

**CITY OF VAUGHAN
COUNCIL MEETING ADDENDUM
AGENDA**

**(NOTE: ADDENDUMS WILL REQUIRE UNANIMOUS VOTE FROM THE MEMBERS
OF COUNCIL PRESENT AT THE MEETING TO BE ADDED TO THE AGENDA.)**

Tuesday, March 19, 2019

1:00 p.m.

Council Chamber

2nd Floor, Vaughan City Hall

2141 Major Mackenzie Drive

Vaughan, Ontario

Territorial Acknowledgement Statement (prior to the commencement of the meeting)

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1. CONFIRMATION OF AGENDA	
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BERKELEY ACADEMY AND ENTERTAINMENT CENTRE (2600
RUTHERFORD ROAD)*

Confidential report of the Interim City Manager with respect to the above.

Council Report

DATE: Tuesday, March 19, 2019

WARD(S): ALL

TITLE: PROPOSED AMENDMENT 1 TO THE GROWTH PLAN (2017)

FROM:

Jason Schmidt-Shoukri, Deputy City Manager, Planning and Growth Management

ACTION: DECISION

Purpose

To advise Council of the Ontario government's proposed amendments to the Growth Plan (2017) and advise of the potential implications for the City of Vaughan; and to obtain Council's endorsement of this report and the attached comments and recommendations, subject to any further comment that Council deems appropriate, to augment earlier staff input to the Province.

Report Highlights

- The Province has proposed amendments to the Growth Plan (2017)
- The proposed amendments have a potential impact on major elements of the municipal planning system in the Greater Golden Horseshoe, including the Region's Municipal Comprehensive Review and the City's Official Plan Review
- City staff will continue to meet with Provincial representatives to provide input on the proposed changes to the Growth Plan (2017)

Recommendations

1. THAT the comments and recommendations provided herein be endorsed as the City's response to the proposed Amendment No. 1 to the Provincial Growth Plan and the associated changes in regulation posted on the Ontario Environmental Registry, subject to any additional comments that Council may wish to include; and
2. THAT the City Clerk circulate this report to the Regional Municipality of York Chair, Chief Administrative Officer and Chief Planner and the Members of the Provincial Parliament representing the City of Vaughan for information.

Background

In the Autumn of 2018, the Ministry of Municipal Affairs undertook a stakeholder consultation process to consider changes to the Provincial Growth Plan for the Greater Golden Horseshoe (Growth Plan) (2017). A series of technical working groups, with representatives of the municipal and development sectors, were held to discuss implementation issues associated with the new Growth Plan (2017); and to develop solutions to the implementation challenges. Sessions were also held with representatives from other sectors including, the business, development, environmental and the research sectors. This resulted in a series of recommended changes to the Growth Plan (2017).

Request for Comment on the Proposed Changes

The proposed changes to the Growth Plan (2017) were posted on the Environmental Registry of Ontario (ERO) on January 15, 2019 with a submission date of February 28, 2019. Growth Plan (2017) changes were covered under four separate postings:

- **ERO Number 013-4504:** Proposed Amendment to the Growth Plan (2017) for the Greater Golden Horseshoe (2017)
- **ERO Number 013-4505:** Proposed Modification to Ontario Regulation 311/06 (Transitional Matters – Growth Plans)
- **ERO Number 0-13-4506:** Proposed Framework for Provincially Significant Employment Zones
- **ERO Number 0-13-4507:** Proposed Modifications to Ontario Regulation 525/97 (Exemption from Approval – Official Plan Amendments)

The postings provide a commenting window of 45 calendar days for the Growth Plan (2017) amendments and related matters.

The Stated Intent of the Changes to the Growth Plan (2017)

In the ERO posting the Ministry of Municipal Affairs indicated that the proposed changes are intended to address potential barriers to increasing the supply of housing, creating jobs and attracting investments. Specific changes are to have the following results:

- **Employment Planning:** A modernized employment area designation system that ensures lands used for employment are appropriately protected while unlocking land for residential development
- **Settlement Area Boundary Expansions:** A system that enables local municipal decisions on reasonable changes to settlement area boundaries in a timely manner to unlock land faster for residential and commercial development that supports more jobs and housing
- **Agricultural and Natural Heritage Systems:** Provide Greater Golden Horseshoe regional mapping systems that are factual and reflect the local mapping realities, while providing for the appropriate level of protections for our

natural resources and continuing to build on the economic viability of our agri-food industry

- **Intensification and Density Requirements:** Provide a simplified approach to minimum intensification and density targets that reflects the objectives of supporting provincial transit investments, the planned growth rates and local realities of different communities, including market demand for housing. The application of different levels of targets recognizes that “one-size does not fit all” and makes it easier to understand and measure the impacts of growth in the region
- **Major Transit Station Areas:** A streamlined approach that enables the determination of major transit station areas to happen faster so that zoning and development can occur sooner

Previous Reports/Authority

N/A

Analysis and Options

Overview

Amendment 1 to the Growth Plan (2017) expands opportunities for changing significant policies and procedures of the Growth Plan through processes proposed in the new Amendment. Such changes would be undertaken outside of a Municipal Comprehensive Review (the “MCR”), which would ultimately be reflected in the municipal official plans. One of the fundamental principles of the Growth Plan is that the lower-tier municipal plans are to be based on a thorough Municipal Comprehensive Review undertaken by the upper tier, which would be further articulated through the lower tier Official Plan Review.

These proposed changes have the potential to compromise the intent of the Growth Plan, which was approved in July 2017. The following areas may be impacted:

1. The density and intensification targets are subject to proposed policies that would permit changes to be made outside an MCR process, including:
 - a. Region-wide Intensification (within the delineated built-up area, the “DBA”) targets,
 - b. Designated Greenfield Area (the “DGA”) targets, and
 - c. Major Transit Station Area (the “MTSA”) targets.
2. Settlement Area Boundary Expansions, boundary adjustments, and employment land conversions are proposed to be permitted outside a MCR, subject to criteria.

Allowing boundary changes, the conversion of employment land, and the changing of targets outside a Municipal Comprehensive Review may lead to ad hoc decision-making, weakening the plan and placing less reliance on the Municipal Comprehensive

Review, which needs to remain as the foundation for municipal growth management policy. There is a danger that this approach will lead to municipal Councils being presented with numerous and potentially competing proposals for changes under the proposed flexibility policies.

