necessary from Mr. Biiksizo or others and be fully prepared to compensate those property owners at fair market value together with addirionzl compensation for injurious affection. To proceed otherwise would constitute defacro expropriation and wili dictate that hlr. Bilksizo take other action.

..
\\-- ::.ii We mist the Conminee will give careflil considerat!on to this entire matter. Should the Conunitte

choose to adopt the staff recommendations as set out in Repon P.W.93-73 ii will be our advice to our client that we seek delegation surus to appear 'srfore Council next Monday evening Lo further discuss this matter.

We thank you for your consideration and we remain,

Yours very truly,

MICHAEL J. BONOMI

cc: Mr. Cec Bovaird

cc: Mr. Larry Biiksrzo Beamsville

March 10, 1993

Minutes of a meeting of the Recreation and Parks Committee held in the Beamsville a Room at Town Hall on Wednesday, March 10,1993 at 1 :00 p.m. Present were Ald. H. Bald, Chairman, Aid. A. Danyluck, Ald. P. Butcher, Ald. R. Kelly, Mayor R. A. Konkle

Staff Present: D. Wainman, Director, Recreation & Parks, B. Urquhart, Facilities Manager, Carl Held, Town Planner, D. Bakker, Treasurer

ACCOUNTS

Moved by Ald. A. Danyluck, Seconded by Mayor Ray Konkle

THAT department payments in the amount of \$41,657.75 incurred in accordance with Council Policy A90-284 having now been audited by Committee be ratified by Council

CARRIED

DELEGATIONS

Mr. John Crossingham representing MerFlow (Hillview Estates) was in attendance to speak to Committee on the proposed development of the lands more specifically the lands known as the Stadelbauer property. Also in attendance were Dennis Landry of Upper Canada Consultants, Mark Cahill of Mountainview Homes, C. Carroll and M. Kolacevic from Royal LePage.

Mr. Crossingham outlined to the Committee two plans and proposals on the proposed development of these lands.

Mr. Crossingham indicated in his presentation that the Environmental Conservation lands should be accepted as the parkland dedication for the development and that his clients should not have to be required to pay any further parkland contributions.

Mr. Crossingham suggested that these Environmental Conservation lands should be accepted by the Town for passive park purposes as they provide for recreation activities such as walking and cross country skiing.

Mr. Crossingham also acknowledged the fact that both the Niagara Peninsula Conservation Authority and the Ministry of Natural Resources have both commented on the Environmental Conservation lands as to the lands being used for any active park use and it was noted that both agencies would not support any active recreation use on these lands.

Staff also indicated that they have concerns with accepting the lands for anything other than a park link. a

In the opinion of staH a park link (walkway) would be desirable through this area however to accomplish this they would only require a twelve to twenty foot wide pathway. Staff also advised Committee in accepting this large parcel of Environmental Conservation land tho Town would be responsible for maintenance and upkeep of these lands. It was also noted by some committee members that these areas have a tendency to become dumping grounds and would result in the Town being responsible for the upkeep.

Mr. Crossingham also advised Committee that should the Town not accept the Environmental Conservation lands for the parkland dedication the developers would be then looking at a different development proposal that would include additional condominium units and changes to the storm management system. Committee suggested that these would be reviewed by our Public Works Department. REPORTS Hillview Estates Subdivision RP#93-67

Moved by Ald. P. Butcher, Seconded by Ald. R. Kelly

1. THAT Recreation and Parks recommend to Council that proponents of Hillview Estates subdivision be advised that Council does not at this time support transfer of Environmental Conservation land to the Town in satisfaction of the parkland contribution.

2. THAT staff prepare report on pros and cons of accepting Environmental Conservation lands for any purpose.

CARRIED

Grant Applications RP#93-66

Mr. Wainrnan advised Committee that the review and recommendation for grants were in accordance with the Town's grant policy and the direction of Committee and Council on a zero increase of grant levels for 1993.

Lincoln Minor Soccer Club

Moved by Ald. A. Danyluck, Seconded by Mayor Ray Konkle

That the Recreation and Parks Committee recommend to Council that the Lincoln Minor Soccer Club request of \$10,500 be included in 1993 Recreation and Parks operating budget for consideration of Council.

CARRIED

Beamsville Minor Baseball Association

Moved by Ald. P. Butcher, Seconded by Ald. R. Kelly

THAT the Recreation and Parks Committee recommend to Council that \$8,750.00 for a grant for the Beamsville Minor Baseball be included in the 1993 Recreation and Parks operating budget for consideration of Council.

CARRIED

Jordan Lions Minor Softball Association

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that a \$5,500 grant for the Jordan Lions Minor Softball Association be included in the 1993 Recreation and Parks operating budget for Council consideration.

CARRIED

Beamsville Lawn Bowling Club

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that \$200.00 for a grant for the Beamsville Lawn Bowling Club be included in the 1993 Recreation and Parks operating budget for Council consideration.

CARRIED

Lincoln Leapers

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that \$500.00 for a grant for the Lincoln Leapers be included in the 1993 Recreation and Parks operating budget for Council consideration.

CARRIED First Vineland Boy Scouts

Moved by Ald. P. Butcher, Seconded by Ald. R. Kelly

THAT the Recreation and Parks Committee recommend to Council that \$425.00 for a grant for the Lincoln Leapers be included in the 1993 Recreation and Parks operating budget for Council consideration.

CARRIED

Beamsville Strawberry Festival

Moved by Ald. R. Kelly, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that \$3,500.00 for a grant for the Beamsville Strawberry Festival be included in the 1993 Recreation and Parks operating budget for Council consideration.

CARRIED

Town of Lincoln Concert Band

Moved by Ald. R. Kelly, Seconded by Mayor Ray Konkle

THAT the Recreation and Parks Committee recommend to Council that \$6,000.00 for grant for the Lincoln Concert Band be included in the Recreation and Parks Department operating budget for Council consideration. a

FURTHER THAT a list of free concerts in the Town during 1992 be provided.

CARRIED

Rockway New Horizons

Moved by Ald. A. Danyluck, Seconded by Mayor R. Konkle

THAT the Recreation and Parks Committee recommend to Council that \$1,500.00 for a grant for Rockway New Horizons be included in the Recreation and Parks 1993 operating budget for consideration of Council.

CARRIED

Club of the Twenty

Moved by Ald. A. Danyluck, Seconded by Mayor Ray Konkle

THAT the Recreation and Parks Committee recommend to Council that a grant of \$3,150.00 for the Club of the Twenty be included in the Hecreation and Parks operating budget for consideration of Council.

CARRIED

Niagara Grape and Wine Festival

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that because the Niagara Grape and Wine Festival do not meet the criteria for funding as outlined in the Town's grants policy of the Recreation and Parks that this grant application be referred to Finance and Administration for 1993.

CARRIED

Mr. Wainman indicated that to date no grant application has been received from the Beamsville Kinsmen Club for their annual Santa Claus Parade. Committee decided not to support the staff recommendation for an extension on the grant application or inclusion into the proposed budget.

Recreation and Parks 1993 Budget Proposal RP#93-68

Committee reviewed the proposal and staff outlined to Committee areas where any significant changes from 1992 budget level are occurring. Moved Mayor Ray Konkle, Seconded Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that the operating and capital budgets be approved at the Committee level and that the budget be forwarded to the special budget committee of Council for a full review.

CARRIED

CORRESPONDENCE

Big Brother/Big Sisters

Moved by Ald. A. Danyluck, Seconded by Mayor Ray Konkle

THAT the Recreation and Parks Committee recommend to Council that the Big Brothers/Big Sisters of Grimsby/Lincoln be given the use of Charles Daley Park for camping on June 4, 5, 6, 1993 and

FURTHER THAT they be allowed the use of the Town tent for the same weekend at 25% of the regular fee.

CARRIED

Town of Caledon

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommends to Council that \$50.00 be given to the Ontario Recreation Society towards the hosting of a student luncheon at Ontario Recreation Society Annual conference in Niagara Falls in April 1993.

CARRIED

Moved by Mayor Ray Konkle, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that the Director of Recreation and Parks and Chairman of Recreation and Parks Committee be given permission to attend the Ontario Recreation Society Conference to be held in Niagara Falls from April 18 to 21, 1993 with normal conference expenses and fees to apply.

CARRIED

The Treasurer was in attendance to answer various questions on unapplied capital receipts and how they had been included in financial statements to the end of 1992. The Treasurer was asked to report the options available to Council regarding setting aside revenues for recreation and park uses and the application of these options to: the unapplied capital receipts 1992, Lincoln Sports Park; the 1993 capital budget and current Council approved capital financing policies. In this regard Committee passed the following recommendation.

Moved by Mayor Ray Konkle and seconded by Ald. A. Danyluck

THAT the monies (\$992 capital receipts) acquired from the sale of lands on the southwest quadrant of the QEW be further studied as to how best to use those dollars for the benefit of the Town:

THAT various methods of investing those dollars be looked at and explained in report form to Parks and Recreation. To be prepared for budgets.

AND FURTHER THAT a transfer to the unapplied capital budget for the overall budget review an amount of \$269,849.00 be made in the Committee recommended column of the capital budget. CARRIED

There being no further business the Chairman declared the meeting adjourned.

- CHAIRMAN SECRETARY Beamsville Room

March 11th, 1993

Minutes of a special meeting of the Town of Lincoln Public Works Committee, held in the Beamsville Room, on Thursday, March 11th, 1993, at 5:00 p.m.. Present were:

Ald. A. Gretsinger (Chairman), Ald. P. Butcher (Vice-Chairman), Ald. R. Kelly and Ald. J. Albers. Staff present: G. Holman

(Acting Director of Public Works).

1993 OPERATIONS BUDGET

The Acting Director of Public Works presented a detailed review of five Public Works maintenance accounts, specifically, Emergency Measures, Sidewalks, Parking Lots, Street Lighting and Storm Sewers. Also provided in the package was a summary of the Department objectives, and the guidelines under which the budget was prepared.

1. ACCOUNT R-251 - EMERGENCY MEASURES

The 1992 budget figure for Emergency Measures was \$7,000, however, the actual expenditure was \$5,550. Public Works staff expressed concerns that the high lake levels and potential erosion problems which have resulted in an advisory warning from the Niagara Peninsula Conservation Authority this spring, may cause additional need to respond to emergencies along the lake shore. For this reason, staff have recommended a budget of \$6,500 which represents a 7% decrease from the 1992 budget figure.

2. ACCOUNT R-312 - SIDEWALKS

In 1992, \$9,000 was budgeted for sidewalk repairs that were not foreseen as part of the capital program, and the actual cost was \$7,600. Due to the expanded nature of our capital program, it is not anticipated that these costs should exceed the 1993 recommended budget of \$7,500, which represents a 20% decrease in the 1992 budgeted amount. A considerable amount of discussion took place with regards to sidewalks in downtown Beamsville, and the involvement of the Business Improvement Area. This discussion also concerned the parking lots account, and staff was directed to check the existing by-law for the creation of business improvement area. Staff was also directed to review the existing plan with the hope that they can initiate further involvement by the businesses of the downtown Beamsville area, to co-ordinate a strategy so that maintenance is not expended in a manner that is not consistent with the ultimate development and streetscaping plans scheduled for the downtown core.

Public Works staff will be discussing this matter with the Administrator, Clerk and Treasurer at the next senior staff meeting.

During a careful review of the sidewalk budget involving those sections of sidewalk for which the municipality is responsible, there was considerable discussion about the enforcement of the existing snow clearing by-law. The Committee encouraged staff to consider the fairness and -0 enforcability of the existing by-law, and requested some additional input to make the by-law more enforceable and respected by the citizens of the community. Public Works Committee -2- Mar. 11/93

3. ACCOUNT R-341 - PARKING LOTS

The Committee reviewed this particular budget, and noted that they had not received any major complaints about the condition of the existing parking lots.

Public Works staff did note that the Transportation Study identified a need to formalize some policies with regards to parking lots and parking lot maintenance, and that some input from the Business Improvement Area would be important in determining the Town's strategy in this regard.

Most notably was the discussion related to the use of parking lots for long-term parking (ie. by employees so that the on-street parking could be used by customers using the businesses along King Street). This matter will be discussed with the Planning Department with the hope that in 1993, staff could develop some guidelines that would be

considered by the Business Improvement Area for co-ordinating, controlling and properly planning the parking activities in the downtown core of Beamsville. Once a co-ordinated strategy has been developed, other areas in Town such as the Vineland Business Area and Jordan Business Area could be addressed.

4. ACCOUNT R-351 - STREET LIGHTING

The Committee was advised that the cost overrun in this account was largely due to the additional maintenance that was required and performed by Cyril Smith Electric Limited, through Lincoln Hydro, and the additional energy costs. Staff noted that a reduction in energy cost could be realized if the capital replacement program is completed earlier in the year, as opposed to later on. Because of the 8.5% increase in hydro rates, despite the capital replacement program to make our street lights more efficient, will result in an increase of 18% in this particular budget.

It is anticipated, however, that because our street lights will be totally replaced, that the maintenance costs will be substantially reduced.

5. ACCOUNT R-421 - STORM SEWERS

Public Works staff indicated that there is a need to flush the existing storm sewers underneath the local roads in the Beamsville area, and that although this maintenance is seen to be above what the current standard is offering, it is seen to be cost effective maintenance at this time to prevent an emergency callout for basement flooding.

Overall, the 1993 recommended budget figure represents a 15% decrease in the 1992 budget.

It was also noted that the Region of Niagara should be contacted, to consider a cost sharing for the cleaning of the storm sewer on Ontario Street.

