



COUNCIL MINUTES

December 18, 2012, 7:00 p.m.

Council Chamber, Anthony Roman Markham Civic Centre

Meeting No. 22

Alternate formats for this document are available upon request

ROLL CALL

Regional Councillor Jim Jones, Regional Councillor Gord Landon, Regional Councillor Joe Li, Councillor Valerie Burke, Councillor Howard Shore, Councillor Don Hamilton, Councillor Carolina Moretti, Councillor Colin Campbell, Councillor Alan Ho, Councillor Logan Kanapathi.

REGRETS

Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Councillor Alex Chiu.

STAFF

Andy Taylor, Chief Administrative Officer
Jim Baird, Commissioner of Development Services
Catherine Conrad, City Solicitor
Brenda Librecz, Commissioner of Community and Fire Services
Joel Lustig, Treasurer
Martha Pettit, Acting City Clerk
Stephen Huycke, Acting Deputy Clerk
Dennis Flaherty, Director of Communications and Community Relations
John Wong, Technology Support Specialist
Laurie Rose, Chief of Staff
Don Taylor, Manager, Executive Operations
Graham Seaman, Senior Manager, Sustainability Office

The meeting of Council convened at 7:03 p.m. on December 18, 2012 in the Council Chamber. Regional Councillor Jim Jones presided as Acting Deputy Mayor, in accordance with the City of Markham's Appointment of Alternate Deputy Mayors By-law 2011-249.

Council observed a moment of silence in honour of the children and teachers of Sandy Hook Elementary School in Newtown, Connecticut, USA, who died tragically on Friday December 14, 2012,

(Also See Motion Item No. 1 on this matter)

1. DISCLOSURE OF PECUNIARY INTEREST

- (1) None disclosed.

2. MINUTES

- (1) COUNCIL MINUTES – NOVEMBER 20, 2012
[Minutes](#)

Moved by Councillor Carolina Moretti
Seconded by Councillor Logan Kanapathi

- 1) That the Minutes of the Council Meeting held on November 20, 2012, be adopted.

CARRIED

3. PRESENTATIONS

There were no presentations.

4. DELEGATIONS

- (1) DELEGATIONS
- WARD BOUNDARY REVIEW 2012 (9.2)

The following individuals addressed Council and provided comments regarding Ward Boundary Review 2012:

1. Robert Ede
2. Lawrence Pullen.

(See Item No. 11, Report No. 59 for Council's decision on this matter)

- (2) DELEGATIONS
- GENTHORN DEVELOPMENTS INC., 5 HILLCROFT DRIVE (10.5)

Mohamed Ladha addressed Council and requested the item regarding Genthorn Developments Inc., 5 Hillcroft Drive, be deferred.

(See Item No. 2, Report No. 60 for Council's decision on this matter)

(3) **DELEGATIONS**

- STARGRANDE CUSTOM HOMES, 6330 16TH AVENUE (10.6)

The following individuals addressed Council and spoke in opposition to the application for Stargrande Custom Homes, 6330 16th Avenue:

1. Peter Vanker
2. Annette Cacorovski
3. Brenda DiNallo
4. Donna Bush
5. Karen Rea

Note: - Amy Hamilton was not in attendance to address Council.

- Council heard 5 delegations regarding Stargrande Custom Homes, 6330 16th Avenue and there were no other requests for delegation.

(See Item No. 6, Report No. 60 for Council's decision on this matter)

(By-laws 2012-258 and 2012-259)

(4) Colin Padgett did not address Council as the item regarding Site Plan Control for Hughson Drive Community has been deferred. (10.0, 10.7)

(See Item No. 5, Report No. 60 for Council decision on this matter)

(5) Scott Bentley and Shannon Bentley did not address Council as the item regarding Gemini Urban Design (Houghton) Corporation, 11 & 15 Houghton Boulevard & 55 Joseph Street has been deferred. (10.6, 10.5, 10.20)

(See Item No. 3, Report No. 60 for Council decision on this matter)

5. PETITIONS

There were no petitions.

6(a) REPORT NO. 59 - GENERAL COMMITTEE (December 10, 2012)

Council consented to consider Report No. 59 – General Committee immediately following Delegation Item No. 1 regarding Ward Boundary Review 2012.

Council also consented to separate Item Nos. 11 and 16.

Moved by Councillor Carolina Moretti

Seconded by Regional Councillor Joe Li

That Report No. 59 – General Committee comprised of 17 items be received and adopted, except Item Nos. 11 and 16. (See following Item Nos. 11 and 16)

(1) CITY OF MARKHAM CULTURE
POLICY & PLAN (6.5)

[Presentation](#) [Report](#) [Appendix A](#)

- 1) That the presentation by Mr. John Ryerson, Director of Culture entitled “City of Markham Culture Policy & Plan 2012” be received; and,
- 2) That the staff report titled “City of Markham Culture Policy & Plan” be received; and,
- 3) That the City of Markham Culture Policy & Plan 2012 (Appendix A) be approved subject to annual business planning, operating and capital budget processes; and,
- 4) That staff be directed to undertake community outreach for the preparation of an implementation plan for the Actions and report back to Council on the results; and,
- 5) That Council conveys appreciation to the Province of Ontario for their support of Markham’s cultural planning process; and,
- 6) That Council convey its appreciation to the Building a Creative Markham Advisory Committee; and,
- 7) That the correspondence from Mr. David Tsubouchi be received; and,
- 8) A special thank you to the Chief Administrative Officer, Commissioners, all the members of Building a Creative Markham Advisory Committee, members of the staff team and consultants for all their efforts in advancing this plan; and further,
- 9) That Staff be authorized and directed to do all things necessary to give effect to these resolutions.

CARRIED

(2) MINUTES OF THE ENVIRONMENTAL ISSUES COMMITTEE
SEPTEMBER 4, 2012 AND DECEMBER 4, 2012 (16.0)
[September](#) [December](#) [Report](#)

- 1) That the minutes of the Environmental Issues Committee dated September 4, 2012 and December 4, 2012 be received for information purposes; and,
- 2) That the following recommendation from the December 4, 2012 Environmental Issues Committee meeting be endorsed:

"That staff report "Markham Environmental Sustainability Fund (MESF) – Fall 2012 Funding", be received; and,

That available funding from the MESF be reduced and capped at \$150,000 annually, which is reflective of recent annual expenditures, yet still ensures adequate financial support is available for a variety of environmental community and staff projects; and,

That the MESF program requirements for funding schools be amended to support the *Diversion Sub Committee Strategy - Markham's Roadmap to 80% Diversion*, starting in 2013, as follows:

- i. a maximum of 10 schools be approved by Markham's Waste and Environmental Department for Zero Waste Programs per year, to a maximum funding limit of \$2,500 per separate and public school with an emphasis on elementary schools. This Program and its funding would be administered by the Waste and Environmental Management Department;
- ii. a maximum of 3 schools continue to be approved to a maximum of \$5,000 per funding cycle (Spring and Fall) for all other qualifying environmental projects, *provided* the school has already adopted the Zero Waste practices to the satisfaction of Markham's Waste and Environmental Management Department; and,

That the following is recommended:

- i. That the application by the Healthy Yards Program Coordinator - Toronto Region Conservation Authority (TRCA) for \$2,700 for a Demonstration Rain Garden Tour at Markham Museum, be approved, allowing for a minor exception. That exception would permit this application to be considered prior to TRCA reporting on their original project to install the garden, which is now in place but awaiting completion of signage and the opening ceremony. Also, that TRCA work with Environmental Services, Communication and Community Outreach staff and the Markham Museum staff to promote the tours to the public;

- ii.* That the application by Youth Environmental Network of York Region for \$9,970, for an Ecological Action Conference, be deferred, pending review and discussions with Environmental Services, Communications and Community Outreach and Operations staff;
- iii.* That the application from Lincoln Park Public School for \$1,627, for a zero waste program, be approved, provided they work with Waste and Environmental Management Department staff and ensure the MESF is recognized in any promotional materials;
- iv.* That the application by James Robinson Public School for \$5,000, for an outdoor garden as part of a wheelchair accessible schoolyard, be approved, subject to review of the plant species by Parks staff;
- v.* That the application by Claudia Marsales, Waste and Environment Department, for \$5,000, for a multi-residential battery recycling program, be approved; and,

That funds come from the Markham Environmental Sustainability Fund (MESF), account #87 2800168; and further,

That Staff be authorized to do all things necessary to give effect to the above."

CARRIED

(3) BOARD/COMMITTEE RESIGNATIONS (16.24)

- 1) That the resignation of Mi Ly from the Animal Care Committee be received with regret for information purposes and that a letter of appreciation be forwarded by Mayor Frank Scarpitti.

CARRIED

(4) 2013 STANDING COMMITTEE/ COUNCIL
MEETING SCHEDULE (16.0)
[Calendar](#) [FinalCalendar](#)

- 1) That the Tuesday February 19, 2013 Development Services Committee Meeting (day time) be moved up to Tuesday February 12, 2013; and,
- 2) That the Thursday May 23, 2013 Special Council (Community Recognition) be moved to Wednesday May 22, 2013; and further,
- 3) That the 2013 Standing Committee/Council Meeting Schedule be approved, as amended.