It is acknowledged that such flexibility may be helpful in dealing with minor changes that may be necessary to address a specific issue or take advantage of a unique opportunity. If such policies are to remain, there would need to be clearly defined processes to identify, evaluate and approve the proposed changes, if Amendment 1 were to be approved as is.

For example, if a land use conversion occurs outside of a MCR, must it be municipally initiated or is there an avenue for third party applications under the *Planning Act*? A level of certainty and clarity is needed. As such, the following should be made clear:

1. Who can initiate these processes? (i.e. the municipalities or are third parties allowed to apply for such changes?)
2. What is the process? (i.e. Will municipalities be allowed to identify process requirements for assessing such changes and how the upper and single-tier municipalities address the changes)
3. Can requests for conversions, changes in density requirements and boundary expansions be denied by municipalities without appeal?

The key point is that such changes should only be initiated by the lower tier or upper tier municipalities and be approved by the upper tier municipality (in this case York Region). The only avenue of appeal that should be available is to the Region/Province on the adoption of the implementing municipal official plan amendments.

Third party appeals should not be allowed for any failure of a municipality to adopt such a change or for their refusal to consider its adoption. These matters should not be appealable to the Local Planning Appeal Tribunal. These decisions should be left solely in the hands of the municipalities, in consultation with the Province. If third-party appeals are allowed, it could lead to numerous applications and hearings, which would divert scarce resources from plan implementation and result in lengthy and expensive hearing processes.

Applicability to the City of Vaughan in the Context of York Region

In evaluating the situation in the City of Vaughan, as one of the largest lower-tier municipalities in York Region, it should be noted that the City is already on its way to implementing the policy intent of the current Growth Plan (2017). Planning for growth to 2041 is underway and this is expected to continue even with the proposed amendments to the Growth Plan (2017). The following is pertinent to the current situation:

1. York Region is now undertaking its Municipal Comprehensive Review to plan for growth to 2041 under the Growth Plan (2017);
2. The City of Vaughan has finalized a Request for Proposal to retain consulting resources to undertake an Official Plan Review that will achieve conformity with the Region's 2041 MCR and the updated Regional Plan;
3. The City is still working to fulfill the policies of VOP 2010 (based on the 2006 Growth Plan) to plan for growth to 2031;
4. While supportive policies are already in place, (i.e. intensification areas and the planning for employment land and new communities) the delivery of development that implements these policies is faced with several long-term obstacles. These include:
 - A lack of sanitary sewage and water services
 - A planned transit system that is improving, but full implementation to support the planned level of development will not be achieved in the short-term
 - A backlog of development approvals that are currently subject to OMB/LPAT appeal processes
5. It will take years of infrastructure investment and the resolution of appeals to fulfill the intent of VOP 2010; and
6. This did not change with the approval of the current Growth Plan (2017), nor will it change with the approval of any of the amendments that are now under consideration.

In a global sense, the proposed amendments to the Growth Plan (2017) will have marginal impacts on the delivery of new development. The delivery of the necessary hard services is required to take advantage of the already planned inventory of development land.

With the Region moving forward with its MCR, there is no immediate need for proceeding with any boundary expansions, employment land conversions; or adjustments to density or intensification targets in advance of or outside the MCR. If flexibility is to be provided in the new policies, the processes will need to be confirmed and the decision-making should be left in the hands of the affected municipalities.

As such, in finalizing the Growth Plan under Amendment 1, which acknowledges that one size does not fit all, consideration should be given to measures that will support lower-tier decision making and the creation of municipal policies that are flexible, adaptable and opportunity driven, as the best means of fulfilling Provincial policy.

In addition to these larger issues, Attachment 1 provides Policy-Specific Comments on Proposed Amendment 1 to the Growth Plan (2017).

Financial Impact

There are no direct financial implications resulting from this report.

Conclusion

Staff have reviewed the proposed amendments to the Growth Plan (2017) and have prepared comments in this report for Council's review and endorsement.

The commentary provided in this report and Attachments 1 and 2 form the basis of the comments submitted in response to the ERO posting. As a general consideration, there is no real advantage, at this time, to the City in pursuing any process that would exist outside of the York Region Municipal Comprehensive Review. The Region and the City should stay the course on the respective MCR/Official Plan Review processes and incorporate any changes that may result from the amended Growth Plan (2017). This will ensure a continuing commitment to comprehensive planning to guide development in the Region and the City to 2041.

For more information, please contact: Kyle Fearon, Senior Planner, Long-Range Planning, ext. 8776 or Fausto Filippetto, Manager of Long-Range Planning, ext. 8699.

Attachments

1. Policy-Specific Comments on Proposed Amendment 1 to the Growth Plan (2017)
2. Recommended Modifications for Provincially Significant Employment Zones Mapping

Prepared by

Kyle Fearon, Senior Planner, ext. 8776

Fausto Filippetto, Manager of Long-Range Planning, ext. 8699

Bill Kiru, Director of Policy Planning and Environmental Sustainability, ext. 8633

Attachment 1

Policy-Specific Comments on Proposed Amendment 1 to the Growth Plan (2017) Organized by Chapter

1. **Context (2.1)**

Current Policy

The context section of the Growth Plan (2017) makes the case for why a Growth Plan (2017) is necessary to accommodate the rapid growth of the Greater Golden Horseshoe and address the myriad challenges it faces.

Proposed Changes

Several references to “urban sprawl” have been changed to “unmanaged growth”. It is also noted that greenhouse gas emissions targets have been reduced in paragraph four from “below 1990 levels by 37 per cent by 2030 and by 80 per cent by 2050” to “reduce greenhouse gas emissions by 30 per cent below 2005 levels by 2030.”

Further, it is noted that in paragraph eleven, a change has been made from “Communities need to grow at *transit-supportive* densities” to “Communities **in larger urban centres** need to grow at *transit-supportive* densities” (emphasis added).

2. **Delineated Built-up Areas (2.2.2)**

a. Current Policy

The Growth Plan (2017) requires a phased approach to minimum intensification targets for residential development within Provincially delineated built-up area boundaries.

The annual minimum intensification target of 40% will apply until the Region completes the next Municipal Comprehensive Review (MCR). After the next Municipal Comprehensive Review, a new minimum intensification target of 50% will apply across the Region until 2031. By 2031, a 60% intensification target will apply to 2041. Existing densities, as mandated by the in-effect Regional Official Plan, will continue to apply.

