



COUNCIL MEETING AGENDA

TUESDAY, MAY 24, 2016

7 P.M.

**COUNCIL CHAMBERS
AURORA TOWN HALL**



**TOWN OF AURORA
COUNCIL MEETING
AGENDA**

Tuesday, May 24, 2016
7 p.m.
Council Chambers

1. **DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

2. **APPROVAL OF THE AGENDA**

RECOMMENDED:

THAT the agenda as circulated by Legal and Legislative Services be approved.

3. **ADOPTION OF THE MINUTES**

Council Meeting Minutes of May 10, 2016	pg. 1
Special Council Meeting Minutes of May 16, 2016	pg. 17
Special Council Meeting Minutes of May 17, 2016	pg. 20

General Committee Closed Session Meeting Minutes of April 19, 2016
Special Council Closed Session Meeting Minutes of May 16, 2016
Special Council Closed Session Meeting Minutes of May 17, 2016
(Closed Session meeting minutes provided separately as confidential attachments)

RECOMMENDED:

THAT the minutes of the Council meeting of May 10, 2016, the Special Council meetings of May 16 and May 17, 2016, the General Committee Closed Session meeting of April 19, 2016, and the Special Council Closed Session meetings of May 16 and May 17, 2016, be adopted as printed and circulated.

4. PRESENTATIONS

- (a) Teri Hastings, Aurora Music Festival** pg. 24
Re: Aurora Music Festival

- (b) Celebrate Recreation and Parks Month** pg. 25
 - (i) Adrian Wong, Recreation Supervisor, Fitness**
Re: Parks and Recreation Services - June is Recreation and Parks Month

 - (ii) Daniel Ridsdale, Youth Programmer, and Karie Papillion, Youth & Community Development**
Re: Aurora's Youth Friendly Community Designation

 - (iii) Shelley Ware, Supervisor, Special Events**
Re: FEO Top 100 Festivals in Ontario Presentation

5. PUBLIC SERVICE ANNOUNCEMENTS

6. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

7. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

8. DELEGATIONS

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

10. NOTICES OF MOTION/MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

- (i) Notices of Motion**
 - (a) Councillor Abel** pg. 41
Re: Association of Municipalities of Ontario (AMO) Board of Directors

(ii) Motions for Which Notice Has Been Given

- (a) Councillor Humfryes** pg. 42
Re: Traffic Advisory Committee/Board

11. REGIONAL REPORT

12. NEW BUSINESS/GENERAL INFORMATION

13. READING OF BY-LAWS

RECOMMENDED:

THAT the following by-laws be given first, second, and third readings and enacted:

- 5850-16** BEING A BY-LAW to prohibit and/or regulate the Injury or Destruction of Trees on Private Property in the Town of Aurora. pg. 43
(Report No. PRS16-007 – GC Item 11 – Feb. 2/16)

- 5860-16** BEING A BY-LAW to amend Zoning By-law Number 2213-78, as amended (Small Steps Programs Inc.). pg. 55
(Report No. PDS16-029 – PP Item 3 – Apr. 20/16)

RECOMMENDED:

THAT the following confirming by-law be given first, second, and third readings and enacted:

- 5865-16** BEING A BY-LAW to Confirm Actions by Council Resulting from Council Meeting on May 24, 2016. pg. 59

14. CLOSED SESSION

15. ADJOURNMENT

AGENDA ITEMS

- 1. General Committee Meeting Report of May 17, 2016** pg. 28

(Items 3, 4, 5, 6, 7, 9, 13, 14, and 15 were deferred from the General Committee meeting of May 17, 2016.)

RECOMMENDED:

THAT the General Committee meeting report of May 17, 2016, be received and the recommendations carried by the Committee be approved.

- 2. Memorandum from Director of Infrastructure & Environmental Services** pg. 37
**Re: Additional Information regarding Item 1(8) – Report No. IES16-051 –
Speed Cushion Pilot Project Survey Results**

RECOMMENDED:

THAT the memorandum regarding Additional Information regarding Item 1(8) – Report No. IES16-051 – Speed Cushion Pilot Project Survey Results be received for information.

- 3. Memorandum from Mayor Dawe** pg. 38
**Re: Lake Simcoe Region Conservation Authority Highlights –
April 29, 2016 – Meeting of the Board**

RECOMMENDED:

THAT the memorandum regarding Lake Simcoe Region Conservation Authority Highlights – April 29, 2016 – Meeting of the Board be received for information.



**TOWN OF AURORA
COUNCIL MEETING MINUTES**

Council Chambers
Aurora Town Hall
Tuesday, May 10, 2016

ATTENDANCE

COUNCIL MEMBERS	Mayor Dawe in the Chair; Councillors Abel, Gaertner, Humfryes, Kim, Mrakas, Pirri, Thom, and Thompson
MEMBERS ABSENT	None
OTHER ATTENDEES	Doug Nadorozny, Chief Administrative Officer, Techa van Leeuwen, Director of Building and By-law Services, Dan Elliott, Director of Corporate and Financial Services/Treasurer, Ilmar Simanovskis, Director of Infrastructure and Environmental Services, Al Downey, Director of Parks and Recreation Services, Marco Ramunno, Director of Planning and Development Services, Slav Szlapczynski, Associate Solicitor, Lisa Lyons, Town Clerk (Acting), Linda Bottos, Council/Committee Secretary

Mayor Dawe called the meeting to order at 7:06 p.m. following Open Forum.

1. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

There were no declarations of pecuniary interest under the *Municipal Conflict of Interest Act*.

2. APPROVAL OF THE AGENDA

**Moved by Councillor Pirri
Seconded by Councillor Thom**

THAT the agenda as circulated by Legal and Legislative Services be approved.

CARRIED

3. ADOPTION OF THE MINUTES

**Special Council – Public Planning Meeting Minutes of April 25, 2016
Special Council Meeting Minutes of April 26, 2016
Council Meeting Minutes of April 26, 2016
Special Council Meeting Minutes of May 2, 2016
Special Council Closed Session Meeting Minutes of April 26, 2016
Council Closed Session Meeting Minutes of April 26, 2016
Special Council Closed Session Meeting Minutes of May 2, 2016**

**Moved by Councillor Mrakas
Seconded by Councillor Kim**

THAT the minutes of the Special Council – Public Planning meeting of April 25, 2016, the Special Council meetings of April 26 and May 2, 2016, the Council meeting of April 26, 2016, the Special Council Closed Session meetings of April 26 and May 2, 2016, and the Council Closed Session meeting of April 26, 2016, be adopted as printed and circulated.

CARRIED

4. PRESENTATIONS

**(a) Louise Dyer, Coordinator, Facility Advertising
Re: Town of Aurora Facility Sponsorship**

Ms. Dyer noted that Aurora's Town Council approved a policy in 2013 that enabled Parks and Recreation Services to solicit sponsorships from the business community that would assist the Town in improving and promoting youth programming. She acknowledged and expressed appreciation for the corporate sponsorships of Pfaff Automotive at the Stronach Aurora Recreation Complex and McAlpine Ford Lincoln Sales at the Aurora Community Centre.

**Moved by Councillor Pirri
Seconded by Councillor Humfries**

THAT the presentation by Louise Dyer regarding Town of Aurora Facility Sponsorship be received for information.

CARRIED

5. PUBLIC SERVICE ANNOUNCEMENTS

Councillor Pirri spoke to a grant application that the Town has made with respect to the Community Memories program of the Virtual Museum of Canada.

Councillor Kim announced that the Aurora Cultural Centre will be hosting a youth “Aurora Unplugged Coffeehouse” on Friday, May 13, 2016, at 7 p.m., which will feature performances and entertainment by local performers aged 14-22.

Councillor Kim announced that the Aurora Cultural Centre will be hosting an Annual Spring Artisan PopUp Market on Saturday, May 14, 2016, from 10 a.m. to 4 p.m., which will be selling unique, handcrafted and locally-produced gift items.

Councillor Kim announced that the Aurora Public Library will be hosting “How-To in 10 Minutes” on Saturday, May 14, 2016, from 1 p.m. to 3 p.m. in the Magna and Lebovic Rooms, which will include teachings in a variety of skills such as juggling, public speaking, and photography.

Councillor Thom extended a reminder about donating to the Alberta Fires appeal through the Canadian Red Cross on their website at www.redcross.ca, or by texting “Red Cross” to 30333 for a \$5 donation, or texting “Fires” to 45678 for a \$10 donation. He noted that all donations would be matched by the Government of Canada.

Councillor Thom extended congratulations to the Queen’s York Rangers Army Cadets Air Rifle Team on their performance at a recent national air rifle competition. He noted that the team did well in a number of categories, including receiving the King George V trophy for “Top Army Cadet Team.” Councillor Thom also congratulated Aurora resident Ethan Hoyes, Warrant Officer, who received both a Bronze medal and a Gold medal in the shooting competition.

Councillor Humfryes extended congratulations and appreciation to local business MR Menswear, which recently hosted a fashion show fundraiser. She noted that approximately \$10,000 was raised for both Multiple Sclerosis and the Southlake Cancer Care program.

Councillor Humfryes extended congratulations to the Aurora Farmers’ Market and Artisan Fair for its outdoor Market opening on May 7, 2016, with a new layout, which will continue each Saturday, from 8 a.m. to 1 p.m., until October.

Councillor Humfryes extended congratulations to the Big Bike team, under the leadership of team captain Brian North, for their efforts in raising approximately \$5,000 on May 7, 2016, for the Heart & Stroke Foundation.

Councillor Abel advised that the Classy Cyborgs, a team of Aurora high school students working in collaboration with York University, is competing in the CST Inspired Minds Learning Project where they are developing learning technologies for visually impaired children. He noted that the team is aspiring to win \$100,000 to further their initiative and he encouraged Council and residents to vote online at **learningproject.cst.org**.

Councillor Gaertner extended congratulations to Ethan Hoyes, son of James Hoyes, on his accomplishments at a recent national air rifle competition.

Councillor Gaertner noted that the Fort McMurray SPCA is also seeking donations.

Councillor Gaertner extended appreciation to the Aurora Community Arboretum for their efforts and the beauty they provide to the Town.

Councillor Mrakas extended a reminder about the “Municipal Summit on OMB Reform – Process and Power”, which will be held in Markham on Saturday, May 14, 2016. He noted that the City of Toronto recently endorsed a motion in support of the Town of Aurora’s motion respecting OMB reform.

Mayor Dawe announced that the Town will be hosting its first “Paws in the Park” event on Saturday, May 14, 2016, from 9 a.m. to 3 p.m. at Sheppard’s Bush.

Mayor Dawe advised that the Town is still accepting applications for the John West Memorial Leaders of Tomorrow Scholarship Award.

Mayor Dawe advised that the Town is accepting applications for participation in Doors Open Aurora, which will be held on Saturday, August 20, 2016.

Mayor Dawe announced that the Town will be hosting a Summer Camp Open House on Saturday, May 14, 2016, from 10 a.m. to 12 p.m. at the Stronach Aurora Recreation Complex.

Mayor Dawe announced that the Town will be hosting an Open House regarding the Mavrinac Park Design on Tuesday, May 31, 2016, from 5 p.m. to 7 p.m. at Town Hall.

Mayor Dawe advised that the Town is now accepting applications for floats and other participation in the Town’s Canada Day Parade on Friday, July 1, 2016.

Mayor Dawe noted that the Run or Walk for Southlake, which was held on May 1, 2016, was a very successful event.

6. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Items 1 (sub-items 7, 10, 11, 12, 17, and 21) and 2 were identified as items for discussion.

7. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

Items 1 (with the exception of sub-items 7, 10, 11, 12, 17, and 21) and 3 were identified as items not requiring separate discussion.

**Moved by Councillor Pirri
Seconded by Councillor Humfryes**

THAT the following recommendations with respect to the matters listed as "Items Not Requiring Separate Discussion" be adopted as submitted to Council and staff be authorized to take all necessary action required to give effect to same:

1. General Committee Meeting Report of May 3, 2016

THAT the General Committee meeting report of May 3, 2016, be received and the following recommendations carried by the Committee be approved:

**(1) BBS16-005 – Request for Sign Variance to Sign By-law No. 5840-16,
15338 Leslie Street, Salvation Army Northridge
Community Church**

THAT Report No. BBS16-005 be received; and

THAT a variance to Sign By-law No. 5840-16 to allow a ground sign with a sign area of 5.42m², whereas the Sign By-law restricts sign area to a maximum of 2.2m² in rural zones, be approved.

(2) BBS16-006 – Building Division Workload

THAT Report No. BBS16-006 be received; and

THAT a two-year, full-time contract position for a Building Permit Technician to assist with high volumes of permit applications and inspections, be approved; and

THAT Administrative Procedure No. 13 for Excess Hours and Overtime be waived for an additional one-year period to allow Building staff to be paid at straight time for any excess hours worked up to 44 hours in a week.

(3) CAO16-004 – Magna Golf Club – Fireworks Display

THAT Report No. CAO16-004 be received; and

THAT the setting off of Display Fireworks to celebrate the 15th Anniversary of the Magna Golf Club on June 23, 2016, commencing at 10:00 p.m., be approved.

(4) CFS16-011 – Confirmation of Financing – L.E.D. Lighting Project Debenture Debt

THAT Report No. CFS16-011 be received for information.

(5) CFS16-014 – Capital Projects Status and Closures as of December 31, 2015

THAT Report No. CFS16-014 be received; and

THAT the capital project closures and capital funding adjustments outlined in Attachments #1 and #2 be approved.

(6) IES16-042 – Award of Tender IES2016-08 – For the Supply of All Labour, Material, and Equipment Necessary for the Removal and Replacement of Concrete Sidewalk and Concrete Curb and Gutter in Various Locations in the Town of Aurora

THAT Report No. IES16-042 be received; and

THAT Tender IES2016-08 for the supply of all labour, material, and equipment necessary for removal and replacement of concrete sidewalk and concrete curb and gutter in various locations in the Town of Aurora be awarded to Pave Krete Construction at an annual upset limit of \$165,000, plus taxes for a one-year period ending December 31, 2016; and

THAT the Director be authorized to renew Tender IES2016-08 on an annual basis and increase the purchase order for an additional two (2)

years, pending an annual analysis and satisfactory performance review by the Director; and

THAT the Mayor and Town Clerk be authorized to execute the necessary Agreement, including any and all documents and ancillary agreements required to give effect to same.

(8) IES16-044 – 2015 Annual Safety Traffic Report

THAT Report No. IES16-044 be received for information.

(9) IES16-045 – York Region Transportation Master Plan

THAT Report No. IES16-045 be received; and

THAT Report No. IES16-045 be forwarded to the Regional Clerk as the Town's formal response to the Regional Municipality of York's Transportation Master Plan Draft Policy Principles and Actions.

(13) PDS16-032 – Application for Exemption from Part Lot Control, Brookfield Homes (Ontario) Aurora Ltd., Blocks 17, 18, 20, 21 and 22, Plan 65M-4467 being 65R-36274 and 65R-36295, File No.: PLC-2016-03

THAT Report No. PDS16-032 be received; and

THAT the Application for Exemption from Part Lot Control submitted by Brookfield Homes (Ontario) Aurora Ltd. to divide Blocks 17, 18, 20, 21 and 22, on Plan 65M-4467 into 29 separate lots for townhouse units be approved; and

THAT the Part Lot Control Exemption By-law be introduced and enacted at a future Council meeting.

(14) PRS16-019 – Award of Tender PRS2016-53 for the Provision of Landscape Grounds Maintenance Services on Municipal Property

THAT Report No. PRS16-019 be received; and

THAT Part 1, Items "A" & "B" of Tender PRS2016-53 for boulevard turf and shrub bed maintenance at various locations in the Town of Aurora, for one year ending December 31, 2016, in the amount of \$30,493.66

(with the option to renew for an additional two, one-year periods), be awarded to Forest Ridge Landscape Limited; and

THAT Part 2, Item "A" of Tender PRS2016-53 for Stormwater Pond Vegetation Maintenance at various locations in the Town of Aurora, for one year ending December 31, 2016, in the amount of \$ 9,465.70 (with the option to renew for an additional two, one-year periods), be awarded to Fore North Inc.; and

THAT the Director be authorized to renew Tender PRS2013-14 for an additional two, one-year periods, pending an annual contract service performance review by the Director; and

THAT the Mayor and Town Clerk be authorized to execute the necessary Agreement, including any and all documents and ancillary agreements required to give effect to same.

(15) PRS16-020 – Maintenance Service at Stewart Burnett Park Baseball Diamond

THAT Report No. PRS16-020 be received; and

THAT Parks Division staff provide all future facility maintenance needs at the Stewart Burnett Park Baseball facility in accordance with the current Parks Service Level Standards.

(16) Environmental Advisory Committee Meeting Minutes of April 7, 2016

THAT the Environmental Advisory Committee meeting minutes of April 7, 2016, be received for information.

(18) Finance Advisory Committee Meeting Minutes of April 19, 2016

THAT the Finance Advisory Committee meeting minutes of April 19, 2016, be received for information.

(19) Parks and Recreation Advisory Committee Meeting Minutes of April 21, 2016

THAT the Parks and Recreation Advisory Committee meeting minutes of April 21, 2016, be received; and

THAT the Parks and Recreation Advisory Committee recommend to Council:

THAT a status report regarding water seepage issues at the Skateboard Park be provided to Council and to the Parks and Recreation Advisory Committee for information.

(20) LLS16-015 – Insurance and Risk Management Program Renewal (2017)

THAT Report No. LLS16-015 be received for information.

3. CFS16-019 – Amendment to Cheque Signing By-law

THAT Report No. CFS16-019 be received; and

THAT the Director of Corporate and Strategic Services be added to the existing approved list of non-Finance Division persons authorized to sign cheques and approve electronic payments for the Town; and

THAT a replacement by-law reflecting the additional person and the minor housekeeping amendments outlined in this report be brought forward for adoption.

CARRIED

8. DELEGATIONS

- (a) Arthur Diamond, AECOM Canada Architects Ltd.
Re: Item 1(21) – PRS16-028 – Town of Aurora Repurposing Study**

Council consented, on a two-thirds vote, to waive the requirements of section 3.8(c) of the Procedural By-law to permit the delegate additional time as required.

Mr. Diamond presented an overview of the Repurposing Study for the determination and disposition of five Town facilities—Petch House, Armoury, Victoria Hall, former Seniors' Centre, and former Town Library—including issues, considerations, approach, stakeholder input, estimated costs, and next steps.

**Moved by Councillor Thom
Seconded by Councillor Humfries**

THAT the delegation by Arthur Diamond regarding Item 1(21) – PRS16-028 – Town of Aurora Repurposing Study be received and referred to Item 1(21).

CARRIED

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

- 1. General Committee Meeting Report of May 3, 2016**
- (7) IES16-043 – 2015 Water Audit Report**

**Moved by Councillor Kim
Seconded by Councillor Pirri**

THAT Report No. IES16-043 be received for information.

CARRIED

- 1. General Committee Meeting Report of May 3, 2016**
- (10) LLS16-013 – Pending List**

**Main motion
Moved by Councillor Thom
Seconded by Councillor Pirri**

THAT Report No. LLS16-013 be received; and

THAT all items marked “COMPLETED” be removed from the Pending List.

**Amendment
Moved by Councillor Thompson
Seconded by Councillor Thom**

THAT the main motion be amended by adding the following clause:

THAT Reference No. CAO1 not be marked “COMPLETED” and not be removed from the Pending List.

CARRIED

**Main motion as amended
Moved by Councillor Thom
Seconded by Councillor Pirri**

THAT Report No. LLS16-013 be received; and

THAT Reference No. CAO1 not be marked "COMPLETED" and not be removed from the Pending List; and

THAT all ***other*** items marked "COMPLETED" be removed from the Pending List.

CARRIED AS AMENDED

- 1. General Committee Meeting Report of May 3, 2016**
- (11) PDS16-022 – Naming of Walkways to Generate Revenue for Community Programs**

**Moved by Councillor Kim
Seconded by Councillor Gaertner**

THAT Report No. PDS16-022 be received; and

THAT the establishment of a program for naming Town-owned walkways to generate revenue for community programs not proceed at this time.

CARRIED

- 1. General Committee Meeting Report of May 3, 2016**
- (12) PDS16-025 – Zoning By-law Amendment, Rod Coutts and Brian Coutts, 14314 and 14338 Yonge Street, File: ZBA-2015-07**

On a motion of Councillor Thompson seconded by Councillor Abel, Council consented to consider Item 1(12) prior to consideration of Item 1(7).

**Moved by Councillor Kim
Seconded by Councillor Abel**

THAT Report No. PDS16-025 be received; and

THAT Application to Amend the Zoning By-law File No. ZBA-2015-07 (Rod Coutts and Brian Coutts), to add a Retirement Home and Long Term Care Facility as permitted uses on the subject lands be approved; and

THAT that the implementing Zoning By-law Amendment be presented at a future Council meeting.

**On a recorded vote the motion
CARRIED**

YEAS: 8	NAYS: 1
VOTING YEAS:	Councillors Abel, Humfryes, Kim, Mrakas, Pirri, Thom, Thompson, and Mayor Dawe
VOTING NAYS:	Councillor Gaertner

- 1. General Committee Meeting Report of May 3, 2016
(17) Accessibility Advisory Committee Meeting Minutes of April 13, 2016**

**Moved by Councillor Gaertner
Seconded by Councillor Pirri**

THAT the Accessibility Advisory Committee meeting minutes of April 13, 2016, be received for information.

CARRIED

- 1. General Committee Meeting Report of May 3, 2016
(21) PRS16-028 – Town of Aurora Repurposing Study**

On a motion of Councillor Thompson seconded by Councillor Abel, Council consented to consider Item 1(21) following consideration of Item 1(12).

**Moved by Councillor Mrakas
Seconded by Councillor Thompson**

THAT Report No. PRS16-028 be received; and

THAT it is notionally agreed that a large investment will be required from the Town of Aurora to move this project forward.

**On a recorded vote the motion
CARRIED**

YEAS: 9	NAYS: 0
VOTING YEAS:	Councillors Abel, Gaertner, Humfryes, Kim, Mrakas, Pirri, Thom, Thompson, and Mayor Dawe
VOTING NAYS:	None

2. BBS16-008 – Short Term Licenses for Refreshment Vehicles

**Moved by Councillor Mrakas
Seconded by Councillor Pirri**

THAT Report No. BBS16-008 be received; and

THAT amendments to Schedule “A” of Licensing By-law No. 5630-14 be enacted to include a Short Term License Fee for Refreshment Vehicles in the amount of Fifty (50) dollars.

