

**THE MEETING OF THE HEARING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

Committee Room C-12  
Tom Davies Square

Wednesday, May 23, 2012  
Commencement: 4:00 p.m.

**COUNCILLOR JOE CIMINO IN THE CHAIR**

Present Councillors Barbeau; Caldarelli

Staff Jamie Canapini, City Solicitor; Guido Mazza, Director of Building Services/Chief Building Official; Eric Taylor, Manager of Development Approvals; Darlene Barker, Manager of Compliance and Enforcement Services; Tina Romanyszyn, By-law Enforcement Officer; Lisa Oldridge, Deputy City Clerk; Liz Collin, Committee Secretary

Declarations of  
Pecuniary Interest None declared.

**PUBLIC HEARINGS**

**MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER**

**The Hearing Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated May 15, 2012 was received from the General Manager of Growth and Development regarding motor vehicle / motorcycle racing – Gravel Drive, Hanmer.

Email of support dated May 22, 2012 from Don Langlois, city resident, was distributed at the meeting.

Petition of objection dated May 12, 2012 signed by 11 area residents was distributed at the meeting.

Letter of concern dated May 16, 2012 from area residents was distributed at the meeting.

Serge Soloman, the appellant, was present.

The Manager of Compliance and Enforcement Services outlined the report to the Committee.

## **PUBLIC HEARINGS (CONT'D)**

### **MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER (CONT'D)**

The By-law Enforcement Officer explained she visited the site on three different occasions. On her initial visit she noted there were three race tracks. She stated she viewed approximately 15 participants at the smaller track and some noise was heard. On her second visit, she stated no activity was occurring. On her third visit the main track was in use. She stated more noise was being generated than on her first visit. She also visited a neighbouring property where she could hear intermittent noise.

Mr. Soloman stated he developed the track for a safe and controlled environment for people to race. He gave an electronic presentation regarding the activities held on the property. The first race was held in 1998 and every summer to 2003. He feels there are inconsistencies in the by-laws. He stated races have been held on the property for many years without contact from the City. He was not aware of the non-conformity to the zoning by-law until the complaint was made. He stated the business license is required to obtain the racing permits. Two races are planned for this June and August. He has received many emails in support of the business. The closest race track is in Sault Ste. Marie. He stated all his events are sanctioned by the Canadian Motorsport Racing Corporation and are held between 9:00 a.m. and 5:00 p.m. He applied for rezoning and completed a noise assessment however it did not meet the Ministry of the Environment requirements. He requested an extension of up to five years to be able to save the funds to complete the noise assessment while he operates his business. He submitted a letter dated August 21, 1996 from Randall W. Lalande, Lalande, Keast, Paquette & Renzini Barristers and Solicitors, which states confirmation was given from the Regional Municipality of Sudbury that motor-cross practice racing could be held on the property.

Matthew Miron, city resident, stated he was speaking on behalf of his parents who are area residents. He requested the noise assessment be completed as the noise is an ongoing issue, disrupts neighbours and he feels the levels are not acceptable. He presented a video of the noise heard from his parent's property.

The Manager of Development Approvals stated a rezoning application was submitted in 2009 and deemed incomplete as the noise assessment submitted did not comply with the Ministry of the Environment guidelines. Information and internet links were provided to the appellant regarding the Ministry requirements to assist with the completion of the noise assessment.

Mr. Soloman stated the cost to complete the testing would be approximately \$15,000 and requested the license be extended to allow him to hold the racing events to be able to raise the funds required. He would like to see the business continue and is not only representing himself but the 100 members and children who use the track.

The Chair asked whether there was anyone else in the audience who wished to speak in favour or against this application and seeing none:

**PUBLIC HEARINGS (CONT'D)**

**MOTOR VEHICLE / MOTORCYCLE RACING – GRAVEL DRIVE, HANMER (CONT'D)**

**The Public Hearing concerning this matter was closed and the Hearing Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

HC2012-03 Caldarelli/Barbeau: THAT the City of Greater Sudbury uphold the decision of the Issuer of Licences to revoke the license issued to Valley East Motocross Park at 636 Gravel Road, Hanmer, to permit Motor Vehicle / Motorcycle Racing, issued August 10, 2011 and expiry date of December 31, 2012.

**YEAS: Councillors Barbeau, Caldarelli, Cimino**

**CARRIED**

**APPEAL OF ORDER TO REMEDY – ELM STREET, SUDBURY**

The Deputy Clerk informed the Committee that Peter Lee, the appellant, requested to defer the matter to the next Hearing Committee meeting.

**Motion for Deferral**

The Committee agreed to defer the above matter to the next Hearing Committee meeting.

**Adjournment**

Barbeau/Caldarelli: That we do now adjourn.  
Time: 5:22 p.m.

**CARRIED**

---

COUNCILLOR JOE CIMINO

---

LISA OLDRIDGE, DEPUTY CITY CLERK