Proposed Change

The proposed amendment maintains the requirement that a minimum 60% of all residential development occurring annually in York Region be within the delineated built-up area. The target date for achieving this density has been changed from 2031 to “by the time the next Municipal Comprehensive Review is approved and in effect”. Until the next MCR is in effect the annual minimum intensification target contained in the upper tier official plan will continue to apply.

Comment

The City is well positioned to accommodate the proposed minimum intensification targets and has no objection to the minimum intensification targets proposed for York Region.

Recommendation

That the City advise the Province of its support for an increased intensification requirement, and that alternative targets should be requested at the time of a MCR.

b. Current Policy

Growth Plan (2017) policy 2.2.2.4.a states that all municipalities will “encourage intensification generally to achieve the desired urban structure”.

Proposed Change

Amendment 1 proposes to delete this policy and replace it with: “encourage intensification generally throughout the delineated built-up area.” This reflects the language used in the 2006 Growth Plan (proposed policy 2.2.2.3.c).

Comment

The City, among others, requested that the 2006 language be replaced as it was used to undermine the allocation of densities on the basis of well-defined intensification areas.

The current policy encourages intensification to achieve the urban structure of each municipality, which is generally supported by transit and other infrastructure. The proposed change encourages intensification throughout the built-up area. Municipalities have spent considerable time and resources consulting with the public and developing plans that direct growth to meet the Provinces population and employment targets. The proposed changes may potentially rationalize intensification proposals in stable neighbourhoods.

Recommendation

It is recommended that policy 2.2.2.4.a be maintained.

c. Current Policy

When upper/single tier Councils consider an alternative minimum intensification target, it is required to occur through a Municipal Comprehensive Review and demonstrate that the alternative target will (policy 2.2.2.5):

- maintain or improve the existing minimum intensification target
- account for infrastructure, public service facilities, capital planning
- consider the actual intensification rate being achieved
- support the achievement of complete communities

Proposed Change

The proposed amendment removes the requirement that alternative targets be determined through a MCR, and removes the criteria (mentioned above) that the alternative target would be subject to.

Comment

An alternative target should be requested during a MCR. This would take advantage of the full analysis that takes place during the MCR to determine what level of intensification is achievable.

Recommendation

It is recommended that alternative targets only be requested at the time of a MCR to take advantage of the growth management and forecasting work that takes place during a MCR.

d. Current Policy

The Growth Plan (2017) requires that municipalities “identify the appropriate type and scale of development and transition of built-form to adjacent areas” as part of their strategy to achieve the minimum intensification targets (policy 2.2.2.4.b).

Proposed Change

The proposed change modifies the policy to only refer to Strategic Growth Areas (SGA’s) “identify the appropriate type and scale of development in **strategic growth areas** and transition of built form to adjacent areas”.

Comment

The proposed change limits municipalities identification of the appropriate type and scale of development and transition of built form to SGA’s and their adjacent areas (proposed policy 2.2.2.3.c).

Recommendation

It is recommended that policy 2.2.2.4.b of the Growth Plan (2017) be maintained to encourage appropriate transition of built-form to adjacent areas from all intensification areas.

3. Transit Corridors and Station Areas (2.2.4)

Current Policy

The Growth Plan (2017) requires that municipalities delineate (single and upper tier) and set density targets (upper in consultation with lower tier) for MTSA’s through a MCR (policy 5.2.3.2.b and policy 5.2.5.3.c).

Proposed Change

Upper tier municipalities may delineate the MTSA boundaries and identify the minimum density requirements for the MTSA’s in accordance with SS. 16(16) of the *Planning Act*, in advance of the next MCR (proposed policy 2.2.4.5).

Comment

This process is already underway in coordination with Regional staff through the current MCR. The new provision would not likely result in a more expedited process.

Recommendation

It is recommended that the modification be supported.

4. Employment (2.2.5)

a. Current Policy

The conversion of lands within employment areas to more sensitive non-employment uses like residential or places of worship can only occur during a Municipal Comprehensive Review.

Proposed Change

A one-time window is proposed to allow for conversions take place “until the next Municipal Comprehensive Review”, subject to criteria (proposed policy 2.2.5.10).

Comment

A few things would need to be clarified:

- i. Who can initiate the process?
- ii. Are decisions appealable?
- iii. What is the process for considering conversions in advance of the next MCR?

Recommendation

It is recommended that guidance be provided on the ERO website so that municipalities have an opportunity to consider how the proposed policy change would be implemented.

b. Current Policy

The introduction of major retail into an employment area can only be considered through a Municipal Comprehensive Review (policy 2.2.5.9).

Proposed Change

To permit the introduction of major retail into employment lands until the next Municipal Comprehensive Review (proposed amendment to policy 2.2.5.11).

Comment

The proposed policy permits the introduction of major retail into employment areas outside of a Municipal Comprehensive Review.

Recommendation

It is recommended that policy 2.2.5.9 of the Growth Plan (2017) be maintained.

5. Designated Greenfield Areas (2.2.7)

a. Current Policy

Designated Greenfield Areas are lands within settlement areas located outside of the delineated built-up areas (that have been designated in an Official Plan for

development), which are required to accommodate forecasted growth to the horizon of the Growth Plan (2017).

Under the Growth Plan (2006), the DGA density target was 50 people and jobs combined per hectare. Under the Growth Plan (2017), the existing DGA is subject to a density target of 60 people and jobs combined per hectare (policy 2.2.7.4).

Until the next Municipal Comprehensive Review, the density target in the Official Plan of the upper-tier municipality will continue to apply (policy 2.2.7.4). For example, this includes Blocks 27 and 41, which have a density target of 70 people and jobs combined per hectare.

New DGA's (added through an urban expansion, if required) are required to achieve a minimum density target of 80 people and jobs combined per hectare.

Proposed Change

To lower the minimum density requirement for newly added DGAs in York to 60 residents and jobs per ha (proposed amendment to policy 2.2.7.2).

Comment

Vaughan's New Community Areas (Blocks 27 and 41) are already planned with density targets of 70 people and jobs combined per hectare.