CARRIED

10. NOTICES OF MOTION/MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

(i) Notices of Motion

None

(ii) Motions for Which Notice Has Been Given

(a) Councillor Thom

Re: Victoria Day Congratulations to Her Majesty Elizabeth II, Queen of Canada

**Moved by Councillor Thom
Seconded by Councillor Humfryes**

WHEREAS Victoria Day is the official celebration of the birthday of the Queen of Canada; and

WHEREAS Victoria Day falls upon the last Monday preceding the 25th of May, this year falling on May 23; and

WHEREAS Victoria Day has been officially celebrated by Canadians since 1845; and

WHEREAS Canadians from coast to coast will be celebrating with fireworks and festivities to mark the occasion; and

WHEREAS this year Canadians will be celebrating the 90th birthday of Her Majesty Elizabeth II, and Her Majesty's 64 glorious years as Queen of Canada;

NOW THEREFORE BE IT HEREBY RESOLVED THAT the Council of the Town of Aurora, on behalf of all Aurorans, extends our most heartfelt congratulations to Her Majesty Elizabeth II, Queen of Canada, on the occasion of Her 90th birthday, and may we also extend our gratitude to Her Majesty for over 64 years of service to Canada as our Queen, and our hope for many more years to come; and

BE IT FURTHER RESOLVED THAT this motion be sent to Her Majesty Elizabeth II, Queen of Canada, to His Excellency, the Right Honourable David Johnston, Governor General of Canada, and the Honourable Elizabeth Dowdeswell, Lieutenant Governor of Ontario.

CARRIED

11. REGIONAL REPORT

None

12. NEW BUSINESS/GENERAL INFORMATION

Councillor Humfryes proposed that the Town of Aurora make a donation to the Alberta Fires Appeal to assist the residents of Fort McMurray, Alberta.

**New Business Motion No. 1
Moved by Councillor Humfryes
Seconded by Councillor Thom**

THAT the Town of Aurora donate \$1,000 to the Canadian Red Cross for the Alberta Fires relief fund, to be funded from the Council Operating Contingency account.

CARRIED

Councillor Gaertner inquired about the funds raised through facility sponsorship for youth initiatives. Staff advised that the funds are placed in a reserve from which Parks and Recreation Services draws to offset the costs for youth programs. Staff agreed to provide a report to Council regarding the reserve draws and associated youth programming.

13. READING OF BY-LAWS

**Moved by Councillor Thompson
Seconded by Councillor Pirri**

THAT the following by-laws be given first, second, and third readings and enacted:

- 5848-16** BEING A BY-LAW to amend Zoning By-law Number 2213-78, as amended (The Priestly Holding Corporation, File ZBA-2015-03).
- 5849-16** BEING A BY-LAW to amend Zoning By-law Number 2213-78, as amended (Coutts).
- 5854-16** BEING A BY-LAW to exempt Blocks 17, 18, 20, 21 and 22 on Plan 65M-4467 from Part-Lot Control (Brookfield Homes (Ontario) Aurora Limited).
- 5857-16** BEING A BY-LAW to amend By-law Number 5630-14, as amended, to regulate licensing of business establishments.
- 5858-16** BEING A BY-LAW to provide for persons authorized to sign cheques and other banking related authorities on behalf of the Town.

CARRIED

**Moved by Councillor Thom
Seconded by Councillor Pirri**

THAT the following confirming by-law be given first, second, and third readings and enacted:

- 5859-16** BEING A BY-LAW to Confirm Actions by Council Resulting from Council Meeting on May 10, 2016.

CARRIED

14. CLOSED SESSION

None

Council Meeting Minutes
Tuesday, May 10, 2016

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15. ADJOURNMENT

**Moved by Councillor Abel
Seconded by Councillor Mrakas**

THAT the meeting be adjourned at 10:06 p.m.

CARRIED

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK (ACTING)

THE MINUTES OF THE COUNCIL MEETING OF MAY 10, 2016, ARE SUBJECT TO FINAL APPROVAL BY COUNCIL ON MAY 24, 2016.



**TOWN OF AURORA
SPECIAL COUNCIL MEETING MINUTES**

Council Chambers
Aurora Town Hall
Monday, May 16, 2016

ATTENDANCE

- COUNCIL MEMBERS** Mayor Dawe in the Chair; Councillors Abel, Gaertner, Humfries, Kim, Mrakas, Pirri, Thom, and Thompson
- MEMBERS ABSENT** None
- OTHER ATTENDEES** Doug Nadorozny, Chief Administrative Officer, and Lisa Lyons, Town Clerk (Acting)
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Mayor Dawe called the meeting to order at 7:01 p.m.

Council consented to recess at 7:02 p.m. to resolve into a Closed Session meeting and reconvened into open session at 8:56 p.m.

1. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

There were no declarations of pecuniary interest under the *Municipal Conflict of Interest Act*.

2. APPROVAL OF THE AGENDA

**Moved by Councillor Thom
Seconded by Councillor Kim**

THAT the agenda as circulated by Legal and Legislative Services be approved.

CARRIED

3. DELEGATIONS

None

4. CONSIDERATION OF BUSINESS FOR WHICH NOTICE WAS GIVEN

**Moved by Councillor Kim
Seconded by Councillor Pirri**

THAT Council resolve into Closed Session to consider the following matter:

1. Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; (section 239(2)(e) of the *Municipal Act, 2001*); Re: Highland Gate Developments Inc. – Ontario Municipal Board Appeal

CARRIED

**Moved by Councillor Thompson
Seconded by Councillor Mrakas**

THAT the Special Council meeting be reconvened into open session to rise and report from Closed Session.

CARRIED

1. **Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; (section 239(2)(e) of the *Municipal Act, 2001*); Re: Highland Gate Developments Inc. – Ontario Municipal Board Appeal**

**Moved by Councillor Thompson
Seconded by Councillor Pirri**

THAT the confidential recommendation to staff in respect to Highland Gate Developments Inc. – Ontario Municipal Board Appeal be confirmed.

**On a recorded vote the main motion
CARRIED**

YEAS: 9	NAYS: 0
VOTING YEAS:	Councillors Abel, Gaertner, Humfries, Kim, Mrakas, Pirri, Thom, and Thompson, Mayor Dawe
VOTING NAYS:	None

5. BY-LAWS

Moved by Councillor Kim
Seconded by Councillor Thom

THAT the following confirming by-law be given first, second, and third readings and enacted:

5861-16 BEING A BY-LAW to Confirm Actions by Council Resulting from a Special Council Meeting on May 16, 2016.

CARRIED

6. ADJOURNMENT

Moved by Councillor Gaertner
Seconded by Councillor Abel

THAT the meeting be adjourned at 8:58 p.m.

CARRIED

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK (ACTING)

THE MINUTES OF THE SPECIAL COUNCIL MEETING OF MAY 16, 2016, RECEIVED FINAL APPROVAL BY COUNCIL ON MAY 24, 2016.



**TOWN OF AURORA
SPECIAL COUNCIL MEETING MINUTES**

Leksand Room
Aurora Town Hall
Tuesday, May 17, 2016

ATTENDANCE

COUNCIL MEMBERS Mayor Dawe in the Chair; Councillors Abel, Gaertner, Humfryes (arrived 6:26 p.m.), Kim (arrived 6:06 p.m.), Mrakas, Pirri, Thom, and Thompson

MEMBERS ABSENT None

OTHER ATTENDEES Doug Nadorozny, Chief Administrative Officer, Lisa Lyons, Town Clerk (Acting), Slawomir Szlapczynski, Associate Solicitor, Samantha Yew, Council/Committee Secretary

Mayor Dawe called the meeting to order at 6:01 p.m.

Council consented to recess at 6:03 p.m. to resolve into a Closed Session meeting.

The Special Council Closed Session meeting recessed from 6:55 p.m. to 10:35 p.m. for the General Committee meeting at 7:00 p.m.

Council reconvened into open session at 11:09 p.m.

1. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

There were no declarations of pecuniary interest under the *Municipal Conflict of Interest Act*.

2. APPROVAL OF THE AGENDA

Moved by Councillor Thompson
Seconded by Councillor Thom

THAT the agenda as circulated by Legal and Legislative Services be approved.

CARRIED

3. DELEGATIONS

None

4. CONSIDERATION OF BUSINESS FOR WHICH NOTICE WAS GIVEN

Moved by Councillor Thom
Seconded by Councillor Pirri

THAT Council resolve into Closed Session to consider the following matter:

1. A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Closed Session Report No. CFS16-016 – 12 Industrial Parkway South
2. A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Closed Session Report No. PDS16-042 – Eric T. Smith Way
3. A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Additional Information to Item 2 – Closed Session Report No. PDS16-042 – Eric T. Smith Way

CARRIED

Moved by Councillor Thom
Seconded by Councillor Pirri

THAT the Special Council meeting be reconvened into open session to rise and report from Closed Session.

CARRIED

1. **A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Closed Session Report No. CFS16-016 – 12 Industrial Parkway South**

**Moved by Councillor Thompson
Seconded by Councillor Abel**

THAT the confidential direction provided to staff in closed session regarding Closed Session Report No. CFS16-016 – 12 Industrial Parkway South be confirmed.

CARRIED

2. **A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Closed Session Report No. PDS16-042 – Eric T. Smith Way; and**

3. **A proposed or pending acquisition or disposition of land by the Town or Local Board (section 239(2)(c) of the *Municipal Act, 2001*); Re: Additional Information to Item 2 – Closed Session Report No. PDS16-042 – Eric T. Smith Way**

**Moved by Councillor Mrakas
Seconded by Councillor Humfryes**

THAT the confidential direction provided to staff in closed session regarding Closed Session Report No. PDS16-042 – Eric T. Smith Way be confirmed.

CARRIED

5. BY-LAWS

**Moved by Councillor Mrakas
Seconded by Councillor Thompson**

THAT the following confirming by-law be given first, second, and third readings and enacted:

- 5863-16** BEING A BY-LAW to Confirm Actions by Council Resulting from a Special Council Meeting on May 17, 2016.

CARRIED

Special Council Meeting Minutes
Tuesday, May 17, 2016

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6. ADJOURNMENT

**Moved by Councillor Pirri
Seconded by Councillor Humfryes**

THAT the meeting be adjourned at 11:11 p.m.

CARRIED

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK (ACTING)

THE MINUTES OF THE SPECIAL COUNCIL MEETING OF MAY 17, 2016, IS
SUBJECT TO FINAL APPROVAL BY COUNCIL ON MAY 24, 2016.



Legal and Legislative Services
905-727-3123
CSecretariat@aurora.ca
Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

PRESENTATION REQUEST

This Presentation form and any written submissions or background information for consideration by either Council or Committees of Council must be submitted to the Clerk's office by the following deadline:

4:30 P.M. ON THE BUSINESS DAY PRIOR TO THE REQUESTED MEETING DATE

COUNCIL/COMMITTEE/ADVISORY COMMITTEE DATE: May 24, 2016

SUBJECT: Aurora Music Festival

NAME OF SPOKESPERSON: Teri Hastings

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable):

Aurora Music Festival

BRIEF SUMMARY OF ISSUE OR PURPOSE OF PRESENTATION:

Inform Council and the public regarding an upcoming music festival in Aurora on June 25, 2016.

PLEASE COMPLETE THE FOLLOWING:

Have you been in contact with a Town staff or Council member regarding your matter of interest?

Yes

No

IF YES, WITH WHOM?

DATE: May 19, 2016

Patty Thoma

I acknowledge that the Procedural By-law permits ten (10) minutes for Presentations.



