



Minutes - Final
General Committee

Monday, August 29, 2011

7:00 PM

Council Chamber

GENERAL COMMITTEE REPORT
For consideration by the Council
of the City of Barrie on September 12, 2011

The meeting was called to order by Mayor Lehman at 7:00 p.m. and the following were recorded as being present:

Present: 11 - Mayor J. Lehman; Councillor B. Ainsworth; Councillor L. Strachan; Councillor D. Shipley; Councillor B. Ward; Councillor P. Silveira ; Councillor M. Prowse; Councillor J. Brassard; Councillor J. Robinson; Councillor B. Jackson; and Councillor A. Nuttall

Councillor, B. Ward left the meeting at 10:21 p.m.

STAFF:

Chief Administrative Officer, J. Babulic
City Clerk, D. McAlpine
Deputy City Clerk, C. deGorter
Deputy City Treasurer, C. Millar (left the meeting at 9:18 p.m.)
Director of Corporate Asset Management, B. Parkin (left the meeting at 9:18 p.m.)
Director of Engineering, W. McArthur (left the meeting at 10:14 p.m.)
Director of Finance, D. McKinnon
Director of Legal Services, I. Peters
Director of Leisure, Transit and Facilities, B. Roth (left the meeting at 9:18 p.m.)
Director of Planning Services, S. Naylor (left the meeting at 10 :21 p.m.)
Director of Strategy and Economic Development, H. Kirolos (left the meeting at 7:30 p.m.)
General Manager of Community Operations, J. Sales
General Manager of Corporate Services, E. Archer
General Manager of Infrastructure, Development and Culture, R. Forward
Manager of Facility, Planning and Development, D. Burton (left the meeting at 9:18 p.m.)
Manager of Recreation, R. Watson (left the meeting at 9:18 p.m.)
Manager of Roads and Parks Operations, C. Morton (left the meeting at 10:14 p.m.)
Senior Policy Planner, K. Brislin (joined the meeting at 9:31 p.m. and left the meeting at 9:45 p.m.)
Solicitor, R. Carlson (joined the meeting at 10:14 p.m.).

ALSO PRESENT:

Police Chief, M. Neelin (joined the meeting at 8:00 p.m. and left the meeting at 9:18 p.m.)

The General Committee met for the purpose of two Public Meetings at 7:01 p.m. and reports as follows:

Mayor Lehman advised the public that any concerns or appeals dealing with the proposed official plan amendment or rezoning applications should be directed to the City Clerk's Office. Any interested parties wishing further notification of the staff reports regarding the matters were advised to sign the appropriate notification form required by the City Clerk's Office. Mayor Lehman confirmed with the Deputy City Clerk that notification was conducted in accordance with the Planning Act.

SECTION "A"

11-G-235

APPLICATION FOR AN OFFICIAL PLAN AMENDMENT AND REZONING - 396, 400 AND 408 COX MILL ROAD - LOVERS HARBOUR INC. (August 29, 2011) (D14-1514/D09-OPA8)

Darren Vella of Innovation Planning Solutions explained that the purpose of the public meeting is to review an application for an Official Plan Amendment and a rezoning submitted by Innovative Planning Solutions, on behalf of Lovers Harbour Inc., for lands located within the South Shore Planning Area, bounded by Tollendale Creek (Lover's Creek) to the west, and Kempenfelt Bay to the north. He noted that the subject lands are approximately 1.19 hectares in size, and contain a boathouse, accessory buildings and 3 existing residential units. Mr. Vella described the surrounding land uses and provided information concerning the existing site conditions.

Mr. Vella stated that the property is considered to be designated Residential and Commercial within the City's Official Plan and is currently zoned Residential First Density (R1) and General Commercial (C4). He commented that the owner has applied to redesignate a portion of the subject lands from Residential to Commercial and Commercial to Open Space. Mr. Vella stated that the current zoning of the property is proposed to be rezoned from Residential First Density (R1) and General Commercial (C4) to Residential Second Density (R2), General Commercial (C4) and Open Space (OS) to permit the future development of the property for additional residential lots, and to consolidate the existing boathouse and marina facilities. He explained that the nine proposed residential lots will meet residential (R2) zoning standards and that zoning exceptions for the marina facility will be sought to recognize the existing conditions on the property.

