



COUNCIL MEETING AGENDA

**Tuesday, April 1, 2003
7:00 P.M.
COUNCIL CHAMBERS - CITY HALL**

Page No.

- 1. COMMITTEE-OF-THE-WHOLE (IN CAMERA) (6:00 p.m.)
(See attached)**
- 2. ARISE FROM COMMITTEE-OF-THE-WHOLE (IN CAMERA) (7:00 p.m.)**
- 3. OPEN COUNCIL MEETING (7:00 p.m.)**
 - 3.1 NATIONAL ANTHEM**
 - 3.2 OPENING REMARKS**
 - 3.3 ADDITIONS/DELETIONS TO AGENDA**
 - 3.4 DISCLOSURE OF INTEREST**
 - 3.5 ADOPTION OF MINUTES**

Regular Council Meeting of March 18, 2003 and
Special Council Meeting of March 25, 2003.
(Previously Distributed)
 - 3.6 CALL UPON THE CLERK TO REVIEW AGENDA INDEX FOR
COUNCIL TO DETERMINE ITEMS TO BE REMOVED FROM
BLOCK FOR DISCUSSION IN COMMITTEE OF THE WHOLE
(OPEN)**
- 4. ORAL REPORTS AND DELEGATIONS**
 - 4.1 REGIONAL COUNCIL REPORT**
 - 4.2 CHAMBER OF COMMERCE REPORT**
 - 4.3 WELLAND LABOUR COUNCIL REPORT**



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- 4.4 STATUTORY PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT.**
1. **03-82** An application has been made by TONY A. CIMO on behalf of 1493882 ONTARIO LIMITED to amend the Official Plan (Lots 13 through 18 inclusive, Plan 951) for lands at 35 Southworth Street from Commercial to Residential. The purpose of the Amendment is to permit an existing two storey former hotel to be used for residential purposes. The subject lands are also the subject of an application for Zoning By-law Amendment – File 2003-03.
 2. **03-822** An application has been made by TONY A. CIMO on behalf of 1493882 ONTARIO LIMITED to rezone Lots 13 through 18 inclusive, Plan 951 for lands at 35 Southworth Street from the existing C3 – General Commercial Zone By-law 2667 to a Site Specific RM4 Zone By-law 2667. The purpose of the Amendment is to permit an existing two storey former hotel to be converted into an apartment building containing 12 studio/bachelor and 8 two bedroom apartments; to provide for zoning regulations, to provide for a maximum lot coverage of 35% and to permit a minimum of 24 parking spaces instead of the required 30 spaces. The Official Plan designation is COMMERCIAL (C). The subject lands are also the subject of an Application for Official Plan Amendment.
 3. **03-83Z** An application has been made by JOSEPH M. TOMAINO on behalf of JEANETTE PLUTINO AND JOHN NORIO to rezone Part of Block V, Plan 564 for lands at 264,266 and 268 Hellems Avenue from the existing RM2 – Multiple Dwelling – Second Density Zone By-law 2667 to a Site Specific RM2 Zone By-law 2667. The purpose of the Amendment is to threefold. The first, for Part 1 on the attached sketch, is to permit a single-detached dwelling on a lot with a frontage of 12.5 metres instead of 14 metres, minimum side yard setbacks of 1.2 metres instead of 1.5 metres, to permit an accessory building with a north yard setback of 0.45 metres instead of 0.9 metres and to permit an accessory building to exist without an main building.



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4.5 DELEGATIONS:

03-84 Bjorn Christensen, Director of Health Promotion and Protection, Region of Niagara – Powerpoint presentation regarding 2003 West Nile Virus response plan.

03-6 Denis Letourneau, Principal and student Rebecca Wallman of Centennial Secondary School, Peter Hawkey, Principal and student Marlaina Meininger of Fitch Street Elementary School – to advise of activities planned for April 2003 and to request Council to declare the month of April as “**Education Month**”.

**5. COMMITTEE OF THE WHOLE (OPEN)
(to discuss items removed from Agenda Block)**

6. BY-LAWS

BY-LAWS MAY BE VIEWED AT THE CLERK’S DEPARTMENT PRIOR TO THE MEETING IF DESIRED.