6. MISCELLANEOUS ITEMS

The Committee discussed some general Public Works related items, and the approach to deal with those unplanned activities which often result in cost overruns in each particular budget. Public Works

Committee Mar. 11/93

Public Works staff expressed concern that decisions were made under uncomfortable circumstances related to discretionary requests from members of the Council. It was agreed that staff should take the position that discretionary work over and above that approved in the budget, should be done at the discretion of the Director of Public Works if it involves any substantial risk to the residents of the community or travelling public that would jeopardize their safety or present a liability to the municipality.

If, however, the request came as a matter of aesthetics or convenience, staff would direct the member of Council to present the matter at the next available meeting for their consideration.

OTHER ITEMS

Staff requested clarification with regards to the purchase of composters and received the following motion in his regard.

Moved by Ald. P. Butcher, Seconded by Ald. W. Kelly
THAT Public Works Committee recommends to Council that an initial order of 1,300 composters for backyard residential purposes be approved, (CARRIIEI)

Staff were directed to contact the Region of Niagara to report some major potholes located on King Street, just west of Ontario Street in the eastbound lane,

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 8:00 p.m.,

CHAIRMAN SECRETARY

(dictation date: March 19th, 1993) Lincoln Chambers
March 15th, 1993

The Council of the Town of Lincoln met in regular session on Monday, March 15th, 1993, at 7:30 p.m. in the Lincoln Chambers. All members of Council were present except Ald. Bilkszo and Ald. Cousineau, and the meeting was chaired by Mayor R. Kolkle. Staff present: K. Kruger (Town Clerk), D. Bakker (Treasurer), D. Wainman (Recreation Services Co-ordinator), C. Held (Town Planner) and G. Holman (Director of Public Works).

ADOPTION OF MINUTES

Moved by Ald. R. Kelly, Seconded by Ald. H. Bald

THAT the minutes of Council's meeting of March 1st, 1993, be adopted as circulated by the Clerk. CARRIED

BUSINESS ARISING FROM-

Reference was made by members of Council to a delegation by Mr. Staff several meetings ago, in which he said that there were problems with house numbering in the Town causing confusion for the Town's Fire Department and 911 Service. It was noted that the specific problem has been identified as 7th Avenue which changes direction from east to west to north/south and therefore causes a problem with the numbering sequence. It was noted that this is to be corrected and work likely to be done by changing the name of one portion of the street and leaving the actual house numbers the same.

DEVELOPMENT CHARGES HENNING

Mr. John Crossingham and Mr. Greg Hynde were present representing Cherry Hill Gardens with respect to its appeal under Section 8 of the Development Charges Act. Mr. Crossingham advised members of Council that they have raised certain questions with respect to the Town's development charges as they apply to their site. They advised that the development charges would be assessed as if the development contained single family dwellings but that certain aspects of the development warrant a different rate. He further noted that the Act provides for the Hearing which he is present for and that he will present their reasons for asking the Town to consider a lower level of charges. He further noted that Council can deliberate before coming to a decision.

Mr. Greg Hynde presented the planning reasons why the developer feels that the lower development charge should apply. Mr. Hynde discussed the development charge fee structure which is levied based on the type of housing and that the decision was based on the practice that different housing types generally have a different number of persons per unit. He expressed concern that the calculations done on a per person basis, requires constant monitoring of the types of development and number of people per unit by the Town. He noted that constant follow up will tell where drops in persons per unit occur. Mr. Hynde further discussed changes in demographics and again emphasized that constant monitoring must take place. He then noted the basis for OMB decisions which are to be based on that criteria including "is the charge needed, fair and equitable?" Mr. Hynde further discussed modular homes and mobile homes and the persons per unit average in those types of units.

With respect to Cherry Hill, he advised that there are few developments in Ontario which have site plan control on single family dwellings. Therefore, the Town can control the number of bedrooms and so on in each unit within this development as well as living space. Therefore, it would be difficult to have more than the 1.8 persons per unit within this development. Mr. Hynde remarked that Cherry Hill is a unique situation and has unique controls on it and therefore, the development charge should be the same as apartments and modular homes.

Mr. Crossingham then addressed Council with respect to UIC Town's development charges by-law. He discussed that the principle of payments is based on persons per unit. He discussed the lengths that the developer has taken which will keep the development as proposed. (Council, Mar. 15/93) -2-

He noted that voluntary restrictions have been accepted by the developer and should warrant consideration as an apartment type unit for the purposes of development charge. He emphasized that the purpose and intent in this development is to maintain a low occupancy rate.

Members of Council questioned the delegation on several items. Questions were raised regarding statements made that a development, in particular with seniors, have

lesser demands on services. Opinion was expressed that older persons are a heavier load on libraries, hospitals, etc., even if not on items such as ball parks. There was discussion of other services which this development requires. There was further discussion that it is possible that the persons per unit in Cherry Hill can climb and that this would be determined by the market place. Further concerns were expressed with the statement that the subdivision will need constant monitoring to see if the market place will support the type of development proposed. It was asked whether, if the persons per unit increased then there would be a need to change the charges. Mr. Crossingham stated that since the development is under site plan control, the Town could then require the appropriate rate complying with the new densities if such change was applied for. There was discussion of the negotiations between the Town and the Developer and opinion expressed that the only restriction on the buildings was the maximum ceiling in the basements but that the unit sizes so far have been left the same as originally proposed, being a maximum of approximately 1,200 square feet. Mr. Crossingham stated that the developer has committed to developments with a number of designs included, the largest of which would be approximately 1,200 square feet and all of which would be one bedroom. Council thanked the delegation for their presentation.

DELEGATIONS

JOHN CROSSINGHAM AND DENNIS LANDRY. RE: HILLVIEW ESTATES

Mr. Crossingham updated members of Council on the status of the proposed Hillview Estates subdivision and noted that they are now in the process of reviewing the subdivision and one consideration under discussion is parkland dedication. He noted that the topography on the lands restricts development so that of the 25 acre parcel, only 9 acres are likely to be developed. He advised that there are 2 alternate proposals which can be put forth, both of which are consistent in handling Town concerns in particular, roads. He stated that the concern is now how to use the lands zoned Environmental Conservation lands within the parcel. Mr. Landry showed drawings of the two proposals and discussed the major planning considerations for them. With respect to parkland dedication, he advised that the developers have agreed that they would dedicate all of the EC areas to the Town as part of its required parkland dedication. He advised that the MNR and NPCA were asked if these lands could be considered part of a parkland dedication under the Planning Act. He stated that the NPCA advised that under the Town's zoning and official plan, they could not since they cannot be used for active areas but that they did say that several municipalities in the Region do accept such lands to satisfy passive parkland requirements. He stated that the developer feels that these lands do provide an opportunity to the Town insofar as passive requirements. Therefore, it should be accepted as dedication. He further outlined that his client feels that there are 2 options available. 1 - proceed to the OMB with the proposal which includes a berm and condominium townhouse developments on the subject EC lands and, 2 - that preferred option to convey the EC lands to the Town as the parkland dedication. It was noted that this would be approximately 16 acres of parkland dedication.

Mr. Landry then submitted a brief to members of Council and reviewed it with them. The brief discussed reasons why they feel that from a land use planning perspective, that the dedication of the proposed parkland is considered desirable and appropriate, objectives under the Town's newly adopted Official Plan respecting parklands, and noted several policies involved. (Council. Mar. 15/93) -3.

Mr. Crossingham then discussed the Official Plan and expressed opinion that it is for general application throughout the municipality but that these areas in question are within the Niagara Escarpment which is a special circumstance. He discussed the potential trail/ pedestrian link system and expressed opinion that it is a valid parkland dedication for the municipality. He also stated that the actual required dedication for this development would be 1/2 acre or \$50,000 - \$100,000 but instead the Town could get 16 acres of passive parkland.

Members of Council questioned what would happen to the EC lands should the Town not accept them as parkland dedication. Mr. Crossingham advised that the sections on the slope would be added to the various lots in the proposed plan. There was discussion on who then would be responsible for upkeep. Mr. Crossingham noted that it would be the responsibility of the property owners but that this would be a minimum requirement since they would need to be kept in their natural state by way of the zoning.

EDNA TEMPEST. RE: PICTITION. SEWELL COMMISSION

Edna Tempest was present on behalf of the Lincoln Ratepayers Association to present

a petition they are circulating to support their concerns with the Sewell report, specifically the high housing densities which they advocate for small towns. She advised that they are presenting an initial list of signatures and that more would be forthcoming as there is much support for keeping Lincoln as a small rural community. She also questioned whether an ad in the paper would be helpful in speeding up the process. She then presented the petition to Mayor KonMe with the signatures to date. Council then advised that they can hold the petition until the additional signatures are obtained and then forward it on to the Sewell Commission. There was discussion of the reports from the Town's Planning Department which have been prepared and comments which would be forwarded from the Town.

DON WILEY. RE: ROCICWAY CEMETERY -

Council was advised that Mr. Wiley was unable to attend due to illness and will attend as a delegation at Council's next regular meeting.

Mr. Paul Scott advised that he was present to discuss the proposed severance as is contained in the Planning Committee minutes for Council's consideration. Mr. Scott read a letter from the Ministry of Agriculture & Food with respect to the proposal dated September 29th, 1992, in which they expressed no objection to the proposal. He outlined the proposal as was presented to the Planning Committee. Members of Council raised questions regarding the severances and opinion was expressed that the issue is that there are two parcels of land existing and whether a third lot should be allowed. Opinion was expressed that they do not see the road allowance as a building ... lot especially since it is usually conveyed to abutting landowners. Mr. Scott expressed opinion that Council should consider whether this proposal goes against the intent of the Town's Official Plan. Members of Council questioned the legal status of the road allowance insofar as whether it is opened or closed or properly conveyed. There was general discussion of the status of the road allowance and opinion expressed that there is at least 2 lots owned by different parties and that the question rests on the status of the road allowance. There was reference made to the comments from the Ministry of Agriculture & Food and opinion that this proposal does not end up with any more or any less lots than currently exist. There was discussion of the process which should be followed for any such applications and further opinion expressed that the Planning Committee recommendation was to clean up the status of the road allowance and was not with respect to the creation of any additional lots as this should be a decision of the Land Division Committee. (Council. Mar. 15/93)

REGIONAL COUNCIL

(Councillor Hildreth was not in attendance but Mayor KonMe noted that with respect to the proposed Vineland urban area expansion, the Regional Planning Committee has referred the item back to the Town for further information due to a letter with a number of questions for the Town which was faxed to the Region by the Ministry of Agriculture & Food shortly before the last planning meeting. He advised that the item was tabled by Regional Planning Committee until these questions are answered by the Town.

PLANNING COMMITTEE

With respect to the TransCanada site plan agreement, members of Council asked whether the public was informed of the proposals. Council was advised that letters were circulated to landowners in the area. There was discussion of several items within the proposed site plan including a proposed future building and the drainage pond.

Committee members then discussed the proposed severance from Mr. Scott. Opinion was expressed that proceeding with the proposal would clean up the issue of the road allowance and also increase the size of the farmland in the area. There was further discussion of the process which should be followed through the Land Division Committee. There was further discussion of the road allowance status and issues raised that the original by-law was 135 years old, that the 2 lots exist because 2 lawyers have signed legal documents creating them that the original intent of Council in 1858 was to close the road allowance in exchange for the given road, that the transfer of Part 1 took place in 1992 from the Scott's own research and questions raised whether previous owners paid taxes on the road allowance portions since it was closed. Opinion was expressed that Council must determine if the road allowance is or is not a lot.

Moved by Ald. R. Kelly, Seconded by Ald. A. Danyluk

Re: Paul Scott, proposed severance

THAT the motion of Alhers/Konkle on Report PDR-93-59 be replaced by the following:

THAT the Town proceed with the closing of the road allowance. Further, that the Town advise that we support the severance of two lots after the road closing is completed.

Further, that all fees and costs to be borne by the applicant.

CAFWED

Moved by Ald.R.Kelly, Seconded by Ald.II.Bald

THAT the Planning Committee minutes of March 8th, 1993, as amended, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

wm CREEK MUNICIPAL DRAIN

Reference was made to a letter to the Editor contained in the local paper which made certain accusations respecting the committee. Several members of Council spoke regarding the letter and items which they viewed as mistakes in it. Members of Council responded to items including the method of selection of committee members, the ability for access to the committee by the public, the appointment of certain persons and the issue as to whether Council had decided to go forward with the drainage project. There was also discussion of the process followed at the meetings in particular with respect to delegations.

Moved by Ald.A.Gretsinger, Seconded by Ald.R.Kelly

THAT the Bartlett Creek Drain Committee minutes of March 9th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

RECREATION & PARKS COMMITTEE

Ald.Kelly advised that the minutes showed him present at the meeting but they should reflect that he was attending on behalf of Ald.Gretsinger. In addition, Ald.Butcher advised that she also was in attendance and was there on behalf of Ald.Cousineau. (Council, Mar. 15/93) -5-

Moved by Ald.H.Bald. Seconded by Ald.J.Albers

THAT the Recreation & Parks Committee minutes of March 10th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

PUBLIC WORKS COMMITTEE

Moved by Ald.A.Gretsinger, Seconded by Ald.P.Butcher

THAT the Public Works Committee minutes of March 10th 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

Moved by Ald.A.Gretsinger, Seconded by Ald.P.Butcher

THAT the Public Works Committee budget minutes of March 11th, 1993, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

SEWELL COMMISSION

Members of Council discussed the report of the Sewell Commission and the Town response which should be taken.

