Special Council Minutes April 16, 2018 -5:30 pm Committee Room One Whitby Municipal Building

**Present:** Mayor Mitchell

Councillor Drumm

Councillor Emm (arrived at 6:00 p.m.)

Councillor Gleed Councillor Leahy Councillor Mulcahy Councillor Roy

Councillor Yamada (arrived at 6:32 p.m.)

**Also Present:** M. Gaskell, Chief Administrative Officer

S. Beale, Commissioner of Public Works

W. Mar, Commissioner of Legal and By-law Services/Town Solicitor

K. Nix, Commissioner of Corporate Services/Treasurer R. Saunders, Commissioner of Planning and Development

C. Siopis, Manager of Corporate Communications

C. Harris, Town Clerk

S. Dave, Legislative Coordinator (Recording Secretary)

**Regrets:** None noted

- 1. Declarations of Pecuniary Interest
  - **1.1** There were no declarations of pecuniary interest.
- 2. Presentations
  - **2.1** W. Mar, Commissioner of Legal and By-law Services/Town Solicitor Re: Bill 139 Ontario Municipal Board Reform
    - W. Mar, Commissioner of Legal and By-law Services/Town Solicitor provided a PowerPoint presentation with respect to Bill 139 Ontario Municipal Board Reform. Highlights of the presentation included:
      - Details of the changes to the Tribunal process;
      - Timelines for the regulations to come into effect;
      - Highlights of the changes to the Planning Act, and details of the legislation contained within the Local Planning Appeal Tribunal Act (LPAT);

- The Local Planning Appeal Support Centre Act and how that could be utilized by various stakeholders;
- Impact on Council decision making;
- Developers' perspectives on the new Tribunal; and
- Third party participation under LPAT.

A detailed question and answer period ensued between Members of Council and Staff regarding:

- Details of the process changes with respect to adhering to provincial, regional or municipal growth plans;
- Timelines for the new changes to come into effect;
- How concerns raised by municipalities during the consultation phase have been addressed in the Act;
- The role of the public when participating at Tribunal hearings as opposed to the Ontario Municipal Board;
- Clarification regarding the process around how the Tribunal could overturn decisions of the municipality;
- Interacting with the public and developers on matters before the Tribunal;
- Details regarding the cohesion with the Province's climate change policies;
- Timelines for appeal hearings;
- Impact on the municipality in terms of funding, or an increase/decrease in personnel required to manage the new rules;
- Financial pressures related with condensed timelines or legal fees:
- Communicating with the public to inform them of the new changes;
- Tactics for mediation that the municipalities can use in order to reach compromises with developers; and
- The potential for fewer appeals under the new rules.

## 3. Adjournment

## **3.1** Motion to Adjourn

Moved By Councillor Leahy Seconded By Councillor Mulcahy

That the meeting adjourn.

## Carried

| The meeting adjourned at 6:44 p.m. |                     |
|------------------------------------|---------------------|
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|                                    |                     |
| Christopher Harris, Town Clerk     | Don Mitchell, Mayor |