Mr. Vella noted that a number of supporting studies have been completed for the subject property and that he feels the development proposal is consistent with Provincial and City planning policies. He concluded by stating that the proposal aims to consolidate the marina into one parcel of land and create nine low density residential lots. He stated that he believes the proposal is appropriate for the subject lands and is justified by existing planning policies.

Members of General Committee asked several questions of clarification regarding the presentation.

PUBLIC COMMENTS:

There were no comments from the members of the audience.

WRITTEN CORRESPONDENCE:

There was no written correspondence received concerning the application.

This matter was recommended (Section "A") to City Council for consideration of receipt at its meeting to be held on 12/09/2011.

11-G-236

REZONING - 14 AND 18 SAUNDERS ROAD, BARRIE - PFG HOLDINGS LTD. (August 29, 2011) (D14-1516)

Mr. Ian Malcolm of Ian S. Malcolm Architects stated that the purpose of the public meeting is to review an application for a Rezoning submitted by Ian S. Malcolm Architects, on behalf of the owner, PFG Holdings Ltd (Canadian Crane). He noted that the property is legally described as Concession II, Part Lots 7 and 8 and Registered Plan No. 51R7512, Parts 1-6 in the City of Barrie. He commented that the property is located within the 400 East Planning Area, known municipally as 14 and 18 Saunders Road and has a total area of approximately 1.214 hectares.

Mr. Malcolm stated that the lands are designated General Industrial within the City's Official Plan and are currently zoned EM2 in accordance with Zoning By-laws 85-95 and 2009-141. He explained that the owner is proposing to rezone the subject property from EM2 to an EM2 (SP) as the Special Provision is required to permit outdoor storage as part of the proposed development scheme.

Mr. Malcolm provided an overview of the property and the proposed site plan in order to explain the rationale related to the application for the rezoning. He concluded by commenting that the rezoning from EM2 to EM2 (SP) is to allow for frontage on Saunders Road and to allow for outdoor storage.

A member of General Committee asked a question of clarification related to the presentation.

PUBLIC COMMENTS:

There were no comments from the members of the audience.

WRITTEN CORRESPONDENCE:

1. Correspondence from the Ministry of Transportation dated August 19, 2011.

This matter was recommended (Section "A") to City Council for consideration of receipt at its

meeting to be held on 12/09/2011.

The General Committee reports that the following matter(s) were dealt with on the consent portion of the agenda:

SECTION "B"

**11-G-237 REPORT OF THE CHIEF ADMINISTRATIVE OFFICER
RECRUITMENT COMMITTEE MEETING DATED AUGUST 15, 2011.**

The Report dated August 15, 2011 of the Chief Administrative Officer Recruitment Committee was received. (File: C05)

This matter was recommended (Section "B") to City Council for consideration of receipt at its meeting to be held on 12/09/2011.

The General Committee recommends adoption of the following recommendation(s) which were dealt with on the consent portion of the agenda:

SECTION "C"

**11-G-238 CONFIDENTIAL DISPOSITION OF PROPERTY MATTER - MAPLEVIEW
DRIVE WEST INDUSTRIAL PARK - REID DRIVE**

That motion 11-G-238 contained within the confidential notes of the General Committee Report dated August 29, 2011 concerning a confidential disposition of property matter - Mapleview Drive West Industrial Park - Reid Drive, be adopted. (EDO003-11) (File:L00)

This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

SECTION "D"

**11-G-239 PAY AND DISPLAY ALTERNATIVES - MOTORCYCLES AND
MOTORIZED SCOOTERS**

1. That one designated parking space be modified to provide two metered pay parking spaces for motorcycles/motorized scooters as indicated in Appendix "A" of Staff Report ENG39-11 in the following parking lots:

- a) City Hall;
- b) Maple Avenue and Ross Street;

