

CITY OF VAUGHAN COUNCIL MINUTES MAY 17, 2022

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CITY OF VAUGHAN

COUNCIL MEETING

TUESDAY, MAY 17, 2022

MINUTES

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:01 p.m.

The following members were present:

Council Member	In-Person	Electronic Participation
Hon. Maurizio Bevilacqua, Mayor, Chair		Χ
Regional Councillor Mario Ferri		X
Regional Councillor Gino Rosati		X
Regional Councillor Linda Jackson		X
Councillor Marilyn Iafrate	X	
Councillor Tony Carella		X
Councillor Rosanna DeFrancesca		X
Councillor Sandra Yeung Racco		X
Councillor Alan Shefman		X

59. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Ferri seconded by Councillor Carella

THAT the agenda be confirmed.

<u>AMENDMENT</u>

MOVED by Regional Councillor Jackson Seconded by Councillor Carella

That the following addendums be added to the agenda:

1. PROPERTY MATTER
KIRBY ROAD EXTENSION PROPERTY REQUIREMENT
DUFFERIN STREET TO BATHURST STREET

Confidential report of the Deputy City Manager, Legal and Administrative Services & City Solicitor with respect to the above.

2. VAUGHAN METROPOLITAN CENTRE SMARTCENTRES 2022 ACTIVATIONS

Resolution of Councillor Yeung Racco with respect to the above.

3. ONTARIO LAND TRIBUNAL
CASE NOS. PL171136 AND OLT-22-002104
2466571 ONTARIO INC.
31 & 55 MOUNSEY STREET
OP.16.012 AND Z.16.051
COMPREHENSIVE ZONING BY-LAW 001-2021

Confidential verbal update request brought forward by Regional Councillor Jackson with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

60. RECONSIDERATION OF ADDENDUM 5
COUNCIL MEETING APRIL 26, 2022
ONTARIO LAND TRIBUNAL
CASE NOS. PL171136 AND OLT-22-002104
2466571 ONTARIO INC.
31 & 55 MOUNSEY STREET
OP.16.012 AND Z.16.051
COMPREHENSIVE ZONING BY-LAW 001-2021

Moved by Regional Councillor Jackson seconded by Councillor Carella

That Addendum 5, Council Meeting April 26, 2022, be reconsidered.

CARRIED UPON A 2/3 VOTE

61. <u>DISCLOSURE OF INTEREST</u>

Regional Councillor Ferri declared an interest with respect to Item 5, Report No. 21, of the Committee of the Whole - PROPERTY PROPOSED NAME FOR NEW MUNICIPAL STREET – SITE DEVELOPMENT FILE 19T-16V001, RELATED FILE Z.16.016, DUFFERIN VISTAS LTD. (PHASE 2), VICINITY OF DUFFERIN STREET AND RUTHERFORD ROAD, as one of his children may provide services to the applicant in the future.

Having previously declared an interest Regional Councillor Ferri did not take part in the discussion or vote on the foregoing matter.

62. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Shefman seconded by Councillor DeFrancesca

THAT the minutes of the Council meeting of April 26, 2022 be adopted as presented.

CARRIED

63. COMMUNICATIONS

MOVED by Regional Councillor Rosati seconded by Councillor lafrate

THAT Communications C1 to C16 inclusive be received and referred to their respective items on the agenda.

CARRIED

64. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 21

Items 1, 4,5 and 9

Committee of the Whole (Working Session) Report No. 23

Item 3

Committee of the Whole (Closed Session) Report No. 25

Items 5 and 10

Addendum Items

Items 1, 2 and 3

MOVED by Regional Councillor Ferri seconded by Councillor DeFrancesca

THAT Items 1 to 11 of the Committee of the Whole Report No. 21, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 6 of the Committee of the Whole (Public Meeting) Report No. 22, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 3 of the Committee of the Whole (Working Session) Report No. 23, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 17 of the Committee of the Whole Report No. 24, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 13 of the Committee of the Whole (Closed Session) Report No. 25, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

65. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 21

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 1 SUSTAINABILITY METRICS PROGRAM UPDATE FILE 22.24.3

MOVED by Councillor Carella seconded by Councillor Yeung Racco

THAT Item 1, Committee of the Whole Report No. 21 be adopted and amended, as follows:

By receiving the following Communications:

- C1. Bryan Purcell, The Atmospheric Fund, Elizabeth Street, Toronto, dated May 2, 2022; and
- C5. Memorandum from the Deputy City Manager, Planning & Growth Management, dated May 11, 2022.