Legal and Legislative Services
905-727-3123
councilsecretariatstaff@aurora.ca

Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

PRESENTATION REQUEST

This Presentation form and any written submissions or background information for consideration by either Council or Committees of Council must be submitted to the Clerk's office by the following deadline:

4:30 P.M. ON THE BUSINESS DAY PRIOR TO THE REQUESTED MEETING DATE

COUNCIL/COMMITTEE/ADVISORY COMMITTEE DATE: Tuesday, May 24, 2016

SUBJECT: Parks and Recreation Services - June is Recreation and Parks Month

NAME OF SPOKESPERSON: Adrian Wong

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable):

Parks and Recreation Services

BRIEF SUMMARY OF ISSUE OR PURPOSE OF PRESENTATION:

The Town of Aurora is an ambassador of "June is Recreation and Parks Month", which is a movement organized by Parks and Recreation Ontario to promote health and wellness through participation in physical activity that creates a sense of belonging within our community. The Parks and Recreation Department would like to provide The Mayor and Council Members with an overview of all the wonderful activities that we will be running for Aurora residents in the month of June.

PLEASE COMPLETE THE FOLLOWING:

Have you been in contact with a Town staff or Council member regarding your matter of interest?

Yes No **IF YES, WITH WHOM?** **DATE** Friday, April 15, 2016

I acknowledge that the Procedural By-law permits ten (10) minutes for Presentations.



Legal and Legislative Services
905-727-3123
councilsecretariatstaff@aurora.ca

Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

PRESENTATION REQUEST

This Presentation form and any written submissions or background information for consideration by either Council or Committees of Council must be submitted to the Clerk's office by the following deadline:

4:30 P.M. ON THE BUSINESS DAY PRIOR TO THE REQUESTED MEETING DATE

COUNCIL/COMMITTEE/ADVISORY COMMITTEE DATE: Tuesday May 24, 2016

SUBJECT: Aurora's Youth Friendly community designation

NAME OF SPOKESPERSON: Daniel Ridsdale and Karie Papillion

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable):

Town of Aurora

BRIEF SUMMARY OF ISSUE OR PURPOSE OF PRESENTATION:

To introduce the Town's Youth Friendly community designation to Council and the Community

PLEASE COMPLETE THE FOLLOWING:

Have you been in contact with a Town staff or Council member regarding your matter of interest?

Yes

No

IF YES, WITH WHOM?

DATE April 11, 2016

Al Downey

I acknowledge that the Procedural By-law permits ten (10) minutes for Presentations.



Legal and Legislative Services
905-727-3123
CSecretariat@aurora.ca
Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

PRESENTATION REQUEST

This Presentation form and any written submissions or background information for consideration by either Council or Committees of Council must be submitted to the Clerk's office by the following deadline:

4:30 P.M. ON THE BUSINESS DAY PRIOR TO THE REQUESTED MEETING DATE

COUNCIL/COMMITTEE/ADVISORY COMMITTEE DATE: Tuesday, May 24, 2016

SUBJECT: FEO Top 100 Festivals in Ontario Presentation

NAME OF SPOKESPERSON: Shelley Ware

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable):

BRIEF SUMMARY OF ISSUE OR PURPOSE OF PRESENTATION: To present Council with the award for Aurora's Haunted Forest as being recognized as a Top 100 Festival in Ontario.

PLEASE COMPLETE THE FOLLOWING:

Have you been in contact with a Town staff or Council member regarding your matter of interest?

Yes No **IF YES, WITH WHOM? Patty Thoma** **DATE Tuesday, April 26, 2016**

I acknowledge that the Procedural By-law permits ten (10) minutes for Presentations.



**TOWN OF AURORA
GENERAL COMMITTEE MEETING REPORT**

Council Chambers
Aurora Town Hall
Tuesday, May 17, 2016

ATTENDANCE

COUNCIL MEMBERS Councillor Kim in the Chair; Councillors Abel, Gaertner, Humfryes (arrived 7:05 p.m.), Mrakas, Pirri, Thom, Thompson, and Mayor Dawe

MEMBERS ABSENT None

OTHER ATTENDEES Doug Nadorozny, Chief Administrative Officer, Techa van Leeuwen, Director of Building and By-law Services, Dan Elliott, Director of Corporate and Financial Services/Treasurer, Ilmar Simanovskis, Director of Infrastructure and Environmental Services, Al Downey, Director of Parks and Recreation Services, Marco Ramunno, Director of Planning and Development Services, Lisa Lyons, Town Clerk (Acting), Slawomir Szlapczynski, Associate Solicitor, and Samantha Yew, Council/Committee Secretary

The Chair called the meeting to order at 7:02 p.m.

1. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

There were no declarations of pecuniary interest under the *Municipal Conflict of Interest Act*.

2. APPROVAL OF THE AGENDA

General Committee approved the agenda as circulated by Legal and Legislative Service, with the following changes:

- Delegation (b) Gilberto Pesegi, Resident
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
- Delegation (c) Dr. Beverly Bouffard and Jean-Luc Bouffard, Residents
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
- Delegation (d) Brian Wilson, Resident
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
- Withdrawn: Item 20 – PDS16-037 – Applications for Official Plan Amendment, Zoning By-law Amendment, Carpino Construction Inc., 15278 Yonge Street, File Numbers: OPA-2015-04, ZBA-2015-10, Related File: SP-2015-08
- Item 21 – Canada 150 Ad Hoc Committee Meeting Minutes of May 5, 2016
- Notice of Motion (a) Councillor Humfryes
Re: Traffic Advisory Committee/Board

3. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Items 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, and 17 were identified for discussion.

4. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

Items 10, 18, 19, and 21 were identified as items not requiring separate discussion.

General Committee recommends:

THAT the following recommendations respecting the matters listed as “Items Not Requiring Separate Discussion” be adopted as submitted to the General Committee:

10. PRS16-022 – Amendment to 2016 Fees and Charges By-law

THAT Report No. PRS16-022 be received; and

THAT an amendment to Schedule “G” Section 19 of the 2016 Fees and Charges By-law be approved; and

THAT the implementing by-law be presented at a future Council meeting.

18. PDS16-034 – Site Plan Application, Gineve Inc., 250 Don Hillock Drive, File: SP-2016-03, Related File: SUB-2000-02A

THAT Report No. PDS16-034 be received; and

THAT Site Plan Application File No. SP-2016-03 (Gineve Inc.) to permit the development of the subject lands for a multi-unit, one (1) storey 8,815 square metre industrial building be approved; and

THAT the Mayor and Town Clerk be authorized to execute the Site Plan Agreement, including any and all documents and ancillary agreements required to give effect to same.

19. PDS16-036 – Delegated Development Agreements 2016 Summary Report

THAT Report No. PDS16-036 be received for information.

21. Canada 150 Ad Hoc Committee Meeting Minutes of May 5, 2016
(Added Item)

THAT the Canada 150 Ad Hoc Committee meeting minutes of May 5, 2016, be received for information.

CARRIED

5. DELEGATIONS

(a) Don Iafrate, Onespace Unlimited Inc.
Re: Presentation of Aurora Operations Centre

General Committee consented on a two-thirds vote to waive the requirements of section 3.8(c) of the Procedural By-law to permit the delegation to speak for an additional five minutes.

Mr. Iafrate gave a presentation outlining the construction process of the Aurora Operations Centre, the status of various aspects of the build, and the environmental, accessible, and architectural features of the property.

General Committee received the comments of the delegation.

(b) Gilberto Pesegi, Resident
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
(Added Item)

General Committee Meeting Report
Tuesday, May 17, 2016

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Mr. Pesegi spoke in support of the installation of speed cushions, and expressed concerns regarding speeding on Kennedy Street West. He noted that he has a petition signed by residents of Kennedy Street West showing support for speed cushions.

General Committee received and referred the comments of the delegation to Item 8.

(c) Dr. Beverly Bouffard and Jean-Luc Bouffard, Residents
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
(Added Item)

Dr. Bouffard spoke in support of the installation of speed cushions, and expressed concerns regarding the speed of vehicles travelling in the Kennedy Street West area. She noted that she has been in contact with York Regional Police regarding the situation.

General Committee received and referred the comments of the delegation to Item 8.

(d) Brian Wilson, Resident
Re: Item 8 – IES16-051 – Speed Cushion Pilot Project Survey Results
(Added Item)

Mr. Wilson expressed concerns regarding the speed of vehicles travelling on Mavrinac Boulevard, and indicated a need for traffic calming measures in the Mavrinac area.

General Committee received and referred the comments of the delegation to Item 8.

6. PRESENTATIONS BY THE ADVISORY COMMITTEE CHAIR

None

7. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

General Committee consented to discuss the items requiring separate discussion in the following order: Items 8, 1, 2, 16, 17, 11, and 12.

General Committee consented to defer the following items to the Council meeting of May 24, 2016: Items 3, 4, 5, 6, 7, 9, 13, 14, and 15.

1. BBS16-007 – Town Park Parking Update

General Committee recommends:

THAT Report No. BBS16-007 be received; and

THAT staff bring forward to a future Council meeting for enactment, amendments to Parking By-Law No. 4574-04.T *that includes a three (3) hour daytime on-street parking restriction Monday to Friday, affecting all streets within the boundary of Yonge Street to the west, Edward Street to the east, Dunning Avenue to the south, and Centre Street to the north; and*

THAT staff investigate the ability to allow for temporary overflow GO parking at the north entrance to Sheppard's Bush off of Mary Street; *and*

THAT a copy of this resolution be sent to York Region Transit and Metrolinx.

CARRIED AS AMENDED

2. IES16-046 – Yonge Street Parking Plan Pilot Project Follow-up

General Committee did not provide a recommendation.

3. CFS16-006 – Funding and Long-Term Financing Plan – Joint Operations Centre

(Deferred)

4. IES16-047 – Award of Tender IES 2016-27 – For Aurora Community Centre Parking Lot Reconstruction and Streambank Improvements

(Deferred)

5. IES16-048 – Award of Tender IES2016-36 – Supply and Installation of a New Motor Fuel Dispensing Facility for the Operations Centre

(Deferred)

6. IES16-049 – Facility Projects Status Report
(Deferred)

7. IES16-050 – Suspension of Winter Overnight Parking Restrictions
(Deferred)

8. IES16-051 – Speed Cushion Pilot Project Survey Results

General Committee recommends:

THAT Report No. IES16-051 be received; and

THAT staff be directed to implement the speed cushion pilot project on Kennedy Street West, and provide additional information regarding the speed cushion pilot project survey for the Council meeting of May 24, 2016.

CARRIED AS AMENDED

9. IES16-052 – Aurora Youth Soccer Club Request for Club Building
(Deferred)

11. PRS16-024 – Emerald Ash Borer Management Plan Update

General Committee recommends:

THAT Report No. PRS16-024 be received; and

THAT the Emerald Ash Borer (EAB) treatment program continue as outlined in this report; and

THAT an expenditure, not to exceed \$140,000.00, to engage Tru Green Ltd. to conduct the treatment of the Ash tree inventory in 2016 be approved.

CARRIED

12. PRS16-025 – Award of Tender PRS2016-22 for the Construction of the Queens Diamond Jubilee Park Accessible Playground

General Committee recommends:

THAT Report No. PRS16-025 be received; and

THAT Tender PRS2016-22 for the Construction of Capital Project No. 73252, the Queens Diamond Jubilee Park Accessible Playground and Park improvements in the amount of \$359,743.14, be awarded to Forest Ridge Landscaping Inc.; and

THAT the Mayor and Town Clerk be authorized to execute the necessary Agreement, including any and all documents and ancillary agreements required to give effect to same.

