

Property Standards Appeal Committee Minutes
September 19, 2018 – 3:00 PM
Committee Room One
Whitby Municipal Building

Present: J. Beswick, Member
F. Mielewczyk, Member
A. Stewart, Chair

Also Present: N. Shea
S. Shea

T. Talbot, Municipal Law Enforcement Officer
S. Ure, Senior Municipal Law Enforcement Officer
Heather Oerlemans, Council & Committee Coordinator (Recording Secretary)

Regrets: C. Blissett, Member
G. Parker, Member

1. Call to Order

1.1 The meeting was called to order at 3:03 p.m.

Members of the public were present.

2. Disclosures of Interest

2.1 There were no disclosures of interest.

3. Appeal Hearing

a) Property Standards Order Appeal
79 Chipperfield Crescent - Appeal # PSA 17-05, File # L12-CH
File/Order # 17-104161

S. Ure, Senior Municipal Law Enforcement Officer, outlined the powers of the Property Standards Appeal Committee. He explained that the Committee has all the powers of the Property Standards Officer and may confirm the Order, modify or rescind it, or extend the compliance date of the Order.

T. Talbot, Municipal Law Enforcement Officer, appeared before the Committee and provided an overview of the Order that was issued on November 1, 2017. She advised that the Property Standards Appeal Committee met on December 20, 2017 and heard the appeal by the appellants with respect to the Order regarding the hedges on the subject property. Ms. Talbot noted that the Committee deferred the appeal to a future Property Standards Appeal Committee meeting, pending submission of an Arborist's report outlining options to ensure that the hedge complied with the Property Standards Order.

Ms. Talbot advised that the appellants provided the report within the 120 days as required. Ms. Talbot distributed recent pictures of the hedge to the Committee and provided an update regarding the hedge and the steps that the appellants took to ensure the hedge conformed to the current By-law.

N. Shea and S. Shea, the appellants, appeared before the Committee and provided an overview of the hedge, the efforts taken to reduce the size of the hedge, and the necessary steps that would be taken in order to maintain the health of the hedge.

A discussion ensued between N. Shea, S. Shea and the Committee regarding consultation with the Arborist, the Arborist's report, and the amount by which the hedge was reduced this past summer. The appellants advised that the front of the hedge was reduced by 12 inches and that it would take several years to reduce it another 22 inches, as was required by the By-law, and maintain its health. The appellants further advised that some of the cedar trees may have to be removed and replaced due to the sizes of their trunks.

The Committee excused the appellants and T. Talbot from the room at 3:35 p.m. and reviewed the matter. The appellants and T. Talbot returned to the meeting at 3:42 p.m.

Committee Decision - Resolution PSA 17-05

That Property Standards Order # 17-104161 for the property municipally known as 79 Chipperfield Crescent would be extended 5 years in order to comply with the current By-law, and as a condition of the Order, an Arborist would review the hedge each year to determine the amount the hedge could be trimmed without damaging the hedge. Furthermore, an Arborist's Report regarding the work completed and anticipated timelines would be submitted annually to By-law Services.

4. Adjournment

4.1 Motion to Adjourn

Recommendation:

Moved By John Beswick

That the meeting adjourn.

Carried

The meeting adjourned at 3:46 p.m.

Secretary, Property Standards Appeal
Committee