

Council Meeting Agenda

Meeting Number: 5
January 25, 2023, 1:00 PM
Live streamed

1. CALL TO ORDER

INDIGENOUS LAND ACKNOWLEDGEMENT

We begin today by acknowledging the traditional territories of Indigenous peoples and their commitment to stewardship of the land. We acknowledge the communities in circle. The North, West, South and Eastern directions, and Haudenosaunee, Huron- Wendat, Anishnabeg, Seneca, Chippewa, and the Mississaugas of the Credit peoples. We share the responsibility with the caretakers of this land to ensure the dish is never empty and to restore relationships that are based on peace, friendship, and trust. We are committed to reconciliation, partnership and enhanced understanding.

2. DISCLOSURE OF PECUNIARY INTEREST

3. APPROVAL OF PREVIOUS MINUTES

3.1 COUNCIL MINUTES - DECEMBER 13, 2022

1. That the Minutes of the Council Meeting held on December 13, 2022, be adopted.

4. PRESENTATIONS

4.1 THAI PONGAL/ TAMIL HERITAGE MONTH PRESENTATION

Danton Thurairajah, Executive Director, Canadian Tamil Congress will deliver a presentation.

5. DEPUTATIONS

6. COMMUNICATIONS

7. PROCLAMATIONS

7.1 PROCLAMATION AND FLAG RAISING REQUESTS (3.4)

No Attachment

1. That the following proclamations, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
 - a. Crime Stoppers Awareness Month - January
 - b. Kawasaki Disease Awareness Day - January 26, 2023
 - c. Republic Day of India - January 26, 2023
2. That the following request for flag to be raised at the Anthony Roman Markham Civic Centre flagpole, approved by the City Clerk in accordance with the City of Markham Community Flag Raisings & Flag Protocol Policy, be received for information purposes:
 - a. Republic Day of India - January 26, 2023 (Organized by CASEC - Canadian Academy of Sports, Education and Culture)

8. REPORT OF STANDING COMMITTEE

8.1 REPORT NO.1 - DEVELOPMENT SERVICES COMMITTEE (JANUARY 17, 2023)

Mayors and Members of Council:

That the report of the Development Services Committee be received & adopted. (Items 1 to 4):

8.1.1 SADDLECREEK DRIVE AT GALLERIA PARKWAY / ACTIVEROAD PROPOSED ALL-WAY STOP (WARD 8) (5.12)

D. Porretta, ext. 2040

1. That the report entitled “Saddlecreek Drive at Galleria Parkway / Active Road Proposed All-way Stop (Ward 8)” be received; and,
2. That Schedule 12 of Traffic By-law 106-71, pertaining to compulsory stops, be amended to include all approaches to the intersection of Saddlecreek Drive at Galleria Parkway / Active Road; and,
3. That the Operations Department be directed to install the appropriate signs and pavement markings at the subject location; and,
4. That the cost of materials and installation for the traffic signs and pavement markings in the amount of \$1,000, be funded from capital project #083-5350-22049-005 (Traffic Operational Improvements); and,
5. That York Regional Police be requested to enforce the all-way stop control upon installation of these stop signs and passing of the By-law; and further,
6. That staff be authorized and directed to do all things necessary to give effect to this resolution.

8.1.2 RECOMMENDATION REPORT THREE APPLICATIONS FOR ZONING BY-

LAW AMENDMENT TO FACILITATE THE FUTURE SEVERANCES AND
THE CREATION OF NEW LOTS WITH SITE-SPECIFIC ZONING
PROVISIONS BY REGENCY PROPERTY INC. (REEGO XUE)

AT 4 SABISTON DRIVE (TWO NEW LOTS), 14 RIVER BEND ROAD (TWO
NEW LOTS), AND 15 RIVER BEND ROAD (THREE NEW LOTS) (WARD 3)
FILE NOS. PLAN 21 130958, PLAN 21 130969, PLAN 21 130977 (10.5)

E. Martelluzzi, ext. 2193

1. That the report dated January 17, 2023, titled "RECOMMENDATION REPORT, Three applications for Zoning By-law Amendment to facilitate the future severances and the creation of new lots with site-specific zoning provisions by Regency Property Inc. (Reego Xue) at 4 Sabiston Drive (two new lots), 14 River Bend Road (two new lots), and 15 River Bend Road (three new lots) (Ward 3), File Nos. PLAN 21 130958, PLAN 21 130969, PLAN 21 130977, be received; and,
2. That the Zoning By-law Amendment applications (PLAN 21 130958, PLAN 21 130969, PLAN 21 130977) submitted by Regency Property Inc. (Reego Xue) to amend By-law 122-72, as amended, be approved and the draft Zoning By-law Amendments, attached hereto as Appendices 'A', 'B', and 'C', be finalized and brought forward to a future Council meeting to be enacted without further notice; and,
3. That Council grant servicing allocation for up to seven residential units for the proposed development; and,
4. That the City reserves the right to revoke or reallocate servicing allocation should the development not proceed in a timely manner; and further,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

8.1.3 RECOMMENDATION REPORT THORNHEIGHTS HOMES INC.,
APPLICATION FOR ZONING BY-LAW AMENDMENT TO PERMIT FIVE
SINGLE DETACHED DWELLINGS AT 16 KIRK DRIVE, FILE NO. PLAN 21
115669 (WARD 1) (10.5)