- c) Simcoe Street Lot East; and
 - d) Spirit Catcher.
2. That two designated parking spaces be modified to provide four metered pay parking spaces for motorcycles/motorized scooters as indicated in Appendix "A" of Staff Report ENG39-11 in the Heritage Park Lot.
3. That By-law 80-138, Schedule "H", "Rates in the Parking Meter Zones and Parking Lots" be amended by adding the following:

Lot

- a) "City Hall

Description

Motorcycle/Motorized Scooter (Two (2) spaces, 1.37 metres x 2.44 metres)

Rate and Duration

\$0.50 per hour, 5 hour maximum, 9:00 a.m. to 5:00 p.m., Monday to Friday"

Lot

- b) "Maple Avenue and Ross Street

Description

Motorcycle/Motorized Scooter (Two (2) spaces, 1.37 metres x 2.44 metres)

Rate and Duration

\$0.50 per hour, \$2.50 daily maximum, 9:00 a.m. to 5:00 p.m., Monday to Friday"

Lot

- c) "Simcoe Street Lot East

Description

Motorcycle/Motorized Scooter (Two (2) spaces, 1.37 metres x 2.44 metres)

Rate and Duration

\$0.50 per hour, \$2.50 daily maximum, 9:00 a.m. to 5:00 p.m., Monday to Friday”

Lot

d) “Spirit Catcher Lot

Description

Motorcycle/Motorized Scooter (Two (2) spaces, 1.37 metres x 2.44 metres)

Rate and Duration

\$0.50 per hour, \$2.50 daily maximum, 9:00 a.m. to 5:00 p.m., Monday to Friday”

Lot

e) “Heritage Park Lot

Description

Motorcycle/Motorized Scooter (Four (4) spaces, 1.37 metres x 2.44 metres)

Rate and Duration

\$0.50 per hour, \$2.50 daily maximum, 9:00 a.m. to 5:00 p.m., Monday to Friday”
(ENG039-11) (File: T02-PA)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-240

BUSINESS PLAN STATUS AS AT JUNE 30, 2011

That Staff Report FIN021-11, “Business Plan Status Report as at June 30, 2011” be received for information. (FIN021-11) (File: F00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-241**WINTER MAINTENANCE ACTIVITIES - WINTER MAINTENANCE EVENTS**

1. That By-law 2007-209, Section 1, Definitions be amended to add the following:
 - a) "winter maintenance event" - a period of time after March 31 and before December 1 during which the General Manager of Community Services, or his designate, in his or her sole discretion, declares that he/she anticipates weather that is likely to require snow plowing, sanding, salting, direct liquid application, snow removal or other winter maintenance operations."
2. That By-law 2007-209, Section 4, General Regulations be amended by adding the following:
 - a) "4.1 (1) Notwithstanding the provisions of Section 4(1) and 4(2), a winter maintenance event may be declared at any time by the General Manager of Community Services, or his designate.

(2) Where a winter maintenance event has been declared no person shall park a motor vehicle or permit a motor vehicle to remain parked on any highway between the hours of 12:01 a.m. and 7:00 a.m.
3. That By-law 2007-209, Section 5, Parking Prohibited - Downtown Business Improvement Area Boundaries - Schedule "A" be amended by adding the following:
 - a) "5.1 (1) Notwithstanding the provisions of Section 5(3), a winter maintenance event may be declared at any time by the General Manager of Community Services, or his designate.

(2) Where a winter maintenance event has been declared no person shall park a motor vehicle or permit a vehicle to remain parked on any highway between the hours of 3:00 a.m. and 6:00 a.m. in the area designated in Schedule "A" to this By-law."
4. That staff be authorized to apply to the Ministry of the Attorney General for a set fine in the amount of \$30.00 (\$20.00 early payment) for offences related to parking of vehicles on streets during a declared winter maintenance event. (LGL013-11) (File: L00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-242**ENCROACHMENT AGREEMENT - 11 - 15 DUNLOP ST. W.**

