

**Present:** Mayor Mitchell  
Councillor Drumm  
Councillor Emm  
Councillor Gleed  
Councillor Leahy  
Councillor Mulcahy  
Councillor Roy  
Councillor Yamada

**Also Present:** D. Barnes, Interim Chief Administrative Officer  
S. Beale, Commissioner of Public Works  
P. LeBel, Commissioner of Community & Marketing Services  
W. Mar, Commissioner of Legal and By-law Services/Town Solicitor  
K. Nix, Commissioner of Corporate Services/Treasurer  
R. Short, Commissioner of Planning  
D. Speed, Fire Chief  
C. Harris, Town Clerk  
S. Cassel, Deputy Clerk

**Regrets:** None noted

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1. Declarations of Pecuniary Interest

**1.1** Councillor Gleed made a declaration of pecuniary interest under the Municipal Conflict of Interest Act with respect to Item 6.3, PL 8-17, as one of the applicants is a customer of his. Councillor Gleed did not take part in the discussion or voting on this matter.

**1.2** Councillor Leahy made a declaration of pecuniary interest under the Municipal Conflict of Interest Act with respect to Item 9.1, Accessory Apartments, as he is in the process of constructing an accessory apartment. Councillor Leahy did not take part in the discussion or voting on this matter.

2. Adoption of Minutes

**2.1** Special Council - February 21, 2017 (Closed minutes of the closed

session under separate cover)  
Regular Council - February 21, 2017  
Special Council - February 27, 2017 (Closed minutes of the closed session under separate cover)  
Special Council - March 6, 2017 - 6:00 p.m. (Closed minutes of the closed session under separate cover)  
Special Council - March 6, 2017 - 7:00 p.m.

Recommendation:

**Resolution # 131-17**

Moved By Councillor Leahy  
Seconded By Councillor Yamada

That the minutes be adopted.

**Carried**

3. Presentations

- 3.1** Kris-John Kucharik, Fundraising Specialist representing the Canadian Cancer Society, Durham Regional Office  
Re: Daffodil Month

Kris-John Kucharik, Fundraising Specialist, representing the Canadian Cancer Society, Durham Regional Office, was invited onto the dais and provided each Member of Council with a pin in support of Daffodil Month. Upon completion of the pinning, Mr. Kucharik attended the delegation table and provided a short presentation to Council on behalf of the Canadian Cancer Society. He thanked Council for the proclaiming of April 2017 as Daffodil Month in support of cancer awareness. Mr. Kucharik provided an overview of various types of cancers and the programs provided by the Cancer Society for cancer research, prevention and care. He further provided information on the history of the use of the Daffodil for cancer awareness noting that the flower represents strength and resilience in the fight against cancer.

- 3.2** Karim Mamdani and Chris Bovie representing Ontario Shores Centre for Mental Health Sciences  
Re: Land Agreement with Infrastructure Ontario on Lakefront Lands and Work on Waterfront Trail

Karim Mamdani and Chris Bovie, representing Ontario Shores Centre

for Mental Health Sciences, appeared before Council and provided a PowerPoint presentation regarding the Ontario Shores land and building agreement with Infrastructure Ontario. Highlights of the presentation included:

- the efforts in working with the Province and various partners dating back to 2006;
- the different components of the agreement for the building, lands and lease;
- the need for a secondary access route for hospital emergency use;
- preservation of the existing parklands for recreational use; and,
- the creation of a strategic plan for the Centre later this year.

A question and answer period ensued between Members of Council and Mr. Mamdani regarding:

- the location of the secondary road access;
- lands to the east of the property owned by the Province and the process should the Province declare any of the lands as surplus;
- challenges associated with moving the transformer from its current location onto Ontario Shore lands while minimizing disruptions to services; and,
- the licensing of the parkland to Ontario Shores from the Province and the provisions in the license to ensure it is maintained for passive, recreational use.

