



Town of  
**RICHMOND HILL**  
www.richmondhill.ca

**Please Note:**

The Staff Report regarding the David Dunlap Observatory Lands is now available for viewing on the Town's Website. Please click on Item 5.0 below to access the report.

A presentation will be made by staff at tonight's Council meeting (which begins at 7:30 p.m.). As well, the Staff Report will be considered by Council.

We apologize for the timing of this report, however the schedule set out by the University of Toronto in their Request for Proposal document make it imperative for Town staff to present this material to Council at this time and that direction be received so that any appropriate action(s) can be taken in a timely manner.

**5.0 David Dunlap Observatory Lands - For Sale by Owner - (SRFIN.07.071)**

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**COUNCIL MEETING**

**Monday, November 26, 2007  
7:30 p.m.**

**Council Chambers  
Richmond Hill Town Hall  
225 East Beaver Creek Road  
Richmond Hill, Ontario**

**His Worship  
Mayor David Barrow**

**AGENDA**

**Question and Answer Period (not to exceed 15 minutes)**

**Call to Order/Prayer**

**1. Adoption of Agenda**

- 2. Declaration of Intention to Raise Other Business**
- 3. Disclosures of Pecuniary Interest and General Nature Thereof**
- 4. Adoption of Previous Council Minutes:**
  - 4.1 Council Meeting C#35-07 held on November 12, 2007 – *Page Nos. 7 - 16*
- 5. Separation of Issues Requiring Discussion**
- 6. Adoption of the Remainder of Agenda Items**
- 7. Delegation**
- 8. Public Hearings**
- 9. Consideration of Separated Issues**
- 10. Motion**
- 11. Notice of Motion**
- 12. By-laws**
- 13. New Business**
- 14. Resolution to Move into Closed Session and General Nature Thereof:**
- 15. Resolution to Reconvene in Open Session**
- 16. Adoption of Recommendations Arising from Closed Session (if any)**
- 17. By-law to Confirm the Proceedings of Council at this Meeting**
  - 17.1 By-law No. 167-07
- 18. Adjournment**

**Executive Summary  
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**COMMITTEE REPORTS**

**1.0 Minutes – Committee of the Whole meeting CW#18-07 of November 19, 2007 – Page Nos. 17 - 24**

The Committee of the Whole presents its Report for meeting CW#18-07 held on November 19, 2007 and respectfully recommends that the minutes be adopted as circulated and the following recommendations be approved:

**1.1 Assumption of Municipal Services – Hun Chen Incorporated - File No. D06-98090 – (SREPW.07.023) - (Item No. 3) – (Proposed By-law No. 162-07)**

Rec. 1 That the assumption of the aboveground and belowground services within the lands known as Part of Lot 13, Concession 2, more particularly described as Parts 5, 7, 9, 11 and 22 on Plan 65R-26824 be approved.

**1.2 Assumption of Municipal Services – Garden Commercial Property Corporation - File No. D06-04064 – (SREPW.07.025) - (Item No. 4) – (Proposed By-law No. 162-07)**

Rec. 2 That the assumption of the aboveground and belowground services within the lands known as Part of Lots 34 and 35, Plan 2766, more particularly described as Part 1 on Plan 65R-28240 be approved.

**1.3 Request for Approval of a Proposed Draft Plan of Condominium – 621510 Ontario Ltd. - File No. D05-07001 (19CDM(R)-07001) – (SRPD.07.053) - (Item No. 9)**

Rec. 3 That the proposed draft Plan of Condominium application by 621510 Ontario Ltd., as outlined in SRPD.07.053, for lands known as Part Block 5, Plan 65M-2227, designated as Part 1 on Reference Plan 65R-8017 (Municipal address: 75 West Beaver Creek Road), Town File No. D05-07001 and Ministry of Municipal Affairs File No. 19CDM(R)-07001, be draft approved, subject to the following conditions:

- a) That draft approval be subject to the conditions as set out in Appendix ‘A’ to SRPD.07.053;
- b) That prior to draft approval being granted, the applicant pay the applicable processing fees in accordance with Chapter 684 of the Municipal Code - Tariff of Fees;
- c) That a by-law be enacted authorizing the Mayor and Clerk to execute the Condominium Agreement referred to in Appendix ‘A’ to SRPD.07.053.

