COMMITTEE OF THE WHOLE
COMMUNITY DEVELOPMENT
MINUTES

February 5, 2019
6:00 p.m.
Council Chambers, Brantford City Hall

1. INVOCATION
   The invocation was completed as part of the Special City Council Agenda.

2. ROLL CALL

   Present:
   - Mayor Davis
   - Councillor Weaver
   - Councillor Vanderstelt
   - Councillor Utley
   - Councillor Sless
   - Councillor McCreary
   - Councillor Martin
   - Councillor Carpenter
   - Councillor Antoski
   - Councillor VanTilborg
   - Councillor Wall

3. DECLARATIONS OF CONFLICTS OF INTEREST

   Councillor Wall declared a conflict of pecuniary interest on Item 6.1 pertaining to Part Lot Control Relief Application PLC-01-18 (Part of Lots ‘K’, ‘L’ and ‘N” North of Spring Street, Plan City of Brantford September 7, 1892) 33 Jarvis Street due to a business relationship with the company.
No other Declarations of Pecuniary Interest were made at the meeting.

4. **STATUTORY PUBLIC HEARINGS/PUBLIC MEETINGS**

Councillor Utley read the following statement regarding the Public Hearing on Zoning By-law PZ-12-18 for 36 Fairview Drive & 4 and 8 Willow Drive. Proper notification has been provided for this Hearing.

Good evening everyone,

This Public Meeting is held in accordance with the provisions of the *Planning Act*. The purpose of the meeting is to discuss planning applications and to hear from the public either in support or against the application. At the end of the public meeting the Committee will pass a recommendation which is considered for a final decision at the next meeting of Council.

The name of anyone who speaks in regard to any item tonight will appear within the meeting minutes. Anyone wishing notice of any further proceedings regarding the applications should also leave their name and address with the City Clerk.

The Applicant will speak first, followed by Municipal Staff and then the Public. The Applicant will then have an opportunity to provide clarification to any questions or issues raised during the meeting.

4.1 **Zoning By-law Amendment PZ-14-18 – 36 Fairview Drive & 4 and 8 Willow Drive [Financial Impact – None], 2019-79**

Bob Phillips, J. H. Cohoon, Stewart Parkinson, Treasurer Evangel Church and Craig McKibbon, Lead Pastor, Evangel Church addressed the Committee regarding applications PZ-12-18. B. Phillips informed the Committee that the Church owns two lots and a house located fronting onto Fairview Drive location was subject to a fire which lead to demolition. The application reconfigures the Church property to allow for expanded parking and a reconfiguration of the residential lots on Willow Street which will allow a severance and new lot to be built. The property is subject to applications and approval through the Committee of Adjustment. The applicants agree with the conditions and recommendation of Staff.

Sean House, Development Planner and Joe Muto, Manager of Development Planning addressed the Committee and provided an overview of the application. A copy of the PowerPoint presentation made is included in the original minute file folder.

There were no members of the public in attendance to speak to the application.
Moved By Councillor Martin
Seconded By Councillor McCreary

a. THAT Zoning By-law Amendment application PZ-14-18, submitted by The Trustees of the Evangel Pentecostal Church affecting the lands at 36 Fairview Drive and 4 and 8 Willow Drive, to change the zoning from “Residential Type 1A Zone (R1A)” to “Institutional School –Exception 11 Zone (I2-13)”, “Residential Type 1A – Exception 19 Zone (R1A-19)” and “Residential Type 1A (18 metre) – Exception 20 Zone (R1A-20)” BE APPROVED, in accordance with the applicable provisions as noted in Section 8.2 of Report CD2019-003; and

b. THAT the implementing By-law BE PRESENTED to Council for adoption following receipt of the Committee of Adjustment’s final decision on the future consent applications; and

c. THAT Pursuant to Section 34(18) of the Planning Act, R.S.O. 1990, c.P.13. the following statement SHALL BE INCLUDED in the Notice of Decision:

“Regard has been had for all written and oral submissions received from the public before the decision was made in relation to this planning matter, as discussed in Sections 7.2 and 8.3 of Report 2019-79.”

Recorded vote on Item 4.1:

YES: (11): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Carpenter, Councillor Antoski, Councillor VanTilborg, and Councillor Wall

CARRIED (11 to 0)

5. PRESENTATIONS/DELEGATIONS

There were no presentations or delegations.

6. ITEMS FOR CONSIDERATION

Moved By Councillor Weaver
Seconded By Councillor Vanderstelt
THAT all Items for Consideration and Consent Items not separated for discussion purposes BE APPROVED.

Items 6.1 and 6.2 were separated for discussion purposes.

Recorded vote on all Items for Consideration (Item 6.3) and Consent Items (Items 7.1) not separated for discussion purposes:

YES: (11): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Carpenter, Councillor Antoski, Councillor VanTilborg, and Councillor Wall

CARRIED (11 to 0)

The following Items not separated for discussion purposes were approved unanimously on a recorded vote.


a. THAT Report 2019-88, Implications of the Proposed Growth Plan Amendment on the City of Brantford Official Plan Review, BE RECEIVED; and

b. THAT Staff BE DIRECTED to update the Ministry of Municipal Affairs and Housing that Council wishes to proceed with the Alternative Targets for Intensification and Density as requested in July and October of 2018.

