

Council Meeting Number 2017-02
Addeds
Tuesday December 20, 2016

The Committee Of The Whole “Closed Meeting”

The consent of Council is requested for the **addition** of the following item:

- d) Labour relations or employee negotiations – Kingston Professional Fire Fighters Association Local (KPPFA).

Reports

Report Number 08: Received from the Chief Administrative Officer (Consent)

The consent of Council is requested for the **amendment** of Clause a) by adding a third clause to the following recommendation.

a) Belle Park Working Group Update

That Council direct staff to explore options to reduce, modify or eliminate some or all golf activity and increase alternate outdoor recreational and naturalization opportunities at Belle Park; and

That Council direct staff to report back to Council with recommendations on the future opportunities and planning for Belle Park after public consultation; and

That Council extend the term of the current members of Belle Park Working Group for 2017 and any vacancies be filled through the nomination process including at least one First Peoples representative to allow for continued participation during the public consultation.

(The Report of the Commissioner of Community Services (17-012) was attached to the agenda as schedule pages 1-11)
(File Number CSU-R04-000-2017)

(Note: The suggested changes to this recommendation are highlighted in **bold**.)

g) Annual Amendment to Fees and Charges By-law 2005-10

The consent of Council is requested to **receive** the revised page 84, from Clause g) – Report Number 17-010 – Annual Amendment to Fees and Charges By-Law 2005-10.

(The revised page 84 is attached as Schedule Page (1) - the suggested changes are highlighted in **bold**).

Report Number 10: Received from the Planning Committee

1. The consent of Council is requested to **receive** the revised pages 153-156, from Clause 2) – Report Number 10 received from the Planning Committee - Approval of an Application for Official Plan & Zoning By-Law Amendment – 1138 Sunnyside Road and 1397 Sydenham Road (FOTENN Consultants Incorporated)

(The revised pages 153-156 are attached as Schedule Pages 2-5)

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New Motions

The consent of Council is requested for the **addition** of New Motion Number 3.

3. Moved by Mayor Paterson
 Seconded by Deputy Mayor Boehme

That Council declare the office of Councillor for District 1 – Countryside vacant; and

That staff be directed to bring forward a report outlining options to fill the vacancy for consideration by Council at its meeting scheduled for Tuesday, January 24, 2017.

Communications

The consent of Council is requested for the addition of Communication Number 02-054.

Referred to All Members of Council

- 02-054 From Frank Dixon, resident, letter to Council regarding Belle Park Working Group Update.
 (Distributed to all members of Council on December 20, 2016)
 (File Number CSU-R04-000-2017)

By-Laws

The consent of Council is requested for the **amendment** of By-Law Numbers (10), 2017-16 and (13), 2017-19.

- (10) A By-Law to Amend By-Law Number 2005-10, "A By-Law to Establish Fees and Charges to be Collected by The Corporation of the City Of Kingston, as Amended."
 Three Readings Proposed Number 2017-16
 (See Clause (g), Report Number (08))
- (13) A By-Law to Amend By-Law Number 76-26, "A By-Law to Regulate the use of lands and the Character, Location and use of Buildings and Structures in The Township of Kingston" (Zone Change from Highway Commercial C3 Zone to Special Light Industrial M2-35 Zone, 1138 Sunnyside Road and Zone Change from Restricted Agricultural A1 Zone **and Residential Type 1 R1 Zone** to Special Light Industrial M2-35 Zone, 1397 Sydenham Road)
 Three Readings Proposed Number 2017-19
 (See Clause (2), Report Number (10))

(Note: The suggested changes to this recommendation are highlighted in **bold**.)