Moved by Ald.R.Kelly. Seconded by Ald.A.Danyluk

Re: Sewell Planning Report, new planning concepts

THAT the Council of the Town of Lincoln would make the following comments to the above noted matter:

- (1) That the 25% factor for affordable housing not be increased, as the concept of 1/4 of the housing stock being classed as affordable housing development proposals would satisfy the needs for this style of housing in all Ontario communities.
- (2) That the concept of higher development densities not be implemented, as this could have a detrimental impact upon the community life styles for smaller, rural communities and lead to other problems. Further, that these higher densities could lead to the requirement for further services, such as public transit, a service the local tax base may not be able to support.
- (3) That the new planning initiatives in this report are presented to solve problems in large urban communities such as Toronto and its surrounding area municipalities more so than in the small rural/urban communities in Ontario. Further, that many of the initiatives could lead to greater planning conflicts in the rural areas, e.g. higher urban concentrations will lead to conflicts with existing residents, who have moved to the community or continued to live in the community for the life style prevalent in Small Town Ontario.
- (4) That some of the suggestions in the report may lead to a more difficult planning

process and a greater number of matters being referred to the OMB for decisions.

(5) That the Commission should examine their report, recognizing Ule reports Large Urban Bias, and make the needed corrections which will allow smaller rural/urban communities in Ontario to continue to provide a more casual rural living standard than envisioned for the larger urban centres of Toronto.

(6) Further, that we agree with the Committee's concerns for the Environment and commend them for their efforts at protecting and setting aside those areas of significant environmental concern.

(7) Further, that we agree with the Committee's comments that Planning matters should be in the hands of the local municipality and all decisions should be made by the local Planning Board in co-operation with Ute local residents.

CARRIED (Council, Mar. 15/93) -6-

DEVELOPMENT CHARGES. SECTION 8 APPLICABLE. CHERRY HILL GARDENS

Moved by Ald.A.Gretsinger, Seconded by Ald.A.Danyluck

Re: Development Charges Appeal. Section 8, Cherry Hill Gardens

THAT Council confirm the development charges as applied under By-law

No.91-60 in relation to the proposed Cherry Hill Gardens development.

CARRIED

BY-LAWS

With respect to the site plan agreement with TransCanada Pipelines, opinion was expressed that the National Energy Board requirements should be made part of the site plan agreement.

Moved by Ald.J.Albers. Seconded by Ald.H.Bald

THAT leave be given to introduce the following by-laws:

(a) No.93-26, to authorize execution of site plan agreement with Andrewes Farms Limited.

(b) No.93-27, to amend By-law No.70-54, with respect to the Municipal waterworks system.

(c) No.93-28, to amend By-law No.84-2, to provide for an increase in the sewage service rate levied in the East Lincoln Sewage Works Area.

(d) No.93-29, to authorize execution of site plan agreement with TransCanada Pipelines.

CARRIED

Moved by Ald.A.Danyluck, Seconded by Ald.P.Butcher

THAT the following by-laws read a first time, No.93-26. No.93-27. No.93-28 and No.93-29, be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal the said by-laws.

CARRIED

APPLICATIONS FOR LOTTERY LICENCES

Moved by Ald.H.Bald, Seconded by Ald.J.Albers

THAT the following lottery licences be approved:

St.Edwards School CPTA (raffle), total value of prizes: \$350:

AND THAT the Canadian Diabetes Association be authorized to sell tickets within the Town of Lincoln for its "Sweepstakes '93" and, to be drawn Saturday, June 26th.

1993. in London, Ontario, under Provincial Licence # P930078;

AND THAT permission be granted to the Canadian Cystic Fibrosis Foundation to sell break open tickets out of the Family Fun Centre, 4958 King Street, Beamsville, under Provincial Licence # P925703. G.I.N #CCIH0479, for the period March 16th, 1993. to January 31st, 1994.

CARRIED

On a motion by Ald.Lielly, seconded by Ald.Danyluck, Council adjourned to a closed session of the Committee of the Whole to consider legal matters. After discussions, the Committee rose without report, and reconvened to Council.

Moved by Ald.H.Bald, Seconded by Ald.J.Albers

WHEREAS:

1. By-law No.92-64, passed by Council on August 4th, 1992, exempted lots of record from development charges levied under By-law No.91-60.

1.1.2. By-law No.92-64, was subsequently appealed to the Ontario Municipal Board. (resolution cont'd on next page) (Council, Mar. 15/93) -7

(resolution cont'd from previous page)

3. The Ontario Municipal Board issued its Order regarding the subject appeal, February 24th, 1993, which required in part, that the Town amend By-law No.91-60 with the amendments contained in By-law No.92-64.

NOW THEREFORE, THE COUNCIL OF THE TOWN OF LINCOLN authorizes the Town

Treasurer to refund the development charge paid by Mr. Joseph Huibers, November 1st, 1991, in the amount of \$3,510.

CARRIED

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeting adjourned.

Dictation Date: March 17th, 1993 Beamsville Room

March 16th, 1993

Minutes of a meeting of the Economic Development Subcommittee held on Tuesday, March 16th, 1993, at 6:00 p.m., in the Beamsville Room. Present were: Ald. R. Kelly (Chairman), Ald. J. Albers, Nd. A. Gretsinger [on behalf of Ald. Butcher] and Mr. B. Herstek. Staff present: K. Kruger (Town Clerk).

m-wm

Committee members viewed the Dunnville Marketing video done by AdMar Marketing Inc. It was noted that the cost was approximately \$30,000 and that AdMar has advised staff that their bottom price amounts to approximately \$1,500 per minute.

Committee members discussed the tape and expressed opinion that it was very impressive. There was discussion of the benefits of such a tape and in what circumstances it would be used. It was further noted that these videos may tend to date themselves very quickly and are expensive to update and this would then be one drawback.

Committee members agreed that this may be an item for future consideration.

Ald. Kelly reviewed the contents of the various items of correspondence on the Committee's agenda. With respect to the Ontario Downtowns annual conference, it was suggested that it is the intention of the committee to revitalize the Beamsville BIA, then it would be good to have someone attend this conference. With respect to the letter from the Ministry of Transportation and QEW signage, committee members advised that they would like to know why the Town would be required to pay for it and under what circumstances would the Town not have to pay for such installations.

Committee members reviewed one additional item of correspondence from the Financial Post, regarding its publication Focus on Industrial Locations. Committee members considered the costs and expressed no interest in placing an ad. With respect to the membership reminder from the Economic Developers Council of Ontario, the following motion was considered.

Moved by B. Herstek, Seconded by Ald. J. Albers

THAT the Economic Development Committee recommend that the Town of Lincoln continue its membership if EDCO for 1993 cost \$240.75 less any GST rebate. CARRIED

BENEFITS/COST LISTING. TOWN OF LINCOLN

The Clerk presented an initial cost benefits listing for locating commercial/industrial development within the Town of Lincoln. Committee members reviewed the list and discussed whether any additions, deletions or other changes should be made. There was discussion of item #3 for problems respecting bonusing. There was discussion as to whether this should be listed as it has not been established that Council's position is that bonusing should be used or made available. There was general discussion of US bonusing and of the New Brunswick initiatives to attract the telecommunications industry. It was agreed that the list as submitted is a start and that all committee members are to review the list for any additions or changes which they would like for the next meeting. Committee members further suggested that the list should spell out in greater detail what the Town Hall can do to benefit potential investors.

Committee members reviewed the proposed budget as submitted by the Town Administrator. It was noted that the total expense was down slightly from last year's budget. With respect to budgeting, there was discussion of the Beamsville BIA and methods by which Council could draw its members out to get involved. Opinion was expressed that the Town must lead the way and show their support through improvements in the downtown area. Other opinion was expressed that the best route is another meeting, notice of which would be restructured from the last notice to create more interest. (Econ. Dev. Sub. Mar. 16/93] -2-

Moved by Ald. J. Albers, Seconded by B. Herstek

THAT the draft budget as presented be approved and recommended to the overall Budget Review meetings.

CARRIED

OTHER BUSINESS

INFORMATION FOLDEFG

Committee members agreed that there should be discussion of information to be

contained in the folders at the next meeting with the Economic Development Officer present. There was discussion of the proposed motto "The Toast of Ontario" which has been suggested at Strategic Plan meetings. Opinion was expressed that the Committee could endorse this motto and include it as a cover page.

MARKETING VIDEOS

Committee members further noted that this item is for future consideration and also noted that it may be premature when the current folders have not yet been utilized. It was agreed that they should be concentrated on first.

BIA MEETING

It was suggested that the committee should try for a meeting of the BIA late in April. Opinion was expressed that the Town should emphasize sidewalk repairs in the downtown area in the budget which should be done early in the year to create a co-operate spirit.

COMMITTEE GOALS

Members had discussed setting specific goals for the committee to achieve for 1993. It was noted that the budget sets out certain priorities for the committee being number (1) the folder and completing the information within it. It was also noted that the Chairman and Economic Development Officer have taken some steps to create a dialogue with current businesses within the Town in order to assist them in any problems they are experiencing. There was also further discussion on efforts the committee should take to reinstate the BIA. The committee also discussed the possibility of a luncheon meeting to talk with local businessmen.

Moved by Ald.J.Albers, Seconded by Ald.A.Gretsinger

Re: goals of Economic Development Committee

The Economic Development Committee in its desire not only to be effective but to have the ability to measure its success, decide to set for itself the following goals for 1993.

1. That the Business Improvement Area Board of Management be revitalized in order to become an effective source of ideas and energy for the future success of downtown Beamsville.

2. That the corporate brochure be further complimented with the addition of pertinent information for inclusion into the brochure. CARRIED

NIAGARA REGION DEVELOPMENT CORPORATION

Ald.Albers noted the work done by the NRDC regarding the directory of suppliers for the greenhouse industry. He advised that this was a great service for the greenhouse industry and the work done was excellent. Committee members expressed opinion that the Town should perhaps be trying to attract the greenhouse supply business to the Town for reason of its prime location to the greenhouse industry.

MEAL REIMBURSEMENT POLICY

Moved by B.Herstek, Seconded by Ald.A.Gretsinger

THAT this Committee recommend to the Finance & Administration Committee, that the Economic Development Officer be exempt from the limitations of the meal reimbursement policy where the promotion of the Corporation to a bonafide proposed industrial/commercial entrepreneur is such that the expenditures incurred exceed the limit and further that the Economic Development Officer report on all meetings or business lunches held for review and audit. CARRIED (Econ.Dev.Sub., Mar. 16/93] -3- Ald.Kelly requested that in the future, Development Co-ordinating Committee minutes be forwarded to all Economic Development Subcommittee members for their information.

The next meeting is scheduled for Tuesday, April 20th, 1993, at 6:00 p.m., in the Beamsville Room. The agenda is to include the folders and the cost benefits report.

ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned.

cmw

(Dictation Date: March 17/93) LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993

Minutes of the meeting of the Lincoln Waste Management Task Force -a held at the Town of Lincoln on Thursday, March 18, 1993.

PRESENT: Alderman John Albers. Chairman Paul Scott Bill Taylor

Karen Chudzik Mike Stevenson

Terrence Phillips DIArcy McDermott Ruth Burton Charles Mitchell

Peter Cronin, Recycling Co-ordinator

Committee reviewed the minutes of the meeting of PREVIOUS March 4, 1993. In response to an enquiry as to the MINUTES status of the Municipality's composter purchase, DISCUSSED Chairman Albers informed the committee that the purchase of 2,500 backyard composter units has been approved by council.

K. Chudzik and M. Stevenson gave a verbal report on REPORT ON the feasibility and effectiveness of distributing a USE OF calendar to help inform Lincoln residents as to the CALENDAR Town's waste management programs. A St. Catharines FOR example, including a map which indicated garbage PROMOTION and recycling pickup days, a calendar and tips on recycling and composting, was presented. It was suggested that a single-sheet calendar, printed on recycled paper, would be inexpensive to print and distribute. It was also suggested that the Town show community leadership by using recycled paper for all its stationery.

Resolution TF93-01: K. Chudzik T. Phillips CALENDAR "That the Town of Lincoln, through the Public Works APPROVED Department, produce a calendar detailing all waste management details for the use of each residential address. Further, that this be included in the

1993 budget, and that this calendar be produced on recycled paper." CARRIED

T. Stephenson reported that he has been unable to SUPPORT OF complete his research regarding support of BUSINESS businesses for proposed User Pay-Recycling FOR USER- programs. Chairman Albers noted that he has PAY, experienced, in his business, a significant RECYCLING reduction in both waste and waste removal costs as PROGRAMS a result of his having undertaken to recycle cardboard. He suggested that those who wish to recycle may want to speak to a representative of Avondale Stores, which is involved in the recycling LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993

of corrugated cardboard, and which may be willing to accept cardboard from Lincoln businesses. It was suggested that corrugated cardboard from the Central Business Districts could be picked up during the Spring and Fall municipal cleanups. However, M. Stevenson noted that the stored cardboard may be regarded a fire hazard.

Responding to a suggestion, the Recycling Co-ordinator pointed out that corrugated cardboard could be added to the Town's Blue Box Program, if the municipality could afford to pay for it. However, there may be other, higher-volume materials that should be considered first. P. Scott suggested a cardboard recycling bin be placed at a municipal site, to be offered in conjunction with the Town's brush chipping program.

CARDBOARD Resolution TF93-02: M. Stevenson B. Taylor RECYCLING "That the council pursue every avenue possible to RECOMMENDED expand the current Blue Box recyclable items. Second, that Old Corrugated Cardboard be added to the recyclable list, but not contained in the Blue Box. In its stead, O.C.C. will be added to the Spring and Fall clean-up. Also, that Lincoln Public Works decide on the feasibility of a permanent bin maintained on a Town site for O.C.C." CARRIED

BAGS vs TAGS C. Mitchell presented a verbal report on his research into use of municipally issued garbage bags versus tags. Of 14 municipalities polled, approximately 60% have some form of User-Pay system, of which 70% use tags, and 30% use bags. The use of bags makes it easy for the municipality to control the size and type of refuse units, however it is difficult to stop providing bags once a municipality has started doing so. Mr. Mitchell reported that municipalities using tags found them easy to distribute, and noted they could be attached to other containers.