**3.3** Randy Lockwood, Deputy Site Vice President, Pickering Nuclear, representing Ontario Power Generation/Pickering Nuclear  
Re: Update on Pickering Nuclear operations and a summary of 2016 performance and related Ontario Power Generation projects

Randy Lockwood, Deputy Site Vice President, Pickering Nuclear, representing Ontario Power Generation/Pickering Nuclear, appeared before Council and provided a PowerPoint presentation. Highlights of the presentation included:

- an overview of the power supplied by the Pickering Station attributing to 14% of Ontario's electricity;
- an overview of the 2016 Station performance noting that 2015/16 were recorded as two of the best years for site performance due to unplanned reductions;
- plans for continued operations through 2024 dependent on the required approvals and licensing through the Canadian Nuclear Safety Commission (CNSC);
- estimation that the Pickering Station will reduce greenhouse gas emissions by 17 million tonnes and provide cost savings to consumers of approximately \$600 million;

- the outlook for 2017 with a focus on high safety and quality standards;
- the International Industry Review scheduled for the Fall of 2017 and the community input and consultation process;
- the large scale emergency exercise planned for December 2017; and,
- communication and commitment to the public through the availability of information using various mediums including public information centres, public phone line, newsletter, social media and the OPG website.

A question and answer period ensued between Members of Council and Mr. Lockwood regarding:

- the age of the Station, safety issues, current evacuation perimeters and plans to expand the perimeter and the need to include the Town's Fire Chief and Commissioner of Public Works in the dialogue pertaining to these issues;
- licensing approvals for 2018 and the Stations police and security forces; and,
- the ability for Members of Council to take a tour of the Station to see the emergency and mitigating equipment in place to avoid disasters such as Fukushima.

4. Delegations

4.1 There were no delegations.

5. Correspondence

5.1 That the following requests be endorsed:

- March 21, 2017 - World Down Syndrome Day
- March 2017 - Red Cross Month
- April 2, 2017 - World Autism Awareness Day
- April 3 to 9, 2017 - Archives Awareness Week
- April 2017 - Daffodil Month
- September 2017 - Syringomyelia and Chiari Malformation Month
- March 13 to 24, 2017 - Flag Raising - Red Cross Month
- April 3, 2017 - Flag Raising - World Autism Awareness Day

Recommendation:

**Resolution # 132-17**

Moved By Councillor Yamada

Seconded By Councillor Leahy

That the proclamations for World Down Syndrome Day - March 21, 2017, Red Cross Month - March 2017, World Autism Awareness Day - April 2, 2017, Archives Awareness Week - April 3 to 9, 2017, Daffodil Month - April 2017, Syringomyelia and Chiari Malformation Month - September 2017 and flag raisings for Red Cross Month - March 13 to 24, 2017 and World Autism Awareness Day - April 3, 2017, be endorsed.

**Carried**

6. Planning and Development Committee  
Report # 2 of the Planning and Development Committee - February 27, 2017

- 6.1** Correspondence # 2017-125, dated February 16, 2017 and received by the Town Clerk from Emma Inkpen, Inkpen Studios, regarding Whitby and Brooklin Legion.

Recommendation:

**Resolution # 133-17**

Moved By Councillor Roy  
Seconded By Councillor Yamada

That Correspondence # 2017-125, dated February 16, 2017 and received by the Town Clerk from Emma Inkpen, Inkpen Studios, regarding Whitby and Brooklin Legion Honour our Veterans Banner Project Expansion be referred to the Commissioner of Corporate Services/Treasurer for consideration as part of the 2017 Budget deliberations and to the Commissioner of Planning and Development for development of a comprehensive community banner policy.

**Carried**

- 6.2** Planning and Development Department Report, PL 9-17  
Re: Taunton and Garrard Land Use and Zoning Study (Z-19-13)

Recommendation:

**Resolution # 134-17**

Moved By Councillor Roy  
Seconded By Councillor Yamada

1. That Planning Report PL 9-17 be received for information;
2. That staff be authorized to undertake a Town initiated Official Plan Amendment to update the land use designations for the study area;
3. That the Taunton and Garrard Land Use and Zoning Study be terminated with the completion of the Town initiated Official Plan Amendment; and,
4. That the findings of Report PL 13-16 be used in the review and consideration of development applications for properties within the study area.

**Carried**

**6.3** Planning and Development Department Report, PL 8-17  
Re: West Whitby Zoning By-law

Having previously declared a conflict of interest, Councillor Gleed did not take part in the discussion or voting on this matter.