Recommendation

Staff recommend including a policy that requires any alternative intensification target to be higher than historic intensification levels.

b. Current Policy

Councils may request an alternative target for newly added DGAs through a MCR, subject to criteria so that the alternative target will:

- not be less than the minimum density target in the official plan that is approved and in effect
- reflect documented actions taken to increase planned densities in accordance with policy 2.2.7.4 a) ii)
- achieve a more compact built form that supports existing or planned transit and active transportation to the horizon of this Plan
- account for existing and planned infrastructure, public service facilities, and capital planning
- account for lands built and planning matters that are approved and in effect
- support the diversification of the total range and mix of housing options in designated greenfield areas to the horizon of this Plan, while considering the community character
- support the achievement of complete communities

Proposed Change

A new policy which allows Councils of upper and single tier municipalities to request an alternative DGA target where it is demonstrated that the target cannot be achieved

and that the alternative target will support the diversification of the range and mix of housing options, and the achievement of a more compact built form in designated greenfield areas in a manner that is “appropriate given the characteristics of the municipality and adjacent communities” (proposed policy 2.2.7.4).

Comment

The proposed change removes a requirement that Councils request alternative targets through a Municipal Comprehensive Review and removes criteria to ensure a minimum density target in effect as of July 1, 2017 is maintained in absence of a new minimum. These changes do not address the primary challenge for development in these areas: a lack of servicing.

Recommendation

It is recommended that consideration of alternative targets by upper and single tier municipalities only occur through a MCR. Staff also recommend a requirement that any alternative intensification target be higher than historic intensification levels.

6. Settlement Area Boundary Expansions (2.2.8)

a. Current Policy

Settlement area boundary expansions may only occur through a Municipal Comprehensive Review.

Proposed Change

A new policy has been proposed that would allow municipalities to adjust settlement area boundaries outside of a Municipal Comprehensive Review (proposed policy 2.2.8.4).

Comment

The proposed policy would allow settlement boundary adjustments to occur outside a Municipal Comprehensive Review process. The land needs assessment undertaken through an MCR is the tool for determining whether there is a need for additional land to accommodate growth that can't be accommodated through intensification or development in designated greenfield areas.

Recommendation

It is recommended settlement area boundary expansions only be requested at the time of a MCR to take advantage of the growth management and forecasting work that takes place during the MCR. It is recommended that proposed policy 2.2.8.4 be removed.

b. Current Policy

Settlement area boundary expansions may only occur through a Municipal Comprehensive Review.

Proposed Change

A new policy has been proposed that would allow for a settlement area boundary expansion to occur in advance of a Municipal Comprehensive Review (proposed policy 2.2.8.5), provided the amount of land to be added to the settlement area will be no larger than 40 hectares (proposed policy 2.2.8.6).

Comment

The proposed policy would allow settlement boundary expansions to occur outside a Municipal Comprehensive Review. The land needs assessment undertaken through a MCR is the tool for determining whether there is a need for additional land that can't be accommodated through intensification or development in the DGA's.

It is not clear how changes to the land budget would be addressed in this process, and who would undertake the substantial work of updating the regional land budget, which is guided by a Provincially mandated methodology as set out in policy 2.2.1.5.

Proposed policy 2.2.8.5.e acknowledges this challenge, stating, "the additional lands and associated forecasted growth will be fully accounted for in the land needs assessment associated with the next *Municipal Comprehensive Review*." The proposed policy suggests that Provincial growth targets would not be considered when changes to the urban boundary are proposed, and could be addressed after the boundary had been changed.

In addition, it is not clear whether the additional 40 hectares of lands is meant to be the total amount of land to be expanded across the upper/single tier, or is meant to apply to individual boundary expansions. It is recommended that if used, this number represent a region-wide cap on the amount of additional land that would be considered outside an MCR.

Recommendation

It is recommended that settlement area boundary expansions only occur through a Municipal Comprehensive Review and that proposed policy 2.2.8.5 be removed. If kept, it is recommended that this only occur if municipally initiated by an upper or single tier municipality.

7. Integrated Planning (3.2.1)

Current Policy

The Growth Plan (2017) requires planning for new or expanded infrastructure to occur in an integrated manner, supported by infrastructure master plans, asset management plans, community energy plans, watershed planning, and environmental assessments (policy 3.2.1.2).

Proposed Change

That policy 3.2.1.2 be amended to state that planning for new or expanded infrastructure will occur in an integrated manner, including environmental planning (added). Reference to specific studies (infrastructure master plans, asset

management plans, community energy plans, watershed planning, environmental assessments) was removed and replaced with “environmental planning”.

Comment

It is not clear what the purpose of removing the previously mentioned references is.

Recommendation

Request Provincial staff to clarify the intent of this change.

8. Water and Wastewater Systems /Stormwater Management (3.2.6 - 3.2.7)

Current Policy

Policies that direct how planning of water, wastewater, and stormwater systems are planned are informed by watershed planning.

Proposed Change

The phrase “or equivalent” has been added in instances when referring to watershed planning and a stormwater master plan.

Comment

It is not clear what “equivalent” is meant to refer to.

Recommendation

Request Provincial staff to clarify the intent of this additional language.

9. Protecting What is Valuable – Context (4)

Current Policy

The preamble of this section currently includes the statement “The Province will work with municipalities to develop approaches to inventory, reduce, and offset greenhouse gas emissions in support of provincial targets as we move towards the long-term goal of net-zero communities.”

Proposed Change

The preamble is proposed to be amended by deleting “the long-term goal of net-zero” and replacing it with “environmentally sustainable”.

Comment

The most recent analysis of the Intergovernmental Panel on Climate Change and the UN Emissions Gap Report 2018 clearly articulates a goal of low carbon communities by 2050 to avoid dangerous climate change.

