

WHEREAS the Township of is experiencing an increase in the sale of food from a vehicle, cart or concession stand on public and private lands; and

WHEREAS the sale of food requires specific legislative obligations to be achieved such as compliance with Health and Zoning regulations; and

WHEREAS the Township wants to ensure consistent evaluation of requests in accordance with applicable legislation; and

NOW THEREFORE be it resolved that Council directs staff to research and report back to Council on establishing a licensing system for refreshment vehicles; and

WHEREAS Section 151 of the *Municipal Act* authorizes a municipality to provide for a system of licensing with respect to a business;

Further that staff report back to Council in September, 2013.

WHEREAS the Province is increasing control over future renewable energy projects to support municipalities and secure the Province's clean energy future; and

WHEREAS energy planners and developers will be required to work directly with municipalities to identify appropriate locations and site requirements for any future large renewable energy projects; and

WHEREAS the Township supports the steps taken by the Province to give municipalities a greater say over the location of new wind and solar farms; and

WHEREAS AMO has indicated changes to the siting of large renewable projects will require developers to work directly with municipalities to identify appropriate locations and site requirements for any future large renewable energy project; and

WHEREAS the Province will move to a procurement model for these large projects; and

WHEREAS AMO understands that consultation with municipalities to formulate a process will occur this summer; and

WHEREAS it is crucial to determine how developers will work directly with municipalities before contracts are awarded; and

WHEREAS AMO is also seeking clarity on the tools available to communities who are unwilling to host large renewable energy projects;

NOW THEREFORE be it resolved that the Township of Puslinch supports the approach by the Province for greater local input and a focus on more willing communities; and

Further that the Township hereby requests the Province to thoroughly consult with municipalities and AMO to determine how developers will work directly with municipalities before contracts are awarded; and

Further that the Province provide clarity on the tools available to communities who are unwilling to host large renewable energy projects; and

Further that the Province be advised that the Township of Puslinch is unwilling to host large renewable energy projects without further information on the consultation process, property tax assessment and the tools available to communities who are unwilling to host large renewable energy projects.

CLERK'S DEPARTMENT	
TO	
Copy	
Please Handle	
For Your Information	
Council Agenda	June 5/13
File	

RECEIVED
MAY 13 2013
Township of Puslinch

May 8, 2013

Premier Kathleen Wynne
Legislative Building
Queen's Park
Toronto, Ontario
M7A 1A1

I.G.# //

Dear Ms. Wynne:

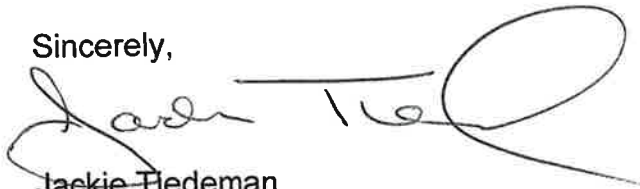
Re: Motion of "Not a Willing Host Community" for IWT Projects

Please be advised that the Council of the Municipality of North Middlesex has unanimously passed the attached motion that we are "Not a Willing Host" community for Industrial Wind Turbine Projects.

We are one of the many Ontario communities that have had no choice in the matter of whether we are willing and equipped to undertake having these mega projects invade and forever change the rural landscape of our community. Our municipality already has limited financial resources for maintaining our aging infrastructure and now we are being forced into straining these resources even further with having to hire solicitors, engineers and project co-ordinators, as small municipalities of our size do not have the human or economic resources to adequately deal with these highly technical projects in order to ensure our citizens are properly protected now and in the future. These projects are being forced onto communities with no regard on how this will impact these resources and more importantly the health and safety issues that are attributed to these IWT's.

We are forwarding our motion to all Ontario municipalities, local M.P.P., Monte McNaughton and local M.P., Bev Shipley, as well as Ontario Progressive Conservative Leader, Tim Hudak and Ontario NDP Leader, Andrea Howarth for their support and endorsement.

Sincerely,



Jackie Hedeman
Clerk
Encls.