That the Mayor and City Clerk be authorized to enter into an encroachment agreement with Dimitrios Traikos, Georgia Traikos and Philip Traikos, owners of the property known municipally as 11-15 Dunlop St. W., to permit the installation of a new exterior facade on the northerly face of the building, as well as recognize the existing encroachment of brick veneer on this same northerly side, subject to the following terms and conditions:

- a) The stucco finish will be applied to the existing northerly face, adding approximately 2" to the existing encroachment.
- b) The owners will provide proof of public liability insurance in the amount of \$2,000,000.00 and naming the City of Barrie as an additional insured and be required to pay the annual encroachment fee as established by Council.
- c) The contents of the agreement will be to the satisfaction of the Director of Legal Services and the City Solicitor and that all costs associated with the agreement be the responsibility of the owners. (LGL018-11) (File: D16-DUN)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-243**REMOVAL OF HOLDING PROVISION - 261 ESSA ROAD**

1. That the Holding Provision (H-71) initiated by By-law 2003-009 for the lands owned by Ferndale Meadows Inc., legally described as Part of Lots 4 & 5, Concession 14, located at 261 Essa Road as illustrated on Appendix "A" of Staff Report PLN021-11, be lifted.
2. That the City Clerk be directed to provide appropriate notice for the lifting of the Holding Provision (H-71) for the subject lands pursuant to Section 36 of the *Planning Act*. (PLN021-11) (File: D14-1515)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-244**INVITATION TO MAKE A PRESENTATION TO COUNCIL - THE BARRIE CURLING CLUB**

That representatives of the Barrie Curling Club be invited to make a presentation to City Council to provide an overview of the Club and its operations. (Item for Discussion, August 29, 2011) (File: C00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-245 TEMPORARY SIGNAGE

That staff in the Legal Services Department investigate the feasibility of implementing changes to By-law 2005-093, a by-law to regulate advertising devices, including signs, that would incorporate the following:

- a) a permit system for the placement of lawn, pole, poster, bill and other temporary signage;
- b) an administrative penalty for signage found in contravention of By-law 2005-093; and
- c) other provisions that would reduce the proliferation of lawn, pole, poster, bill and other temporary signage. (Item for Discussion, August 29, 2011) (File: L00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-246 NAMING OF RAVINE AREA - NORTH OF HURST DRIVE

That the ravine area north of Hurst Drive, near Lovers Creek be named "Renny DeBoer's Woods" in recognition of Mr. DeBoer's contribution to the beautification of the City as a staff member and volunteer. (Item for Discussion, August 29, 2011) (File: L00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

11-G-247 INVESTIGATION OF THREE HOUR MAXIMUM - PARKING IN EUGENIA, DUCKWORTH, AMELIA, THERESA, DUNDONALD, ALBERT, BERCZY AND POYNTZ

That staff in the Engineering Department investigate the feasibility of restricting parking to a limit of three hours, between the hours of 7:00 a.m. and 5 p.m., on the following streets:

- Eugenia between Albert and Duckworth Streets,
- Duckworth from St. Vincent to Amelia Street,
- Amelia from Duckworth Street to Albert Street
- Theresa from Dundonald to Berczy,
- Dundonald from Codrington to Theresa
- Albert from Codrington to Amelia Street, and
- Berczy and Poyntz Streets between Collier and Codrington

and report back to General Committee. (Item for Discussion, August 29, 2011) (File: P00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

[11-G-248](#)**INVESTIGATION OF SIDEWALK CONSTRUCTION - EUGENIA STREET AND OTTAWAY AVENUE**

That staff in the Engineering Department investigate the feasibility of constructing a sidewalk along Eugenia Street and Ottaway Avenue in 2012 and report back as part of the 2012 Business Plan. (Item for Discussion, August 29, 2011) (File: T00)

This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

The General Committee met and recommends adoption of the following recommendation(s):

SECTION "E"[11-G-249](#)**APPOINTMENT TO SIMCOE MUSKOKA CATHOLIC DISTRICT SCHOOL BOARD NORTH BARRIE ELEMENTARY SCHOOL PUPIL ACCOMMODATION REVIEW COMMITTEE**