CARRIED

PROPOSED NAME FOR NEW MUNICIPAL STREET – SITE DEVELOPMENT FILE DA.21.018, RELATED FILE Z.21.015: CAPLINK LIMITED, SOUTHEAST OF LANGSTAFF ROAD AND HIGHWAY 50

MOVED by Regional Councillor Jackson seconded by Councillor Yeung Racco

THAT Item 4, Committee of the Whole Report No. 21 be adopted and amended, as follows:

By approving that consideration of the matter be deferred to the Committee of the Whole meeting of June 7, 2022.

CARRIED

ITEM - 5 PROPOSED NAME FOR NEW MUNICIPAL STREET – SITE DEVELOPMENT FILE 19T-16V001, RELATED FILE Z.16.016, DUFFERIN VISTAS LTD. (PHASE 2), VICINITY OF DUFFERIN STREET AND RUTHERFORD ROAD

MOVED by Councillor lafrate seconded by Regional Councillor Rosati

THAT Item 5, Committee of the Whole Report No. 21 be adopted without amendment.

CARRIED

Deputy Mayor and Regional Councillor Mario Ferri declared an interest with respect to this matter as one of his children may provide services to the applicant in the future and did not take part in the discussion or vote on the matter.

ITEM - 9 PARK NAMING IN MEMORY OF MARTIN TAVARES

MOVED by Regional Councillor Jackson seconded by Councillor DeFrancesca

THAT Item 9, Committee of the Whole Report No. 21, be adopted without amendment.

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS NAYS

Councillor DeFrancesca Councillor Yeung Racco

Mayor Bevilacqua

Councillor Shefman

Councillor lafrate

Regional Councillor Rosati

Regional Councillor Jackson

Councillor Carella

Regional Councillor Ferri

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 23

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 3 PARKLAND DEDICATION BY-LAW

MOVED by Councillor Yeung Racco seconded by Councillor DeFrancesca

THAT Item 3, Committee of the Whole (Working Session) Report No. 23, be adopted without amendment.

CARRIED UPON A RECORDED VOTE

YEAS

Regional Councillor Ferri

Councillor DeFrancesca

Councillor Carella

Regional Councillor Rosati

Mayor Bevilacqua

Councillor Shefman

Councillor Yeung Racco

Regional Councillor Jackson

NAYS

Councillor lafrate

Addendum Item

66. VAUGHAN METROPOLITAN CENTRE SMARTCENTRES 2022 ACTIVATIONS

(Addendum No. 2)

MOVED by Councillor Yeung Racco seconded by Regional Councillor Jackson

1. That the recommendation contained in the following resolution of Councillor Yeung Racco, dated May 17, 2022, be approved.

CARRIED

Whereas, the Vaughan Metropolitan Centre (VMC) is being developed as the new downtown for the City of Vaughan; and

Whereas, the process for developing the VMC is occurring in a phased manner, where partial redevelopment of blocks of lands are underway; and

Whereas, there is an opportunity to animate and activate these partially developed blocks which will provide the Citizens of Vaughan a unique experience; and

Whereas, SmartCentres commissioned Canadian award winning and international artists to undertake a public mural program for the former Walmart site, located at 101 Edgeley Boulevard in the VMC which has successfully provided for interim animation and activity as the VMC develops and

Whereas, SmartCentres successfully provided a temporary active event space, including a food market, night market, drive-in movie theatre and other animated uses within the former Walmart parking lot, as well as Transit Square, to facilitate public enjoyment of the mural program and to animate and activate the former parking lot in conjunction with the mural program last year; and

Whereas, SmartCentres wishes to continue with this temporary active event space, including a food market, night market, food trucks, outdoor movie theatre and other animating uses within Transit Square; and

Whereas, this cultural injection in the VMC will be activated into the early Fall and will be an important and memorable landmark for the City of Vaughan and the VMC, providing its citizens and visitors with an opportunity to enjoy a unique art installation and a vibrant outdoor food and entertainment event experience; and

Whereas, the City of Vaughan Special Events By-law limits special events to 4 consecutive days within a 30 day period ensuring minimal disruption to the quiet enjoyment of the City of Vaughan; and

Whereas, limiting the proposed activities and events would not be conducive to the proposed animation and/or activation programming envisioned; and

Whereas, permitting these proposed events will include the appropriate limitations as prescribed within the requirements of the City of Vaughan Special Events Bylaw and as determined by the Director & Chief Licensing Officer of By-law & Compliance, Licensing and Permit Services, to ensure the safe enjoyment of the event and minimize the possibility of disruption to the residents of Vaughan.