However, it is more difficult to control the size of container. The municipalities had reported significant reductions in waste going to landfill, with resultant increases in landfill life. Mr. Mitchell informed the committee that an informal poll he had conducted on Lincoln residents revealed those he spoke with to be willing to support a User-Pay system, but distrustful of any suggestion of a tax LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993 reduction for residents. People also commented that the Blue Box program does not include enough items, though they were of the opinion that the program is profitable for someone. A general discussion on expansion of the Blue Box program then followed. Mr. Mitchell suggested it may be better for the municipality to charge "the abuser" rather than the user of garbage collection service. He suggested consideration of a system whereby a maximum number of units (bags, etc.) would be allowed for free pickup, with any units above this number requiring payment.

R. Burton presented her verbal report on waste EDUCATION management education in the schools. She told the PROGRAM committee that both the Lincoln County Board of FOR Education and the Separate School Board are doing a SCHOOLS very good job of presenting environmental units to their students. She noted that Beamsville District Secondary School has an environmental club, and is recycling plastic wastes generated in its cafeteria. She suggested the municipality needed to focus educational efforts on adults, rather than children. Ms. Burton noted that she had received comments indicating a need to have the municipality chip yard waste brush.

Resolution TF93-03: R. Burton C. Mitchell STUDENTS "The Waste Management Committee of the Town of INVITED TO Lincoln applauds the actions towards reduction and MEETING recycling being taken by students of schools in the Town of Lincoln. Further, that those students be asked to attend the public meeting on April 1, 1993, and provide the community with their programs and ideas." CARRIED

Terry Phillips presented a verbal report on promotion for Lincoln's waste management system. He said that a number of businesses with which he had been in contact said they would allow posters to be put up in their stores. Niagara Recycling does not have any free posters, but Mr. Phillips said he does have the phone number of someone in Toronto who has posters available. He said he will contact that person. Alderman Albers said he would ask council for funding if required. LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993

MARKETING D'Arcy McDermott reported on his research into USER PAY marketing a user-pay proposal. He said public participation is the key to success, and suggested promotion be conducted through the schools. Mr.

McDermott also suggested the printing of pamphlets, which could be distributed along with tax and water bills, and creation of Green Resource Centres, in municipal facilities and retailers, for information distribution. He also suggested that volunteers man booths at special events, and that resource videos and promotional events be carried by the cable television company. A billboard or sign on a main road may be effective, but expensive, committee was told. Mr. McDermott suggested the town publish a booklet of composting and recycling tips, and said the town

should also publish such tips in the local newspaper. Charlie Mitchell said the video club at the high school may be interested in creating a promotional video. The Recycling Co-ordinator was asked what resources he could bring to such promotional initiatives. He informed the committee that he could work on any promotional items that could be used by the four municipalities.

AWARENESS Resolution TF93-04: K. Chudzik DrArcyMcDermott CAMPAIGN "That a Public Awareness Campaign on Waste TO START Management be launched town wide in the first week of June. Further, that this committee utilize the services of Peter Cronin as the co-ordinator of this event. Lastly, that D'Arcy, Ruth, Bill and Karen participate in this endeavour and draw up a budget for Council's approval." **CARRIED**

COST OF BAGS Paul Scott reported to the committee on the cost of purchasing bags. He noted there are few companies in the business of supplying garbage bags. At a predicted 750,000 bags used per year, bags could be purchased for \$87.81 per thousand, with two deliveries per year. This would be a 1.25- millimetre bag in one colour, with the Town's name on it. He suggested it would be possible to have retailers bid for the right to sell the bags. Mr. Scott said tags would be easier to work with. **LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993**

USER-PAY Concerns that apartment dwellers will not see the **CONCERNS** benefits of the removal of waste management from the tax levy should be between the apartment dwellers and their landlords, said Alderman Albers. As to recycling in apartment buildings, he noted that the Province sees any building containing more than six units as commercial, and will not subsidize recycling efforts. However, there is nothing to prevent the Municipality from providing apartment dwellers with recycling bins, he said. Alderman Albers said he contacted Aurora Director of Public Works Bruce Bowes regarding Aurora's plans for implementation of a user-pay system. Mr. Bowes said plans have been put on hold, and a system is not expected to be in place until January

1, 1994. A Parent-Teacher Association had expressed concern that the Town's involvement with the sale of garbage bags would eliminate one of the Association's fund-raising initiatives. Alderman Albers said the group may be able to sell Town bags, and collect a commission, or involve its members with selling water-reduction kits.

PUBLIC MEETING Alderman Albers told the committee that Public Works Director Geoff Holman had suggested the April

1 public meeting be opened with a statement giving a general idea of the Task Force's direction, and then open the floor to public input. It was suggested that a display of composters and recycling literature and posters be placed in the lobby in time for the meeting. It was also suggested that the cable television company be invited to video tape the meeting. R. Burton, W. Taylor and P. Cronin will create the waste management display.

TOWN TO USE Resolution TF93-06: M. Phillips C. Mitchell RECYCLED "That the Town of Lincoln begin a program of PAPER utilizing recycled paper products in the regular conduct of its business." **CARRIED**

ADJOURN ~-93-07: D. McDermott P. Scott "That this meeting adjourn at 11:25 p.m." **CARRIED 0**
LINCOLN WASTE MANAGEMENT TASK FORCE MARCH 18, 1993

Mr. Scott also contacted to a contractor who expressed a willingness to supply a scrap bin, free, for clean-up days. However, Alderman Albers said the municipality needed to have a bin supplied year-round. Mr. Scott said he would speak again to the contractor to see if he is willing to supply a free bin. In discussion with the Town's bylaw enforcement officer, Mr. Scott said he learned that charges have been laid for illegal dumping. He said there are two bylaws: one regarding fouling of the streets and the second dealing with illegal dumping, on public and private property. He said it is difficult to get a conviction under the latter bylaw, as the court requires either a witness or evidence such as might be gained by finding identification in the garbage. Although the fines range from \$5 to \$2,000, Provincial Court is reluctant to levy high fines unless a charge involves a multiple offender. It was suggested that the fines be changed to better reflect the seriousness of the offence of illegal dumping.

Resolution TF93-05: P. Scott M. Stevenson "That the Council of the Town of Lincoln review the current dumping bylaw as to the level of fines, as it is felt by this committee that those fines are too low." **CARRIED**

Alderman Albers reported on the implications of the Goods and Services Tax (GST) on the proposed bag distribution. He said that if the bags were renamed, perhaps as waste collection units, they would likely qualify for non-tax status. However, he said the Town's Treasurer would ask Revenue Canada for a written ruling. In response to a previous suggestion, Alderman Albers said the use of vending machines for bag distribution cause the bags to be taxable. Alderman Albers then presented a report which showed approximate waste management costs to the year 2004. The report concluded that a charge of \$2 per bag would cover all costs of collection, landfilling, recycling and the new landfill.

ILLEGAL DUMPING FINES DISCUSSED
FINES SHOULD BE INCREASED

IMPACT OF GST

PROPOSED FEES Town of Lincoln

Council Chambers

March 22, 1993

Minutes of a Public Meeting regarding proposed amendments to the Regional Policy Plan, the Town's Official Plan and the Town's Zoning By-law, held in the Council Chambers on Monday March 22, 1993, at 7:00 PM. Committee Members in attendance were Ald. R. Kelly (Chairman), Ald. R. Bilkszto, Ald. A. Danyluck, Ald. J. Albers (sitting in for Ald. F. Cousineau) and Mayor R. Konkle. Regional Councillors in attendance were Nd. J. Hildreth,

Ald. D. Zimennan and Ald. Brickell. Staff In attendance were C. Held (Town Planner) and K. Dale (Deputy Town Planner). Regional staff in attendance were D. Senple, T. Whitelaw, and G. Nicholson.

PUBLIC MEETING

FILE: 9-46/92 & 10-295/92 - NIAGARA REFORMED CHRISTIAN EDUCATION ASSOCIATION - PROPOSED PRIVATE SCHOOL SOUTH SIDE OF FOURTH AVENUE. EAST OF NINETEENTH STREET. PART OF LOT 18, CONCESSION 4. IN THE FORMER TOWNSHIP OF LOUT 13

Drew Semple outlined the details of Regional Report # DPD 17-93 and summarized the proposed application for a private school by the Niagara Reformed Christian Education Association. Mr. Semple stated that upon conclusion of the public process and a review by the various agencies that their staff will prepare a report to the Regional Planning Services Committee and then the matter will be reviewed by Regional Council.

In attendance were John Nouwens, R. Van I-Iende, Joe Vrban. Ray Bryk. M. Mukans, D.T. Braun. Dick Janssen, Bill Ryckman. Bill Laundry. Bark Radsnla, and Dave Bakker.

Greg Hynde stated that he is acting on behalf of the school. He stated that the application involves a relocation or an existing school in Beamsville which is presently located in a Church basement. He stated that this location is a temporary location due its size limitations. He stated that the purpose of their involvement in the application is to provide an assessment of the selected sites. He stated that the school requires a site that is central to St. Catharines, Grimsby and Beamsville. He stated that the site selected must also have municipal services and proper road access. He stated that they also had to look at land use in the area and also land costs. He stated that their review looked at various locations within St. Catharines, Grimsby and Beamsville and noted that Vineland was the most central location. He stated that they looked at six sites and that this site is the most preferable because it met all of their criteria. Mr. Hynde then outlined details of the proposed site plan. He stated that since they have submitted this application, that their waiting list has increased substantially. He stated that the private school will involve two types of education, that being Primary and Secondary education. He stated that the proposed site is approximately 200 feet east of the Urban boundary. He stated that there are various uses in the area such as St. Edwards School, a sports complex, a number of rural residential uses and vineyards. He stated that a 20 acre site will provide for expansion and that they plan to accommodate approximately 500 students. He stated that the site has not been farmed for 20 to 30 years and that it does contain some mature trees. He stated that to use the property for agriculture uses would require that the property be tile drained and he advised that the use of the site for a school will not take agricultural lands out of production. He stated that the school is an excellent transitional use between agricultural uses and Urban residential uses. He stated that this site is serviced with municipal water and sewers and also hydro and gas services. He stated that this site will also minimize any impact on the environment because municipal services are available.

Mecislavs Mukans stated that he owns six acres in the immediate area and that there is tile drainage through the subject lands which drains his property. In response, Mr. Hynde stated that in review of the site plan that they will have to make sure that their lands are drained properly and if their lands are draining other lands, that they may have to relocate those drains.

Tom Braun stated that he is concerned regarding the traffic in the area, particularly in the area of Fourth Avenue and 19th Street.

In response to an inquiry, Mr. Hynde stated that approximately 10 to 12 children from the area will be attending the school and the balance would get to school either by bus service or by cars. The Town Planner then noted that there are no plans to install sidewalks in the area. The Chairman then noted that the impact on traffic will have to be considered and in the future there may be a need for additional stop signs. Minutes. Pub. Mtg. 193/03/221 Page 2
Dick Janssen then stated that he is concerned regarding the existing and future traffic. He stated that St. Edwards School presently creates a traffic problem and there is a need for additional parking in the area. He suggested that there should be restrictions regarding parking along Fourth Avenue.

Ron Van Hende stated that he is also concerned with regards to traffic. He stated that he lives in one of the houses which is in the northeast corner of the proposed development and he would like to see the playground and the buildings moved further away from his property. In response, Mr. Hynde stated that they have enough room to move the uses away from the neighbours. Mr. Hynde also stated that when locating the buildings, they want to leave in as many trees as possible.

Dave Bakker then stated the current traffic problems are existing problems. He stated that they have provided parking and unloading areas on their site. He stated that they want to leave as much woodlot as possible, because the trees will provide a noise buffer.

In response to an inquiry from a member of the public, the Chairman stated that as much of

the woodlot as possible, should be saved.

A member of the public stated that 90% of the trees are deciduous and therefore they will not be much of a noise buffer most of the time.

In response to an inquiry from Regional Councillor, Jill Hildreth, Mr. Hynde stated that approximately 60% of the property is currently wooded.

In response to an inquiry from Regional Councillor, Debbie Zimmerman, the Chairman stated that it may be necessary to install sidewalks and that the installation of sidewalks may be a condition of site plan approval.

In response to an inquiry from Regional Councillor, Debbie Zimmerman, Mr. Hynde stated that the play area could be moved.

A Committee member then noted that there are high traffic volumes in the area and that that is a concern. Another Committee member noted that more details regarding the amount of woodlot that would be lost should be provided. In response, Mr. Hynde stated they need to identify the most significant treed areas to determine building location. He stated that a large portion of the property contains scrub trees.

In response to an inquiry from a Committee member, Mr. Hynde stated that the proposed buildings are located where the scrub trees are located, and it may be possible to shift the buildings back further from the road to lessen the impact on the treed area.

In response to an inquiry from a Committee member, Mr. Hynde stated that the applicants may consider a study of the treed area, however, that would have to be reviewed with the Board of Directors and that their firm is willing to recommend that this be done.

In response to an inquiry from a Committee member regarding the area between the existing Urban Area and the proposed School, Mr. Hynde stated that the area in between the proposed School and the existing Urban Area should in the future be incorporated into the Urban boundary and that that area could be possibly used for institutional/residential uses in the future.

In response to an inquiry from Regional Councillor Brickell, Mr. Hynde stated that at the present time a Church is not being proposed on this site.

Bill Laundry then stated that where the buildings are proposed to be located, is where the scrub trees are located and that the more wooded area is adjacent to the easterly property line.

The Chairman then asked: were there any further comments or questions from the public.

There being no further questions or comments, the Chairman then declared the Public meeting closed.

