



MUNICIPALITY OF MORRIS-TURNBERRY

COUNCIL AGENDA

Tuesday, September 21st 2021, 7:30 pm

The Council of the Municipality of Morris-Turnberry will meet electronically in regular session on the 21st day of September 2021, at 7:30 pm.

1.0 CALL TO ORDER

Disclosure of recording equipment.

2.0 ADOPTION OF AGENDA

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry hereby adopts the agenda for the meeting of September 21st, 2021 as circulated.

3.0 DISCLOSURE OF PECUNIARY INTEREST / POTENTIAL CONFLICT OF INTEREST

4.0 MINUTES

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry hereby adopts the September 7th 2021 Council Meeting Minutes as written.

5.0 ACCOUNTS

A copy of the September 21st accounts listing is attached.

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry hereby approves for payment the September 21st accounts in the amount of \$1,549,351.72.

6.0 PUBLIC MEETINGS AND DEPUTATIONS

6.1 Zoning By-Law Amendment Public Meeting

Application MTu Z07-2021 Steiner
Concession 8, Lot 7
42061 Howick-Turnberry Road

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry hereby Adjourns their regular meeting of Council and opens a Public Meeting to consider Zoning By-Law Amendment MTu Z07-2021.

PUBLIC MEETING – ZONING BY-LAW AMENDMENT

6.1.1 Call to Order

6.1.2 Declaration of Pecuniary Interest

6.1.3 Requirement

This Public Meeting is being held under the Planning Act, which requires that Council hold at least one public meeting and that proper notice be given.

6.1.4 MTu Z07-2021 Steiner

We have provided Council with a report prepared by County Planner, Jennifer Burns with regards to the Zoning By-Law Amendment application submitted by Arthur Steiner.

6.1.5 Purpose

This application proposes is to rezone 42061 Howick-Turnberry Road (Con 8, Lot 7) in the Municipality of Morris-Turnberry from AG4 (Agricultural Small Holding) to AG4-16 (Agricultural Small Holding – Special Provisions) to allow for accessory buildings to be located in the front yard. All accessory buildings will require a minimum front yard setback of 20m and all other provisions of the Morris-Turnberry Zoning By-law apply. The subject property is 1.6 acres and contains a house.

6.1.6 Application Process

An application was submitted by Arthur Steiner and was considered complete on August 31st, 2021.

Notice of the Public Meeting was mailed by the municipality to all property owners within 120m of the property on August 31st, 2021, and notice was posted on the subject property.

6.1.7 Comments

- Huron County Planner
- Council's Questions and/or Comments
- Others

6.1.8 Recommendation of the Huron County Planner

It is recommended that zoning by-law amendment application Z07-2021 be **approved**.

6.1.9 Close public meeting

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry hereby closes the Public Meeting to consider Zoning By-Law Amendment MTu Z07-2021 and reconvenes its regular meeting of Council.

6.1.10 Consideration of Zoning By-Law Amendment MTu Z07-2021

*Moved by
Seconded by*

THAT leave be given to introduce By-Law # 44-2021, being a by-law to amend zoning by-law 45-2014, as amended, of the Municipality of Morris-Turnberry, and that it now be read severally a first, second, and third time, and finally passed this 21st day of September 2021.

7.0 **STAFF REPORTS**

7.1 PLANNING

7.1.1 Zoning By-Law Amendment MTu Z04-2021 Willem Bakker Properties

The Public Meeting required under the Planning Act for this application was held on July 6th, 2021, and consideration of the by-law was deferred until such time that staff were able to provide additional information to neighbours and return a report to Council with further information to address neighbours' concerns. As there is no requirement for a further public meeting, the application is presented here with new information as directed.

We have provided Council with a report prepared by County Planner, Jennifer Burns with regards to this application.

7.1.1.1 Comments

- Applicant and/or Agent
- Council's Questions and/or Comments
- Other

7.1.1.2 Recommendation

It is recommended that the draft by-law and mapping for zoning by-law amendment application ZBA04-2021 be amended. The proposed amendment includes a larger NE1 (Natural Environment – Full Protection) zone area, a special provision and increased zone area for the NE2 zone (to be rezoned to NE2-4), to reflect the recommendations from the County Biologist. The following zone provision is proposed:

- NE2-4 Lowertown Key Map
Notwithstanding the provisions to the contrary, the permitted buildings and structures within the NE2-4 Zone shall only include a septic system setback a minimum of 20m from the NE1 zone boundary.

Further, it is recommended that a resolution be passed under S.34(17) of the Planning Act that no further notice be given in respect to the proposed amended by-law and mapping, and that the amended zoning by-law be given first and second reading only, with third reading to be given following the approval of Consent C53-2021 by Huron County Council.

7.1.1.3 No Further Notice Required (S.34(17))

*Moved by
Seconded by*

WHEREAS Council of the Corporation of the Municipality of Morris-Turnberry has held a Public Meeting pursuant to Section 34(12) of the Planning Act, RSO 1990 with respect to a proposed zoning by-law affecting Plan 410, Park Lot 77; Patrick St between Mary St; and Adelaide St RP 22R6316; part 5 in the Municipality of Morris-Turnberry (zoning by-law amendment application Z04-21);

AND WHEREAS certain changes have been made to the proposed by-law after the holding of the public meeting;

NOW, THEREFORE, the Council of the Corporation of the Municipality of Morris-Turnberry hereby resolves that, pursuant to Section 34(17) of the Planning Act, RSO 1990, no further notice is to be given in respect of the proposed by-law.