CARRIED

(5) GLENBOURNE AND GLENRIDGE COMMUNITIES
SANITARY SEWER SYSTEM – FEES BY-LAW (5.5)
[Report](#)

- 1) That the report entitled “Glenbourne and Glenridge Communities Sanitary Sewer System - Fees By-law” be received; and,
 - 2) That Council enact a Fees By-law pursuant to Section 391 of the *Municipal Act, 2001* for costs associated with the sanitary sewer system; and,
 - 3) That the Finance Department be authorized to collect the total project costs for the Glenbourne and Glenridge Communities Sanitary Sewer System from the sixty eight (68) property owners of Glenbourne and Glenridge Communities (as set out in the Fees By-law); and,
 - 4) That the costs per lot be paid either as a one-time payment or annually up to a maximum of 10 years accruing interest at the same rate as the Region of York 10 Year Debenture Rate, 5.1% calculated annually in advance; and,
 - 5) That all outstanding amounts be added to the tax account of each property owner; and,
 - 6) That the collected funds be reimbursed to the Waterworks Stabilization Capital Reserve; and further,
 - 7) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
- (By-law 2012-251)

CARRIED

(6) DEVELOPMENT CHARGES INDEXING
– JANUARY 1, 2013 (7.11)

[Report](#)

- 1) That the report titled “Development Charges Indexing – January 1, 2013” be received; and,
- 2) That Council approve an increase in development charges of 0.7%, effective January 1, 2013; and further,
- 3) That staff be directed to do all things necessary to give effect to this report.

CARRIED

(7) INTERIM SPENDING AUTHORITY
PENDING APPROVAL OF 2013 BUDGET (7.0)

[Report](#)

- 1) That the report “Interim Spending Authority pending approval of 2013 Budget”, be received; and,
- 2) That Council approve 50% of the 2012 Operating, Waterworks, Planning & Design, Building Standards and Engineering budgets equal to \$137,087,510 as a pre-budget approval for 2013 operating expenditures; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(8) 2013 CAPITAL AND OTHER
PROGRAMS BUDGET (7.5)

[Report](#) [Appendix 1](#) [Appendix 2](#) [Appendix 3](#)

- 1) That the report dated December 10, 2012 entitled, “2013 Capital and Other Programs Budget” (2013 Capital Budget) be received; and,
- 2) That Council approve the 2013 Capital Budget which totals \$169,032,100 as outlined in Appendices 1, 2 and 3; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(9) CHANGES TO USER FEE BY-LAW
AND PARKING BY-LAW (7.0)

[Report](#) [Appendix A](#)

- 1) That the report dated December 10, 2012 entitled “Changes to User Fee By-Law and Parking By-Law” be received; and,
- 2) That Legislative Services user fees and service charges (within By-law 2002-276) be amended to reflect the changes as outlined in Appendix A – Table 1; and,
- 3) That parking fines (within By-law 2005-188) be amended to reflect the changes as outlined in Appendix A – Table 2; and,
- 4) That monthly overnight parking permit fees (within By-law 2005-188) be amended as outlined in Appendix A – Table 3; and,
- 5) That amendments to Legislative Services user fees and service charges, parking fines, and monthly overnight parking permit fees will be effective January 1, 2013; and,
- 6) That total additional revenues of \$502,000 from the amendments to Legislative Services user fees and service charges, and parking fines be included in the 2013 Operating Budget; and,
- 7) That By-law 2002-276, a by-law to impose fees and charges for services or activities provided by the City of Markham, be amended to reflect the changes in rates; and,
- 8) That By-law 2005-188, a by-law to govern and control the parking of vehicles in the City of Markham, be amended to reflect the changes in rates; and,
- 9) That notice to the public will be provided in accordance with By-law 2002-275, a by-law to prescribe the form, manner and times for the provision of reasonable notice; and further,
- 10) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-laws 2012-252 and 2012-253)

CARRIED

(10) REQUEST FOR PROPOSAL 186-R-12
JANITORIAL SERVICES FOR VARIOUS
LOCATIONS WITHIN THE CITY (7.12)

[Report](#)

- 1) That the report “Request for Proposal 186-R-12 Janitorial Services for Various Locations within the City” be received; and,
- 2) That Request for Proposal 186-R-12 for Janitorial Services be awarded to the highest ranked and second lowest priced bidder, Arsenal Cleaning Services Ltd. in the annual amount of \$378,926.07 inclusive of HST; and,
- 3) That staff be authorized to extend the contract for two (2) additional years at the same itemized pricing, subject to the supplier performance; and,
- 4) That the contract be funded from various City Department’s Operating Budgets; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(11) WARD BOUNDARY REVIEW
INTERIM REPORT (9.2)

[Report](#) [Attachment A](#) [Attachment B](#) [Attachment C](#)
[Attachment D](#) [Attachment E](#) [Attachment F](#) [Attachment G](#)

Moved by Councillor Carolina Moretti

Seconded by Councillor Colin Campbell

- 1) That the staff report entitled “Ward Boundary Review 2012 – Consultants Interim Report & Draft Options” be received; and,
- 2) That the report of Dr. Robert J. Williams, titled “Interim Report 2012 Ward Boundary Review” (Attachment “A”) be received; and,
- 3) Council direct staff to obtain public input on the “Interim Report 2012 Ward Boundary Review” and Council’s preferred option D including an examination of minor modifications, to realign the City’s ward boundaries as outlined in this report; and,

- 4) That following public consultation, a final report and recommended options to Markham's ward boundaries be presented at a future meeting of General Committee; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(See following motion which was lost)

Moved by Councillor Howard Shore
Seconded by Councillor Valerie Burke

That the proposed Resolution No. 3 be deleted in its entirety and replaced with the following revised Resolution No. 3:

- "3) That Dr. Williams be directed to report back to General Committee as soon as possible on additional options to realign the City of Markham's ward boundaries, which may include options to increase the size of Council.

MOTION LOST

(12) **QUALITY MANAGEMENT SYSTEM
OPERATIONAL PLAN AND POLICY
ENDORSEMENT AND MANAGEMENT
REVIEW OUTCOMES (5.3)**

[Report](#) [Attachment A](#) [Attachment B](#)

- 1) That the report "Quality Management System Operational Plan and Policy Endorsement and Management Review Outcomes" be received; and,
- 2) That Council, as the Owner of the City's drinking water system, acknowledges and endorses the revisions made to the City's Quality Management System (QMS) Operational Plan, Policy and Service Level Documents; and,
- 3) That the Quality Management System Management Review Outcomes be received; and,
- 4) That Council, as the Owner of the City's drinking water system, acknowledge and support the outcomes and action items identified from the 2012 Management Reviews; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(13) MUNICIPAL INFRASTRUCTURE INVESTMENT
INITIATIVE – GRANT APPLICATION FOR WEST
THORNHILL STORM REMEDIATION (5.0)

[Report](#)

- 1) That the report “West Thornhill Storm Remediation - Municipal Infrastructure Investment Initiative - Grant Application” be received; and,
- 2) That staff be authorized to submit an Expression of Interest and, if successful, an application for a grant under the Ontario Ministry of Infrastructure’s Municipal Infrastructure Investment Initiative - Capital Program; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(14) MARKHAM PAN AM CENTRE UPDATE (5.0)

[Report](#) [Attachment A](#)

- 1) That the report titled “Markham Pan Am Centre Update” be received; and,
- 2) That the Commissioner of Community and Fire Services be authorized to enter into discussion with Toronto 2015 (TO2015) regarding the Municipal Designation Program – “Host Municipality” and report back to Council on the program and costs in the first quarter of 2013; and,
- 3) That the remaining unfunded portion of \$15.36M will be requested in the 2014 Capital Budget; and,
- 4) That Community Services staff report back on the public art in Q1 2013 outlining processes, timing and budget; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(15) REQUEST RECEIVED FROM COMMUNITY ORGANIZATION TO PROVIDE MUNICIPAL SUPPORT FOR A CHINESE MEMORIAL GARDEN IN MARKHAM

(DR. HENRY NORMAN BETHUNE) (12.2.6)

[Presentation](#) [Report](#)

- 1) That the presentation by Ms. Sara Tam, Manager of Business Planning & Innovation, entitled “Request received from Community Organization to provide Municipal Support for Dr. Henry Norman Bethune Garden in Markham,” be received.
- 2) That the report entitled, “Request received from Community Organization to provide Municipal Support for a Chinese Memorial Garden in Markham” dated November 23, 2012 be received; and,
- 3) That Council support the project being proposed by the local community organization, Federation of Chinese Canadians in Markham (FCCM), to develop a Suzhou-style Chinese garden in the City of Markham and their application for funding from the Province of Ontario; and,
- 4) That the City of Markham’s contribution to the FCCM project consists of the provision of the land on which the proposed Chinese garden will be situated, without foregoing ownership of the land; and,
- 5) That Council endorse the contribution of City-owned land within an existing or future park towards the FCCM project and subject to
 - a. FCCM receiving funding from other levels of government, fundraising the remainder from the private sector, and providing a satisfactory business and operating plan; and
 - b. City of Markham finalizing a suitable location and community access terms, completing its due diligence review, and concluding other related requirements; and,
- 6) That the City of Markham is not responsible for any costs or responsibilities associated with the design, construction, and operation of the proposed FCCM project; and,
- 7) That staff be authorized to work with FCCM on finalizing a location and terms of an agreement for Council approval; and,

- 8) That staff report back to Council no later than Q2 of 2013; and further,
- 9) That staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(16) SOUTHEAST MARKHAM COMMUNITY
CENTRE & LIBRARY PROJECT –
ENERGY CONSERVATION AND
SUSTAINABILITY INITIATIVES (6.6)
[Report](#)

Moved by Councillor Logan Kanapathi
Seconded by Regional Councillor Gord Landon

- 1) That the report titled “Southeast Markham Community Centre & Library Project – Energy Conservation and Sustainability Initiatives” be received; and,
- 2) That Council approves the recommended energy conservation and sustainability initiative of targeting LEED Gold level of certification on the basis of adding a 300kW Solar Photovoltaic system and other additional enhancements to the base building design; and,
- 3) That Perkins + Will be authorized to proceed with the LEED Gold design including the Solar Photovoltaic rooftop array in the amount of \$37,175 to be funded from the ‘South East Community Centre/Architect Consultant Services’ 2011 Capital Account #70-5350-11318-005; and,
- 4) That Council approves the recommended additional enhancements to the base building design to enable targeting LEED Gold level of certification, at an additional capital cost of \$247,000, funded from “South East Markham Community Centre and Library” 2013 Capital Account #13500, and;
- 5) That Staff be directed to include a 300kW solar photovoltaic rooftop array as an option in the construction contract tender of the project, and;
- 6) That Staff be directed to make a recommendation, once bids are received, whether to include the solar photovoltaic rooftop array as part of the construction contract award, or lease the roof top area to PowerStream Solar, and further,

- 7) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

Councillor Logan Kanapathi thanked staff for all their hard work on the Southeast Markham Community Centre & Library Project.