Secretary

Dictation Date: 93/03/23

Circulation Date: 93/03/26

Chairman Town of Liilcoln

Council Chambers

March 22, 1993

Minutes of the Planning Committee meeting held in Council Chambers on Monday, March 22, 1993 at 7:30 PM. Committee members in attendance were Alderman R Kelly (Chairman), Alderman A. Danyluck, Alderman R. Bilkszto, Alderman J. Albers (sitting in for Alderman F. Counsineau), and Mayor R. Konkle. Staff in attendance were C. Held (Town Planner), and K. Dale (Deputy Town Planner).

Moved by Ald. A. Danyluck, Seconded by Ald. R. Bilkszto

"THAT Department payments in the amount of \$1,003.67 incurred in accordance with Council Policy A90-284, having now been audited by Committee be ratified by Council." CARRIED

PLANNING DEPARTMENT REPORTS

(A) PDR 93-81 - FILE 9-46/92 & 10-295/92

NIAGARA REFORMED CHRISTIAN EDUCATION ASSOCIATION PROPOSED PRIVATE SCHOOL - SOUTH SIDE OF FOURTH AVENUE, EAST OF 19TH STREET. PART LOT 18 CONCESSION 4. FORMER TOWNSHIP OF LOWH

The Town Planner outlined the details of PDR 93-81 regarding a proposed private school. He stated that prior to approval of the site plan, that the Public Works Department should consider the comments regarding traffic. He stated that he is recommending approval of the application and that the site plan should be considered by the Town's Planning Committee.

The Town Planner then stated that any decision made by Planning Committee will be considered by Council. Carl stated that if the application is approved by Council it will be necessary to prepare an amendment to the Official Plan and to the Town's Zoning By-law. He stated that no amendments will be prepared until such time as the Region has approved the Policy Plan amendment. He stated that any amendment to the Official Plan must be approved by the Ministry of Municipal Affairs. He stated that the application will require site plan approval which will address matters such as drainage, access, parking, etc., and then it may be some time before the site plan is reviewed. He stated that this will allow a number

opportunity for the applicant to meet with neighbours and address their concerns.

A Committee member then suggested that a tree study should be done and questioned when would be the most appropriate time for this to be done. In response, the Town Planner stated that the tree study would be at the discretion of the applicant. A Committee member then suggested that any tree study should be done at the cost of the applicant. In response, Mr. Hynde stated that he would review the matter with his client.

A Committee member then again expressed concern regarding the area between the proposed School site and the existing lots on 19th Street and advised that the applicant should design the location of the buildings to take that into consideration. A Committee member noted that as much of the woodlot as possible, should be preserved.

A Committee member noted because this is a tourism area, that as much of the woodlot as possible should be preserved.

A Committee member noted that the land use map should be corrected as there are orchards in some of the areas where it has been noted that there are vineyards.

After considering the staff report the Committee adopted the following recommendation:

Moved by Mayor R. Konkle, Seconded by Ald. John Albers

RE: Proposed Amendments to the Regional Policy Plan, Town of Lincoln

Official Plan and Zoning By-law

APPLICANT: Niagara Reformed Christian Education Association

"It is hereby recommended that Official Plan Amendment Application 9-46/92 and Zoning By-law Amendment Application 10-295/92 in the name of Niagara Reformed Christian Education Association, BE APPROVED for the reasons outlined in PDR 93-81 and that the applicant be advised that Site Plan Approval, including an agreement, by Council will be required prior to permits being issued."

CARRIED Minutes, Png. Comn. (93 03 22) Page 2

(B) PDR 93-80 - FILE 12-255/92 - Iamy DeJong - Cesar Valley Fms

HELP HOUSE - NORTH SIDE REGIONAL 81. EAST OF WH STREET

In response to a Committee member, the Deputy Town Planner stated that in regards to File 12-110, that that application was for the replacement of a house, not for a farm help house.

She stated that it is the solicitor's opinion that once approval is given for a permanent farm help house, it would be difficult to enforce a clause in an agreement requiring that the house be torn down when it is no longer required.

Mr. DeJonge then stated that the newer types of vineyards are more labour intensive. He stated that it is difficult to find casual labour and therefore there is a need to provide fulltime employment, and that in order to encourage fulltime employment on the farm, it is necessary to provide accommodations.

A Committee member expressed concern regarding the long term impact and the possibility of a future severance application.

A Committee member noted that the applicant has the right at a later to apply for severance, however, it is expected that this application would be considered as part of review of the severance application.

A Committee member noted that this policy does not comply with the Town's policy.

Another Committee member noted that different types of agricultural uses may or may not require farm help depending on the nature of application.

A Committee member noted that due to location of the buildings it may be difficult to obtain a severance because of the limited access to the site. In response, another Committee member noted that in regards to a severance application, that a mutual driveway could be used.

After considering the staff report, the Committee adopted the following recommendation:

Moved by Nd. A. Danyluck. Seconded by Mayor R. Konkle

RE: PDR 93-80, File 12-255/92, Addendum to PDR 93-278 & 93-9

Site Plan Application

"THAT, for the reasons outlined in PDR 92-378, Mr. DeJonge be advised that the Town of Lincoln WOULD SUPPORT the request for a permanent farm help house. And further by means of a suitable description, the help house be adequately described on the site plan."

CARRIED

(C) PDR 93-84 - FILE: 9-38 - VINELAND) SECONDARY PLAN

RESPONSE TO PROPOSED UKRAN ARM EXPANSION

The Town Planner outlined the details of PDR 93-84 which provided justification for requesting that additional lands be included in the Vineland Urban Area. He stated that this report had been prepared because the Ministry of Agriculture and Food was requesting additional justification regarding the Town's application to include additional lands within the Vineland Urban Area.

A Committee member then advised that the Regional Planning Department are in support of the application and that the delay in processing the application was as a result of the request

by the Ministry of Agriculture and Food for additional comments.

Regional Councillor, Jill Hildreth, then stated that there was a delay in processing the application because of the concerns expressed by several residents in the area of the application. She stated that the Region wants to deal with the concerns of the Ministry of Agriculture and Food prior to approving any application.

After considering the staff report, the Committee adopted the following recommendation:

Moved by Ald. R. Bilkszto, Seconded by Ald. A. Danyluck

RE: Vineland and Vineland East Secondary Plan

"THAT, a copy of this report be forwarded to the region of Niagara and the Ontario Ministry of Agriculture and Food." CARRIED

3. CORRESPONDENCE

(A) - LAND OF IN B-EN - Article by J.C.Dorety in May 1992 issue of Planning magazine - received and filed. Minutes, Plng. Comm.

4. NEW BUSINESS

No new business was declared by any Members.

5. ADJOURNMENT

The Chairman then declared the meeting adjourned.

Page 3

Dictation Date: 93/03/22

Circulation Date: 93/03/26 Lincoln Chambers

March 23rd, 1993

Minutes of a meeting of the Finance & Administration Committee held in the Beansville Room, on Tuesday, March 23rd, 1993, at 5:00 p.m. Present were:

Ald. R. Bilkszto [Chairman], Mayor R. Konkle, Ald. H. Dald, Ald. P. Butcher and Ald. A. Danyluck (for P.J. Albers) Staff present: R. Heil (Administrator), K. Kiugcr [Clerk], D. Bakker (Treasurer) and W. Sznkaly (Deputy Treasurer).

Committee members inquired as to the amounts paid to the Humane Society. The Treasurer advised that the amounts are continuing as were agreed upon for 1992 until such time as the 1993 fees are settled.

Moved by Ald. A. Danyluck. Seconded by Ald. H. Bald

THAT Department paymerits in the amount of \$2,802,669.92 incurred in accordance with Council Policy A-90-284, have now been audited by Committee be ratified by Council. CARRIED

DELEGATIONS

LINCOLN PUBLIC LIBRARY BOARD. RE: 1993 BUDGET

Ms. Lori Sims, Mr. Ken Friesen and Mr. Ethan Mings were in attendance to present the Lincoln Public Library Board's 1993 budget. Ms. Sims outlined her memo to the committee. Mr. Ken Friesen then presented and highlighted the budget. He advised that the budget was prepared using the Library Board's Mission Statement as a guide throughout the budget deliberations. He discussed the circulation increases over the past years and presented related graphs showing comparisons of the increase in circulation and the decrease in available dollars. He noted that the overall increase in the proposed budget totals 17.2% which includes pay equity costs responsible for 15% of that increase. With respect to the remaining 2.2% increase, he noted that this is a reduction from the 2.9% increase forecast last November by the Board. He expressed opinion that reducing services would be improper when circulation is increasing and further noted that the children's programs are a necessary service. He outlined areas where items have been reduced and various steps taken by the Board to reduce the budget including new user fees. Committee members thanked the Library representatives for the presentation and commended the Board on its efforts in keeping costs down.

Moved by Ald. H. Bald, Seconded by Ald. P. Butcher

THAT the Lincoln Public Library Board, 1993 budget be referred to the overall budget committee meetings.

CARRIED

MARY WILEY. RE: CHERRY JUBILEE

Ms. Mary Wiley was present to address the Committee regarding a proposed Cherry Jubilee event tentatively scheduled for July 25th, 1993. She advised that the organizers of the event are asking for seed money to start the event from the Town in the amount of \$2,000. Ms. Wiley outlined the proposed events for the Jubilee, its purpose, its benefits to the Town and an estimated budget. She advised that the grant is needed to upfront certain costs to establish a press kit, campaign logo, etc.

Members of the Committee asked the Treasurer whether this event would seem to fall under the Town's grant policy. The Treasurer reviewed some of the criteria in the

policy and suggested that if this event was run strictly by volunteers then it would likely comply with the existing grants policy. He also noted that the same policy is used regardless of the area of grant application, therefore grants under the recreation and culture section use the same criteria as the Finance Committee would in consideration of grant requests. Committee members further questioned the volunteer aspect of the event. It was noted that there are a number of private industries involved which would have private benefits from certain promotions. Ms. Wiley further noted that the grant request is intended to be start-up dollars only and may not be a yearly request. Ms. Wiley also spoke of the benefits for the Town from the Grape & Wine Festival and encouraged consideration of their grant application. There was discussion of other events which initially were intended to be seed money only have continued to be a yearly grant. (Finance, Mar.23/93) -2-

There was further discussion of combining the Cheny Festival with Lincoln Day and possible other assistance from the Town which could equate to a similar grant.

BDR-93-69. FEBRUARY BUILDING REPORT:

Moved by Ald.P.Butcher, Seconded by Ald.A.Danyluck

THAT BDR-93-69, being the monthly Building activity report for February, 1993, be received for the committee's information.

CARRIED

BDR-93-75. 1993 BUILDING & BY-LAW DEPARTMENT BUDGET

The Administrator noted that in the administrative recommendation column of this budget, the Humane Society fees are as requested by the Society. Committee members questioned whether vehicle insurance premiums were broken down for the budgets. The Treasurer showed the Committee members the breakdown which is received on insurance premiums and noted that the vehicles are not individually broken down.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck

THAT the department's estimates for the 1993 year budget for the Building and By-law Department, the Protection of Livestock and Dog Control, Inspection Vehicles and the Local Architectural Conservation Advisory Committee be approved, subject to review by the overall budget committee.

CARRIED

FIN-93-76. 1993 GRANT APPLICATIONS

The Deputy Treasurer noted that the criteria used in the Town is universal and is the same as the Recreation & Parks Committee uses. There was discussion of the application from the Royal Canadian Legion. Opinion was expressed that the Legion may not initiate or establish recreational programs, however they do support and fund a number of worthwhile causes and programs locally. There was general discussion of the dollar amounts which the Legion invests in community projects and of the available process through the Municipal Act for forgiving Town and Regional portions of their property taxes.

Moved by Ald.P.Butcher, Seconded by Ald.H.Bald

THAT the following grant applications be denied, since they do not comply with ... the grant policy:

1. Grimsby/Lincoln Association for Community Living
2. Beamsville Co-operative Nursery School
3. Royal Canadian Legion Branch 612
4. Lincoln Agricultural Society

CARRIED

C-93-87. NIAGARA GWE R WINM TIVAL GRANT APPLICATION

There was discussion of the grant application and the Town's grant policy criteria.

Committee members suggested that the Town could offer the use of Charles Daley Park and perhaps advertising space if available instead of an actual grant. There was discussion of the user fees for use of Town facilities and possible clean up costs at the park.

Moved by Ald.P.Butcher, Seconded by Ald.A.Danyluck

2-93-87

THAT for the same reasons as outlined in a previous report (RP-93-66), that the grant application submitted by the Niagara Grape & Wine Festival be denied as it does not comply with the Town's grant policy, and further that we would offer the facilities at Charles Daley Park for their festivities to be co-ordinated through the Director of Parks & Recreation. CARRIED (Finance, Mar.23/93) -3.

FIN-93-77. PERFORMANCE BONDS

The Treasurer outlined the reason for the report and outlined the policy in place. He advised that the report is brought forth in order to ensure that the policy procedure

being followed is satisfactory. Concern was expressed that there may be problems in proceeding with simple forfeiture of the bonds since a number are local builders who will likely be back in the near future for certain works and therefore the Town may be in the same position in the near future. There was discussion of the bond amounts and the Treasurer noted that this is why the policy was brought forth in September or 1992, and the amounts increased substantially at that point. He further noted that the amount should be reviewed at least yearly to ensure that the bond amount is high enough for the work needed. There was discussion of the notice and whether it should also go to the affected property owner. There was further discussion of possible other ways existing to force completion of the required works, for example, whether they are required under a subdivision agreement. Concerns were expressed with simply cashing the bonds without doing the work. It was further noted that the bonds in question are ones pre-dating Council's policy in September of 1992, and are not near sufficient to complete the works. There was further discussion of the role of the municipality and the need to ensure that the process of the performance bonds is followed to indicate that the municipality will proceed. Also that the builders need to protect their reputation and therefore they may feel compelled to complete the works. It was agreed that a copy of the subject notice should be delivered to the bond holder, the property owner and to the developer under the subdivision agreement applicable. Moved by Ald. J.L. Bald, Seconded by Nd. P. Butcher

1. That the Treasurer send notice of forfeiture of the performance bonds for 1987-1989 with the exception of bond #258-89 and those being held for Bartlett Creek subdivision.

