



COUNCIL MINUTES

October 30, 2012, 7:00 p.m.

Council Chamber, Anthony Roman Markham Civic Centre

Meeting No. 17

Alternate formats for this document are available upon request

ROLL CALL

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

STAFF

Andy Taylor, Chief Administrative Officer
Catherine Conrad, City Solicitor
Brenda Librecz, Commissioner of Community and Fire Services
Trinela Cane, Commissioner of Corporate Services
Jim Baird, Commissioner of Development Services
Joel Lustig, Treasurer
Martha Pettit, Acting City Clerk
Kitty Bavington, Council and Committee Coordinator
Stephen Huycke, Acting Deputy Clerk
Bill Wiles, Manager of By-law Enforcement and Licensing
John Wong, Technology Support Specialist

The regular meeting of Council convened at 7:09 p.m. on October 30, 2012 in the Council Chamber. Mayor Frank Scarpitti presided.

1. DISCLOSURE OF PECUNIARY INTEREST

(1) None declared.

2. MINUTES**(1) COUNCIL MINUTES – OCTOBER 16, 2012**

[Minutes](#)

Moved by Councillor Alex Chiu

Seconded by Councillor Alan Ho

That the Minutes of the Council Meeting held on October 16, 2012, be adopted.

CARRIED

Moved by Councillor Alex Chiu

Seconded by Regional Councillor Gord Landon

That Council consider the item titled "Milliken Development Corporation and Mon Sheong Foundation, Proposed Official Plan Amendment and Zoning By-law Amendment to permit a change in the height and density permissions and performance standards for four seniors' buildings at 31, 67 & 73 old Kennedy Road and 4550 & 4576 Steeles Avenue" immediately following the adoption of Council Minutes.

(See Item No. 2, Report 51 for Council's decision on this matter)

CARRIED

3. PRESENTATIONS

There were no presentations.

4. DELEGATIONS

Council consented to add Delegation Item No. 1.

- (1) DELEGATIONS REGARDING
MARKHAM SPORTS, ENTERTAINMENT AND CULTURAL CENTRE (6.0)

Moved by Councillor Alex Chiu
Seconded by Councillor Colin Campbell

That the following delegations requesting that all confidential reports related to the Markham Sports, Entertainment and Cultural Centre be made available to the public be received:

1. Lawrence Pullen.
2. Annette Cacorovski.

(See Item No. 3, Report No. 51 for Council's decision on this matter)

CARRIED

5. PETITIONS

There were no petitions.

6(a) REPORT NO. 50 - GENERAL COMMITTEE (October 22, 2012)

Moved by Councillor Carolina Moretti
Seconded by Councillor Don Hamilton

That Report No. 50 – General Committee comprised of 2 items be received and adopted.

- (1) STIVER MILL RESTORATION (3.0)
[Presentation](#) [Report](#)

- 1) That the Report entitled “Stiver Mill Restoration” be received; and,
- 2) That the presentation entitled “Stiver Mill Concept Study” be received; and,
- 3) That the proposed restoration in the amount of \$1,901,800 be presented to the Stiver Mill Preservation Advisory Committee for input on restoration plan and future use of the Stiver Mill; and,

- 4) That the 'Unionville Public Washrooms' capital project #9219 be closed and that the remaining funds of \$148,816 be considered as a funding source for the Stiver Mill restoration; and,
- 5) That funding options as outlined under the 'Financial Consideration' section be considered to fund the remaining balance of \$1,752,984; and further,
- 6) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

(2) LONG-TERM PROVISION OF ANIMAL SERVICES
FOR MARKHAM (2.8)

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

- 1) That the Report from DPRA Canada Inc. be received for information purposes; and,
- 2) That the correspondence from Ms. Liz White, Animal Alliance of Canada, be received; and,
- 3) That staff be directed to enter into negotiations with the OSPCA on a contract for the provision of animal services for the City of Markham pursuant to the City of Markham *Purchasing By-law*; and,
- 4) That an upset limit of \$150,000.00 with offset in additional By-law revenues of \$150,000.00 be allocated through the 2013 budget process for funding of the initial implementation of identified opportunities identified in Option 2, "*Enhanced Status Quo*" and,
- 5) That the following be referred back to staff and a Special General Committee meeting:

"That Option 2 of the DPRA Report, the "*Enhanced Status Quo*" be adopted and implemented; and,

That the implementation of a "Customer Loyalty Card Program" for Markham pet owners be introduced for 2013 pet licence sales; and,

That the recommendations included in the "*Enhanced Status Quo*" from the DPRA Report be included for consideration in the Animal Services 2013 Business Plan and in negotiations as part of the animal services contract;" and further,

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

CARRIED

**6(b) REPORT NO. 51 - DEVELOPMENT SERVICES COMMITTEE
(October 23, 2012)**

Council consented to separate Item No. 2.

Moved by Regional Councillor Jim Jones
Seconded by Councillor Don Hamilton

That Report No. 51 – Development Services Committee comprised of 3 items be received and adopted, except Item No. 2. (See following Item No. 2)

- (1) ACCEPTANCE FOR MAINTENANCE
OF PLANS OF SUBDIVISION
REGISTERED PLAN NUMBERS 65R-30174 PARTS 3 TO 8
65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070
PARTS 1 TO 14, 65M-3687, 65R-25717 PARTS 1 & 2
65R-20419 PART 2, 65R-30859 PART 2 65R-30701 PART 3
65R-30858 PART 7, 9 & 10, 65M-3840, 65R-27775 PART 6
65R-27811 PART 1, 65M-4013, 65M-4216, 65R-19766 PART 2
65R-30752 PARTS 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050
65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012
65M-4074, 65M-3977 AND 65M-3978 (10.7)

[Report](#)

- 1) That the report entitled “Acceptance for Maintenance of Plans of Subdivision” Registered Plan Numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1 to 14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978 be received; and,

- 2) That the municipal services in Subdivision Registered Plan numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1 to 14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978 be Accepted for Maintenance; and,
- 3) That by-laws be enacted by Council to accept these subdivisions and to establish each of the roads within the residential subdivisions as a public highway of the City of Markham; and,
- 4) That the Community Services Commission accepts the responsibility for operating and maintaining the infrastructure within the subdivisions as part of the City's system; and,
- 5) That the Acceptance for Maintenance Period commence August 1, 2012; and,
- 6) That acceptance of the subdivisions to be taken into consideration in future operation budgets; and,
- 7) That the by-law to amend schedule '12' of Traffic By-law #106-71, by including compulsory stops to the indicated streets, be approved; and,
- 8) That the by-law to amend Schedule 'A' of the Speed By-law #105-71, by including a maximum speed of 40 kilometers per hour for the streets indicated, be approved; and,
- 9) That the by-law to amend schedule 'F' of the speed by-law #105-71, by including a maximum speed of 50 kilometers per hour for the streets indicated, be approved; and,
- 10) That the by-law to amend Schedule 'C' of the Parking of Vehicles By-law #2005-188, by including prohibited parking on the streets indicated, be approved; and,
- 11) That the Mayor and Clerk be authorized to execute the necessary releases from the terms of the Subdivision Agreements, subject to confirmation from the Director of Engineering that the final two year guarantee periods have been completed; and further,
- 12) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-laws 2012-198 to 2012-226)

CARRIED

- (2) RECOMMENDATION REPORT
MILLIKEN DEVELOPMENT CORPORATION
AND MON SHEONG FOUNDATION
PROPOSED OFFICIAL PLAN AMENDMENT
AND ZONING BY-LAW AMENDMENT TO PERMIT
A CHANGE IN THE HEIGHT AND DENSITY PERMISSIONS
FOR FOUR SENIORS' BUILDINGS AT
31, 67 & 73 OLD KENNEDY ROAD
AND 4550 & 4576 STEELES AVENUE EAST
(OP/ZA 11 124399) (10.3, 10.5)
[Report](#)