7.1.1.4 Consideration of By-Law 38-2021

*Moved by
Seconded by*

THAT leave be given to introduce By-Law # 38-2021, as amended, being a by-law to amend zoning by-law 45-2014, as amended, of the Municipality of Morris-Turnberry, and that it now be read a first and second time, this 21st day of September 2021.

7.1.2 Application for Consent C53-2012 Willem Bakker Properties (Eelman)

A report has been prepared by County Planner, Jennifer Burns with regards to an application for consent pertaining to Plan 410, Park Lot 77; Patrick St between Mary St; and Adelaide St RP 22R6316; part 5. Ms. Burns will be in attendance.

7.1.2.1 Comments

- Applicant and/or Agent
- Council's Questions and/or Comments
- Others

7.1.2.2 Council Recommendation

*Moved by
Seconded by*

THAT The Council of the Municipality of Morris-Turnberry recommends approval of application for consent C53-21 subject to the conditions outlined in the Planner's report.

7.1.3 Application for Consent C64-2012 Bluevale Farms (Woods)

A report has been prepared by County Planner, Jennifer Burns with regards to an application for consent pertaining to Concession 1, Part Lots 56 and 57, 42514 Amberley Road. Ms. Burns will be in attendance.

7.1.3.1 Comments

- Applicant and/or Agent
- Council's Questions and/or Comments
- Others

7.1.3.2 Council Recommendation

*Moved by
Seconded by*

THAT The Council of the Municipality of Morris-Turnberry recommends approval of application for consent C64-21 subject to the conditions outlined in the Planner's report.

7.2 BUILDING

7.2.1 Building Department Activities – July and August 2021

A report has been prepared by CBO/By-Law Enforcement Officer Kirk Livingston regarding building department activities for July and August. Mr. Livingston will be in attendance.

7.3 BY- LAW ENFORCEMENT

7.3.1 By-Law Enforcement Activities July and August 2021

A report has been prepared by CBO/By-Law Enforcement Officer Kirk Livingston regarding by-law enforcement activities for July and August.

8.0 **BUSINESS**

8.1 Service Line Warranties Canada Mailing

A report has been prepared by CAO/Clerk Trevor Hallam in this regard.

*Moved by
Seconded by*

That the Council of the Municipality of Morris-Turnberry approve the materials provided by Service Line Warranties Canada for distribution within the municipality.

8.2 Clarification Regarding Vaccination Policies and Proof of Vaccination Requirements

A report has been prepared by CAO/Clerk Trevor Hallam in this regard for the information of Council.

9.0 COUNCIL REPORTS

Sharen Zinn

Jamie McCallum

Jim Nelemans

Kevin Freiburger

Jamie Heffer

10.0 CORRESPONDENCE, MINUTES, ITEMS FOR INFORMATION

10.1 Media Release – Licensed Childcare Relief – Huron County

10.2 Open invitation – Non-Profit Charitable Network – Social Research and Planning Council

10.3 Call for Volunteers – Goderich to Guelph Rail Trail Association

10.4 Resolution – OHIP Eye Care – Municipality of Trent Lakes

10.5 Outstanding Action Items

11.0 NEW BUSINESS

11.1 Items to be placed on the agenda of the next regular Council meeting.

12.0 BY-LAWS AND AGREEMENTS

12.1 45-2021 Appoint Accountability Officers

At their September 7th meeting Council directed staff to return a by-law re-appointing Aird & Berlis LLP as Integrity Commissioner, Closed Meeting Investigator and Ombudsman for the Municipality of Morris-Turnberry for a term of 4 years. By-law 45-2021 is presented here for consideration.

*Moved by
Seconded by*

THAT leave be given to introduce By-Law # 45-2021, being a by-law law to appoint an Integrity Commissioner, Closed Meeting Investigator and Ombudsman for the Municipality of Morris-Turnberry, and that it now be read severally a first, second, and third time, and finally passed this 2^{1st} day of September 2021.

13.0 CLOSED SESSION

13.1 Enter closed session.

*Moved by
Seconded by*

THAT the Council of the Municipality of Morris-Turnberry enter a closed session, with the CAO/Clerk remaining in attendance at p.m. for the purpose of discussing confidential matters pursuant to the following sections of the Municipal Act:

1. *Section 239 (2) (b) regarding personal matters about an identifiable individual.*
2. *Section 239 (2) (c) regarding the potential acquisition or disposition of land.*
3. *Section 239 (2) (k) regarding negotiations to be carried on by the municipality.*

13.2 Return to open session.

*Moved by
Seconded by*

*THAT the Council of the Municipality of Morris-Turnberry rise
from a closed session at _____ p.m.*

13.3 Report and Action from Closed Session.

14.0 CONFIRMING BY-LAW

*Moved by
Seconded by*

THAT leave be given to introduce By-Law # 46-2021, being a by-law to confirm the proceedings of the Municipality of Morris-Turnberry meeting of Council held on September 21th, 2021, and that it now be read severally a first, second, and third time, and finally passed this 21st day of September 2021.

15.0 ADJOURNMENT

*Moved by
Seconded by*

*THAT the Council of the Municipality of Morris-Turnberry does
now adjourn at _____ pm.*

NEXT MEETINGS:

Regular Meeting of Council - Tuesday, October 5th, 2021, 7:30 pm
Regular Meeting of Council - Tuesday, October 19th, 2021, 7:30 pm