That Councillor, D. Shipley be appointed to the Simcoe Muskoka Catholic District School Board North Barrie Elementary School Pupil Accommodation Review Committee. (CLK008-11) (File: C05)

This matter was recommended (Section "E") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

SECTION "F"[11-G-250](#)**2012 BUDGET DIRECTIONS**

1. That staff prepare a Business Plan for 2012 for all tax supported services that reflects:
 - a) The cost of maintaining current programs at current service levels, based on anticipated 2012 workloads;
 - b) The cost of providing provincially mandated and cost-shared programs;
 - c) The costs associated with growth in population or infrastructure that is operated and maintained by the City;
 - d) Recommendations for changes to user fees that reflect:
 - i) the full cost of providing the program or service, net of any subsidy approved by Council;
 - ii) an option to introduce, or increase, a charge for asset renewal and replacement on a fee-by-fee basis;

- iii) increased reliance on non-tax revenue;

with the exception of the elimination of free landfill access at the Sandy Hollow Landfill site.
 - e) A reasonable estimate of assessment growth;
 - f) An increase in the blended property tax rate, excluding Program Changes, of 5.0% over 2011 levels with options for changes to services, service levels and/or fees that produce no more than a 3% blended property tax increase.
2. That any new fee proposals for municipal services, or fee changes of more than 5% of the current fee, be reported to Council no later than December 1, 2011;
3. That any service enhancements, changes in service or new service proposals be presented as Program Changes to allow Council to consider each Program Change on a case-by-case basis;
4. That the 2012 capital budget and 2013-2015 capital forecast include projects that consider the following:
- a) The probability and consequences of asset failure as identified by the application of the Business Risk Exposure model presented to Council in the 2010 Corporate Asset Status Report;
 - b) The degree of impact on service delivery and operating costs if the project is excluded from the capital budget;
 - c) Renewal activities and works required to support existing development projects:
 - i) First priority - projects that support Public Safety, Environment and Transportation programs.
 - ii) Second priority - projects that support Land Use Planning, Economic Development and Corporate Support programs.
 - iii) Third priority - projects that support Enforcement, Arts and Culture and Recreation programs.
 - d) Financial affordability.
5. That staff prepare a 2012 Business Plan for Water and Wastewater services that includes:
- a) The cost of maintaining current approved programs at current

service levels, based on anticipated 2012 workloads;

- b) The costs associated with legislated changes and requirements that must be incorporated into business plans;
 - c) The costs associated with growth in population or infrastructure that is operated and maintained by the City;
 - d) Recommendations for changes to water and wastewater fees that reflect the long range financial plan for water and wastewater services approved by Motion 10-G-287, June 28, 2010; and
 - e) A reasonable estimate of water consumption.
6. That subject to the results of the ongoing Parking Strategy review, staff prepare a 2012 Business Plan for Parking Operations that includes:
- a) The cost of maintaining current approved programs at current service levels, based on anticipated 2012 workloads;
 - b) The costs associated with growth in population or infrastructure that is operated and maintained by the City;
 - c) Recommendations for parking revenues that reflect the results of the parking strategy review scheduled for completion in 2011; and
 - d) A reasonable estimate of expected usage.
7. That staff advise the County and all Agencies, Boards and Commissions that the budget directions established in paragraphs #1-4 should be used when preparing their 2012 budget.
8. That the 2012 Budget Schedule, presented as Appendix "A" to staff report EMT002-11, be approved and circulated to the County and all Boards and Agencies. (EMT002-11) (File: F00)

This matter was recommended (Section "F") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

SECTION "G"**11-G-251****LONG RANGE FINANCIAL PLAN AND FINANCIAL POLICY FRAMEWORK UPDATE**

That the following motion be deferred until the General Committee meeting scheduled for September 19, 2011:

- “1. That the following strategies be implemented, starting with the 2012 Business Plan, to strengthen the City’s financial condition:
 - a) Increase annual contributions to the Tax Capital Reserve such that, within 12 years, the annual contribution is equivalent to the annual amortization charge for assets supported by property taxes;
 - b) When a new capital asset funded by property taxes comes into service, an amount equivalent to the asset’s amortization charge be transferred annually to the Tax Capital Reserve to prepare for the asset’s eventual replacement;
 - c) Incorporate asset renewal and replacement charges into user fees as appropriate; and
 - d) Limit annual debt payments to 20% of the City’s own source revenues.
2. That existing financing plans for the City of Barrie’s portion of two significant community projects be revised as follows:
 - a) That Barrie Hydro Holdings Incorporated (BHHI) be directed to re-invest dividends received from PowerStream into PowerStream Solar in accordance with the terms of the Subscription Agreement dated November 23, 2010;
 - b) That additional financing which may be required to fulfill the terms of the Subscription Agreement be provided as a loan to BHHI, on terms and in a form satisfactory to the Director of Legal Services;
 - c) That any dividends received from PowerStream following the fulfillment of the Subscription Agreement be applied first to any outstanding loans receivable and then to the Tax Capital Reserve; and
 - d) That the remaining \$5.2M required to fund the Royal Victoria Hospital Grant be funded from the Tax Capital Reserve.
3. That revisions to the City’s Financial Policy Framework as identified in Appendix “A “ to staff report FIN020-11 be approved.

4. That Finance staff be directed to update the long range financial plan to establish affordability thresholds in accordance with the City's Financial Policies Framework to be used to support the annual capital planning process.
5. That the options identified to reduce tax related debt identified in FIN020-11 be received and that the funding of the next phase in the redevelopment of the Allandale Station site (representing an estimated \$8.6 million in debt financing) be deferred until a partner for the redevelopment of the site has been determined.
6. That the Mayor and City Clerk be authorized to execute any agreements required to put these recommendations into effect." (FIN020-11) (File: F00)

This matter was recommended (Section "G") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

SECTION "H"

Mayor Lehman passed the chair to Acting Mayor J. Robinson at 8:57 p.m. and assumed the Chair at 9:17 p.m.

11-G-252

POLICE ACCOMMODATION

1. That the concept of a single centralized facility to accommodate the Barrie Police Service's future facility needs be adopted.
2. That in order to achieve the concept of a single centralized facility in a timely and cost effective manner, a three phased development strategy be implemented, with Phase II (as per paragraph 13 of Staff Report LTF012-11) occurring in the 2017-2019 timeframe with the exception of the land purchase, which would occur in the 2012-2014 timeframe, at a maximum 10 year capital cost of \$32 million and the timing of Phase III be altered accordingly.
3. That staff be authorized to spend an amount not to exceed \$400,000 from the approved capital project "Police Services (79 Bell Farm)" to complete interim renovations at 29 Sperling Drive, 60 Bell Farm Road and 79 Bell Farm Road in 2011, and that the funding source be changed from debt financing to the Tax Capital Reserve (Account #13-04-0440).

4. That staff be authorized in accordance with Purchasing By-Law 2008-121 to award a single source contract to Rebanks, Pepper, Littlewood in an amount not to exceed \$75,000 for the provision of consulting services to design facility footprints that City staff will then proceed to use to assist in the research of property available that would meet the minimal to optimal land size required to construct a new centralized facility to accommodate the Barrie Police Service, and that such work be funded from the carryover funding available in the approved capital project "Police Services (79 Bell Farm)".
5. That staff report back at the earliest opportunity with an update on land availability and costing, footprint implications and the resulting financial plan for the future accommodation of the Barrie Police Service and the impact it has on the 2011-2014 Capital Plan.
6. That staff in the Finance Department, in conjunction with the Barrie Police Service, identify the anticipated savings associated with the potential Provincial upload of court security costs and establish a plan to contribute these savings to a reserve fund to reduce the debt requirement associated with the police accommodations and report back to General Committee as part of the 2012 Business Plan-
7. That the candidates for the Barrie riding in the 2011 Provincial election be requested to provide written responses to City Council regarding their position concerning the matter of the uploading of court security costs. (LTF012-11) (File: A19)

This matter was recommended (Section "H") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

General Committee recessed at 9:18 p.m. and resumed at 9:31 p.m.

