

AGENDA
REGULAR MEETING OF CITY COUNCIL
2007 06 25
4:30 P.M.
COUNCIL CHAMBERS

1. **ADOPTION OF MINUTES**

Mover - Councillor F. Manzo

Seconder - Councillor J. Caicco

Resolved that the Minutes of the Regular Council Meeting of 2007 06 11 be approved.

2. **QUESTIONS AND INFORMATION ARISING OUT OF MINUTES AND NOT OTHERWISE ON AGENDA**

3. **APPROVE AGENDA AS PRESENTED**

Mover - Councillor O. Grandinetti

Seconder - Councillor S. Butland

Resolved that the Agenda for the 2007 06 25 City Council Meeting as presented be approved.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Clive Wilkinson, President Sault Soccer Association and members of individual teams representing Sault Youth Soccer will be in attendance concerning agenda item 7.(a).
- (b) Members of the Algoma Residential Community Hospice (ARCH) Board and staff and Honourary Chair Frank D'Angelo will be in attendance concerning agenda item 5.(c).
- (c) Bill Therriault, Chair/Coordinator Multi Modal Task Force, Destiny Sault Ste. Marie will be in attendance concerning agenda item 6.(8)(a).

PART ONE – CONSENT AGENDA

5. COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

Mover - Councillor O. Grandinetti

Seconder - Councillor J. Caicco

Resolved that all the items listed under date 2007 06 25 - Part One - Consent Agenda be approved as recommended.

- (a) Correspondence from AMO is attached for the information of Council.
- (b) Correspondence from the Town of East Gwillimbury (concerning by-law to regulate salvage yards); the Municipality of Brockton (concerning environmental assessment process); and the City of Port Colborne (concerning Health Canada review of herb salvia divinorum) is attached for the information of Council.
- (c) Correspondence from Councillor Steve Butland concerning conducting the 'World's Largest Garage Sale' in Sault Ste. Marie is attached for the information of Council.
- (d) A letter requesting permission for a private property liquor license extension is attached for the consideration of Council.

Mover - Councillor O. Grandinetti

Seconder - Councillor S. Butland

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated date and times:

Great Northern Retirement Home

760 Great Northern Road

Family Fun Day

July 19, 2007 from 2:00 to 7:00 p.m.

- (e) Correspondence concerning a request for permission to hold a Special Occasion permit event at an outdoor municipal facility is attached for the consideration of Council.

Mover - Councillor F. Manzo

Seconder - Councillor J. Caicco

Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and times be endorsed by City Council:

Roberta Bondar Pavilion:

Wedding Reception - Barton and Salucci

July 21, 2007 - 4:00 p.m. to 1:30 a.m.

5. (f) Letters of request for temporary street closings are attached for the consideration of Council.
- 1) on Queen Street from East Street to Dennis Street in conjunction with Lemonade Days (July 12th)
 - 2) on Queen Street from East Street to Gore Street in conjunction with Superior Rallyfest Parade (August 11th)
- The relevant By-laws 2007-118 and 2007-121 are listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

- (g) A letter from Tony Martin, M.P. Sault Ste. Marie concerning the Mayors for Peace organization is attached for the consideration of Council.

Mover - Councillor F. Manzo
Seconder - Councillor S. Butland

Whereas Mayors for Peace is a global organization of mayors and cities supporting the public demand for the abolition of nuclear weapons worldwide; and

Whereas as of April 2007, 1631 cities from 120 countries and regions have registered and joined the Mayors for Peace organization to lend their voices and the weight of their offices to the increasingly urgent case for the abolition of nuclear weapons; and

Whereas Tony Martin, M.P. Sault Ste. Marie is supportive of this organization and in a letter dated May 17, 2007 to Mayor Rowswell urges the city to join the Mayors for Peace organization;

Now therefore be it resolved that Sault Ste. Marie City Council expresses its support for the abolition of nuclear weapons worldwide and authorizes joining the Mayors for Peace organization.

- (h) **Council Travel**

Mover - Councillor O. Grandinetti
Seconder - Councillor J. Caicco

Resolved that Councillor Steve Butland be authorized to travel to Toronto (4 days in July) to meet with Chief Policy Advisor to the Minister of Environment and other officials to discuss possible implementation of a collection and recycling of polystyrene (Styrofoam) in Sault Ste. Marie and also to assist Tourism Sault Ste. Marie in its booth at the Steelback Grand Prix at an approximate cost of \$1,000.00 to the City.

- (i) **Staff Travel Requests**

A report of the Chief Administrative Officer is attached for the consideration of Council.

5. (i) Mover - Councillor O. Grandinetti
Seconded - Councillor S. Butland
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 06 25 be approved as requested.
- (j) **Tender for Renovations to Emergency Services Complex - 65 Old Garden River Road**
A report of the Manager of Purchasing is attached for the consideration of Council.
- Mover - Councillor F. Manzo
Seconded - Councillor J. Caicco
Resolved that the report of the Manager of Purchasing dated 2007 06 25 be endorsed and that the tender for the Renovations to the Emergency Services Complex (M.T.O. site), required by Fire Services, be awarded as recommended.
- (k) **Property Tax Appeals**
A report of the City Tax Collector is attached for the consideration of Council.
- Mover - Councillor F. Manzo
Seconded - Councillor S. Butland
Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2007 06 25 be approved and the tax records be amended accordingly.
- (l) **2007 Request for Financial Assistance - Bawating Cultural Circle**
A report of the Manager of Finance and Audits is attached for the consideration of Council. This is in response to a Council resolution dated 2007 06 11.
- Mover - Councillor O. Grandinetti
Seconded - Councillor J. Caicco
Resolved that the report of the Manager of Finance and Audits dated 2007 06 25 concerning 2007 Request for Financial Assistance - Bawating Cultural Circle be accepted as information; and
Further resolved that the request that the City waive the rental fees for Clergue Park (2 days) and the Roberta Bondar Pavilion (1 day) for the Bawating Cultural Circle event in conjunction with the Echoes Drum Festival BE DENIED.
- (m) **2007 Request for Financial Assistance - Three Fires Confederacy Gathering**
A report of the Manager of Finance and Audits is attached for the consideration of Council. This is in response to a Council resolution dated 2007 04 30.

5. (m) Mover - Councillor O. Grandinetti
Seconded - Councillor S. Butland
Resolved that the report of the Manager of Finance and Audits dated 2007 06 25 concerning 2007 Request for Financial Assistance - Three Fires Confederacy Gathering be accepted as information; and
Further resolved that the request for \$10,000.00 in financial assistance for the event BE DENIED.

(n) **Steelback Centre Debenture Issue**

A report of the Commissioner of Finance and Treasurer is attached for the consideration of Council.

Mover - Councillor F. Manzo
Seconded - Councillor J. Caicco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 06 25 concerning Steelback Centre Debenture Issue be accepted and the recommendations that

1. through our fiscal agents, the Finance Department begin the process of marketing debentures in the amount of \$11,200,000.00 for the Steelback Centre; and
2. \$585,000.00 of the 2007 capital allocation be allocated to reduce the debenture issue and another \$585,000.00 be used for equipment and enhancements as outlined by the Commissioner of Community Services be approved.

(o) **Steelback Centre - Funding of Elements for Concerts/Events and Soo Greyhound Games**

A report of the Commissioner of Community Services is attached for the consideration of Council.

Mover - Councillor F. Manzo
Seconded - Councillor S. Butland

Resolved that the report of the Commissioner of Community Services dated 2007 06 25 concerning Steelback Centre - Funding of Elements for Concerts/Events and Soo Greyhound Games be accepted as information.

(p) **Skatepark Initiative - Update**

A report of the Supervisor Community Services Recreation and Culture is attached for the consideration of Council.

5. (p) Mover - Councillor O. Grandinetti
Seconded - Councillor J. Caicco
Resolved that the report of the Supervisor Community Services Recreation and Culture dated 2007 06 25 concerning Skatepark Initiative Update be accepted and the recommendation that City Council expresses its support for grant applications to Ontario Trillium Foundation and to NOHFC for capital funding to construct a concrete skatepark facility in Sault Ste. Marie; and
Further resolved that City Council confirms that the city will accept a capital contribution on behalf of the Superior Community Skatepark Association for the sole purpose of construction of a skatepark facility in Sault Ste. Marie; and
Further resolved that the city is prepared to be responsible for the ongoing maintenance of a skatepark facility in Sault Ste. Marie be approved.
- (q) **Request for Financial Assistance for National/International Sports Competitions**
A report of the Supervisor Community Services Recreation and Culture is attached for the consideration of Council.

Mover - Councillor O. Grandinetti
Seconded - Councillor S. Butland
Resolved that the report of the Supervisor Community Services Recreation and Culture dated 2007 06 25 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide \$200.00 grants each to John Reid (2007 World Karate Association Canadian Championships); Kaylee Raynor (2007 Eastern Canadian Championships for Trampoline and Tumbling); Churchill Lanes Youth Bowlers (National Canadian Tenpin Federation Championships) be approved.
- (r) **Pilgrim Street Sanitary Sewer Local Improvements**
A report of the Director of Engineering Services is attached for the consideration of Council.

Mover - Councillor F. Manzo
Seconded - Councillor J. Caicco
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Pilgrim Street Sanitary Sewer Local Improvements be accepted as information.
- (s) **Farwell Terrace Box Culvert Repairs/Devon Road Reconstruction Revised Engineering Agreement**
A report of the Director of Engineering Services is attached for the consideration of Council.

5. (s) Mover - Councillor F. Manzo
Seconded - Councillor S. Butland
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Farwell Terrace Box Culvert Repairs/Devon Road Reconstruction Revised Engineering Agreement be accepted and the recommendation that the upset limit for engineering fees for this project be adjusted to \$403,575.00 be approved.
- (t) **Revoked Connecting Link - Lyons Avenue Resurfacing Engineering Services Revised Agreement**
A report of the Director of Engineering Services is attached for the consideration of Council.
- Mover - Councillor O. Grandinetti
Seconded - Councillor J. Caicco
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Revoked Connecting Link - Lyons Avenue Resurfacing Engineering Services Revised Agreement be accepted and the recommendation that Council approve the additional fee of \$73,500.00 to provide for a new upset limit of \$178,000.00 for the Lyons Avenue project be approved.
- (u) **Contract 2007-4E - Revoked Connecting Link - Trunk Road Improvements**
A report of the Director of Engineering Services is attached for the consideration of Council. The relevant By-law 2007-123 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- Mover - Councillor O. Grandinetti
Seconded - Councillor S. Butland
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Contract 2007-4E Revoked Connecting Link - Trunk Road Improvements be accepted and the recommendation that Contract 2007-4E be awarded to Ellwood Robinson Limited conditional upon receipt of the letter from the Minister of the Environment denying the requests for a Part II order be approved.
- (v) **Reconstruction and Upgrading of Pump Stations Operated by Public Works and Transportation**
A report of the Director of Engineering Services is attached for the consideration of Council.

5. (v) Mover - Councillor F. Manzo
Second - Councillor J. Caicco
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Reconstruction and Upgrading of Pump Stations Operated by Public Works and Transportation be accepted and the recommendation that the firm of TSH Consulting Engineers be retained for the design and eventual contract administration for the replacement of the sanitary pumping stations on lower Lake Street and lower McGregor Avenue be approved.
- (w) **Miscellaneous Construction - Biannual Box Culvert Inspections Engineering Agreement**
A report of the Director of Engineering Services is attached for the consideration of Council. The relevant By-law 2007-120 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (x) **Signalized Pedestrian Crossing - Northern Avenue at Pee Wee Arena**
A report of the Commissioner of Engineering and Planning is attached for the consideration of Council.
- Mover - Councillor F. Manzo
Second - Councillor S. Butland
Resolved that the report of the Commissioner of Engineering and Planning dated 2007 06 25 concerning Signalized Pedestrian Crossing - Northern Avenue at Pee Wee Arena be accepted as information.
- (y) **Firefighter Defibrillator Program**
A report of the Fire Chief is attached for the consideration of Council.
- Mover - Councillor O. Grandinetti
Second - Councillor J. Caicco
Resolved that the report of the Fire Chief dated 2007 06 25 concerning Firefighter Defibrillator Program be accepted and the recommendation that City Council approve proceeding with the purchase of replacement defibrillators from Zoll Medical Corporation at a cost of \$22,745.00 plus applicable taxes with funds to come from the Firefighters' Defibrillation Trust account; and
Further resolved that Council expresses its appreciation to Algoma Steel Inc., Rotary Club of Sault Ste. Marie, Fraternal Order of Eagles Aerie 3991, United Steelworkers Locals 2724 and 2251 and the Kiwanis Club of Sault Ste. Marie for their financial commitment to the Fire Services' Defibrillator Program be approved.
- (z) **Boxing Day (December 26th) Retail Business Establishment Closing By-law 2007-119**
A report of the City Solicitor is attached for the consideration of Council. The relevant By-law 2007-119 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

5. (aa) **Parking on Pine Street From MacDonald Avenue to Cunningham Road**
A report of the Deputy Commissioner of Public Works and Transportation is attached for the consideration of Council. This is in response to a Council resolution dated 2006 07 10.
- Mover - Councillor O. Grandinetti
Second - Councillor S. Butland
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 06 25 concerning Parking on Pine Street from MacDonald Avenue to Cunningham Road be accepted and the recommendation that By-law 77-200 Schedule 'A' - Parking Prohibitions be amended as recommended be approved.
- (bb) **Provincial Approval of Second Advance of Funding Aqueduct Repair Beneath Farwell Terrace**
A report of the General Manager Sault Ste. Marie Region Conservation Authority is attached for the consideration of Council.
- Mover - Councillor F. Manzo
Second - Councillor J. Caicco
Resolved that the report of the General Manager Sault Ste. Marie Region Conservation Authority dated 2007 06 25 concerning Provincial Approval of Second Advance of Funding Aqueduct Repair Beneath Farwell Terrace be accepted as information.

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

6. (6) **PLANNING**

- (a) **Application No. A-10-07-OP - Lloyd and Rosita Mulcahey - 225 Maki Road - Request the Amendment to Facilitate the Creation of One Additional Rural Residential Lot**
A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor F. Manzo
Second - Councillor S. Butland
Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-10-07-OP - Lloyd and Rosita Mulcahey be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 124, which permits the severance of the subject property for one additional rural residential lot be endorsed.

6. (6)
(b)

Application No. A-11-07-Z - Michael and Assunta Shepherd - 26 Grandville Crescent - Request to Rezone to Permit the Manufacture and Assembly of Pedal Planes and Cars, Wholly Within the Existing Garage Located on the Property (Onsite Priming and Painting Will be Prohibited)

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor O. Grandinetti

Seconder - Councillor J. Caicco

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-11-07-Z - Michael and Assunta Shepherd be accepted and the Planning Director's recommendation that City Council approve a temporary use By-law for 3 years to permit the manufacture and assembly of pedal planes and cars within the existing Garage, subject to the following conditions:

- 1) that the entire use occurs wholly within the existing garage;
- 2) that the on-site priming and painting of the models is prohibited; and
- 3) that the applicant satisfies the conditions of the Building Division prior to the issuance of a final occupancy permit be endorsed.

(c) **Application No. A-12-07-Z - 1690702 Ontario Inc. - 759 and 775 Trunk Road - Request to Rezone to Permit a Pharmacy on the Subject Property**

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor O. Grandinetti

Seconder - Councillor S. Butland

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-12-07-Z - 1690702 Ontario Inc. be accepted and the Planning Director's recommendation that City Council approve the application to rezone 759 and 775 Trunk Road from Highway Zone (HZ) to Highway Zone with a Special Exception (HZ.S) to permit a pharmacy as an additional use subject to the following condition: vehicular access to the subject properties is restricted to Trunk Road be endorsed.

(d) **Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) - 150 Palomino Drive - Request to Rezone to Facilitate the Development of a 10 Lot Rural Residential Subdivision**

A report of the Planning Division is attached for the consideration of Council.

6. (6)
(d)

Mover - Councillor F. Manzo
Seconders - Councillor J. Caicco

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 125, the rezoning of the subject property from RA, Rural Area to R1, Estate Residential, and Draft Plan of Subdivision, in principle, subject to the 4 conditions contained in the report be endorsed.

- (e) **Borealis Project**

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor F. Manzo
Seconders - Councillor S. Butland

Resolved that the report of the Planning Division dated 2007 06 25 concerning the Borealis Project be accepted and the Gateway Project Committee recommendation that a letter be sent to the Sault Ste. Marie Economic Development Corporation requesting that they provide the following within 14 days:

- 1) independent, written confirmation that the financing has been secured;
- 2) written confirmation from each of the project partners that the original partnership team is still intact;
- 3) the proposed construction schedule; and
- 4) the revised site plan; and further that a copy of this letter be forwarded to Philip Garforth and the project partners be approved.

6. (8) **BOARDS AND COMMITTEES**

- (a) **Multi-Modal Initiative Phase 2 Infrastructure Assessment Final Report**

A report of the Chair/Coordinator, Multi-Modal Task Force, Destiny Sault Ste. Marie entitled Sault Ste. Marie Multi-Modal Initiative Phase 2 Infrastructure and Feasibility Assessment Final Report dated June 2007 is provided under separate cover.

Mover - Councillor O. Grandinetti
Seconders - Councillor J. Caicco

Resolved that the report of the Chair/Coordinator, Multi-Modal Task Force, Destiny Sault Ste. Marie concerning Multi-Modal Initiative Phase 2 Infrastructure Assessment Final Report dated June 2007 be accepted and the recommendation to proceed to Phase 3 of the Study, Development of a Business Case focusing on the road and rail requirements, at an estimated total cost of \$132,700.00 of which the city's portion will not exceed \$53,433.00 as part of the original city portion of \$158,000.00 approved previously by Council from the Economic Diversification Fund be approved.

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS
PLACED ON AGENDA BY MEMBERS OF COUNCIL**

(a) Mover - Councillor S. Butland

Seconded - Councillor J. Caicco

Resolved that Council authorize an expenditure of \$40,000.00 from the "5% Subdividers Reserve Fund" to be provided to the Sault Amateur Soccer Association to be used primarily to develop a feasibility/business case for an indoor soccer facility to be developed at Strathclair Farm.

(b) Mover - Councillor T. Sheehan

Seconded - Councillor S. Myers

Whereas the issue of retail store closings on Boxing Day has appeared on Council's Agenda several times in the past few years, resulting in retail outlets originally being required to remain closed, then allowed to open and more recently being required to be closed; and

Whereas it is important for our community and all concerned that this matter be finally resolved and not revisited with each new municipal Council; and

Whereas this matter is of sufficient importance and consequence that the advice of the general public, by way of plebiscite/referendum should guide future Councils in whether or not Boxing Day should remain as a Civic Holiday, requiring retail stores to remain closed on that day;

Now therefore be it resolved that the City Solicitor report back to Council on the steps and the timeframes for a possible plebiscite/referendum question which would be placed on the ballot for the 2010 Municipal Election, thereby allowing all of the eligible voters of Sault Ste. Marie to decide this important issue once and for all.

8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS
ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

10. **CONSIDERATION AND PASSING OF BY-LAWS**

By-laws before Council for THREE readings which do not require more than a simple majority.

AGREEMENT

- (a) 2007-120 A by-law to authorize an agreement between the City and Stem Engineering for the biannual structural inspection of storm water box culverts.

10. (a) A report from the Director of Engineering Services is on the agenda.
- (b) 2007-123 A by-law to authorize an agreement with the City and Ellwood Robinson Limited for improvements to Trunk Road (Wellington Street East to Black Road). (Contract 2007-4E)
- A report from the Director of Engineering Services is on the agenda.

OFFICIAL PLAN AMENDMENT

- (c) 2007-125 A by-law to adopt Amendment No. 124 to the Official Plan.

REGULATIONS

- (d) 2007-119 A by-law to require certain retail business establishments to be closed on December 26th in each year.
- A report from the City Solicitor is on the agenda.

TEMPORARY STREET CLOSING

- (e) 2007-118 A by-law to permit the closing of Queen Street from East Street to Dennis Street to facilitate various activities for the annual late night shopping event on Thursday, July 12th from 7:00 p.m. to 11:00 p.m.
- A report from the Chief Administrative Officer of the Downtown Association is on the agenda.
- (f) 2007-121 A by-law to permit the temporary closing of Queen Street East from East Street to Gore Street on Saturday, August 11th, 2007 to facilitate the Superior Rallyfest Parade.
- A Temporary Street Closing Form signed by Elizabeth Currier is on the agenda.

TRAFFIC

- (g) 2007-122 A by-law to appoint the City's Manager of Traffic as the person to designate a portion of a highway under the jurisdiction of the City as a construction zone.
- A report from the Commissioner of Public Works and Transportation is on the agenda.

10. (h) 2007-126 A by-law to amend Schedule "A" of Traffic By-law 77-200.

ZONING

- (i) 2007-124 A by-law to amend Sault Ste. Marie Zoning By-law 2005-150 and 2005-151 concerning lands located at 759 and 775 Trunk Road.

11. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON AGENDA**

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Mover - Councillor F. Manzo
Seconder - Councillor S. Butland
Resolved that this Council shall now adjourn.

MAYOR

CLERK

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 06 11

4:30 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, B. Hayes, D. Celetti, O. Grandinetti, S. Myers, L. Tridico, F. Fata, T. Sheehan, S. Butland, F. Manzo, P. Mick

OFFICIALS: J. Fratesi, M. White, N. Kenny, N. Apostle, B. Freiburger, J. Dolcetti, P. McAuley, D. Elliott

1. **ADOPTION OF MINUTES**

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the Minutes of the Regular Council Meeting of 2007 05 28 be approved. CARRIED.

2. **QUESTIONS AND INFORMATION ARISING OUT OF MINUTES AND NOT OTHERWISE ON AGENDA**

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the Agenda for the 2007 06 11 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Lee Skinner, Current Regional Representative, OSAID (Ontario Students Against Impaired Driving); Aimee Barton, 2007/2008 Alternate Regional Representative; and Jessica McCarthy, Sault Ste. Marie OSAID President were in attendance concerning Proclamation - Sault Ste. Marie OSAID Week.
- (b) Carolyn Hepburn on behalf of the Bawating Cultural Circle was in attendance concerning Proclamation - National Aboriginal Day.

4. (c) Len Monico, Head Coach, Sault Steelers Football Team; Derek Orr and Mac Headrick, players were in attendance concerning Proclamation - Sault Steeler Reunion Weekend.
- (d) Jackie Fletcher, President Echoes Drum Festival of Sault Ste. Marie was in attendance concerning the upcoming Festival being held June 21st to 23rd in Sault Ste. Marie.
- (e) Jody Rebek, Managing Director Destiny Sault Ste. Marie was in attendance concerning agenda item 6.(8)(a).
- (f) David Poluck, Blair Reid and Julie Hryniewicz-Hache on behalf of the Northern Retail Professionals Association; John Borho; Andy Martens; Justin Tetreault and Eric Mosker on behalf of Canadian Tire Store were in attendance concerning agenda item 6.(5)(a).

