

THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

Special Meeting of Council

August 8th, 2018

6:45 P.M.

PRESENT: MAYOR: Virginia Rook

COUNCILLORS: Eileen Lewis Michael Reider
Nancy Wirtz Jim Rook Pierre Paquette

ABSENT: Nil

DISCLOSURE: Nil

STAFF: Clerk-Treasurer – Candy Beauvais
Deputy Clerk-Treasurer – Gilles Legault

MEMBERS OF PUBLIC: Nil

DELEGATIONS: Nil

GUESTS: Matthew Dumont, Director of Planning
Sudbury East Planning Board

Mayor Rook called the meeting to order at 6:47 PM.

Mayor Rook presented the procedure for public hearings as indicated below:

The Mayor stated that this Special Meeting was scheduled in order to hold a Public Hearing to discuss a proposed Zoning By-Law Amendment:

Application No. ZBA 18-09KL – Lombard, Ann & Peter

The Planning Act requires that a Public Hearing be held before Council decides whether or not to pass a Zoning By-Law Amendment. The Public Hearing serves two purposes: first, to present to Council and the public the details and background to a proposed rezoning; and second, to receive comments from the public and agencies before a Council decision is made.

The Mayor briefly summarized the procedure to be utilized for the hearing. Mr. Dumont provided a summary of the application and advised Council as to when, how and to whom the Notice of Public Hearing was circulated and indicated that the Zoning By-law Amendment would be considered by Council later this evening.

Mr. Dumont stated that the Notice of the Public Hearing was posted in the Municipal Office and was sent by mail to the assessed owners within 120 metres of the property subject for the proposed Zoning By-law Amendment, and to those persons and agencies likely to have an interest in the application. The Notices were sent on July 18, 2018 (being over twenty (20) days prior to this evening's meeting).

Included with the Notices was an explanation of the purpose and effect of the proposed Zoning By-law Amendment and a key map showing the location of the property.

The Mayor then declared this portion of the meeting to be a Public Hearing to deal with Application No. ZBA 18-09(KL) and requested Mr. Dumont to summarize the purpose and effect of the proposed Zoning By-law Amendment and provide any additional information and correspondence relevant to the application.

Mr. Dumont stated that the application for a zoning by-law amendment is to zone the land from Waterfront Residential (WR) to Waterfront Residential (WR) with a regulation under By-law 2014-29 of the Municipality of Killarney, as amended, in order to acknowledge two (2) seasonal dwellings on the subject property.

With respect to Official Plan policies, the property is designated “Waterfront Policy Area” which permit single detached dwellings and the main locations for seasonal and limited permanent residential.

Additionally, policy 2.1.5.6(f) the adequate provision of off-street parking, public boat docking facilities and garbage disposal for development that is to be accessible by water. A letter from Hartley Bay Marina supports that the second dwelling will be accommodated by off street parking, boat launching and household kitchen waste disposal.

With respect to the zoning by-law, one (1) single detached dwelling is permitted in the water residential zone. In the 1950’s, a seasonal residential dwelling was constructed before the effective date of the Zoning By-law (O.REG 834/81) and subsequently, in 2004, a second seasonal residential dwelling was constructed after the effective date of the Zoning By-law (2003-09) under the Municipality of Killarney. The seasonal residential dwelling constructed in the 1950’s which predates the Zoning By-law is to be removed and replaced by a new seasonal residential dwelling. The proposed by-law is to make an exception in order to permit two (2) seasonal dwellings on the subject property.

No comments or concerns were raised through agency circulation. With respect to public consultation, no comments or concerns were raised.

The applicant was not present.

The Mayor invited questions and comments from members of council, there were none.

As there were no questions, the Mayor declared the Public Hearing to be concluded and stated the zoning by-law amendment would be considered by Council later in the evening.

The Mayor also advised that there is a 20 day appeal period during which time any person or public body may, not later than 20 days after the day that the giving of written notice as required by Section 34(18) of the Planning Act is completed, appeal to the Ontario Municipal Board by filing with the Clerk of the Municipality a notice of appeal setting out the objection to the by-law and the reasons in support of the objection, accompanied by the fee prescribed under the Ontario Municipal Board Act. During this appeal period, no building permit may be issued or other work commenced.

18-266 BY JIM ROOK - EILEEN LEWIS

BE IT RESOLVED THAT the Special Meeting of Council held August 8th, 2018 be adjourned at 6:54 P.M.

CARRIED

ORIGINAL DOCUMENT SIGNED

Virginia Rook, Mayor

ORIGINAL DOCUMENT SIGNED

Candy Beauvais, Clerk Treasurer