

Minutes

Planning Committee Minutes of 6/10/19

Location:	Tom Davies Square - Council Chamber
Commencement:	12:20 PM
Adjournment:	1:29 PM

Councillor Cormier, In the Chair

Present Councillors McCausland, Sizer, Cormier

City Officials Keith Forrester, Manager of Real Estate; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk

Closed Session

The following resolution was presented:

PL2019-70 McCausland/Sizer: THAT the City of Greater Sudbury move into Closed Session to deal with three (3) Proposed or Pending Acquisition or Disposition of Land Matters:

- Purchase of Land - Dominion Drive, Hanmer
- Sale of Vacant Land - Rue Mance and Bloor Street, Sudbury
- Sale of Vacant Land - Edward Avenue, Coniston

in accordance with the Municipal Act, 2001 s.239(2)(c).

CARRIED

At 12:21 p.m. the Planning Committee moved into Closed Session.

Recess At 12:28 p.m. the Planning Committee recessed.

Reconvene At 1:05 p.m. the Planning Committee commenced the Open Session in the Council Chamber.

Councillor Cormier, In the Chair

Present Councillors McCausland, Sizer, Cormier, Landry-Altmann

City Officials Jason Ferrgian, Director of Planning Services; Alex Singbush, Manager of Development Approvals; Robert Webb, Supervisor of Development Engineering; Melissa Riou, Senior Planner; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk; Anne Purvis, POA Court Support Clerk; Renée Stewart, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Public Hearings

- 1 Denis Portelance – Application for Zoning By-law Amendment in order to prevent a split-zoning, 680 Pine Cone Road, Skead

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application:

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Denis Portelance – Application for Zoning By-law Amendment in order to prevent a split-zoning, 680 Pine Cone Road, Skead.

Adrian Bortolussi, agent for the applicant, was present.

Alex Singbush, Manager of Development Approvals, outlined the report.

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

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

The following resolution was presented:

PL2019-71 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Denis Portelance to amend Zoning By-law 2010-100Z by changing the zoning classification on a portion of the subject lands from "SLS", Seasonal Limited Service to "R1-1", Low Density Residential One on those lands described as PIN 73513-0234, Part 4, Plan 53R-12678, Lot 2, Concession 5, Township of McLennan, as outlined in the report entitled "Denis Portelance" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 10, 2019, subject to the following conditions:

1. That prior to the passing of an amending zoning by-law the owner shall remove all shipping and storage containers from the lands to the satisfaction of the Chief Building Official and the Director of Planning Services; and,
2. That conditional approval shall lapse on June 25, 2021 unless Condition #1 above has been met or an extension has been granted by Council.

YEAS: Councillors McCausland, Sizer, Cormier, Landry-Altmann
CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning

Committee's decision.

2 Zoning By-law Amendment to Reflect Current Legislation pertaining to Cannabis

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application:

Report dated May 15, 2019 from the General Manager of Growth and Infrastructure regarding Zoning By-law Amendment to Reflect Current Legislation pertaining to Cannabis.

Melissa Riou, Senior Planner, outlined the report.

Jason Ferrigan, Director of Planning Services, stated that there are locations where individuals are growing marijuana pursuant to medical cultivation or growing licences approved by the federal government, which are situated in established residential zones. The individuals growing marijuana on these properties are doing so under a legal framework established by the federal government. Unfortunately, the municipal zoning cannot trump federal laws and regulations. They have two (2) systems which currently exist in the community and will continue to exist until the federal government decides to enact change to the medical marijuana production and licencing system that they currently maintain.

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

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

The following resolution was presented:

PL2019-72 McCausland/Sizer: THAT the City of Greater Sudbury approves amendments to Zoning By-law 2010-100Z, as outlined in the report entitled "Zoning By-law Amendment to Reflect Current Legislation pertaining to Cannabis" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 10, 2019.

YEAS: Councillors McCausland, Sizer, Cormier, Landry-Altmann
CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning Committee's decision.