CARRIED

13. PRS16-026 – Multi-Purpose Synthetic Turf Sports Field at Stewart Burnett Park

(Deferred)

14. PRS16-027 – Aurora Youth Soccer Club: Request for Exemption from Municipal Alcohol Policy

(Deferred)

15. PDS16-030 – Changes to the *Planning Act, 1997* as set out in Bill 73, the *Smart Growth for our Communities Act, 2015*

(Deferred)

16. PDS16-031 – Application for Site Plan Approval, MHJH Holdings Inc., 75 Eric T Smith Way, Lot 4, Part of Block 11, Plan 65M-4324, File Number: SP-2016-01

General Committee recommends:

THAT Report No. PDS16-031 be received; and

THAT Site Plan Application File No. SP-2016-01 (MHJH Holdings Inc.) to permit the development of the subject lands for a one (1) storey 3,611 square metre industrial building be approved; and

THAT the Mayor and Town Clerk be authorized to execute the Site Plan Agreement, including any and all documents and ancillary agreements required to give effect to same.

CARRIED

17. PDS16-033 – Zoning By-law Amendment & Site Plan Application, Lora Cai, Xun Gong & Richard Gong, 15342 Yonge Street (Horton Place), Files: ZBA-2015-16 & SP-2015-10

General Committee recommends:

THAT Report PDS16-033 be received; and

THAT Application to Amend the Zoning By-law File: ZBA-2015-16 (Lora Cai, Xun Gong & Richard Gong), to add “Business and Professional Offices” as a permitted use on the subject lands be approved; and

THAT the implementing Zoning By-law amendment be presented at a future Council meeting for enactment; and

THAT Site Plan Application File: SP-2015-10 (Lora Cai, Xun Gong & Richard Gong) to permit the development of the subject lands for the conversion of the existing residential building into a 254 m² commercial building on the subject lands be approved; and

THAT the Mayor and Town Clerk be authorized to execute the Site Plan Agreement, including any and all documents and ancillary agreements required to give effect to same.

CARRIED

8. NOTICES OF MOTION

(a) Councillor Humfryes
Re: Traffic Advisory Committee/Board

WHEREAS the Town of Aurora continues to grow and traffic flow has become a top concern; and

WHEREAS Aurora Town Council and Town residents have expressed concern with traffic congestion, traffic calming and traffic flow; and

WHEREAS it has become apparent that the Town’s approach to addressing traffic congestion requires an overall perspective, including future traffic flow planning;

NOW THEREFORE BE IT HEREBY RESOLVED THAT staff report back with options or a Terms of Reference for a Traffic Advisory Committee/Board or other model which includes staff, Councillors, residents, and other applicable stakeholders.

9. NEW BUSINESS/GENERAL INFORMATION

Councillor Mrakas inquired about the possibility of having a payment station at the GO Transit Station parking lot near Highway 404 and Wellington Street East for patrons who do not have exact change or a Presto Card.

10. CLOSED SESSION

None

11. ADJOURNMENT

The meeting was adjourned at 10:27 p.m.

HAROLD KIM, COUNCILLOR

LISA LYONS, TOWN CLERK (ACTING)

THE REPORT OF THE GENERAL COMMITTEE MEETING OF MAY 17, 2016, IS SUBJECT TO FINAL APPROVAL BY COUNCIL ON MAY 24, 2016.



100 John West Way,
Box 1000,
Aurora, ON L4G 6J1
Phone: 905-727-3123 ext. 4371
www.e-aurora.ca

**Infrastructure & Environmental
Services**

MEMORANDUM

DATE: May 24, 2016

TO: Mayor Dawe and Members of Council

FROM: Ilmar Simanovskis, Director of Infrastructure & Environmental Services

RE: **Additional Information regarding Item 1(8) – Report No. IES16-051 – Speed Cushion Pilot Project Survey Results**

RECOMMENDATIONS

THAT the memorandum regarding Additional Information regarding Item 1(8) – Report No. IES16-051 – Speed Cushion Pilot Project Survey Results be received for information.

BACKGROUND

This memo is to provide additional information to Council on the request from the General Committee meeting of May 17, 2016, for the speed cushion pilot project survey results specifically from residents residing along the five (5) streets identified for the proposed speed cushion pilot project installation.

The results are shown on the table below:

Road	Number of Houses	Number of Responses	Yes	Percent of Total Houses (Threshold 70%)	No
Conover Avenue	7	2	2	29%	0
Kennedy Street West	39	36	34	87%	2
Mavrinac Boulevard	29	11	8	28%	3
McMaster Avenue	8	8	8	100%	0
Stone Road	48	21	19	40%	2

ATTACHMENTS

None



MEMORANDUM

DATE: May 24, 2016
TO: Members of Council
FROM: Mayor Geoffrey Dawe
RE: **Lake Simcoe Region Conservation Authority**
Highlights – April 29, 2016 – Meeting of the Board

RECOMMENDATION

THAT Council:

- Receive the correspondence for information
- Endorse the recommendations
- Provide direction



Board Meeting Highlights

April 29, 2016

Announcements:

LSRCA Stewardship Events

Communications Specialist, Nancie Knight, updated the Board regarding upcoming Stewardship events around the watershed, noting that tree planting events begin on Saturday, April 30th and continue on Saturdays in May. For more information or to find an event near you, please click the following link:

[LSRCA Upcoming Events](#)

LSRCA Annual Conservation Awards – Nominations

Communications Specialist, Maria Leung, advised Board members that nominations are now being accepted for LSRCA's Annual Conservation Awards taking place this year on Thursday, November 3, 2016. She noted that nominations can be made by contacting Maria directly @ 905-895-1281 Ext 258 or m.leung@lsrca.on.ca or online by clicking the following link: [LSRCA Watershed Heroes Nomination Form](#)

Presentations:

LSRCA 2015 Audit Findings by BDO Canada LLP

Mr. Michael Jones, representing LSRCA's Audit firm, BDO Canada LLP, attended the meeting to report to the Board on the audit of LSRCA's 2015 Financial Statements. Mr. Jones noted that no significant issues were found during the audit and that BDO Canada received great cooperation from LSRCA's management during the audit. He went on to note that in the opinion of BDO Canada LLP, the financial statements present fairly, in all material respects, the financial position of Lake Simcoe Region Conservation Authority as at December 31, 2015 and the results of its operations, changes in net financial assets, and its cash flows for the year then ended in accordance with Canadian public sector accounting standards.

The Board approved Staff Report No. 14-16-BOD prepared by General Manager, Corporate & Financial Services, Jocelyn Lee, regarding LSRCA's 2015 Draft Audited Financial Statements.

Correspondence and Staff Reports:

Correspondence

The Board received the Ministry of Natural Resources and Forestry's (MNRF) letter regarding the review of the *Conservation Authorities Act*.



The letter outlined the following five priority areas for improvement, which MNRF will now work to develop options for how to proceed:

- Stronger oversight and accountability in decision-making;
- Increased clarity and consistency in roles and responsibilities, processes and requirements;
- Modern funding mechanisms to support conservation authority operations;
- Improved collaboration and engagement among all parties involved in resource management; and
- Enhanced flexibility for the Province to update the *Conservation Authorities Act* framework in the future.

Proposed Excess Soil Management Policy Framework - EBR Registry Number 012-6065

The Board approved an amended recommendation regarding Staff Report No. 15-16-BOD, prepared by Beverley Booth, Manager, Regulations, which provided an overview of the Proposed Excess Soil Management Framework Policy Framework (EBR Posting #012-6065) and the comments provided by the LSRCA regarding this posting. This report is to be shared with member municipalities.

2016 Proposed Budget

The Board approved Staff Report No. 16-16-BOD, prepared by Jocelyn Lee, General Manager, Corporate & Financial Services, which sought the Board of Directors' approval of LSRCA's 2016 Proposed Budget, which included budget estimates, projected revenues, and net reserve appropriations.

For more information or to see the full agenda package, please click the link below for LSRCA's Board of Directors' webpage: [LSRCA Board Meetings](#)



NOTICE OF MOTION	Councillor John Abel
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Date: May 24, 2016

To: Mayor and Members of Council

From: Councillor Abel

Re: Association of Municipalities of Ontario (AMO) Board of Directors

WHEREAS the Association of Municipalities of Ontario (AMO) represents 444 municipalities across Ontario working together to achieve shared goals and meet common challenges; and

WHEREAS AMO's mandate is to support and enhance strong and effective municipal government in Ontario; and

WHEREAS nominations to the 2016-2018 AMO Board of Directors are now open; and

WHEREAS it would be Councillor John Abel's privilege to serve on the 2016-2018 AMO Board of Directors;

NOW THEREFORE BE IT HEREBY RESOLVED THAT Council of the Town of Aurora endorse Councillor John Abel's nomination to the AMO Board of Directors for the office of Director Regional and Single Tier Caucus; and

BE IT FURTHER RESOLVED THAT the Town of Aurora assumes all costs associated with Councillor John Abel serving on the AMO's Board of Directors to a maximum of \$4,000.



**MOTION FOR WHICH NOTICE HAS
BEEN GIVEN (May 17, 2016)**

Councillor Sandra Humfryes

Date: May 24, 2016
To: Members of Council
From: Councillor Sandra Humfryes
Re: Traffic Advisory Committee/Board

WHEREAS the Town of Aurora continues to grow and traffic flow has become a top concern;
and

WHEREAS Aurora Town Council and Town residents have expressed concern with traffic
congestion, traffic calming and traffic flow; and

WHEREAS it has become apparent that the Town's approach to addressing traffic congestion
requires an overall perspective, including future traffic flow planning;

NOW THEREFORE BE IT HEREBY RESOLVED THAT staff report back with options or a
Terms of Reference for a Traffic Advisory Committee/Board or other model which includes staff,
Councillors, residents, and other applicable stakeholders.