SECTION "I"

11-G-253

ZONING REGULATION OF RESTAURANTS, TAVERNS, BARS AND NIGHTCLUBS IN THE DOWNTOWN AND ELSEWHERE IN THE CITY

1. That a public meeting be scheduled to consider the following proposed changes to the City of Barrie Comprehensive Zoning By-law 2009-141 or the equivalent changes to Comprehensive Zoning By-law 85-95 as applicable:
 - a) Section 3 Definitions be amended by adding the following definition after the definition for Naturalized Buffer:

Nightclub shall mean a licensed drinking establishment, the principal business of which is to serve alcoholic beverages to the public for consumption on the premises and has an open floor area used for dancing to music, and viewing musical performances and other forms of entertainment and shall include restaurants which may convert a portion of their floor area for the purposes of a nightclub during their hours of operation, but shall not include theatres, assembly halls, adult entertainment establishments, or restaurants which exist in combination.

- b) Section 3 Definition of an “Outdoor Patio” is amended by adding the word “nightclub” after the words “community centre” so that the definition of Outdoor Patio is as follows:

Outdoor Patio shall mean an outdoor patron area ancillary to a restaurant, conference centre, community centre, **nightclub**, private club and assembly hall.

- c) Section 4 General Provisions and General Standards Table 4.6 is hereby amended by inserting the word **Nightclub** between **Museum** and **Nursery Garden Supply Centre** under the Uses column and inserting the words **1 space per 4 persons** following parking standards.
- d) Section 4 General Provisions is hereby amended by adding a new section 4.13 as follows:

4.13 NIGHTCLUBS

4.13.1 General Provisions

Nightclubs

- i) Maximum capacity: 600 persons, including outdoor patio areas, where capacity is the lesser of licensed capacity, or occupancy load as calculated under the Building Code or Fire Code requirements.
- ii) Minimum setback from any Residential zone including residential exception zones: 200m.
- iii) Minimum distance setback from any nightclub: 200m, measured from the property boundary.
- iv) Where existing adjoining nightclubs or restaurants are connected by internal

passageways used by patrons or staff, the capacity of all the connected uses must be totaled for the purposes of calculating the maximum capacity referred to in subsection 4.13.1 a) and subsection section 6.2.6 of this by-law.

- e) A New Zoning Map "City Centre Revitalization Area" be added, showing the boundaries of the Allandale Community Improvement Project Area and the Downtown Next Wave Community Improvement Project Area, as denoted on Schedule 1 attached to staff report PLN 019-11.
- f) Section 6 Commercial Uses, table 6.2 be amended by inserting a new use Nightclub between Miniature Golf (outdoor), and Nursery Garden Centre; and placing an X in the corresponding column denoting the use be permitted in the C1, C2 and C4 Zones.
- g) Section 6 Commercial be amended by adding 6.2.6 and 6.2.7 after 6.2.5 as follows:

6.2.6 Where nightclubs and restaurants are permitted within the area identified on the attached Schedule 1 "City Centre Revitalization Area," the capacity of the restaurant or nightclub shall not exceed 350 persons; which, for the purpose of this section shall include any seasonal or permanent outdoor commercial patio area in association with the use, and may include any patio area located either on the subject premises or adjacent to the subject premises, or within the City owned Right of Way, and shall be based on the lesser of licensed capacity, or occupancy load as calculated under the Building or Fire Code.

6.2.7 All other provisions applicable to nightclubs in section 4.13.1 shall apply.

6.2.8 Except that the provisions of section 4.13.1 a) - d), and section 6.2.6 and 6.2.7, shall not apply to any Restaurant or Nightclub in association or in combination with a Hotel/Convention Centre.