7. CONSENT ITEMS

7.1 Minutes

7.1.1 Committee of the Whole - Community Development - January 8, 2019

7.1.2 Brantford Cultural Advisory Committee - November 14, 2018

7.1.3 Brownfields Community Advisory Committee - December 13, 2018

7.1.4 Downtown Brantford Business Improvement Area Board of Management - December 13, 2018

7.1.5 Downtown Incentive Program Advisory Committee - November 26, 2018
The Committee then considered the following Items for Consideration (Items 6.1 and 6.2) that were separated for discussion purposes.

6.1 Part Lot Control Relief Application PLC-01-18 (Part of Lots ‘K’, ‘L’ and ‘N’ North of Spring Street, Plan City of Brantford September 7, 1892) 33 Jarvis Street [Financial Impact – None], 2019-74

Recorded vote on Item 6.1:

YES: (10): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Carpenter, Councillor Antoski, and Councillor VanTilborg

CARRIED (10 to 0)

Item 6.1 carried unanimously on a recorded vote. Councillor Wall declared a conflict of pecuniary interest and refrained from all discussion and voting.

6.2 City of Brantford Comments on the Proposed Amendment to the Growth Plan for the Greater Golden Horseshoe [Financial Impact - none], 2019-85

a. THAT Report 2019-85, City of Brantford Comments on the Proposed Amendment to the Growth Plan for the Greater Golden Horseshoe, BE RECEIVED; and

b. THAT a copy of Report 2019-85 BE APPENDED to the City’s official comments submitted to the Ontario Growth Secretariat at the Ministry of Municipal Affairs and Housing; and

c. THAT a copy of the City’s official comments submitted to the Ontario Growth Secretariat at the Ministry of Municipal Affairs and Housing, including a copy of Report 2019-85, BE FORWARD TO Will Bouma, MPP, Brantford-Brant.

Recorded vote on Item 6.2:

YES: (11): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Carpenter, Councillor Antoski, Councillor VanTilborg, and Councillor Wall

CARRIED (11 to 0)

8. RESOLUTIONS
8.1 Implementation of a Municipal Accommodation Revenue Tool - Councillor McCreary

Moved By Councillor McCreary
Seconded By Councillor Vanderstelt

WHEREAS the City of Brantford is the Tournament Capital of Ontario and plays host to many sports tourism events; and

WHEREAS our rich cultural heritage also draws visitors from around the globe; and

WHEREAS the Brantford hospitality industry and the community receives significant benefit from the presence of visitors from far and wide; and

WHEREAS the budget for our highly successful tourism activities currently is derived largely from property tax payers; and

WHEREAS many other Ontario communities have chosen to fund their tourism operations by levying a municipal accommodation tax on hotel room guests;

NOW THEREFORE BE IT RESOLVED:

a. THAT the City of Brantford strike a task force composed of Mayor Davis, Councillor McCreary, Councillor Vanderstelt, Councillor Sless, Councillor Antoski and Councillor Wall; and

b. THAT the task force give consideration to and make recommendations regarding the implementation of a Municipal accommodation tax to fund tourism activities; and

c. THAT the task force present its final report to City Council by June 30, 2019.

Recorded vote on Item 8.1:

YES: (10): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Antoski, Councillor VanTilborg, and Councillor Wall

NO: (1): Councillor Carpenter

CARRIED (10 to 1)
Motion Regarding Course of Action for the Municipal Enforcement of Cannabis Legislation - Mayor Davis

Moved By Mayor Davis
Seconded By Councillor McCreary

WHEREAS, on October 17, 2018, the Government of Ontario passed Bill 36, the Cannabis Statute Law Amendment Act, 2018 which enacted the Cannabis Licence Act, 2018 and amended the Cannabis Act, 2017 to establish the Cannabis Control Act, 2017; and

WHEREAS the Cannabis Licence Act, 2018 establishes a scheme for the retail sale of cannabis by licensed retail operators; and

WHEREAS enforcement of the Cannabis Licence Act, 2018 is the responsibility of the Alcohol and Gaming Commission of Ontario; and

WHEREAS, pursuant to subsection 27(1) of the Cannabis Licence Act, 2018, the Registrar under the Alcohol, Cannabis and Gaming Regulation and Public Protection Act, 1996 may designate persons employed by the Commission or other persons as inspectors for the purposes of carrying out inspections to ensure compliance with the Cannabis Licence Act, 2018 and the regulations thereunder; and

WHEREAS the purpose of the Cannabis Control Act, 2017 includes establishing prohibitions relating to the sale, distribution, purchase, possession, cultivation, propagation and harvesting of cannabis, as well as deterring illicit activities in relation to cannabis through appropriate enforcement and sanctions; and

WHEREAS the Brantford Police Service is responsible for the enforcement of the Cannabis Control Act, 2017 within the geographic boundaries of the City of Brantford; and

WHEREAS subsection 21(1) of the Cannabis Control Act, 2017 provides that the powers exercised by a police officer (other than a power set out in section 19) may be exercised by any other person or class of persons designated in writing by the Minister; and