THE CORPORATION OF THE TOWN OF AURORA

By-law Number 5850-16

**BEING A BY-LAW to prohibit
and/or regulate the Injury or
Destruction of Trees on Private
Property in the Town of Aurora.**

WHEREAS subsection 135(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 (the "Act") provides that a local municipality may prohibit or regulate the destruction or injuring of trees;

AND WHEREAS trees provide real value in the ecological, social, economic and communal fabric of the community;

AND WHEREAS trees are among the most important living organisms in their ability to absorb air pollutants, expel life giving oxygen and provide a host of other environmental goods and services;

AND WHEREAS subsection 135(7) of the Act provides that a municipality may in a by-law require that a permit be obtained to injure or destroy trees and may impose conditions to a permit, including conditions relating to the manner in which destruction occurs and the qualifications of persons authorized to injure or destroy trees;

AND WHEREAS the Council of The Corporation of the Town of Aurora (the "Town") desires to repeal By-law Number 4474-03.D, as amended, and enact a new replacement by-law to deal with matters relating to injury and destruction of trees located wholly on private property within the jurisdiction of the Town;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AURORA ENACTS AS FOLLOWS:

1. DEFINITIONS

1.(1) The following words as set out in this by-law shall have the following meanings:

- (a) "Act" means the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended;
- (b) "Applicant" means the Owner or an authorized agent of the Owner who submits an Application under the provisions of this by-law;
- (c) "Application" means an application for a Permit on a form prescribed by the Director;
- (d) "Arborist" means an expert in the care and maintenance of trees, and includes:
 - (i) an arborist qualified by the Ontario Ministry of Training, Colleges and Universities;
 - (ii) a Forest Technician or Forestry Technologist with an applicable college diploma and a minimum of two (2) years urban forestry experience;
 - (iii) a certified arborist qualified by the Certification Board of the International Society of Arboriculture;
 - (iv) a consulting arborist registered with the American Society of Consulting Arborists;
 - (v) a Registered Professional Forester designated pursuant to the *Professional Foresters Act, 2000*, S.O. 2000, c. 18, as amended; or
 - (vi) such other person with other similar qualifications as approved by the Director;

- (e) "Arborist's Report" means a technical report prepared by an Arborist or Registered Professional Forester which identifies the surveyed location, species, size and condition of a tree, provides the reasons for any proposed Injuring or Destruction of a tree, and describes tree protection measures or other mitigating activities to be implemented;
- (f) "Council" means the Council of The Corporation of the Town of Aurora;
- (g) "Cultivated Orchard" means a property that is used for the dominant purpose of growing and maintaining fruit or nut Trees for the commercial harvesting and sale of their fruits or nuts;
- (h) "DBH" means the diameter at breast height, which shall be the diameter of the trunk of a Tree at a point of measurement 1.37 metres above the ground. DBH of multi-trunk Trees shall be measured as prescribed by the Director. Where a Tree has been cut down and the remaining stump is less than 1.37 metres in height, the DBH shall be the extrapolated as prescribed by the Director;
- (i) "Destroy" and/or "Destruction" means to kill by cutting, burning, uprooting, chemical application, or other means;
- (j) "Director" means the Director of Parks & Recreation Services for the Town or his/her designate;
- (k) "Emergency Work" means work necessary to terminate an immediate threat to life or property and includes maintenance works arising from natural events (e.g. ice storm, high winds, lightning, etc.) as well as maintenance works associated with emergency drain repair, utility repair and building repairs;
- (l) "Golf Course" means a property that is used to commercially operate a golf course in compliance with all applicable laws;
- (m) "Hazard Tree" means a Tree that is a safety concern to property or life but not an immediate threat;
- (n) "Heritage Tree(s)" means any Tree, including but not limited to, pairs of Trees, avenues or windrows of Trees, grove or arboreal remnants, or one (1) or more Trees that form part of a cultural heritage landscape that is on private property and is:
 - (i) located within a heritage conservation district as designated under Part V of the *OHA*;
 - (ii) designated under, or located on a property designated under, Part IV of the *OHA*;
 - (iii) designated by the Ontario Urban Forest Council;
 - (iv) listed on the Town's Register of Properties of Cultural Heritage Value or Interest;
- (o) "Injure and/or Injury" means to damage or attempt to Destroy a Tree by:
 - (i) removing, cutting, girdling, or smothering of its roots;
 - (ii) interfering with its water supply;
 - (iii) setting fire to it;
 - (iv) applying chemicals on, around, or near it;
 - (v) compacting or re-grading within the drip line of it;
 - (vi) causing damage by new development or construction related activities that are not evaluated as part of an approval under the *Planning Act*;
 - (vii) storing any materials within the drip line; or

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- (viii) any other means resulting from neglect, accident or design;
- (p) "Local Board" means a municipal service board, public library board, transportation commission, board of health, police services board, or any other board, commission, committee, body or local authority established or exercising any power under any legislation with respect to the affairs or purposes of the Town, but does not include a school board, a conservation authority, or a private cemetery corporation;
- (q) "Municipal Law Enforcement Officer" means an individual appointed by the Town by by-law pursuant to subsections 15(1) and 15(2) of the *Police Services Act*, R.S.O. 1990, c. P.15, as amended, for the administration and enforcement of Town by-laws;
- (r) "Nursery Stock" means coniferous or hardwood seedlings, transplants, grafts, or trees propagated or grown in a nursery and with the roots attached, and includes cuttings with or without the roots attached;
- (s) "OHA" means the *Ontario Heritage Act*, R.S.O. 1990, c. O.18, as amended;
- (t) "Owner" means the person having the right, title, interest or equity in the land containing a subject Tree, or his or her agent authorized in writing;
- (u) "Permit" means a permit to Injure or Destroy a Tree issued by the Director;
- (v) "Permit Application Fee" means the prescribed fee as set out in the Town's Fees and Charges By-law, as may be amended from time to time;
- (w) "Person" and/or "Persons" includes a corporation, a partnership, an individual, a public utility and its heirs, executors, directors, or other legal representatives of a person to whom the context can apply according to law;
- (x) "*Planning Act*" means the *Planning Act*, R.S.O. 1990, c. P. 13, as amended;
- (y) "Property" means a parcel of real property under registered ownership;
- (z) "Pruning" means the removal of branches from living Trees by cutting at a point outside the branch collar (but does not include the removal of more than one-quarter ($\frac{1}{4}$) of a Tree's leaf-bearing crown), for the purpose of thinning the crown of a Tree to increase light penetration and air movement, providing clearance and eliminating interference with utility lines, buildings, pedestrians or vehicles, or eliminating dead, hazardous or diseased wood;
- (aa) "Registered Professional Forester" means a member of The Ontario Professional Foresters Association entitled to use the designation of "Registered Professional Forester" pursuant to subsection 14(6) of the *Professional Foresters Act, 2000*, S.O. 2000, c. 18, as amended;
- (bb) "Region" means The Regional Municipality of York;
- (cc) "Town" means The Corporation of the Town of Aurora;
- (dd) "Tree" means any perennial woody plant, including its root system, which has reached or can reach a height of at least four and a half (4.5) meters at physiological maturity and having its trunk located wholly on private property;
- (ee) "Tree Farm" means a property on which Trees are grown and maintained for the dominant purpose of commercial sale;

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- (ff) "Tree Inventory and Preservation Plan" means a plan required by the Town as a condition of development or re-development approval pursuant to sections 41, 51, or 53 of the *Planning Act*, which plan determines, among other things, the Trees to be: (i) preserved through an assessment process identifying Trees, shrubs and other specific areas of natural habitat and their ecological function or importance; (ii) the impacts of any proposed development on the Trees, shrubs, and other specific areas of natural habitat and their ecological function or importance; (iii) mitigation measures and measures to protect and manage Trees to be preserved (not limited to protective barriers and/or hoarding); and (iv) proper practices to remove Trees to be destroyed;
- (gg) "Woodlands" means land at least one (1) hectare in area and with at least:
 - (i) 1000 trees, of any size, per hectare;
 - (ii) 750 trees, measuring over five (5) centimeters DBH, per hectare;
 - (iii) 500 trees, measuring over twelve (12) centimeters DBH, per hectare; or
 - (iv) 250 trees, measuring over twenty (20) centimeters DBH, per hectare;but does not include a cultivated fruit or nut orchard or a plantation established for the purpose of producing Christmas trees or Nursery Stock;
- (hh) "York Region Forest Conservation By-law" means by-law No. TR-0004-2005-036, as amended, or successor thereto, as enacted by the Region.

2. APPLICATION OF THE BY-LAW

- 2.(1) Except as otherwise provided in this by-law, the provisions of this by-law shall apply to any Tree whose trunk is located wholly on private property.
- 2.(2) Despite subsection (1), the Region shall have jurisdiction over the issuance of any type of permit allowing the Injury or Destruction of Trees on Woodlands.

3. EXEMPTIONS FROM THE BY-LAW

- 3.(1) The provisions of this by-law do not apply to:
 - (a) activities or matters within Woodlands that are governed by the York Region Forest Conservation By-law;
 - (b) activities or matters within a building or structure, a solarium, rooftop garden, or an interior courtyard having a soil depth of less than one and a half (1.5) metres above a built substructure;
 - (c) activities or matters undertaken by the Town or a Local Board;
 - (d) activities or matters undertaken under a license issued under the *Crown Forest Sustainability Act, 1994*, S.O. 1994, c. 25, as amended, or successor thereto;
 - (e) Trees having its trunk located wholly or partially on municipal lands;
 - (f) the Injuring or Destruction of Trees within a Tree Farm that are being actively managed and harvested for the purpose for which the Trees were planted;
 - (g) the Injuring or Destruction of Trees within a Cultivated Orchard;

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- (h) the Injuring or Destruction of Trees by a person licensed under the *Surveyors Act*, R.S.O. 1990, c. S.29, as amended, or successor thereto, to engage in the practice of cadastral surveying or his or her agent, while making a survey;
- (i) the Injuring or Destruction of Trees imposed after December 31, 2002, as a condition to the approval of a site plan, plan of subdivision or a consent under section 41, 51 or 53, respectively, of the *Planning Act*, or as a requirement of a development agreement, including a site plan agreement and a subdivision agreement, entered into under those sections (including the Injury or Destruction of a Tree in compliance with a Tree Inventory and Preservation Plan);
- (j) the Injuring or Destroying of Trees imposed after December 31, 2002, as a condition to a development permit authorized by regulation made under section 70.2 of the *Planning Act* or as a requirement of an agreement entered into under the regulation;
- (k) the Injuring or Destruction of Trees by a transmitter or distributor, as those terms are defined in section 2 of the *Electricity Act, 1998*, S.O. 1998, c. 15, Sched. A, as amended, or successor thereto, for the purpose of constructing and maintaining a transmission system or a distribution system, as those terms are defined in that section;
- (l) the Injuring or Destruction of Trees undertaken on land described in a licence for a pit or quarry or a permit for a wayside pit or wayside quarry issued under the *Aggregate Resources Act*, R.S.O. 1990, c. A.8, as amended, or successor thereto;
- (m) the Injuring or Destruction of Trees undertaken on land in order to lawfully establish and operate or enlarge any pit or quarry on land:
 - (i) that has not been designated under the *Aggregate Resources Act* or predecessor legislation; and
 - (ii) on which a pit or quarry is a permitted land use under a by-law passed under section 34 of the *Planning Act*;

4. PERMIT REQUIREMENT

4.(1) Unless otherwise exempted under this by-law, no person shall permit or cause the Injury or Destruction of:

- (a) more than two (2) Trees on any one Property less than 0.25 hectares in area within any twelve (12) month period having a trunk diameter of more than twenty (20) centimetres DBH and less than seventy (70) centimeters DBH;
- (b) on Properties greater than 0.25 hectares in area, more than two (2) Trees per every 0.25 hectares of area on a given Property within any twelve 12 month period having a trunk diameter of more than twenty (20) centimeters DBH and less than seventy (70) centimeters DBH
- (c) any Tree having a trunk DBH greater than seventy (70) centimeters; or
- (d) any Heritage Tree;

without first obtaining a Permit pursuant to this by-law.

4.(2) Where a Permit has been issued under this by-law, no person shall permit or cause the Injury or Destruction of any Tree unless it is done in accordance with the conditions of the Permit and any other supporting documentation relevant to the issuance of the Permit.

4.(3) Despite subsection (1), a Permit is not required:

- (a) to injure, Destroy or remove any Tree, or a part of a Tree, as a necessary part of Emergency Work pursuant to section 6;

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- (b) to perform Pruning;
- (c) where the Injury or Destruction of a Tree is specifically required in an order made under this by-law, the Act or the Town's Property Standards By-law;
- (d) to Injure, Destroy or remove any Tree located on a Golf Course.