Members of Council referred to a memorandum from the Interim Chief Administrative Officer, dated March 20, 2017 regarding Zoning By-law # 7252-17 that was provided prior to the meeting.

Brief discussion ensued regarding the basis for the West Whitby Zoning By-law # 7252-17 on the Town's current Official Plan and the potential changes that could be considered once Official Plan Amendment # 105 was approved.

Recommendation:

**Resolution # 135-17**

Moved By Councillor Roy  
Seconded By Councillor Emm

1. That Planning Report PL 8-17 be received for information; and,
2. That the amending by-law for West Whitby be brought forward for Council's consideration on March 20, 2017.

**Carried later in the meeting [See following motion]**

Recommendation:

**Resolution # 136-17**

Moved By Councillor Mulcahy  
Seconded By Councillor Emm

That the main motion be amended by adding the following as Items 3 and 4:

That Zoning By-law # 7252-17 be revisited once OPA # 105 receives final approval; and,

That this matter be added to the New and Unfinished Business List for the Planning and Development Committee.

**Carried**

The main motion, as amended, was then carried.

- 6.4** Planning and Development Department Report, PL 10-17  
Re: Sign By-law Variance to the Permanent Sign By-law - 700 Gordon Street (Ontario Shores) (SB-01-17)

Recommendation:

**Resolution # 137-17**

Moved By Councillor Roy  
Seconded by Councillor Yamada

1. That Council approve Sign By-law Variance Application SB-01-17 to the Town of Whitby Sign By-law 5695-05 for Ontario Shores on lands municipally known as 700 Gordon Street in accordance with the following amendments:
  - To increase the maximum permitted number of ground signs per lot from 1 to 5;
  - To increase the maximum permitted sign area of three ground signs from 3 m<sup>2</sup> to 11.5 m<sup>2</sup>;
  - To increase the maximum permitted sign area of two ground signs from 3 m<sup>2</sup> to 3.5 m<sup>2</sup> ;
  - To increase the maximum permitted number of wall signs from 2 to 8;
  - To allow wall signs on a wall facing an abutting residential zone;

- To increase the maximum permitted sign area of 4 onsite traffic directional signs from 1.0 m<sup>2</sup> to 2.0 m<sup>2</sup>;
  - To increase the maximum permitted sign area of 2 onsite traffic directional signs from 1.0 m<sup>2</sup> to 2.5 m<sup>2</sup>; and,
  - To increase the maximum permitted sign area of 7 onsite traffic directional signs from 1.0 m<sup>2</sup> to 3.5 m<sup>2</sup>.
2. That as a condition of the variance, the LED wattage for the wall signs be regulated in the following manner:
- The illumination shall not exceed 500 nits between sunset and sunrise.

**Carried**

**6.5** Planning and Development Department Report, PL 13-17  
Re: Downtown Whitby Historic Core Area and Entry Feature Locations

Discussion ensued regarding the services that would be provided by the Consultant and the possibility of going out to the public, local artists and Durham College to obtain design concepts.

R. Short, Commissioner of Planning advised that the consultant would be looking at physical constraints and urban design guidelines in addition to design concepts.

Recommendation:

**Resolution # 138-17**

Moved By Councillor Roy  
Seconded by Councillor Yamada

1. That Report No. PL 13-17 regarding the Downtown Whitby Historic Core Area and Entry Feature Locations, as part of the Downtown Whitby Action Plan, be received as information;
2. That Council approve the Downtown Whitby Historic Core Area as presented in Attachment #1;
3. That Council approve the entry feature locations as presented in Attachment #1;
4. That Council approve \$25,000 from the Downtown Improvement Reserve Fund to be allocated towards retaining a consultant to develop design concepts for the entry features; and,
5. That staff report back on preferred entry feature design concepts for Council's consideration in Q4.

**Note: The disposition of this matter, Item 6.5, was determined**



**through the referral motion below.**

Recommendation:

**Resolution # 139-17**

Moved By Councillor Emm

Seconded By Councillor Leahy

That report PL 13-17 be referred to the Planning and Development Committee meeting of March 27th for further dialogue concerning retaining a consultant to develop design concepts for the entry features.