PART ONE – CONSENT AGENDA

5. **COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that all the items listed under date 2007 06 11 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Correspondence from the City of Kawartha Lakes (concerning Canada Goose Problem); and the Township of Smith-Ennismore-Lakefield (concerning Requesting Provincial Control on Cosmetic Use of Pesticides) was received by Council.
- (c) Letters of request for temporary street closings were accepted by Council.
1) on Doncaster Road in conjunction with a Street Gathering (August 11th)
2) on downtown streets in conjunction with ROTARYFEST 2007 (July 21st) and also to request a by-law to prohibit vendors from locating near the grounds of Rotaryfest 2007
3) on Queen Street in conjunction with the 2007 Sault Buskerfest (August 10th, 11th and 12th)
The relevant by-laws 2007-106, 2007-107, 2007-115 and 2007-116 are listed under Item 10 of the Minutes.
- (d) Several requests for Special Occasion Permit events at municipal facilities were accepted by Council.

5. (d) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the following requests to hold Special Occasion permit events at municipal facilities on the stated dates and times be endorsed by City Council:
- 1) Rocky DiPietro Field:
Smack Daddy's Bar and Grill Sault Steelers Home Games
June 16 and 23, 2007 - 7:00 to 10:00 p.m.
July 7 and 21, 2007 - 7:00 to 10:00 p.m.
 - 2) Strathclair "A" Field:
Smack Daddy's Bar and Grill Slow Pitch Ontario Tournament
June 23 and 24, 2007 - 11:00 a.m. to 7:00 p.m.
July 21 and 22, 2007 - 11:00 a.m. to 7:00 p.m.
August 17, 18 and 19 - 11:00 a.m. to 7:00 p.m.
 - 3) Roberta Bondar Pavilion:
Sault Jazz and Blues Festival International
June 29 - 7:00 p.m. to 12:00 midnight
June 30 - 12:00 noon to 12:00 midnight
 - 4) Roberta Bondar Pavilion:
Smack Daddy's Bar and Grill/Sault Steelers Alumni Committee
35th Anniversary Steelers
June 22 - 7:00 p.m. to 1:00 a.m. CARRIED.
- (e) The letter from the Bawating Cultural Circle of Sault Ste. Marie requesting that Council waive fees for use of Clergue Park and Bondar Pavilion was received by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the letter from the Bawating Cultural Circle dated 2007 06 04 in which Council is requested to waive costs associated with the Bawating Cultural Centre's use of Clergue Park and Bondar Park during the Echoes Drum Festival being held in June 2007 BE REFERRED to the Finance Department and the Finance Committee for consideration under the City's Financial Assistance Policy and report back to Council. CARRIED.
- (f) Correspondence from the Mayor of Yingkou Municipal People's Government China (concerning an invitation to Mayor Rowswell and delegation to visit this city in China) was received by Council.
- (g) Correspondence from (1) the Office of the Minister of Transport (in response to a Council resolution concerning ACR passenger rail services); (2) COMRIF (concerning the Sault Ste. Marie COMRIF Asset Management Program (AMP) funding agreement. Note: The relevant By-law 2007-108 is listed under Item 10 of the Minutes.); and (3) Prime Minister of Canada's speech on June 1st at the FCM Conference in Calgary was received by Council.

5. (h) **Council Travel**

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that Councillor Lou Turco be authorized to travel to an AMO President's Meeting being held in London, Ontario (3 days in June) at an estimated cost of \$1,000.00 to the City. CARRIED.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that Councillor James Caicco be authorized to travel to Toronto (two days in July) to attend a meeting concerning the Sault Ste. Marie Air Services Proposal Initiative at an estimated cost of \$1,300.00 to the City. CARRIED.

(i) **Staff Travel Requests**

The report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 06 11 be approved as requested. CARRIED.

(j) **Tender for Pulverizing Existing Road Surfaces**

The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Manager of Purchasing dated 2007 06 11 be endorsed and that the tender for the Pulverizing of Existing Road Surfaces, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.

(k) **Tender for Ten (1) Tempered Glass Transit Shelters**

The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Manager of Purchasing dated 2007 06 11 be endorsed and that the tender for the supply and delivery of Ten (10) Tempered Glass Transit Shelters, required by the Transit Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.

(l) **Proposal for Box Office Ticketing System**

The report of the Manager of Purchasing was accepted by Council.

5. (l) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the report of the Manager of Purchasing dated 2007 06 11 be endorsed and that the proposal for the supply and setup of a Box Office Ticketing System Solution, required by the Community Services Department be accepted as recommended. CARRIED.
- (m) **Tender for One (1) 7-Passenger Mini-Van**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Manager of Purchasing dated 2007 06 11 be endorsed and that the tender for the purchase of One (1) 7-Passenger Mini-Van, required by the Transit Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (n) **Property Tax Appeals**
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2007 06 11 be approved and the tax records be amended accordingly. CARRIED.
- (o) **Registration of Tax Arrears Certificate and Sale**
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that the report of the City Tax Collector be accepted to commence Tax Sale Proceedings in accordance with the report. CARRIED.
- (p) **Echoes Drum Festival Request for Financial Assistance**
The report of the Manager of Finance and Audits was accepted by Council.
- Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the report of the Manager of Finance and Audits dated 2007 06 04 concerning Echoes Drum Festival Request for Financial Assistance be accepted and the recommendation that the request for additional financial assistance by the Echoes Drum Festival be denied. CARRIED.

5. (q) **Soo Thunder Birds Hockey Club Request for Financial Assistance**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning Soo Thunderbirds Hockey Club Request for Financial Assistance be accepted and the recommendation of the Parks and Recreation Advisory Committee that the request of the Soo Thunderbirds Hockey Club for a reprieve of the 2005/06 and 2006/07 ice rental fee in the amount of approximately \$24,500.00 be denied; and

Further that the Club be given until June 30, 2007 to pay their outstanding invoice or submit a payment plan that is acceptable to the City, and failing this, the ice time will revert back to the Community Centres Division for re-allocation be approved. CARRIED.

Councillor O. Grandinetti declared a pecuniary interest - member of Soo Thunderbirds Hockey Club Board of Directors contributed to his election campaign.

(r) **City Men's Hockey League - Request for Forgiveness of Debt**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning City Men's Hockey League - Request for Forgiveness of Debt be accepted and the recommendation that the request for forgiveness of outstanding debt for ice rental at various city arenas in the amount of \$8,625.08 BE REFERRED to the Parks and Recreation Advisory Committee for review and report back to Council with a recommendation be approved. CARRIED.

(s) **Seniors Drop-In Centre - HVAC System Replacement**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning Seniors Drop-In Centre - HVAC System Replacement be accepted and the recommendation that Council authorize staff to tender for the replacement of the HVAC unit at the Seniors Drop-In Centre at the estimated cost of between \$20,000.00 and \$25,000.00 with funds to come from the Unforeseen Expense Account be approved. CARRIED.

5. (t) **Steelback Centre Operational Review**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning Steelback Centre Operational Review be accepted as information. CARRIED.

(u) **Sports and Entertainment Centre Steering Committee - Dissolution**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning Sports and Entertainment Centre Steering Committee - Dissolution be accepted and the recommendation of the Committee to Council that the Sports and Entertainment Centre Steering Committee BE DISSOLVED as it has completed its task of overseeing the implementation of the Steelback Centre; and

Further that a small working group consisting of Mayor John Rowsell (ex-officio), Councillor James Caicco, the Commissioner of Finance, the Commissioner of Community Services and the Manager of Community Centres be established to oversee the remaining outstanding items be approved. CARRIED.

(v) **Video Scoreboard - Steelback Centre**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Community Services dated 2007 06 11 concerning Video Scoreboard - Steelback Centre be accepted and the recommendation that Council approve the single sourcing of the video board components necessary to provide live coverage and video replay at the Steelback Centre to Hamilton Digital Display in the amount of \$104,365.00; and Further that the agreement with the Soo Greyhounds regarding the arrangement of payment of the video board through the Sponsorship Revenue be extended by three years to a total of ten years with the revenue going to pay off the purchase of the video board components be approved. CARRIED.

5. (w) **Contract 2007-5E - Miscellaneous Asphalt Repaving**
The report of the Design and Construction Engineer was accepted by Council.
The relevant By-law 2007-112 is listed under Item 10 of the Minutes.
- (x) **Contract 2007-6E - Lyons Avenue Resurfacing (Wellington Street West to Korah Road)**
The report of the Design and Construction Engineer was accepted by Council.
The relevant By-law 2007-109 is listed under Item 10 of the Minutes.
- (y) **West End Bridges - Load Restrictions - Contract 2007-10E**
The report of the Director of Engineering Services was accepted by Council.
The relevant By-laws 2007-110 and 2007-111 are listed under Item 10 of the Minutes.
- (z) **Suite Holder Agreements - Steelback Centre**
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2007-113 is listed under Item 10 of the Minutes.
- (aa) **Proposed Sale of Landlocked Property on People's Road to the Abutting Owners on St. Patrick's Street**
The report of the City Solicitor was accepted by Council. The relevant By-law 2007-117 is listed under Item 10 of the Minutes.
- (bb) **Demolition of City-Owned House at 641 Old Garden River Road**
The report of the City Solicitor was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the City Solicitor dated 2007 06 11 concerning Demolition of City-Owned House at 641 Old Garden River Road be accepted and the recommendation that tenders be called and the house be demolished be approved. CARRIED.

- (cc) **Insurance Renewal for June 1, 2007 to May 31, 2008**
The report of the City Solicitor was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the City Solicitor dated 2007 06 11 concerning Insurance Renewal for June 1, 2007 to May 31, 2008 be accepted and the recommendation that the City place its coverage with Algoma Insurance and Frank Cowan Company Limited for the policy period starting June 1, 2007 be approved. CARRIED.

5. (dd) **2007 Sidewalk and Curb Repair Programs**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 06 11 concerning the 2007 Sidewalk and Curb Repair Programs be accepted as information. CARRIED.
- (ee) **Grub Outbreak - Municipal Grassed Areas**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 06 11 concerning Grub Outbreak - Municipal Grassed Areas be accepted as information. CARRIED.
- (ff) Two letters requesting permission for a private property liquor license extensions were accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written requests for a liquor license extension on private property for an outdoor event on the following stated date and times:
Holiday Inn of Sault Ste. Marie - Chamber of Commerce Take 5 Event - Thursday, June 14, 2007 from 5:30 to 7:30 p.m.
Portuguese Canadian Association - Picnic - 5 Cornwall Street - Saturday, June 23, 2007 from 12:00 to 6:00 p.m. CARRIED.
- (gg) The news release from Algoma Steel Inc. was received by Council.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (5) LEGAL

- (a) **December 26th Boxing Day - Request from the Northern Retail Professionals Association to Close Retail Business Establishments**
The Notice of Public Meeting, reports of the City Solicitor dated 2007 01 15 and 2007 02 12 and the letter from the Northern Retail Professionals Association

6. (5)
(a)

dated 2007 05 10 all of which have been previously provided to Council were received by Council. Correspondence from interested individuals or groups concerning this matter was received by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Whereas Boxing Day Shopping has been such a contentious issue, with many in the community endorsing the shopping they have enjoyed for the past 5 years disagreeing with a very vocal group who want businesses closed; and

Whereas this group who wants stores closed for business are maintaining that this is about a day off and is therefore a labour relations/human resource issue; and

Whereas City Council should not be involved in the labour relations of local business; and

Whereas thousands of citizens have voted with their feet in the past few years and enjoyed Boxing Day Shopping; and

Whereas many shoppers are looking forward to shopping in Canada as Boxing Day is their only day off; and

Whereas one of the speakers has previously stated that he missed the deadline for a referendum on this issue last year;

Therefore be it resolved that Council DEFERS its decision on this matter until 2010 and directs staff to start the process on having a referendum on Boxing Day being open for business at the next municipal election and let the citizens of this community decide. DEFEATED.

Recorded Vote

For: Councillors J. Caicco, L. Turco, T. Sheehan, P. Mick

Against: Mayor J. Rowswell, Councillors B. Hayes, D. Celetti, O. Grandinetti, S. Myers, S. Butland, F. Manzo

Absent: Nil

Councillor L. Tridico declared a pecuniary interest - family operates a retail business.

Councillor F. Fata declared a pecuniary interest - spouse employed by a retail business.

6. (5)
(a) Moved by Councillor B. Hayes
Seconded by Councillor S. Myers
Whereas there appears to be a demand to close retail establishments on Boxing Day;
Now therefore be it resolved that City Council authorize the Legal Department to prepare a by-law requiring retail stores to be closed on Boxing Day.
CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors B. Hayes, D. Celetti, O. Grandinetti, S. Myers, S. Butland, F. Manzo

Against: Councillors J. Caicco, L. Turco, T. Sheehan, P. Mick

Absent: Nil

Councillor L. Tridico declared a pecuniary interest - family operates a retail business.

Councillor F. Fata declared a pecuniary interest - spouse employed by a retail business.

6. (8) **BOARDS AND COMMITTEES**

- (a) **Destiny Sault Ste. Marie Progress Report Dated May 2007**
The report of Destiny Sault Ste. Marie was received by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report entitled Destiny Sault Ste. Marie Progress Report dated May 2007 be accepted by Council as information. CARRIED.

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**

- (a) Moved by Councillor S. Myers
Seconded by Councillor P. Mick
Whereas area residents have raised a concern regarding the safety of pedestrians crossing Queen Street at Lake Street in order to enter Bellevue Park; and
Whereas the park is a premier community venue and we want to maximize access in a safe and easy manner to all citizens; and

7. (a) Whereas in 2001 a report was done on this matter; and
Whereas it is time to re-visit this matter, a study of possible solutions from the appropriate staff through Public Works is requested with a report back. CARRIED.
- (b) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas many of the City of Sault Ste. Marie's City Council have received significant input from various people regarding the train at Bellevue Park via emails, phone calls, one on one conversations and facebook;
Now therefore be it resolved that Councillors be requested to forward relevant correspondence and input to the Parks Division for review. CARRIED.
- (c) Moved by Councillor S. Myers
Seconded by Councillor L. Turco
Whereas the recent skyrocketing increase of gas prices has taken a jump within Sault Ste. Marie of about ten cents per litre; and
Whereas this appears to be one of the highest per litre costs for gas in the province; and
Whereas it still seems to be an unknown as to why gas per litre in Eastern Ontario and Southwestern Ontario is averaging \$.15 per litre less than in Sault Ste. Marie and other northern cities; and
Whereas we are approaching the summer tourist season when traditionally Sault Ste. Marie and many Ontario cities benefit economically from increased automobile tourist arrivals and these high prices in Sault Ste. Marie and from northern cities may deter such tourism and hurt our economy for the coming season;
Therefore be it resolved that a letter be sent to AMO and FONOM calling for an immediate strong lobbying effort to all M.P.P.'s demanding an action plan to address this inequitable situation within the province; and
Further be it resolved that such letter be copied along with this resolution to Sault Ste. Marie and Algoma M.P.P.'s. CARRIED.

8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

10. **CONSIDERATION AND PASSING OF BY-LAWS**

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 06 11 be approved. CARRIED.

10. (a) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-105 being a by-law to amend Zoning By-law 2005-150 be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (b) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-106 being a by-law to permit the temporary street closing of Queen Street East from East Street to Brock Street for certain periods of time on August 10, 11 and 12 to facilitate the 2007 Buskerfest be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (c) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-107 being a by-law to permit the temporary street closing of Doncaster Road to permit a street gathering on August 11, 2007 from the hours of 12 noon to 12 midnight be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (d) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-108 being a by-law to authorize an agreement with the Ministry of Agriculture, Food and Rural Affairs to take part in the Canada-Ontario Municipal Rural Infrastructure Fund Asset Management Program be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (e) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-109 being a by-law to authorize an agreement with the City and Pioneer Construction Inc. (2007-6E) for the resurfacing of Lyons Avenue from Wellington Street West to Korah Road be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (f) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-110 being a by-law to authorize an agreement with the City and Avery Construction Limited (2007-10E) for repair of Municipal Bridges No. 14, 15 and 16 on Base Line be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.

10. (g) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-111 being a by-law to authorize the temporary closure of Base Line between Carpin Beach to Airport Road to allow for repairs and maintenance to Municipal Bridges No. 14, 15 and 16 be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (h) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-112 being a by-law to authorize an agreement with the City and Pioneer Construction Inc. (2007-5E) for asphalt resurfacing at various locations throughout the City be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (i) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-113 being a by-law to delegate to the Manager of Community Centres certain powers under Section 227 of the Municipal Act to sign suite holder agreements for the Steelback Centre be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (j) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-114 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement of Pilgrim Street from Herrick Street to Towers Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 119/03 be read a first and second time this 11th day of June, 2007. CARRIED.
- (k) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-115 being a by-law to prohibit vendors from locating near the grounds of Rotaryfest 2007 be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.
- (l) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-116 being a by-law to permit the temporary street closing of various streets to facilitate Rotaryfest 2007 on July 21, 2007 be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.

10. (m) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2007-117 being a by-law to authorize the sale of landlocked property on People's Road to abutting owners Mr. Sowka and Mr. Zambusi on St. Patrick Street be read three times and passed in Open Council this 11th day of June, 2007. CARRIED.

11. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON AGENDA**

- (a) Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that this Council shall now go into Caucus to discuss one legal, one labour relations and one property matter; and
Further be it resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus prior to the next meeting of Council to discuss the same matter(s). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor J. Caicco
Seconded by Councillor F. Manzo
Resolved that this Council shall now adjourn. CARRIED.

MAYOR

CLERK



Association of Municipalities of Ontario

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E-mail: amo@amo.on.ca

MEMBER COMMUNICATION

ALERT N°: 07/033

To the attention of the Clerk and Council
June 12, 2007

FOR MORE INFORMATION CONTACT:
Milena Avramovic, AMO Senior Policy Advisor
(416) 971-9856 ext 342

Province Announces Industry-Funded Waste Diversion Program for Electronics and Provincial Policy Statement on Waste Plans

Issue: The Minister of the Environment, the Honourable Laurel Broten, has announced a new, industry-funded, Waste Electronic and Electrical Equipment Program and municipal waste planning requirements.

Background:

Today, the provincial government took additional steps to respond to AMO's call for an integrated provincial waste management strategy by extending full producer responsibility for disposal of Waste Electronic and Electrical Equipment (WEEE), such as computers, televisions and other electronic equipment, that is no longer useful to consumers.

The Minister has directed Waste Diversion Ontario to develop an industry-funded waste diversion program for electronic waste. The first phase of the program, expected by February 1, 2008, will address products that are among those with the lowest diversion rates. Phase I of the program will deal with: desktop and notebook computers; monitors; desktop printers; and televisions. Phase II will address: telephones; audio players and recorders; radios; speakers; and cameras.

Ontario is facing the combined pressures of a growing population, a lack of landfill capacity and dwindling options to deal with waste while municipal resources are increasingly taxed in the effort to manage waste and diversion programs. AMO has advocated for some time for the creation of an integrated waste management strategy that progressively manages products entering the waste management stream, including:

- Enhanced Design for Reduction or Reuse,
- Product Reuse,
- Material Recycling and Composting,
- Resource and Energy Recovery, and
- Disposal via Landfill.



ALERT

Member Communication

The introduction of extended producer responsibility for waste electronics will help to divert millions of consumer electronic items from landfills every year and ensure potentially toxic components of these products, such as lead or mercury, are properly disposed of.

At the same time, today's announcement also introduced a draft policy on waste management that will better enable municipalities to plan for waste management and diversion in a more integrated way. The policy statement would recognize advances already made by many municipalities in terms of long-term waste management planning and assist those municipalities which are at earlier stages of this process. It would also recognize the difference between small and large municipalities.

New municipal waste management planning and the provincial policy for an integrated waste management system are important steps in creating a waste management system that recognizes producer responsibility, respects municipal ratepayers, gives municipalities options for waste management and diversion and allows responsible energy creation from waste.

Today's announcement follows previous provincial initiatives responding to AMO's position on waste management including:

- The LCBO deposit return initiative;
- Recognition of the importance of new technologies include energy recovery technologies;
- New Regulations under the *Environmental Assessment Act* and amendments under the *Environmental Protection Act* for waste recycling, alternative fuels, and new/emerging technologies; and
- A new policy for the diversion of Municipal Household Hazardous and Special Waste.

Action:

AMO will continue to monitor the implementation of the Province's integrated waste management strategy and report to members. Members are encouraged to review and comment on the proposed provincial waste management policy statement on the Environmental Bill of Rights Registry at www.ebr.gov.on.ca; EBR number 010-0420. Comments will continue to be received by MOE on the EBR until July 27, 2007.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.

5(a)



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MEMBER COMMUNICATION

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June 12, 2007

FOR MORE INFORMATION CONTACT:
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Ontario is facing the combined pressures of a growing population, a lack of landfill capacity and dwindling options to deal with waste while municipal resources are increasingly taxed in the effort to manage waste and diversion programs. AMO has advocated for some time for the creation of an integrated waste management strategy that progressively manages products entering the waste management stream, including:

- Enhanced Design for Reduction or Reuse,
- Product Reuse,
- Material Recycling and Composting,
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- The LCBO deposit return initiative;
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Action:

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MEMBER COMMUNICATION

ALERT N°: 07/034

To the attention of the Clerk and Council
June 13, 2007

FOR MORE INFORMATION CONTACT:
Craig Reid, AMO Senior Policy Advisor
(416) 971-9856 ext 334

Province Announces \$20M Municipal Eco-Challenge Fund

Issue: Today in Peterborough, Ontario Premier, the Honourable Dalton McGuinty, announced \$20M in grants to help municipalities to undertake greenhouse gas reduction projects.

Background:

The Premier announced today that the Province will provide \$20M over three years to help municipal governments undertake projects that will reduce greenhouse gas (GHG) emissions. The grants will also be accompanied by \$200M in low interest loans through Infrastructure Ontario.

Funding will be available to municipal governments to undertake projects that improve energy efficiency in building stocks that can cut down on energy usage. Eligible projects might include such things as upgrades to heating, cooling and lighting systems as well as insulation in walls, roofs and windows.

The Premier noted that details of the program such as funding allocations and mechanisms will be developed and implemented through consultation with AMO and other stakeholders. AMO will keep members up-to-date on developments.

Action: Members are encouraged to read the [news release](#) and to look for further AMO communications on the program.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.



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News Release

For Immediate Release
June 13, 2007

MCGUINTY GOVERNMENT INVESTING IN GREEN COMMUNITIES

\$220 Million Available In Grants And Loans For Municipalities To Reduce Greenhouse Gas Emissions

PETERBOROUGH — The McGuinty government is providing \$200 million in loans and \$20 million in grants over the next three years to help municipalities reduce greenhouse gas (GHG) emissions.

"Ontario can be a world leader in building sustainable communities, conserving energy and fighting climate change — but we need everyone working together to make change happen," said Premier McGuinty. "Municipal governments have shown that they want to be part of the solution and this challenge fund will help them put good ideas into practice and bring emissions down."

The Municipal Eco Challenge Fund will provide \$20 million in grants to municipal governments for projects to reduce greenhouse gas emissions. The government will consult with the Association of Municipalities of Ontario (AMO) and other stakeholders in implementing the program.

Infrastructure Ontario will also provide \$200 million worth of loans for municipal projects that reduce GHG emissions through its OSIFA Loan Program. The program offers affordable loans to help public-sector clients build and renew essential local infrastructure. This saves municipal budgets money on interest charges and transaction fees. It's also expected that projects will pay for themselves quickly from energy savings.