5. DEAD, DISEASED AND HAZARD TREES

- 5.(1) Where a person wishes to Injure, Destroy or remove any dead, diseased or Hazard Tree, or any portion of such a Tree, such a person shall provide to the Town an Arborist certificate, or a report satisfactory to the Director, confirming that any such Tree is dead, diseased or a Hazard Tree along with an application required pursuant to section 8.
- 5.(2) Notwithstanding subsection 8(1), an Application fee is not required to be submitted in relation to an Application relating to a dead, diseased or Hazard Tree. However, should the Director deem a certificate or report provided under subsection (1) to be incomplete, insufficient or deficient in any way, the Director shall not issue a Permit until a satisfactory certificate or report is provided or a new Application is submitted to the Town that satisfies all the requirements of this by-law, including the fee requirement.
- 5.(3) No Injury, Destruction or removal activity shall be taken by any person beyond what is contemplated in any applicable certificate or report provided under subsection (1).

6. EMERGENCY WORK

- 6.(1) Injury, Destruction and removal of any Tree may be conducted without a Permit provided that any such Injury, Destruction or removal was necessary and a part of Emergency Work.
- 6.(2) Following any Emergency Work, the Owner of the property on which Tree(s), for which a Permit would have otherwise been required, affected by any such Emergency Work are located shall, within seventy-two (72) hours of completing or abandoning such Emergency Work, submit evidence satisfactory to the Director that any Injury, Destruction or removal of a Tree was required as part of the Emergency Work.
- 6.(3) The Director has the authority to deem any Injury, Destruction or removal of a Tree, or of any portion of a Tree, done pursuant to subsection (1), to not have been necessary and/or not in the category of Emergency Work based on the materials provided under subsection (2) and any other information deemed relevant by the Director, in which case, the Director may require that a retroactive Permit application be made and/or pursue any enforcement steps permitted under this by-law.

7. ADMINISTRATION

Administration Authority Delegated to the Director

- 7.(1) The Director is hereby delegated the authority and responsibility for the administration of this by-law, including the authority to receive Applications, certificates from Arborists, and any associated fees, to issue, to revoke and to refuse to issue Permits and also to impose conditions on any Permits in accordance with this by-law.
- 7.(2) The Director is authorized to delegate responsibilities for the administration and enforcement of this by-law to any Town staff or external third parties deemed to be qualified and appropriate by the Director for such purposes.

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Enforcement

- 7.(3) The Director and Municipal Law Enforcement Officers of the Town are hereby delegated the authority to enforce this by-law, including the authority to conduct inspections of Tree(s) pursuant to the exercise of their authority under this by-law and any other enacted Town by-law or legislation.

Fees

- 7.(4) All fees and charges pursuant to this by-law may be set by the Town's Council from time to time and shall be set out in the Town's Fees and Charges By-law.

8. PERMIT APPLICATIONS

Permit Application Requirements

- 8.(1) Where an Applicant applies for a Permit for the Injury or Destruction of a Tree(s), he/she shall submit the following to the Director:
- (a) an Application form completed to the satisfaction of the Director;
 - (b) the name, address and telephone number of the Owner;
 - (c) Application fee;
 - (d) description of the purpose for which the Permit is required;
 - (e) an Arborist's Report, if deemed to be required by the Director;
 - (f) where the trunk of a Tree straddles a property line, the written consent to the Permit issuance from the property owner(s) on whose property the affected Tree is partially located; and
 - (g) where the Applicant is not the Owner, the written authorization of the Owner consenting to the Application;
 - (h) any other information deemed necessary by the Director.

Director's Authority to Refund and Waive Fees

- 8.(2) Notwithstanding 8(1)(c), should the Director determine that a Permit is not required for an activity, matter or Tree subject to an Application or that such activity, matter or Tree is exempt from this by-law, any application fee submitted as part of such an Application shall be refunded to the Applicant, unless it is determined by the Director, at his/her discretion, that Town staff had expended considerable time and resources to process such Application due to an error on the part of the Applicant.
- 8.(3) Notwithstanding 8(1)(c), the Director is authorized to reduce or waive the Application fee if deemed appropriate, at his/her discretion.

False or Misleading Information

- 8.(4) No person shall submit false or misleading information in support of an Application. Together with any other penalties or fines that may be otherwise imposed, if such false or misleading information is found to have been submitted in support of an Application, the Director will have the authority to refuse any such Application under consideration by the Town and to revoke any Permit issued by the Town on the basis of any such false or misleading information.

9. ISSUANCE OF A PERMIT

Permit Approval Process

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9.(1) Upon receipt of an Application, the Director shall:

- (a) Make a decision as to whether or not a Permit will be issued and whether any conditions will be imposed on such a Permit considering the following:
 - (i) the species of the Tree;
 - (ii) the condition of the Tree;
 - (iii) the location of the Tree;
 - (iv) the protection of ecological systems and their functions, including the protection of native flora and fauna;
 - (v) erosion, sedimentation of watercourses, and flood control;
 - (vi) impacts to surrounding properties, including loss of shade, vistas or privacy;
 - (vii) any public comments received;
 - (viii) comments received from such persons, staff and agencies as deemed necessary, in the Director's opinion, for the proper review of the Application;
 - (ix) whether or not a Tree is a Heritage Tree;
 - (x) any conflicts with existing agreements or plans of the Town; and
 - (xi) any other information that the Director deems to be relevant to the Application.
- (b) If a Tree subject to an Application is found by the Director to be a Heritage Tree, the Director shall not issue a Permit unless the Injury, Destruction or removal is approved by Council following a review by the Town's Heritage Advisory Committee.
- (c) If the Director determines that a Permit will not be issued pursuant to an Application, the Director shall notify the Applicant of the decision in writing and provide reasons for the refusal.

Signage

- 9.(2) Upon receipt of an Application, the Director may Post an informational sign, as established by the Director, relating to the Application in a conspicuous place at or near the property on which the Tree subject to the Application is located and leave such sign in place for a period determined by the Director.
- 9.(3) No person shall temper with or remove any sign posted pursuant to subsection (2), unless following an Application, a Permit is issued and work pursuant to such Permit is completed, a Permit is issued and expires or it is otherwise directed by the Director.

Permit Not Issued

- 9.(4) A Permit shall not be approved or issued where:
 - (a) a Tree to be Injured or Destroyed is an endangered species as defined in the *Endangered Species Act, 2007*, S.O. 2007, c. 6, as amended, or the *Species at Risk Act*, S.C. 2002, c. 29, as amended;
 - (b) approval would be in contravention of the *Migratory Birds Convention Act, 1994*, S.C. 1994, c. 22, as amended;
 - (c) issuance of a Permit is under the jurisdiction of the Region and/or addressed under the York Region Forest Conservation By-law; or
 - (d) approval is inconsistent with an approved Tree Inventory and Preservation Plan.

Subdivision Not Yet Draft Approved

9.(5) Where an Application is made with respect to a Tree that is located on land that is subject to an application for a subdivision approval or a consent that has not received a draft approval or a provisional consent, the Director shall not issue a Permit until such approval or consent is obtained or Application otherwise approved by Council.

Planning Application Not Approved

9.(6) Where an Application is made with respect to a Tree that is located on land that is subject to a re-zoning application, an application for site plan approval, or an application to amend the official plan that has not received final approval, the Director shall not issue a Permit until such approval or consent is obtained or Application otherwise approved by Council.

Permit Approved Subject to Conditions

9.(7) The issuance of a Permit may be subject to conditions imposed by the Director or Council, as the case may be, which may include any or all of the following requirements:

- (a) submission of a Vegetation Management Plan ("VMP"), satisfactory of the Director, prepared by a certified Landscape Architect and, if required by the Director or Council, an Arborist and the VMP may include, but not be limited to, the following:
 - (i) a vegetation inventory and assessment, including species size and condition, identifying all vegetation greater than 80mm DBH for individual Tree assessments, the perimeter at canopy of woodlands, groups or stands of vegetation, and trees and vegetation on adjacent properties that may be impacted;
 - (ii) identification of all vegetation removals and protection measures for vegetation designated to be preserved, including an impact assessment to support vegetation removals and/or preservation measures;
 - (iii) provision of compliance monitoring and protection/mitigation specifications including all arboricultural requirements for Trees designated to be preserved during construction;
 - (iv) provision of post-construction performance monitoring and rehabilitation specifications;
 - (v) an estimate of the monetary replacement value of the Tree(s) as set out in the International Society of Arboriculture ("ISA") Guide for Plant Appraisal or approved equivalent completed by an Arborist and financial compensation, paid to the Town based on the aforementioned ISA appraisal process for Tree(s)/vegetation lost or destroyed; and
 - (vi) provision for replacement plantings at another suitable location on the property including provision of cash securities in an amount equal to one-hundred and twenty percent (120%) of the cost of replanting and maintaining the Trees for a period of two (2) years or where restoration planting is not physically possible on the site for which the Permit is being issued, provision of a cash payment to the Town to be placed in the Town's Tree Planting reserves for future Tree planting by the Town in an alternative location in the Town of Aurora;
- (b) the submission of a written undertaking and release to ensure that replacement plantings are carried out and maintained in accordance with landscaping and restoration plans approved by the Director; and/or
- (c) undertaking that the tree cutting work only occur under the supervision of an Arborist.

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Permit Expiry Date

- 9.(8) The Director shall include an expiration date on any Permit being issued by Town, which shall not exceed one (1) year from the date of issuance, upon taking into account the work to be completed under the Permit and any third party or Town activities or interests that might be affected by the work. No Injury or Destruction activity is permitted pursuant to any Permit after the expiration date.

10. APPEALS

- 10.(1) Where the Director refuses to issue a permit, an Applicant may, within five (5) business days of the date of receipt of a written refusal, appeal the decision of the Director to the Council, or such other tribunal or committee designated by Council, by submitting a written request to the Town Clerk.

11. SEVERABILITY

- 11.(1) If a court of competent jurisdiction declares any provision, or any part of a provision, of this by-law to be invalid or to be of no force and effect, it is the intention of the Town in enacting this by-law that such provision or part of a provision shall be severable, and such a decision shall not affect the validity of the remaining sections, subsections, clauses or phrases of this by-law.

12. ENFORCEMENT

Power of Entry – Inspection

- 12.(1) The Director and/or a Municipal Law Enforcement Officer may, at any reasonable time, enter on any land for the purpose of carrying out an inspection to determine whether or not the following are being complied with:

- (a) this by-law;
- (b) direction or order made pursuant to this by-law or the Act;
- (c) condition of a Permit issued under this by-law; or
- (d) an order made under section 431 of the Act.

- 12.(2) For the purposes of an inspection under subsection (1), the person conducting the inspection may:

- (a) require the production for inspection of documents or things relevant to the inspection;
- (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
- (c) require information from any person concerning a matter related to the inspection; and
- (d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.

- 12.(3) The Director and/or a Municipal Law Enforcement Officer may undertake an inspection pursuant to an order issued under section 438 of the Act.

- 12.(4) Submission of an Application is deemed to be a consent of the Owner for persons designated as an inspector by the Canadian Food Inspection Agency, pursuant to the *Plant Protection Act*, S.C. 1990, c. 22, as amended, or successor thereto, to inspect the lands subject to the Application for the presence of pests (as defined in the said legislation) and to take any and all action deemed appropriate by such an Inspector, including the removal of any

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Tree(s) on such private property of the Owner, in accordance with the said legislation.

Contravention Orders

12.(5) Where the Director or any Municipal Law Enforcement Officer is satisfied that a contravention of this by-law or a Permit has occurred, such Director or Municipal Law Enforcement Officer may make an order requiring that the person who caused or permitted such contravention or the Owner or occupier of the land on which the contravention occurred to discontinue the contravening activity and/or to do work to correct the contravention.