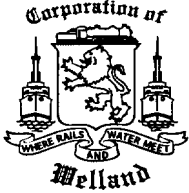
03-37 A By-law to authorize the entering into a contract with DeRose Bros. General Contracting Ltd. for the Dain City Area Watermain Replacement Phase 2 (Kingsway from Talbot Avenue to Haun Road).

03-61 A By-law to authorize the entering into a contract with 892680 Ontario Limited operating as Miles Services for street sweeping rentals.

03-72 A By-law to authorize the entering into a contract with 1448042 Ontario Limited operating as Demar Construction for the Sanitary Sewer Service Lateral Replacement Program 2003.

03-79 A By-law to authorize the signing of Official Plan Amendment No. 111.

03-592law to amend City of Welland Zoning By-law 2667 (Dan Grocholsky – File 2003-I 0) 404 Ontario Road.



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- 03-82 A By-law to authorize the signing of Official Plan Amendment No. 112.
- ~~03-82~~ Law to amend City of Welland zoning by-law 2667 (1492883 Ontario Limited – file 2003-03) 35 Southworth Street.
- 03-83 A By-law to amend City of Welland Zoning By-law 2667 (Jeanette Plutino and John Norio – File 2003-02) 264, 266 and 268 Hellems Avenue.
- 03-1 A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 25th day of March, 2003 and 1st day of April, 2003.

7. NOTICES OF MOTION

8.1 MAYOR'S REPORT

8.2 CITY MANAGER'S REPORT

9. ADJOURNMENT



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3.6 AGENDA BLOCK

3.6.1 BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS AND OTHER ITEMS REFERRED FROM COUNCIL

02-19

02-31

02-1 67 Matter regarding regulations for fireworks displays.

02-1 54 Dismantling of the Canada Southern Railway between
St. Thomas and Attercliffe.

02-1 55 Emission reduction benefits and financial costs of
phasing -out the City's purchases of coal-fired electricity.

02-1 7 Heritage Properties Tax Reduction or Refund Program –
Bill 127.

03-20 Special Occasion permit – Niagara Food Festival.

03-49 Tourism of Welland Niagara requesting permission to hold a
fireworks display during the Niagara Food Festival.

3.6.2. COMMITTEE AND STAFF REPORTS

A. General Committee report of March 25, 2003

Community Services

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02-1 Letter of Understanding – City of Welland and District School
Board of Niagara.



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- 99-99 Secondment of staff to the Welland Recreation Canal Corporation.
- 2000-88 Comments on Proposed Niagara Children's Charter.
- 03-80
03-80Z Application for Draft Plan of Subdivision Approval and Rezoning Amendment – MAC-BRI Developments Inc. – Riverside West Subdivision (File 26T-14-02003 and 2002-15).
- 03-79
03-79Z Proposed Amendment to the Official Plan and Zoning By-law 2667 – Dan Grocholsky – 404 Ontario Road (File 2003-01).
- 03-78 Annual Report – Planning and Development Services – Planning Division.

Corporate Services

- 03-3** Order of the Sons of Italy request to use gaming proceeds for capital cost renovations.
- 02-1 66 Reshaping the Council of Regional Niagara Committee.

Operational Services

- 02-22 Request for installation, Handicapped Parking Space at 20 Cross Street, Dr. Ralph L. Saari, Optometrist.
- 02-22 Request of Steve Star-field and John Falvo to reinstate parking on the north side of Lincoln Street between Camrose and Scholfield Avenues, reconsideration of By-law 2002-143.



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- 3 03-20
03-21 Temporary Road Closure, Niagara Food Festival September
03-49 26 to 28, 2003.
- 4 03-22 Request of Jocelyne Ouellet dated February 26, 2003 on behalf
of residents at 64, 66, 70 McMaster Avenue for exemption to
Section 205-01-1 1 of By-law 89-2000 'No Parking' on a
Highway between 12:01 A.M. and 7:00 A.M., November 1st to
April 30th of the following year.
- 03-22
03-77 Retention of Consultants, Intersection Improvements and
Traffic Signal Installation, Quaker Road at Rice Road.
- 03-22 Request of D & B Fries for use of three (3) parking stalls,
eastside of Cross Street.
- B. BUSINESS ARISING FROM **COMMITTEE** OF THE WHOLE (CLOSED)
- C STAFF REPORTS
- 5 03-7 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri-
Accounts Payable – March 12, 2003 to March 24, 2003.
- 7 03-3 City Clerk C.A. Stirtzinger – Lottery License.
- 8 03-86 City Clerk C.A. Stirtzinger – Fax Machine Replacement – Clerk's
Department.
- 9 02-1 0 City Manager T. Fitzpatrick – Potential Twinning with the City of
Cadereyta, Mexico.