"Our government is helping to create greener communities across the province," said David Caplan, Minister of Public Infrastructure Renewal. "That's why we're providing resources and opportunities to municipalities so they can create key infrastructure projects that will help reduce greenhouse gas emissions."

"Municipal governments understand that we all have a part to play in preserving the environment. Initiatives, like the Municipal Eco Challenge Fund, will help municipalities continue to take action on climate change," said Doug Reycraft, President of AMO. "We look forward to working with the Province on the design of the program and other future green initiatives."

"Urban activities are responsible for an estimated 75 per cent of emissions causing climate change and cities are increasingly challenged by the infrastructure demands of a warming world," said Eva Ligeti, Executive Director of the Clean Air Partnership. "This new Ontario government investment recognizes the role that

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municipalities play in driving solutions to climate change. Congratulations, Premier McGuinty."

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By some estimates, buildings account for nearly 40 per cent of GHG emissions. Many buildings waste more energy because heating, cooling and lighting systems are inefficient, or walls, roofs and windows are not well insulated.

Other conservation and climate change initiatives include:

- The Ontario Realty Corporation (ORC) is reducing electricity demand in government buildings by 8.8 per cent, well on the way to reaching the target of a 10 per cent reduction in the government's electricity use by 2007
- Ontario's 2006 Building Code introduced energy-efficiency requirements that, over the next seven years, will save enough energy to power 380,000 homes and will reduce greenhouse gas emissions by about five megatonnes, the equivalent of taking 250,000 cars off the road.
- Banning the sale of inefficient light bulbs by 2012 — new efficient lighting uses around 75 per cent less electricity than standard old-fashioned, incandescent bulbs.

"The changes we start making now will mean a higher quality of life for decades to come — because our environment will be cleaner, our economy will be more efficient and our people will have the skills to put Ontario on the leading edge of sustainable development in the global economy," said Premier McGuinty.

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5(a)

Donna Irving

To: John Rowswell; Lou Turco; Susan Myers; Steve Butland; Pat Mick; James Caicco; Terry Sheehan
Subject: FW: Ministry Delegations at Conference Information Enclosed

-----Original Message-----

From: communicate@amo.on.ca [mailto:communicate@amo.on.ca]
Sent: June 13, 2007 10:54 AM
To: Donna Irving
Subject: Ministry Delegations at Conference Information Enclosed

TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

Delegates can access the online delegation request form at
<http://www.mah.gov.on.ca/Page4760.aspx>

TO ALL AMO DELEGATES: Delegations will be held on Monday, August 20 th and Tuesday, August 21 st at the Westin Hotel Ottawa. Individual Ministers and Parliamentary Assistants are being asked to participate in municipal delegations. Please note that not all Ministers and Parliamentary Assistants will be taking delegations. If your municipality wishes to meet with a Minister or Parliamentary Assistant, we ask that you complete and submit the online form <<http://www.mah.gov.on.ca/Page4764.aspx>> or fax <<http://www.mah.gov.on.ca/AssetFactory.aspx?did=4675>> to the number listed below. Please note, all request forms must include the name of a contact person who is knowledgeable about the issue and available to respond to ministry inquiries in a timely manner. The Ministry of Municipal Affairs and Housing (MMAH) will respond to delegation requests for the Minister of Municipal Affairs and Housing. MMAH will advise other Ministers and Parliamentary Assistants of delegation requests: decisions on delegations will be made and given to you by the Ministers requested. To maximize access to the Minister of Municipal Affairs and Housing, where several municipalities wish to discuss the same issue with him, it may be possible to arrange joint meetings. To assist in expediting your delegation request, we ask that you use the Municipal Delegation Request Form rather than going through your MPP or directly to the Ministers' Offices. In order to better facilitate the municipalities in their conference plans, by advising you of your delegation time in advance, no delegation requests will be accepted after the DEADLINE of Friday, July 27 th .

Municipalities will be contacted by the respective Ministries about their requests and, if applicable, the meeting time and location, approximately one week before the Conference . If you are requesting a meeting with more than one Minister, please complete ONE FORM PER REQUEST . We ask that delegates not meet with more than one Minister on a given issue. To make the most of the delegation time available (delegations usually run 15 minutes) , please ask to discuss your issue only with the Minister or Parliamentary Assistant responsible for that issue.

Thank you.

Dwight Turner
Municipal Programs and Education Branch
Ministry of Municipal Affairs and Housing
Telephone: 416-585-4237
Fax: 416-585-7292
dwight.turner@ontario.ca

If you have problems opening the attachment(s) please call AMO at (416) 971-9856.

PLEASE NOTE

AMO communications will be broadcast to the municipality's administrator and clerk.

5(6)



Town of
East Gwillimbury

C 2007—210DLS

COUNCIL

MOVED BY "Councillor Johnston"

DATE: May 22, 2007

SECONDED BY "Councillor Morton"

WHEREAS the Town of East Gwillimbury is committed to leadership in environmental responsibility;

AND WHEREAS the Town of East Gwillimbury recently amended the By-law to Regulate Salvage Yards, to mandate the removal of Mercury Switches under the Clean Air Foundation's Switch-Out Program;

AND WHEREAS for this initiative to reach full potential, OARA (Ontario Auto Recyclers Association) should provide a trained inspector to assist with by-law enforcement and provide expert testimony in support of any charges under the by-law;

AND WHEREAS OARA requested a presentation on the topic at their Annual General Meeting, and subsequently their members have requested additional information regarding the East Gwillimbury By-law, and assistance with rolling out similar By-laws in their respective municipalities;

BE IT THEREFORE RESOLVED THAT the Town of East Gwillimbury request the Association of Municipalities of Ontario (AMO) circulate this resolution, and a web link to a copy of the Town's amended By-law to Regulate Salvage Yards, to AMO member municipalities;

THAT OARA be provided with a copy of the amended By-law to Regulate Salvage Yards for circulation to their membership;

THAT OARA be requested to retain an inspector who would be fully trained, be prepared to assist with by-law enforcement, and be prepared to provide expert testimony in support of any charges under the Salvage Yard By-law with respect to the removal of Mercury Switches.

CARRIED ☒

DEFEATED ☐

TIED (LOST) ☐

"James R. Young, Mayor"

James R. Young, Mayor

For further information, please contact:

Councillor Marlene Johnston
Town of East Gwillimbury
19000 Leslie Street
Sharon, Ontario L0G 1V0
Tel: (905) 478-4282 Fax: (905) 478-2808
E-mail: mjohnston@eastgwillimbury.ca

The Corporation of the Municipality of Brockton

100 Scott St., P.O. Box 68, Walkerton, ON N0G 2V0

Ph: (519)881-2223 Fax: (519)881-2991 Email: info@brockton.ca

NO. 07-11- 235.

MOVED BY: Roland Anstett SESSION May 28, 2007

SECONDED BY: Chris Peabody

Whereas the construction of the Bruce-Milton power corridor will result in the demolition and destruction of numerous properties in Brockton; and

Whereas the Council of Brockton is concerned about the apparent lack of due process in the Environmental Assessment;

Be it resolved that the Council of the Municipality of Brockton call on Hydro One to:

- Hold public meetings in the affected areas
- Fund legal representation for those adversely affected
- Compensate municipalities for lost assessment
- Distribute this motion to AMO.

MEMBER OF COUNCIL	YEA	NAY
ANSTETT, Roland		
BAGNATO, Charlie		
GIERUSZAK, Dan		
INGLIS, David		
MANCELL, Tim		
PEABODY, Christopher		
REIDL, Charles		
TOTALS		

CARRIED Charlie Bagnato

DEFEATED _____



CITY OF PORT COLBORNE
66 CHARLOTTE STREET
PORT COLBORNE, ON L3K 3C8

May 31st, 2007.

Dear Councils:

City of Port Colborne Resolution Re Salvia Divinorum

At its meeting of May 14th, 2007, the Council of the Corporation of the City of Port Colborne resolved as follows:

"WHEREAS Salvia Divinorum is a perennial herb native to Mexico that is legally available for purchase in Canada by all persons, including minors, at corner stores, pharmacies and through the internet;

AND WHEREAS the active constituent salvinorin A is the most potent hallucinogen known, causing the onset of hallucinogenic activity within five to ten minutes of being chewed and within 30 seconds of being inhaled;

AND WHEREAS the effects of salvia divinorum include psychic effects such as the perceptions of bright lights, vivid colours and shapes, as well as body movements and body or object distortions, other effects including dysphoria, uncontrolled laughter, a sense of loss of body, overlapping realities and hallucinations and adverse physical effects such as incoordination, dizziness and slurred speech;

AND WHEREAS Salvia divinorum and/or salvinorin A have been placed under regulatory controls in Australia, Belgium, Denmark, Estonia, Finland, Italy, Spain and Sweden and in the States of Louisiana, Delaware, Missouri, Tennessee and Oklahoma;

AND WHEREAS the federal department Health Canada, headed by the Minister of Health, is responsible for helping Canadians maintain and improve their health and also for developing legislation and regulations, policies and operations that support the control of illicit drugs and other substances;

AND WHEREAS the Council of the Corporation of the City of Port Colborne believes that the availability of salvia divinorum and the risks associated with its use, particularly by adolescents and young adults, threatens the health of Canadians and out-weighs any benefits the substance offers;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Port Colborne petitions the Minister of Health to immediately call for Health Canada to undertake a review of salvia divinorum and its derivatives to determine the risks associated with the use of this substance and its widespread availability and with a view to taking the same proactive stance on the regulation of this substance for the health and safety of Canadians as other nations have for their citizens;

AND FURTHER THAT a copy of this resolution be circulated to J. Maloney, M.P. and to AMO for circulation to all municipalities in Ontario for their consideration and endorsement."

Your favourable consideration of Council's request for support would be greatly appreciated. If you are interested in viewing the staff report respecting Salvia Divinorum, please contact the undersigned directly.

Janet Beckett
City Clerk.

2007 06 11

Mayor Rowswell and City Council

Please find information pertaining to an initiative of which you should be made aware. City involvement is not necessary with the exception of the proposed "Toonie Day at the Landfill". Our committee will follow any recommendation from Pat McAuley, Commissioner of Public Works and Traffic. Council may or may not wish to comment. Your input/involvement is most welcome.

Steve

A handwritten signature in cursive script, appearing to read "Steve", written in black ink.

FOR DISCUSSION PURPOSES ONLY

WORLD'S LARGEST GARAGE SALE

There have been ongoing discussions as to whether the city should renew the annual spring cleanup. The cost of this initiative would be about \$350,000.00. Just recently people have made reference to "scavenger day" or "scrounge day"; a day in which you could place excess items from your house/garage at curb side for free pickup.

This was recently revived by Clean North and entitled "Freecycling". The above thoughts prompted the concept of relating a joint spring *cleanup/scavenger day* which would incorporate the premise of conducting a spring cleanup with a different approach and producing several positive ancillary ramifications.

I have recently met with several individuals who thought the concept of conducting "**The World's Largest Garage Sale**" in Sault Ste. Marie had considerable merit. In further discussions with Rosetta Sicoli of Thymley Manner and Helen Ross of ARCH, a decision was reached to designate ARCH (see attached information) as a recipient of any funds that might be raised as a result of the Garage Sale.

The board of ARCH has subsequently approved their involvement and assistance in the project. As to the heading of this brief outline of the proposed initiative, "**The World's Largest Garage Sale**", I have every intention of registering our event with the Guinness Book of World Records. This may prove to be an added incentive for more participation by the residents and hopefully businesses of our community.

To kick start the event, I have approached Frank D'Angelo of D'Angelo Foods and Steelback Brewery to act as Honourary Chairman of the Event. He has graciously accepted and will be a major contributor to the event that will lend further credibility, enthusiasm and resources to the initiative. Details of Mr. D'Angelo's involvement will be released at a later date.

Hopefully, the above captures the essence of the initiative, but needless to say, a myriad of detail has been purposely omitted.

Respectfully submitted,



Steve Butland

FOR DISCUSSION PURPOSES ONLY

WORLD'S LARGEST GARAGE SALE

1. Kick off in June with press conference – Honourary Chair Frank D'Angelo will provide details of his involvement and concrete support of the initiative.
2. Details of Guinness World Records application will be revealed.
3. Concept would entail involvement of as many curb side garage sales as possible. Hopefully, there will be hundreds. Neighbourhood sales will also be encouraged as well as business involvement as they will have determined.
4. Registrations will begin the end of June and end one week before the event. Garage sale day will be Saturday, September 15th. Registration fee will be \$20.00 For your Fee, you will receive a **World's Largest Garage Sale** T-shirt, free advertising, be involved in a worthwhile community initiative with any proceeds being donated to ARCH; and hopefully placing Sault Ste. Marie in the *Guinness Book of World Records*.
5. Each registrant will be encouraged to donate voluntarily a percentage of his/her sales for the day to ARCH. This will not only be voluntary but confidentiality will be respected.
6. The "Garage Sale" will be held on Saturday, September 15th and "Freecycle Day" will be held on Sunday, September 16th. Any items not sold on Saturday could be left on the curb for free pick up that day. Monday the 16th could be a "Toonie Day" at our landfill site.
7. Council's endorsation of the event will be sought on Monday, June 25th. I will have met with any staff of any department that may have direct or indirect involvement (e.g. Legal, PWT, Rachel)
8. Will seek out media support as to the publicity leading up to, during and after the event.

Page two

9. Scavenger/Scrounge/Freecycle Day/Good Exchange Day – any of these names could apply to Day 2 of the initiative. Clean North has sponsored several of these days in the past. Cities such as Hamilton and Guelph have regularly scheduled such days successfully. There are no Ministry of Environment regulations that pertain to such a day. I am anticipating an endorsement letter from the Minister.

10. ***RATIONALE FOR THE EVENT:***

- a. resembles if not duplicates *spring clean up/scavenger day*
- b. items are recycled and possibly diverted from the landfill site. Is an environmentally friendly initiative. Thereby tied inextricably to the Three R's – ***REDUCE, REUSE, RECYCLE***
- c. clean up of yards, sheds, basements, garages
- d. could be profitable
- e. donations/proceeds will go to a most worthy cause
- f. is a community based activity. Will lead to an increased sense of community.
- g. doing something that no other city has done

WE SOLICIT YOUR SUPPORT

Algoma Residential Community Hospice (ARCH)

What is the Algoma Residential Community Hospice?

- The Algoma Residential Community Hospice (ARCH) is a not-for-profit, incorporated, registered charity.
- Initially mentored by the Group Health Centre, ARCH was founded in 1999. Since then, and directed by a 12-person community board, a group of volunteers have worked to bring the dream of a ten-bed residential hospice to reality.
- ARCH members and supporters in conjunction with the Hospice Association of Ontario; believe that how we treat those who are dying in our community reflects who we are as a society. Everyone has a right to die with dignity, free from pain and surrounded by loved ones.
- We are committed to building a ten-bed residential hospice that will be a haven, a home away from home for dying persons and their families.
- We know that 90% of Canadians would prefer to die at home. The reality is that 75% die in hospital. The resources to allow most families to care for their loved ones at home, 24 hours a day, until the time of death are simply not available
- Individuals facing death fear uncontrollable pain, being a burden on others, being left alone during their last days, receiving extraordinary treatment without their consent, losing their abilities or personal autonomy and death itself.
- A residential hospice will provide compassionate care for dying individuals who can no longer be cared for at home, who do not need the complex care of an acute care hospital nor wish to die there, and support for their families.
- The emphasis of care in hospice is on pain and symptom control and enabling the residents to live life to the fullest until they die. Palliative care professionals and trained volunteers confirm the wishes of the resident, support the family unit and are available around the clock to ensure patients are not alone.

Progress in the Past Few Years

- Algoma Central Properties Inc. donated 3.2 acres of beautiful rural property on Fourth Line and Brule Road as a site for the residential hospice.
- In 2004, ARCH initiated our Day Hospice Program in response to a community need. For many years survivors of life threatening illness had access to community support groups. These groups however, did not address the needs of those living in the community with terminal illness. The ARCH Day Hospice Program offers a therapeutic program of complementary therapies to individuals

struggling daily with life threatening illness and a day of respite to their caregivers.

- In October 2005, the Liberal Government of Ontario pledged ongoing operational funding for over 30 residential hospices in Ontario. ARCH was approved for funding in 2007/2008.
- In June of 2006, the Federal Government approved a grant of \$500,000 for our capital campaign. The original payment of \$110,000 was made to cover the working drawings in 2006. On October 5, the Provincial Government through NOHFC announced a \$1,000,000 contribution to the capital campaign. The City of Sault Ste. Marie confirmed a donation of \$40,000 at the annual budget process in April of this year.
- Our efforts to raise the capital have been overshadowed by a very successful hospital campaign. This campaign for a much-needed new hospital has been the largest and most aggressive seen in this community. ARCH is a supporter of the Sault Area Hospital (SAH) and their efforts to bring improved health services to this community. The CCAC providing home care, SAH providing acute, complex care and ARCH providing compassionate end of life care in the residential hospice and support of those living with terminal illness in the community, in partnership will provide a seamless continuum of palliative care to Sault Ste. Marie and the surrounding area.
- A decision was made to go forward with the project in order to meet the deadline for operational funding, cope with rising construction costs and deal with the anticipated lack of contractors and sub-trades once the local hospital project begins later this summer. Consequently, arrangements with Community First, a local credit union, were made to finance any shortfall up to \$1.7million. The fervent hope is that by the time of the building completion, the capital campaign will have raised the necessary funds.
- In late March 2007, construction plans were sent out for tender and a local firm Barban Construction was the successful bidder. Preconstruction activities have begun with an anticipated date of June 4th for actual construction to begin.
- Individuals and businesses are coming forward to support our project as our public campaign is now underway.

Community Partners

- Since the inception of the project, ARCH has had the support of individuals, community groups and healthcare professionals. (*Letters of support attached*).
- The Sault Area Hospital, CCAC and ARCH are equal partners in the provision of palliative care in our community. The partners have been likened to the legs of a three- legged stool. Each is necessary for function. (*Current letters of support from the palliative care partners are attached*.)

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How do I register and become a Guinness World Records member?

We have created a new Members Area that requires a registration. The registration process is quick, easy and completely free. You need to register before you can make a record application. Once registered you can access your user account as often as you wish to check the progress of your claim, check the status of the record you applied for, make a new claim and use one or our premium services.

1. To register and become a Guinness World Record member please click on the link Register here.
2. **If you have made an application before** please enter your existing Membership No or Email Address, **and** your old Password and click on Find me. We will retrieve your personal details and display them on the page. If you have forgotten your old password, please click on "Resend my old password". The old password will be sent to your email address. Please note that you will only need the old password to retrieve your details the first time you register in the new Members Area.
 - a. Check that all the details displayed on the page are correct and make all necessary amendments.
 - b. Once you have checked your details please create your GWR User ID by entering your email address and choosing a new password which you will use every time you want to gain access to the Members Area.
 - c. Please make sure that your new password contains a combination of letters, numbers and special characters (e.g. \$_%*#). Do not include spaces.
 - d. To help you retrieve your password in case you forget it, please fill out the section "If You Forget Your Password".
 - e. "Create Account" to create your account using your existing membership.
3. **If you have never made an application** please skip the Retrieve your personal details box and fill out your details as normal.
 - a. Once you have entered your details in the section "Your Personal Details" please create Your GWR User ID by entering your email address and choosing a new password which you will use every time
 - b. Please make sure that your new password contains a combination of letters, numbers and special characters (e.g. \$_%*#). Do not include spaces.
 - c. To help you retrieve your password in case you forget it, please fill out the section "If You

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Forgot Your Password".

a. Click on "Create Account" to create your account using your existing membership.

4. Once you have submitted your details, you will receive a link to unlock your account by email. If you do not receive this email within 30 minutes please click on Email Approval Key to receive it again.
5. Once your account has been unlocked you will receive an email of confirmation.

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THE BOOK | NEWS | VIDEO VAULT | GWR STORE

FIND A WORLD RECORD

SEARCH GO

To login and view your specific claims, please click here.

If you are not yet a member, please click here to register.

BREAK A WORLD RECORD

FAST TRACK

How do I become a Guinness World Record Holder?

1. Firstly you will need to log in the Members Area and complete the online application form. For more information about the registration please click here.
2. From the Members Area you can apply for a record by clicking on the blue animated image on the right hand side of the screen ("Want to be a Record Breaker...Click here to submit an application!".)
3. Read the instruction on the screen to proceed with your application. It is highly recommended that you are connected to a printer, as you may wish to print several pages for reference.
4. If you are interested in multiple records/claims, you will need to fill out a separate proposal form for each individual record/claim.
5. You can choose to submit a Standard Application or a Fast Track Application. The Standard Application is totally free and requires 4 to 6 weeks to be processed. If your claim is of an urgent nature you are welcome to choose the Fast Track Application, which will enable you to receive a reply in only **3 working days**. To find out more about Fast Track, please click here.
6. Once you submit your claim we will email you the Agreement Regarding Record Attempt. In the email you will also find a CLAIM ID number which refers to your application and must be copied on the Agreement. **Please be aware that it will take from one to three working days for this email to be sent to you.**
7. You must read, sign and send the Agreement Regarding Record Attempt back to us via fax, the numbers are contained within the email you will receive.
8. **PLEASE NOTE THAT WE WILL NOT ENTER INTO ANY CORRESPONDENCE REGARDING YOUR CLAIM UNTIL WE HAVE RECEIVED THIS.**
9. Once we have received your signed Agreement, it will then take 4 to 6 weeks for us to research and consider your record proposal. Occasionally this may take longer as we may need to consult external experts. During this period, we may contact you for more information on your attempt in order to make a more qualified judgement on your proposal. Please be assured that we will endeavour to get an answer to you as quickly as possible. If you require a quicker answer you may use our Fast Track service.
10. Once a decision is made we will send you an email stating our decision. This will be either:
 - a. A rejection of your proposal – and where we can, we will give more specific details of our decision in this regard.
 - b. An acceptance of your proposal as a new Guinness World Record category with specific guidelines attached. Together with the guidelines you will receive the Records Breakers Pack.

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11. A suggestion of a record that we already monitor as your proposal is similar enough to the established category.
12. Once you have received this, you can then plan and make your attempt, following our guidelines. When making an attempt please remember to collect ALL the evidence as outlined in the Record Breakers Pack and the specific guidelines.
13. You must then send in the evidence in one package, with your CLAIM ID number clearly marked on both the outside of the package and on each piece of evidence you submit.
14. Once we have received this, it will again take around 4 weeks for us to assess your claim and come to a decision. If you need an urgent assessment of your claim, you can apply for a Fast Review of your claim.
15. If your claim has been unsuccessful, you will be sent an email outlining where the problems with the claim were. If successful, you will be sent a letter and Guinness World Records certificate in recognition of your record breaking achievement.

We would now invite you to print this page for reference and login above to start the application process.

Thank you for your interest in Guinness World Records and good luck!!

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Subject: YOUR AGREEMENT REGARDING RECORD ATTEMPTS

From: rmt@guinnessworldrecords.com

Date: Mon, 11 Jun 2007 11:22:45 +0100

To: rlebreux@shaw.ca

AGREEMENT REGARDING RECORD ATTEMPT ATTACHED:

CLAIM ID: 193670

MEMBERSHIP ID: 172899

Dear Steve ,

We are glad to inform you that your record application has been transferred to our internal system. As a result of this, we are sending to you the Agreement Regarding Record Attempts.