It is therefore recommended:

- 1. An exemption to sections of the Special Event By-law shall be permitted to allow for the animation and activation programming within the former parking lot at 101 Edgeley Boulevard and Transit Square, subject to the following conditions:
 - a. That a special event permit is obtained;
 - b. The exemption proposed shall only apply to the appropriate sections of the Special Event By-law that limit maximum days, thereby permitting the event to begin upon issuance of the Special Event Permit and expire on December 31, 2022;
 - c. The proposed event shall only be permitted within the former parking lot at 101 Edgeley Boulevard and Transit Square east of 100 New Park Place;

- d. All activities shall be limited from 8:00 a.m. to 11:00 p.m.;
- e. Outdoor movie theatre activities shall occur no more than twice per each week;
- f. That the Director & Chief Licensing Officer be authorized at her discretion to extend the outdoor movie event to 12:01 a.m. if no noise complaints are received the first two weeks of the event;
- g. That the Director & Chief Licensing Officer be authorized at her discretion to revert the outdoor movie event back to 11 p.m. for the duration of the permit, should any noise complaints be received following the extension to 12:01 a.m.;
- h. All food trucks, food vendors and other vendors shall be licensed in accordance with the City of Vaughan Business Licensing By-law;
- i. That SmartCentres will coordinate public information and economic development opportunities with the City's Office of Communications and Economic Development; and
- That SmartCentres shall indemnify the City of Vaughan for all activities which occur in association with all the above mentioned activities.

67. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Regional Councillor Ferri seconded by Councillor Yeung Racco

That Council resolve into Closed Session for the purpose of discussing the following matter:

 ONTARIO LAND TRIBUNAL APPEALS OLT CASE NO. OLT-21-001045 VELMAR CENTRE PROPERTY LIMITED 4101 RUTHERFORD ROAD OP.19.003, Z.19.008 AND DA.19.042

(Committee of the Whole (Closed Session) Report No. 25, Item 5)

(litigation or potential litigation)

2. MINISTER'S ZONING ORDER O. REG. 170/21 7777 KEELE STREET AND 2220 HIGHWAY 7

(Committee of the Whole (Closed Session) Report No. 25, Item 10)

(solicitor/client privilege)

3. PROPERTY MATTER
KIRBY ROAD EXTENSION PROPERTY REQUIREMENT
DUFFERIN STREET TO BATHURST STREET
(Addendum 1)

(acquisition or disposition of land)

4. ONTARIO LAND TRIBUNAL
CASE NOS. PL171136 AND OLT-22-002104
2466571 ONTARIO INC.
31 & 55 MOUNSEY STREET
OP.16.012 AND Z.16.051
COMPREHENSIVE ZONING BY-LAW 001-2021
(Addendum 3)

(litigation or potential litigation)

CARRIED

Council recessed at 1:57 p.m.

MOVED by Regional Councillor Ferri seconded by Councillor Shefman

THAT Council reconvene at 3:52 p.m.

CARRIED

Council reconvened at 3:52 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor, Chair Regional Councillor Mario Ferri Regional Councillor Linda Jackson Councillor Marilyn Iafrate Councillor Tony Carella Councillor Sandra Yeung Racco Councillor Alan Shefman

68. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 25

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 5 ONTARIO LAND TRIBUNAL APPEALS OLT CASE NO. OLT-21-001045 VELMAR CENTRE PROPERTY LIMITED 4101 RUTHERFORD ROAD OP.19.003, Z.19.008 AND DA.19.042

MOVED by Councillor Carella seconded by Councillor Yeung Racco

THAT Item 5, Committee of the Whole (Closed Session) Report No. 25, be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of May 17, 2022

CARRIED

ITEM - 10 MINISTER'S ZONING ORDER O. REG. 170/21 7777 KEELE STREET AND 2220 HIGHWAY 7

MOVED by Councillor Carella seconded by Councillor Yeung Racco

THAT Item 10, Committee of the Whole (Closed Session) Report No. 25, be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of May 17, 2022; and

By receiving Communication C14 confidential memorandum from the Deputy City Manager, Legal and Administrative Services & City Solicitor, dated May 17, 2022.

