

REGULAR COUNCIL MINUTES

April 2, 2013 -7:00 pm

Council Chambers

Whitby Municipal Building

**Present:** Mayor Perkins  
Councillor Coe  
Councillor Emm  
Councillor Hanson  
Councillor Mitchell  
Councillor Montague  
Councillor Roy

**Also Present:** R. Petrie, Chief Administrative Officer  
S. Beale, Commissioner of Public Works  
P. LeBel, Commissioner of Community & Marketing Services  
K. Nix, Commissioner of Corporate Services/Treasurer  
S. Pohjola, Town Solicitor  
R. Short, Commissioner of Planning  
B. Mowat, Deputy Fire Chief  
D. Wilcox, Town Clerk  
L. Doughty, Deputy Clerk

**Regrets:** Councillor Drumm

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1. DECLARATIONS OF PECUNIARY INTEREST

- 1.1 Councillor Mitchell made a declaration of pecuniary interest under the Municipal Conflict of Interest Act relating to By-law No. 6721-13 - Brooklin Pioneer Cemetery, which is located across the road from his home. Councillor Mitchell did not vote on this matter.
- 1.2 Councillor Emm made a declaration of pecuniary interest under the Municipal Conflict of Interest Act specific to Whitby Hydro as contained within the Special Council Minutes of March 11, 2013 as a family member is employed with Whitby Hydro. Councillor Emm did not participate in the discussion or vote on this matter.

2. ANNOUNCEMENTS FROM THE MAYOR

- Mayor Perkins remarked upon the recent "Whitby Idol" competition and the many talented youth who took part in the event.

- Mayor Perkins confirmed that Tuesday, April 2nd is proclaimed as World Autism Awareness Day.
- Mayor Perkins advised of the upcoming Durham Farm Connections Open House to be held April 3, 2013 at 4:30 p.m. at the Luther Vipond Memorial Arena.
- The Durham Community Foundation Board and Whitby Library Board will announce a major gift donation for the archives on April 17, 2013 at 5:00 p.m. The archives has now received over \$400K from an anonymous benefactor.
- Mayor Perkins thanked the community for participating in Earth Hour on March 28, 2013. The Town of Whitby reduced its energy consumption and greenhouse gas by 4.6% from 8:30 to 9:30 p.m. exceeding our 2012 reduction and the overall provincial reduction. During this time, the Town of Whitby turned off all unessential lights and power in municipal buildings.

3. ADOPTION OF MINUTES

- 3.1
- Special Council Meeting - March 6, 2013
  - Special Council Meeting - March 11, 2013
  - Regular Council Meeting - March 11, 2013
  - Special Council Meeting - March 18, 2013
  - Special Council Meeting - March 25, 2013

Councillor Emm requested that the minutes of March 11, 2013 be separated due to his declared conflict of interest. Councillor Emm did not vote on the Minutes of March 11, 2013.

Councillor Coe requested that the minutes of March 18, 2013 be separated.

**Resolution No. 127-13**

Moved By Councillor Coe  
Seconded By Councillor Montague

That the minutes be adopted, save and except the minutes of March 11 and March 18, 2013.

**CARRIED**

**Resolution No. 128-13**

Moved By Councillor Coe  
Seconded By Councillor Montague

That the minutes of March 11, 2013 be adopted.

**CARRIED**

Councillor Coe addressed the minutes regarding the Official Plan Review, Proposed Draft Amendment to the Whitby Official and related intensification.

**Resolution No. 129-13**

Moved By Councillor Coe  
Seconded By Councillor Montague

That the minutes of March 18, 2013 be adopted.

**CARRIED**

4. DELEGATIONS/PRESENTATIONS

4.1 Makita Canada Inc. - Celebration of their 40th Anniversary

Mayor Perkins was joined on the dias by Peter LeBel, Commissioner of Community and Marketing Services and staff of Makita Canada as she made a presentation and extended congratulations to Makita Canada in celebration of their 40th Anniversary.

5. CORRESPONDENCE

5.1 That the following requests be proclaimed:

- National Volunteer Week - April 21 - 27, 2013
- National Day of Mourning - April 28, 2013
- 55th Anniversary of the 1958 Whitby Dunlops World Championship - June 2013
- Brain Injury Awareness Month - June 2013
- National Victims of Crime Awareness Week - April 21 - 27, 2013

**Resolution No. 131-13**

Moved By Councillor Coe  
Seconded By Councillor Montague

That the requests for proclamations for National Volunteer Week - April 21 - 27, 2013; National Day of Mourning - April 28, 2013; 55th Anniversary of the 1958 Whitby Dunlops World Championship - June

2013; Brain Injury Awareness Month - June 2013 and National Victims of Crime Awareness Week - April 21 - 27, 2013 be endorsed.