(17) STIVER MILL RESTORATION
- COMMUNITY INFRASTRUCTURE
IMPROVEMENT FUND (CIIF) (5.7)
[Report](#)

- 1) That the Report entitled “Stiver Mill Restoration – Community Infrastructure Improvement Fund (CIIF)” be received; and,
- 2) That the City of Markham proceed with the completion of the Stiver Mill restoration for a total cost of \$1,901,800 on a 1/3 shared basis with Government of Canada and 2/3 funded by City of Markham; and,
- 3) That the project be funded from the following sources:
 - i. ‘Unionville Public Washrooms’ capital project #9219 with remaining funds of \$148,816;
 - ii. ‘Stiver Mill Preservation and Stabilization’ capital project #12284 with remaining funds of \$161,900;
 - iii. CIIF Grant for \$622,339;
 - iv. Section 37 funding in the amount of \$968,745.
- 4) That a capital project be established to undertake the work for the Stiver Mill Restoration Project (Project); and,
- 5) That the Mayor and Clerk be authorized to execute the contribution agreement, in a form and content satisfactory to the City Solicitor and Commissioner of Community Services and Fire; and,
- 6) That the tendering process be waived where it is necessary or in the best interest of the City to acquire Consulting and Professional Services from a supplier who has a proven track record with the City in term of pricing, quality and service, in accordance with Purchasing By-Law 2004-341, Part II, Section 7 (1) (h); and the City award the Consulting and Professional Services for detailed design and construction administration to David Johnston Architect for 10% of the estimated construction costs, not to exceed \$180,000, inclusive of contingency and HST impact; and

- 7) That Staff proceed with the preparation of the design drawings and tender documents, tendering and tender award as required for the restoration of the Stiver Mill and associated landscape works; and,
- 8) That the Chief Administrative Officer (CAO) be delegated authority to award the construction tender to the successful bidder provided that the project is within budget or can be made to come within budget through selected scope changes and/or corresponding price adjustments and/or budget allocation changes; and,
- 9) That the Director of Planning and Urban Design, or designate, be delegated authority for Site Plan Approval; and further,
- 10) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

**6(b) REPORT NO. 60 - DEVELOPMENT SERVICES COMMITTEE
(December 11, 2012)**

Council consented to consider Report No. 60 – Development Services Committee immediately following Delegation Item No. 2 regarding Genthorn Developments Inc., 5 Hillcroft Drive.

Council also consented to separate Item Nos. 2, 3, 4, 5, 6.

Moved by Councillor Don Hamilton
Seconded by Regional Councillor Joe Li

That Report No. 60 – Development Services Committee comprised of 10 items be received and adopted, except Item Nos. 2, 3, 4, 5, 6. (See following Item Nos. 2, 3, 4, 5, 6)

(1) STEELES AVENUE IMPROVEMENT (5.10)
[Memo](#)

Whereas Steeles Avenue at the south boundary of the Region of York is under the jurisdiction of the City of Toronto; and,

Whereas Steeles Ave in various areas requires immediate reconstruction and widening to address safety and capacity problems; and,

Whereas the Region of York and City of Toronto have been in negotiations regarding joint ownership and capital/operating cost sharing; and,

Now therefore be it resolved:

- 1) That the City of Markham requests both parties to finalize negotiations and proceed with the reconstruction of Steeles Ave from Markham Road to the York/Durham line within a 3 year time frame; and,
- 2) That the City of Toronto and Region of York be advised accordingly.

CARRIED

- (2) RECOMMENDATION REPORT
GENTHORN DEVELOPMENTS INC.
ZONING BY-LAW AMENDMENT APPLICATION
TO ADD RESTAURANTS, TAKE-OUT RESTAURANTS
AND COMMERCIAL SCHOOLS TO THE LIST OF
PERMITTED USES AT 5 HILLCROFT DRIVE
(ZA 11 131295) (10.5)
[Report](#)

Moved by Regional Councillor Joe Li
Seconded by Councillor Alan Ho

That the following recommendation from the December 11, 2012 Development Services Committee meeting be deferred to the January 29, 2013 Council meeting:

- "1) That the report dated December 11, 2012 titled "RECOMMENDATION REPORT, Genthorn Developments Inc., Zoning By-law Amendment application to add restaurants, take-out restaurants and commercial schools to the list of permitted uses at 5 Hillcroft Drive, File No. ZA 11 131295" be received; and,
- 2) That the application (ZA 11 131295) submitted by Genthorn Developments Inc. to amend Zoning By-law 90-81, as amended, to add restaurants, take-out restaurants and commercial schools to the list of permitted uses at 5 Hillcroft Drive, be approved, and the draft By-law attached as Appendix "A" be finalized and enacted without further notice; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
(By-law 2012-255)

CARRIED

- (3) RECOMMENDATION REPORT
GEMINI URBAN DESIGN (HOUGHTON) CORPORATION
DRAFT PLAN OF SUBDIVISION, ZONING AMENDMENT
AND DRAFT PLAN OF CONDOMINIUM FOR
10 SINGLE DETACHED DWELLINGS AT
11 & 15 HOUGHTON BOULELVAR D & 55 JOSEPH STREET
(SU 12 131249, ZA 12 131249 & CU 12 131249) (10.6, 10.5, 10.20)
[Report](#) [Revised By-law](#)

Moved by Councillor Carolina Moretti

Seconded by Councillor Colin Campbell

That the following recommendation from the December 11, 2012 Development Services Committee meeting be deferred to a Council meeting in February 2013 to allow the opportunity for the Ward Councillor to consult with residents:

- "1) That correspondence from Jennifer and Len Churchill regarding the application by Gemini Urban Design (Houghton) Corporation be received; and,
- 2) That the deputations by Robin Banerjee and John Wannop regarding the application by Gemini Urban Design (Houghton) Corporation, be received; and,
- 3) That the report titled "RECOMMENDATION REPORT, Gemini Urban Design (Houghton) Corporation, Draft Plan of Subdivision, Zoning Amendment and Draft Plan of Condominium for 10 single detached dwellings at 11 & 15 Houghton Boulevard & 55 Joseph Street, Files SU 12 131249, ZA 12 131249 & CU 12 131249," dated November 20, 2012 be received; and,
- 4) That the record of the Public Meeting held on June 19, 2012, regarding the application for approval of Draft Plan of Subdivision be received; and,
- 5) That draft plan of subdivision 19TM-12001 submitted by Gemini Urban Design (Houghton) Corporation, be draft approved subject to the conditions outlined in Appendix 'A'; and,
- 6) That the application by Gemini Urban Design (Houghton) Corporation to amend Zoning By-law 1229, as amended, be approved and the draft by-law attached as Appendix 'B' , be finalized and enacted without further notice; and,
- 7) That Council authorize servicing allocation for 9 single detached units (33.3 population) within the current servicing allocation reserve; and,
- 8) That the Town reserves the right to revoke or reallocate the servicing allocation should the development not proceed in a timely manner; and,

- 9) That the Region of York be advised of the servicing allocation for this development; and,
- 10) That Staff be authorized and directed to do all things necessary to give effect to this resolution; and further,
- 11) That the draft plan approval for plan of subdivision 19TM-12001 will lapse after a period of three (3) years from the date of issuance in the event that a subdivision agreement is not executed within that period.
(By-law 2012-256)"

CARRIED

(See following to consider the matter)

Moved by Councillor Carolina Moretti
Seconded by Councillor Colin Campbell

That Council consider Item No. 3, Report No. 60 regarding Gemini Urban Design (Houghton) Corporation, 11 & 15 Houghton Boulevard & 55 Joseph Street before the Delegations Section of the agenda.