Recommendation

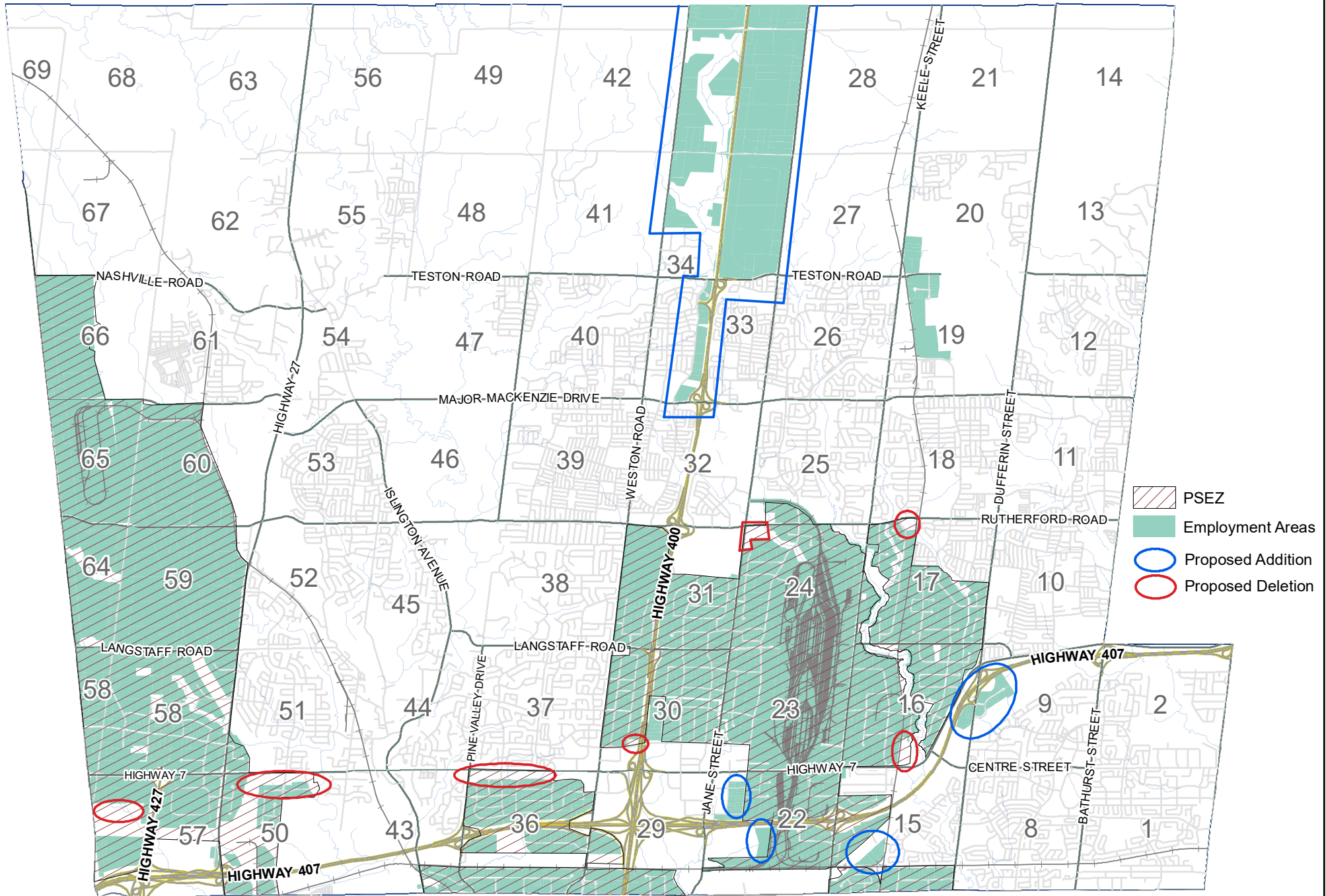
It is recommended that the Province retain the original Growth Plan (2017) wording.

ERO # 013 – 4506**Proposed Framework for Provincially Significant Employment Zones**

Mapping of the proposed Provincially Significant Employment Zones (PSEZ) was distributed by the Province for review and comment. Lands within a PSEZ would not have the ability to be converted to a non-employment use outside of a MCR. The proposed mapping did not include the Highway 400 North Employment Lands and a number of other significant employment areas. Staff are recommending that these lands be identified as a PSEZ, as this area will have significant employment and economic output and needs to be protected. Furthermore, other areas along the Highway 407 corridor were not identified as PSEZ. Staff are also recommending that these lands be included in the PSEZ mapping. These proposed recommendations are illustrated on the attached map.

The attached mapping also includes areas recommended for removal from the PSEZ based on non-employment land use designations.

Attachment 2 Recommended Modifications for Provincially Significant Employment Zones Mapping



0 0.75 1.5 3 Kilometers

Council Report

DATE: Tuesday, March 19, 2019

WARD(S): ALL

**TITLE: PROCLAMATION AND FLAG RAISING REQUEST
WORLD AUTISM AWARENESS DAY**

FROM:

Nick Spensieri, Deputy City Manager, Corporate Services

ACTION: DECISION

Purpose

To seek Council approval for the date of April 2, 2019 to be proclaimed as World Autism Awareness Day, that the City of Vaughan participate in an Autism Awareness flag raising event on April 2, 2019, and that the proclamation be posted on the City's website.

Report Highlights

- Respond to the request received from Autism Ontario York Region, received on March 14, 2019.
- Proclamation and flag raising event requested for April 2, 2019.

Recommendations

1. That April 2, 2019 be proclaimed as World Autism Awareness Day;
2. That the City of Vaughan participate in a flag raising event at City Hall on April 2, 2019 with the flag remaining raised for the balance of the day; and,
3. That the proclamation be posted on the City's website.

Background

Correspondence was received from the Chair, Raise the Flag Campaign, of Autism Ontario York Region on March 14, 2019 requesting a proclamation and flag raising.

Council has previously granted this request.

Previous Reports/Authority

[Committee of the Whole, Report No. 10, Item 11](#)

Analysis and Options

The proclamation request meets the requirements of the City's Proclamation Policy and Flag Raising/Half Masting Policy, as follows:

"That upon request, the City of Vaughan issue Proclamations for events, campaigns, or other similar matters: If the event, campaign or declaration is directly related to matters over which the City has jurisdictions or the City directly sponsors the event, campaign or other matter"; and

"Flags of non-partisan, non-profit, charitable organizations shall be flown at the City of Vaughan Civic Centre upon a written request to the City Clerk submitted one month in advance on the understanding that the individual flag will not be flown for a period longer than one week".

Autism Ontario is dedicated to increasing public awareness about autism and the issues faced by individuals with autism, their families and the professional with whom they interact. The association and its chapters share common goals of providing information and education, supporting research and advocating for programs and services for the autism community.

Financial Impact

There is no expected financial impact with respect to this request.

Broader Regional Impacts/Considerations

The York Region chapter serves 11,000 individuals with autism and their families in the region.

Conclusion

Staff is recommending that April 2, 2019 be proclaimed as World Autism Awareness Day, that the City of Vaughan participate in an Autism Awareness flag raising event on April 2, 2019, and that the proclamation be posted on the City's website.