**Carried**

**6.6 Planning and Development Department Report, PL 18-17  
Re: Closure of Zoning and Site Plan Applications for the Scollard  
Development Corporation (Boathaus) (Z-12-15 and SP-01-15)**

Brief discussion ensued regarding the need to ensure that developers are not advertising housing developments to the public prior to the applications receiving approval through the Town's Planning processes and what measures could be implemented to avoid this issue going forward.

Recommendation:

**Resolution # 140-17**

Moved By Councillor Roy

Seconded By Councillor Yamada

1. That Planning Report PL 18-17 be received as information;
2. That Zoning Application (Z-12-15) and Site Plan Application (SP-01-15) be closed without prejudice; and,
3. That KSV Kofman Inc., Scollard Development Corporation and the commenting agencies and the applicant be advised of Council's decision to close files SP-01-15 and Z-12-15.

**Carried later in the meeting [See following motion]**

Recommendation:

**Resolution # 141-17**

Moved By Councillor Yamada  
Seconded By Councillor Leahy

That the main motion be amended by adding the following as Item 4:  
That the Commissioner of Legal and By-law Services/Town Solicitor be directed to report back with methods to mitigate future Boathaus scenarios, including concerns related to site signage and advertising pre-sales.

**Carried**

The main motion, as amended, was then carried.

7. Operations Committee  
Report # 3 of the Operations Committee - March 6, 2017

- 7.1 Public Works Department Report, PW 2-17  
Re: Proposed On-Street and Municipal Lot Parking Rate Revision

Recommendation:

**Resolution # 142-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Council approve the proposed rate increase for on-street parking and off-street municipal lot parking;
2. That Council authorize the Clerk to bring forward an amending By-law to Traffic By-law 1862-85, for Council approval; and,
3. That Council authorize the Clerk to bring forward an amending By-law to the Municipal Parking Lot By-law 4910-01, for Council approval.

**Carried**

- 7.2 Public Works Department Report, PW 8-17  
Re: 2017 Community Waste Events

Recommendation:

**Resolution # 143-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Report PW 8-17 be received as information; and,
2. That a copy of Public Works Department Report PW 8-17, regarding the "2017 Community Waste Events" be forwarded to the Region of Durham and Area Municipalities.

**Carried**

**7.3** Public Works Department Report, PW 9-17  
Re: Review of Solid Waste Services

Recommendation:

**Resolution # 144-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Council authorize staff to proceed with the Study outlined in Report PW 9-17 Review of Solid Waste Services;
2. That Council authorize staff to issue a Request for Proposal for Consultant Services to undertake the Study with funding of \$75,000 from One Time Reserves; and,
3. That staff report back to Council for project award.

**Carried**

**7.4** Public Works Department and Corporate Services Department Joint Report, CS 09-17  
Re: Municipal Class Environmental Assessment Study - Dryden Boulevard Extension

Recommendation:

**Resolution # 145-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That the Town of Whitby accept the highest ranking proposal submitted by The Municipal Infrastructure Group Ltd. (TMIG) in the amount of \$130,840.00 (plus applicable taxes) for a Schedule B Municipal Class Environmental Assessment Study – Dryden Boulevard Extension (Study);
2. That an over expenditure in the amount of \$45,000.00 be approved and funded through the Development Charges;
3. That the total project cost in the amount of \$145,000.00 be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 7.5** Public Works Department and Corporate Services Department Joint Report, CS 14-17  
Re: Single Axle Dump Trucks 11,400 G.V.W. (T-158-2016)

Recommendation:

**Resolution # 146-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That the Town of Whitby accept the low tender bid of Georgian Chevrolet Buick GMC in the amount of \$88,525.00 (plus applicable taxes) for the supply and delivery of Two (2) Single Axle Dump Trucks 11,400 G.V.W;
2. That the total estimated project cost for the Town of Whitby in the amount of \$98,083.04 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 7.6** Public Works Department and Corporate Services Department Joint Report, CS 15-17  
Re: Single Axle Dump Truck with Plow and Wing (T-157-2016)

Recommendation:

**Resolution # 147-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That the Town of Whitby accept the low tender bid of Tallman Truck Centre Limited in the amount of \$255,727.00 (plus applicable taxes) for the supply and delivery of a Single Axle Dump Truck with Plow and Wing;
2. That the over expenditure of \$43,727.79 be financed from the Maintenance Reserve;
3. That the total estimated project cost for the Town of Whitby in the amount of \$262,227.79 be approved; and;
4. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 7.7** Community and Marketing Services Department and Corporate Services  
Department Joint Report, CS 18-17  
Re: Ice Resurfacing Machines (T-21-2017)

Recommendation:

**Resolution # 148-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That the Town of Whitby accept the low tender bid of Zamboni Company Limited in the amount of \$141,450 (plus applicable taxes) for the supply and delivery of one (1) electric powered ice resurfacing machine.
2. That the Town of Whitby accept the low tender bid of Zamboni Company Limited in the amount of \$343,800 (plus applicable taxes) for the supply and delivery of four (4) compressed natural gas ice resurfacing machines.
3. That the total estimated project cost for the Town of Whitby in the amount of \$493,808.43 be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

**7.8 Corporate Services Department Report, CS 21-17**  
**Re: Development Charges By-law Final Recommendations**

Members of Council referred to a memorandum from the Commissioner of Corporate Services/Treasurer, dated March 17, 2017 regarding CS 21-17 which was provided prior to the meeting. The memo included a request to make a revision to the original recommendation as it pertains to development charge reserve funds.

Recommendation:

**Resolution # 149-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That based on submissions received by the Town regarding the December 7, 2016 Development Charge Background Study, it is recommended that the proposed changes as outlined in CS 21-17 by Hemson Consulting Ltd in Attachment 2, Attachment 3 and Attachment 5, and as previously approved by Council in CS 08-17 be included in the development charge calculations;
2. That Schedule B and Schedule C of the proposed by-law in the December 7, 2016 Development Charge Background Study be amended to reflect the development charge rates outlined in Attachment 6;
3. That the Town of Whitby Development Charge Background Study, dated December 7, 2016, completed in accordance with Section 10 of the Development Charges Act, 1997, and as modified by the above recommendations, be adopted, including the forecasts of development activity, the capital program and all calculations contained therein;
4. That approval of the capital programs included in the Background Study, as modified, indicates Council's intention that an increase in the need for service will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98. This approval shall be subject to further annual review during the capital budget process;
5. That in accordance with s.s.5(1)5 of the Development Charges Act, 1997 and Section 5 of Ontario Regulation 82/98, it is Council's clear intention that any excess capacity identified in the Development Charge Background Study, as modified, shall be paid for by development charges contemplated in the said Development Charges Background Study, or other similar

changes;

6. That having considered the submissions received on, before and during the public meeting held on January 23, 2017 in connection with the Development Charges Background Study, as modified, and the proposed Development Charge By-Law, and taking into consideration any changes made to the proposed Development Charge By-law following the said public meeting, Council determine that no further public meeting under Section 12 of the Development Charges Act, 1997, S.O. 1997, c.27 is necessary with respect to the said Development Charges Background Study or the Development Charge By-law;
7. That having considered the use of more than one development charge by-law to reflect different needs for services in different areas, Council determine that for the services and associated infrastructure proposed to be funded by development charges under the Development Charge By-law, that it is fair and reasonable that the charges be calculated on a Town-wide uniform basis;
8. That Council approve the asset management plan outlined in the Development Charges Background Study, as modified, and give consideration to incorporate the asset management plan outlined in the Development Charges Background Study within the Town's ongoing practices and corporate asset management strategy; and,
9. That the proposed Development Charge By-Law included in Attachment 6, effective April 1, 2017 originally contained in the Development Charge Background Study, dated December 7, 2016, prepared by Hemson Consulting Ltd, and as modified by the recommendations approved by Council in Corporate Services Report CS 21-17 and the Memorandum from the Commissioner of Corporate Services/Treasurer dated March 6, 2017 be brought forward.

**Carried later in the meeting [See following motion]**

Recommendation:

**Resolution # 150-17**

Moved By Councillor Leahy

Seconded By Councillor Emm

That the main motion be amended by adding the following as Item 10:  
That Council approve the establishment of the development charge reserve funds outlined in the by-law and if applicable, the transfer of

existing development charge reserve fund balances.