CARRIED

- (4) RECOMMENDATION REPORT
ST. MARY & ST. SAMUEL THE CONFESSOR
COPTIC ORTHODOX CHURCH
REZONING AND SITE PLAN APPLICATIONS
TO PERMIT A PLACE OF WORSHIP AND
DAY CARE AT 9377, 9389 & 9401 MCCOWAN RD
(ZA 10 131982 & SC 10 131983) (10.5, 10.7)
[Report](#)

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Gord Landon

- 1) That the report titled "RECOMMENDATION REPORT, St. Mary & St. Samuel The Confessor Coptic Orthodox Church, Rezoning and Site Plan applications to permit a place of worship and day care at 9377, 9389 and 9401 McCowan Rd, File Nos. ZA 10 131982 & SC 10 131983," dated December 11th, 2012 be received; and,
- 2) That the record of the Public Meeting held on May 24th, 2011, regarding the application for Zoning By-law Amendment (ZA 10 131982) be received; and,

- 3) That the application (ZA 10 131982) submitted by St. Mary and St. Samuel The Confessor Coptic Orthodox Church to amend Zoning By-laws 304-87, as amended, and 177-96, as amended, to permit a place of worship and day care be approved with a Hold (H) provision; and,
 - 4) That Council confirm that in accordance with Section 34 (17) of the Planning Act, no further Public Notice is required to rezone 9401 McCowan Road to permit the proposed development; and,
 - 5) That the Site Plan application (File No. SC 10 131983) submitted by St. Mary and St. Samuel The Confessor Coptic Orthodox Church, to allow a new place of worship and day care, be endorsed in principle, subject to the conditions attached as Appendix 'A'; as amended to add the following:

“That prior to issuance of Site Plan Approval by the City, the Owner provide a letter from the Trustee of 16th McCowan Holdings Limited confirming that satisfactory arrangements have been made for the payment of oversized services and road extensions installed.”; and,
 - 6) That Site Plan approval be delegated to the Director of Planning and Urban Design or his designate, to be issued following execution of a site plan agreement. Site Plan approval is issued only when the Director or his designate has signed the plan; and,
 - 7) That Site Plan endorsement shall lapse after a period of three (3) years from the date of endorsement in the event that a site plan agreement is not executed within that period; and further,
 - 8) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
- (By-laws 2012-264 and 2012-265)

CARRIED

(See following to consider the matter)

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Gord Landon

That Council consider Item No. 4, Report No. 60 regarding St. Mary & St. Samuel The Confessor Coptic Orthodox Church, 9377, 9389 and 9401 McCowan Rd, immediately following the consideration of the matter for Gemini Urban Design (Houghton) Corporation, 11 & 15 Houghton Boulevard & 55 Joseph Street.

CARRIED

- (5) RECOMMENDATION REPORT
INTRODUCTION OF SITE PLAN CONTROL APPROVAL
AND COMMUNITY DESIGN GUIDELINES FOR
THE HUGHSON DRIVE COMMUNITY (HUGHSON DRIVE,
LUNAR DRIVE, ANKARA COURT, POLARIS DRIVE AND
ATHENS DRIVE [WEST END])
(SD 10 110091) (10.0, 10.7)
[Report](#)

Moved by Councillor Alan Ho

Seconded by Councillor Colin Campbell

That the following recommendation from the December 11, 2012 Development Services Committee meeting be referred to the Unionville Subcommittee and report back to the Development Services Committee in February 2013:

- "1) That the deputation by Jeremy Tio regarding the Introduction of Site Plan Control Approval and Community Design Guidelines for the Hughson Drive Community, be received; and,
- 2) That the report titled "Recommendation Report, Introduction of Site Plan Control Approval and Community Design Guidelines for the Hughson Drive Community" be received; and,
- 3) That Council adopt the attached Hughson Drive Community Design Guidelines for consideration when processing Site Plan Control applications within the Hughson Drive Community; and,
- 4) That Council enact the attached by-law to place lands within the Hughson Drive Community under Site Plan Control; and,
- 5) That the Ward Councillor be requested to hold a community meeting in the New Year to providing information regarding the site plan process and implications; and further,
- 6) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
(By-law 2012-257)"

CARRIED

(See following motion which was lost)

Moved by Councillor Carolina Moretti
Seconded by Councillor Don Hamilton

That the following proposed Resolution No. 4 of Item No. 5, Report No. 60 regarding Site Plan Control for Hughson Drive Community be approved:

- "4) That Council enact the attached by-law to place lands within the Hughson Drive Community under Site Plan Control;"

MOTION LOST

- (6) RECOMMENDATION REPORT
STARGRANDE CUSTOM HOMES
REZONING AND SITE PLAN APPLICATIONS
TO PERMIT A TOWNHOUSE DEVELOPMENT
AT 6330 16TH AVENUE (NORTH-EAST CORNER OF
WILLIAMSON ROAD AND 16TH AVENUE)
(ZA 11 119446 & SC 11 119447) (10.6)
[Report](#) [Memo](#)

Moved by Councillor Colin Campbell
Seconded by Councillor Carolina Moretti

- 1) That the depositions by Alex Hardy, Vice President of the Markham Residents for Responsible Community Planning, Bhupen Karia, Donna Bush, William Lam, and Karen Rea, and the written submission from Alex Hardy, regarding the application by Stargrande Custom Homes, Rezoning and Site Plan applications to permit a townhouse development at 6330 16th Avenue, be received; and,
- 2) That the staff Memorandum dated December 11, 2012 outlining the revisions to the plan and the results of the Environmental Impact Study Peer Review, be received; and,
- 3) That the report dated October 9th, 2012 titled "RECOMMENDATION REPORT, Stargrande Custom Homes, Rezoning and Site Plan applications to permit a townhouse development at 6330 16th Avenue (north-east corner of Williamson Road and 16th Avenue), File Nos: ZA 11 119446 & SC 11 119447", be received; and,
- 4) That the record of the Public Meeting held on October 11th, 2011 regarding the application submitted by Stargrande Custom Homes (ZA 11 119446) to amend Zoning By-law 304-87, as amended, be received; and,

- 5) That the application (ZA 11 119446) submitted by Stargrande Custom Homes to amend Zoning By-law 304-87, as amended, to permit a townhouse development at 6330 16th Avenue, be approved, and the draft By-law attached as Appendix 'C' be finalized and enacted without further notice; and,
- 6) That the Site Plan application (SC 11 119447) submitted by Stargrande Custom Homes to facilitate a townhouse development at 6330 16th Avenue be endorsed in principle, subject to the conditions attached as Appendix 'A'; and,
- 7) That Site Plan Approval (SC 11 119447) be delegated to the Director of Planning and Urban Design or his designate, to be issued following execution of a site plan agreement. Site Plan Approval is issued only when the Director has signed the site plan; and,
- 8) That the EIS be updated, as recommended by the peer review, to the satisfaction of the Commissioner of Development Services; and,
- 9) That any additional conditions resulting from the EIS Peer review, be incorporated into the plans to the satisfaction of the Commissioner of Development Services; and,
- 10) That the Region of York be requested to signalize the intersection of Williamson Road and 16th Avenue as soon as possible; and,
- 11) That in the event the Region will not install the signals prior to occupancy of development in the area including the subject site then Markham agrees to front-end the cost for the signalization of Williamson Road and 16th Avenue intersection once the minimum threshold is reached and such signals be funded through area developers contributions with the Markham making up any shortfall until reimbursed by the Region; and,
- 12) That the acceptance of any lands to be conveyed to the City for walkways, parks and open space areas be to the satisfaction of the CAO and City Solicitor, and free of any environmental liabilities, cost or encumbrances; and,
- 13) That 2011/2012 servicing allocation for 160 townhouses be assigned to the proposed development, subject to written confirmation from the Landowners Group that servicing allocation is available from the 2011/2012 sewer and water allocation previously assigned to Swan Lake; and,
- 14) That the Town reserves the right to revoke or reallocate the servicing allocation should development not proceed in a timely manner; and,

- 15) That the Local Councillor make arrangements to share the approved site plan, elevation and landscaping plans with the residents; and further,
 - 16) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
- (By-laws 2012-258 and 2012-259)

CARRIED BY A RECORDED VOTE (6:4)

(See following recorded vote)

(See following to consider the matter)

YEAS: Regional Councillor Gord Landon, Regional Councillor Joe Li, Councillor Don Hamilton, Councillor Carolina Moretti, Councillor Colin Campbell, Councillor Logan Kanapathi. (6)

NAYS: Regional Councillor Jim Jones, Councillor Valerie Burke, Councillor Howard Shore, Councillor Alan Ho. (4)

ABSENT: Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Councillor Alex Chiu. (3)

Moved by Councillor Colin Campbell

Seconded by Councillor Carolina Moretti

Council consented to consider Item No. 6, Report No. 60 regarding Stargrande Custom Homes, 6330 16th Avenue immediately following the delegations with respect thereto.