- 2. That the business licensing by-law be amended to modify the definitions if required to support implementation and enforcement of zoning provisions for restaurants, bars and nightclubs.
- 3. That development applications within the "City Centre Revitalization Area" that propose residential development be required to provide the

following:

- a) A Noise Impact Assessment Study to assess noise impacts and recommend appropriate mitigating measures.
 - b) That site plan or condominium conditions require the preparation of a Community Information Map showing the existing and proposed uses in the downtown, including the neighbourhoods established in the downtown commercial masterplan, and identification of uses, highlighting entertainment uses, restaurants, nightclubs, theatres, service uses including grocery stores, pharmacies and community uses such as libraries, parks and the like.
4. That the Alcohol and Gaming Commission of Ontario (AGCO) be requested to deny licenses for applications to expand any existing nightclubs that exceed the maximum capacities as outlined in this report. (PLN019-11) (File: D14TE-MDS)

This matter was recommended (Section "I") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

SECTION "J"

11-G-254

RICK HANSEN RELAY

Whereas the Rick Hansen Relay will be visiting Barrie December 8, 2011 to December 10, 2011, marking the 25th anniversary of Rick Hansen's Man in Motion Tour;

And Whereas Barrie wishes to hold events commemorating Rick Hansen's visit to Barrie in 1986 and highlighting the progress made in accessibility throughout the community;

Now therefore be it resolved:

That \$15,000 be allocated to City of Barrie events in conjunction with the Rick Hansen Relay, to be funded from the Council Strategic Priorities Account. (Item for Discussion, August 29, 2011) (File: F00)

This matter was recommended (Section "J") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

Members of General Committee addressed several enquiries to City staff and received responses.

Members of General Committee provided announcements concerning several matters.

SECTION "K"**11-G-255 PRESENTATION REQUEST FROM UNITED WAY OF GREATER SIMCOE COUNTY**

That representatives from United Way of Greater Simcoe County be invited to make a presentation to City Council at a future meeting date. (Circulation list August 29, 2011)

This matter was recommended (Section "K") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

The General Committee reports that upon adoption of the required procedural motion it met in-camera at 10:14 p.m. to discuss the content of Staff Report LGL016-11 concerning a confidential litigation matter – Official Plan Appeals. The Deputy City Treasurer, Director of Corporate Asset Management, Director of Engineering, Director of Leisure, Transit and Facilities, Director of Strategy and Economic Development, Manager of Facility, Planning and Development, MNager of Recreation, Manager of Roads and Parks Operations, Senior Policy Planner, Police Chief and members of the press and public were not present for this portion of the meeting.

The General Committee met and recommends adoption of the following recommendation(s):

SECTION "L"**11-G-256 CONFIDENTIAL LITIGATION MATTER - OFFICIAL PLAN APPEALS**

That motion 11-G-256 contained within the confidential notes of the General Committee Report dated August 29, 2011 concerning a confidential litigation matter - Official Plan Appeals, be adopted. (LGL016-11) (File:L01-OP)

This matter was recommended (Section "L") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

The General Committee reports that upon adoption of the required procedural motion it met in-camera at 10:21 p.m. to discuss the deferred business including the content of Staff Report IDC010-11 concerning a confidential acquisition of property matter – Dunlop Street. The Deputy City Treasurer, Director of Corporate Asset Management, Director of Engineering, Director of Leisure, Transit and Facilities, Director of Planning, Director of Strategy and Economic Development, Manager of Facility, Planning and Development, Manager of Recreation, Manager of Roads and Parks Operations, Senior Policy Planner, Police Chief, Councillor Ward and members of the press and public were not present for this portion of the meeting.

The General Committee met and recommends adoption of the following recommendation(s):

SECTION "M"

11-G-257

CONFIDENTIAL ACQUISITION OF PROPERTY MATTER - DUNLOP STREET

That motion 11-G-257 contained within the confidential notes of the General Committee Report dated August 29, 2011 concerning a confidential acquisition of property matter - Dunlop Street, be adopted. (IDC010-11) (File: D18-DUN) (11-G-234)

Councillor, B. Ward declared a potential pecuniary interest in the foregoing matter as he owns property in the area. He did not participate, discuss or vote on the matter and he left the Council Chamber at 10:21 p.m.

This matter was recommended (Section "M") to City Council for consideration of adoption at its meeting to be held on 12/09/2011.

The meeting adjourned at 10:50 p.m.

CHAIRMAN