Moved by Councillor Alex Chiu

Seconded by Regional Councillor Gord Landon

- 1) That the correspondence from Goodman's, representing 2163321 Ontario Inc. with comments regarding the proposal by Milliken Development Corporation and Mon Sheong Foundation, be received; and,
- 2) That the deputations by Lance Gao and Pat Dimilta with comments regarding the proposal by Milliken Development Corporation and Mon Sheong Foundation, be received; and,
- 3) That the staff report titled "RECOMMENDATION REPORT, Milliken Development Corporation and Mon Sheong Foundation, Proposed Official Plan Amendment and Zoning By-law Amendment to permit a change in the height and density permissions and performance standards for four seniors' buildings at 31, 67 & 73 old Kennedy Road and 4550 & 4576 Steeles Avenue", be received; and,
- 4) That the record of the Public Meeting held on May 22, 2012 with respect to the proposed amendments to the Official Plan and Zoning By-law be received; and,
- 5) That the application submitted by Milliken Development Corporation and Mon Sheong Foundation to amend the Official Plan, be approved, and the draft Official Plan amendment attached as Appendix 'A', be finalized and enacted without further notice; and,
- 6) That the application submitted by Milliken Development Corporation to amend the Zoning By-law 177-96, as amended, be approved, and the draft By-law attached as Appendix 'B', be finalized and enacted without further notice; and further,

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

CARRIED BY A UNANIMOUS RECORDED VOTE (13:0)

(See following recorded vote)

(See following to consider the matter)

YEAS: Mayor Frank Scarpitti, Deputy Mayor Jack Heath, 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 Kanpathi, Councillor Alex Chiu.

Moved by Councillor Alex Chiu

Seconded by Regional Councillor Gord Landon

That Council consider the item titled "Milliken Development Corporation and Mon Sheong Foundation, Proposed Official Plan Amendment and Zoning By-law Amendment to permit a change in the height and density permissions and performance standards for four seniors' buildings at 31, 67 & 73 old Kennedy Road and 4550 & 4576 Steeles Avenue" immediately following the adoption of Council Minutes.

CARRIED

- (3) MEMO FROM REGIONAL COUNCILLOR JIM JONES
MOTION FOR RELEASE OF REPORTS REGARDING THE
GTA SPORTS, ENTERTAINMENT AND CULTURAL CENTRE (6.0)

That Council Members be granted access to the confidential consultants' reports for the Markham Sports, Entertainment and Cultural Centre, through the Legal Department, under controlled circumstances in accordance with the City Solicitor's recommendations.

CARRIED

7. MOTIONS

There were no motions.

8. NOTICES OF MOTIONS

There were no notices of motions.

9. COMMUNICATIONS

Moved by Councillor Alex Chiu
Seconded by Councillor Howard Shore

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

Referred to all Members of Council

71-2012 LIQUOR LICENCE APPLICATION FOR SHOPSY'S MARKHAM, 7240 WOODBINE AVENUE (WARD 8) (3.21)

[Info](#)

- Forwarding a request for the City of Markham to complete the Municipal Information Form.

(Change of ownership from corporate to franchise and application of a liquor licence for indoor and outdoor areas previously licenced).

CARRIED

10. PROCLAMATIONS

(1) PROCLAMATION AND FLAG RAISING MATTERS (3.4)

Moved by Councillor Howard Shore
Seconded by Councillor Alan Ho

- 1) That the following proclamation issued by the City Clerk in accordance with the City of Markham Proclamation Policy be received for information purposes:
- Pulmonary Hypertension Month (November 2012); and
- 2) That the flags be lowered to half-mast at all City facilities authorized by the Mayor in accordance with the City of Markham Community Flag Raisings & Flag Protocol Policy, in commemoration of the death of the Honourable Lincoln Alexander, former Lieutenant Governor of Ontario, until sunset on October 26, 2012, be received for information purposes.

CARRIED

11. NEW/OTHER BUSINESSES

Council consented to add New/Other Businesses Item Nos. 2 and 3.

(1) INTEREST ARBITRATION REFORM (13.2)

Moved by Councillor Don Hamilton
Seconded by Deputy Mayor Jack Heath

Whereas the City of Markham is pleased that both the Provincial Government and the Official Opposition have kept the issue of interest arbitration reform at the forefront of major policy discussions; and,

Whereas the City of Markham supports the overall intention of interest arbitration reform; and,

Whereas the City of Markham trusts that through further consultation these issues can be resolved; and,

Whereas the City of Markham is aware that the Association of Municipalities of Ontario (AMO) and the Emergency Services Steering Committee (ESSC) are reviewing these issues and look forward to further discussion and input;

Now therefore be it resolved:

- 1) That the City of Markham requests that the legislature work collectively in the best interests of Ontario municipalities and Ontario taxpayers on the important issue of interest arbitration reform; and,
- 2) That this motion be sent to the Association of Municipalities of Ontario (AMO), the Premier of Ontario, Leader of the Opposition Party of Ontario, Leader of the New Democratic Party of Ontario and local MPPs.