H. Miller, ext. 2945

1. That the report dated December 12, 2022, titled, "RECOMMENDATION REPORT, Thornheights Homes Inc., Application for Zoning By-law Amendment to permit five single detached dwellings at 16 Kirk Drive, File No. PLAN 21 115669 (Ward 1)", be received; and,
2. That the amendment to Zoning By-law 2150, as amended, be approved and the draft site-specific implementing Zoning By-law, attached as Appendix 'A', be finalized and enacted without further notice; and,

3. That Council assign servicing allocation for a maximum of five single detached dwellings; and,
4. That York Region be advised that servicing allocation for five single detached dwellings has been granted; and,
5. That in accordance with the provisions of subsection 45(1.4) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, the Owner shall, through this resolution, be permitted to apply to the Committee of Adjustment for a variance from the provisions of the Zoning By-law attached as Appendix 'A' to this report, before the second anniversary of the day on which the By-law was approved by Council; and,
6. That the Applicant be required to add additional landscaping on the eastern portion of the site near the last unit; and,
7. That a condition be added to the purchase of sale agreements prohibiting the paving of the front yard; and,
8. That the Local Councillor and staff continue to work with the Applicant on the elevation and design of the proposal; and further,
9. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

8.1.4 REQUEST FOR TRAFFIC CONTROL SIGNALS at MCCOWAN ROAD AND STREET B / DRIVEWAY TO FATHER MICHAEL MCGIVNEY CATHOLIC ACADEMY HIGH SCHOOL (WARD 8) (5.12 & 10.14)

F. Yang, ext. 3741 / H. Lo, ext. 4030

1. That the report entitled, "Request for Traffic Control Signals at McCowan Road @ Street B (Ward 8)", be received; and,
2. That York Region be requested to approve the signalization of the intersection of McCowan Road @ Street B/driveway to Father Michael McGivney Catholic Academy High School, at the owner's (Stateview Homes (Nao Towns) Inc.) expense; and,
3. That the City Clerk send a copy of this report and Council resolution to York Region; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

9. MOTIONS

10. NOTICE OF MOTION TO RECONSIDER

11. NEW/OTHER BUSINESS

As per Section 2 of the Council Procedural By-Law, "New/Other Business would generally apply to an item that is to be added to the Agenda due to an urgent statutory time requirement, or an emergency, or time sensitivity".

12. ANNOUNCEMENTS

13. BY-LAWS - THREE READINGS

14. CONFIDENTIAL ITEMS

That, in accordance with Section 239 (2) of the Municipal Act, Council resolve into a private session to discuss the following confidential matters:

14.1 COUNCIL

- 14.1.1 CONFIDENTIAL COUNCIL MINUTES - DECEMBER 13, 2022 [Section 239 (2) (a)(b)(c)(e)(f)]

14.2 DEVELOPMENT SERVICES COMMITTEE

- 14.2.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD (8.0) [SECTION 239 (2) (e)] - OLT APPEAL BY 2456965 ONTARIO INC. (TIMES GROUP) - 3851-3863 HIGHWAY 7 AND
8-38 WATER WALK DRIVE (8.0)

15. CONFIRMATORY BY-LAW - THREE READINGS

That By-law 2023-22 be given three readings and enacted.

Three Readings

BY-LAW 2023-22 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF January 25, 2023.

16. ADJOURNMENT



**Confidential Council
Meeting Agenda**

1. **CALL TO ORDER**
2. **DISCLOSURE OF PECUNIARY INTEREST**
3. **CONFIDENTIAL ITEMS**

That, in accordance with Section 239 (2) of the Municipal Act, Council resolve into a private session to discuss the following confidential matters:

3.1 COUNCIL

3.1.1 CONFIDENTIAL COUNCIL MINUTES - DECEMBER 13, 2022 [Section 239 (2) (a)(b)(c)(e)(f)]

1. That the confidential Council minutes of the Council Meeting held on December 13, 2022 be adopted.

3.2 DEVELOPMENT SERVICES COMMITTEE

3.2.1 UPDATE REPORT REQUEST FOR DIRECTION – OLT APPEAL BY 2456965 ONTARIO INC. (TIMES GROUP) - 3851-3863 HIGHWAY 7 AND 8-38 WATER WALK DRIVE (8.0)

8-38 WATER WALK DRIVE (8.0)

M. Cheung-Madar, ext. 3583

1. That the Update Report Request for Direction – OLT Appeal by 2456965 Ontario Inc. (Times Group) - 3851-3863 Highway 7 and 8-38 Water Walk Drive be received; and,
2. That Council authorizes the City Solicitor to settle the Ontario Land Tribunal (OLT) Appeal under subsections 42(10) and 42(12) of the *Planning Act* related to the value of and payment of parkland cash-in-lieu for Block 3 on Plan 65M-4395; and,
3. That Council authorize the City Solicitor to execute minutes of settlement in a form satisfactory, to and as deemed necessary by, the City Solicitor;

and,

4. That staff be authorized and directed to do all things necessary to give effect to these resolutions; and further,
5. That the foregoing resolutions 1 and 4 be reported out in the next public Council meeting.

4. ADJOURNMENT

5. Back to Open Session