	2017 Fees	HST
Other Fees & Charges		
Finance		
Tax Certificate / Statement per Section 352, <i>Municipal Act, 2001</i>	\$67.00	No
Returned or Dishonoured Payment	\$35.00	No
New Owner / New Roll Setup	\$30.00	No
Additional Charges Added to Tax Bill	\$30.00	No
Refund of payments of overpaid taxes	\$30.00	No
Transfer of payments between tax accounts	\$20.00	No
Tax Payer's Account Information / Statement; Letter for Income Tax, per tax year	\$14.30	No
Clerk's Department		
Document Searches (pursuant to MFIPPA) ¹ per hour	\$30.00	No
Document Searches (other) ² per hour	\$44.51	Yes
Photocopies of documents, including by-laws	\$0.30	Yes
Administering Oaths or Declarations	\$34.05	No
Marriage Licence	\$148.70	No
Burial Permit	\$36.50	No
Packages of Council / Council of the Whole Agendas and Minutes (if picked up)	\$194.42	Yes
Packages of Council / Council of the Whole Agendas and Minutes (if mailed)	\$372.57	Yes
Affidavits for Non-Profit Housing Matters	\$10.00	No
¹ MFIPPA - <i>Municipal Freedom of Information and Privacy Protection Act</i>		
² Other searches may be tax exempt if they fall under Part VI of Schedule V of the ETA, paragraphs 20 (b)(d)(e)(f) .		
Human Resources & Organization Development		
Corporate Training Workshops - per participant (Full Day)	\$139.78	Yes
Corporate Training Workshops - per participant (Half Day)	\$73.98	Yes
Administrative Search and Record Preparation (Hourly)	\$50.18	Yes
Information Systems - Geographic Information Systems		
GIS Specialist Rate for Custom Mapping per Hour	\$77.70	Yes

By-Law Number 2017-XX

A By-Law to Amend By-Law Number 76-26, “A By-Law to Regulate the use of lands and the Character, Location and use of Buildings and Structures in The Township of Kingston” (Zone Change from Highway Commercial C3 Zone to Special Light Industrial M2-35 Zone, 1138 Sunnyside Road and Zone Change from Restricted Agricultural A1 Zone and Residential Type 1 R1 Zone to Special Light Industrial M2-35 Zone, 1397 Sydenham Road)

Passed: December 20, 2016

Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the *Planning Act* continue as the by-laws covering the area of the former municipality now forming part of the new City;

And Whereas the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law Number 76-26, as amended, of the former Township of Kingston;

Therefore be it resolved that the Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:
 - 1.1. Map 3 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the lands municipally known as 1138 Sunnyside Road from Highway Commercial C3 zone to Special Light Industrial M2-35 zone, as shown on Schedule “A” attached to and forming part of By-Law Number 2017-_____.

1.2 Map 3 of Schedule "A", as amended, is hereby further amended by changing the zone symbol of the lands municipally known as 1397 Sydenham Road from Restricted Agricultural A1 zone and Residential Type 1 R1 zone to Special Light Industrial M2-35 zone, as shown on Schedule "A" attached to and forming part of By-Law Number 2017-____.

1.3 By **Adding** a new subsection 25(3)(ai) thereto as follows:

"(ai) M2-35 1138 Sunnyside Road & 1397 Sydenham Road

Notwithstanding the provisions of this By-Law to the contrary, the lands designated 'M2-35' on Schedule 'A' hereto, the following regulations shall apply:

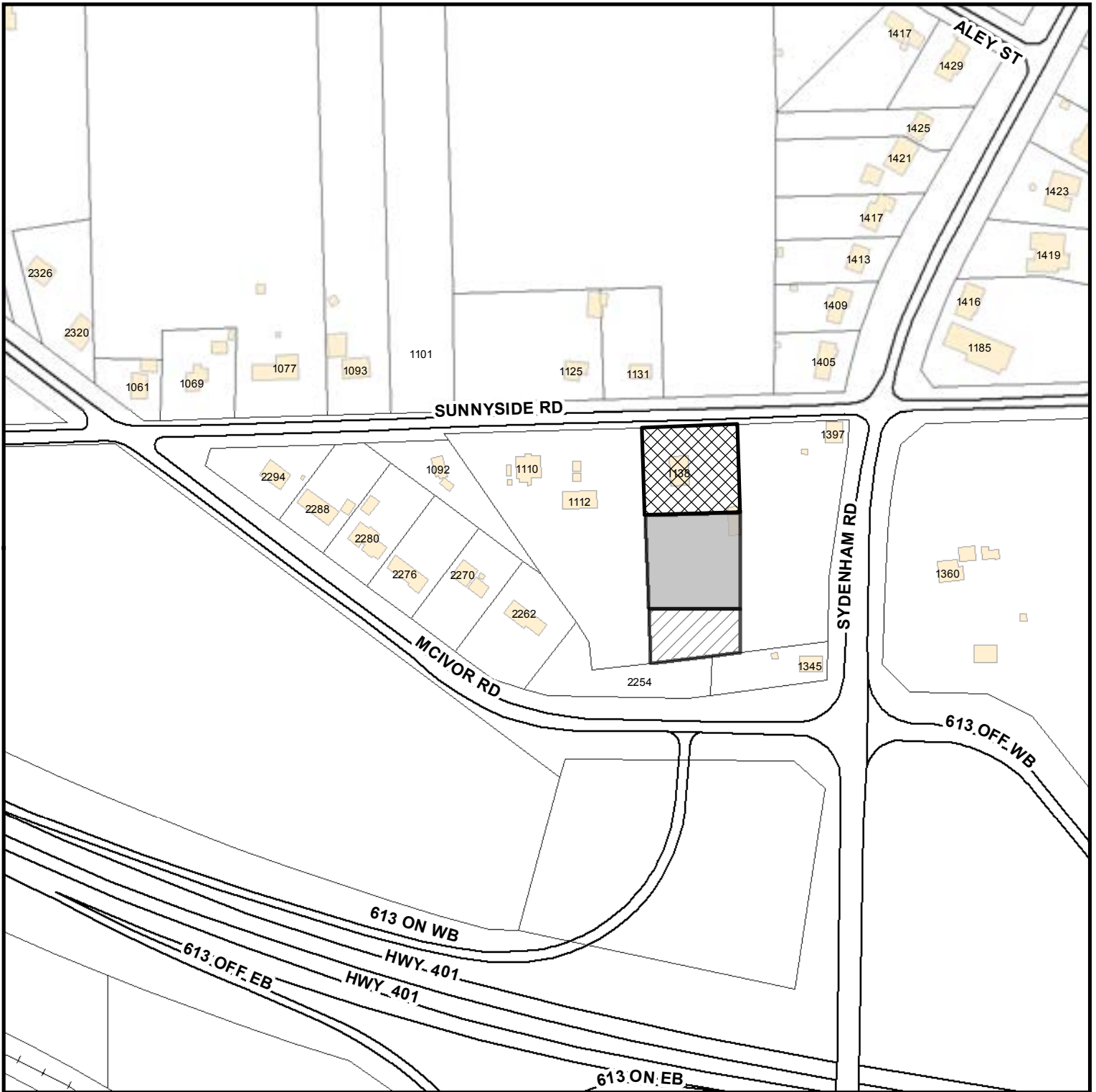
- i. Prohibited use:
residential
- ii. Notwithstanding the provision of 25(1)(b) hereof to the contrary, within the 'M2-35' zone, only the following uses shall be permitted:
a contractor's yard
a tradesman's shop
- iii. Front Yard Depth (minimum): 13.8 m
- iv. Interior Side Yard Depth (minimum): 3.1 m
- v. Aggregate Side Yard Depth (Minimum): 18 m
- vi. Parking:
 - a. Maximum total number of outdoor parking spaces: 21
 - b. A maximum of 8 parking spaces shall be permitted in the front yard, located no closer than 4.5 metres to any streetline
- vii. Height of Building (maximum): 7.8 m
- viii. Maximum Total Floor Area For All Buildings: 739 m²
- ix. Planting Strips:
 - a. A planting strip is required along the front lot line in accordance with the provisions of 5(17)
 - b. A planting strip shall not be required adjacent to the rear lot line and western interior side yard lot line

- c. A planting strip adjacent to the eastern interior side lot line shall be required in accordance with Section 5(17) and shall have a minimum linear depth from the front lot line of 78 metres
 - x. Open Storage:
 - a. The maximum permitted area of open storage within the 'M2-35' zone is 200 m²
 - b. All open storage within the 'M2-35' zone shall be located in the rear yard located a minimum of 35 metres from the rear yard lot line and visually screened on three sides by a combination of a pre-cast block wall, berm and landscaping"
2. This By-Law shall come into force and take effect on the day it is passed subject to and in accordance with the provisions of the Planning Act, R.S.O. 1990, c. P. 13 as amended from time to time.

Given all Three Readings and Passed: December 20, 2016

John Bolognone
City Clerk

Bryan Paterson
Mayor






Planning, Building & Licensing Services
a department of Community Services

SCHEDULE 'A' TO BY-LAW NUMBER

Applicant: FOTENN Consultants Incorporated
Owner: G. Williams Paving Limited
File Number: D14-102-2014
Address: 1138 Sunnyside Road and
1397 Sydenham Road

LEGEND

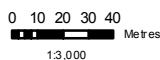
Reference By-Law 76-26, Map 3

-  Rezoned from C3 to M2-35
-  Rezoned from A1 to M2-35
-  Rezoned from R1 to M2-35

Certificate of Authentication

This is Schedule 'A' to By-Law Number _____,
passed this _____ day of _____ 2016.

PREPARED BY: J.Partridge
DATE: 12/16/2016



Mayor _____

Clerk _____