This form is also available to download at
<http://www.guinnessworldrecords.com/member/arra.pdf>.

Please mark the Agreement Regarding Record Attempts with your CLAIM ID in the appropriate field, sign it and send it to us by fax:

From the UK: 0207 387 5098

International: +44 207 387 5098

Or by post:

Guinness World Records
Agreement In
184-192 Drummond Street
London
NW1 3HP
UK

Once we have received this, we will begin to assess your application and enter into correspondence with you. We hope to give you an answer within 4 to 6 weeks, but will endeavour to respond as soon as possible. Please note that if you are using our premium Fast Track service, we will respond within 3 working days.

PLEASE DO NOT SEND ANYTHING FURTHER AT THIS POINT. Once we have considered your record suggestion, we will contact you with our decision. If you are successful, we will send you the current world record and details of the guidelines you must follow.

Thank you for contacting Guinness World Records.

Best regards

Records Management Team
Guinness World Records

If you should require further information, do not reply to this email, but please visit our website and login to the member area (www.guinnessworldrecords.com/register/login.aspx). We will only be able to reply to enquiries regarding any of your pending claims if you have sent us the Agreement Regarding Record Attempt by fax or post. If you want to enquire about a new record, please make another application.

The contents of this e-mail from HIT Entertainment Limited



Great Northern Retirement Home

"Comfortably secure, carefree living"

5(d)

June 12th, 2007

Donna Irving, City Clerk
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

Dear Ms. Irving,

We are once again, seeking to obtain a Special Occasion Permit for our Family Fun Day. It will be held on Thursday July 19th, 2007 from 2 p.m. until 7 p.m. It will include a B.B.Q., musical entertainment and a pub.

Thank You

Wanda McQueen
Wanda McQueen
Activity Coordinator

RECEIVED CITY CLERK JUN 15 2007 NO.: _____ DIST.: _____



CITY OF SAULT SITE. MARIE
INFORMATION SECTION FOR PERMITS WHERE ALCOHOL WILL BE SERVED

APPROVALS

NOTE: All signatures of approval must be provided on one original form.

Celina Burton
Mathew Salucci

Name of Group/Organization: Celina's wedding reception

Name of Event: Mathew + Celina's wedding reception

Date(s) of Event: July 21 / 07 Site: Roberta Bondar Pavilion

Times of Event: 4:00 pm to 1:30 am Location: Roberta Bondar Pavilion

Times of Beer Garden: 4:00 pm to 1:00 am

H. Mon...
Name of Special Occasion Permit Holder

M. BRUNETTE
Name of Identified Designate

H. Mon...
Signature of Special Occasion Permit Holder

Margaret Brunette
Signature of Identified Designate

23 South Eden 945 0214
Address of Permit Holder/Telephone

RR#2 Beaumont Park, S.S.M.
Address of Identified Designate/Telephone

1. Sault Ste. Marie Police Service

2. Sault Ste. Marie Fire Services
Fire Prevention Office

[Signature]
Signature of Official

[Signature]
Signature of Official

3. Algoma Health Unit
Environmental Health

4. Community Services Department
Recreation and Culture Division or
Community Centres & Marine Facilities Division

[Signature]
Signature of Official

[Signature]
Signature of Official

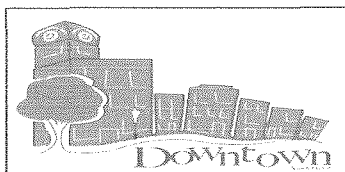
TO BE POSTED AT EVENT.

FOR OFFICE USE ONLY

City Council Approval Received on _____
Date

C.S.D. Staff Representative _____
Signature

5(f)



town association

Sault Ste Marie, Ontario

June 7, 2007

Donna P. Irving,

City Clerk

99 Foster Drive, P.O. Box 580

Sault Ste. Marie, ON P6A 5N1

Hi Donna,

Re: Request for Street Closure

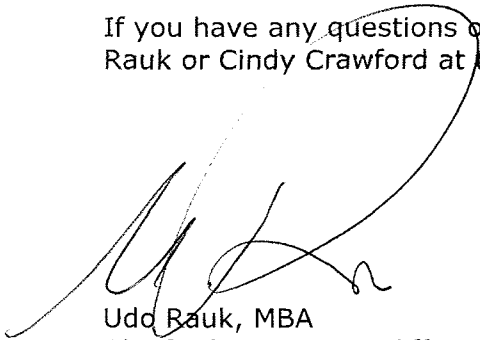
Attached are the signed copies of the approvals from the salient organizations for the closure of Queen Street for the staging of our annual summer late night shopping event. We look forward to City Council support and approval.

Street Closure:

Thursday, July 12th closing Queen Street to vehicular traffic from East to Dennis Street from 7pm to 11 pm. (Note: as per past practice, all north/ south arterial streets will remain open). This closure will accommodate on street activities, allow for pedestrian traffic in a relaxed safe atmosphere of late night shopping.

We thank you in advance for your usual cooperation and support.

If you have any questions or need clarification, please do not hesitate to contact Udo Rauk or Cindy Crawford at tel.942-2919 fax 942-6368



Udo Rauk, MBA

Chief Administrative Officer

c. Alison Walton, Chair

Cindy Crawford, Communications Strategist

RECEIVED
CITY CLERK
JUN 07 2007
NO.: 50658
DIST: 128

JUN-05-2007 TUE 02:56 PM DOWNTOWN ASSOCIATION

FAX:705 942 6368

P.002

06/04/07 11:30 FAX 705 541 7010

CITY WORKS CENTER

0002

JUN-01-2007 FRI 02:25 PM DOWNTOWN ASSOCIATION

FAX:705 942 6368

P.001

06/01/2007 10:34 FAX 1 / 05 541 7010

CITY WORKS CENTER

0001

JUN-01-2007 FRI 11:12 AM DOWNTOWN ASSOCIATION

FAX:705 942 6368

P.001

05/31/2007 11:58 705-759-2312

CLERK'S DEPT SMARIE

PAGE 01/02

TEMPORARY STREET CLOSURE - APPROVAL PROCESS

CONTACT NAME: Downtown Assoc. TELEPHONE: 942-2919
 ADDRESS: 496 Queen St. E. POSTAL CODE: M6A1Z8

The above person hereby makes application for the closing of

Queen St. East

(Name of street to be closed)

North and South
arteries
open

from East Street to Dennis Street
 (reference points - street numbers, cross streets, etc.)

on the 12th day of July, 20 from 7pm to 11pm

for the purpose of Lemonade Days (extended hour shopping and dining)

APPROVALS SECTION:

1. Police Services, Traffic Dept.
 Telephone 759-7348
 Fax 759-7820
 580 Second Line East

2. Fire Services/Emergency Medical Services (EMS)
 Telephone 949-3335/949-3337
 Fax 949-2341
 72 Tappan Street

Signature of Official

Signature of Official

3. Public Works & Transportation Dept.
 Telephone 541-7000
 Fax 541-7010
 128 Backville Road

4. Transit/Parking
 Telephone 759-5438/759-5320
 Fax 759-5834
 111 Huron Street

Signature of Official

Signature of Official

5. Central Ambulance Communication Centre (C.A.C.C.)
 Telephone 946-1227
 Fax 945-6883
 999 Queen Street East (Rear of Plummer Hospital)

Signature of Official

CITY CLERK SECTION:

City Council approval was received on

(date)

(By-law No.)

JUN-01-2007 FRI 01:36 PM DOWNTOWN ASSOCIATION

FAX: 705 942 6368

P.001

06/01/2007 10:04 FAX 1 705 945 6883 DOWNTOWN ASSOCIATION

FAX: 705 942 6368

0001

P.001

06/31/2007 11:58 705-759-2315

CLERK'S DEPT SENARIE

PAGE 01/02

5(f)

TEMPORARY STREET CLOSURE - APPROVAL PROCESSCONTACT NAME: Downtown Assoc. TELEPHONE: 942-2919ADDRESS: 496 Queen St. E. POSTAL CODE: P6A1Z8

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on the 12th day of July, 20 from 7pm am/pm to 11 am/pmfor the purpose of Lemonade Days (extended hour shopping and dining)**APPROVALS SECTION:**1. Police Services, Traffic Dept.
Telephone 759-7348
Fax 759-7820
580 Second Line East2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tanager Street

Signature of Official

Signature of Official

3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road4. Transit/Parking
Telephone 759-5435/759-5320
Fax 759-5834
111 Huron Street

Signature of Official

Signature of Official

5. Central Ambulance Communication Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
969 Queen Street East (Rear of Plummer Hospital)

Signature of Official

CITY CLERK SECTION:

City Council approval was received on

(date)

(By-law No.)

TEMPORARY STREET CLOSURE - APPROVAL PROCESS

CONTACT NAME: Downtown Assoc. TELEPHONE: 942-2919
ADDRESS: 496 Queen St. E. POSTAL CODE: M6A1Z8

The above person hereby makes application for the closing of

Queen St. East

(Name of street to be closed)

from East Street to Dennis Street
(reference points - street numbers, cross streets, etc.)

*north and
south
arteries
open

on the 12th day of July, 20 from 7pm am/pm to 11 am/pm

for the purpose of lemonade Days (extended hour shopping and dining)

APPROVALS SECTION:

1. Police Services, Traffic Dept.
Telephone 759-7348
Fax 759-7820
580 Second Line East

2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tannah Street

Signature of Official

Signature of Official

3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Backville Road

4. Transit/Parking
Telephone 759-5438/759-5320
Fax 759-5834
111 Huron Street

Signature of Official

Signature of Official

5. Central Ambulance Communication Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
989 Queen Street East (Rear of Plummer Hospital)

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____ (date) _____ (By-law No.)

JUN-05-2007 TUE 02:54 PM DOWNTOWN ASSOCIATION

FAX:705 942 6368

P.002

06/04/07 11:30 FAX 705 541 7010

CITY WORKS CENTER

JUN-01-2007 FRI 02:25 PM DOWNTOWN ASSOCIATION

FAX:705 942 6368

0002

P.001

5(f)

06/01/2007 10:54 FAX 1 705 541 7010

CITY WORKS CENTER

JUN-01-2007 FRI 11:12 AM DOWNTOWN ASSOCIATION

FAX:705 942 6368

0001

P.001

06/21/2007 11:58 705-759-2318

CLERK'S DEPT SENARIE

PAGE 01/02

TEMPORARY STREET CLOSURE - APPROVAL PROCESS

CONTACT NAME: Downtown Assoc. TELEPHONE: 942-2919
 ADDRESS: 496 Queen St. E. POSTAL CODE: M6A1Z8

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(Name of street to be closed)

north and
south
arteries
open

from East Street to Dennis Street
 (reference points - street numbers, cross streets, etc.)

on the 12th day of July 20 from 7pm ampm to 11 ampmfor the purpose of hemonade Days (extended hour shopping and dining)**APPROVALS SECTION:**

1. Police Services, Traffic Dept.
 Telephone 759-7348
 Fax 759-7820
 580 Second Line East

Signature of Official

2. Fire Services/Emergency Medical Services (EMS)
 Telephone 549-3335/549-3387
 Fax 949-2341
 72 Tahara Street

Signature of Official

3. Public Works & Transportation Dept.
 Telephone 541-7000
 Fax 541-7010
 128 Backville Road

Signature of Official

4. Transit/Parking
 Telephone 759-5438/759-5320
 Fax 759-5834
 111 Huron Street

Signature of Official

5. Central Ambulance Communication Centre (C.A.C.C.)
 Telephone 946-1227
 Fax 945-6883
 889 Queen Street East (Rear of Plummer Hospital)

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____ (date) _____ (By-law No.)

5(f)

TEMPORARY STREET CLOSURE - APPROVAL PROCESSCONTACT NAME: Elizabeth (Betsy) Currier TELEPHONE: 942-3978ADDRESS: 576 Northland Road POSTAL CODE: P6C 3P2

The above person hereby makes application for the closing of

Queen Street

(Name of street to be closed)

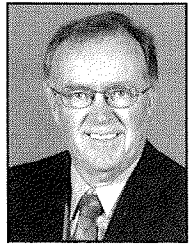
from East Street to Grove Street
(reference points - street numbers, cross streets, etc.)on the 11th day of August, 2007 from 10:30 am/pm to 11:15 am/pmfor the purpose of Superior Rallyfest Parade**APPROVALS SECTION:**1. Police Services, Traffic Dept.
Telephone 759-7348
Fax 759-7820
580 Second Line East[Signature]
Signature of Official2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street[Signature]
Signature of Official3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road[Signature]
Signature of Official4. Transit/Parking
Telephone 759-5438/759-5320
Fax 759-5834
111 Huron Street[Signature]
Signature of Official5. Central Ambulance Communication Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
969 Queen Street East (Rear of Plummer Hospital)[Signature]
Signature of Official**CITY CLERK SECTION:**City Council approval was received on _____,
(date) (By-law No.)

Tony Martin
Member of Parliament

Room 811, Justice Bldg.
Ottawa, ON
K1A 0A6
Tel: (613) 992-9723
Fax: (613) 992-1954
E-mail: martin.t@parl.gc.ca

369 Queen St. East
Sault Ste. Marie, ON
P6A 1Z4
Tel: (705) 941-2900
Fax: (705) 941-2903
E-mail: martito1@parl.gc.ca

5(g)



Mayor John Rowswell
99 Foster Drive - Civic Centre
Sault Ste. Marie, ON
P6A 5X6

May 17, 2007

Dear Mayor Rowswell,

As MP for Sault Ste. Marie and a member of the Parliamentary Network for Nuclear Disarmament, I am writing to encourage you to join the global community of Mayors for Peace, an organization of mayors and cities supporting the public demand for the abolition of nuclear weapons.

To date, 1631 cities from 120 countries have lent their voices and the weight of their offices to the increasingly urgent case for the abolition of nuclear weapons.

Though the Cold War may be over, the need for a concerted effort of political leaders, especially local elected officials, against these weapons of mass destruction is more critical than ever. Nuclear weapons continue to pose a major global threat. In the past decade, the number of states with known nuclear weapons has expanded, with India, Pakistan and North Korea joining the list. More recently, both the UK and US have embarked on new nuclear weapons development programs, adding to the threat posed by the 27,000 active weapons remaining on alert around the world.

As concentrated centres of population, cities are particularly at risk from the continuing presence and strategic reliance on nuclear weapons. As the examples of Hiroshima and Nagasaki demonstrate so starkly, nuclear weapons are an urban issue, and it is critical that leaders at the community level confront this escalating and potentially devastating threat.



Mayors for Peace provides an established and effective outlet through which urban leaders can actively engage in the nuclear issue. On June 24, 1982, at the 2nd UN Special Session on Disarmament held at UN Headquarters in New York, then Mayor Tadatashi Akiba of Hiroshima proposed a new Program to Promote the Solidarity of Cities toward the Total Abolition of Nuclear Weapons. This proposal invites cities to transcend national borders and work together to press for nuclear abolition. Subsequently, the mayors of Hiroshima and Nagasaki called on mayors around the world to support this program.

Today, Mayors for Peace is composed of cities around the world that have formally expressed support for the program Mayor Araki announced in 1982. As of April 10, 2007, membership stood at 1,631 cities in 120 countries and regions.

This is a critical time to join this initiative. With the world community currently engaged in talks to renew its commitment to the nuclear Non-Proliferation Treaty, political leaders of all levels of government and all parties must signal their commitment to abolish these weapons. By joining together with Mayors for Peace, you can strengthen the political voice for abolition worldwide.

A letter of invitation from Mayors for Peace is attached for your convenience. I urge you to register [City's] affiliation with Mayors for Peace, and join this vital effort to rid the world of the dangerous, destructive power of nuclear weapons.

Sincerely,



Tony Martin
MP for Sault Ste. Marie

Enclosure

TM/jb CEP Local 232



Mayors for Peace

Registration Form

To Dr. Tadatoshi Akiba
 Mayor of Hiroshima, President of Mayors for Peace
 1-5 Nakajima-cho, Naka-ku, Hiroshima
 c/o Hiroshima Peace Culture Foundation
 Yasuyuki Yakushiji
 mayorcon@pcf.city.hiroshima.jp

I hereby express my city/municipality's support for the abolition of nuclear weapons and desire to join the Mayors for Peace.*

Name of your country:

Name of your city/municipality:

Mayor's name: _____ Gender: Male Female

Address:

TEL:

FAX:

E-mail:

Website:

Official language:

Contact person

Name: _____ Gender: Male Female

Position:

E-mail:

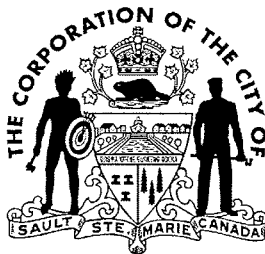
Date:

Signature:

*This registration form is to express your city/municipality's decision to join Mayors for Peace. If your city/municipality requires specific procedures, including approval from your city/municipal council, please submit this form after such procedures are completed.

5(i)

Joseph M. Fratesi, B.A. LL.B.
Chief Administrative Officer



99 Foster Drive
P.O. Box 580, Civic Centre
Sault Ste. Marie, Ontario
Canada. P6A 5N1
(705) 759-5347
(705) 759-5952 (Fax)
E-Mail:
j.fratesi@cityssm.on.ca
b.berlingieri@cityssm.on.ca

2007 06 25

Mayor John Rowswell and
Members of City Council
Civic Centre

RE: STAFF TRAVEL REQUESTS

Dear Council:

The following staff travel requests are presented to you for approval:

1. **Jim Beach – Fire Services**
Company Officer 503, 504 & 505
July, 2007
Gravenhurst, ON
Estimated total cost to the City - \$ 225.00
Estimated net cost to the City - \$ 225.00
2. **Frank Brescacin – Fire Services**
Training Admin, Program Planning
August, 2007
Gravenhurst, ON
Estimated total cost to the City - \$ 225.00
Estimated net cost to the City - \$ 225.00
3. **Carlo Provenzano – Fire Services**
Introductory Fire Prevention Theory
August, 2007
Gravenhurst, ON
Estimated total cost to the City - \$ 175.00
Estimated net cost to the City - \$ 175.00
4. **Paul Milosevich – Fire Services**
Adult and Public Education
August, 2007
Gravenhurst, ON
Estimated total cost to the City - \$175.00
Estimated net cost to the City - \$ 175.00

5. William Freiburger - Finance

MFOA Annual Conference

September, 2007

Niagara Falls, ON

Estimated total cost to the City - \$1772.00

Estimated net cost to the City - \$ 1772.00

6. Colleen Goertz - Legal

Prosecutor's Seminar

September, 2007

Muskoka, ON

Estimated total cost to the City - \$1279.70

Estimated net cost to the City - \$ 1279.70

7. Denis Desrosiers – Legal – P.O.A

Appeal Reforms Meeting

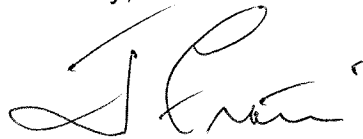
July, 2007

Toronto, ON

Estimated total cost to the City - \$1055.00

Estimated net cost to the City - \$ 1055.00

Yours truly,

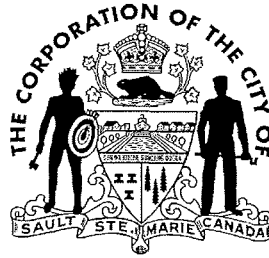


Joseph M. Fratesi
Chief Administrative Officer

JMF:bb

5(j)

Ralph Robertson
Manager of Purchasing



Finance Department
Purchasing Division

2007 06 25

Mayor John Rowswell and
Members of City Council,
Civic Centre.

**Re: Tender for Renovations to Emergency Services Complex
65 Old Garden River Road**

Attached hereto for your information and consideration is a summary and the Consulting Engineer's Report received for the Renovations to the Emergency Services Complex (M.T.O. site), as required by Fire Services.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held June 19, 2007, with Councillor F. Manzo representing City Council.

The tenders received have been thoroughly evaluated and reviewed with Caughill Consulting Engineers & Architect for the project and with Mr. Lynn McCoy, Fire Chief – Fire Services. The low tendered price, meeting specifications, has been identified on the attached summary.

This expenditure was approved from the December 11, 2006, Council Meeting, with funding coming from a \$2.3 million Finance Plan assigned for this project. It should also be noted the Central Ambulance Communication Centre (CACC) have budgeted an additional \$1.22 million as their share toward this project, bring the total budget to \$3.52 million. In addition to construction costs, the project includes the cost of an access road, furniture and professional fees.

RECOMMENDATION

It is therefore my recommendation that the tender for Renovations to the Emergency Services Complex (M.T.O. site), be awarded to Avery Construction Ltd., at their total tendered price of \$2,961,450.00, plus G.S.T.

This report is submitted for Council's approval.

Respectfully submitted,

Ralph Robertson
Manager of Purchasing

Recommended for approval,

W. Freiburger
Commissioner of Finance & Treasurer

RR:nt
Attach.

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
P.O. BOX 580 * CIVIC CENTRE * SAULT STE. MARIE, ONTARIO, CANADA P6A 5N1
TEL: (705) 759-5299 * FAX: (705) 759-1842

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

FINANCE DEPARTMENT
PURCHASING DIVISION

Budget Amount: \$3,521,481.00

(Includes Ambulance Communication (CACC) Share)

Received: June 19, 2007

File: 2007FA02

SUMMARY OF TENDERS
RENOVATIONS TO THE EMERGENCY SERVICES COMPLEX (M.T.O. SITE)

<u>Firm</u>	<u>Total Price</u>	<u>Time to Complete</u>	<u>Remarks</u>
Avery Construction Ltd. Sault Ste Marie, ON	<u>\$2,961,450.00</u>	23 weeks	Meets specifications. Bid deposit submitted.
George Stone & Son Ltd. Sault Ste Marie, ON	\$3,134,447.00	23 weeks	Meets specifications. Bid deposit submitted.

Note: The low tendered price, meeting specifications, is underlined above.

It is my recommendation that the low tendered price, submitted by Avery Construction Ltd., be accepted.

Ralph Robertson
Manager of Purchasing

5(1)

5(j)

Wednesday, June 20, 2007

City of Sault Ste. Marie – Fire Services

Attention: Chief Lynn McCoy

Reference

File No.: 02024

File Name: Emergency Services Complex – 65 Old Garden River Road

Enclosures :

Copies to :

This letter will summarize the General Construction tender process that we conducted as part of our Professional Services Agreement for the Sault Ste. Marie Emergency Services Complex.

1. TENDER PROCESS

The tender process began with direction to prepare a design and specification. In conjunction with the City of Sault Ste. Marie Purchasing Department, tender documents were prepared, tenders advertised and documents issued to interested and qualified bidders.

Tenders were due at 12 noon Tuesday June 19, 2007. As required by the Corporation only Contractors in contractual agreement with the Carpenter and Labour trade unions were eligible to bid.

Two bidders that meet this requirement did submit tenders. We also provided tender documents to TESC Contracting (Sudbury) and Cy Rheault Construction (Timmins) but both contractors eventually declined, citing work load.

Tenders were publicly opened in the Steelton Room at 3:00PM June 19, 2007.