**Carried**

The main motion, as amended, was then carried.

**7.9 Corporate Services Department Report, CS 22-17  
Re: Reporting Requirement Per Ontario Regulation 284/09**

Recommendation:

**Resolution # 151-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

That Report No. CS 22-17 of the Commissioner of Corporate Services/  
Treasurer be received as information.

**Carried**

**7.10 Community and Marketing Services Department Report, CMS 10-17  
Re: Whitby Innovation Hub and Incubator-Tech Ecosystem**

Recommendation:

**Resolution # 152-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Community and Marketing Services Report CMS 10-17 and the presentation from the Economic Development Division regarding the Whitby Innovation Hub - Tech Ecosystem be received as information;
2. That staff undertake an evaluation of a public-private-partnership to launch a Whitby Innovation Hub and Incubator (Wi-HUB) in downtown Whitby;
3. That staff report back to Council on a public-private-partnership for the Wi-HUB, including details pertaining to possible structure, resources, community partnerships, among other matters; and,
4. That staff provide a presentation and recommendations to Council in the second quarter 2017 on the matter.



**Carried**

- 7.11** Community and Marketing Services Department, CMS 17-17  
Re: Community and Marketing Services Department - 2017 Arena Ice/Floor, Sports Fields and Park User Fees and Facility Rental Fees

Recommendation:

**Resolution # 153-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Council approve the proposed user fees for Arena Ice/Floor, Sports Fields, Parks, and Facility Rental Fees as outlined in Community and Marketing Services Department Report CMS 17-17 (Attachment 1 – Sports Fields, Arena Ice/Floor and Park User Fees and Attachment 2 – 2017 Facility Rental Fees);
2. That the effective period for the proposed User Fees and Rental Fees be approved as follows:
  - Sports Fields, Parks and Arena Ice/Floor User Fees: April 1, 2017 to March 31, 2018; and,
  - Facility Rental Fees: April 1, 2018 to March 31, 2019.
3. That By-law No. 7114-16 be repealed, being a by-law to impose user fees and rental fees for certain services and activities provided by the Community and Marketing Services Department;
4. That the Clerk be authorized to bring forward a new by-law for approval to implement the proposed user fees and rental fees as outlined in the Staff Report; and,
5. That Staff report in the second quarter of 2017 on the proposed introduction of Youth Fields user fees for implementation in 2018.

**Carried**

- 7.12** Fire and Emergency Services Department Report, FR 01-17  
Re: Review of Fees and Charges - Whitby Fire and Emergency Services and Memorandum from D. Speed, Fire Chief, Fire and Emergency Services

Recommendation:

**Resolution # 154-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That the proposed Fees and Charges for Whitby Fire and Emergency Services, outlined in Attachment 1 be approved; and,
2. That the Clerk be directed to include the proposed fees as Schedule E forming part of By-law 7220-17 as amended.

**Carried**

- 7.13** Fire and Emergency Services Department Report, FR 02-17  
Re: Specialty Rescue Service Agreement with Oshawa

Recommendation:

**Resolution # 155-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

That Council approves a Specialty Rescue Service Agreement between the Town of Whitby and the City of Oshawa to provide emergency services to the Whitby community not currently provided by Whitby Fire and Emergency Services (WFES).

**Carried**

- 7.14** Fire and Emergency Services Department Report, FR 03-17  
Re: By-law to Establish Whitby Fire and Emergency Services, Provide for its Management, and to set its Level of Service

Recommendation:

**Resolution # 156-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

That Council approve By-law xxxx-17, being a By-law to establish Whitby Fire and Emergency Services, to provide for its management, and to set its level of service.