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- | | | |
|----|------------------------|---|
| 11 | <u>99-43</u> | City Manager T. Fitzpatrick – City of St. Catharines Resolution concerning Strategic Consolidation and Partnerships. |
| 13 | <u>01-117</u> | Mgr., Development Planning/Real Estate D. Thorpe – Background report and draft policies – New Official Plan.
<i>(Background report, Land Use Plan and Draft Policies for the New Official Plan will be distributed at the Council Meeting.)</i> |
| 17 | 03-82
<u>03-82Z</u> | Mgr., Development Planning/Real Estate D. Thorpe – Proposed amendment to the Official Plan and Zoning By-law 2667 – 1493882 Ontario Limited – 35 Southworth Street (File 2003-03). |
| 27 | <u>03-83Z</u> | Mgr., Development Planning/Real Estate D. Thorpe – Proposed amendment to Zoning By-law 2667 – Jeanette Plutino and John Norio – 264,266 and 268 Hellems Avenue (File 2003-02). |
| 34 | <u>03-22</u> | Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – 2003 Traffic Signal Program – Ontario Road at Canal Bank Street – Lincoln Street at King Street. |
| 36 | <u>03-68</u> | Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Tender - Supply of Stone. |
| 40 | <u>03-71</u> | Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Tender – Supply of Asphaltic Materials. |
| 45 | <u>03-72</u> | Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Award of Tender – Sanitary Sewer Service Lateral Replacement Program 2003. |
| 47 | <u>03-31</u> | Gen. Mgr. Parks and Recreation I. Smith – Sherwood Activity Centre. |



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3.6.3

NEW BUSINESS

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03-6

Bonnie McPhail, Co-Chair and Ronald S. Harrison, Co-Chair, Autism Society Ontario – Niagara Region Chapter – Requesting the day of April 25th, 2003 be declared as **“Toonie for Autism Day”**.

Recommendation:

That the Mayor declare the day of April 25th, 2003 as **“Toonie for Autism Day”** in the City of Welland as requested by the Autism Society of Ontario – Niagara Region Chapter.

51

03-3

Lois Flemming, Director, Fund Development, Canadian Red Cross - request to sell lottery tickets in the City.

Recommendation:

That permission is hereby granted to the Canadian Red Cross to sell lottery tickets in the City of Welland under authority of Lottery License P022942, subject to the receipt of a \$25.00 administration fee for processing this request.

52

03-21

Ken Hancock - requesting permission to hold the **“Tenth Annual Niagara Region Walk Against Male Violence”** to be held on May 7, 2003.

Recommendation:

That Welland City Council approves the application for the **“Tenth Annual Walk Against Male Violence”** to be held on Wednesday, May 7, 2003 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

53

03-21

Annette Loeffen, Secretary, Welland & Port Colborne Pro Life Association - requesting permission to hold a **Walk-a-thon** on June 7, 2003.



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Recommendation:

That Council waives the requirement of liability insurance as provided for in Policy Number SER-017-0004 Road Use for Community Activities and approves the application from the Welland & Port Colborne Pro Life Association for its "**14th Annual Walk-a-thon**", to be held on Saturday, June 7, 2003, subject to the applicant's completion of all other conditions of the Policy.

55

03-85

Thomas R. Hollick, Regional Clerk, Regional Municipality of Niagara – regarding County of Renfrew Resolution – Administrative Monetary Penalties & Impact on POA Revenues.

Recommendation:

That the City of Welland supports Regional Report CLK 08-2003 respecting County of Renfrew Resolution Re: Administrative Monetary Penalties (AMP's) & Impact on POA Revenues ; and That the City Clerk advise the proper authorities accordingly.