The result of the tender opening is as follows:

Avery Construction Ltd.
940 Second Line West
Sault Ste. Marie
Fixed Price Tender: \$2,961,450.00
Time to complete: 23 weeks

George Stone and Sons Ltd.
1111 Great Northern Road
Sault Ste. Marie
Fixed Price Tender: \$3,134,447.00
Time to complete: 23 weeks

Both tenders were determined to be formal having met the published submission requirements.

5(j)

2. TENDER ANALYSIS - PRICE

The Project Budget established for the Emergency Services Complex is:

City of Sault Ste. Marie*	\$2,296,481
Sault Area Hospital/MOH **	<u>\$1,225,000</u>
Project Total	\$3,521,481

*#4 Fire Station/Ambulance Dispatch/Emergency Operations Centre

** Central Ambulance Communication Centre (CACC)

The Project Budget components include building construction, site works, furniture and Professional fees. This tender represented the building construction portion of the Project Budget.

We have reviewed the low tender offer and confirm it is within the budget established for this portion of the Project.

3. TENDER ANALYSIS - TIME

The tender offer projects a completion in 23 weeks. Based on an award on June 26, 2007, the projected completion date is December 7, 2007.

This completion schedule meets the requirements for relocation of #4 Fire Station and relocation of the CACC, as scheduled.

4. SUMMARY AND RECOMMENDATION

The tender process has produced a tender offer that meets the price and time criteria established for the completion of the Emergency Services Complex.

The tender offer of Avery Construction Limited in the amount of \$2,961,450.00 should be accepted.

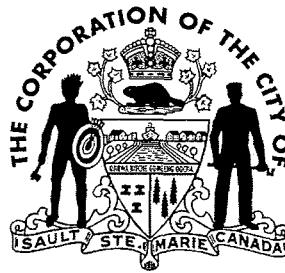


M. Bruce Caughill, P.Eng., OAA
Consulting Engineer and Architect

Peter A. Liepa
City Tax Collector

Tax & Licence Division
Finance Department

5(k)



2007 06 25

Mayor John Rowswell
and Members of City Council
Civic Centre

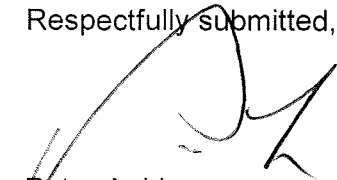
RE: Property Tax Appeals

Attached are listings that summarize applications for adjustments to the Tax Roll pursuant to Section 357 of the Municipal Act, 2001.

The Municipal Property Assessment Corporation (MPAC) has recommended the amount of assessment to be adjusted. Each of the applications has been reviewed individually and recommended as shown.

An appropriate resolution has been prepared for your consideration.

Respectfully submitted,



Peter A. Liepa
City Tax Collector

PAL/bk

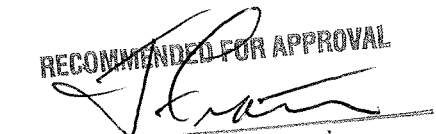
Attach.

Recommended for Approval:



William Freiburger
Commissioner of Finance & Treasurer

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357
OF THE MUNICIPAL ACT, 2001

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
PROPERTY TAX APPEALS
2007

DATE: 2007-06-11
PAGE: 1 of 1

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	PROPERTY CLASS	REASON	APPEAL NO.	CANCELLATIONS		TOTAL ADJUSTMENT
						TAXES	INTEREST	
020-042-096-00	446 QUEEN ST E	VALENTINO FURS	COMMERCIAL	A	07-31	1,762.06	0.00	1,762.06
030-045-018-00	35 GREAT NORTHERN RD	1584904 ONTARIO LIMITED	COMMERCIAL VACANT LAND	E	07-32	1,667.16	0.00	1,667.16
030-092-141-00	499 LANSLIDE RD	SMALE JOHN CHARLES JR	COMMERCIAL/RESIDENTIAL	D	07-33	305.53	0.00	305.53
040-007-071-00	506 PARLIAMENT ST	CONWAY DOUGLAS GEORGE	RESIDENTIAL	D	07-34		CONFIRMED	
040-016-038-00	295 WELLINGTON ST W	1531153 ONTARIO INC	COMMERCIAL/RESIDENTIAL	A	07-35	991.78	0.00	991.78
040-020-039-00	284 NORTH ST	SOO MILL & LUMBER CO	INDUSTRIAL	D	07-36	23,978.78	58.57	24,037.35
040-040-115-00	550 CATHCART ST	SAULT INTERMODAL TERMINAL INC	COMMERCIAL	D	07-37	3,109.52	0.00	3,109.52
040-040-115-20	524 CATHCART ST	SAULT INTERMODAL TERMINAL INC	COMMERCIAL	D	07-38	2,228.49	0.00	2,228.49
060-001-001-00	000 QUEEN ST W	ALGOMA STEEL INC	COMMERCIAL/LARGE INDUSTRIAL	A	07-39	5,734.49	0.00	5,734.49

Certified Correct: REPORT TOTAL 39777.81 58.57 39836.38

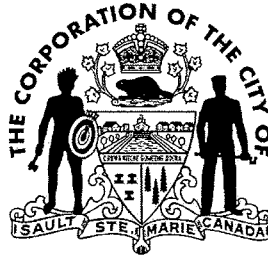
Peter A. Liepa
City Tax Collector

- A. REALTY TAX CLASS CONVERSION
B. BECAME EXEMPT AFTER RETURN OF ROLL
C. RAZED BY FIRE AFTER RETURN OF ROLL

- D. DEMOLISHED AFTER RETURN OF ROLL
E. OVERCHARGED BY REASON OF GROSS OR MANIFEST CLERICAL ERROR
F. REAL PROPERTY THAT COULD NOT BE USED FOR A PERIOD OF AT LEAST 3 MONTHS
DUE TO REPAIRS OR RENOVATIONS

5(K)

Shelley J. Schell, CA
 Manager of
 Finance and Audits



Finance Department

2007 06 25

Mayor John Rowswell and
 Members of City Council

RE: 2007 Request for Financial Assistance – Bawating Cultural Circle

The Bawating Cultural Circle has submitted a Request for Financial Assistance for 2007. They are requesting that the City waive the rental fees for Clergue Park (2 days) and the Roberta Bondar Pavilion (1 day).

The Bawating Cultural Circle is working in conjunction with the Echoes Drum Festival of Sault Ste. Marie. The Echoes Drum Festival was awarded a \$1,900 Cultural Financial Assistance grant in 2007 for this festival by the Cultural Advisory Board.

RECOMMENDATION

The Finance Department has reviewed this request to ensure that all financial information is complete, that eligibility criteria is met and assessment criteria has been applied, in accordance with the Financial Assistance Policy for Sustaining and Other Grants. The Bawating Cultural Circle does not meet the eligibility criteria as the event has already been funded through the Echoes Drum Festival.

Respectfully submitted,

Shelley J. Schell, CA
 Manager of Finance and Audits

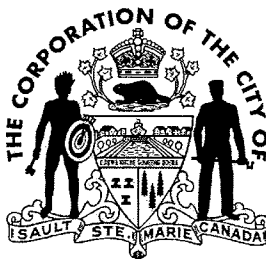
Recommended for approval,

W. Freiburger, CMA
 Commissioner of Finance and Treasurer

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
 Chief Administrative Officer

Shelley J. Schell, CA
 Manager of
 Finance and Audits



Finance Department

2007 06 25

Mayor John Rowswell and
 Members of City Council

RE: 2007 Request for Financial Assistance – Three Fires Confederacy Gathering

The Three Fires Confederacy Gathering has submitted a Request for Financial Assistance for 2007. They are requesting a \$10,000 grant for the event.

The Gathering is scheduled to take place August 20 – 26, 2007 in Garden River, Ontario. The objectives of the Gathering are:

- 1) Homecoming of the Anishinaabe: to bring together members from the colonial nations of Canada and the United States.
- 2) Cultural Gathering: provide a forum for traditional knowledge and Anishinaabe teachings.
- 3) Leadership Gathering: share knowledge of traditional governance system and discussion forum on the future of self-government in First Nation communities across Canada
- 4) Anishinaabe Thought: to reinforce traditional knowledge and way of life.

The event is expected to draw between 3,000 and 5,000 from around Canada and the United States.

The Economic Development Corporation through Tourism Sault Ste. Marie is responsible for handling this type of request and have been attempting to contact the organizers.

RECOMMENDATION

The Finance Department has reviewed this request to ensure that all financial information is complete, that eligibility criteria is met and assessment criteria has been applied, in accordance with the Financial Assistance Policy for Sustaining and Other Grants. The Three Fires Confederacy does not meet the eligibility criteria as the organization and event is not based in the City of Sault Ste. Marie. The organizers of the Gathering will be contacted by the Finance Department and referred to Tourism Sault Ste. Marie.

Respectfully submitted,

Shelley J. Schell, CA
 Manager of Finance and Audits

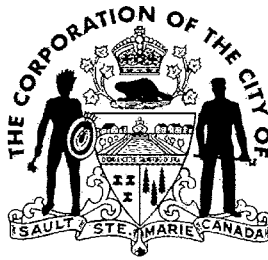
Recommended for approval,

W. Freiburger, CMA
 Commissioner of Finance and Treasurer

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
 Chief Administrative Officer

William Freiburger, CMA
Commissioner of Finance
and Treasurer



Finance Department

2007 06 25

Mayor John Rowsell and
Members of City Council

Re: Steelback Centre Debenture Issue

The Steelback Centre is complete and a debenture issue is required to acquire long term financing.

By-law 2005-128 passed on July 25, 2005 authorized the issuance of \$13,000,000 for the Sports and Entertainment Centre and \$1,000,000 for additional luxury suites.

A project summary is attached for information.

Capital Allocation

A capital allocation of \$1,170,000 has been included in the budget for debt payments relating to the arena project.

In 2006, \$590,000 of the capital allocation was applied to the project and the remaining \$580,000 was applied to fund building enhancements and equipment not originally included in the arena budget as approved by Council on August 28, 2006.

In 2007, the staff recommendation is to apply \$585,000, half the capital allocation of \$1,170,000, to reduce the debenture issue and utilize the remaining half of \$585,000 for equipment and enhancements as outlined in a report from the Commissioner of Community Services that appears elsewhere on this agenda.

Since the debenture will be issued after July 1, 2007, the first debt payment will be made in early 2008. The debenture issue will be structured that the annual debt payment will be \$1,170,000.

The future arena debt payments will not require a tax increase in 2008 since the capital allocation of \$1,170,000 is in the budget base.

- More -

Credit Rating

The Corporation of the City of Sault Ste. Marie has a credit rating of A- stable from Standard and Poor's Credit Rating Agency.

Debenture Process

Debentures are issued through a fiscal agent. The City utilizes a fiscal agent syndicate of three banks lead by National Bank Financial along with RBC Dominion Securities and CIBC World Markets Inc.

Fiscal agents provide advice and market intelligence on an ongoing basis and assistance in all phases and procedures leading to the creation and marketing of the City's debentures and the eventual settlement of the transaction.

Financial Summary

Steelback Centre Cost		\$25,353,163
Less: Canada/Ontario Infrastructure Program	(7,400,000)	
Northern Ontario Heritage Fund	(1,000,000)	
Fundraising	(960,283)	(9,360,283)
Net City Cost		15,992,880
City Cash Contributions 2003 – 2006		(4,840,000)
Costs requiring long term financing		11,152,880
Add: West Parking Lot	512,474	
Debenture Issue Costs	100,000	612,474
Total Debt		11,765,354
Less: 50% of 2007 Capital Allocation to reduce debt		(585,000)
Total Debenture Debt Issue		\$11,180,354

Recommendations

1. Through our Fiscal Agents, the Finance Department will begin the process of marketing debentures in the amount of \$11,200,000 for the Steelback Centre. Future City Council approval will be required for the actual bond issue.
2. \$585,000 of the 2007 capital allocation be allocated to reduce the debenture issue and another \$585,000 be used for equipment and enhancements as outlined by the Commissioner of Community Services.

Respectfully submitted,



W. Freiburger, CMA
Commissioner of Finance and Treasurer

WF/kl

attachments

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

Steelback Centre

5(n)

Revenue and Expenditures

As at June 15, 2007

Revenues	Actual to Date	Estimate to Complete	Total	Budget	Variance
Federal/Provincial Funding	6,660,000	740,000	7,400,000	7,400,000	-
2003 City Surplus	1,500,000	0	1,500,000	1,500,000	-
2004 GST Rebate	750,000	0	750,000	750,000	-
2004 Surplus Allocation	1,000,000	0	1,000,000	1,000,000	-
2005 Capital Allocation	1,000,000	0	1,000,000	1,000,000	-
Future Surplus 2006 Capital Allocation	590,000	0	590,000	590,000	-
Subtotal Revenue	11,500,000	740,000	12,240,000	12,240,000	-
Debt					
Local Fundraising	510,571	6,000	516,571		
Tourism SSM Contribution	100,000	400,000	500,000		
Fundraising Costs	-56,288	0	-56,288		
Total Fundraising	554,283	406,000	960,283	1,000,000	(39,717)
Additional Government Funding Northern Ontario Heritage Fund	0	1,000,000	1,000,000	1,160,000	(160,000)
City Debt	0	10,935,673	11,152,879	10,640,368	512,511
Total City Debt	554,283	12,341,673	13,113,163	12,800,368	312,795
Total Revenues	12,054,283	13,081,673	25,353,163	25,040,368	312,795

Total Debt Required per Above 11,152,879

Add: Parking Lot 512,474

Contingency

Debt Issue Costs estimated

100,000

Estimated Debt Issue

11,765,353

Less: 2007 Capital Allocation - 50% of 2007 Budget of \$1,170,000

(585,000)

Total Net Debt Issue

11,180,353

Authorized Debt Issue for Project up to \$13,000,000

2006 Capital Allocation for Arena Debt Servicing 1,170,000

Less: Contribution to Arena - Previously designated from City Surplus (590,000)

2006 Capital Allocation used to fund Additional Costs in 2006 580,000

2007 Capital Allocation for Arena Debt Servicing 1,170,000

Less: Contribution to Equipment Purchases (585,000)

2007 Capital Allocation to reduce debtenture issue 585,000

5(n)

Steelback Centre

Expenditure Summary

As at June 15, 2007

Expenditures	Actual to Date	Estimate to Complete	Total	Budget	Variance
Bondfield Construction Contract	22,683,630		22,683,630	22,005,000	-678,630
Contingencies/ Additional Demolition Costs			-	664,301	664,301
Architect Fees	1,563,824		1,563,824	1,348,211	-215,613
Furniture and Fixtures	949,486		949,486	1,000,000	50,514
Other Costs					
Consulting/Advertising/Printing original Trow study and ads	50,246	-	50,246	22,856	-27,390
PUC Upgrades	19,118		19,118		-19,118
Plaques	15,271		15,271		-15,271
Security	16,456		16,456		-16,456
McLeod Contracting	29,927		29,927		-29,927
Consulting IBI Group - Private Operator	25,205		25,205		-25,205
Total Expenses	25,353,163	0	25,353,163	25,040,368	-312,795

5(n)

Steelback Centre

Additional Costs Funded by 2006 Debt Allocation

As at June 15, 2007

Actual
CostsTower Resoration

Dumanski- Brackets	864.00
Cleaning	850.00
Exterior Restoration	37,395.00
Tower Lights	23,000.00
Landscaping	1,754.92
	<u>63,863.92</u>

Additional Suite Design	152,208.48
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Infill telescopic and demountable seating platforms	not funded
Elephant door platform	not funded

Standing Railing	78,800.00
Standing Railing - EPOH	1,310.00

Window Shades for South End	14,623.20	
Breakout Rooms		not funded

Portable Stage	66,907.80
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Stacking Chairs, Tables, Dollies		not funded
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Insulated Floor Coverings	155,363.40
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Custodial tools -floor scrubbers	20,513.52
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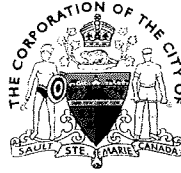
Hockey Hall of Fame Display	21,660.38
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Total	<u>575,250.70</u>
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Balance Unallocated	38,317.03
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Total Funds Available	<u>613,567.73</u>
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2006 Capital Allocation	580,000.00
Memorial Garden Naming Plates/Sale of Seats	33,567.73
Total Funds Available	<u>613,567.73</u>



5(0)

June 25, 2007

Mayor John Rowswell
and Members of City Council

Steelback Centre – Funding of Elements for Concerts/Events and Soo Greyhound Games

Background

The June 11, 2007 report to Council on the Steelback Centre operations made reference to the great reception the Centre has received for concerts, events and Soo Greyhounds games. The attendance has been excellent. Promoters and event planners are inquiring and booking numerous events. Through discussions with the promoters, event planners, and the Soo Greyhounds, they have mentioned several concerns that need to be addressed in order for the events to be successful.

At the Sports and Entertainment Centre Steering Committee meeting on June 5, 2007 a plan to fund the elements that are required to continue servicing and attracting concerts and events was reviewed. Attached is the preliminary list of elements that was reviewed at the Committee meeting.

Funding

A funding application to FedNor is being developed by staff. Some of the elements on the list will not be eligible for FedNor funding. The City's funding share of approximately \$585,000. can be provided from the first half of 2007's annual budgeted debt payment of \$1,170,000., as the debt for this project will not be issued until the second half of this year.

Next Steps

Unless otherwise directed, staff will continue with an application to FedNor and continue to obtain more accurate pricing on the elements.

All of which is respectfully provided as information to Council,

A handwritten signature in black ink, appearing to read "N. Apostle".

Nicholas J. Apostle
Commissioner Community Services

cc: J. Caicco
B. Freiburger

attachment

RECOMMENDED FOR APPROVAL
A handwritten signature in black ink, appearing to read "Joseph M. Fratesi".
Joseph M. Fratesi
Chief Administrative Officer

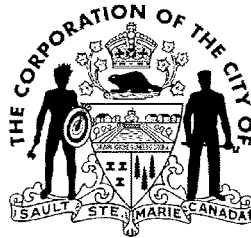
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Item	cost estimate	details	funding source
Enclosure of Southwest entrance/exit from concourse level.		100,000 very rough guess	refer to note # 1 - below
Breakout room amenities			
chairs	20,000	200 @75 ea	FedNor
tables	5,000		FedNor
large projection screen	500		FedNor
flip charts			
white board			
LCD projector	1,000		FedNor
CD/DVD player	1,000		FedNor
stage 20x10x2(h)	2,500		FedNor
video camera	5,000		FedNor
plasma/lcd screens	5,000		FedNor
smart board	2,000		FedNor
sound system	5,000		FedNor
video conferencing capability			
podium	1,000		FedNor
carpeting	15,000		FedNor
portable wall	5,000		FedNor
artistic murals on walls	2,500		FedNor
exterior digital signage - two locations	80,000		FedNor
elephant seating	80,000		FedNor
in-fill seating	80,000	guesstimate - SDR is getting us a quote	FedNor
video equipment - main video bd.	85,000		FedNor
seat sections - mural covering	100,000		TSSM
pipe and drape -	10,000		FedNor
tables for convention floor	25,000	100 tables at 250/table	FedNor
chairs for convention floor	100,000		FedNor
Cabling System for Rigging	50,000	estimate (could be much higher)	refer to note # 1 - below
Barricade (Bike Rack)	7,000		refer to note # 1 - below
Barricade (Stage Security)	15,000		refer to note # 1 - below
Stage Wings/Platforms	12,000		refer to note # 1 - below
Stage Wheelchair Ramp	17,200		AAC
Stage Guard Rails/Skirting	17,000		refer to note # 1 - below
Communication Radios	10,000		refer to note # 1 - below
Box Office - partition walls - not done under the construction budget	12,000		refer to note # 1 - below
Forklift	25,000	used unit at this price	refer to note # 1 - below
total	895,700		

Note 1 - there is an option to fund these items from the 1/2 year debt payment for 2007

JOSEPH J. CAIN
MANAGER RECREATION & CULTURE DIVISION

LORI BALLSTADT, C.M.M.II
SUPERVISOR COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT
RECREATION & CULTURE DIVISION

Cultural
Historic Sites
Leisure Services/Leadership
Roberta Bondar Tent Pavilion
Seniors' Services
Sports/Events/Development

2007 06 25

Mayor John Rowsell
and Members of City Council

Skatepark Initiative - Update

This report is in response to the Council resolution dated 2006 10 30:

“ Whereas money (\$100,000.00) was dedicated as the city’s share of a skateboard park in 2004; and whereas at a recent Youth Council Forum, several young people had many questions concerning a skateboard park; and whereas they asked how Council could expedite a park becoming a reality; and whereas our young people have asked and deserve our guidance and assistance; therefore be it resolved that Council requests a report from appropriate staff on the dedicated funding, how matching funds can be levered, how smaller communities such as Blind River and Massey were able to accommodate their youth with skateboard parks, and the possibilities of building more than one park and/or an indoor park.”

CARRIED

Background

In March 2004, City Council accepted a recommendation from PGM Design Associates to construct a 1,125 square metre concrete skatepark at the Queen Elizabeth Park facility at an estimated cost of \$300,000.00 with the City’s share of \$100,000.00 to come from the Parks 5% Sub-Dividers Fee.

It was anticipated that additional funding for the project would be shared equally between Federal and Provincial Government sources, and the Superior Community Skatepark Association (cash and in-kind donations).

Research

City Staff has met with Federal and Provincial Government representatives to determine the City’s eligibility for various funding sources.

The FedNor branch of Industry Canada has confirmed that while the skatepark initiative will certainly provide a recreational venue for community youth, FedNor is not able to support costs associated with the construction of this facility.

The Northern Ontario Heritage Fund Corporation may consider a 1/3 funding contribution for the project under the Infrastructure and Community Development Program and recently encouraged the City to apply to the program.

The municipality is also eligible to apply in partnership with the Superior Community Skatepark Association to the Ontario Trillium Foundation Community Program grant for capital funding up to a maximum of \$75,000.00 conditional upon the City being responsible for the long term maintenance of the skatepark.

Preliminary discussions for possible funding opportunities have already taken place with businesses from the corporate sector.

Superior Community Skatepark Association

In 2004, Jason Philips, former President of the Superior Community Skatepark Association, was confident that a fundraising goal of between \$50,000.00 to \$100,000.00 could be raised by the not-for-profit volunteer organization. Mr. Philips believed strongly in the project and possessed the ability to champion the initiative.

Unfortunately, Mr. Philips left the community a few years ago to further pursue his education and since that time the Association has found it difficult to raise such a large amount of money.

To date, the Association, under the direction of Travis McCormack, President, has raised approximately \$12,000.00 towards the project which is commendable given the fact that this is a volunteer group comprised primarily of youth and young adults.

The Sault Ste. Marie Teen Centre, currently in the process of officially dissolving, recently supported and encouraged the creation of a skateboard park, through the donation of \$2,500.00 towards the venture. This contribution is included in the above amount.

Additional Information

As per Council's request regarding information about skateparks in Blind River and Massey, please note the following:

The Town of Blind River currently offers their youth a platform base concrete structure with manufactured metal skateboard components. Total cost of the structure, paid for by the municipality, was \$35,000.00.

The Sagamok Anishnawbek First Nation community, located outside of Massey, built a concrete skatepark at a cost of \$185,000.00. Funding was received from the N.O.H.F.C. and the application was coordinated in partnership between Saulteaux Enterprises and the First Nation community.