For more information, please contact: Todd Coles, City Clerk

Attachment

1. Correspondence from the Chair, Raise the Flag Campaign, Autism Ontario York Region, dated March 11, 2019

Prepared by

Julia Bartolomeo, Supervisor, City Clerk's Administrative Services, x8280

RECEIVED

MAR 14 2019

CLERK'S DEPT.



City of Vaughan - Clerk's Office
2141 Major MacKenzie Drive
Vaughan, ON L6A 1T1

March 12, 2019

To Whom It May Concern:

Please find attached the Request for Proclamation for the upcoming World Autism Awareness Day that we will be celebrating on April 2, 2019

Autism Ontario is the leading source of information and referral on autism and one of the largest collective voices representing the autism community. Members are connected through a volunteer network of chapters throughout the Province of Ontario.

We are guided by a Board of Directors, composed primarily of parents of individuals with autism, plus a host of volunteers and respected professionals who provide expertise and guidance to the organization on a volunteer basis.

Autism Ontario is dedicated to increasing public awareness about autism and the day-to-day issues faced by individuals with autism, their families and the professional with whom they interact. The association and its chapters share common goals of providing information and education, supporting research and advocating for programs and services for the autism community.

Our York Region chapter proudly serves 11,000 individuals with autism and their families living in the region. We would like to count the City of Vaughan as a community partner that will join us in a flag raising.

Please let us know if you require any additional information from us.

Regards, 

Sarah Shaw & Rahila Chughtai
Chair; Raise the Flag Campaign
Autism Ontario York Region
[York Region - Autism Ontario](http://YorkRegion-AutismOntario.com)

PROCLAMATION

I, Mayor Bevilacqua of the City of Vaughan, do hereby proclaim April 2 as World Autism Awareness Day

Whereas: World Autism Awareness Day will be recognized on April 2, 2019 in Canada, thanks to Liberal Senator Jim Munson's Bill S-206, *An Act Respecting World Autism Awareness Day*; and

Whereas: Autism Spectrum Disorder (ASD) affects more than 100,000 Ontarians. Autism Spectrum Disorder is now recognized as the most common neurological disorder affecting 1 in every 94 children, as well as their friends, family and community; and

ASD is a spectrum disorder, which means it not only manifests itself differently in every individual in whom it appears, but its characteristics will change over the life of each individual as well. A child with ASD will become an adult with ASD; and

Autism Ontario (formerly Autism Society Ontario) is the leading source of information and referral on autism and one of the largest collective voices representing the autism community. Since 1973, Autism Ontario has been providing support, information and opportunities for thousands of families across the province; and

Whereas: Autism Ontario is dedicated to increasing public awareness about autism and the day-to-day issues faced by individuals with autism, their families, and the professionals with whom they interact. The association and its chapters share common Goals of providing information and education, supporting research, and advocating for programs and services for the autism community; and

Therefore I, Mayor Bevilacqua, hereby declare April 2nd as World Autism Awareness Day.

Dated at Vaughan, Ontario this 2nd day of April, 2019



MEMBER'S RESOLUTION

Date:	MARCH 19, 2019 – COUNCIL (ADDENDUM)
Title:	REQUEST FOR EVENING MEETING RE: SPORTS VILLAGE REPORT
Submitted by:	COUNCILLOR MARILYN IAFRATE

Whereas, the City is undertaking a review of a potential sale of parkland in the vicinity of the Sports Village; and

Whereas, a report is forthcoming from Staff as part of the outcome of the recent community consultation process; and

Whereas, an unsolicited proposal was submitted by Mentana Group to purchase the entire site at 2600 Rutherford Rd where the park and four arenas are located; and

Whereas, this proposal for a private school, Amphitheatre and major hockey arena would have major impacts on the local community; and

Whereas, approx. 400 residents attended the meeting at City Hall on February 17, 2019, most of which were unable to participate in the process as the meeting space was set up for only 130 people; and

Whereas, this matter has widespread interest within and beyond the local community; and

Whereas, South Maple Ratepayers Association (SMRPA) as well as residents have asked for the ability to attend the presentation of the report through an evening meeting.

It is therefore recommended that the final report be brought forward to an evening meeting of the Committee of the Whole either before or after the regular Public Hearing meeting.

Respectfully submitted,

Marilyn Iafrate
Councillor for Maple & Kleinburg

Attachments

Letter from SMRPA

Dear Mayor, Regional and Local Councillors, and City staff;

In my capacity as President of the South Maple Ratepayers Association, I am writing to you with respect to the unsolicited private proposal by Mentana Group to purchase our public neighbourhood park which will ultimately lead to the expansion of the Sports Village.

By this point you have received many emails, phone calls, and communication from myself, and many members of my community opposing the proposed sale of our park along with our expectation that Council will unequivocally reject this proposal.

To date, I have sent various emails and I have not received a response, let alone the support of Council. We are truly depending on the support of our mayor, regional and local councillors to preserve our public park.

This email is to confirm our opposition to this proposal in every way, from the sale of parkland to the private expansion plan itself. Our position has never waived and our community is unified in the fight to save our park for our children and for future generations of children. On a positive note, as disturbing as this issue has been for us, it has brought our community closer together. To date, the South Maple Ratepayers Association is now an organized and incorporated entity, that is actively raising funds in the event that we need to retain legal assistance, which we hope will not be required.

To be clear, we do not oppose the concept of the plan, however we do oppose the premise that we have to give up our neighbourhood public park in order to facilitate this private venture. If Vaughan needs this type of development along with the proposed amenities, then Vaughan should have it, but not at the expense and detriment of our established community.

The concept of this development can be brought to fruition anywhere else in Vaughan where residents do not have to suffer the loss of their neighbourhood park. It is evident that the proposed location is strictly for the convenience of the proponent, not the surrounding community.

At what point will council address the community and our concerns? This is a very serious issue that has impacted a large portion of residents. Should Council plan on approving this proposal without addressing the needs and concerns of the community, your decision will create a great deal of disappointment and a loss of confidence in our elected officials to act in the public interest of our community.

We have been advised that council will make an official decision regarding the proposal within the coming weeks. This matter has caused a great deal of anxiety and stress within our community and therefore we ask that a decision be made to reject this proposal sooner rather than later. We formally request that Council set aside an evening date to accommodate those that wish to participate in a Council meeting where this matter will be heard. I would like to kindly request and ask Council and staff to respect our community in that any and all meetings revolving around this matter take place in the evening for all to attend, and be a part of the discussion.