2. That 30 days after notice is given, Council be presented with a resolution recommending that the amounts being held be credited to the Town's general revenues Acct # R-241-0121-0531 Building By-law Fines/ Forfeitures.

3. That the notice is to include copy to property owner and developer if applicable.

CARRIED

FIN-93-78. DEVELOPMENT CHARGE RESERVE FUND REPORT

The Treasurer advised that this is an annual report as required under the Development Charges Act.

Moved by Ald. P. Butcher, Seconded by Nd. A. Danyluk

1. That no transfers, except for the transfer to the revenue fund for the 1993 debenture debt repayment for growth related projects, be made until we attain the breakeven unit level for 1993 (approximately 60 units).

2. That projects slated in the forecast for 1993 requiring development charge financing, be provided in the capital budget but on the provision that no tenders be released without alternative financing, or until the break unit level is reached (f.e. mid to late 1993).

3. That the final approved 1993 capital budget include a provision for a transfer to the capital rate stabilization reserve for an amount equivalent to that portion of the 1993 debenture debt repayment not covered by the development charge reserve fund at the time of final approval. The necessity for the provision is to ensure that the tax mill rate for existing ratepayers is not increased due to growth related expenditures.

4. That the Development Charge Reserve Fund report for 1992, prepared in order to satisfy the requirements of the Development Charges Act, be received for information.

CARRIED (Finance, Mar. 23/93) -4-

A-93-79. 55TH ANNUAL MEETING. AMCTO

Moved by Ald. P. Butcher. Seconded by Ald. A. Danyluk

THAT the Administrator be authorized to attend the 55th Annual Meeting and Professional Development Institute of the AMCTO, June 20th - 23rd, 1993. conference expense policy to apply.

CARRIED

FIN-93-82. INVESTMENTS. RESERVES. TRUST FUND STATUS

Moved by Ald. H. Bald, Seconded by Ald. P. Butcher

THAT the report on Investments, Reserves and Trust Fund Status be received for the Committee's information.

CARRIED

C.N. WATSON. GARDINER ROBERTS

(FIN-93-83)

Moved by Ald. A. Danyluk. Seconded by Ald. P. Butcher

THAT the invoices of C.N. Watson & Associates Limited, and Gardiner Roberts in the amount of \$12,837.29 and approximately \$52,000 plus \$1,400 (respectively) plus GST, be paid and the Administrator provide in the 1993 estimates for the financing of

The costs.

CARRIED

ECONOMIC DEVELOPMENT SUBCOMMITTEE

With respect to these minutes, Committee members discussed the BIA and methods by which interest can be increased. Concerns were also expressed with reference in the minutes to bonusing. The Clerk explained that the reference to bonusing was in a problems section under the cost/benefits listing for the Town in that the Town of Lincoln cannot compete with the bonusing available in the United States under current legislation. It was further noted that the subcommittee recognized that bonusing has not been recognized by Council as being an option even if it was available.

Moved by Ald.A.Danyluck, Seconded by Ald.P.Butcher

THAT the Economic Development Subcommittee minutes of March 16th. 1993. be adopted as circulated.

CARRIED

6-93-89. UVOPENED ROAD ALLOWANCE. GMERIKEW VINEYARDS LIMEID

The Clerk highlighted the history of this application and noted that the recommendation was to try to establish a figure which both the Town and Mr.Guttler may be able to live with.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck

THAT By-law No.91-24 be amended to authorize the conveyance of Part 8 on Plan 30R-5858 to KEW Vineyards Limited, at the same purchase price of \$1,750 and that in recognition of:

1. The benefits to the Town of acquiring Part 15 of the mentioned plan;
2. The costs already incurred by the Town and the Guttlers;
3. The fact that the Guttler's intentions have been clear from the outset in 1989; and
4. In recognition of the potential for a building lot for Mr.Guttler.

Mr.Guttler be requested to sign an agreement whereby he would pay to the Town 50% of the appraised value of the rural building lot at such time as any residential building permit is applied for, less any payments already received. CARRIED

Moved by Ald.A.Danyluck, Seconded by Ald.P.Butcher

THAT the Clerk's summary of correspondence be adopted, and the recommendations contained therein be approved and acted upon. CARRIED (Finance. Mar.23/93) -5..

OTHER BUSINESS

CHERRY JUBILEE

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck

Re: Cherry Jubilee

THAT the matter of the Cherry Jubilee proposal be referred to Recreation & Parks st& and the Committee Chairman, for further cmination, and that the findings of their scheduled meeting be taken to the next Recreation & Parks Committee meeting.

Further that if the Cherry Jubilee can link up with Lincoln Day plans, their grant request be dealt with at the next Recreation & Parks Committee meeting. CARRIED

ROYAL CANADIAN LESION. GRANT REQUEST

Moved by Mayor R.Konkle, Seconded by Ald.I-1.Bald

Re: Legion Branch 612

THAT Branch 612 be given recognition of the exemption under Section 208, paragraph 60 of the Municipal Act for part of the property taxes in the amount of \$1,300. That an appropriate by-law be drawn to put this in effect.

CARRIED

ONTARIO MUNICIPAL PERSONNEL WORKSHOP

Moved by Ald.H.Bald, Seconded by Mayor R.Konkle

Re: Ontario Municipal Personnel Workshop, April 21st & 22nd. 1993

THAT the CAO be authorized to attend a spring workshop sponsored by OMPA on the effects of Bill 40, cost = \$150, conference expenses to apply.

CARRIED

TOWN CRIER

Moved by Ald.H.Bald, Seconded by Mayor K.Konkle

Re: Town Crier permission to bring greetings from the Town

THAT the Lincoln Town Crier be authorized to bring greetings on behalf of the Mayor, Members of Council and the ratepayers at various functions during 1993.

CARRIED

ADJOURNMENT

The business before the Committee being concluded, the Chairman declared the

meeting adjourned.

CHAIRMAN

(Dictation Date: March 26, 1993) Lincoln Chambers

March 23rd, 1993

Minutes of a meeting of the BarUelt Creek Drain Steering Committee held on Tuesday,

March 23rd, 1993, at 7:30 p.m. in the Lincoln Chambers. Present were:

Ald.A.Gretsinger (Chairman), Mayor R.Konkle, Ald.R.Kelly, Ald.A.Danyluck, C.Austin, W.Davis, T.Follis. S.Jakymiw. S.Leistner and L.Redinger. Also present: T.D'Arnario (Niagara Peninsula Conservation Authority), Bob Lewies and Anne Yagi (Ministry of Natural Resources). Staff present: K.Kruger (Clerk).

REVIEW OF MINUTES

Conxnittee members reviewed the minutes of the meeting of March 9th, 1993.

S.Jakymiw inquired as to whether the minutes could be approved by the comnGttee before submlssiott to Council for approval. The Clerk advised that this was possible however any actions which the conunittee recommended would then be delayed further unW Council approval. It was also noted that the cornlitlee operates the same as other committees of Council whereby minutes are submitted immediately to the Council for approval.

BUSINESS ARISiM MINUTES

C.Austin noted that although not reflected in the minules, questions were raised last week why the Coninllsso Drain was referred to as such under this name. She noted that it is identified that way on a number of reports and maps. Also there was reference to a constriction near her property under Regional Road No.81. She advised that she was not aware of any such constriction but there had been a drainage problem which is now corrected.

msCI3EC;KENBERGER. PHILLIPS PLANNING & ENGINEERING LIMITED.

MASTER DRAINAGE PLAN

Mr.Scheckenberger was present at the invitation of ihe comiltee to discuss the Master Drainage Plan and possible variations in the inlplen~enlaton of works and methods of linancing. Mr.Scheckenberger advised that he was the project manager in the preparation of the Master Drainage Plan and that his fh was retained by the Town in 1988 through a competitive proposal process. He noted that ihe plan proposes works on the Konkle. Prudhornme and Bartlett Creek Drains as well as smaller works on the Word and f-laun Drains. Ile advised that he was present at the request of the committee and as an interested party since he would like to see his company's recommendations installed in a proper manner.

Mr.Scheckenberger the11 proceeded with respondi~g to the questions as established by the Steering Cornnlittee at a previous meeting and forwarded to him by the Clerk.

With regard to the question ofthe possibility of constructing a serics of detention ponds in the developing portions of the southern areas lo eliminate the necessity of a large pond, he aclvised that detention ponds can be built anywhere but that there is a rationale for the proposed location which is seen to be more effective. He advised that the crlteria used deal with functionality, cost, impact on social and physical factors and long term considerations such as ongoing maintenance costs. He concluded that they can be located elsewhere but consideration of these factors resulted in the recommerided location. In regard to reducing flows downstream to reduce the necessity of substantial downstream channel works, Mr.Scheckenberger outlined reasons for some ofthe channelization works. These include erosion control which is alfectcd not just by flow peaks but also by (1) flow volumes, (2) flood control, (3) the need to ensure that the natural stream is not too high for a storm drain outlet, and (4) to ensure that culvert systems are proper. He noted that these are often large enough but above ground, resulting in upstream flooding. Therefore wen though the capacity may be suitable, the culvert may need to be lowered. fle cited the CNR and QEW culverts as examples. He further advised that more ponds and more storage does reduce downstreaml requirements respecting flood control, but that in any site selection the previously mentioned criteria need to be considered. Finally with respect to eliminating the west to east diversion, he advised that it can he eliminated however there would need to be additional works put in place in order to maintain the same design criteria. (Bartlett Creek, Mar.23/93) , -2-

Ald.Danyluck questioned whether if such changes as proposed in this question would cause costs to increase substantially. MrScheckenberger advised that yes the construction eosts and long term maintenance eosts would increase as usually items suct~ as ponds are centralized for practical and safety purposes. He discussed the benefits of the proposed location, noting that where natural features are of assistance

and there are minimal excavations the costs are the lowest. To move the ponds would require additional works and there may also be land costs associated with an increase in acquisition costs.

S.Leistner advised of some of the concerns expressed at Ule last committee meeting and asked which is more environmentally friendly, the large sites or several smaller less obtrusive ponds. He also questioned which system lends itself better to the future possibility of the need to treat all discharged storm water on development property. Mr.Scheckenberger advised that the trend towards that treatment is already being put in place and developers are being asked to design methods to hold storm water for passive treatment. He advised that these are two different things, one is flow quantity, the other is flow quality and that developers already need to comply with respect to quality. S.Leistner asked if there is a possibility of combining the two needs to be more efficient. There was general discussion of the possible requirements in subdivision design to accommodate the quality aspects. S.Leistner asked if the flow is being reduced by adding ponds, then can the channels also be reduced.

Mr.Scheckenberger advised that the sizing on the channelization incorporates the development occurring and the ponds being in place. There was further discussion of flows from development and a note that the Town's requirements currently require that the post development flows do not exceed predevelopment flows.

Mr.Scheckenberger advised that at the time of the Master Drainage Plan, the Town had development pressure and was therefore worried about haphazard drainage works which would occur if the municipality allowed drainage to be market driven and taken care of by developers. He advised that under this method, the Town would have no idea of the long term effects. Mr.Scheckenberger then advised that in practice a number of smaller ponds would not work even though they may in theory.

Mayor KonMe discussed the various diversions proposed in 1977 in a report by Proctor & Redfern. He questioned whether Mr.Scheckenberger included that data in their recommendations. Mr.Scheckenberger advised that his company looked at all background information and studies for information but began the process with a clean slate for the Master Plan and that no previous reports or commitments were necessarily included. In response to a question from Mayor KonMe,

Mr.Scheckenberger advised that they look at 30 or 40 previous reports. Mayor KonMe further questioned Mr.Scheckenberger with respect to the method they followed in their report. Mr.Scheckenberger outlined their study method and the number of options examined. He advised that they look at problem areas and work back to solve those problems considering financial and physical constraints and recommend what works can be done.

S.Jakymiw asked whether the detention ponds proposed in the plan are basically for accommodating development in that southeast quadrant. Mr.Scheckenberger advised that the entire Master Drainage Plan is for development. Mr.Jakymiw asked if the ponds were not implemented and no development occurred, would the system work properly. Mr.Scheckenberger advised that he could not know that information from the available information.

C.Austin inquired as to Mr.Scheckenberger's statement that the costs would be more with the implementation of more ponds and whether it would only be costly for developers. Mr.Scheckenberger advised that if there are a number of ponds, there will always be more volume of water now and that a single system will always give preferable flows. C.Austin inquired as to whether maintenance costs have been examined for the Bartlett Creek as proposed in the Master Drainage Plan.

Mr.Scheckenberger advised that it would require standard maintenance and further discussed the standard maintenance requirements followed as well as access needed. He noted that the long term maintenance would need to be a capital program on a 10 to 20 year basis. He noted that the operational maintenance depends on the frequency of storms and so on but that a facility such as the pond proposed would need routine maintenance about 1/2 dozen times per year. (Bartlett Creek, Mar.23/93) -3-

Mrs.Austin referred to the Kilbom report and whether an environmental appraisal said there may be problems with certain kinds of trees if the ponds were implemented. She asked what would be done with respect to trees in the areas proposed.