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**1.4 Repeal and Replace By-law No. 11-07, being a By-law to Appoint By-law Enforcement Officers, Licensing Enforcement Officers, Property Standards Officers, Parking Enforcement Officers and Tree Preservation By-law Officers – (SRPD.07.129) - (Item No. 10) – (Proposed By-law No. 160-07)**

- Rec. 4
- a) That By-law No. 160-07, being a by-law to appoint By-law Enforcement Officers, Licensing Enforcement Officers, Property Standards Officers, Parking Enforcement Officers and Tree Preservation By-law Officers be enacted, and that By-law No. 11-07 be repealed;
  - b) That the appointment of the individuals set out in By-law No. 160-07 attached as Appendix 'A' to SRPD.07.129 be approved.

**1.5 Amendment to By-law No. 46-00, being a By-law to Delegate Authority to Certain Persons to Enforce Parking Regulations on Private Property in the Town of Richmond Hill – (SRPD.07.131) - (Item No. 11) – (Proposed By-law No. 161-07)**

- Rec. 5
- a) That By-law No. 161-07, being a By-law to amend various Schedules in By-law No. 46-00, be enacted;
  - b) That the additions of the Officers, Company and Locations in Schedules 1, 21 and 24 as detailed in SRPD.07.131 be approved.

**1.6 Repeal of Part I of the Employment Transition and Adjustment Policy – (SRCAO.07.35) - (Item No. 13)**

- Rec. 6
- a) That Council repeal Part I of the Employment Transition and Adjustment Policy as recommended in SRCAO.07.35 regarding the severance entitlements for Administrative staff and Salaried Employees Association (SEA) employees as originally contained in SRCAO.01.28;
  - b) That not for cause terminations involving Administrative staff and SEA employees be determined on a case by case basis in accordance with common law provisions, *Employment Standards Act* entitlements and applicable case law.

**1.7 Tax Adjustments under Section 357 and 358 of the *Municipal Act, 2001* - (SRFIN.07.065) - (Item No. 1)**

- Rec. 7
- That having held a meeting in accordance with Section 357 and 358 of the *Municipal Act, 2001* in respect of the application made by the Treasurer, and the owners listed in SRFIN.07.065, and at which, the applicants may make representations to Committee;

*(continued)*

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- a) That taxes amounting to \$25,060.84 be written off pursuant to the provisions of Section 357 of the *Municipal Act, 2001*;
- b) That taxes amounting to \$19,442.39 be written off pursuant to the provisions of Section 358 of the *Municipal Act, 2001*;
- c) That applicable penalty and interest be adjusted accordingly;
- d) That the Treasurer be directed to remove said taxes from the accounts receivable;
- e) That recommendation a) above exclude the tax adjustment relating to 68 Weldrick Road West to be addressed by Council at the November 26, 2007 meeting.

**1.8 Apportionment of Unpaid Taxes for Divided Properties under Section 356 of the *Municipal Act, 2001* – (SRFIN.07.064) - (Item No. 2)**

- Rec. 8 That having held a meeting in accordance with Section 356 of the *Municipal Act, 2001* in respect of the application made by the Treasurer, and the owners listed in SRFIN.07.064, and at which, the applicants may make representations to Committee;
- a) That the Treasurer be directed to apportion unpaid taxes and partial payments between divided properties as set out in Appendix ‘A’ – “Apportionment of Taxes under the *Municipal Act*” of SRFIN.07.064 pursuant to the provisions of Section 356 of the *Municipal Act, 2001*;
  - b) That applicable penalty and interest be adjusted accordingly.

**1.9 Repeal and Replacement of Waste Management By-law No. 186-80 and all subsequent amendments - (SREPW.07.058) - (Item No. 6) – (Proposed By-law No. 159-07)**

- Rec. 9
- a) That the Waste Management By-law attached as Appendix ‘A’ to SREPW.07.058, being a by-law to establish and maintain a system for the collection and disposal of household waste in the Town of Richmond Hill, be enacted;
  - b) That the By-law Section be directed to make application to the Chief Judge of Ontario (Ministry of the Attorney General (MAG) for short form wordings under Part 1 of the Provincial Offences Act. This is a system of enforcement utilizing lower fines with significantly tighter associated timeframes should the owner/occupant not comply with this by-law;
  - c) That the existing Waste Management By-law No. 186-80 and all subsequent amendments be repealed.