**CARRIED**

6. PLANNING & DEVELOPMENT COMMITTEE

Report No. 4 of the Planning & Development Committee - March 18, 2013

**6.1** Planning Report, PL 31-13

Re: Zoning Amendment Application and Site Plan Application - Dr. Arun Rajasekaran (Z-14-12 & SP-10-12) 12 Baldwin Street

**Resolution No. 132-13**

Moved By Councillor Montague

Seconded By Councillor Hanson

1. That Council approve Zoning Amendment Application (Z-14-12) and Site Plan Application (SP-10-12), subject to the conditions contained in Section 8.0 of Planning Report, Item PL 31-13;
2. That a By-law to amend Zoning By-law No. 1784 be brought forward for consideration by Council; and,
3. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

**CARRIED**

**6.2** Planning Report, PL 24-13

Re: The Plan for Port Whitby - Phase 1: Technical Background Study (OPA-2012-W/01)

**Resolution No. 133-13**

Moved By Councillor Montague

Seconded By Councillor Hanson

That Planning Report Item No. PL 24-13 be received as information.

**CARRIED**

**6.3** Planning Report, PL 26-13

Re: Policy for Common Internal Traffic Aisles and Points of Ingress and Egress - Whitby Official Plan Policy (MD 0533)

**Resolution No. 134-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

That Planning Report No. PL 26-13, regarding policy for common internal traffic aisles and points of ingress and egress, be received as information.

**CARRIED**

- 6.4** Planning Report, PL 28-13  
Re: Removal of an easement from the title of Block 97, Plan 40M-1765 - 5 Shore Avenue, Block 97, Plan 40M-1765

**Resolution No. 135-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Council approve the request to remove an easement from the title of Block 97, Plan 40M-1765.
2. That the owner of the property be responsible for all fees associated with the removal of the easement.

**CARRIED**

- 6.5** Planning Report, PL 32-13  
Re: Zoning Amendment Application to Permit the Extension of a Temporary Use By-law-Joseph Falvo Baycliffe Homes (Z-04-13) 3825 Coronation Road

**Resolution No. 136-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Council approve the application submitted by Joseph Falvo (Baycliffe Homes) for the extension of the temporary use on the subject property of a residential sales office for a period of three (3) years; and,

2. That the amending by-law be brought forward for Council approval.

**CARRIED**

- 6.6** Planning Report, PL 33-13  
Re: Zoning By-law Amendment Application, Gatzios Planning and Development Consultants (SmartCentres) (Z-15-12) 20 Taunton Road East

**Resolution No. 137-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Council approve Zoning By-law Amendment Application Z-15-12 subject to the conditions of approval in Section 8.0 of Planning Report Item PL 33-13;
2. That an amending By-law be presented for Council's approval; and,
3. That the Mayor and Clerk be authorized to sign any necessary documents.

**CARRIED**

- 6.7** Planning Report, PL 34-13  
Re: ArtFest - Group 74 request for support - Grass Park, Downtown Brooklin

**Resolution No. 138-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Council endorse the ArtFest event being coordinated by Group 74, a local not for profit community organization, being proposed for July 20, 2013; and,
2. That Council authorize Staff to support Art Fest through promotional efforts, and a one time contribution of \$370 from the approved downtown special event operating budget to offset permit and road closure costs; and,
3. That Staff report back on the outcomes to Council post event; and,
4. That a copy of this report and Council resolution be forwarded to Group 74 for their information.

**CARRIED**

- 6.8** Planning Report, PL 35-13  
Re: Agreement between the Corporation of the Town of Whitby and the Durham Region Farmers' Market Association for the use of 201 Brock Street South (Fire Hall Site) - Downtown Whitby

**Resolution No. 139-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That the Mayor and Clerk be authorized to execute the (3) year term renewal agreement between the Town of Whitby and the Durham Region Farmer's Market Association for the use of 201 Brock Street South;
2. That a copy of the renewal agreement be forwarded to the Durham Region Farmer's Market Association;
3. That Council approve the request by the Durham Region Farmer's Market Association for the installation of a temporary year-round sign on the north west corner of 201 Brock Street South, as outlined in Section 5.0 of this report; and,
4. That the trees at 201 Brock Street be maintained on a regular basis by the Town, in consultation with the Durham Region Farmer's Market Association and Planning Staff (Marketing and Event Co-ordinator).