Next Steps

Albeit the process to construct a skatepark in Sault Ste. Marie has taken longer than anticipated, the demand for a skatepark to be built in our community is still strong and there is the belief that the facility, once constructed, will be widely used by residents and out-of-town youth visiting the community.

Members of the 2007 Parks and Recreation Advisory Committee have rejuvenated an interest in the project and have provided much needed support for staff and the Skatepark Association. P.R.A.C. and City staff will continue to work with the Superior Community Skatepark Association.

Funding applications will be submitted in partnership to the Ontario Trillium Foundation (July 1st deadline) and the Northern Ontario Heritage Fund Corporation. The corporate sector will also be approached now that the Steelback Centre is a reality and the SAH fundraising campaign is coming to a close.

The Ontario Trillium Foundation and the N.O.H.F.C. require a resolution of Council showing support for the funding applications.

Specific to the Trillium Community Program Grant, Council is asked to provide correspondence confirming that the City will accept a capital contribution on behalf of the Superior Community Skatepark Association for the sole purpose of constructing the skatepark, and that the City is prepared to be responsible for the ongoing maintenance of the facility.

The City's contribution towards the \$300,000.00 skatepark initiative will not exceed \$100,000.00 with the balance to come primarily from provincial grants and the corporate sector. The Skatepark Association will continue to fundraise and community donations will be accepted.

The skatepark will not require the establishment of an annual operating budget as funds currently exist in the Public Works and Transportation Department – Parks Division cost centre. A budget of \$15,000.00 to currently maintain the temporary skatepark will be transferred to the concrete facility. Staffing costs for the inspection and daily cleaning of the new facility are also in place.

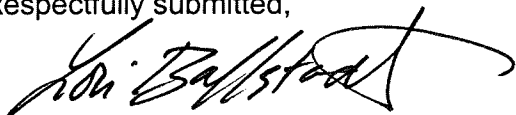
The skatepark initiative is advocated by many groups in the community including the Parks and Recreation Advisory Committee, Sault Youth Council, the Sault Ste. Marie Police Service, the Economic Development Corporation and the Sault Sports Council. Letters of support will be included as part of the grant applications.

Recommendation

It is therefore recommended that Council approve the grant applications to the Ontario Trillium Foundation and the Northern Ontario Heritage Fund Corporation for capital funding to construct a concrete skatepark in Sault Ste. Marie.

This report is provided for Council's information and approval.

Respectfully submitted,



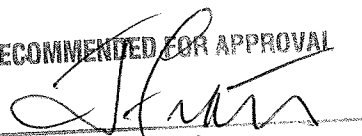
Lori Ballstadt
Supervisor Community Services
Recreation and Culture Division

Recommended for approval,



Nicholas J. Apostle
Commissioner Community Services

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

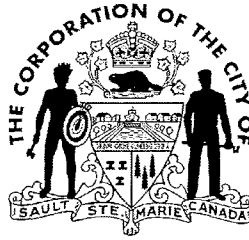
jlb/prac/skatepark/2007/council report- skatepark update

cc: T. McCormack, Superior Community Skatepark Association
J. Bumbacco, Parks and Recreation Advisory Committee

5(9)

JOSEPH J. CAIN
MANAGER RECREATION & CULTURE DIVISION

LORI BALLSTADT, C.M.M.II
SUPERVISOR COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT
RECREATION & CULTURE DIVISION
Cultural
Historic Sites
Leisure Services/Leadership
Roberta Bondar Tent Pavilion
Seniors' Services
Sports/Events/Development

2007 06 25

Mayor John Rowswell
and Members of City Council

**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL / INTERNATIONAL SPORTS COMPETITIONS**

Attached are financial assistance requests from the following athletes:

John Reid – Karate

This individual qualified to compete at the 2007 World Karate Association Canadian Championships that were held May 18 to 20, 2007 in Hull, Quebec.

Kaylee Raynor – Gymnastics

This individual qualified to compete at the 2007 Eastern Canadian Championships for Trampoline and Tumbling that were held May 4 to 6, 2007 in Toronto, Ontario.

Churchill Lanes Youth Bowlers

Five youth bowlers qualified to compete at the National Canadian Tenpin Federation Championships that were held May 31 to June 3, 2007 in Edmonton, Alberta.

The Parks and Recreation Advisory Committee has reviewed these applications and recommends assistance for each applicant. Your approval of a \$200.00 grant for each submission is therefore requested.

Respectfully submitted,

Lori Ballstadt
Supervisor Community Services
Recreation and Culture Division

Recommended for approval,

Nicholas J. Apostle
Commissioner Community Services

jb/prac/2007/council report fin asst reid raynor churchill bowlers

attachments

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

5(q)



**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM**

Name and Address of Applicant:

Correspondence will be directed to this name and address.

John Reid
22 Cambridge Place
Sault Ste. Marie ON Postal Code P6A 6E9
Phone: 945-1498 (H) _____ (W) Fax: _____

Name and Address of Athlete(s):

Append team list to application form.

John Reid
22 Cambridge Place
Sault Ste Marie ON P6A 6E9

Name of National or International Sporting Competition:

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. Applications will not be approved without proof of eligibility.

World Karate Association Canadian National Championships

Date(s) of Competition:

May 18 - 20, 2007

Name of Sports Governing Body:

WKA Canada

Total Amount of Assistance Requested:

Maximum limit of \$200.00 per application

\$ 200.00

COMMUNITY SERVICES DEPT.

RECEIVED

5(9)

Please specify, as accurately as possible, how the financial assistance will be used if approved.

Registration Fee is \$50 per event for 3 events
plus hotel accommodations

List any other source(s) of assistance received.

Have you previously requested financial assistance from the City ?

Yes ☒ No ☐ Amount \$ 200.00 x 5 yrs = \$1,000.

If yes, please indicate the year(s):

2002 to 2006

If this application for funding is approved, the payment cheque should be payable to:

John Reid

- Payment will not be provided to minors under the age of 18.
- Funding for sports teams will be payable to the coordinating group, sport association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 05 15
 Year Month Day

John Reid Athlete

Name
(Applicant)

Title

[Signature]
Signature

945-1498

Phone Number

Melanie Robson

Melanie Robson Treasurer

Name

(Club Official)

Title

[Signature]
Signature

945-7240

Phone Number

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

5(9)

PLEASE RETURN THIS FORM IN PERSON OR BY MAIL (use this label) TO:

**Request for Financial Assistance
Recreation & Culture Division, Community Services Department,
c/o Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6**

**For additional information call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m.,
Monday to Friday.**

WKA CANADA

5(9)

OFFICIAL INVITATION FOR THE 2007 CANADIAN NATIONAL CHAMPIONSHIPS

You are officially invited to the 2007 Canadian Karate Championships held May 18th to 20th in Hull. All competitors at this event have qualified, like your self, at regional events across Canada. These Championships will not only crown true Canadian champions in each division, but will also be used to select the 2007 National Karate Team for Canada.

This year the Team will travel to Germany for the W.K.A. World Championships, August 25th to September 1st. The top three competitors in each division qualify for Team Canada and can compete in Germany. More information is available on our website www.wkacanada.com.

Facts:

Registration - \$50 per event.

Continuous Fighting – Friday May 18th in Hull Quebec at the Palais du Congress. Start time 7:00pm

Register during the day at the Palais du Congress 2:00pm to 9:00pm

Maps to the Palais Du Congress will be available at the hotel.

Forms and Point sparring – Eliminations- Saturday May 19th 9:00am

- Finals – Sunday May 20th 10:00am

{Top 6 competitors compete on Sunday.}

Medal Presentation: Sunday: 3:00pm and Team Meeting.

Spectators – Free

More information: Michael Bernardo 519-691-0999 or John Douvris 613-234-5000 or wkacanada.com / Check out the web site for travel information: www.wkacanada.com

5(9)

Ms. Beverley Brazeau
163 McMeeken Street
Sault Ste. Marie, ON
P6A 3L9

April 23, 2007

The City of Sault Ste. Marie
Sports Competition
Financial Assistance Department

To Whom It May Concern:

I have enclosed a completed "Request for Financial Assistance Application Form for Sports Competitions". My eleven year old daughter, Kaylee Raynor has qualified to compete at the Eastern Ontario Tumbling Championship in Toronto, Ontario on May the 4th, 5th and 6th of this year. She will be going as a representative of the Sault Ste. Marie Gymnastics Club to represent Ontario at the Eastern Championship. She qualified for this event in Toronto in March of this year.

Attached you will also find the list of Ontario representatives who will be attending this meet from the Ontario Gymnastics Federation website. Kaylee's name is highlighted to show that she is a member, (although her last name has been spelled incorrectly).

There are no other means of financial assistance for this competition, and if The City of Sault Ste Marie Assistance program could help out, it would be very much appreciated. I do hope that you seriously consider this application. It is a great opportunity for Kaylee to experience what being on a team representing not only her City but her Province feels like. Gymnastics and tumbling does not get a lot of publicity in Sault Ste Marie, but if you see the dedication and amount of hours that these athletes put in, in one week, it would make anyone proud to have them represent our City.

I thank you for your time, and do hope to hear from you soon. If you have any questions, please feel free to call me at any of the numbers I have listed on my application.

Sincerely,


Beverley Brazeau

COMMUNITY SERVICES DEPT.

11/02/07

RECEIVED

5(9)



**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM**

Name and Address of Applicant:

Correspondence will be directed to this name and address.

Ms. Beverley Brazeau (Mother of Athlete)
163 McMeeken Street
Sault Ste Marie, ON Postal Code P6A 3L9
 Phone: 942-1735 (H) 254-2112 (W) Fax: 254-5995

Name and Address of Athlete(s):

Append team list to application form.

Kaylee Raynor (Age 11)
163 McMeeken Street
Sault Ste Marie, ON P6A 3L9

Name of National or International Sporting Competition:

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. Applications will not be approved without proof of eligibility.

* Attached - Eastern Canadian Championship Bulletin

Date(s) of Competition:

May 4, 5 & 6, 2007

Name of Sports Governing Body:

Ontario Gymnastics Federation.

Total Amount of Assistance Requested:
 Maximum limit of \$200.00 per application

\$ 200.00

5(9)

Please specify, as accurately as possible, how the financial assistance will be used if approved.

* Athletes Accomodiations _____

* Travel to + From Toronto _____

* Registrations _____

List any other source(s) of assistance received.

_____ / _____

Have you previously requested financial assistance from the City ?

Yes _____ No ✓ Amount \$ _____

If yes, please indicate the year(s):

If this application for funding is approved, the payment cheque should be payable to:

Beverley Brazeau

- Payment will not be provided to minors under the age of 18.
- Funding for sports teams will be payable to the coordinating group, sport association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 23
 Year Month Day

Beverley Brazeau (Mother) B Brazeau 942-1735
 Name Title Signature Phone Number
 (Applicant)

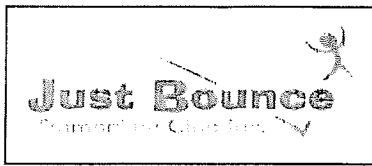
Holly Mousseau (Competitive Manager) H Mousseau 254-2259
 Name Title Signature Phone Number
 (Club Official)

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

(Page 1)
5(9)

**2007 Eastern Canadian Championships
Trampoline & Tumbling
May 4-6, 2007**

Hosted By:



In Conjunction With:



Bulletin #1

The Organizing Committee of the 2007 Eastern Canadian Championships looks forward to welcoming athletes, coaches and parents to Toronto!

Organizing Committee:

The 2007 Eastern Canadian Championships will be hosted by Just Bounce Trampoline Club Inc. in conjunction with Gymnastics Ontario.

Tamiko Barker	Administrative Lead	tamiko@justbounce.ca
Jacinda David	Technical Lead	jacinda@justbounce.ca
Kellie Hinnells	Gymnastics Ontario Liaison	kellie@ogf.com

Just Bounce Trampoline Club Inc.
3731 Chesswood Dr
Toronto, ON
M3J 2P6
Fax: 416-635-1631
Phone: 416-635-0206

Dates:

Thursday May 3 rd	Equipment Set Up
Friday May 4 th	Delegations Arrive (morning) Team Training (afternoon & evening)
Saturday May 5 th	Competition – Preliminaries
Sunday May 6 th	Competition – Finals Awards Equipment Take-Down (evening) Banquet (evening)
Monday May 7 th	Delegations Depart

Venue:

Seneca College of Applied Arts & Technology – Newnham Campus
1750 Finch Ave E
Toronto ON



EASTERN CANADIAN CHAMPIONSHIPS BULLETIN #2

GYMNASTICS ONTARIO

March 9th, 2007 (Updated April 16, 2007)

Congratulations to the following athletes who qualified to attend Eastern Canadian Championships in Toronto, ON from May 4th-7th, 2007.

The following athletes have qualified for the 2007 Eastern Canadian Championships

	Individual Trampoline		DMT		Tumbling	
	Male	Female	Male	Female	Male	Female
Provincial C (13+)	1 Ian Phillips	1 Lexie Ward	1 Evan Riddell	1 Gabrielle Latreille	1 Cory Marsh	1 Michelle Abbott
	2 Sebastian Fritz	2 Bria Wannamaker	2 Simon Derome	2 Jessica Pavlakovic	2 Anthony Gentili	2 Jade Yamada
	3 Alex Salb	3 Brooke Blaskie	3 Connor Dale	3 Keira Samson	3 Tom Fulop	3 Courtney Walters
	4 Simon Derome	4 Jessica Medina	4 Connor Hoekstra	4 Anita So	4 NA	4 Annika Janssen
	5 Keegan Bonham	5 Taryn Eadie	5 NA	5 Samantha Pantridge	5 NA	5 Ashley Merkley
	6 Evan Riddell	6 Madison Bick	6 NA	6 Mackenzie Shuker	6 NA	6 Meghan Bertenshaw
Provincial C (-12)	1 Justin Nichols	1 Jordan Dinardo	1 Keegan Heffernan	1 Morgan Davy	1 Josh Haibach	1 Meghan Clarke
	2 Jacob Moore	2 Madison Hyde	2 Bryan Todd	2 Marianna Juhasz	2 Evan Spencer	2 Jaden Cerasudo
	3 Bryan Todd	3 Alana Pickerall	3 Austin Dagg	3 Jordan Dinardo	3 Jamie Patrick	3 Julia Bowring
	4 Josh Hiabach	4 Madelaine Gibson	4 NA	4 Rebekah Traynor	4 Stefan Low	4 Casey Beaudon
	5 Daniel Castellano	5 Channon Leathley	5 NA	5 Maureen McNamee	5 Dylan Clark	5 Kaylee Ryanor
	6 Keegan Heffernan	6 Michele Ancrum	6 NA	6 NA	6 NA	6 Hailey Mallow
Provincial B	1 Phillip Emsley	1 Yamila Carrizo Sztainbok	1 Phil Emsley	1 Gillian Gazdic	1 Dax Donnelly	1 Christina Biddle
	2 Josh Rehel	2 Amber Perry	2 Kyle Paterson	2 Jennifer Potvin	2 Mike Doucet	2 Sarah Caggianello
	3 Liam Poucher	3 Morgan Davey	3 Zachary Pavlakovic	3 Lauren Tracogna	3 Bradley Nakamura	3 Olivia Schouten
	4 Jordan Mulloy	4 Virgina Wright	4 Eric Watson	4 Hilary Duffin	4 Quinlan McParland	4 Karissa Foote
	5 Collin Heppell	5 Amelia Gunn	5 Piers Fountain	5 Yamila Carrizo Sztainbok	5 Colin Bassett	5 Rebekah Allaby
	6 Connor Goudey	6 Alexandra Fragiadakis	6 Mark Adams	6 Jade Silburn	6 Lucas Ladouceur	6 NA
Provincial A	1 Keevin Madigan	1 Celina Madigan	1 Connor Goudey	1 Elishia Veilleux	1 Daniel Treleven	1 Erika Goetz
	2 Brett Babcock	2 Shannen Busch	2 Liam Poucher	2 Shannen Busch	2 Nick Entwistle	2 Dezember Treleven
	3 Ben Sissons	3 Kylie O'Grady	3 Alex Costin	3 Danielle Switalski	3 NA	3 Amanda Sauve
	4 Mark Quinan	4 Dailynne Mann	4 Brett Babcock	4 Megan Ling	4 NA	4 Victoria McKay
	5 Sam McKendry	5 Isabelle Roberge	5 Mark Quinan	5 Melissa Downton	5 NA	5 Krystine Sora
	6 Evan Kerr	6 Elishia Veilleux	6 NA	6 NA	6 NA	6 Melanie Hewitt

Eastern Canadian Championships costs will be included in bulletin #3. Please see below for uniform order forms.

Coaches who are eligible for a Team Coach position will be notified shortly.

Team Manager Applications are Due March 23rd, 2007 to Gymnastics Ontario, Police Records Check included.

(Page 2 / 5(9))

5(9)

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Facsimile No. - N° de télécopieur

(705)759-6605

TO
A

Name - Nom

CSD - Lori Ballstadt

Address - Adresse

FROM
DE

Name - Nom

Adelle

Address - Adresse

Churchill Lanes

Telephone No. - N° de téléphone

() 941-4524

Facsimile No. - N° de télécopieur

() -

SUBJECT - OBJET

Operator - Opérateur(trice)

Telephone No. - N° de téléphone

() - []

Canada

05/04/07 FRI 09:52 [TX/RX NO 9090] 001

5(9)

04 May 2007

Community Services Department
City of Sault Ste Marie
99 Foster Dr
Sault Ste Marie ON
P6A 5X6

Dear Sir/Madam:

Applications were submitted for five Sault Ste Marie youth bowlers who will be participating in the National Canadian Tenpin Federation Tournament in Edmonton Alberta later this month. However, proof of the event and their participation was excluded from the application in error. Please accept this information and add it to the required application form.

Thank You,



Angela Hill
Program Director
Churchill Lanes
Sault Ste Marie ON
(705) 941-4524

5(9)

Canadian Youth Championships Edmonton AB May 31 - June 3, 2007

64 of Canada's Top Youth Bowlers will be in attendance competing for Gold, Silver & Bronze medals in Team, Doubles, Singles and All Events.

Match wins and individual scores will be posted after each game.

Edmonton will host the 2007 Canadian Youth Championships.

Tournament Rules will be posted on the website when completed.

Host Bowling Centre - Gateway Entertainment Centre

Host Hotel - Delta Edmonton South

Team Matches

Doubles Matches

Singles Matches

Provincial Teams for the 2007 CTF National Youth Championships - Edmonton, Alberta

ALBERTA

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

MANITOBA

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

QUEBEC

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

NORTHERN ONTARIO

Katie McPhee ✓
Kasey Irwin
Samantha Goodall ✓
Samantha James ✓
Ed Dupuis
Nancy Lafave

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

Jamie Neilsen
Shaun Vanhapelto
Brad Denning ✓
Andrew Hill ✓
Linda Cella

BRITISH COLUMBIA

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

SASKATCHEWAN

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

SOUTH ONTARIO

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

Shane Courtney
Matt Lewis
Randy Churchill
Corey Porfitt

NEW BRUNSWICK

Bantam
Junior
F.I.Q.
Senior
Coaches
Delegates

5(9)



REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM

PLEASE PRINT

Name and Address of Applicant:

Correspondence will be directed to this name and address.

ANGELA HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A6M8

Phone: 7590419 (H) 9414524 (W) Fax: _____

Email: angela.hill@ServiceCanada.gc.ca

Name and Address of Athlete(s):

Append team list to application form if applicable.

ANDREW HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A6M8

Name of National or International Sporting Competition:

NATIONAL CTF TOURNAMENT *Bo Senior Rep.*

Date(s) of Competition:

30 MAY - 03 JUNE 2007

Location of Competition:

EDMONTON ALBERTA

Name of Sports Governing Body:

CANADIAN TENPIN FEDERATION

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF ELIGIBILITY.

Total Amount of Assistance Requested:

\$ 200.00

Maximum limit of \$200.00 per application

COMMUNITY SERVICES DEPT.

Please specify, as accurately as possible, how the financial assistance will be used if approved.

AIRFARE + ACCOMMODATIONS

NY 03 17

RECEIVED

List any other source(s) of assistance received.

NA

Have you previously requested financial assistance from the City ?

Yes

☒

No

Amount \$

20000

If yes, please indicate the year(s):

2005

If this application for funding is approved, the payment cheque should be payable to:

CHURCHILL YOUTH LEAGUE

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
- Funding for sports teams will be payable to the coordinating group, sport association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 28
Year Month Day

ANGELA HILL PROGRAM DIRECTOR AHill 7590419
Name Title Signature Phone Number
(Applicant)

CHRIS ROBSON HEAD COACH [Signature] 949-6552
Name Title Signature Phone Number
(Club Official)

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:

Recreation and Culture Division
Community Services Department
Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6

For additional information:

Please call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m., Monday to Friday.

5(9)



**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM**

PLEASE PRINT

Name and Address of Applicant:

Correspondence will be directed to this name and address.

ANGELA HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A6M8

Phone: 7590419 (H) 9414524 (W) Fax: _____

Email: angela.hill@servicecanada.gc.ca

Name and Address of Athlete(s):

Append team list to application form if applicable.

BRADLEY DENNING GOODALL
371 THIRD AVENUE
SAULT STE MARIE ONTARIO Postal Code P6C4M3

Name of National or International Sporting Competition:

NATIONAL CTF TOURNAMENT F.I.Q. Rep

Date(s) of Competition:

30 MAY - 03 JUNE 2007

Location of Competition:

EDMONTON ALBERTA

Name of Sports Governing Body:

CANADIAN TEN PIN FEDERATION

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF ELIGIBILITY.

Total Amount of Assistance Requested:

Maximum limit of \$200.00 per application

\$ 200⁰⁰

Please specify, as accurately as possible, how the financial assistance will be used. **COMMUNITY SERVICES DEPT.**
approved.

AIRFARE AND ACCOMODATIONS MAY 03 2007

RECEIVED

5(9)

List any other source(s) of assistance received.

NA

Have you previously requested financial assistance from the City ?

Yes ✓ No Amount \$ 200⁰⁰

If yes, please indicate the year(s):

2006

If this application for funding is approved, the payment cheque should be payable to:

CHURCHILL YOUTH LEAGUE

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
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I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 28
Year Month Day

ANGELA HILL PROGRAM DIRECTOR Adilee 7590419
Name Title Signature Phone Number
(Applicant)

CHRIS ROBSON HEAD COACH [Signature] 949-6552
Name Title Signature Phone Number
(Club Official)

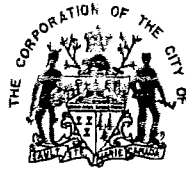
- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:

Recreation and Culture Division
Community Services Department
Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6

For additional information:
Please call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m., Monday to Friday.

5(9)



**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM**

PLEASE PRINT

Name and Address of Applicant:

Correspondence will be directed to this name and address.

ANGELA HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A6M8

Phone: 7590419 (H) 9414524 (W) Fax: _____

Email: angela.hill@servicecanada.gc.ca

Name and Address of Athlete(s):

Append team list to application form if applicable.