CARRIED UNANIMOUSLY

Council consented to add the words "...the Premier of Ontario, Leader of the Opposition Party of Ontario, Leader of the New Democratic Party of Ontario and local MPPs" in the proposed Resolution No. 2.

- (2) PARKING AND STOPPING PROHIBITION ON 16TH AVENUE
- EAST OF HIGHWAY 48 TO 9TH LINE (2.17, 5.12)

Moved by Councillor Colin Campbell
Seconded by Regional Councillor Jim Jones

That Council suspend the rules of procedure to introduce a matter for consideration titled "Parking and Stopping Prohibition on 16th Avenue - East of Highway 48 to 9th Line.

CARRIED

(2/3 Vote was requested & obtained)

Moved by Regional Councillor Gord Landon
Seconded by Councillor Colin Campbell

- 1) That the Region of York be requested to enact a by-law to prohibit stopping and parking on the north and south sides of 16th Avenue, east of Highway 48 to 9th Line in Markham; and,
- 2) That this resolution be forwarded to the Region of York Transportation Services Committee as soon as possible.

CARRIED

- (3) MOVEMBER – AWARENESS FOR MEN'S HEALTH (12.2.6)

Council was reminded of Movember, an annual month-long event involving the growing of moustaches during the month of November to raise awareness of prostate cancer and other male cancer initiatives.

12. BY-LAWS

Moved by Councillor Logan Kanapathi
Seconded by Regional Councillor Joe Li

That By-laws 2012-197 to 2012-228 be given three readings and enacted.

Three Readings

BY-LAW 2012-197 A BY-LAW TO DEDICATE CERTAIN LANDS AS PART OF THE HIGHWAYS OF THE CITY OF MARKHAM, BLOCK 16, PLAN 65M-4239 – JEFFREY NIHDA CRESCENT.

[By-law](#)

CARRIED

BY-LAW 2012-198 A BY-LAW TO AMEND PARKING BY-LAW 2005-188 (PROHIBIT PARKING)

[By-law](#)

Registered Plan Numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1to14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-199 A BY-LAW TO AMEND SPEED BY-LAW 105-71 (DEFINE MAXIMUM SPEED OF 40 KILOMETERS PER HOUR)

[By-law](#)

Registered Plan Numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1to14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-200 A BY-LAW TO AMEND SPEED BY-LAW 105-71 (DEFINE MAXIMUM SPEED OF 50 KILOMETERS PER HOUR)

[By-law](#)

Registered Plan Numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1to14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-201 A BY-LAW TO AMEND TRAFFIC BY-LAW 106-71 (ADD COMPULSORY STOPS)

[By-law](#)

Registered Plan Numbers 65R-30174 Parts 3 to 8, 65M-4065, 65M-3755, 65M-3756, 65M-3680, 65R-25070 Parts 1to14, 65M-3687, 65R-25717 Parts 1 & 2, 65R-20419 Part 2, 65R-30859 Part 2, 65R-30701 Part 3, 65R-30858 Part 7, 9 & 10, 65M-3840, 65R-27775 Part 6, 65R-27811 Part 1, 65M-4013, 65M-4216, 65R-19766 Part 2, 65R-30752 Parts 2, 4, 5, 7, & 14, 65M-4096, 65M-4054, 65M-4050, 65M-4026, 65M-3530, 65M-3740, 65M-3741, 65M-3928, 65M-4012, 65M-4074, 65M-3977 and 65M-3978.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-202 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3530 AS PUBLIC HIGHWAY, PART OF LOTS 1 AND 2, CONCESSION 8, FOREST BAY HOMES LTD

[By-law](#)

- Billingsley Crescent; Holloway Road; Eastvale Drive; Ferncliffe Crescent.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-203 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3680 AS PUBLIC HIGHWAY, PART OF LOT 4, PLAN 2196, ABIDIEN INC.

