



MINUTES

Public Meeting Under the Planning Act

Tuesday, June 19, 2018

Council Chambers 6:25 p.m.

COUNCIL PRESENT:

Mayor Tom Peckett
Deputy Mayor Brian Armsden
Councillor Heather Lang
Councillor Mark MacKenzie

REGRETS:

Councillor Scott Brum

STAFF PRESENT:

Lindsey Lee, CAO/Clerk
Angela Young, Deputy Clerk
Chris Vereyken, Chief Building Official
Bruce Howarth, Senior Planner

MEDIA PRESENT:

Rick Stow, My Broadcasting Corporation

1. Call to Order and Roll Call

A Public Meeting under the Planning Act was held at 6:25 p.m. to consider a proposed amendment to the Zoning By-Law for the Township of McNab/Braeside in accordance with the provisions of Section 34 of the Planning Act, 1990.

2. Declare Meeting Open

Deputy Mayor Armsden stated that this is a Public Meeting held by Council under Section 34 of the Planning Act, 1990 and is declared open and further advised this Public Meeting is to consider a comprehensive amendment to the Township of McNab/Braeside Zoning By-Law 2010-49 as requested by Council for the entire Township with regards to cannabis operations and facilities.

3. Disclosure of Pecuniary Interest and the General Nature Thereof

Members were asked to state any pecuniary interest and the general nature thereof before the item is discussed. No disclosures of pecuniary interest were declared at this time.

Deputy Mayor Armsden Chaired the meeting this evening.

4. Applicant

The Corporation of the Township of McNab/Braeside

5. Information Circulated

- 5.1 - Notice of Application and Public Meeting
- Draft Zoning By-Law Amendment
- County of Renfrew Planning Report

6. Clerks Notice of Circulation in accordance with the Requirements of the Planning Act

The public meeting is a requirement of the Planning Act. In accordance with the Planning Act, notice must be given at least 20 days before the public meeting is held. Deputy Mayor Armsden requested that the Clerk confirm the date the notice was circulated and calculate that we had the required 20 days notice.

The Deputy Clerk advised the Notice was published in the local Arnprior and Renfrew newspapers on May 9th, 2018. The Notice was mailed to the agencies as required under the Planning Act. The Notice was published on the Township website on May 8, 2018 and on the website calendar. The notice of the meeting was also published in the Township Times on May 22nd and June 6th, 2018.

Deputy Mayor Armsden stated that the 20 day notice having been given, declared the meeting properly constituted to transact its business.

Any person wishing to receive written notice of the Adoption of the Amendment being considered at this meeting must leave their name and mailing address with the Township Clerk by writing their name and address on the list posted at the back of the Council Chambers.

As required by Section 34 (14.5) of the Planning Act, Council is required to inform the public of who is entitled to appeal to the Local Planning Appeal Tribunal, under Sections 34(11) and (19):

Under Section 34(11) - If Council decides to refuse an application or refuses or neglects to make a decision on an application within 120 days of the municipal clerk receiving the application, the applicant or the Minister of Municipal Affairs and Housing, may appeal to the Local Planning Appeal Tribunal by filing an appeal with the clerk of the municipality.

Section 34 (19) – Not later than 20 days after the giving of notice of passing of the by-law, the applicant, any person or public body who made oral submissions at the public meeting or made a written submission to Council, before the by-law was passed or the Minister of Municipal Affairs and Housing, may appeal to the Local Planning Appeal Tribunal by filing an appeal with the clerk of the municipality.

7. Clerks Reading of the Notice

Deputy Mayor Armsden requested the Clerk give a description and location of the Proposed Amendment.

The Deputy Clerk advised that the notice informed the public of the meeting date to be held on June 19th, 2018 at 6:15 p.m. for the proposed amendment. The proposed amendment affects all lands in the Township and therefore a key map has not been provided.

The Deputy Clerk read that the purpose and effect of this amendment is to update the Township's Zoning By-law for the consideration of allowing Marijuana Production Facilities. The amendment would include a definition of a Marijuana Production Facility and implement general provisions regarding permitted locations and setbacks.

The notice was dated May 9, 2018 and signed by CAO/Clerk, Lindsey A. Lee.

Additional information regarding the Zoning By-Law amendment was available for inspection at the Township of McNab/Braeside Municipal Office during regular office hours.

8. Correspondence/Comments Received

- Agencies
- Planning Department
- Others

Deputy Mayor Armsden inquired if there were any written comments received.

The CAO/Clerk read comments received as follows:

Chris Vereyken - Chief Building Official had no comments or concerns.

Conseil des Ecoles Publiques de l'est de l'Ontario - No comments or concerns.

Enbridge - No objection to the proposed application, however, reserves the right to amend or remove development conditions.

Jane Etmanskie - via e-mail - Wondering if there are any plans for any lands in McNab/Braeside Township to be used for marijuana production or planting. If so, will the proposed planning for such activity be publicly announced, with the civic addresses provided, before it is approved.

The CAO/Clerk advised there was no other correspondence received either to object or to support the proposed application.

Deputy Mayor Armsden inquired if Mr. Bruce Howarth wished to speak to the proposed amendment.

Mr. Howarth advised that he did submit a planning report that was circulated with the meeting package, his recommendations are that the draft by-law be amended to change all references of "marijuana" to "cannabis" and that the minimum buffer area be increased from 150 metres to 300 metres.

9. Questions/Comments

- Members of the Public
- Applicant/Agent
- Members of Council

Deputy Mayor Armsden inquired if members of the Public wished to speak to the amendment, which there were none.

Deputy Mayor Armsden inquired if Council Members had any questions or concerns at this point.

Councillor Lang inquired if the Township would be required to amend the zoning by-law at a later date to permit outdoor growing of cannabis should the legislation be changed. Mr. Howarth responded that the Township would need to do another amendment.

Mayor Peckett stated that in his opinion the buffer should be from the property line not the dwelling/structure. Mr. Howarth advised that the buffer is not usually from the property line, this would make most properties not large enough for this type of operation.

10. Further Information Requests List

Members of the public were requested to leave their name and mailing address on the list at the back of the Council Chambers should they wish to be notified with regards to the application.

11. Adjournment

Deputy Mayor Armsden advised that the Public meeting process is now completed. Council will give careful consideration to the arguments for/and or against the zoning amendment requested for this property.

Staff were instructed to prepare a revised by-law for Council's consideration with a change to all references of "marijuana" to "cannabis" and that the minimum buffer area be increased from 150 metres to 300 metres.

A By-Law will be brought forward to the August 7, 2018 meeting of Council for consideration of passing. The Public meeting was declared closed.

Deputy Mayor Armsden thanked everyone for their attendance.

The meeting adjourned at 6:43 p.m.

MAYOR

CAO/CLERK