SAMANTHA JAMES
152 FARQUHAR STREET
SAULT STE MARIE ONTARIO Postal Code P6B3R3

Name of National or International Sporting Competition:

NATIONAL CTF TOURNAMENT *Senior Rep.*

Date(s) of Competition:

30 MAY - 03 JUNE 2007

Location of Competition:

EDMONTON ALBERTA

Name of Sports Governing Body:

CANADIAN TEN PIN FEDERATION

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF ELIGIBILITY.

Total Amount of Assistance Requested:
Maximum limit of \$200.00 per application

\$ 200.00

COMMUNITY SERVICES DEPT.

Please specify, as accurately as possible, how the financial assistance will be used if approved.

AIRFARE AND ACCOMMODATIONS

03 007
RECEIVED

List any other source(s) of assistance received.

NA

Have you previously requested financial assistance from the City ?

Yes _____ No ☒ Amount \$ _____

If yes, please indicate the year(s):

If this application for funding is approved, the payment cheque should be payable to:

CHURCHILL YOUTH LEAGUE

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
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I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 28
Year Month Day

ANGELA HILL Program Director *Aldie* 7590419
Name Title Signature Phone Number
(Applicant)

CHRIS ROBSON HEAD COACH *[Signature]* 949-6552
Name Title Signature Phone Number
(Club Official)

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

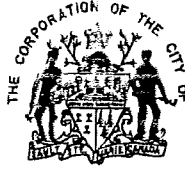
PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:

Recreation and Culture Division
Community Services Department
Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6

For additional information:

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5(9)



**REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM**

PLEASE PRINT

Name and Address of Applicant:

Correspondence will be directed to this name and address.

ANGELA HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A6M8

Phone: 7590419 (H) 9414524 (W) Fax: _____

Email: angela.hill@servicecanada.gc.ca

Name and Address of Athlete(s):

Append team list to application form if applicable.

SAMANTHA GOODALL
496 FIRST AVENUE
SAULT STE MARIE ONTARIO Postal Code P6C4P3

Name of National or International Sporting Competition:

NATIONAL CTF TOURNAMENT F.I.Q. Rep

Date(s) of Competition:

30 MAY - 03 JUNE 2007

Location of Competition:

EDMONTON ALBERTA

Name of Sports Governing Body:

CANADIAN TEN PIN FEDERATION

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF ELIGIBILITY.

Total Amount of Assistance Requested:
Maximum limit of \$200.00 per application

\$ 200⁰⁰

Please specify, as accurately as possible, how the financial assistance will be used if approved.

AIRFARE AND ACCOMODATIONS

5(9)

- 2 -

List any other source(s) of assistance received.

N A

Have you previously requested financial assistance from the City ?

Yes ☒ No ☐ Amount \$ 200⁰⁰

If yes, please indicate the year(s):

2006

If this application for funding is approved, the payment cheque should be payable to:

CHURCHILL YOUTH LEAGUE

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
- Funding for sports teams will be payable to the coordinating group, sport association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 28
Year Month Day

ANGELA HILL PROGRAM DIRECTOR Adelle 759 0419
Name Title Signature Phone Number
(Applicant)

CHRIS ROBSON HEAD COACH [Signature] 949-6552
Name Title Signature Phone Number
(Club Official)

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:

Recreation and Culture Division
Community Services Department
Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6

COMMUNITY SERVICES DEPT.

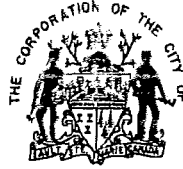
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For additional information:

Please call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m., Monday to Friday.

RECEIVED

5(9)



REQUEST FOR FINANCIAL ASSISTANCE FOR
NATIONAL/INTERNATIONAL SPORTS COMPETITIONS
APPLICATION FORM

PLEASE PRINT

Name and Address of Applicant:

Correspondence will be directed to this name and address.

ANGELA HILL
16 TASKAR DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A 6M8

Phone: 7590419 (H) 9414524 (W) Fax: _____

Email: angela.hill@servicecanada.gc.ca

Name and Address of Athlete(s):

Append team list to application form if applicable.

KATE MCPHEE
54 ADRIAN DRIVE
SAULT STE MARIE ONTARIO Postal Code P6A 4W9

Name of National or International Sporting Competition:

CANADIAN TENPIN FEDERATION NATIONALS *Bartam Rep.*

Date(s) of Competition:

30 MAY - 3 JUNE 2007

Location of Competition:

EDMONTON ALBERTA

Name of Sports Governing Body:

CANADIAN TENPIN FEDERATION

Please append correspondence that confirms individual or team qualification as a Northern Ontario, Ontario or Canadian representative. APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF ELIGIBILITY.

Total Amount of Assistance Requested:
Maximum limit of \$200.00 per application

\$ 200⁰⁰

COMMUNITY SERVICES DEPT.

Please specify, as accurately as possible, how the financial assistance will be used if approved.

Flights to EDMONTON AND AccomodATIONS
while there

RECEIVED

5(9)

- 2 -

List any other source(s) of assistance received.

NIA

Have you previously requested financial assistance from the City ?

Yes ~~XXX~~ No ✓ Amount \$

If yes, please indicate the year(s):

If this application for funding is approved, the payment cheque should be payable to:

CHURCHILL LANES YOUTH LEAGUE

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
- Funding for sports teams will be payable to the coordinating group, sport association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for National/International Sports Competitions Application Form is accurate and complete and is endorsed by the individual or the not-for-profit sports team I represent.

DATE: 2007 04 28
Year Month Day

ANGELA HILL PROGRAM DIRECTOR Albie 7590419
Name Title Signature Phone Number
(Applicant)

CHRIS ROBSON HEAD COACH [Signature] 949-6552
Name Title Signature Phone Number
(Club Official)

- Two signatures are required.
- Applications submitted with only one signature will not be accepted.

PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:

Recreation and Culture Division
Community Services Department
Civic Centre,
99 Foster Drive,
Sault Ste. Marie, ON
P6A 5X6

COMMUNITY SERVICES DEPT.

MAY 03 2007

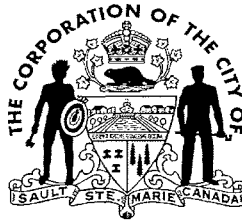
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For additional information:

Please call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m., Monday to Friday.

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

5(r)

2007 06 25

Our File: A-07-5-06

Mayor John Rowswell
Members of City Council

**RE: Pilgrim Street Sanitary Sewer
Local Improvements**

At the 2007 06 11 meeting, Council approved Local Improvement By-law 2007-114, for the construction of Sanitary sewer and Class 'A' paving on Pilgrim Street from Herrick Street to Towers Street. In retrospect, Council should be given more information.

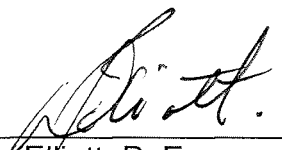
In the 2007 budget, \$200,000 of sewer surcharge money was approved for sewer infiltration projects. This city has separate storm and sanitary sewer systems, however, from time to time we find sources of storm water or groundwater which flow directly to the sanitary sewer. We end up collecting and treating flows which are unnecessary. When we locate sources of extraneous flows, there is a keen desire to eliminate them, as it will reduce the frequency of system overflows and treatment plant bypasses, as well as reducing the potential for basement flooding in high flow events.

In this case, a sanitary sewer needs to be constructed to separate the flows, and sanitary sewers are subject to the local improvement process. Notices will be sent out in the near future, and if possible, we will construct it this year.

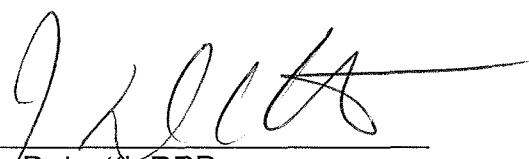
This report is submitted for Council's information.

Respectfully submitted,

Recommended for Approval,



Don Elliott, P. Eng.
Director of Engineering Services



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

/bb

RECOMMENDED FOR APPROVAL



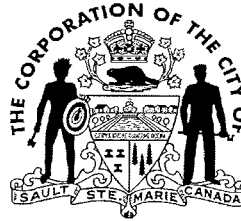
Joseph M. Fratesi
Chief Administrative Officer

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5(s)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 06 25

File: 2006-8E

Mayor John Rowswell
Members of City Council

**Re: Farwell Terrace Box Culvert Repairs/Devon Road Reconstruction
Revised Engineering Agreement**

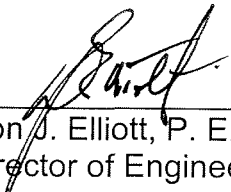
At the 2006 08 28 meeting, Council approved By-law 2006-31 authorizing an engineering agreement with STEM Engineering for the design and construction administration for the reconstruction of Devon Road and repairs to the Farwell Terrace box culvert.

It has become necessary to increase the engineering fees for this project primarily due to the numerous discoveries after the asphalt was stripped, revealing additional areas on the box culvert requiring repair. A letter from the consultant is attached outlining the reasons for the additional fees. The estimate for additional fees is **\$191,775**. This will bring the total engineering fee to **\$403,575**, of which **\$26,247** will be recoverable from the PUC. These additional fees bring the total project cost to **\$3,567,326**, however, successful funding applications by the Conservation Authority have secured a total of **\$460,000** from the MNR for this project. This brings the estimated total cost to the city to **\$3,107,328** which is over budget by **\$37,000**. We anticipate that the good efforts of the Conservation Authority may secure further grant money for this project, as the box culvert is eligible for 50% funding, or approximately \$1.5M.

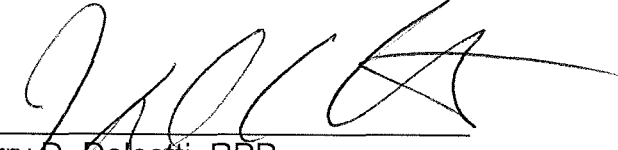
The Engineering Department believes that the additional fees are appropriate and reasonable based on the scope of the project. Accordingly, it is recommended that the upset limit for engineering fees for this project be adjusted to **\$403,575**.

Respectfully submitted,

Recommended for Approval:



Don J. Elliott, P. Eng.
Director of Engineering Services



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

/bb

C: Linda Whalen – SSMRCA



RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

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5(s)



8 Queen Street East
Sault Ste. Marie, Ontario
P6A 1Y3 Canada

p. 705.942.6628
f. 705.942.7515

www.stemeng.ca
mail@stemeng.ca

June 12, 2007

Project No. 05119/05166

The Corporation of the City of Sault Ste. Marie
Engineering and Planning Department
P.O. Box 580
Civic Centre,
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

**Attention: Mr. Don Elliott, P. Eng.
Director of Engineering Services**

**Subject: Devon Road Reconstruction / Farwell Terrace Aqueduct Repairs
Contract 2006 8E
2007 Construction Review Fees**

Due to a variety of occurrences on the subject project last summer, the contractor did not progress to the position originally expected, but did require much more field support and attention than anticipated to accomplish what was completed. As such the engineering budget for the project is depleted and we are requiring additional fees to complete this year's work.

Items contributing to this situation include but are not restricted to:

- a) A summer student had been hired to help in the field, however the Devon Road portion did not start until late summer and by then the student was gone and an alternate employee at a higher rate was utilized on this portion of the job.
- b) Due to numerous discoveries when the asphalt was stripped, we had to re-engineer a number of new locations, as well as monitor the field work more closely than expected to ensure the details were being delivered as required.
- c) The change from directional drilling to a conventional installation of the sewer and water main crossings under Farwell at Devon / Henrietta were a tremendous burden on our budget.
- d) The contract for 2007 has been set at 124 days, plus abnormal occurrences such as strikes (already occurring) and it is realized that more potential field time will be required.

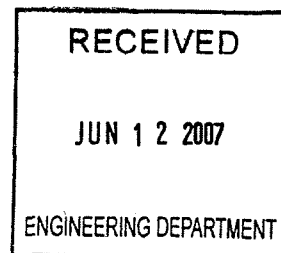
We are, therefore, requesting an increase in the fees for the 2007 portion of the work based on an anticipated time frame of 124 working days plus job close out requirements, deficiency cleanup and "As-built" drawings. We have included time to re-engineer portions that are uncovered as the work progresses and additional engineering support in the field to reflect last year's experience.

Our additional engineering fee requirement for 2007 is \$191,775 (+GST). A copy of our estimate for this work is attached for your perusal. Should you have any questions, we would be pleased to meet with you to discuss them.

A handwritten signature in black ink, appearing to read "Mark Coleman".

Mark Coleman, P. Eng.
Principal

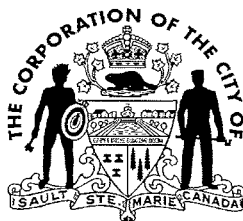
Enclosure



5(+)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 06 25

File: A-07-7-02

Mayor John Rowswell
Members of City Council

**RE: Revoked Connecting Link,
Lyons Avenue Resurfacing Engineering Services – Revised Agreement**

At the meeting of 2007 01 29 Council approved retaining the firm of Elliott Engineering for the design and contract administration of the resurfacing of Lyon's Avenue and improvements to the Lyons/Wellington intersection.

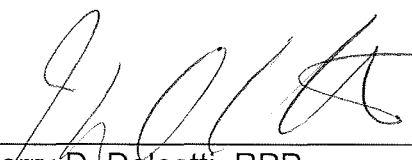
The original agreement provided for an upset limit of \$104,500 for design services, but an amount for contract administration was not included, as we were going to provide inspection services with our own forces. For the 2007 season, our staff was to inspect Lyon's Avenue, Great Northern Road north of Fifth Line, as well as the miscellaneous paving contract. Council is aware that the reorganized Engineering Department technical staff will allow for more field inspection services. We have decided to substitute inspection of Trunk Road instead of Lyon's Avenue as it is a much larger project. We cannot staff both projects. Accordingly, we will require the services of Elliott Engineering for inspection and contract administration for the smaller Lyon's Avenue project.

It is recommended that Council approve the additional fee of \$73,500 to provide for a new upset limit of \$178,000 for the Lyon's Avenue project. This fee together with the construction cost is within the approved budget of \$1,375,000 for this project.

Respectfully submitted,

Recommended for Approval,


Don J. Elliott, P. Eng.
Director of Engineering Services


Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

/bb

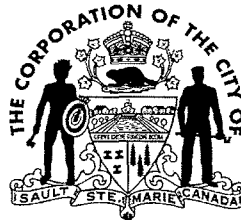
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RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

5(u)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
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2007 06 25

Our File: Contract 2007-4E

Mayor John Rowswell and
Members of City Council
Civic Centre

**RE: CONTRACT 2007-4E
REVOKED CONNECTING LINK - TRUNK ROAD IMPROVEMENTS**

Tenders received for Contract 2007-4E were opened at a public meeting Thursday, June 14, 2007 in the Tarentorus Room of the Civic Centre. Present at the opening was Deputy City Clerk Malcolm White as well as City staff and contractor representatives.

The work consists of improvements to Trunk Road from Wellington Street East to Black Road. Included in the job is cold-in-place expanded asphalt resurfacing with a top lift of 50mm of Dense Friction Course (DFC) asphalt. Also included are some minor sanitary sewer repairs, a section of watermain replacement, some PUC pole relocations and related work as well as a fifth lane widening between Tuckett Street and Lake Street to address the high accident count.

A total of two (2) tenders were received. Each tender has been checked and everything is in order. The low tender of **\$2,217,027.42** (incl. GST) was received from Ellwood Robinson Limited. When GST and PUC costs are removed and an allowance for engineering and PUC utility relocate costs are added, the City's projected cost to complete is **\$2,094,644.50**, which is over budget by **\$194,000.00**. The cost overrun is due in part to higher than expected utility relocation costs.

A class Environmental Assessment was conducted for this project due to the addition of the left turn lane. A total of eleven citizens requested that the Minister of the Environment issue a Part II order that we conduct a full Environmental Assessment. At the request of the Ministry, we have met with most of the objectors, and as a result, one withdrew her request. The issue is primarily about the provision of cycling facilities. Our position, as it was during a similar EA last year for Trunk Road east of Black, is that we are awaiting the recommendations of the revised Cycling Master Plan which is currently being completed.

Our preference is to complete Trunk Road this year, so we can begin Wellington Street reconstruction in 2008. MOE has a backlog of requests for Part II orders from across the province. This project remains under technical review, and the Engineering Department makes regular, frequent contact with technical staff at MOE emphasizing the need to complete this review as soon as possible. We are completely restricted from doing any physical work on the project until the issue is resolved. Unfortunately, if an answer is not received by early July, we may not have sufficient time to complete the project prior to the cold weather. Accordingly, we are asking Council for approval to award the contract, conditional upon receipt of a letter from the Minister denying the Part II order requests.

Recommendation

It is recommended that Contract 2007-4E be awarded to Ellwood Robinson Limited, conditional upon receipt of the letter from the Minister of the Environment denying the requests for a Part II order. By-Law **2007-123** authorizing execution of the Contract has been placed on the Agenda for your consideration.

Respectfully submitted,



Don Elliott, P. Eng.
Director of Engineering Services

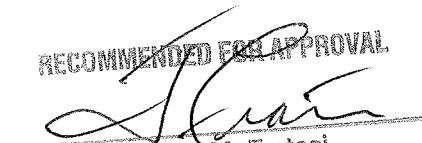
Recommended for approval,



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning

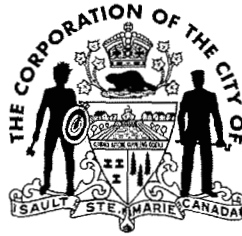
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attachment

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

5(u)



2007 06 25
Our File: Contract 2007-4E

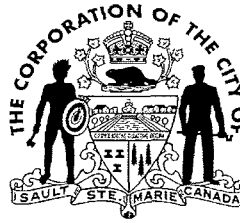
CONTRACT 2007-4E
TRUNK ROAD IMPROVEMENTS
LIST OF BIDDERS

CONTRACTOR	TOTAL BID PRICE
Ellwood Robinson Limited	\$2,217,027.42
Pioneer Construction Inc.	\$2,275,534.09
City Estimate	\$1,863,692.76

5(v)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 06 25

Our File: A-04-5-06

Mayor John Rowswell
Members of City Council

RE: RECONSTRUCTION AND UPGRADING OF PUMP STATIONS OPERATED BY PUBLIC WORKS & TRANSPORTATION

BACKGROUND

At the 2004 05 31 meeting, Council approved a program to replace or upgrade the 20 small pumping stations operated by Public Works. It is especially important to address stations that have a history of overflowing, as this is harmful to the natural environment, and such events are reportable to the MOE. This report is intended to update Council on progress to date, and obtain approval for the 2007 program.

The City's sanitary sewer system consists of gravity sewers, pump stations and force mains. There are a total of 25 pump stations and associated force mains throughout the City. The largest seven (Pim Street, Clark Creek, Young Street, Tarentorous, John Street, Bellevue Park and the main lift station at the West End Plant) are operated by the PUC Services Inc. under contract. The remaining 18 are operated by the Public Works and Transportation Department.

We have made good progress on this program. The highlights are as follows:

- *Varsity Avenue Pumping Station: Replaced in 2005, fully operational;*
- *Northern Avenue Pumping Station: Abandoned in 2006, now flows by gravity sewer;*
- *Underpass Storm Pumping Station: Abandoned in 2006, now flows by gravity sewer;*
- *Bonney Street Pumping Station: Replaced in 2006/07, currently being commissioned;*

It is noteworthy that the above projects have reduced the number of small pumping stations down to 18 from 20, thereby reducing maintenance and energy costs for the city.

Under the 2006 program, the consultant has recommended improvements to the Tallack Boulevard station, which has a moderate history of overflows. Fortunately, this station does not need to be replaced. The recommended improvements to upgrade the station including pump replacement, and greatly reduce overflows is \$70,000.

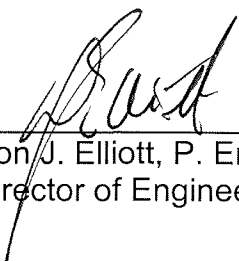
Recommended Program for 2007

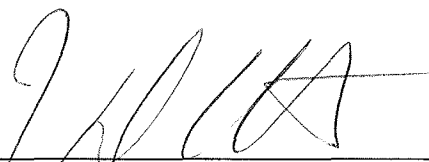
The \$40,000 budgeted in the sewer surcharge is insufficient to complete the work on the Tallack Blvd. Station in 2007. It is recommended that we proceed with the design of the next two stations on the list, namely lower Lake and lower McGregor stations. They are both 43 years old and in need of replacement. The Engineering Department recommends that Council approve the design for upgrades or replacement of the lower Lake Street and lower McGregor Avenue stations. Funds will be budgeted, if available, in 2008 to complete the work on one or both of the stations, along with the Tallack Blvd station improvements. It is also recommended that the work be assigned to TSH consulting engineers, which is the consultant that has served us well on the last two small pumping stations. It is not recommended that a request for proposal be issued for such a small assignment.

In summary, it is recommended that the firm of TSH Consulting Engineers be retained for the design and eventual contract administration for the replacement of the sanitary pumping stations on lower Lake Street and lower McGregor Avenue.

Respectfully Submitted,

Recommended for Approval:

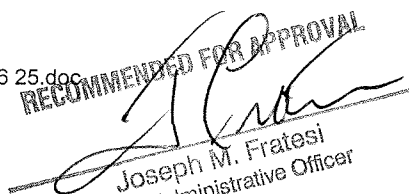


Don J. Elliott, P. Eng.
Director of Engineering Services

Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

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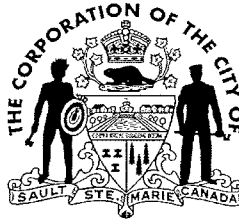


RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

5(w)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 06 25

File: A-00-4-02

Mayor John Rowswell
Members of City Council

**Re: Miscellaneous Construction - Biannual Box Culvert Inspections
Engineering Agreement**

In the 2007 miscellaneous construction budget, Council approved an expenditure of \$50,000 to conduct the biannual structural inspection of our storm water box culverts. They include Central Creek, Fort Creek, Clark Creek and Farwell Terrace box culverts. These inspections have been conducted in the past by STEM Engineering.

New confined space entry regulations have made this inspection process more costly than in past years. The estimate to complete the work is \$52,770, which is slightly above the budget allowance. The Engineering Department has discussed the possibility of cost-sharing with the Conservation Authority since it owns most, if not all of the subject box culverts. The Authority advises that this is likely eligible for 50% funding under the Provincial Water and Erosion Control Program, however, we have applied for \$1.5 million for the Farwell Box Culvert Repairs, so another application may not be successful at this time.

It is recommended that the City retain STEM Engineering and proceed with the necessary inspection in 2007. Bylaw 2007-120 authorizing the execution of an agreement between the City and STEM Engineering will be found elsewhere on Council's agenda.

Respectfully submitted,

Recommended for Approval:



Don J. Elliott, P. Eng.
Director of Engineering Services

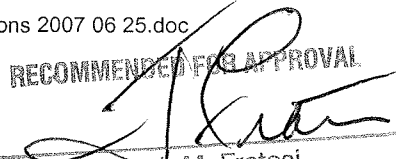


Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

/bb

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RECOMMENDED FOR APPROVAL

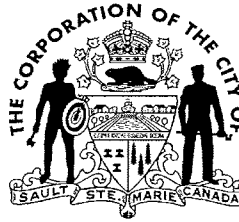


Joseph M. Fratesi
Chief Administrative Officer

5(x)

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 06 25

Mayor John Rowswell
Members of City Council

Re: Signalized Pedestrian Crossing – Northern Avenue at Pee Wee Arena

Council will recall that the above noted was the subject of consideration for several years, and it was only most recently with the change in land use activity that the crossing became warranted. Council then approved that the project be added to the list to be considered under Supplementary requests for 2007. An initial cost amount of \$150,000 was projected.