[By-law](#)

- Ray Street; Lane A; Lane B.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-204 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3687 AS PUBLIC HIGHWAY, PART OF LOTS 4 AND 5, PLAN 2196, ABIDIEN INC.

[By-law](#)

- Dodds Gate; Harry Cook Drive; Lane A; Lane B.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-205 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3740 AS PUBLIC HIGHWAY, PART OF LOTS 2 AND 3, CONCESSION 8, FOREST BAY HOMES LTD.

[By-law](#)

- Charles Brown Road; Guinevere Road; Tawney Road; Denison Street.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-206 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3741 AS PUBLIC HIGHWAY, PART OF LOTS 2 AND 3, CONCESSION 8, FOREST BAY HOMES LTD.

[By-law](#)

Bethany Street; Elson Street; Denison Street.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-207 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3755 AS PUBLIC HIGHWAY, PART OF LOT 3, PLAN 2196, WARRIS HOLDINGS LTD.

[By-law](#)

- South Unionville Avenue; Ian Baron Avenue; Lane A; Lane B.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-208 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3756 AS PUBLIC HIGHWAY, PART OF LOT 3, PLAN 2196, WARRIS HOLDINGS LTD.

[By-law](#)

- South Unionville Avenue; Ian Baron Avenue; Greenwater Gate; Lane A; Lane B.
(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-209 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3840 AS PUBLIC HIGHWAY, PART OF LOTS 9 AND 10, CONCESSION 9, LINDVEST PROPERTIES (CORNELL) LIMITED

By-law

- Ladywood Court; The Barley Lea Street; Kenilworth Gate; Abberley Street; Knights Corners; Outer Banks Drive; Foxton Road; Lindcrest Manor; Kalvinster Drive; Gosford Street; West Normandy Drive; Maryterance Court; Stoney Stanton Road; Michelina Terrace; Black Pine Road; The Vale Gate; Montague's Lane; Gribilaston Lane; Dalton Gardens Lane; Oakmoor Lane; St. Johnathan's Lane; Lanes 1 to 18.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-210 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-3928 AS PUBLIC HIGHWAY, PART OF LOTS 2 AND 3, CONCESSION 8, FOREST BAY HOMES LTD.

By-law

- Eastvale Drive; Bussa Road; Denison Street; Jack Monkman Crescent; Bethany Street; Ann Louise Crescent

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-211 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4013 AS PUBLIC HIGHWAY, PART OF LOTS 9 AND 10, CONCESSION 9, LINDVEST PROPERTIES (CORNELL) LIMITED

By-law

- Abberley Street; Black Pine Road; New Union Court; Outer Banks Drive; Silverdale Road; St. Arthurs Court; Welland Road; Wildmoor Street; Bellcroft Lane; Oakmoor Lane; The Shire Lane; Woodway Lane; Lanes 17 to 24.

(Item No. 1, Report No. 51)

CARRIED

- BY-LAW 2012-212 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4026 AS PUBLIC HIGHWAY, PART OF LOTS 26 AND 27, CONCESSION 3, MONARCH CORPORATION
[By-law](#)
- Lord Melbourne Street; Gillings Street; Duke of York Street; Arnold Heights Drive; Edward Roberts Drive; Prince of Wales Drive; Wintam Place; Earnshaw Drive; Herbert Wales Crescent; Walter Scott Crescent; Helford Street; Lane O.
(Item No. 1, Report No. 51)
- CARRIED**
- BY-LAW 2012-213 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4050 AS PUBLIC HIGHWAY, PART OF LOT 22, CONCESSION 3, MONARCH CORPORATION
[By-law](#)
- Russell Dawson Road; Murison Drive; Ivory Silk Drive; Silverado Hills Drive; Princess Diana Drive; Vitanna Road; Quinton Drive; Bembridge Drive; Annibale Drive; Lebarr Road; Laneway 1 to Laneway 13.
(Item No. 1, Report No. 51)
- CARRIED**
- BY-LAW 2012-214 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4054 AS PUBLIC HIGHWAY, PART OF LOTS 12, 14, 15 AND 16, CONCESSION 9 AND PART OF THE ROAD ALLOWANCE BETWEEN LOTS 15 AND 16, CONCESSION 9 AND PART OF LOT 15, CONCESSION 9, MATTAMY (COUNTRY GLEN) LIMITED AND WYKLAND ESTATES INC.
[By-law](#)
- Bittersweet Street; Church Street; Stockport Road; Murray Wilson Drive; Lane 1; Lane 2; Lane 3; Lane 4; Lane K.
(Item No. 1, Report No. 51)
- CARRIED**
- BY-LAW 2012-215 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4065 AS PUBLIC HIGHWAY, PART OF E1/2 LOT 16, CONCESSION 5, KYLEMORE POST ROAD LTD.
[By-law](#)
- Yorkton Boulevard.
(Item No. 1, Report No. 51)
- CARRIED**