**CARRIED**

- 6.9** Planning Report, PL 25-13  
Re: Official Plan Amendment Application & Zoning By-law Amendment Application to By-law 2585 - Biglieri Group Ltd. On behalf of 1823702 Ontario Inc. (OPA-2013-W/1 & Z-25-12) South/West corner of Gordon Street and Scadding Avenue

**Resolution No. 140-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

That Planning Report PL 25-13 be received for information.

**CARRIED**

**6.10** Planning Report, PL 27-13

Re: Official Plan Amendment Application & Zoning By-law Amendment Application to By-law 2585 - 1056626 Ontario Inc. (OPA-2008-W/13 & Z-24-08) Part of Lot 25, Concession 1, East Side of Garden Street, North of Consumers Drive

**Resolution No. 141-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Planning Report PL 27-13 be received for information; and
2. That the Official Plan Amendment and Zoning By-law Amendment applications as submitted, be refused for the reasons outlined in Planning Report PL 27-13; and
3. That the Clerk forward a copy of Council's decision to the Region of Durham and those persons who requested further notification regarding these applications.

**CARRIED**

**6.11** Planning Report, PL 36-13

Re: Applications for Draft Plan of Subdivision and Zoning by Lyndebrook Developments Ltd. (SW-2012-01, Z-16-12) 4685 Baldwin Street South

**Resolution No. 142-13**

Moved By Councillor Montague  
Seconded By Councillor Hanson

1. That Council approve Draft Plan of Subdivision (SW-2012-01) and Zoning Application (Z-16-12) subject to the conditions of approval contained in Section 8.0 of Planning Report Item PL 36-13;
2. That a By-law to amend Zoning By-law No. 1784 be brought forward for consideration by Council;
3. That staff be authorized to prepare a subdivision agreement;
4. That the Mayor and Clerk be authorized to execute the subdivision agreement;
5. That the Region of Durham Commissioner of Planning be advised of Council's decision, and;
6. That the Clerk forward a Notice of Decision to those persons and agencies who had requested to be notified of Council's decision.



**CARRIED**

7. OPERATIONS COMMITTEE

Report No. 4 of the Operations Committee - March 25, 2013

- 7.1** Ken Hall, Senior Advisor, Public Relations for Enbridge Pipeline Inc. and Leo MacDonald, PML, Enbridge Pipeline Inc.  
Re: An Overview of the Line 9B Reversal and Line 9 Capacity Expansion Project

**Resolution No. 143-13**

Moved By Councillor Mitchell

Seconded By Councillor Roy

1. That the Town Clerk request on behalf of Council that the National Energy Board (NEB) hold an Information Session in the Town of Whitby;
2. That Administration be authorized to submit to the National Energy Board an Application to Participate in Hearing OH-002-2013 through a Letter of Comment;
3. That Administration consider as part of their Letter of Comment to NEB the responses from Enbridge to the Order issued by the NEB on March 14, 2013; and
4. That Administration be requested to report back with a draft Letter of Comment prior to the required submission deadline.

**CARRIED**

- 7.2** Community and Marketing Services Report, CMS 13-13  
Re: Draft 2013-2018 Recreation and Leisure Services Youth Strategy

Discussion ensued regarding the Youth Strategy and thanks were extended to our community partners who worked with staff to create a positive strategy for the broad range of youth in our community.

**Resolution No. 144-13**

Moved By Councillor Mitchell

Seconded By Councillor Roy

1. That Council approve in principal the draft 2013 - 2018 Recreation and Leisure Services Youth Strategy and the recommendations contained within; and,

2. That Council authorize Staff to proceed with the implementation of the strategies and development of the specific tactics to achieve the objectives outlined in the 2013 - 2018 Recreation and Leisure Services Youth Strategy.