Mr.Scheckenberger noted that he hopes everyone realizes that these would be dry storage areas not active ponds. He noted that the period of flooding would be virtually instantaneous in the case of a storm and at a maximum, the water would rise and completely fall within one day, therefore there is usually not vegetation that is that sensitive in the area and it should not be greatly affected. He advised that they have not had problems in other areas where they have constructed similar ponds. C.Austin

inquired as to where these others were located. Mr. Scheckenberger reviewed a number including Georgetown, Burlington and Hamilton. In response to a question from Mrs. Austin, Mr. Scheckenberger advised that all of the others mentioned are larger than proposed on her property.

Mrs. Austin further noted that if they had travelled the creek when they did their study, they would have seen that the pond is dividing her property. She asked if these impacts on use of land and flooding property on the ravine would have been considered. Mr. Scheckenberger advised that he had no notes that this pond would cause direct flooding on any property and that if it did, the item would need to be looked at. With respect to being cut off from other lands, Mr. Scheckenberger advised that the design is such that there should be simple access through and around the facility to allow full use of the area. He advised however he is not aware of the detailed implementation. He questioned why Mrs. Austin would not be able to get over the embankment. Mrs. Austin further discussed her problems with access due to mud, etc. She further noted that she needs access to the lands at all times. She further questioned what kind of erosion controls are placed on the ravine walls.

Mr. Scheckenberger advised that the walls will not be subject to erosion from the works and insofar as what exists, it will be reduced with the implementation of the pond.

There was further discussion of the path which overland water flows to the ponds.

Mr. Scheckenberger then addressed the Committee's second question with respect to the flood channel from the Comisso Drain and northward, and whether minor work can be done for the undersized culverts (at the QEW and CNR) to reduce the floodplain. He advised that the Master Drainage Plan does not make any recommendations respecting the QEW culvert, since that culvert is designed between the 50 and 100 year storm criteria which is satisfactory for MTO standards. With respect to the CNR, he advised that that culvert has capacity but is located too high and therefore as recommended in the Master Drainage Plan, there is a need to lower the invert (bottom of culvert). He advised that the drainage plan proposes to lower the culvert by excavating the actual culvert bottom existing and installing a lining. In response to questions from Ald. Gretsinger, he advised that this process is a fraction of the cost of full culvert replacement.

S. Leistner asked for clarification with respect to the QEW. He confirmed that the design is between the 50 and 100 year storm and is an acceptable standard to the Province.

Mayor Konkle inquired as to whether while the QEW is going to be reconstructed, would Mr. Scheckenberger recommend that the Town request an upgrade of that culvert from the MTO with the various other Town requests. Mr. Scheckenberger discussed MTO standards and advised that they will maintain the existing situation in any reconstruction if it continues to meet design standards and there is no structural requirements to replace. He noted that if the Town sees the need to increase the size due to the future possibility for needing a larger system, they can request an enlargement and the municipality would then be responsible for the costs of any oversizing.

It was noted that question #3 from the committee had already been answered and Mr. Scheckenberger then referred to question #4 on the Aberdeen area and Kinsmen Park and whether the ponds can be placed in that area. Mr. Scheckenberger again advised that locations of ponds are based on certain criteria and that they can be moved but they will be less effective. With respect to staging works, he advised that he would recommend that the works be staged, therefore if the ponds are in place to mitigate peak flows, the Town can allow interim works in order to allow development to proceed. He noted that usually with storm water such items do not stop development as there can be interim works done at the cost of the developer. (Bartlett Creek. Mar. 23/93) -4-

Ald. Gretsinger expressed opinion that in the event of a 100 year storm, the results will be devastating when if these works are implemented and also that if implemented, they would need to be maintained to a high standard. Mr. Scheckenberger agreed that there would be a catastrophic impact in such a storm, but the design of the creek is to rely on the side of safety in engineering standards. He stated therefore if the facilities were put in place, it would be more than adequate for the development which would occur. Also with respect to maintenance, he agreed that any drain needs to be maintained property in order to work. Mr. Davis questioned what safety factor was put in place in this design. There was general discussion of the conservatism used in the design but that there was not any measurable safety factor in place.

L. Redinger asked if there was staging, where would the work need to start and which works are the most essential. Mr. Scheckenberger advised that in 1988, the

recommendation was that the ponds be put in first to establish the main controls, the channelization downstream can then be done in an orderly staged fashion.

Mr. Redinger further questioned where the channelization should start.

Mr. Scheckenberger reviewed that the active channelization extends from the Lake Ontario to the QEW to the CNR to John Street and to Regional Road No. 81. and then to the lower end of the pond on each easterly and westerly branch. Mr. Redinger inquired as to where the impact of the channel stopped to which Mr. Scheckenberger advised it would be at the ponds.

Mr. Gretsinger questioned the impact of using any of the 3 alternatives available. being implementation through the Municipal Act, the Drainage Act or not at all.

Mr. Scheckenberger advised that there are several vehicles available to implement the drainage works and it is the specific circumstances which make one more appropriate than another. He discussed various implementation methods available including front-ending, the Municipal Act, the Drainage Act, the Local Improvements Act and the Conservation Authorities Act. With respect to doing no works at all, he suggested that the Town could allow the development community to do the works through front-ending agreements. He further noted that his company's only knowledge of the Drainage Act being implemented in an urban area is in the Town of Lincoln. With respect to the Municipal Act, he advised that this is very flexible and allows the application of costs on those who benefit and is also flexible on how to establish benefit. I.e. emphasized that the Master Drainage Plan is for development and any cure of existing problems is only a by-product of the Master Drainage Plan. He again emphasized that the Plan is strictly and solely a cure for ultimate development and that if it was to correct existing problems, it would be called a Remedial Action Plan. He further noted that the Municipal Act is driven towards developers whereas the Drainage Act deals with an overall watershed and existing problems.

Mr. Scheckenberger then presented a synopsis of the Municipal Act and how it would apply to the Bartlett Creek Drain. He noted that Section 221, Subsection 2 of the Municipal Act, R.S.O. 1990, provides that the Council of a local municipality in authorizing the construction of sewage works or waterworks may by by-law, impose a sewer rate or water rate upon owners or occupants of land who derive or will or may derive of benefit therefrom sufficient to pay for all or such portion of the capital costs of the works as the by-law may specify. He advised that the Act not only allows for drainage works but also for sanitary and water supply works. He noted that the Act makes reference to the term benefit and reviewed Subsection 221(9) which outlines the various ways which the rate may be determined including frontage rates for an immediate benefit and for a deferred benefit, area rates, mill rates, a fixed charge for each parcel of land and especially Part 7, any other method which the Council considers to be fair. He noted this can be modified to the need of the persons on the watershed but that it must be in a consistent manner because there is potential for appeal.

He further noted that the term of benefit is the key to the whole approach. He reviewed the definition of the term benefit within the Act and discussed immediate benefits versus deferred benefits. (Bartlett Creek. Mar. 23/93)

He then noted that the drainage works were proposed to serve three functions: (1) to facilitate urban development; (2) to provide flood protection; (3) to reduce downstream control system needs.

He then discussed what type of lands receive benefit from such works. I.e. noted that there are a number of different categories of land all of which may receive an immediate or deferred benefit and some of which may be inside or outside of the urban boundaries. He proposed as in other applications only the development community would be responsible for the costs that being those lands which can be developed or are not yet developed at their best and highest use. He suggested that in defining benefit a common denominator can be the value of the land on the basis that some works will enhance the value of that land. Therefore, you can determine the benefit on the basis of land appraisals before and after the system is in place and that if the enhanced land value is applied uniformly to all benefitting lands through a market study, assessment schedules can then be prepared based on a benefit costs ratio.

There was discussion of costs with respect to farm land. It was questioned whether in this recognition of land values existing whether farmland is not developed, then would it still be assessed. Mr. Scheckenberger advised that these lands would still be assessed but that the details may need to be worked out. He suggested that if these lands were never intended to be developed, then they likely should have objected to any zoning other than agricultural. C. Austin suggested that this may force farmers to

develop. Mr. Scheckenberger disagreed. Mrs. Austin further suggested that it would, as the fanners would have to be pay the costs.

She further inquired as to whether there was any coinpensation for those larids affected by the works. Mr. Scheckenberger ailvised that lands required for the works would need to be actually purchased or at least easement rights be purchased. He noted that this is recognized under the Master Drainage Plan. C. Austin noted that If purchasing was required. then the Town would need Lo negotiate with the property owner.

S. Leistner questioned the Development Charges Act arid what actions could be taken in that respect. Mr. Scheckenberger advised that there are sonle advantages and disadvantages to the Development Charges Act. He advised that the Act is a mechanism as of November, 199 1, where front-ending is no longer legal. - He suggested before that developers could proceed and front-end costs and the Town could then use its best efforts to recover these costs and reimburse the irfitial developer. He stated that now the Town needs a uniform charge across the entire development community. He expressed opinion that this is now unfair since developers cannot upfront costs and recover them. At the request of Mayor Konkle, the Clerk outlined the requirements of the Development Charges Act whereby he Town would be required to establish an existing level of service and could then only levy a development charge on new development which is required to pay for the net capital costs of niainlahk~g that level of sewice. He fusther described ttle availability of front-ending agreements under the Development Charges'Act, whereby a municipallty that has passed a development charge by-law may enter into front-ending agreements with owners within a benefitting area.

Ald. Kelly requested clarification on Mr. Scheckenberger9s definition of underdeveloped land which would be levied for drainage works under the Municipal Act. He asked for example, is land with a single family dwelling located on il but zoned for multl-residential underdeveloped and would it be subject to a levy.

Mr. Scheckenberger confirmed that this would be the case. Ald. Kelly further inquired as to whether that could also apply to a small single familly dwelling which is not the maximum size allowed on a property which could then be tom down and replaced with a larger one. Mr. Scheckenberger advised that this could be the case however lthe process is there for Council to deem what is reasonable for a levy.

Mayor Konkle inquired as to how the municipality would recover costs and wlio they would he paid to in the case of lands currently outside the urban bouutdaries which may eventually come into the urban area and obtain benefit rro~n the works. (Bartlett Creek, Mar.23/93]

Mr. Scheckenberger described that usually the works are done under a debenture of up to 20 years and that payments from any such properties would go towards payment of that debenture should additional lands come into the benefit area. This would then reduce the costs to those paying in the interim. He noted this was allowed under the Municipal Act. Mayor Konkle then clarified that only those properties affected would be paying the debenture payments. Mr. Scheckenberger confinned this to be the case.

Mayor Konkle then questioned whether any grants are available to agricultural lands as are available under the Drainage Act. Mr. Sc lieckenberger advised that he was not aware of any such grants.

Mayor KonMe then questioned how the municipality gains access to private lands for construction purposes. Mr. Scheckenberger replied that in the implementation, any parties receiving a benefit also get compensation for works done on their properties. Mayor Konkle then confirmed that this would be done under easements and questioned whelher these easement rights may be affected by the new legislation in which all previous municipal easements need to be rewritten and surveyed.

Mr. Scheckenberger advised that he was not aware of this new requirement.

Mayor Konkle then noted the previous discussions that maintenance is the key to any such drain and that concern has been expressed with maintenance rights. He asked if the Municipal Act gives the Town the right to enter and maintain such works.

Mr. Schcckenberger noted the process does facilitate access through purchase of lands or purchase of easement rights.

Mayor Konkle then questioned the appeal process. He asked what appeal is available to the landowners and what costs would be involved to the Town and ratepayers involved. Mr. Scheckenberger advised he did not know what the potential costs would be and that would require a legal opinion. Insofar as the appeal process, he advised that the only avenue available for appeal is with respect to the municipality's ability to pay the debenture. He advised that this would then go the Ontario Municipal Board

who would review the whole process. He advised that individual rates to each parcel of land cannot be appealed under the Act but that the Ontario Municipal Board can overview the whole process and can overturn it if appealed as previously mentioned. Mayor Konkle inquired as to whether there were any cases where the Board has ruled in favour that the levy is unfair to developers. Mr. Scheckenberger advised that there are none that he knows of.

Mayor Konkle then asked if Mr. Scheckenberger had any idea of the costs involved in environmental assessment if required. Mr. Scheckenberger advised that the environmental assessment process is being reviewed and constantly being refined. He advised that there are two vehicles under the class environmental assessment which may be approved by the MOE in 1993. He advised that all channels in urban areas are exempt from such assessment but works outside of the developed area would be subject to it. He further noted that erosion control needs NPCA, MNR and Fisheries and Oceans approvals that if they meet these requirements, then the works will usually meet any EA requirements. It was mentioned that there would have to be an environmental assessment on the ponds and the costs would be unknown.

Mr. Scheckenberger advised that it could be between \$15,000 and \$20,000 on the low side. Mr. Tony D'Amario advised he would estimate closer to \$30,000 to \$40,000.

Mr. Scheckenberger further noted that this would may not need a full environmental assessment process and that any costs could be borne under the Municipal Act process.

T. Follis questioned Mr. Scheckenberger's statement that downstream works would be reduced if the ponds decreased flows. He asked if the works did not include the east pond, would there then be an increase in the requirements with respect to downstream works. Mr. Scheckenberger advised that such a possibility was examined as an alternative but the costs would go up proportionally which could range anywhere up to 50%. (Bartlett Creek, Mar. 23/93) -7-

There was further discussion of added requirements at the CNR tracks.

Mr. Scheckenberger advised that there could be the need for a complete replacement in the absence of the ponds. Ald. Kelly inquired as to how the Municipal Act would deal with culverts at the QEW, CNR tracks and Regional Road No. 81 if those bodies wished not to do the works. Mr. Scheckenberger advised that the CNR would not participate and therefore any works there would be a cost to the overall works. With respect to the MTO and the Region of Niagara, he advised that the works would be designed to their criteria and that anything larger would be the responsibility of the overall works and would be assessed against the benefitting owners. Ald. Kelly then clarified that if there is a necessity for works at these locations that it would be absorbed in the overall cost of the works.