MUNICIPALITY OF NORTH MIDDLESEX

MOTION

DATE: MAY 6, 2013

MOVED BY COUNCILLOR CORNELISSEN

SECONDED BY COUNCILLOR MCLINCHEY

WHEREAS the Premier of Ontario has recently conveyed the Governments desire to limit Industrial Wind Turbine (IWT) Projects to communities that are willing hosts;

AND WHEREAS Council for the Municipality of North Middlesex has received a clear message from its residents that they are not willing to host to IWTs in North Middlesex;

AND WHEREAS Council for the Municipality of North Middlesex applauds the position taken by the Premier and the Government;

AND WHEREAS Council represents all citizens within the Municipality, both those in favour of wind projects and those opposed. As a result, Council needs to maintain a fair and balanced viewpoint;

AND WHEREAS council is very concerned that the Green Energy Act has substantially changed the rules for municipalities with respect to wind farm developments by removing municipal control over development applications through the traditional zoning requirements under the planning act approvals for wind project developments are now controlled by the Ministry of Environment through the Renewable Energy Approval process, a legislative development that the council strongly opposes;

AND WHEREAS Section 41 of the Electricity Act requires that a municipality provide to wind project developers without charge access to and use of its road for both construction and maintenance of its turbines and electrical infrastructure, including transmission lines;

AND WHEREAS future jobs of Ontario are going to hinge on efficient energy costs, by subsidizing the cost of energy by these wind projects, we are limiting the future growth of Ontario;

THEREFORE based on the consistent position of Council for the Municipality of North Middlesex and the input received from the community regarding IWT's, the Province of Ontario and specifically the Ministry of Environment be now advised that the Municipality of North Middlesex is "NOT A WILLING HOST" for IWT's;

AND THAT this resolution be circulated to Premier Kathleen Wynne, as well as to the Minister of Environment, Minister of Energy, Minister of Rural Affairs and to all Ontario municipalities for their support and endorsement.



Mayor

**TOWNSHIP OF PUSLINCH
COMMITTEE OF ADJUSTMENT**

MINUTES

Date: Tuesday, March 12th, 2013
Time: 9:30 a.m.

The Third Regular 2013 Committee of Adjustment Meeting was held on the above noted date and called to order at 9:30 a.m. in the Municipal Office, Aberfoyle.

ATTENDANCE: Barb McKay and Matthew Bulmer were in attendance as well as the Secretary, Colleen Sutton. Beverley Nykamp was not in attendance.

- OTHERS IN ATTENDANCE:**
1. Allen Remley
 2. Ron Harper
 3. Yvonne Harper
 4. Jeff Buisman

DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF:
Nil.

ADOPTION OF THE MINUTES:

Motion #1: MOVED by Matthew Bulmer and SECONDED by Barb McKay;
THAT: The Minutes of the Second Regular 2013 Committee of Adjustment meeting dated February 12th, 2013 be and are hereby adopted as presented.
CARRIED.

BUSINESS ARISING OUT OF THE MINUTES:
Nil.

BUSINESS:

1. A3/2013 Ron & Yvonne Harper 9:35 a.m.
Lot 42, Plan 373
9 Lake Ave

Purpose: Relief from provisions of Zoning By-law #19/85 as follows:
Section 7, Resort Residential Zone, Exterior Side Yard Width (minimum).
The by-law requires that the minimum exterior side yard width is 3.5 m.
Requesting permission to build a carport on the side yard abutting the road allowance between Lots 5 and 6 with an exterior side yard width of .72 m.
Total Relief being request is 2.78 m exterior side yard.

The Secretary provided the following correspondence to the Committee with regard to this application:

- i) County of Wellington letter dated March 4, 2013 wherein Jameson Pickard advises that the County would have no concerns with this request.
- ii) Grand River Conservation plan review report dated March 5th, 2013 wherein Fred Natolochny advises that there are no concerns with this request.

Matthew Bulmer stated that the road allowance belongs to McClintocks and with the carport there will be no access on either side of the house to the Lake. Ron Harper, the applicant, advises the Road Access Act allows for access to neighbouring properties and that trees have been removed to allow for emergency vehicles. Barb McKay is looking to maintain access to the lake front.