CARRIED

(7) MILLER AVENUE EXTENSION
CLASS ENVIRONMENTAL ASSESSMENT
STUDY COMPLETION (5.7)

[Report](#)

- 1) That the staff report entitled “Miller Avenue Extension Class Environmental Assessment, Study Completion”, dated December 11, 2012 be received; and,
- 2) That the preferred alternative for Miller Avenue Extension as set out in the Environmental Study Report be endorsed; and,
- 3) That staff be authorized to issue a Notice of Study Completion for the project which will make the Environmental Study Report available for public review for a period of 30 days commencing February 2013; and further,

- 4) That staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(8) 2012 ENGINEERING CAPITAL PROJECT
– PURCHASE ORDER ADJUSTMENT REQUEST (5.0)
[Report](#)

- 1) That the report entitled “2012 Engineering Capital Projects – Purchase Order Adjustment Requests” be received; and,

Rodick Road and 14th Avenue Intersection Improvements

- 2) That Purchase Order PD 12223 issued to North Rock Construction for contract 170-T-12 (Rodick Road and 14th Avenue Intersection Improvement) be increased by \$248,909.58, inclusive of HST, to cover the proposed design revision to address the utility conflict on site and potential delay claim, and be funded from Capital Account 083-5350-7652-005 (Rodick Road Phase 2); and,

Rehabilitation of John Street Canadian National Railway (CNR) Overhead Bridge

- 3) That Purchase Order PD 12167 issued to Marbridge Construction Ltd. for contract 072-T-12 (Rehabilitation of John Street CNR Overhead Bridge (B42)) be increased by \$238,559.02, inclusive of HST, to cover the additional rehabilitation works identified during construction, and be funded from Capital Account 058-5350-10267-005 (Bridge Rehab – John Street at CNR); and,
- 4) That Purchase Order PP 12374 issued to CN for the flagging requirements for the Rehabilitation of John Street CNR Overhead Bridge project be increased by \$50,880.00, inclusive of HST, to cover the additional CN flagging required for the additional work, and be funded from the following Capital Accounts, and be funded from the following Capital Accounts, and be funded from Capital Account 058-5350-10267-005 (Bridge Rehab – John Street at CNR); and,
- 5) That Purchase Order PD 10227 issued to GD Jewel Engineering for the contract administration of the Rehabilitation of John Street CNR Overhead Bridge project be increased by \$25,440.00, inclusive of HST, to cover the design work and contract administration services required for the additional work, and be funded from Capital Account 058-5350-10267-005 (Bridge Rehab – John Street at CNR); and,

- 6) That the existing 2010 Asset Management capital account 058-5350-10267-005 (Bridge Rehab – John Street at CNR) be increased by \$314,879.02, inclusive of HST, to be funded from the Life Cycle Repair and Replacement Reserve and Waterworks Reserve and to be funded as follows:
- Life Cycle Repair and Replacement Reserve Funding (\$200,399.02)
 - Waterworks Reserve Funding (\$114,480.00): and,

Birchmount Road – Phase 2 (14th Avenue to CN Tracks)

- 7) That Purchase Order PD 10255 issued to Dagmar Construction Ltd. for contract 105-T-10 (Birchmount Road – Phase 2) be increased by \$212,457.76, inclusive of HST, to cover the additional cost for the intersection works at 14th Avenue and Birchmount Road as well as the repairs on Birchmount Road Phase 1, be funded from Capital Account 083-5350-8047-005 (Birchmount Phase 2 construction) and that the remaining funds in the order of \$600,000.00 be returned to the original funding source; and,

Rodick Road - Phase 3 (Esna Park to 14th Avenue)

- 8) That Purchase Order PD 11177 issued to AECOM for the contract administration of the Rodick Road Phase 3 project be increased by \$164,626.56, inclusive of HST, to cover the additional contract administration work required for the additional work, and be funded from Capital Account 058-5350-11064-005 (Rodick Road Phase 3); and,

Hwy 404 Mid-Block Crossing, North of Hwy 7

- 9) That Purchase Order PD 10391 issued to URS Canada for contract 116-R-10 (Detailed Design of Hwy 404) be increased by \$153,235.30, inclusive of HST, to cover the additional detailed design work and to be funded from Capital Account 083-5350-10050-005 (Hwy 404 Mid-block Crossing, North of Hwy 7) and that the remaining funds of \$952,105.69 be returned to the original funding source; and further,
- 10) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(9) AWARD OF TENDER 151-T-12
BIRCHMOUNT ROAD ROUGE RIVER CROSSING
AND ROAD EXTENSION UPDATE (7.12, 5.10)

[Report](#)

- 1) That the Staff report entitled, “Award of Tender 151-T-12 Birchmount Road Rouge River Crossing and Road Extension Update” be received; and,
- 2) That the contract for Tender # 151-T-12, Birchmount Road, Rouge River Crossing, be awarded to the lowest priced bidder, Dagmar Construction Ltd., in the amount of \$7,667,187.72, inclusive of HST; and,
- 3) That Staff be authorized to revise the scope of work for Contract # 151-T-12 to delete the servicing and roadwork bid items within the Remington Development properties and include the anticipated loss of profit, overhead and extra costs associated with deleting such work, for a net decrease of \$1,490,000.00 in the tender; and,
- 4) That Staff be authorized to adjust the Purchase Order to be issued to Dagmar Construction Ltd. to the amount of \$6,177,187.72, inclusive of HST; and,
- 5) That a contingency amount of \$926,578.16, inclusive of HST, (15% of \$6,177,187.72), be established to cover any additional construction and ancillary costs, and Staff be authorized to approve the expenditure of this contingency in accordance with the City of Markham’s Expenditure Control Policy; and,
- 6) That Staff be authorized to issue a Purchase Order to AECOM Canada Ltd. in the amount of \$384,504.23, inclusive of HST, to provide construction inspection, contract administration services, environmental inspection and material testing for the project, which includes an increase of \$225,057.52, inclusive of HST, for the additional geotechnical testing, environmental inspections, MDE inspections as well as additional contract administration and inspection fees due to the extension of the contract (i.e. 8 months to 12 months), not included in the original RFP; and,
- 7) That a contingency amount of \$38,450.42, inclusive of HST, be established to cover any additional construction inspection, contract administration services, environmental inspection and material testing and that the Director of Engineering be authorized to approve the expenditure of this contingency amount up to the specified limit; and,
- 8) That the Engineering Department Project Management Fee in the amount of \$451,635.95, inclusive of HST, be funded from Capital Budget account # 083-5350-12055-005 -“Birchmount Road Crossing at Rouge River”; and,

- 9) That the award be funded from the Birchmount Road, Crossing at Rouge River – (Construction) 2012 Capital Account #083-5350-12055-005; and,
- 10) That capital account 083-5350-12055-005 be revised to reflect the change in the scope of work and changes in the funding sources (i.e. Development Charges, Developer and MDE) for the project. And that the funding in the amount of \$3,496,400.00, inclusive of HST, be returned to the Development Charges (DC) Reserve; and,

Funding Source	Original Budget	Proposed Funding Change	Revised Budget
Development Charges	\$12,796,400.00	(\$3,496,400.00)	\$ 9,300,000.00
Developer Funding	\$ 900,000.00	(\$ 900,000.00)	\$ 0.00
MDE Funding	\$ 1,300,000.00	(\$ 600,000.00)	\$ 700,000.00
Total Funding	\$14,996,000.00	(\$4,996,400.00)	\$10,000,000.00

- 11) That the remaining funds in the account be maintained until the MNR and TRCA conditions related to the Birchmount Bridge construction are finalized; and further,
- 12) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(10) **UPDATE - TRAIN ANTI-WHISTLING
AT RAIL CROSSINGS/UXBRIDGE SUBDIVISION RAIL (5.12)**
[Report](#) [Presentation](#)

- 1) That the deputation by Peter Miasek, representing the Unionville Ratepayer Association, regarding train anti-whistling, be received; and,
- 2) That the report dated December 11, 2012, entitled “UPDATE - Train Anti-Whistling at Rail Crossings/Uxbridge Subdivision Rail” be received; and,
- 3) That Metrolinx be requested to include anti-whistling and/or other noise mitigation measures at level road crossings as part of their pending Environmental Assessment study to be undertaken on the Stouffville line for future infrastructure improvements; and,
- 4) That anti-whistling be included in the I-METRO-E concept to electrify the Stouffville line; and,

- 5) That Metrolinx and York Region be advised accordingly; and further:
- 6) That a Working Group be established, with a composition to be considered at a later date.

CARRIED

7. MOTIONS

- (1) LETTER OF CONDOLENCE
- CHILDREN AND TEACHERS SANDY HOOK ELEMENTARY SCHOOL (12.2.6)

Moved by Councillor Colin Campbell
Seconded by Councillor Carolina Moretti

That Mayor Frank Scarpitti, on behalf of the City of Markham, send a letter of condolence to the community of Newtown, Connecticut, in memory of the children and teachers of Sandy Hook Elementary School who died tragically on Friday December 14, 2012.

CARRIED

(2/3 Vote was requested & obtained)

8. NOTICES OF MOTIONS

Regional Councillor Jim Jones presiding as Acting Deputy Mayor vacated the Chair to allow the opportunity for him to introduce a notice of motion. Regional Councillor Gord Landon assumed the Chair and presided as Acting Deputy Mayor, in accordance with the City of Markham's Appointment of Alternate Deputy Mayors By-law 2011-249. (9:20 p.m.)

Moved by Councillor Howard Shore
Seconded by Councillor Don Hamilton

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to obtain solicitor-client advice on a notice of motion and to consider items listed in the in-camera agenda, before the consideration of the Communications Section of the agenda.
(9:26 p.m.)
(See "In-camera Items" Section for all the items considered)

CARRIED

Moved by Regional Councillor Jim Jones
Seconded by Regional Councillor Joe Li

That Council rise from in-camera session and reconvene regular Council meeting continuing from the Communications Section of the agenda. (10:02 p.m.)

CARRIED

Regional Councillor Gord Landon vacated the Chair and Regional Councillor Jim Jones assumed the Chair as Acting Deputy Mayor.

9. COMMUNICATIONS

Moved by Regional Councillor Gord Landon

Seconded by Councillor Carolina Moretti

That Council receive and consent to the disposition of communications in the following manner:

Received

82-2012 CITY OF MARKHAM CONGRATULATION MESSAGES (12.0)
[Letters](#)

1. George Hanus, President & CEO, Greater Toronto Marketing Alliance.
2. Harold Weinbrecht, Jr., Mayor, Town of Cary, NC.
3. Edgar Salib, President, Giesecke & Devrient Systems Canada, Inc.

CARRIED

83-2012 MINISTER OF CITIZENSHIP AND IMMIGRATION OF ONTARIO -
CALLING NOMINATIONS FOR THE 2013 VOLUNTEER SERVICE
AWARDS (13.0)

[Letter](#)

(Deadline for submissions is January 25, 2013).