CARRIED

Addendum Items

69. PROPERTY MATTER KIRBY ROAD EXTENSION PROPERTY REQUIREMENT DUFFERIN STREET TO BATHURST STREET

(Addendum 1)

MOVED by Councillor Carella seconded by Councillor Yeung Racco

That the confidential recommendation of the Council (Closed Session) meeting of May 17, 2022, be approved.

CARRIED

70. ONTARIO LAND TRIBUNAL
CASE NOS. PL171136 AND OLT-22-002104
2466571 ONTARIO INC.
31 & 55 MOUNSEY STREET
OP.16.012 AND Z.16.051
COMPREHENSIVE ZONING BY-LAW 001-2021
(Addendum 3)

MOVED by Councillor Carella seconded by Councillor Yeung Racco

That the confidential recommendation of the Council (Closed Session) meeting of May 17, 2022, be approved.

CARRIED

71. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Councillor Carella seconded by Regional Councillor Ferri

That Council resolve into Closed Session for the purpose of discussing the following matter:

1. BY-LAW NUMBER 094-2022

(acquisition or disposition of land)

CARRIED

Council recessed at 3:55 p.m.

MOVED by Regional Councillor Ferri seconded by Regional Councillor Jackson

THAT Council reconvene at 4:20 p.m.

CARRIED

Council reconvened at 4:20 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor, Chair Regional Councillor Mario Ferri Regional Councillor Linda Jackson Councillor Marilyn Iafrate Councillor Tony Carella Councillor Sandra Yeung Racco Councillor Alan Shefman

72. BY-LAWS

MOVED by Councillor Yeung Racco seconded by Councillor lafrate

That the confidential recommendation of the Council (Closed Session) meeting of May 17, 2022, with respect to By-Law 094-2022, be approved.

CARRIED

MOVED by Regional Councillor Jackson seconded by Councillor Yeung Racco

THAT the following by-laws be enacted:

BY-LAW NUMBER 081-2022

A By-law to designate by Number an amendment to City of Vaughan By-law 1-88, as amended, as effected by the Ontario Land Tribunal. (OLT Order Case No: PL160978, Z.16.016, Related File 19T-16V001, Part of Lot 17, Concession 3, Dufferin Vistas Ltd.) (OLT, November 23, 2021, Order Case No. PL160978)

BY-LAW NUMBER 082-2022

A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 084-2021. (Z.13.005, Related Files OP.13.003, DA.18.030, Portside Developments (Kipling) Inc., located south of Highway 7 and on the westside of Kipling Avenue, being Part of Lot 4, Concession 8, known municipally as 7476 Kipling Avenue in the City of Vaughan.) (Decision of the Ontario Land Tribunal (Formerly LPAT), May 6, 2016, Case No.'s PL130802 and PL130994)

BY-LAW NUMBER 083-2022

A By-law to amend City of Vaughan By-law 1-88, as amended by By-law 158-2016 and By-law 059-2018. (Z.22.006, Related Files: Z.10.034 and 19T-10V005, Z.16.052 and 19T-16V010, Paradise Homes Kleinburg Inc., located east of Huntington Road and north of East's Corners Boulevard, municipally known as 341 Mactier Drive, described as Block 50. Registered Plan 65M-4564 and Block 128, Registered Plan 65M-4639, in Part of Lot 24, Concession 9, City of Vaughan ('Subject Lands'). Blocks 50 and 128 are located within Registered Plans 65M-4564 and 65M-4639 (Plans of Subdivision 19T-10V005 Phase 2 (Pinestaff Developments Inc.) and 19T-16V010 Developments (Nashville (North) respectively. (Council, June 25, 2013, Item 22, Committee of the Whole, Report No. 32 and Council, September 26, 2017, Item 4, Committee of the Whole, Report No. 31)

BY-LAW NUMBER 084-2022

A By-law to amend City of Vaughan By-law 1-88, as amended by By-law 005-2021. (Z.19.004, Related File 19T-19V001, Nashville Developments (South) Inc. and Nashville Major Developments Inc., located north of Major Mackenzie Drive and east of Huntington Road, being Part of the West Half of Lot 21 and Part of Lot 22, Concession 9, City of Vaughan.) (Council, October 21, 2020, Item 1, Committee of the Whole, Report No. 44)