BY-LAW 2012-216 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4096 AS PUBLIC HIGHWAY, PART OF LOT 15, CONCESSION 9, WYKLAND ESTATES LTD.

[By-law](#)

- Gas Lamp Lane; Lane C2.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-217 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4216 AS PUBLIC HIGHWAY, PART OF LOT 19, CONCESSION 8, NINTH LINE DEVELOPMENTS LIMITED

[By-law](#)

- Desjardin Drive; Sedore Street; Stoney Creek Drive; Williamson Road; Yen Way.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-218 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 17, CONCESSION 6, DESIGNATED AS PART 2, PLAN 65R-19766, BERCZY VILLAGE MANAGEMENT LIMITED

[By-law](#)

- Wilfred Murison Avenue.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-219 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 5, PLAN 2196, DESIGNATED AS PART 2, PLAN 65R-20419, ABIDIEN INC.

[By-law](#)

- Lane.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-220 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOTS 4 AND 5, PLAN 2196, DESIGNATED AS PARTS 1 TO 14, PLAN 65R-25070, ABIDIEN INC.

[By-law](#)

- South Unionville Avenue.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-221 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOTS 5 AND 6, PLAN 2196, DESIGNATED AS PARTS 1 and 2, PLAN 65R-25717, ABIDIEN INC.

[By-law](#)

- Harry Cook Drive.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-222 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOTS 1 AND 2, PLAN 3580 AND PART OF LOT 1, CONCESSION 5, DESIGNATED AS PARTS 3, 4, 5, 6, 7 AND 8, PLAN 65R-30174, OLD KENNEDY CO-OPERATIVE DEVELOPMENT CORPORATION

[By-law](#)

- Sunrise Drive.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-223 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 28, CONCESSION 3, DESIGNATED AS PART 3, PLAN 65R-30701, 11160 WOODBINE AVENUE LIMITED, 11258 WOODBINE AVENUE LIMITED AND HONDA CANADA INC.

[By-law](#)

- Honda Blvd.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-224 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 21, CONCESSION 3, DESIGNATED AS PART 2, PLAN 65R-30752, LOBLAW'S PROPERTIES LIMITED AND 404 MAC DEVELOPMENTS LIMITED

[By-law](#)

- Markland Street.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-225 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 29, CONCESSION 3, DESIGNATED AS PARTS 7, 9 AND 10, PLAN 65R-30858, 11160 WOODBINE AVENUE LIMITED, 11258 WOODBINE AVENUE LIMITED AND HONDA CANADA INC

[By-law](#)

- Honda Blvd.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-226 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY BEING PART OF LOT 28, CONCESSION 3, DESIGNATED AS PART 2, PLAN 65R-30859, 11160 WOODBINE AVENUE LIMITED, 11258 WOODBINE AVENUE LIMITED AND HONDA CANADA INC

[By-law](#)

- Honda Blvd.

(Item No. 1, Report No. 51)

CARRIED

BY-LAW 2012-227 A BY-LAW TO APPOINT AN ACTING CITY CLERK FOR THE CORPORATION OF THE CITY OF MARKHAM

[By-law](#)

- Appoint Martha Pettit until such time as Kimberley Kitteringham, the duly appointed City Clerk, resumes her position from an extended approved leave of absence.