CARRIED

84-2012 COMMUNICATIONS FORWARDING COMMENTS WITH RESPECT TO
THE PROPOSED SITE PLAN CONTROL FOR HUGHSON DRIVE
COMMUNITY (10.0 and 10.7)

(Item No. 5, Report No. 60) (By-law 2012-257):

[Communication](#) [AddendumCommunications](#)

1. Shang-Hung Pan and Pui-Yu Tam (in objection to the proposal)
2. Michael & Jacquie Bararanowsky (in support of the proposal)
3. Sam Jouri (in support of the proposal)
4. Anne Chang (in support of the proposal)

CARRIED

85-2012 COMMUNICATION FORWARDING COMMENTS REGARDING
STARGRANDE CUSTOM HOMES, 6330 16TH AVENUE (10.6):

(Item No. 6, Report No. 60) (By-laws 2012-258 and 2012-259)

[Letter](#)

1. Amy Hamilton (in objection to the proposal)

CARRIED

86-2012 REVISED SCOPED ENVIRONMENTAL IMPACT STUDY FOR STARGRANDE CUSTOM HOMES, 6330 16TH AVENUE (10.6):
[Letter+Study](#)

- Letter dated December 18, 2012 from Donald M. Fraser, Principal, Beacon Environmental, including the Revised Scoped Environmental Impact Study for Stargrande Custom Homes, 6330 16th Avenue and providing comments with respect thereto.

CARRIED

87-2012 COMMUNICATIONS FORWARDING COMMENTS REGARDING GEMINI URBAN DESIGN (HOUGHTON) CORPORATION, 11 & 15 HOUGHTON BOULEVARD & 55 JOSEPH STREET. (10.6, 10.5, 10.20)
(Item No. 3, Report No. 60) (By-law 2012-256)
[Communications](#)

1. Robert Young (providing comments)
2. Carole and Jim Peel (in objection to the proposal)
3. Ej Kolb (in objection to the proposal)
4. Scott Horslin & Kathy Webster (in objection to the proposal)
5. Karen Piper (in objection to the proposal)
6. Rhoda Stern (in objection to the proposal)
7. Kathy Webster (in objection to the proposal)
8. Rob and Darlene Munro (in objection to the proposal)
9. Brett and Alexis Whalen (in objection to the proposal)
10. Tina and Charles Martin (in objection to the proposal)
11. Jennifer Zavitz Hicke (in objection to the proposal)
12. Robin Banerjee (in objection to the proposal)
13. Scott Bentley (in objection to the proposal)
14. Michael Krem (in objection to the proposal)

CARRIED

88-2012 MOHAMED LADHA AND ROSA BRANCA – FORWARDING COMMENTS REGARDING GENTHORN DEVELOPMENTS INC., 5 HILLCROFT DRIVE (10.5)
(Item No. 2, Report No. 60) (By-law 2012-255)
[Letter](#)

CARRIED

89-2012 COMMUNICATIONS FORWARDING COMMENTS REGARDING WARD
BOUNDARY REVIEW 2012. (9.2)
(Item No. 11, Report No. 59)
[Communications](#)

1. Robert Ede
2. Lawrence Pullen

CARRIED

10. PROCLAMATIONS

(1) PROCLAMATIONS APPROVED (3.4)

Moved by Regional Councillor Joe Li

Seconded by Councillor Logan Kanapathi

- 1) That the following proclamations issued by the City Clerk in accordance with the City of Markham Proclamation Policy be received for information purposes:
 - YMCA Peace Week (November 17 to 24, 2012).
 - Tamil Heritage Days/Thai Pongal (Tamil New Year) (January 13 to 15, 2013)

CARRIED

11. NEW/OTHER BUSINESSES

Moved by Councillor Howard Shore

Seconded by Councillor Don Hamilton

That New/Other Businesses Item Nos. 1 to 35 be received and adopted.

- (1) SOLAR POWER NETWORK INC.
(MARKHAVEN HOME FOR SENIORS, 54 PARKWAY AVENUE)
 - SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 130 KW rooftop solar array (the Project) on **Markhaven Home for Seniors at 54 Parkway Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (2) **SOLAR POWER NETWORK INC.**
(WHITEROCK REIT, 80 WHITEHALL DRIVE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 228 KW rooftop solar array (the Project) on **Whiterock REIT at 80 Whitehall Drive** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (3) SOLAR POWER NETWORK INC.
(CHARTWELL AUTOMATION, 140 DUFFIELD DRIVE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 124 KW rooftop solar array (the Project) on **Chartwell Automation at 140 Duffield Drive** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (4) SOLAR POWER NETWORK INC.
(ITW CANADA INC., 120 TRAVAIL ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 371 KW rooftop solar array (the Project) on **ITW Canada Inc. at 120 Travail Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (5) SOLAR POWER NETWORK INC.
(MONREAL PROPERTY MANAGEMENT
[YORK CONDOMINIUM CORP.], 2650 JOHN STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 400 KW rooftop solar array (the Project) on **Monreal Property Management (York Condominium Corp.) at 2650 John Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (6) CITY OF MARKHAM
(CORNELL COMMUNITY CENTRE
AND LIBRARY, 3201 BUR OAK AVENUE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **City of Markham** (the "Applicant") proposes to construct and operate a 115 KW rooftop solar photo voltaic array (the Project) on **Cornell Community Centre and Library at 3201 Bur Oak Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (7) 8180792 CANADA INC.
(7701 WOODBINE AVENUE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 250 KW rooftop solar PV array (the Project) on **7701 Woodbine Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (8) 8180792 CANADA INC.
(9833 MARKHAM ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 100 KW rooftop solar PV array (the Project) on **9833 Markham Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (9) 8180792 CANADA INC.
(150 TELSON ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 100 KW rooftop solar PV array (the Project) on **150 Telson Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (10) 8180792 CANADA INC.
(271 YORKTECK DRIVE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 200 KW rooftop solar PV array (the Project) on **271 Yorkteck Drive** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,

- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (11) 8180792 CANADA INC.
(146 OLD KENNEDY ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 150 KW rooftop solar PV array (the Project) on **146 Old Kennedy Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (12) 8180792 CANADA INC.
(186 OLD KENNEDY ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **8180792 Canada Inc.** (the "Applicant") proposes to construct and operate a 300 KW rooftop solar PV array (the Project) on **186 Old Kennedy Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (13) APOLLO GREEN EARTH ROOFTOP LP
(2600 JOHN STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Apollo Green Earth Rooftop LP** (the "Applicant") proposes to construct and operate a 500 KW rooftop solar PV array (the Project) on **2600 John Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (14) **APOLLO GREEN EARTH ROOFTOP LP**
(385 JOHN STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Apollo Green Earth Rooftop LP** (the "Applicant") proposes to construct and operate a 130 KW rooftop solar PV array (the Project) on **385 John Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (15) ALPHAGREENLIFE
(94 CHURCH STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **AlphaGreenLife** (the "Applicant") proposes to construct and operate a 93 KW rooftop solar PV array (the Project) on **94 Church Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (16) ALPHAGREENLIFE
(40 ESNA PARK DRIVE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **AlphaGreenLife** (the "Applicant") proposes to construct and operate a 61 KW rooftop solar PV array (the Project) on **40 Esna Park Drive** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (17) SOLAR POWER NETWORK INC.
(200 KONRAD CRESCENT)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solar Power Network Inc.** (the "Applicant") proposes to construct and operate a 156 KW rooftop solar PV array (the Project) on **200 Konrad Crescent** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (18) CITY OF MARKHAM
(75 CLEGG ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **City of Markham** (the "Applicant") proposes to construct and operate a 250 KW rooftop solar PV array (the Project) on **75 Clegg Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (19) 2344215 ONTARIO INC.
(7800 KENNEDY ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **2344215 Ontario Inc.** (the "Applicant") proposes to construct and operate a 122 KW rooftop solar PV array (the Project) on **7800 Kennedy Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (20) **SOLARTEK GREEN EARTH ROOFTOP LP**
(350 JOHN STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solartek Green Earth Rooftop LP** (the "Applicant") proposes to construct and operate a 120 KW rooftop solar PV array (the Project) on **350 John Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (21) OSP AND TREC SOLARSHARE NO 1 LP 12
(337 JOHN STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **OSP and TREC SolarShare No 1 LP 12** (the "Applicant") proposes to construct and operate a 250 KW rooftop solar PV array (the Project) on **337 John Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,

- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (22) 1887202 ONTARIO INC.
(7261 VICTORIA PARK AVENUE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **1887202 Ontario Inc.** (the "Applicant") proposes to construct and operate a 250 KW rooftop solar PV array (the Project) on **7261 Victoria Park Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (23) POWERSTREAM SOLAR INC.
(190 DUFFIELD STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Powerstream Solar Inc.** (the "Applicant") proposes to construct and operate a 145 KW rooftop solar PV array (the Project) on **190 Duffield Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (24) POWERSTREAM SOLAR INC.
(4299 14TH AVENUE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Powerstream Solar Inc.** (the "Applicant") proposes to construct and operate a 150 KW rooftop solar PV array (the Project) on **4299 14th Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (25) **POWERSTREAM SOLAR INC.**
(191 MCNABB STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Powerstream Solar Inc.** (the "Applicant") proposes to construct and operate a 500 KW rooftop solar PV array (the Project) on **191 McNabb Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (26) POWERSTREAM SOLAR INC.
(1490 DENISON STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Powerstream Solar Inc.** (the "Applicant") proposes to construct and operate a 220 KW rooftop solar PV array (the Project) on **1490 Denison Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (27) YORK REGION DISTRICT SCHOOL BOARD
(UNIONVILLE HIGH SCHOOL, 201 TOWN CENTRE BOULEVARD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **York Region District School Board** (the "Applicant") proposes to construct and operate a 45 KW rooftop solar PV array (the Project) on **Unionville High School at 201 Town Centre Boulevard** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,

- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (28) **YORK REGION DISTRICT SCHOOL BOARD**
(BAYVIEW FAIRWAYS PUBLIC SCHOOL, 255 BAYVIEW FAIRWAYS DRIVE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **York Region District School Board** (the "Applicant") proposes to construct and operate a 18 KW rooftop solar PV array (the Project) on **Bayview Fairways Public School at 255 Bayview Fairways Drive** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (29) YORK REGION DISTRICT SCHOOL BOARD
(DONALD COUSENS PUBLIC SCHOOL, 315 MINGAY AVENUE)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **York Region District School Board** (the "Applicant") proposes to construct and operate a 15 KW rooftop solar PV array (the Project) on **Donald Cousens Public School at 315 Mingay Avenue** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (30) OSP AND TREC SOLARSHARE NO 1 LP 7
(275 STEELCASE ROAD EAST)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **OSP and TREC SolarShare No 1 LP 7** (the "Applicant") proposes to construct and operate a 135 KW rooftop solar PV array (the Project) on **275 Steelcase Road East** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (31) 1887203 ONTARIO INC.
(220 TORBAY ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **1887203 Ontario Inc.** (the "Applicant") proposes to construct and operate a 200 KW rooftop solar PV array (the Project) on **220 Torbay Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

(32) SOLEXICA SOLAR DEVELOPMENT CORPORATION
(160 ROYAL CREST COURT)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solexica Solar Development Corporation** (the "Applicant") proposes to construct and operate a 200 KW rooftop solar PV array (the Project) on **160 Royal Crest Court** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,

- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (33) SOLEXICA SOLAR DEVELOPMENT CORPORATION
(325 DENISON STREET)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solexica Solar Development Corporation** (the "Applicant") proposes to construct and operate a 75 KW rooftop solar PV array (the Project) on **325 Denison Street** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (34) SOLEXICA SOLAR DEVELOPMENT CORPORATION
(130 ROYAL CREST COURT)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solexica Solar Development Corporation** (the "Applicant") proposes to construct and operate a 150 KW rooftop solar PV array (the Project) on **130 Royal Crest Court** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

- (35) SOLEXICA SOLAR DEVELOPMENT CORPORATION
(171 ESNA PARK ROAD)
- SUPPORT FOR FIT PROGRAM (5.7)

Whereas Council at its meeting held on October 3, 2012 directed staff to forward the completed "Prescribed Form/Template: Municipal Council Resolution" and any other documentation for renewable energy projects that meet the approved criteria as determined by City staff for a motion to support specific projects as per the Feed-In-Tariff Program, as required by the Ontario Power Authority to Council; and,

Whereas **Solexica Solar Development Corporation** (the "Applicant") proposes to construct and operate a 200 KW rooftop solar PV array (the Project) on **171 Esna Park Road** (the "Lands") in the City of Markham under the Province's FIT Program; and,

Whereas the Applicant has requested that Council of the City of Markham indicate by resolution Council's support for the construction and operation of the Project on the Property; and,

Whereas pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; and,

Now therefore be it resolved:

- 1) That Council of the City of Markham supports the construction and operation of the Project on the Lands; and,
- 2) That this resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be use for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

(36) **CONSTRADA AGGREGATE RECYCLING FACILITY
AT 350 YORKTECH DRIVE (10.0)**

Council enquired about the status of the Constrada Aggregate Recycling Facility at 350 Yorktech Drive. Catherine Conrad, City Solicitor, indicated the commercial operation of the company will cease by the end 2012.

12. BY-LAWS

Moved by Councillor Carolina Moretti
Seconded by Councillor Colin Campbell

That By-law 2012-256 regarding Gemini Urban Design (Houghton) Corporation, 11 & 15 Houghton Boulevard & 55 Joseph Street, be deferred.
(See Item No. 3, Report No. 60 for Council's decision on this matter)

CARRIED

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Gord Landon

That By-laws 2012-264 and 2012-265 regarding St. Mary & St. Samuel the Confessor Coptic Orthodox Church, 9377, 9389 and 9401 McCowan Rd, be given three readings and enacted.
(See Item No. 4, Report No. 60 for Council's decision on this matter)

CARRIED

Moved by Regional Councillor Joe Li
Seconded by Councillor Alan Ho

That By-law 2012-255 regarding Genthorn Developments Inc., 5 Hillcroft Drive, be deferred.
(See Item No. 2, Report No. 60 for Council's decision on this matter)

CARRIED

Moved by Councillor Alan Ho
Seconded by Councillor Colin Campbell

That By-law 2012-255 regarding Site Plan Control for Hughson Community, be deferred.
(See Item No. 5, Report No. 60 for Council's decision on this matter)

CARRIED

Moved by Councillor Colin Campbell
Seconded by Councillor Carolina Moretti

That By-laws 2012-258 and 2012-259 regarding Stargrande Custom Homes, 6330 16th Avenue, be given three readings and enacted.

CARRIED

Moved by Regional Councillor Gord Landon
Seconded by Councillor Valerie Burke

That By-laws 2012-249 to 2012-254, 2012-260, 2012-261 and 2012-263 be given three readings and enacted.

Three Readings

BY-LAW 2012-249 ROAD DEDICATION BY-LAW

[By-law](#)

- A by-law to dedicate certain lands as part of the highways of the Town of Markham (Block 212, Plan 65M-324 5- Brunswick Avenue; Block 213, Plan 65M-3245 - Brock Avenue; Block 214, Plan 65M-3245 - William Berczy Boulevard; Block 316, Plan 65M-3364 - Old Meadow Lane; Block 317, Plan 65M-3364 - Orchard Hill Boulevard; Block 107, Plan 65M-3886 - Bracknell Avenue; Block 108, Plan 65M-3886 - Wilfred Murison Avenue)

CARRIED

BY-LAW 2012-250 KENNEDY SIXTEENTH DEV., PART LOT CONTROL EXEMPTION BY-LAW

[By-law](#)

- A by-law to exempt Blocks 299, 300 and 301, Plan 65M-3364 from the Part Lot Control Provisions of the *Ontario Planning Act*, south of Madison Heights Boulevard and west of The Bridle Walk.

CARRIED

BY-LAW 2012-251 A BY-LAW TO LEVY THE ACTUAL COST OF CONSTRUCTION OF THE SANITARY SEWER IN THE GLENBOURNE AND GLENRIDGE COMMUNITIES.

[By-law](#)

(Item No. 5, Report No. 59)

CARRIED

BY-LAW 2012-252 A BY-LAW TO AMEND FEE BY-LAW 2002-276 (revise LEGISLATIVE SERVICES USER FEES)

(Item No. 9, Report No. 59)

[By-law](#)

CARRIED

BY-LAW 2012-253 A BY-LAW TO AMEND PARKING BY-LAW 2005-188 (REVISE PARKING FINES)
(Item No. 9, Report No. 59)
[By-law](#)

CARRIED

BY-LAW 2012-254 A BY-LAW TO DELEGATE REAL PROPERTY TRANSACTIONS TO THE CHIEF ADMINISTRATIVE OFFICER
(Amends Appointment of Chief Administrative Officer By-law 4-2000).
(In-camera Item No. 2)
[By-law](#)

CARRIED

BY-LAW 2012-255 GENTHORN DEVELOPMENTS INC., 5 HILLCROFT DRIVE, IMPLEMENTING BY-LAW
- A by-law to amend By-law 90-81, as amended, to permit additional uses.
(Item No. 2, Report No. 60)

DEFERRED

BY-LAW 2012-256 GEMINI URBAN DESIGN (HOUGHTON) CORPORATION, 11 & 15 HOUGHTON BOULEVARD & 55 JOSEPH STREET, IMPLEMENTING BY-LAW
- A by-law to amend By-law 1229, as amended, to permit the construction of single detached dwellings and restrict development from occurring within the environmental buffer area.
(Item No. 3, Report No. 60)

DEFERRED

BY-LAW 2012-257 A BY-LAW TO AMEND SITE PLAN CONTROL BY-LAW 262-94, AS AMENDED
- To place lands within the Hughson Drive Community under the Site Plan Control.
(Item No. 5, Report No. 60)

DEFERRED

BY-LAW 2012-258 STARGRANDE CUSTOM HOMES ZONING BY-LAW AMENDMENT FOR BY-LAW 304-87, AS AMENDED, 6330 16TH AVENUE

[By-law](#)

- A by-law to amend By-law 304-87, as amended, to delete the subject lands from By-law 304-87, as amended, and to incorporate it into By-law 177-96, as amended, to permit a townhouse development.

(Item No. 6, Report No. 60)

CARRIED

BY-LAW 2012-259 STARGRANDE CUSTOM HOMES ZONING BY-LAW AMENDMENT FOR BY-LAW 177-96, AS AMENDED, 6330 16TH AVENUE

[By-law](#)

- A by-law to amend By-law 177-96, as amended, to permit a townhouse development.