We look forward to having this issue resolved in a timely and favourable manner for our community and I would like to extend my heartfelt wishes that Council will vote in favour of the opposing community.

It's not a democracy if you can have your say while no one is listening and it is certainly not a democracy when the interests of the few become more important over the interests of the many.

Kind regards,
Laura Rinaldo
President, South Maple Ratepayers Association



MEMBER'S RESOLUTION

Meeting/Date	COUNCIL - MARCH 19, 2019
Title:	Memorandum of Understanding between US Ignite and the City of Vaughan
Submitted by:	Mayor Maurizio Bevilacqua
<p>Whereas, US Ignite is a non-profit organization designed to promote international leadership in developing applications and fostering an environment for local governments and technology partners to work together; and,</p> <p>Whereas, US Ignite aims to foster the creation of novel applications and digital experiences that have the potential to transform important public policy areas; and,</p> <p>Whereas, US Ignite has been awarded a National Science Foundation grant entitled "Smart Gigabit Communities" that aims to assemble and jump-start a growing and sustainable ecosystem of smart gigabit city testbeds and corresponding applications across more than 25 communities, delivering important new advances in public policy; and,</p> <p>Whereas, over the last year the City of Vaughan's Corporate Services Portfolio has actively engaged US Ignite to determine an alignment of shared efforts to advance Council-approved Smart City and Digital Strategy initiatives; and,</p> <p>Whereas, US Ignite has invited the City of Vaughan to join the organization's Smart Gigabit Community, which would make Vaughan the first Canadian municipality to join the US Smart Gigabit Community; and,</p> <p>Whereas, the Corporate Services Portfolio recommends there are important benefits to joining this organization, which include but are not limited to, strengthening professional networks with other local governments and leading technology businesses; access to innovative and leading best practices; and enhance organizational and technical capabilities, among others; and,</p> <p>Whereas, the Corporate Services Portfolio has developed a Memorandum of Understanding (MOU) with US Ignite, that would see the City become a member of the Smart Gigabit Communities.</p> <p><i>It is therefore recommended that:</i></p> <ol style="list-style-type: none"> <i>1. The Mayor, as Head of Council, sign the MOU between the Corporation of the City of Vaughan and US Ignite, thereby establishing it as the first Canadian municipality to join the 25-member US Ignite Smart Gigabit Community;</i> <i>2. That this resolution be ratified by Council in advance of the US Ignite Application Summit taking place from April 1-4, 2019;</i> <i>3. That staff attending the Summit bring forward a report and present a deputation about their participation for the Council meeting on Wednesday, May 1, 2019;</i> <i>4. That a signing ceremony take place during the abovementioned Council meeting; and</i> <i>5. That a copy of the signed MOU be forwarded to Members of York Region Council as well as Vaughan's federal and provincial elected representatives.</i> 	

Respectfully submitted,

Mayor Maurizio Bevilacqua

Attachments

Memorandum of Understanding (MOU) between the Corporation of the City of Vaughan and US Ignite.



Memorandum of Understanding (MOU)

Between

The Corporation of the City of Vaughan (the “City”)

And

US Ignite

(each a “Party” and collectively the “Parties”)

Date: May 1, 2019

Whereas:

1. US Ignite is a non-profit organization designed to promote international leadership in developing applications and services for ultra-fast broadband networks.
2. US Ignite aims to foster the creation of novel applications and digital experiences that have the potential to transform areas such as healthcare, education and job skills training, public safety, energy, and advanced manufacturing.
3. US Ignite has been awarded a National Science Foundation (“NSF”) grant entitled “Smart Gigabit Communities” (the “Program”) that is assembling and aims to jump-start a growing and sustainable ecosystem of smart gigabit city testbeds and corresponding applications across more than 25 communities, delivering important new advances in healthcare, education, public safety, and other national priority areas. The City intends to work with US Ignite to implement the Smart Gigabit Communities Program in Vaughan. By serving as a coordinator and incubator of this ecosystem, US Ignite will accelerate the adoption of ultra-highspeed networks, providing thought leadership, market-based incentives, and distribution opportunities for its partners.
4. The Parties agree that City will be a Program member, subject to the terms herein.
5. This MOU is intended to provide a summary of the planned relationship between the Parties.

Now therefore, the Parties agree as follows:

1. (a) *Term of Membership*

Program Membership is on a quarterly / 3-month basis (based on a calendar year).

(b) *Membership Fee*

Program Membership Fee is USD \$7,500 per quarter / for a 3-month membership.

(c) *Initial Term*

As the Parties expect the City's first 3-month member ship to start May 1, 2019, US Ignite will send City's first Program Membership Fee invoice prior to April 8, 2019.

(d) *Renewal Terms*

Thereafter, at least 30 days before the expiration of any quarter during which City is a member, US Ignite shall provide City with an invoice for the Program Membership Fee for the next quarter, unless, during that current quarter, City notifies US Ignite that it no longer wishes to extend its membership, in which case City's membership will expire at the end of that current quarter, and no further invoices will be sent.

(e) *Membership Revival*

City may revive its membership at a later date with written request for invoice covering the next eligible quarter, and payment thereof.

(f) *Cancellation for Convenience*

City may cancel its membership during a quarter at any time with written notice.

(g) *Cancellation for Cause*

If City has pre-paid a month during which it will no longer be a member due to Cancellation For Cause, US Ignite shall refund any such pre-paid amounts within 30 days of the date City ceases being a member.

"Cancellation for Cause" means membership cancellation by City due to any of the following:

- (i) US Ignite being subject to any bankruptcy or insolvency proceedings;
- (ii) US Ignite failing to cure a material breach of any term or this MOU, or repeated breach of any material term; so long as the Parties have (prior to cancellation) discussed the issues and City has given US Ignite a reasonable opportunity to correct; and/or
- (iii) US Ignite or any employee, officer, director or Board member or owner of thereof is not involved in any situation or occurrence which subjects him/her/it to public scandal, disrepute, widespread contempt, public ridicule, or which is widely deemed by members of the general public, to embarrass, offend, insult or denigrate individuals or groups, or that will tend to shock, insult or offend the community or public morals or decency or prejudice the City in general.

(i) *Commencement and Governing Terms*

This MOU shall commence on the date first mentioned above and govern the relationship between the Parties (and serve as the terms and conditions of membership) during the periods City is a Program member.