Motion #2: MOVED by Barb McKay and SECONDED by Matthew Bulmer;
 THAT : The Committee of Adjustment after considering the criteria when deciding a Minor Variance Application does hereby give Application #3/13, Ron & Yvonne HARPER, 9 Lake Avenue, relief from provisions of Zoning By-law #19/85 as follows:
 Section 7, Resort Residential Zone, Exterior Side Yard Width (minimum). The by-law requires that the minimum exterior side yard width is 3.5 m. Requesting permission to build a carport on the side yard abutting the road allowance between Lots 5 and 6 with an exterior side yard width of .72 m and maintains access to lake frontage. Total Relief beings requested is 2.89 m exterior side yard.
 CARRIED.

2. A4/2013 2055590 ONTARIO LTD. (Remley)
 Part Lot 5, Gore Concession
 6610 Gore Road

Purpose: Relief from provisions of Zoning By-law#19/85 as follows:

- i) Section 3(1)(d)(i), General Provisions, Accessory Building, Yard Requirements. The by-law requires that any accessory building or structure is not located closer than two metres to any lot line. Requesting permission to recognize the existing shed with a set-back of .70 m from the railway right-of-way. Total relief being requested is 1.3 m from the right-of-way.
- ii) Section 3(5)(d), General Provisions, Railway Buffer. The by-law requires that where a dwelling is located on a lot adjacent to a railway right-of-way, such dwelling shall be located not closer than 30 metres and shall be separated therefrom by a planting strip. Requesting permission to recognize the existing 11.96 m setback of the existing dwelling to the railway right-of-way. Total relief being requested is 18.04 m from the right-of-way.
- iii) Section 3(18)(a), General Provisions, Required Setbacks. The by-law requires that no building, structure, etc. can be closer than 27 metres to the centerline of a roadway. Requesting permission to allow a 26.5 m set-back from the centerline of Gore Concession. Total relief being requested is .5 m set-back from the centerline of the line.

The Secretary provided the following correspondence to the Committee with regard to this application:

- i) County of Wellington letter dated March 4, 2013 wherein Jameson Pickard advises that the County would have no concerns with this request. The letter advises that the committee may wish to apply the following condition with respect to the shed: That the variance to the setback for an accessory building from the railway right-of-way applies only to the existing shed reflected on the minor variance sketch dated February 6, 2013 and does not apply to new construction.
- ii) Grand River Conservation plan review report dated March 5th, 2013 wherein Fred Natolochny advises that there are no concerns with this request.

Jeff Buisman comments that there is a 2 storey workshop to be removed, also a 2 storey log dwelling to be demolished and replaced, and a row of cedar trees along the railway and therefore cannot really see the railway.

Motion #3 MOVED by Barb McKay and SECONDED by Matthew Bulmer;
 THAT: The Committee of Adjustment after considering the criteria when deciding a Minor Variance Application does hereby give Application #4/13, 2055590 ONTARIO LTD. (Remley), 6610 Gore Road, relief from provisions of Zoning By-law #19/85 as follows:
 i) Section 3(1)(d)(i), General Provisions, Accessory Building, Yard Requirements. The by-law requires that any accessory building or structure is not located closer than two metres to any lot line. Requesting permission to recognize the existing shed with a set-

- back of .79 m from the railway right-of-way. Total relief being requested is 1.3 m from the right-of-way.
 - ii) Section 3(5)(d), General Provisions, Railway Buffer. The by-law requires that where a dwelling is located on a lot adjacent to a railway right-of-way, such dwelling shall be located not closer than 30 metres and shall be separated therefrom by a planting strip. Requesting permission to recognize the existing 11.96 m set-back of the existing dwelling to the railway right-of-way. Total relief being requested is 18.04 m from the right-of-way.
 - iii) Section 2(18)(a), General Provisions, Required Setbacks. The by-law requires that no building, structure, etc. can be closer than 27 metres to the centerline of a roadway. Requesting permission to allow a 26.5 m set-back from the centerline of Gore Concession. Total relief being requested is .5 m set-back from the centerline of the road.
- CARRIED.

OTHER BUSINESS:

Key maps should be included with applications.

UNFINISHED BUSINESS:

Nil.

NEW BUSINESS:

Nil.

ADJOURNMENT:

Motion #4: MOVED by Matthew Bulmer and SECONDED by Barb McKay
THAT : The Committee of Adjustment does hereby adjourn at 10:15 a.m.
CARRIED.

Chairman

Secretary