**CARRIED**

- 7.3** Community and Marketing Services Report, CMS 14-13  
Re: 2013 Port Whitby Marina Boater Event Program - Port Whitby Marina

**Resolution No. 145-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council approve the recommended 2013 Port Whitby Marina boater event program as summarized in the Community and Marketing Services Report CMS 14-13;
2. That Council approve an expenditure not exceeding \$1,500 to be funded from the Port Whitby Marina Operating Budget for the provision of a boater appreciation/family day event on August 24, 2013; and,
3. That Council approve reserving the Port Whitby Marina Avalon Lounge on Fridays and Sundays during the prime boating season (commencing Victoria Day weekend to September 30) for use by Marina boaters for organized or informal get-together opportunities.

**CARRIED**

- 7.4** Community and Marketing Services Report, CMS 15-13  
Re: Proposed Off Leash Dog Parks - North and South Whitby

Discussion ensued regarding the report in relation to possible paid parking on the proposed site(s); liability issues; and questions relating to the public information centre which is proposed to be held in May 2013. Staff confirmed the legal opinion regarding liability will be provided in May 2013. Staff responded to questions regarding the offer of assistance from organizers at the Harmony Creek Dog Park Site, confirming they are on the interested parties list and will be notified of our upcoming public information centre. Staff will seek their input regarding the formation of a possible community group.

**Resolution No. 146-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Community and Marketing Services Report CMS 15-13 regarding Off Leash Dog Parks be received as information;
2. That Council approve the installation of two Off Leash Dog Parks subject to the comments contained in Community and Marketing Services Report CMS 15-13;
3. That Council approve the two proposed Off Leash Dog Park sites, both of which would be located on lands owned by the Central Lake Ontario Conservation Authority, as follows;
  - Site No. 1 - located at the southern terminus of Cochrane Street, south of Winchester Road West (Highway 7) and adjacent to the Heber Down Conservation Area;
  - Site No. 2 - located at the northern terminus of Jeffery Street, south of Highway 401, adjacent to the Lynde Shores Conservation Area;
4. That Council authorize Staff to enter into negotiations with the Central Lake Ontario Conservation Authority and to report back on the terms of a lease agreement for the two proposed Off Leash Dog Park sites;
5. That Council authorize Staff to conduct a Public Information Centre specific to the design of the proposed Off Leash Dog Park sites and report back to Council with the results of the public input, and the estimate of costs to develop the Off Leash Dog Parks and associated parking lots; and,
6. That the Town Solicitor report to Council with an opinion regarding liability and addressing the Negligence Act and Dog Owners' Liability Act as it relates to the proposed Off Leash Dog Parks prior to establishing the facilities.

**CARRIED ON A RECORDED VOTE AS FOLLOWS:**

Yes  
Councillor Coe  
Councillor Emm  
Councillor Hanson  
Councillor Mitchell  
Councillor Montague  
Councillor Roy  
Mayor Perkins

Absent  
Councillor Drumm

- 7.5** Community and Marketing Services Report, CMS 16-13  
Re: 2013 Earth Day/Week Activities - Various Parks and Sites in Whitby

**Resolution No. 147-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council endorse the recommendations regarding Earth Day/Week (April 20-27, 2013) activities and the Scout Tree Planting event as outlined in Community and Marketing Services Report CMS 16-13; and,
2. That Council acknowledge the Earth Day/Week and Scout Tree Planting sponsors and organizers.

**CARRIED**

- 7.6** Community and Marketing Services Report, CMS 17-13  
Re: Food and Beverage Operations in Arena Facilities - Request for Proposal - Draft Terms of Reference - Iroquois Park Sports Centre and McKinney Centre

**Resolution No. 148-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council approve the draft Terms of Reference for the Request for Proposal (RFP) for submissions from qualified food and beverage providers for the operations associated with the restaurant and the food court concessions at Iroquois Park Sports Centre and the McKinney Centre;
2. That Council authorize staff to issue the Request for Proposal to obtain submissions from interested food and beverage providers; and,
3. That staff report back to Council with recommendations regarding the preferred food and beverage provider(s), proposed financial terms and revenue contributions to the municipality and the timetable(s) related to implementation.

**CARRIED**

- 7.7** Community and Marketing Services Report, CMS 18-13  
Re: Cachet Boulevard Un-named Park Block Design - Brooklin

**Resolution No. 149-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council approve the proposed design plan for the un-named park block on Cachet Boulevard located in the Brookvalley East subdivision as identified in Community and Marketing Services Report CMS 18-13;
2. That Staff be authorized to proceed with the detailed working drawings, specifications and tender documents for the park;
3. That the park project be tendered and that Staff report back to Council with a recommendation of the preferred general contractor, construction timing and budget analysis; and,
4. That the suggested name of Mildenhall Park be referred back to staff for further consideration.