WHEREAS it is prudent for Council to ensure that a robust enforcement plan is in place for the enforcement of offences pursuant to the Cannabis Licence Act, 2018 and the Cannabis Control Act, 2017, which plan may include the designation of
Municipal By-law Enforcement Officers as enforcement authorities and inspectors for the purposes of assisting the Police in enforcing these Acts;

NOW THEREFORE BE IT RESOLVED THAT Staff BE DIRECTED to report back to Council with a recommended course of action whereby City staff may assist the Brantford Police Service in the enforcement of the Cannabis Licence Act, 2018 and the Cannabis Control Act, 2017, including, without limitation, the designation of Municipal By-law Enforcement Officers for that purpose.

Recorded vote on Item 8.2:
YES: (11): Mayor Davis, Councillor Weaver, Councillor Vanderstelt, Councillor Utley, Councillor Sless, Councillor McCreary, Councillor Martin, Councillor Carpenter, Councillor Antoski, Councillor VanTilborg, and Councillor Wall
CARRIED (11 to 0)

9. NOTICES OF MOTION
The following Notices of Motion were presented.

9.1 Establishment of a Signature Cycling Route - Councillor Weaver

WHEREAS healthy active communities support the goals of the Province of Ontario Cycling Strategy to promote community wellness, strengthens ties in communities, contributes to the tourism industry and promote the value of shared road transportation networks; and

WHEREAS the Brantford Rotary Bike Park is a source of pride in the community, contributing to social and cultural well-being by providing safe, inclusive and vibrant community spaces where everyone is welcome to connect, play and have fun; and

WHEREAS the Hamilton Halton Brant Regional Tourism Association (RTO3) drives development of tourism related products and experiences to increase attraction and destination capacities to support increased tourist visitation through partner and community supported collaborations;

NOW THEREFORE BE IT RESOLVED THAT the City of Brantford, in collaboration with Signature Cycling Route project lead, Hamilton Halton Brant Regional Tourism Association (RTO3) and the Municipality of Brant County, provide support for the establishment of a signature cycling route using existing infrastructure, in conjunction with City of Brantford and
Tourism Brantford resources, and other resources to develop wayfinding (mapping and signage), to create cycling tourism visitor experiences that can be marketed to residents and tourists that will encourage incremental business opportunities that will engage local business and increase the capacity for bike friendly certified businesses.

9.2 Cultural and Built Heritage Funding Program Eligibility - Councillor McCreary

WHEREAS the City of Brantford established the Cultural and Built Heritage Funding Program in 2016 to provide financial support for cultural institutions to undertake facility and infrastructure improvements, in order to ensure Brantford citizens have access to a range of high-quality arts, culture and heritage assets; and

WHEREAS the purpose of the grant program is to support substantial capital facility and infrastructure projects for cultural institutions, including new construction, equipment, renovations, repair costs, and design or planning fees associated with planned capital improvements; and

WHEREAS the current criteria require that organizations may only apply to the program for projects with a budget of $20,000 or more; and

WHEREAS this limit creates a barrier for organizations to apply to the program and restricts the funding options available to cultural organizations seeking support for minor capital projects;

NOW THEREFORE BE IT RESOLVED THAT the Section 3.0 of the Terms of Eligibility for the Cultural and Built Heritage Funding Program BE UPDATED prior to the 2019-2020 grant cycle to reflect that “proposed projects should have a minimum budget of $20,000, and funding is limited to one application per year.

9.3 National Health and Fitness Day - Councillor Weaver

WHEREAS the Parliament of Canada wishes to increase awareness among Canadians of the significant benefits of physical activity and to encourage Canadians to increase their level of physical activity and their participation in recreational sports and fitness activities; and

WHEREAS it is in Canada’s interest to improve the health of all Canadians and to reduce the burden of illness on Canadian families and on the Canadian health care system; and
WHEREAS many local governments in Canada have public facilities to promote the health and fitness of their citizens; and

WHEREAS the Government of Canada wishes to encourage local governments to Facilitate Canadian's participation in healthy physical activities; and

WHEREAS the Government of Canada wishes to encourage the country’s local governments, non-government organizations, the private sector and all Canadians to recognize the first Saturday in June as National Health and Fitness Day and to mark the day with local events and initiatives celebrating and promoting the importance and use of local health, recreational, sports and fitness facilities; and

WHEREAS Canada’s mountains, oceans, lakes, forest, parks and wilderness also offer recreational and fitness opportunities; and

WHEREAS Canadian Environment Week is observed throughout the country in early June, and walking and cycling are great ways to reduce vehicle pollution and improve physical fitness; and

WHEREAS declaring the first Saturday in June to be National Health and Fitness Day will further encourage Canadians to participate in physical activities and contribute to their own health and well-being; and

THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the City of Brantford proclaims National Health & Fitness Day as Saturday June 1, 2019.

10. ADJOURNMENT

The meeting adjourned at 7:02 p.m.

__________________________________  ____________________________________
Councillor Utley, Chair                J. Sippel, Council and Committee
                                          Services Coordinator