**Carried**

- 7.15** Fire and Emergency Services Department and Public Works  
Department Joint Report, FR 04-17  
Re: Town of Whitby Report Acquisition of Lands

Recommendation:

**Resolution # 157-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

1. That Council recognizes the need for a facility and the acquisition of land to serve as a fire hall, training complex, and operations satellite facility to serve the growth in North Whitby and Brooklin;
2. That Council express its intent to fund the projects, including debenture repayments and financing, to the extent allowable from current and future development charges, and to provide pre-budget approval in the amount of:
  - \$2,000,000 for the land acquisition for the future Operations Satellite Facility;
  - \$1,400,000 for the land acquisition for Fire Hall #7; and,
  - \$2,100,000 for the land acquisition for a Fire Training Complex.
3. That the Treasurer be authorized to make application to the Region of Durham for a debenture in the amount of up to \$5,500,000 for the acquisition of lands for the Fire and Public Works facilities;
4. That the By-law to authorize the debenture of \$5,500,000 as funding for Capital Projects as outlined in the report be approved; and,
5. That the Clerk be directed to forward a copy of this report to the local M.P. and M.P.P.

**Carried**

- 7.16** Confidential Fire and Emergency Services and Public Works  
Department Joint Report, FR 05-17  
Re: Town of Whitby Report Acquisition of Lands

Recommendation:

**Resolution # 158-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

That the recommendations in Item 7.16 as contained in the confidential minutes of the Operations Committee held on March 6, 2017 be adopted.

**Carried**

8. Notice of Motion

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

9. New and Unfinished Business

**9.1** Accessory Apartments

Having declared a conflict of interest, Councillor Leahy did not take part in the discussion or voting on this matter.

Recommendation:

**Resolution # 159-17**

Moved By Councillor Roy  
Seconded By Councillor Emm

That a motion to introduce a matter pertaining to accessory apartments be allowed due to it timely and urgent nature.

**Carried on a Two Thirds Vote**

Recommendation:

**Resolution # 160-17**

Moved By Councillor Emm  
Seconded By Councillor Drumm

Whereas more fires in Ontario, and in Whitby, occur in homes than in all

other building types combined;

And Whereas the leading cause of fires in homes is unattended cooking;

And Whereas most fatal fires occur at night time, often while people are sleeping;

And Whereas accessory apartments in homes introduce increased fire risk due to the additional cooking and sleeping facilities;

And Whereas there are many unregistered accessory apartments in Whitby;

And Whereas there is a growing number of accessory apartments appearing in Whitby in recent years;

Now therefore be it resolved:

That Staff be directed to prepare a report that outlines opportunities to reduce the fire risk that is associated with unregistered accessory apartments throughout Whitby.

**Carried**

## **9.2 Canada Post Community Mailboxes**

Recommendation:

### **Resolution # 161-17**

Moved By Councillor Gleed  
Seconded By Councillor Roy

That a motion to introduce a matter pertaining to community mailboxes be allowed due to it timely and urgent nature.

**Carried on a Two Thirds Vote**

Recommendation:

### **Resolution # 162-17**

Moved By Councillor Gleed

Seconded By Councillor Roy

Whereas Canada Post has converted home mail delivery services to community mailboxes in select municipalities affecting approximately 460,000 addresses across Canada;

And Whereas the Town of Whitby was fully converted to community mailboxes in July 2015;

And Whereas Canada Post ceased its conversion of home mail delivery services in October 2015 due to the ongoing challenges faced by the Canadian postal system and to provide the opportunity to work collaboratively with the Government of Canada to determine the best path forward for the postal system;

And Whereas the House of Commons Report entitled “The Way Forward for Canada Post” contains recommendations which include the reinstatement of home mail delivery services for communities that were converted to community mailboxes after August 3, 2015;

And Whereas the House of Commons Report recommendations are not inclusive of all communities that have been converted to community mailboxes.

Now Therefore be it resolved that the Council of the Town of Whitby hereby requests that if Canada Post is not committed to continuing its national conversion program from home delivery to community mailboxes, that home mail delivery be reinstated to the Town of Whitby to those neighbourhoods that were part of the most recent conversion program.

And that this resolution be forwarded to Canada Post, the Honourable Judy M. Foote, Minister of Public Services and Procurement and Celina Caesar-Chavannes, M.P., Whitby.