C. Austin asked if the only drainage along a roadway to the lake in the Town is along the Ontario Street storm sewer system. Mr. Scheckenberger advised that there are storm sewer systems in place in the Town but he was unsure of all of their locations.

C. Austin asked if they should not be able to take a certain capacity for drainage.

Mr. Scheckenberger advised that all would be designed to the municipal capacity which would usually be to the 5 year storm. He advised that storm sewers are to deal only with local flows and that this criteria has to do with costs. He advised that the roadway takes the flood in events over the 5 year storm.

C. Austin asked with respect to the ponds, what would be the heights of the water in the pond on her property at the 5, 10, 15, etc. year storms. She also noted that storm sewers would discharge eventually into her pond. She asked why it would be up to 1.6 metres in a 5 year storm. Mr. Scheckenberger advised the objective of the ponds is to reduce flows for erosion and flooding. He advised that the pond would retain water in a 5 year storm, in order to reduce erosion problems. C. Austin asked if underground tanking systems were considered. Mr. Scheckenberger advised that those systems are usually only looked at in site specific issues, for example, a large inflow which would need to control all of their water. He advised that the cost is usually 5 to 10 times greater than surface storage and there is also problems with blockage, etc., and resulting upstream floods. Ms. Austin asked what hydrogeological data was addressed and studied. Mr. Scheckenberger advised that they studied all drainage area characteristics and that these are detailed in their report. He also discussed the models used. C. Austin asked what creeks were used to determine flows for their calculations. Mr. Scheckenberger advised that to verify the flows, they used a provincial system which uses similar characteristics to develop standards. He advised that there would be about 200 creeks used to determine those models. C. Austin asked if soil, moisture, infiltration rates, etc., were used and what historical events

were studied. Mr. Scheckenberger advised they considered all of those physical factors and outlined the historical records used.

Committee members were asked if they had any specific questions for Mr. Scheckenberger.

Mr. Lewis of the Ministry of Natural Resources introduced Ms. Alne Yagi who will now be the Ministry representative on this committee. Ms. Yagi asked Mr. Scheckenberger with respect to the conservative nature of the estimates, did he feel that some designs have been overdesigned. Mr. Scheckenberger advised that they are to provincial standards and criteria and that there is some level of overdesign in the channels generally in those standards. He advised that this study was done in 1989 and there is now more emphasis on complimentary low flow systems however the erosion and flood control is outside of those particular zones. Ms. Yagi noted that the fisheries is mostly concerned with the low flow effects. There was general discussion of the design which could achieve these requirements.

There was further discussion of the changes to the requirements with respect to fisheries and of additional costs to the municipality due to changes in the various criteria. Mr. Scheckenberger advised that those increased costs would be borne at the implementation stage. (Bartlett Creek, Mar. 23/93) -8

Mayor Konkle referred to the slowing down aspect of flows from subdivisions. He asked if Mr. Scheckenberger's firm is involved in actual subdivision applications.

Mr. Scheckenberger advised that they were. Mayor Konkle then asked if in their designs for subdivisions, are works such as yard contours and so on, being done to achieve this slowing down. Mr. Scheckenberger noted that these are site design procedures to achieve water quality objectives and that in order to make the design more complimentary to the environment, it is necessary to lengthen the time taken to get storm water to discharge without having any facilities, i.e. ponds to maintain.

Mayor Konkle then noted that there are only 2 regions who have opted out of the Ministry guidelines with respect to stormwater criteria. He asked Mr. Scheckenberger to explain this. Mr. Scheckenberger advised that in 1989, the Region of Niagara requested the NPCA and MNR to reduce the standard from Hurricane Hazel to the 100 year storm event. He advised that the difference in magnitude between the 2 varies according to the watershed area but can be very dramatic from 2 times to 10 times the water flow difference. He advised that the difference in the floodplain can be enormous.

Mayor Konkle asked if the Town then needed to design to the Hurricane Hazel standards, there would be a much higher requirement with the works and increased costs. Mr. D'Amario discussed the designs used and noted that Hurricane Hazel criteria would be very prohibitive. Ald. Danyluk inquired as to what damage a Hurricane Hazel type storm would do to the works which do get done.

There was further discussion of the factors considered when this reduction was allowed.

T. Follis inquired as to whether there are any problems foreseen with sedimentation at the Lake Ontario outlet and whether any dredging, etc., would be required.

Mr. Scheckenberger advised that this would need to be looked at in any program but that he does not through his experience know of anything specific.

Mr. Redinger asked further questions with respect to staging. He asked is there a particular criteria to determine the speed by which the system should be implemented and is it to coincide with development. Mr. Scheckenberger advised that this is one consideration but that the Town would need to co-ordinate the staging on its own as some works are dependent on others. Mr. Redinger asked what percentage then needs to be put in to make it effective. Mr. Scheckenberger advised that this depends on the areas where development is occurring.

Mr. Redinger further asked if initially does all the channelization need to be done.

Mr. Scheckenberger advised that there would need to be a certain level done for existing conditions.

There was further discussion that there is no value to doing some of the works if certain constraints remain for example the CNR, Regional Road No. 81 and QEW.

C. Austin asked if anyone from his firm attended the Head Waters conference last year.

Mr. Scheckenberger advised that they did have representatives there. C. Austin further asked if there are any streams proposed on development areas. Mr. Scheckenberger advised that there were none.

Mr. Jakymiw asked with respect to the pond proposed for his property, why is the exit pipe from his pond of such a substantially different size from the Comisso Drain.

Mr. Scheckenberger advised that this is due to water build up and that the pressure

forcing water through the exit pipe from Elis pond would create equal flows to that through the Cornisso Drain.

Mr. Jakymiw further questioned in-stream flooding, south of Regional Road No. 81 and that he had stated it would be within the floodplain. He asked if there was any mapping done south of Regional Road No. 81. There was discussion of the mapping available and Mr. Scheckenberger advised that the lines further south from Regional Road No. 81 may have been a simple projection of lines already done.

Ald. Gretsinger then asked Mr. Scheckenberger if in his opinion, there is anything else which the Committee should be considering. (Bartlett Creek, Mar. 23/93) -9

Mr. Scheckenberger cautioned that changing any parts of the plan would need to be carefully considered. He advised that the plan is a unit and that if anything is changed or pulled out, it has ramifications for the entire system. Therefore the committee can't review those things in isolation but would need a full review. He further noted that this plan took his firm a full year to prepare.

Ald. Gretsinger then asked if there was anyone else present who wished to raise questions.

Ald. Bald noted that at the various public meetings, many comments were made of garbage, etc., clogging sections of the drain. She asked if the Town did the channeling to correct such clogging, would it then be able to determine the actual works needed. Mr. Scheckenberger advised that the plan assumed that good maintenance works were in place and those kinds of factors were not considered.

Ald. Bald then inquired as to access for maintenance purposes. Mr. Scheckenberger advised that under the Municipal Act, all major parts of the drain would be in municipal control and it would therefore have access.

The Clerk then asked for clarification with respect to access. There was discussion of access and Mr. Scheckenberger advised that this would be done through land acquisition or easement acquisition and the costs for obtaining these would be negotiated as specified under the Municipal Act and the Expropriations Act.

The Committee thanked Mr. Scheckenberger for his presentation.

CORRESPONDENCE *

1. Huckabone, Shaw, et al, letter March 5th, 1993. The Clerk advised that this was the letter with respect to the requirements on Provincial, Regional and CNR property respecting the Drainage Act as was requested by the Committee.

QTXER BUSINESS

Mayor Konkle advised that Mr. Beti Redekopp would be attending the next meeting.

Ald. Gretsinger advised that he has sent the letters as was agreed upon at a past meeting, to the various Ministries for funding.

There being no further business at this time, the Committee adjourned.

- CHAIRMAN SECRETARY

(Dictation Date: March 29th, 1993) Beamsville Room

March 24th, 1993

\ - Minutes of a meeting of the Town of Lincoln Public Works Committee, held in the Beamsville Room, on Wednesday, March 24th, 1993, at 7:30 p.m. Present were: Ald. A. Gretsinger (Chairman), Ald. P. Butcher (Vice-Chairman), Ald. R. Kelly, Ald. J. Albers and Mayor R. Konkle. Staff present: G. Holman (Acting Director of Public Works).

ACCOUNTS

Moved by Ald. R. Kelly, Seconded by Ald. J. Albers
THAT Department payments in the amount of \$33,185.90 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

Moved by Ald. J. Albers, Seconded by Ald. R. Kelly
THAT Department payments in the amount of \$46,006.12 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

DELEGATIONS

MAUREEN REISER, PEDESTRIAN WARNING AREA - SENATOR GIBSON

Mrs. Reiser was in attendance on behalf of the Parent Advisory Committee to request consideration of a pedestrian warning area designated by a flashing beacon. The Committee noted the intensified use of the school, and

indicated that a timed beacon is preferred. Staff was also directed to look into pedestrian activated crossings.

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that staff be authorized to incorporate funds in the 1993 operations budget, for the installation of two pedestrian warning devices in the vicinity of Senator a Gibson School, in response to the petition dated January 20th, 1993.

FURTHER THAT staff be directed to inform the Parent -. Advisory Committee of this decision. CARRIED
LAWRENCE WYRCIMAGA, CECIL BOVAIRD, LINCOLN AVENUE COST SHARING ADJUSTMENT

Mr. Wycimaga appeared before the Committee to explain the history of the plaza development, and his involvement in the discussion related to the sanitary sewer and storm sewer cost sharing. Mr. Wycimaga explained that in the absence of an agreement or contract, he is willing to participate by paying the fair share.

Nick Basciano and Mark Cahill of Mountainview Homes were in attendance to explain their involvement in the negotiations, and the connection with the Woodland Estates subdivision agreement.

Mr. BovaIRD explained to the Committee his perspective of the situation, as it involved his engineering firm. The Committee was advised that the staff report contained some inadequacies, and he provided additional information for their consideration.

The Committee was reminded of the decision made on the request by Mr. Joe Huibers, to extend a long lateral into the sanitary sewer on Glen Road in Jordan. Public Works Committee - .2- Mar. 24/93

Moved by Ald.J.Albers, Seconded by Mayor R-Konkle THAT the Public Works Committee recommend to Council that staff be authorized to include funds in the amount of \$7,895.14 in the 1993 capital water and sewer budget to accommodate the overpayment made by Mr. Lawrence Wycimaga and Lakeshore Homesites Limited on the Lincoln Avenue sanitary sewer project.

FURTHER THAT Mr. Wycimaga be required to remit funds in the amount of \$11,368.36 representing his share of the contribution towards the construction of a storm sewer on Lincoln Avenue.

FURTHER THAT motion #4 of February 24, re: P.W. 93-56 is hereby rescinded. CARRIED

AYES: Ald.J.Albers, Mayor R.Konkle, Ald.A.Gretsinger
NAYS: Ald.R.Kelly, Ald.P.Butcher

ROGER YURKIW, ALL WAY STOP SIGNS, GLENDALE AVENUE AND RITTENHOUSE ROAD

Mr. Roger Yurkiw explained that the traffic volumes, pedestrian activities and truck traffic resulting from the proposed Cherry Hill Gardens development could aggravate the existing concerns. The Committee requested staff to take appropriate action to warn motorists of the new stop signs, and address the safety of the construction traffic.

Moved by Ald.R.Kelly, Seconded by Ald.P.Butcher THAT this Committee recommend to Council that an all way stop be placed at the intersection of Glendale Avenue and Rittenhouse Road. CARRIED

REPORTS

CONSULTANT SELECTION POLICY - PUBLIC WORKS DEPARTMENT, P.W. 93-86

The Acting Director of Public Works provided some additional input, and explained that the intent was to fast track and streamline the selection process, and still

ensure that the project could be properly designed, controlled and administered according to Town requirements.

Moved by Ald.P.Butcher, Seconded by Ald.J.Albers

THAT the Public Works Committee recommend to Council that the consultant selection policy for the Public Works Department as proposed in this report be adopted.

FURTHER THAT the pre-qualification list identified in this report be incorporated for the 1993 capital works program. CARRIED

BLIZZARD OF '93 - PUBLIC WORKS DEPARTMENT RESPONSE

The memorandum submitted by the Acting Director of Public Works was discussed. The Committee discussed the start times for winter maintenance overtime, and answering service public relations.

METER READING SERVICES, ACCOUNT #R431-0243-3315

The memorandum submitted by the Acting Director of Public Works was discussed. The Committee discussed the policy for reading water meters. 1. Region of Niagara - Water Flows for February 1993 R & E'

2. Region of Niagara - Ministry of the Environment Enhanced Recycling Program, R&F

3. John Hellick - Lakeside Drive. RhF'

4. The Fiambarough Review - Town" Culvert Znsta%latian Poiiicy ., R hl F

5. Town of Grimshy - Cornposter Purchase. R & E'

6. Vineland Cemetery Trustees - Maintenance of Vineland Cemetery, R&l? a

7. Town of Grimsby - Solid Waste Management Policies in Qntario, R&F

8. Cuwan News - Raad Liability and Warning Signs, R & F

9. Ontario Waste Management Association - Btobicake Council Overrules Works Committee. E hr F

NOTICE OF NEW SUSINESS

BUDGETTING FOR EXPORT OF MUNICIPAL WASTE -.

Moved by Ai.d.J.Aibers, Seconded kJy Mayor R.KonkLe THAT the Public Works Committee plan for the eventual costs to our municipality of: exporting aur residential waste by incorporating \$500,000.00 into the 1993 budget.

FURTHER THAT detailed discussion be held over till the Public Works Committee budget meeting en March 30th, ADJOURNMENT

LOST

There being no further business, the Chairman declared the meeting adjourned.

CHAIRMAN SECRETARY

(dictation date: March 25th, 1993)