12.(6) An order pursuant to subsection (5) shall set out the following:

- (a) the municipal address and/or the legal description of the land or property on which the contravention occurred;
- (b) reasonable particulars of the contravention;
- (c) what is required of the person subject to the order (i.e., what activity is to be seized and/or actions or work to be done);
- (d) the date by which there must be compliance with the order and/or, if any work is ordered, the date by which any such work must be done;
- (e) if any work is required to be done, a statement that if such work is not done in compliance with the order and within a specified time period, the Town will have the work done at the expense of the person directed or required to do it; and
- (f) information regarding the Town's contact person.

12.(7) An order issued pursuant subsection (5) may be served:

- (a) personally on the person that is subject to the order; or
- (b) by sending it by prepaid registered mail to the last known address of the Owner or occupier of the land on which the contravention occurred or, if the person subject to the order is not the Owner or occupier, to the last known address of such person subject to the order.

12.(8) Where service of an order is made by registered mail, the service shall be deemed to have been made on the fifth (5th) day after the day of mailing.

12.(9) In the event that service of an order cannot be effected under subsection (7), the Director or a Municipal Law Enforcement Officer may place a placard containing the terms of the order in a conspicuous place on the property subject to the order and the placing of the placard shall be deemed sufficient service of the order on the Owner and/or occupier of such subject property.

12.(10) Wherever this by-law or an order issued under this by-law directs or requires any matter or thing to be done by any person within a specified time period, in default of it being done by the person directed or required to do it, the action may be taken under the direction of Director or a Municipal Law Enforcement Officer at that person's expense and the Town may recover the costs incurred through a legal action or by recovering the costs in the same manner as taxes.

12.(11) For the purposes of taking remedial action under subsection (10), the Town, its staff and/or its agents may enter, at any reasonable time, upon any lands on which a default to carry out a required thing or matter occurred.

13. OFFENCES

13.(1) Any person who contravenes any provision of this by-law or an order issued pursuant to this by-law or the Act, or fails to comply with an order issued pursuant to this by-law or the Act, is guilty of an offence.

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13.(2) Pursuant to paragraph (a) of subsection 429(2) of the Act, all contraventions of this by-law or of orders issued under this by-law are designated as multiple offences and continuing offences. A multiple offence is an offence in respect of two (2) or more acts or omissions each of which separately constitutes an offence and is a contravention of the same provision of this by-law. For greater certainty, when multiple Trees are Injured or Destroyed, the Injury or Destruction of each Tree is a separate offence.

14. PENALTIES

14.(1) Upon conviction of an offence under this by-law a person is liable to a fine as follows:

- (a) a minimum fine for any offence under this by-law is five-hundred dollars (\$500.00) and the maximum fine is one-hundred-thousand dollars (\$100,000).
- (b) in the case of a continuing offence, for each day or part of a day that the offence continues, the minimum fine shall be five-hundred dollars (\$500.00) and the maximum fine shall be ten-thousand dollars (\$10,000.00). Despite paragraph (a), the total of all the daily fines for an offence is not limited to one-hundred-thousand dollars (\$100,000).
- (c) in the case of a multiple offence, for each offence included in the multiple offence, the minimum fine shall be five-hundred dollars (\$500.00) and the maximum fine shall be ten-thousand dollars (\$10,000.00). Despite paragraph (a), the total of all fines for each included offence is not limited to one-hundred-thousand dollars (\$100,000).

14.(2) In addition to fine under subsection (1), a person convicted of an offence under this by-law may be liable to a special fine in the amount of the economic advantage or gain that such a person obtained from the contravention of this by-law.

15. REPEAL

15.(1) By-law Number 4474-03.D, as amended, is hereby repealed on the day of this by-law coming into full force and effect.

16. SHORT TITLE

16.(1) This by-law shall be known and may be cited as the "Private Tree Protection By-law".

17. EFFECTIVE DATE

17.(1) This by-law comes into full force and effect on May 24, 2016.

READ A FIRST AND SECOND TIME THIS 24th DAY OF MAY, 2016.

READ A THIRD TIME AND FINALLY PASSED THIS 24th DAY OF MAY, 2016.

*Approved as to Form
By Legal Services*
Signature: 
Date: May 19, 2016

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK

THE CORPORATION OF THE TOWN OF AURORA

By-law Number 5860-16

**BEING A BY-LAW to amend
Zoning By-law Number 2213-78,
as amended (Small Steps
Programs Inc.).**

WHEREAS section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, provides that the councils of local municipalities may pass zoning by-laws;

AND WHEREAS the Council of The Corporation of the Town of Aurora (the "Town") enacted By-law Number 2213-78, including amendments thereto (the "Zoning By-law");

AND WHEREAS the Council of the Town deems it necessary and expedient to further amend the Zoning By-law;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AURORA ENACTS AS FOLLOWS:

1. THAT the Zoning By-law be and is hereby amended to replace the "Restricted Industrial (M1-A) Exception Zone" zoning category applying to the lands shown in hatching on Schedule "A" attached hereto and forming part of this By-law with "Restricted Industrial (M1-17) Exception Zone".

2. THAT the Zoning By-law be and is hereby amended to add the following:

"25.4.19 RESTRICTED INDUSTRIAL (M1-17) EXCEPTION ZONE

25.4.19.1 Uses Permitted

- all uses permitted under Section 25.1
- day nurseries
- professional and business offices

25.4.19.2 Zone Requirements

25.4.19.2.1 Lot Specifications

Lot Area (minimum)	600.0 square metres
Lot Frontage (minimum)	10.0 square metres

25.4.19.2.2 Siting Specifications

Front Yard (minimum)	3.0 metres
Rear Yard (minimum)	9.0 metres
East Side Yard (minimum)	0.3 metres
West Side Yard (minimum)	3.8 metres

25.4.19.2.3 Building Specifications

Height (maximum)	10.0 metres
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25.4.19.3 Loading Space

Notwithstanding the provisions of Section 24.2, the number of loading spaces provided shall be nil.

25.4.19.4 Design, Construction and Location

Notwithstanding the provisions of Section 6.27.2, no curbing shall be required around the parking area.

By-law Number 5860-16

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25.4.19.4.1 Ingress and Egress

Notwithstanding the provisions of Section 6.27.8 a), a minimum driveway width of 3.7 metres shall be required for access to the property.

25.4.19.5 Buffer Strip

Notwithstanding the provisions of Section 6.31.2, the buffer strip required adjacent to any residential use shall be nil.

25.4.19.6 Yard and Setback Encroachments Permitted

Notwithstanding the provisions of Section 6.48.1, the front steps shall have a maximum projection of 3.0 metres and the porch and steps shall be a minimum distance of 2.5 metres from the front lot line.”

3. THAT this By-law shall come into full force subject to compliance with the provisions of the *Planning Act*, R.S.O. 1990, c. P. 13, as amended, and subject to compliance with such provisions, this By-law will take effect from the date of final passage hereof.

READ A FIRST AND SECOND TIME THIS 24th DAY OF MAY, 2016.

READ A THIRD TIME AND FINALLY PASSED THIS 24th DAY OF MAY, 2016.

*Approved as to Form
By Legal Services*
Signature: _____
Date: May 19, 2016

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK

By-law Number 5860-16

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Explanatory Note

Re: Zoning By-law Number 5860-16

By-law Number 5860-16 has the following purpose and effect:

To amend By-law Number 2213-78, as amended, being the Zoning By-law in effect in the Town of Aurora, to rezone the subject lands from "Restricted Industrial (M1-A) Exception Zone" zoning category applying to the lands shown in hatching on Schedule "A" attached hereto and forming part of this By-law with "Restricted Industrial (M1-17) Exception Zone".

The zoning amendment will permit the use of a day nursery and professional and business offices on the land municipally known as 138 Centre Street, Aurora. Professional and Business offices within a single tenant building are currently permitted on site through a minor variance (Town File No. D13-26A-14). This zoning amendment will recognize and include the current permissions on site from the aforementioned variance.

The zoning amendment will add by-law exceptions to the minimum lot area and frontage, siting specifications, parking, buffer strips, loading, yard and setback encroachments, and access.

Schedule "A" To By-Law Number 5860-16

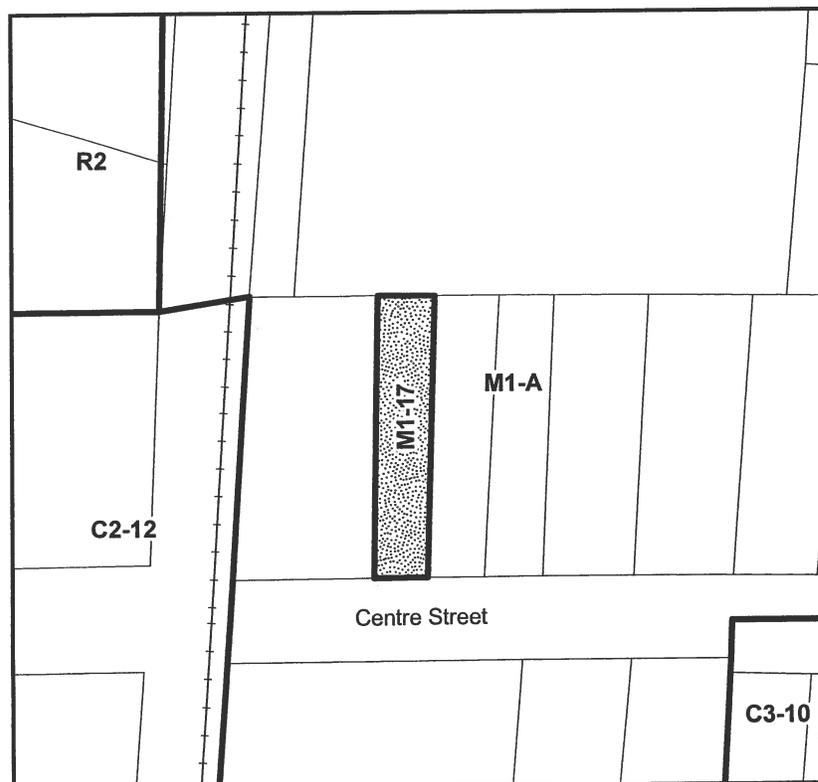
TOWN OF AURORA

THE REGIONAL MUNICIPALITY OF YORK

**LOCATION: Part Lot 2 2nd Range North of Centre Street East of Railroad
Plan 107 Aurora Part 3 65R20335, Town of Aurora**



LANDS BEING REZONED FROM "RESTRICTED INDUSTRIAL (M1-A) EXCEPTION ZONE" TO "RESTRICTED INDUSTRIAL (M1-17) EXCEPTION ZONE".



THE CORPORATION OF THE TOWN OF AURORA

By-law Number 5865-16

**BEING A BY-LAW to Confirm Actions by Council
Resulting from a Council Meeting on May 24, 2016.**

**THE COUNCIL OF THE CORPORATION OF THE TOWN OF AURORA HEREBY
ENACTS AS FOLLOWS:**

1. THAT the actions by Council at its Council meeting held on May 24, 2016, in respect of each motion, resolution and other action passed and taken by the Council at the said meeting is, except where prior approval of the Ontario Municipal Board is required, hereby adopted ratified and confirmed.
2. THAT the Mayor and the proper officers of the Town are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required and to execute all documents as may be necessary in that behalf and the Clerk is hereby authorized and directed to affix the corporate seal to all such documents.

READ A FIRST AND SECOND TIME THIS 24TH DAY OF MAY, 2016.

READ A THIRD TIME AND FINALLY PASSED THIS 24TH DAY OF MAY, 2016.

GEOFFREY DAWE, MAYOR

LISA LYONS, TOWN CLERK