2. While a Program member, US Ignite will ensure that City will be entitled to and can enjoy all of the Program benefits outlined in Schedule A (at no additional cost), and City may (in its discretion) perform those activities outlined in Schedule B. While a Program member, City agrees to be listed as and publicly recognized as a participant of US Ignite's Smart Gigabit Communities Program.
3. All information concerning any Party that is provided to any other Party and marked 'Confidential' ("**Confidential Information**") will be kept in strict confidence by the Party to whom such information is provided.

The confidentiality obligations described in this Agreement shall not apply to any information, whether or not such information is Confidential Information, which: (a) was publicly available, in the public domain, or in the receiving party's possession at the time it was communicated by the disclosing party; (b) is or becomes publicly available or in the public domain through no fault of the receiving party or is disclosed to the receiving party by a third party not under a duty of confidentiality to the disclosing party; (c) is independently developed by a receiving party; or (d) is disclosed by a receiving party pursuant to law, freedom of information request or the order, requirement, or request of a court or government authority or by a receiving party to enforce or defend its rights under this Agreement.

4. Except as and to the extent required by law or permitted by this Agreement, without the prior consent of the other Party, neither US Ignite nor the City, and each shall direct its representatives not to, directly or indirectly, make any public comment, statement, or communication with respect to, or otherwise disclose or permit the disclosure of the existence of any of the terms, conditions, or other aspects of this Agreement or any Confidential Information, except to such of their respective representatives, including legal counsel, as need to know such information in order to provide advice and otherwise perform contracted services.

If a Party is required by law to make any such disclosure, it must first provide to the other Party the content of the proposed disclosure, the reasons that such disclosure is required by law, and the time and place that the disclosure will be made.

5. This MOU: (a) constitutes the entire agreement of the parties with respect to the subject matter hereof; (b) may not be modified or amended, except by a writing signed on behalf of each of the Parties; (c) may be executed in any number of counterparts, each of which shall be an original; (d) may not be assigned by a Party unless the other Party pre-approves in writing.
6. The Parties shall meet to discuss and make good faith efforts to resolve any disputes. In no event shall a party commence legal action against another without prior warning – the intent of this MOU is collaboration and benefits to both Parties, not litigation.
7. Sections 1 to 7 above are legally binding on the Parties.

IN WITNESS HEREOF, as of the date first mentioned above, the parties have signed this Agreement.

US Ignite

City of Vaughan

By:

Name: William F. Wallace
Title: Executive Director

By:

Name: Hon. Maurizio Bevilacqua, P.C.
Title: Mayor

Schedule A – Membership Benefits

- Common local cloud infrastructure
- Access to next generation applications adapted to this infrastructure
- Bolstered organizational and technical capabilities
- Best practices shared across an ecosystem of 25+ cities
- International recognition
- Playbook on organizing local smart community efforts
- Access to next-generation applications developed by other communities
- Invitation to monthly community and technical leader calls for latest updates
- Community and technical consultation monthly and as needed
- Assistance in architecting and deploying a Digital Town Square to spur the local digital economy
- Access to the global digital network linking SGC communities via Internet2, CANARIE, and AARNET
- Exposure at the US Ignite Application Summit for successful activities
- Matching to appropriate corporate partners when beneficial to both parties
- Personalized coaching and mentoring and advice on smart community issues
- Notification of funding opportunities from US Ignite sponsors and other funding sources
- Access to educational materials on next-generation networks and ecosystem building to help spur citizen and corporate imaginations; examples of what other communities are doing to build and keep up local momentum for their “City Ignite” efforts.
- Access to the SGC Community Collaboration Exchange (CCX)
- Connections to developer and entrepreneur groups (if not already present) such as Google Developer Groups, One Million Cups, Code for Canada, IoT Meetups, etc.
- US Ignite agrees to provide to City all the benefits accruing to other partners in the Program and to participants of US Ignite programs, including inviting the City to take part in the following events and opportunities:
 - All events related to Program implementation
 - Meetings and coordination with other community teams where City has operations (e.g., Cleveland, Lafayette, LA).
 - All US Ignite developer conferences and other events, including US Ignite Forum events;
 - Mentorship and development opportunities to co-develop projects.
- Complimentary registration to the US Ignite Application Summit. The Application Summit will provide an exciting space to showcase, share, discuss, celebrate, and learn more about application development, smart and connected community programs, and the next-generation technologies transforming and improving lives across the world.
- Invitations to host and/or sponsor local application competitions in partnership with US Ignite corporate sponsors
- Leadership expertise, contacts, and strategy assistance and advice from US Ignite team

- Engineering time and technical assistance regarding software-defined networking from US Ignite staff and US Ignite partners
- Connections to other US Ignite stakeholders interested in funding new applications or providing in-kind contributions of equipment and services
- Promotion of applications and/or community resources to government agencies, venture capital funders, national foundations, or other potential partners for further development and scaling

Schedule B – Member Activities

- Assist with preparation of publicity materials and hold a press conference announcing its status as a Program member. US Ignite will provide in-kind resources, including communications & media support, to assist with the press conference. Additionally, the Vaughan US Ignite “Champion” will travel to Vaughan in support of the press conference and program kick-off.
- Form an organizing group with broad senior participation to steer the SGC program in City and hold monthly meetings
- Leverage community resources to develop and share with other SGC communities two next-generation applications per year
- Participate in discussions and collaborations with other SGC communities on topics of joint interest
- Name local community and technical leaders who are the point people to organize in-community activities and share them with other SGC communities
- Work with existing gigabit providers to interconnect and trade local traffic at a Digital Town Square at a neutral location
- If Vaughan wants to participate in inter-SGC applications such as LOLA4ALL, connect the Digital Town Square to CANARIE
- Demonstrate useful applications and share with the participants and press
- Matching to appropriate philanthropic partners who may have a stake in the community
- Pursue local sponsorships to support and sustain the SGC efforts in the local community
- Hold events to build and keep up local momentum for smart community efforts; spend may equal about USD \$70,000 per year (in-kind + cash) (such as municipal employee involvement) in smart community efforts (e.g., applications development contests, “City Ignite” accelerator spaces, reverse pitches, etc.). There is no “one size fits all” approach to the correct mix of cash and in-kind resources that Vaughan should commit to the program.
- Load community, application, and leader profiles for your community into the SGC CCX
- Engage with developer, accelerator, and other local tech entrepreneurs to support “City Ignite” application development through these groups and through support for start-ups commercializing them