Matters Arising from the Closed Session

Councillor Cormier reported that the Committee met in Closed Session to deal with three (3) Proposed or Pending Acquisition or Disposition of Land Matter and the following resolutions emanated therefrom:

PL2019-73 Sizer/McCausland: THAT the City of Greater Sudbury authorize the purchase of part of 903 Dominion Drive, Hanmer, legally described as part of PIN 73504-2282(LT), City of Greater Sudbury;

AND THAT the acquisition be funded from the Whitson Paquette Drainage project account;

AND THAT a by-law be prepared to authorize the purchase and the execution of the documents required to complete the real estate transaction.

CARRIED

PL2019-74 McCausland/Sizer: THAT the City of Greater Sudbury authorize the sale of portions of the unopened road allowances of Rue Mance and Bloor Street, Sudbury, legally described as part of PIN's 02137-0044(LT) and 02137- 0133(LT), Plan 47-S, Township of McKim;

AND THAT the appropriate by-law be prepared to authorize the sale and the execution of the documents required to complete the real estate transaction;

AND THAT the net proceeds of the sale be credited to the Land Acquisition Reserve Fund.

CARRIED

PL2019-75 Sizer/McCausland: THAT the City of Greater Sudbury authorize the sale of the south portion of 107 Edward Avenue, Coniston, legally described as part of PIN 73560-0136(LT), being Part 1, Plan 53R-9588, Township of Neelon;

AND THAT the appropriate by-law be prepared to authorize the sale and the execution of the documents required to complete the real estate transaction;

AND THAT the net proceeds of the sale be credited to the Land Acquisition Reserve Fund.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

Rules of Procedure

Councillor Landry-Altmann requested that Consent Agenda item C-1 be pulled and dealt with separately.

The following resolution was presented:

PL2019-76 McCausland/Sizer: THAT the City of Greater Sudbury approves Consent Agenda Items C-2 to C-3.

CARRIED

The following are the Consent Agenda items:

Routine Management Reports

C-2 Request for Extension of Conditional Approval of Rezoning Application File #751-8/06-1, Sixth Avenue, Lively - 1257620 Ontario Ltd..

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Request for Extension of Conditional Approval of Rezoning Application File #751-8/06-1, Sixth Avenue, Lively - 1257620 Ontario Ltd..

PL2019-77 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by 1257620 Ontario Ltd. to extend the conditional approval of rezoning application File # 751-8/06-1 on lands described as Parcel 22159 SWS, Lot 7 Concession 6, Township of Waters for a period of two (2) years to June 28, 2021, as outlined in the report entitled "Request for Extension of Conditional Approval of Rezoning Application File #751-8/06-1, Sixth Avenue, Lively - 1257620 Ontario Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 10, 2019.

CARRIED

C-3 140 St. George Street, Sudbury, Lane Allowances - Close by By-law

Report dated May 16, 2019 from the General Manager of Corporate Services regarding 140 St. George Street, Sudbury, Lane Allowances - Close by By-law.

PL2019-78 Sizer/McCausland: THAT the City of Greater Sudbury close by by-law the two lane allowances west and east of the unopened portion of Kehoe Avenue, Sudbury, legally described as PIN 02131-0078(LT), and PIN 02131-0079(LT), on Plan 18SB, Township of McKim, as outlined in the report entitled "140 St. George Street, Sudbury, Lane Allowances – Close by By-Law " from the General Manager of Corporate Services, presented at the Planning Committee meeting on June 10, 2019.

CARRIED

C-1 was dealt with separately.

C-1 Extension to Draft Plan of Subdivision Approval for Royal Oaks Subdivision (Nickeldale), Sudbury - Dalron Construction Limited

Report dated May 22, 2019 from the General Manager of Growth and Infrastructure regarding Extension to Draft Plan of Subdivision Approval for Royal Oaks Subdivision (Nickeldale), Sudbury - Dalron Construction Limited.

Motion for Deferral

Councillor Landry-Altmann moved to defer this item to the July 8, 2019 Planning Committee meeting.

DEFERRED

Members' Motions

No Motions were presented.

Correspondence for Information Only

I-1 Official Plan Review Phase 1 Update

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Official Plan Review Phase 1 Update.

For Information Only.

I-2 Bill 108 Update

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Bill 108 Update.

For Information Only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

McCausland/Sizer: THAT this meeting does now adjourn. Time: 1:29 p.m.

CARRIED

Adam Kosnick, Deputy City Clerk