CARRIED

BY-LAW 2012-228 ANGUS GLEN VILLAGE LTD. (WEST VILLAGE – PHASE 2), HOLD REMOVAL BY-LAW

[By-law](#)

- A by-law to amend By-law 177-96, as amended, to permit the construction of 82 residential units, south of Major Mackenzie Drive and west of Angus Glen Boulevard, Part of Lot 20, Concession 5, 19TM-03004.

CARRIED

13. IN-CAMERA ITEMS

Moved by Councillor Don Hamilton
Seconded by Councillor Valerie Burke

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to discuss the following matters (8:01 pm):

- (1) A MATTER IN RESPECT OF WHICH A COUNCIL, BOARD, COMMITTEE OR OTHER BODY MAY HOLD A CLOSED MEETING UNDER ANOTHER ACT (MINUTES OF IN-CAMERA COUNCIL MEETING - OCTOBER 16, 2012) [SECTION 239 (2) (G)]

GENERAL COMMITTEE – October 22, 2012

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

- (3) A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (PROPOSED SALE OF SURPLUS CITY LANDS) [Section 239 (2) (c)]

DEVELOPMENT SERVICES COMMITTEE – October 23, 2012

- (4) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD Section 239 (2) (e)

- (5) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD Section 239 (2) (e)

CARRIED

Moved by Councillor Valerie Burke
Seconded by Councillor Alan Ho

That Council rise and report the matter from the in-camera session. (8:17 pm)

CARRIED

Council reported out the following matters:

- (1) MINUTES OF IN-CAMERA COUNCIL MEETING
- OCTOBER 16, 2012

Moved by Councillor Carolina Moretti
Seconded by Councillor Alex Chiu

That the minutes of the in-camera Council meeting held on October 16, 2012, be confirmed.

CARRIED

- (2) BOARD AND COMMITTEE RESIGNATIONS (16.24)

Moved by Councillor Colin Campbell
Seconded by Councillor Don Hamilton

That the resignation of Phil Chan from the Cycling & Pedestrian Advisory Committee be received with regret for information purposes and that a letter of appreciation be forwarded by Mayor Frank Scarpitti.

CARRIED

(3) PROPOSED SALE OF SURPLUS CITY LANDS (8.0)

Moved by Deputy Mayor Jack Heath

Seconded by Regional Councillor Jim Jones

- 1) That the confidential report dated October 17, 2012 from the City Solicitor and Chief Administrative regarding a proposed sale of surplus City lands be received; and,
- 2) That the lands described as follows be declared surplus to City purposes:
"Remnant parcels of land comprising approximately 0.35 acres located north of the north-west corner of Midland Avenue, as extended, and Steeles Avenue East, being Part of Lot 1 Concession 6, designated as Parts 13, 14, 15, 18, 19, 21, 22 and 23, 65R- to be registered, City of Markham, Regional Municipality of York."
; and further,
- 3) That staff be authorized to proceed as directed by Council on October 30, 2012."

CARRIED

(4) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD (8.0)
Section 239 (2) (e)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Don Hamilton

- 1) That this matter be referred to Development Services Committee on November 6, 2012 for further information from staff; and,
- 2) That authority be delegated to Development Services Committee to give direction to staff for this specific item, due to time constraints.

CARRIED

- (5) MINOR VARIANCE APPEAL
9 HEATHERWOOD CRESCENT
A/154/12 (8.0)

Moved by Councillor Logan Kanapathi
Seconded by Councillor Alan Ho

- 1) That the confidential report titled "CONFIDENTIAL REPORT, Minor Variance Appeal, 9 Heatherwood Crescent, A/154/12" 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 35.8 percent, whereas the By-law permits a maximum lot coverage of 33.3 percent; and further,
- 3) That staff be authorized and directed to do all things necessary to give effect to this resolution.

CARRIED

14. CONFIRMATORY BY-LAW

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

That By-law 2012-229 be given three readings and enacted.

Three Readings

BY-LAW 2012-229 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF OCTOBER 30, 2012.

[By-law](#)

CARRIED

15. ADJOURNMENT

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

That the Council meeting be adjourned at 8:20 p.m.

CARRIED

MARTHA PETTIT
ACTING CITY CLERK

FRANK SCARPITTI
MAYOR

(Signed)