(Item No. 6, Report No. 60)

CARRIED

BY-LAW 2012-260 A BY-LAW TO BAN THE CURBSIDE COLLECTION OF ELECTRONIC WASTE, ELECTRONIC EQUIPMENT AND HOUSEHOLD BATTERIES

[By-law](#)

- Amends By-law 32-95, being a by-law to establish and maintain a system for the collection and disposal of refuse in the City of Markham.

CARRIED

BY-LAW 2012-261 A BY-LAW TO PROVIDE FOR THE MAKING OF AN APPLICATION FOR APPROVAL TO EXPROPRIATE LAND IN FEE SIMPLE, IN THE CITY OF MARKHAM.

[By-law](#)

(See Schedule "A" to this by-law for description of land)

CARRIED

BY-LAW 2012-263 2162246 ONTARIO LIMITED, 9582 HIGHWAY 48, REMOVAL OF HOLD PROVISION

[By-law](#)

- A by-law to amend By-law 177-96, as amended, to remove the Holding (H) Provision on the subject lands to permit the construction of townhouses.

CARRIED

BY-LAW 2012-264 ST. MARY & ST. SAMUEL THE CONFESSOR COPTIC ORTHODOX CHURCH, 9377, 9389 AND 9401 MCCOWAN RD, DELETING BY-LAW

[By-law](#)

- A by-law to amend By-law 304-87, as amended, to delete the subject lands from By-law 304-87, as amended, so that they could be incorporated into By-law 177-96, as amended, to permit a place of worship and day care.

(Item No. 4, Report No. 60)

CARRIED

BY-LAW 2012-265 ST. MARY & ST. SAMUEL THE CONFESSOR COPTIC ORTHODOX CHURCH, 9377, 9389 AND 9401 MCCOWAN RD, IMPLEMENTING BY-LAW

[By-law](#)

- A by-law to amend By-law 177-96, as amended, to permit a place of worship and day care.

(Item No. 4, Report No. 60)

CARRIED

13. IN-CAMERA ITEMS

Moved by Councillor Howard Shore

Seconded by Councillor Don Hamilton

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to obtain solicitor-client advice on a notice of motion and to consider Item Nos. 1 to 8 below, before the consideration of the Communications Section of the agenda: (9:26 p.m.)

COUNCIL – December 18, 2012

(1) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
(NOTICE OF MOTION)
[Section 239 (2) (b)]

(2) MINUTES OF IN-CAMERA COUNCIL MEETING
- NOVEMBER 20, 2012
[Section 239 (2) (g)]

REPORT OF GENERAL COMMITTEE – December 10, 2012

- (3) A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD
(PROPOSED ACQUISITION OF PROPERTIES UPDATE
AND DELEGATION OF AUTHORITY TO THE
CHIEF ADMINISTRATIVE OFFICER)
[Section 239 (2) (c)]
- (4) THE SECURITY OF THE PROPERTY OF THE MUNICIPALITY OR LOCAL BOARD
[Section 239 (2) (a)]
- (5) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
(INTERNATIONAL TOWN CRIER COMPETITION)
[Section 239 (2) (b)]

REPORT OF DEVELOPMENT SERVICES COMMITTEE – December 11, 2012

- (6) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD
(MINOR VARIANCE APPEAL, 11 RYCROFT DRIVE)
[Section 239 (2) (e)]
- (7) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD
(MINOR VARIANCE APPEAL, 27 AND 29 SCIBERRAS ROAD AND 3 GREENTREE ROAD)
[Section 239 (2) (e)]
- (8) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD
[Section 239 (2) (e)]

CARRIED

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Gord Landon

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to consider an additional matter as Item No. 9 below:

- (9) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING
MUNICIPAL OR LOCAL BOARD EMPLOYEES
[Section 239 (2) (b)]

CARRIED

(2/3 Vote was requested & obtained)

Moved by Regional Councillor Jim Jones
Seconded by Regional Councillor Joe Li

That Council rise from in-camera session and reconvene regular Council meeting continuing from the Communications Section of the agenda. (10:02 p.m.)

CARRIED

Regional Councillor Gord Landon presided as Acting Deputy Mayor during the consideration of tabling the confidential notice of motion moved by Regional Councillor Jim Jones and seconded by Regional Councillor Joe Li.

Regional Councillor Gord Landon vacated the Chair and Regional Councillor Jim Jones assumed the Chair as Acting Deputy Mayor, after the confidential notice of motion moved by Regional Councillor Jim Jones and seconded by Regional Councillor Joe Li was given to Council.

Council reported out the items as follows:

- (1) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
(CONFIDENTIAL NOTICE OF MOTION) (5.0)

A confidential notice of motion was given to Council during in-camera session, moved by Regional Councillor Jim Jones and seconded by Regional Councillor Joe Li.

- (2) MINUTES OF IN-CAMERA COUNCIL MEETING
- NOVEMBER 20, 2012 (16.0)

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Joe Li

That the minutes of the in-camera Council meeting held on November 20, 2012, be confirmed.

CARRIED

- (3) PROPOSED ACQUISITION OF PROPERTIES UPDATE
AND DELEGATION OF AUTHORITY TO THE
CHIEF ADMINISTRATIVE OFFICER (8.6)

Moved by Councillor Carolina Moretti
Seconded by Regional Councillor Joe Li

- 1) That the confidential report dated December 5, 2012 from the City Solicitor and Chief Administrative Officer regarding "Proposed Acquisition of Properties Updated and Delegation of Authority to the Chief Administrative Officer" be received; and,
- 2) That By-law 4-2000 be amended to delegate the authority to the Chief Administrative Officer to i) enter into Agreements of Purchase and Sale to acquire Real Property, said agreements to be conditional on Council Approval and ii) enter into Nominee Agreements for the purposes of appointing third party agents to submit, negotiate and finalize Agreements of Purchase and Sale for the acquisition of Real Property subject to ratification by Council and that i) and ii) include the authority to tender refundable security deposits in an amount not to exceed \$300,000.00; and further,

- 3) That staff be authorized to proceed as directed by Council on December 18, 2012.
(By-law 2012-254)

CARRIED

- (4) THE SECURITY OF THE PROPERTY OF THE MUNICIPALITY
OR LOCAL BOARD (5.0)

Moved by Regional Councillor Gord Landon

Seconded by Councillor Logan Kanapathi

- 1) That the report dated December 4, 2012 from the Commissioner of Community and Fire Services, Director of Asset Management and Director of Recreation Services be received; and,
- 2) That staff be authorized to proceed as directed by Council on December 18, 2012.

CARRIED

- (5) INTERNATIONAL TOWN CRIER COMPETITION (12.2.6)

Moved by Councillor Carolina Moretti

Seconded by Councillor Colin Campbell

That John Webster, Town Crier, be the representative for the City of Markham at the International Town Crier Competition taking place in August 2013.

CARRIED

- (6) MINOR VARIANCE APPEAL
11 RYCROFT DRIVE
A/153/12 (8.0)

Moved by Councillor Don Hamilton

Seconded by Councillor Howard Shore

- 1) That the report titled "CONFIDENTIAL REPORT, Minor Variance Appeal, 11 Rycroft Drive, A/153/12" be received; and,
- 2) That Council direct staff not to attend the Ontario Municipal Board (OMB) Hearing regarding the decision of the Committee of Adjustment to approve a Minor Variance to permit a maximum lot coverage of 44%, whereas, the By-law allows a maximum lot coverage of 33½%; and further,
- 3) That staff be authorized and directed to do all things nessasary to give effect to this resolution.

CARRIED

- (7) MINOR VARIANCE APPEAL
27 AND 29 SCIBERRAS ROAD
AND 3 GREENTREE ROAD
A/150/12, A/151/12 AND A/152/12 (8.0)

Moved by Councillor Don Hamilton

Seconded by Councillor Howard Shore

- 1) That the report titled "CONFIDENTIAL REPORT, Minor Variance Appeal, 27 and 29 Sciberras Road and 3 Greentree Road, A/150/12, A/151/12 and A/152/12" be received; and,
- 2) That Council direct Staff not to attend the Ontario Municipal Board (OMB) Hearing regarding the decision of the Committee of Adjustment to deny Minor Variances for lot coverage, building height and flankage yard setback for three detached dwellings proposed for 27 and 29 Sciberras Road and 3 Greentree Road; and further,
- 3) That Staff be authorized and directed to do all things nessasary to give effect to this resolution.

CARRIED

(8) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD (8.0)

Moved by Councillor Don Hamilton

Seconded by Councillor Carolina Moretti

- 1) That the confidential report dated December 5, 2012 from the City Solicitor regarding a litigation or potential litigation matter, be received; and,
- 2) That staff be authorized to proceed as directed by Council on December 18, 2012.

CARRIED

(9) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (12.2.6)

Moved by Regional Councillor Gord Landon

Seconded by Councillor Colin Campbell

- 1) That the confidential memorandum dated December 18, 2012 from Regional Councillor Jim Jones regarding a personal matter about an identifiable individual be received; and,
- 2) That staff be authorized and directed to take the actions set out in this memorandum.

CARRIED

14. CONFIRMATORY BY-LAW

Moved by Councillor Colin Campbell

Seconded by Councillor Carolina Moretti

That By-law 2012-262 be given three readings and enacted.

Three Readings

BY-LAW 2012-262 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF DECEMBER 18, 2012.

[By-law](#)

CARRIED

15. ADJOURNMENT

Moved by Councillor Alan Ho
Seconded by Councillor Valerie Burke

That the Council meeting be adjourned at 10:20 p.m.

CARRIED

MARTHA PETTIT
ACTING CITY CLERK

JIM JONES
ACTING DEPUTY MAYOR

(Signed)