**CARRIED**

- 7.8** Community and Marketing Services Report, CMS 19-13  
Re: CN EcoConnexions: From the Ground Up Funding Program - D'Hillier Park

**Resolution No. 150-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council authorize Staff to apply to the 2013 CN EcoConnexions: From the Ground Up funding program as outlined in Community and Marketing Services Report CMS 19-13; and,
2. That Council endorse D'Hillier Park as the proposed location for the funding program application.

**CARRIED**

- 7.9** Corporate Services/Public Works Joint Report, CS 14-13  
Re: Supply and Placement of Surface Treatment and Slurry Seal (T-513-2013)

**Resolution No. 151-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That the Town of Whitby accept the low tender of Miller Paving Ltd. in the amount of \$206,629.55 (excluding taxes) for the supply and placement of surface treatment and slurry seal, and;
2. That the total estimated project cost in the amount of \$228,000.00 be approved, and;
3. That the Mayor and Clerk be authorized to execute the contract documents.

**CARRIED**

- 7.10** Corporate Services/Community Marketing Services Joint Report, CS 15-13  
Re: Supply and Installation of Park Signs (T-569-2013)

**Resolution No. 152-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That the Town of Whitby accept the three (3) year low tender bid of Fine Lines Sign Co. in the amount of \$61,250 (excluding taxes) for the supply and installation of park signs;
2. That the total estimated project cost in the amount of \$74,578 be approved, and;
3. That the Mayor and Clerk be authorized to execute the contract documents.

**CARRIED**

- 7.11** Corporate Services Report, CS 17-13  
Re: Solemnization of Marriages

**Resolution No. 153-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Report CS 17-13 of the Commissioner of Corporate

- Services/Treasurer be received;
2. That the Town Clerk and Deputy Clerk be authorized to provide civil marriage solemnization services;
  3. That the fee for the civil marriage service during regular business hours be set at \$250.00;
  4. That a by-law be forwarded to Council authorizing the performance of civil marriages for the Town of Whitby;
  5. That the marriage license fee be set at \$125.00 effective immediately; and
  6. That the appropriate officials of the Town of Whitby be authorized to take the necessary actions to give effect thereto.

**CARRIED**

- 7.12** Corporate Services Report, CS 19-13  
Re: Mayor and Councillors' Remuneration and Expenses - 2012

**Resolution No. 154-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

That Report CS 19-13 of the Commissioner of Corporate Services/Treasurer be received for information.

**CARRIED**

- 7.13** Public Works Report, PW 10-13  
Re: Downtown Brooklin Transportation Study Draft Recommendations

Discussion ensued regarding the report relating to the proposed one way streets. Staff identified May 2013 for the upcoming public information centre.

**Resolution No. 155-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Public Works Report PW 10-13 be received for information.
2. That staff undertake further consultation with the Ministry of Transportation, Region of Durham, Durham Regional Police Services, Durham District School Board, Durham Catholic District School Board, and the Brooklin Downtown Development Steering

Committee.

3. That Council authorize staff to undertake a Public Information Centre (PIC) to allow the public an opportunity to comment on the Draft Recommendations.
4. That staff report back to Council with final recommendations following Public Information Centre No. 2.

**CARRIED ON A RECORDED VOTE AS FOLLOWS:**

Yes

Councillor Coe  
Councillor Emm  
Councillor Hanson  
Councillor Montague  
Councillor Roy  
Mayor Perkins

No

Councillor Mitchell

Absent

Councillor Drumm

- 7.14** Public Works Report, PW 12-13  
Re: Multi-Residential Battery Recycling Pilot

**Resolution No. 156-13**

Moved By Councillor Mitchell

Seconded By Councillor Roy

1. That Council approve a one year multi-residential Battery Recycling pilot; and,
2. That Staff report back to Council in one year on the findings of the Pilot Program; and
3. That a copy of Public Works Department Report PW 12-13, "Multi-Residential Battery Recycling Pilot Program", be forwarded to the Region of Durham and Area Municipalities.