BY-LAW NUMBER 085-2022

A By-law to exempt parts of Registered Plan of Subdivision M-1776 from the provisions of Part Lot Control. (PLC.22.003, Related File DA.18.081, Part of Lot 10, Concession 7, Gabriele Tatangelo, Giuseppe Falletta and Ravinder Singh Minhas, located south of Langstaff Road and west of Pine Valley Drive, municipally known as 61, 71 and 83 Hayhoe Avenue, being Lots 1, 2, and 3 on Registered Plan of Subdivision M-1776, City of Vaughan.) (Delegation By-law 005-2018)

BY-LAW NUMBER 086-2022

A By-law to assume Municipal Services in respect of Registered Plan 65M-4877. (Belmont Properties (Weston) Inc., 19T-14V009) (Delegation By-law 005-2018)

BY-LAW NUMBER 087-2022

A By-law to amend Animal Control By-law 066-2020, as amended, to prohibit relocation and disturbance of wild animals, to introduce new definitions and to prohibit people from allowing their animals to kill or injure wild animals. (Item 7, Committee of the Whole, Report No. 21)

BY-LAW NUMBER 088-2022

A By-law to amend Parks By-law 134-95, as amended, to provide exceptions for dogs at off-leash zones. (Item 7, Committee of the Whole, Report No. 21)

BY-LAW NUMBER 089-2022

A By-law to regulate the possession and setting off of fireworks or any class or classes thereof and pyrotechnics special effects, and to repeal By-law 142-2006. (Item 8, Committee of the Whole, Report No. 21)

BY-LAW NUMBER 090-2022

A By-law of The Corporation of the City of Vaughan to amend the Administrative Monetary Penalties By-law 063-2019, as amended, to add the Fireworks and Pyrotechnics By-law to the list of by-laws for which an Administrative Monetary Penalty may be imposed. (Item 8, Committee of the Whole, Report No. 21)

BY-LAW NUMBER 091-2022

A By-law to adopt property tax rates, and tax ratios and to provide for the general local municipality levies and the collection of levies required by The Corporation of the City of Vaughan (the "City") for the year 2022 and to provide for the issuance of tax bills requiring payment of taxes for the year 2022. (Item 3, Committee of the Whole, Report No. 24)

BY-LAW NUMBER 092-2022

A By-law to authorize a License Agreement between The Corporation of the City of Vaughan and Schmuel Zahavy Cheder Chabad School for use of the playground area on a portion of Hefhill Park. (Item 2, Committee of the Whole (Closed Session), Report No. 25)

BY-LAW NUMBER 093-2022

A By-law to authorize the City to enter into a Lease Renewal Agreement with Keeleview Centre Holdings Limited for community recreational space, located at 7575 Keele Street, Unit 5. (Item 3, Committee of the Whole (Closed Session), Report No. 25)

BY-LAW NUMBER 094-2022

A By-law to authorize The Corporation of the City of Vaughan to enter into an Agreement of Purchase and Sale with 1000050107 ONTARIO INC., FIRST VAUGHAN INVESTMENTS LIMITED & SMARTVMC WEST INC., for the acquisition of lands to form the oversizing components of the West Spine Roads required in the North-West Quadrant of the Vaughan Metropolitan Centre. (Item 4, Committee of the Whole (Closed Session), Report No. 25)

BY-LAW NUMBER 095-2022

A By-law to amend City of Vaughan By-law 001-2021. (Z.21.052, Part of Lot 12, Concession 5, located on the south side of Gensal Gate, west side of Jane Street and are municipally known as 8750 Jane Street, City of Vaughan.) (Item 14, Committee of the Whole, Report No. 24)

CARRIED

73. CONFIRMING BY-LAW

MOVED by Regional Councillor Ferri seconded by Councillor Iafrate

THAT By-law Number 096-2022, being a by-law to confirm the proceedings of Council at its meeting on May 17, 2022, be enacted.

CARRIED

74. ADJOURNMENT

MOVED by Councillor Carella seconded by Regional Councillor Jackson

THAT the meeting adjourn at 4:21 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor Todd Coles, City Clerk