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**1.10 Italian Seniors' Group – Richvale Community Centre - (SRPRC.07.66) - (Item No. 7)**

- Rec. 10
- a) That the relocation plan for the Italian Seniors' group as outlined in SRPRC.07.66, including the use of Program Room 1 and 2; the use of the gymnasium and kitchen for up to 55 days per year to be mutually agreed upon between the Town and the Italian Seniors' group; the construction of the bocce courts; and secured storage in both the program room and the kitchen, be approved;
  - b) That staff investigate a doorway between Program Room 1 and 2, and bring forward a report to the 2008 budget process for consideration.

**1.11 Spruce Avenue Hall – Options - (SRFIN.07.056) - (Item No. 8)**

- Rec. 11
- a) That the Spruce Avenue Hall and parking lot, save and except for not less than twenty (20) parking spaces, be demolished and the remainder of the lands be seeded and retained for parkland (as identified in Option 2 of SRFIN.07.056) and that a budget of \$260,000 be established for the demolition with funding from the Infrastructure Repair and Replacement Reserve Fund;
  - b) That staff report to Council early in 2008 as part of the corporate Ten-year Capital Forecast process, on the priority of parkland improvement on this site versus other park projects within the forecast.

**1.12 Richmond Hill Winter Carnival Financial Statements - (SRFIN.07.066) - (Item No. 12)**

- Rec. 12
- That a contribution to the 2008 Richmond Hill Winter Carnival in the amount of \$2,500 be approved, to be allocated from the Council Contingency Account.

**1.13 89 Duncan Road – Di Filippo – Consent and Minor Variance – File No. L01-DU – (SRS.07.17) - (Item A)**

- Rec. 13
- That SRS.07.17 regarding 89 Duncan Road be received and that the Town Solicitor be directed to advise the Ontario Municipal Board that if they grant the consent and minor variance application for 89 Duncan Road that the conditions requested by Planning staff and communicated to the Ontario Municipal Board be imposed.

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**STAFF REPORTS**

**2.0 LEED Canada Complete Initiative – Pilot Project Participation - (SREPW.07.101) –  
(Referred from the November 19, 2007 Committee of the Whole Meeting) - Page Nos.  
25 - 34**

- a) That the Town of Richmond Hill participate in the LEED Complete Canada Initiative pilot project for administration buildings utilizing the municipal office at 225 East Beaver Creek Road and any other facility identified by the Canada Green Building Council;
- b) That \$12,500 funding for participation in the pilot project be approved;
- c) That the funding source be from the annual operating municipal office energy savings resulting from approved energy saving projects;
- d) That the Mayor and Clerk be authorized to execute the necessary agreements subject to approval of the Commissioner of Engineering and Public Works.

**3.0 Demolition of Dwellings – File Nos. 07-19682, 07-19693, 07-19700 and 07-19743 –  
(SRPD.07.134) – Page Nos. 35 - 44**

- a) That the demolition of 81 Edgar Avenue as outlined in SRPD.07.134 be approved and the Chief Building Official be authorized to issue the demolition permit;
- b) That the demolition of 181 Elgin Mills Road West as outlined in SRPD.07.134 be approved and the Chief Building Official be authorized to issue the demolition permit;
- c) That the demolition of 10 Glen Meadow Lane as outlined in SRPD.07.134 be approved and the Chief Building Official be authorized to issue the demolition permit.

**BY-LAWS**

By-law No. 159-07

A By-law to establish and maintain a System for the Collection and Disposal of Household Waste in the Town of Richmond Hill and to repeal By-law No. 186-80, as amended

Explanation: Agenda Item No. 1.0, Rec. 9

(continued)

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By-law No. 160-07

A By-law to Appoint By-law Enforcement Officers, Property Standards Officers, Licensing Enforcement Officers, Parking Enforcement Officers and Tree Preservation By-law Officers and to repeal By-law No. 11-07

Explanation: Agenda Item No. 1.0, Rec. 4

By-law No. 161-07

A By-law to Amend By-law No. 46-00 and to Appoint Municipal Law Enforcement Officers

Explanation: Agenda Item No. 1.0, Rec. 5

By-law No. 162-07

A By-law to assume aboveground and belowground services

Explanation: Agenda Item No. 1, Rec. 1 and Rec. 2

By-law No. 165-07

A By-law to Amend By-law No. 2523, as amended, of the Corporation of the Township of Vaughan

Explanation: Approved by Council at its Public Meeting on October 17, 2007 (Severino and Rosa Rostirolla)