**CARRIED**

- 7.15** Public Works Report, PW 15-13  
Re: Renewal of Sewage System Management Agreement



**Resolution No. 157-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Public Works report PW 15-13 be received as information;
2. That Council approve the renewal of an agreement with the Regional Municipality of Durham to delegate responsibilities under the Building Code Act with respect to private sewage systems with capacity of less than 10,000 litres per day; and,
3. That the Mayor and Clerk be authorized to execute the agreement on behalf of the Town of Whitby.

**CARRIED**

- 7.16** Public Works Report, PW 17-13  
Re: West Nile Vector Control Program

**Resolution No. 158-13**

Moved By Councillor Mitchell  
Seconded By Councillor Roy

1. That Council authorize the Region of Durham to implement a West Nile Virus Vector Control Program for 2013 on behalf of the Town of Whitby; and,
2. That the Region of Durham be sent an authorization letter giving them permission to apply larvacide within the Town of Whitby; and,
3. That the Region of Durham Health Department receive a copy of Public Works Department Report PW 17-13.

**CARRIED**

**8. MANAGEMENT COMMITTEE**

- 8.1** Management Committee Minutes of March 19, 2013

**Resolution No. 159-13**

Moved By Councillor Emm  
Seconded by Councillor Coe

That the Management Committee minutes of March 19, 2013 be

received.

**CARRIED**

9. NOTICE OF MOTION

**9.1** There were no notices of motion.

10. NEW AND UNFINISHED BUSINESS

**10.1** Mayor Perkins advised of a request from Joan Attersley who will host the 1958 World Champion Whitby Dunlop Reunion on June 15, 2013 and in relation to the event requests that the Town of Whitby name the portion of road entering into Iroquois Park as "Whitby Dunlops World Champion Way". Staff was directed to review this request. Mayor Perkins also advised that in the past the Highway 401 signs in the Whitby area read "Home of the Whitby Dunlops World Champions", but the signs have not been replaced over time. Staff was directed to look into the possibility of reinstating these Highway 401 signs.

11. BY-LAWS

That the following by-laws be passed:

**11.1** By-law No. 6720-13, being a by-law to provide for Civil Marriage Services to be offered by the Town of Whitby [Corporate Services Report, CS 17-13]

**11.2** By-law No. 6722-13, being a by-law to amend By-law No. 1784, as amended, being the Zoning By-law of the Town of Whitby [3825 Coronation Road - Temporary Use]

**11.3** By-law No. 6723-13, being a by-law to amend By-law No. 1784, as amended, being the Zoning By-law of the Town of Whitby [309 Powell Road]

**11.4** By-law No. 6724-13, being a by-law to amend By-law No. 5002-02, a by-law to adopt fees and charges for the Corporate Services Department

**Resolution No. 160-13**

Moved By Councillor Hanson  
Seconded by Councillor Roy

That leave be granted to introduce By-laws 6720-13 to 6724-13, save

and except By-law 6721-13 and to dispense with the readings of the by-laws by the Clerk and that the same be considered read a first, second and third time and finally passed and that the Mayor and Clerk sign the same and the Seal of the Corporation be thereto affixed.

**CARRIED**

Having previously declared a conflict of interest, Councillor Mitchell did not vote on the following item:

- 11.5** By-law No. 6721-13, being a by-law to designate the Brooklin Pioneer Cemetery on the property municipally known as Lot 189, Plan H-50052 the south side of Albert Street, as being of cultural heritage value and interest

**Resolution No. 161-13**

Moved By Councillor Hanson  
Seconded By Councillor Roy

That leave be granted to introduce By-law 6721-13 and to dispense with the readings of the by-law by the Clerk and that the same be considered read a first, second and third time and finally passed and that the Mayor and Clerk sign the same and the Seal of the Corporation be thereto affixed.

**CARRIED**

**12. CONFIRMATORY BY-LAW**

**12.1 Confirmatory By-law**

**Resolution No. 162-13**

Moved By Councillor Emm  
Seconded By Councillor Mitchell

That leave be granted to introduce a by-law and to dispense with the reading of the by-law by the Clerk to confirm the proceedings of Council of the Town of Whitby at its meeting held on April 2, 2013, and that the same be considered read a first, second and third time and finally passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

**CARRIED**

13. ADJOURNMENT

**13.1** Motion to adjourn

**Resolution No. 163-13**

Moved By Councillor Emm  
Seconded By Councillor Montague

That the meeting be adjourned.

**CARRIED**

The meeting adjourned at 8:08 p.m.

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Debi A. Wilcox, Town Clerk

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Patricia Perkins, Mayor