**Carried**

10. By-Laws

That the following by-laws be passed:

- 10.1** By-law # 7251-17, being a by-law to designate certain portions of a registered Plan of Subdivision as not being subject to Part Lot Control. (40M-2556, Block 12) (SW-2005-07)

- 10.2** By-law # 7252-17, being a by-law to amend By-law #1784 and By-law #2585, as amended, being the Zoning By-laws of the Town of Whitby. (Mattamy (Monarch) Limited, SW-2012-03, Z-22-12; Hiddenbrook Developments Limited, SW-2015-03, Z-16-15; West Whitby Holdings Inc., SW-2013-04, Z-11-13; Lazy Dolphin Developments Inc., SW-2013-03, Z-12-13; and, Heathwood Homes Whitby Limited, SW-2011-01, Z-03-11)  
Refer to PL 93-16, PL 94-16, PL 83-15, PL 83-15 and PL 57-15
- 10.3** By-law # 7253-17, being a by-law to amend the Fees and Charges By-law # 7220-17.  
Refer to FR 01-17.
- 10.4** By-law # 7254-17, being a by-law to revoke the appointment of certain persons as Municipal Law Enforcement Officers.
- 10.5** By-law # 7255-17, being a by-law to establish Development Charges for the Corporation of the Town of Whitby.  
Refer to CS 21-17
- 10.6** By-law # 7256-17, being a by-law to amend By-law # 1862-85 to regulate traffic on highways in the Town of Whitby.  
Refer to PW 2-17
- 10.7** By-law # 7257-16, being a by-law to amend By-law # 4910-01 to establish municipal parking lots on certain lands owned by the Town of Whitby and to regulate the parking of vehicles on such lands.  
Refer to PW 2-17
- 10.8** By-law # 7258-17, being a by-law to amend By-law # 1862-85, to regulate traffic on highways in the Town of Whitby. (Schedule N, Stop Signs - various streets)
- 10.9** By-law # 7259-17, being a by-law to lift the deferral as identified as Item 13 in the "Actual Amendment" Section of Schedule "A" to By-law #6402-10 to adopt Amendment 92 to the Whitby Official Plan.  
Refer to PL 87-10
- 10.10** By-law # 7260-17, being a by-law to authorize the sale of all of PIN 26503-0054 (LT) Lot 3, 2nd Double Range, Plan H50031; Lot 4, 2nd Double Range, Plan H-50031; Part Lot 1, 2nd Double Range, Plan H-50031; Part of Lot 2, 2nd Double Range, Plan H50031; Part of Lot 19,

2nd Double Range, Plan H50031; Part of Lot 20, 2nd Double Range H50031; Part 4, Plan 40R-3679 & as in TW2741, D159042 and D125290; save and except Part 1, Plan 40R-11045; subject to D284187; together with D47638; now being Parts 1 and 2, Plan 40R-29430, Whitby, more or less, municipally known as 201 Brock Street South, Whitby.

Refer to CMS 55-16

- 10.11** By-law # 7261-17, being a by-law to assume Endeavour Court as shown on Plan 40M-2443 as a public highway (TFP Whitby Developments Inc.).
- 10.12** By-law # 7262-17, being a by-law to amend By-law # 1862-85, to regulate traffic on highways in the Town of Whitby. (Schedule N, Stop Signs, various streets)
- 10.13** By-law # 7263-17, being a by-law to establish and regulate the Fire Department, and to repeal By-law # 4202-98, # 6078-08 and # 6834-14.

Recommendation:

**Resolution # 163-17**

Moved By Councillor Emm  
Seconded By Councillor Leahy

Recommendation:

That leave be granted to introduce By-law # 7251-17 to # 7263-17 and to dispense with the readings of the by-laws by the Clerk and that the same be considered read and passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

**Carried**

**11. Confirmatory By-Law**

**11.1 Confirmatory By-law**

Recommendation:

**Resolution # 164-17**

Moved By Councillor Leahy



Seconded By Councillor Emm

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 the Council of the Town of Whitby at its regular meeting held on March 20, 2017 and the same be considered read and passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

**Carried**

12. Adjournment

**12.1** Motion to Adjourn

Recommendation:

**Resolution # 165-17**

Moved By Councillor Drumm  
Seconded By Councillor Emm

That the meeting adjourn.

**Carried**

The meeting adjourned at 9:11 p.m.

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Christopher Harris, Town Clerk

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Don Mitchell, Mayor