The list of projects were numerous and total available funding allocated for 2007, was only \$600,000. The projects were rationalized and the signalized pedestrian crossing was not included on the approved projects by Council for 2007.

Several weeks ago, Council asked Staff to prepare a report that would address reconsideration and potential funding sources.

In an effort to complete this task, discussions were undertaken with our Traffic Consultant to arrive at a cost and preliminary design feature/location of the facility. As part of this exercise, we were requested to carry out a survey drawing that would identify the location of the existing curb cuts and driveways / entrance locations to adjacent land uses in the study area. This is complete and was sent to the consultant last week. As part of the exercise, the Consultant will now be in a position to provide a more accurate cost.

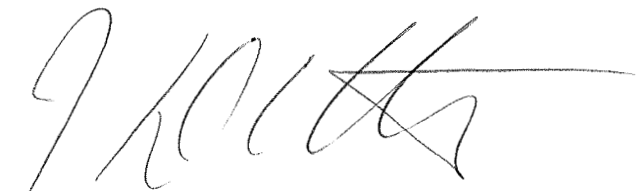
The location of the existing entrances may need to be altered or design elements incorporated to provide for this crossing. An uninterrupted section of between 22 to 30 metres is necessary to accommodate a safe crossing and provide for adequate area for vehicle movements to and from entrance routes to the commercial activities along this stretch of Northern Avenue. Options the Consultant will assess are similar crossings that are currently used in the City, ie: Willow at McNabb – YMCA, or the Vern's Hardware & Great Northern Road crossing. These options will have varying costs that need to be prepared prior to finalizing a report for Council. Consultation with property owners will also be necessary.

Staff is awaiting design information and hopes to have this complete in the near future and will address such things as location, costs, funding sources/alternatives and timing, if directed by Council to proceed.

5(x)

This report is provided to Council as information.

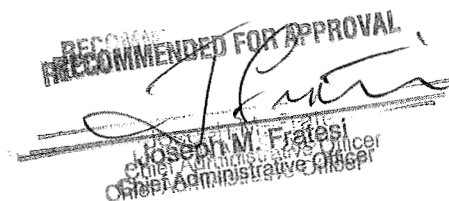
Respectfully Submitted by,



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

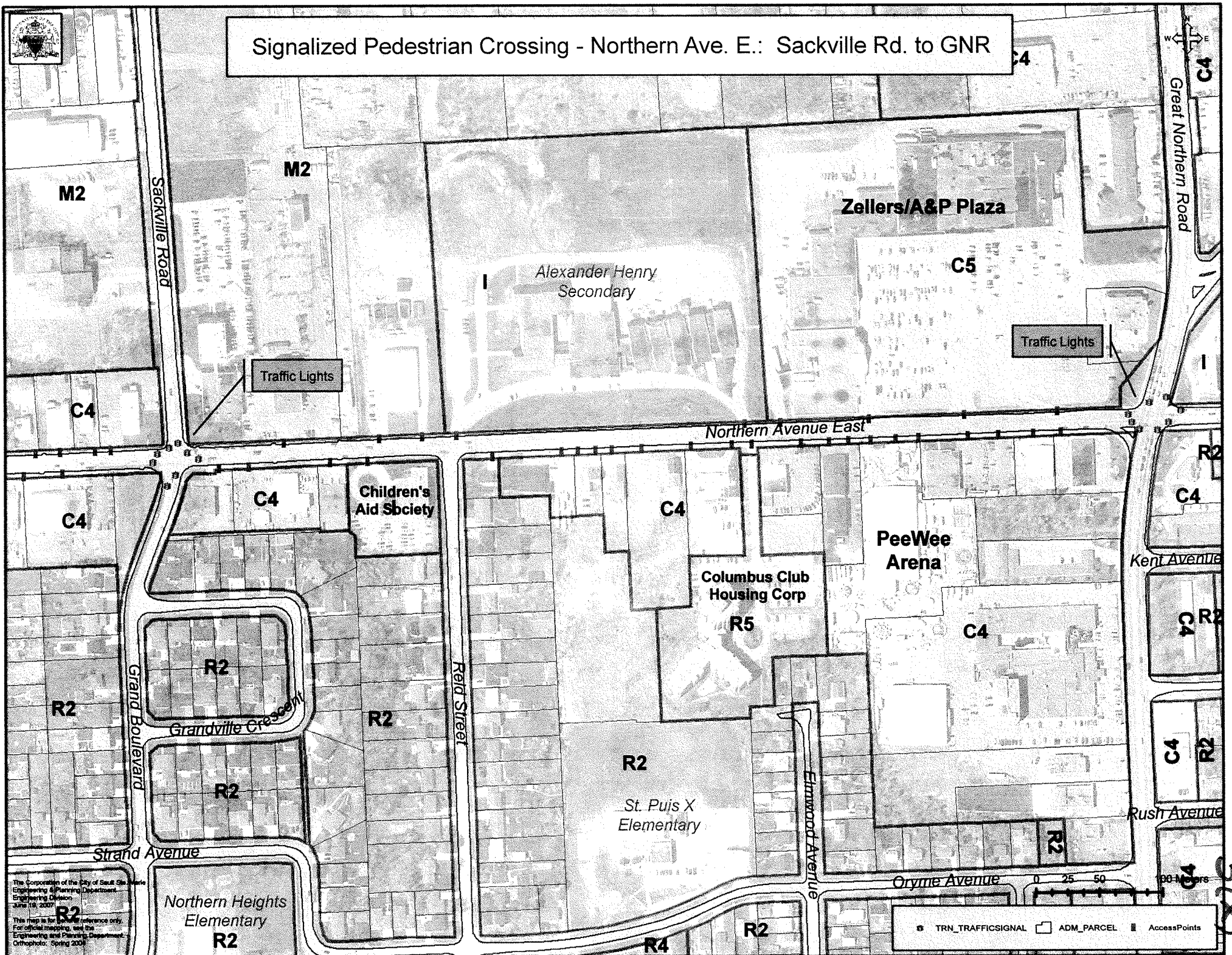
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RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer
Chief Administrative Officer

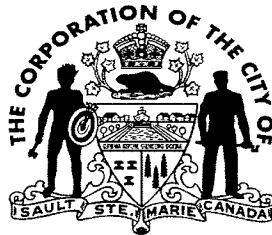
Signalized Pedestrian Crossing - Northern Ave. E.: Sackville Rd. to GNR



5(x)

Fire Chief Lynn D. McCoy

Division Heads:
Paul Milosevich – Prevention
Marcel Provenzano - Suppression
David Stokes – EMS
Jim St. Jules – Support Services



5(y)
Emergency Direct "911"
Emergency Phone (705) 949-3333
Business Phone (705) 949-3335
Fire Prevention Phone (705) 949-3377
Emergency Medical Services (705) 949-3387
Fax Phone (705) 949-2341

FIRE SERVICES
72 Tancred Street
Sault Ste. Marie, Ontario
P6A 2W1

June 25, 2007

Mayor John Rowswell and
Members of City Council

Re: Firefighter Defibrillator Program

Sault Ste. Marie Fire Services has been delivering a defibrillator program within our community since 1998 and we are extremely proud that there are people alive and well today because this service exists.

Two key factors contributed to making this program a reality:

- The commitment and efforts of our firefighters to develop the skills needed to deliver the program.
- The financial support of several community-minded organizations that generously donated funds for the purchase of the defibrillators and associated equipment needed to deliver this life-saving program.

Unfortunately all equipment eventually reaches the end of its serviceable life.

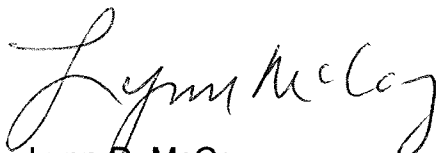
I am happy to report that because of the ongoing commitment and financial support from our community partners, there are sufficient funds available to replace the defibrillators.

I would like to take this opportunity to acknowledge Algoma Steel Incorporated, The Rotary Club of Sault Ste. Marie, the Fraternal Order of Eagles Aerie 3991, United Steelworkers Association Locals 2724 and 2251 and the Kiwanis Club of Sault Ste. Marie for their financial commitment to our Fire Services' Defibrillator Program.

In order to maintain compatibility with the equipment deployed in our EMS Division, it is recommended that we purchase five new defibrillators from Zoll Medical Corporation at a cost of \$22,745 plus applicable taxes.

I request approval of Council to proceed with the purchase of replacement defibrillators.

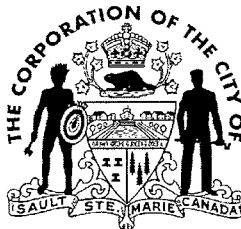
Respectfully submitted,


Lynn D. McCoy
Fire Chief


RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL
DEPARTMENT

File No. R.1.2.5

2007 06 25

Mayor John Rowswell and
Members of City Council

**RE: Boxing Day (December 26th) retail business establishment closing By-law
2007-119**

Appearing on your agenda this evening is By-law 2007-119. On June 11th City Council passed the following resolution:

"Whereas there appears to be a demand to close retail establishments on Boxing Day;
NOW THEREFORE be it resolved that City Council authorize the Legal Department to prepare a
by-law requiring retail stores to be closed on Boxing Day."

I am enclosing a copy of section 148 of the Municipal Act which is the section of the Act that gives Council authority to pass a by-law requiring retail business establishments to be closed to the public at any time. Council will note that subsection (4) sets out the type of establishments to which a by-law cannot apply. Subsection (4)(c) refers to prescribed goods or services. They are services set out in a regulation filed by the Ministry. I checked the most current list of regulations and no regulations have been passed.

The Council resolution of June 11th referred to "retail stores". This would have included all "retail stores" except the ones set out in section 148(4). However, I drafted the by-law based on the Greater Sudbury by-law because that is what the previous Council wanted to use as guide. Some of those exemptions (bait shops and marine supply shops) make more sense when the Mayor could proclaim more than just Boxing Day as a Civic Holiday as was the case in the Greater Sudbury by-law. Does Council want any of the exemptions in section 3(2) eliminated so that those type of establishments have to close? If so, Council can pass a resolution deleting the specific establishment(s) it wants deleted and the by-law will be amended accordingly.

When the issue of Boxing Day was before Council by way of a report dated 2004 11 01 Nuala Kenny gave the opinion that the City of Greater Sudbury by-law might go beyond the authority in the Municipal Act because the by-law lists exemptions beyond those set out in the Municipal Act. I share Nuala's concern. However, the Greater Sudbury by-law has not been challenged. I wanted the new Members of Council to be aware of the caution expressed earlier.

The by-law on the agenda differs from the Greater Sudbury By-law in 2 areas. They are:

- 1) By-law 2007-119 identifies December 26th as a holiday when retail business establishments must be closed. The Greater Sudbury by-law requires the Head of Council to proclaim a holiday and then the store closing provisions of the by-law would apply. The requirement for the Head of Council to proclaim the holiday was removed in the most recent amendment to section 148. The by-law itself can identify the date for closing.
- 2) The penalty section in the by-law provides for a fine upon conviction of not less than \$500.00 and not more than \$100,000.00. This is different from the Greater Sudbury by-law because at the time the Greater Sudbury by-law was passed the penalty provision was different. A fine greater than \$100,000.00 could be imposed as a maximum – such a fine equal to the gross sales for the period the establishment was open in contravention of the by-law if Council wishes. If that is Council's wish, I will need to amend the by-law. Also, does Council want a provision put in the by-law allowing officers and directors who knowingly contravene the by-law to be charged? If so, I can re-draft the by-law and bring it to the July 9th meeting.

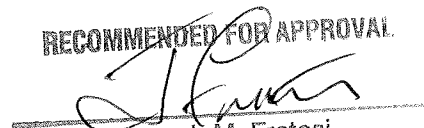
By-law 2007-119 appears elsewhere on the agenda.

Respectfully submitted,



Lorie Bottos
City Solicitor

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

LAB/dh

Attachment

MUNICIPAL ACT, 2001, S.O. 2001, c. 25**CLOSING OF RETAIL BUSINESS ESTABLISHMENTS****Hours of closing**

148. (1) Without limiting sections 9, 10 and 11, a local municipality may require that retail business establishments be closed to the public at any time. 2006, c. 32, Sched. A, 81 (1).

Definitions

(2) In this section,
“holiday” has the same meaning as in subsection 1 (1) of the *Retail Business Holidays Act*; (“jour férié”)
“retail business establishment” means the premises where goods or services are sold or offered for sale by retail. 2001, c. 25, s. 148 (2); 2006, c. 32, Sched. A, s. 81 (2).

Regional municipalities

(3) Without limiting sections 9, 10 and 11, if a regional municipality has passed a by-law under subsection 1.2 (1) of the *Retail Business Holidays Act* providing that that Act does not apply to the regional municipality, the regional municipality may require that retail business establishments be closed to the public on a holiday. 2006, c. 32, Sched. A, s. 81 (3).

Effect on by-law of local municipality

(3.1) If a regional municipality passes a by-law under subsection (3), a by-law passed by a local municipality under subsection (1) respecting the closing of a retail business establishment on a holiday is of no effect. 2006, c. 32, Sched. A, s. 81 (3).

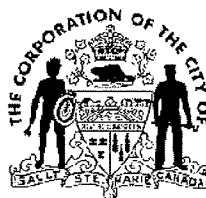
Exemptions

(4) A by-law passed under this section does not apply to the sale or offering for sale by retail of,
(a) goods or services in the form of or in connection with prepared meals or living accommodation;
(b) liquor under the authority of a licence or permit issued under the *Liquor Licence Act*; and
(c) any other prescribed goods or services. 2001, c. 25, s. 148 (4); 2006, c. 32, Sched. A, s. 81 (4).

Regulations

(5) The Minister may make regulations prescribing goods and services for the purpose of clause (4) (c). 2006, c. 32, Sched. A, s. 81 (5).

Patrick M. McAuley, P. Eng.
Commissioner



Public Works &
Transportation Department

2007 06 25

Mayor John Rowswell
And Members of Council
Civic Center

**SUBJECT: PARKING ON PINE STREET FROM MACDONALD AVENUE
TO CUNNINGHAM ROAD**

On July 10, 2006, Council passed the following resolution:

“Whereas some of the residents of Pine Street on the east side between MacDonald and Cunningham are experiencing difficulty with exiting their driveways due to cars parked on the roadway; and,
Whereas there is currently a ban on parking on this stretch of Pine during the months of July and August;
Now therefore be it resolved that the Public Works and Transportation Traffic Division prepare a report to Council, after consultation with neighbouring residents, with recommendations on the feasibility of an extension of the current July and August parking ban on the east side of Pine Street between MacDonald and Cunningham.”

Background

The parking area that is being discussed is on the east side of Pine between MacDonald and Cunningham and includes residences from civic 500 to 570 Pine Street for a total of 14 homes. The west side of the street is municipal parkland and includes softball fields and playgrounds.

The parking by-laws that are now in place were enacted 40 years ago and no changes have been requested over this time period. The no-parking by-law for the east side of the street is from July 1st to August 31st. The no-parking by-law for the west side of the street is from September 1st to June 30th of the following year. It should be noted that the curb to curb width is too narrow to allow parking on both sides at the same time.

A softball program starts in the first week of June and creates heavy parking activity until mid-August.

Public Works & Transportation
The Corporation of the City of Sault Ste. Marie
128 Sackville Road ~ Sault Ste. Marie, ON P6B 4T6
Telephone : (705) 759-5201 ~ Fax : (705) 541-7010
www.cityssm.on.ca

2007 06 25

Page 2

Discussion

City staff contacted the homes in this area and 10 of the 14 responded. The residents that responded all agreed that a ban should not be placed for the full year on the east side of Pine, but instead start on June 1st of every year instead of July 1st. This timing would prevent the driveway entrances on the east side of Pine from being blocked by vehicles during the busy softball season.

It was agreed by the staff that By-law 77-200 Schedule 'A' should be changed to indicate a parking ban for the east side of Pine Street to start June 1st rather than July 1st of each year. In order to reflect the changes on the east side, staff agreed that the parking ban on the west side should be changed to September 1st to May 31st of each year.

Recommendations

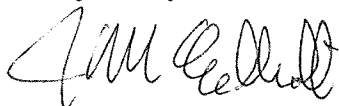
Based on the discussions with the residents and a review of the parking, it is recommended that revisions be made to the parking ban on the east side of Pine Street from Cunningham Road to MacDonald Avenue. It is also recommended that there be a change to the parking ban on the west side of Pine Street.

If Council is in agreement, Schedule 'A' of By-Law 77-220 would be amended with the following changes:

Schedule 'A' – Parking Prohibitions

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>	<u>Prohibition</u>
Pine Street	East	80 m north of MacDonald Avenue	9 m south of Cunningham Road	Anytime from June 1 st – August 31 st
Pine Street	West	80 m north of MacDonald Avenue	9 m south of Cunningham Road	Anytime from September 1 st – May 31 st

Respectfully submitted,



J. M. Elliott, P. Eng.
Deputy Commissioner

JME:cmr

Submitted for approval,



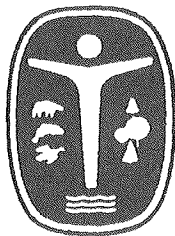
Patrick M. McAuley, P. Eng.
Commissioner

\\DeptShare\Council 2007\Parking on Pine Street.doc

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer



"Man and Nature"

Sault Ste. Marie Region Conservation Authority

June 25, 2007

Mayor Rowswell and
Members of City Council
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, Ontario

Provincial Approval of Second Advance of Funding Aqueduct Repair Beneath Farwell Terrace

Dear Ladies and Gentlemen:

In consultation with Pat McAuley and Don Elliott of the City Public Works and Engineering Departments, the Conservation Authority submitted an application to the Ontario Ministry of Natural Resources for funding from the Water and Erosion Control Infrastructure (WECI) program regarding the aqueduct repair beneath Farwell Terrace. The WECI program is only available to Conservation Authorities and considers funding for qualifying projects at 50%.

The total cost of the repairs to the aqueduct has been estimated at approximately \$2,916,324. Therefore the application for funding was submitted for the amount of \$1,458,162. It has been confirmed by the OMNR that this project qualifies for WECI funding. Due to the large amount requested, the WECI funding will be considered in phases.

In February of 2007, the provincial approval of an initial advance in the amount of \$300,000 was announced. These funds have been provided to the Conservation Authority and subsequently turned over to the City of Sault Ste. Marie as a partial reimbursement for the expense of the repairs undertaken to the aqueduct.

We have now received approval for an additional \$160,000 in WECI funding for this project and will forward these funds to the City in the very near future.

5(bb)

The Conservation Authority will continue to follow up by submitting an application for the balance of \$998,162. for consideration in upcoming phases of WECl funding.

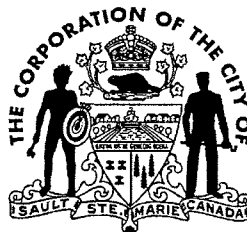
Respectfully submitted for your information,

A handwritten signature in cursive script, appearing to read "Linda Whalen".

Linda Whalen,
General Manager

cc: Joe Fratesi, CAO
Bill Freiburger, Commissioner of Finance

Admin07.040



2007 06 25

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO: Mayor John Rowsell
and Members of City Council

SUBJECT: Application No. A-10-07-OP – filed by Lloyd & Rosita Mulcahey.

SUBJECT PROPERTY: Location – Located on the west side of Maki Road, approximately 33m (108') north of Avery Road. Civic No. 225 Maki Road.
Size – Approximately 91.4m (300') x 132.6m (435') depth, 1.2 ha (3acres).
Present Use – Rural Residential.
Owner – Lloyd & Rosita Mulcahey.

REQUEST: The applicants, Lloyd & Rosita Mulcahey are requesting an Official Plan Amendment by way of a notwithstanding clause to facilitate the creation of one additional rural residential lot.

CONSULTATION: Engineering – No objections.
Building Division – No comments.
Legal Department – No comment.
Fire Services – No objection.
PUC Services Inc. – See comments.
PWT – No objection, request that 5% cash-in-lieu of parkland be retained for new lot development.
C.S.D. – No concerns.
Conservation Authority – No comments or objections.

E.D.C. – We are supporting this application providing any construction of this property does not impact any ground water recharge area.

Algoma Public Health – No objections.

PREVIOUS APPLICATIONS: There are no previous applications.

Conformity with the Official Plan - The subject property is designated Rural Area on Schedule "C" on the City of Sault Ste. Marie Official Plan. Policy RA.4 currently restricts the further development of unserved lots in the rural area. As such an Official Plan Amendment is required.

It should be noted that although the proposal does not conform to the Rural Area policies of the Official Plan, Planning staff will be initiating a review of these policies to ensure that they reflect current land use trends.

The review is necessary in light of population and economic growth since the formulation of the Official Plan in 1996. In 1996, population growth did not warrant additional rural residential lots within the community. However, recent growth, as well as the release of the 2005 Provincial Policy Statement, requires that these policies be reviewed.

With respect to this current development, the proposed severance of one additional rural lot is consistent with Planning staff's interim policy, endorsed by Council on May 30, 2007, which recommends the approval of single lot severances only. It should be noted that it is staff's intention to recommend that future severances be approved in selected areas without an Official Plan amendment as part of a comprehensive rural area policy review.

Comments:

The proposal will conform to the Rural Area standards of the Zoning By-law. Both the retained and severed parcels will have frontages of 45.72 metres (150') and an area of 0.61 hectares (1.5 acres). As proposed, no variances are required to facilitate the severance.

As part of the circulation for this application, the following comments were received:

The PUC has advised that the existing underground electrical service to the existing residence at 225 Maki Road may traverse the part that is intended to be severed, and that the relocation of the underground service or the provision of an easement will be at the expense of the applicant.

PWT had no objections to the proposed severance but advised of the 5% cash in lieu of parkland requirement. This will form a condition of approval at the Committee of Adjustment.

The EDC has indicated that they are supportive of the proposal providing there is no impact to the groundwater recharge area. Given the nature of the request, the proposed severance will not impact the groundwater recharge area.

Algoma Public Health did not have any objections to the request for an Official Plan Amendment, however, APH will have additional comments when the severance application will be before the Committee of Adjustment.

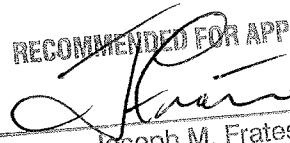
Provincial Policy Statement (2005)

In accordance with Section 3 of the Planning Act, a decision of the council of a municipality, in respect of the exercise of any authority that affects a planning matter, "shall be consistent with" the Provincial Policy Statement (2005).

Policy 1.1.4.1(a) of the PPS states "In rural areas located in municipalities... permitted uses and activities shall relate to the management or use of resources, resource-based recreational activities, limited residential development and other rural land uses". The current proposal is for one additional rural lot, and as such, is consistent with the PPS of "limited residential development".

Planning Director's Recommendation: That City Council approve Official Plan Amendment No. 124, which permits the severance of the subject property for one additional rural residential lot.

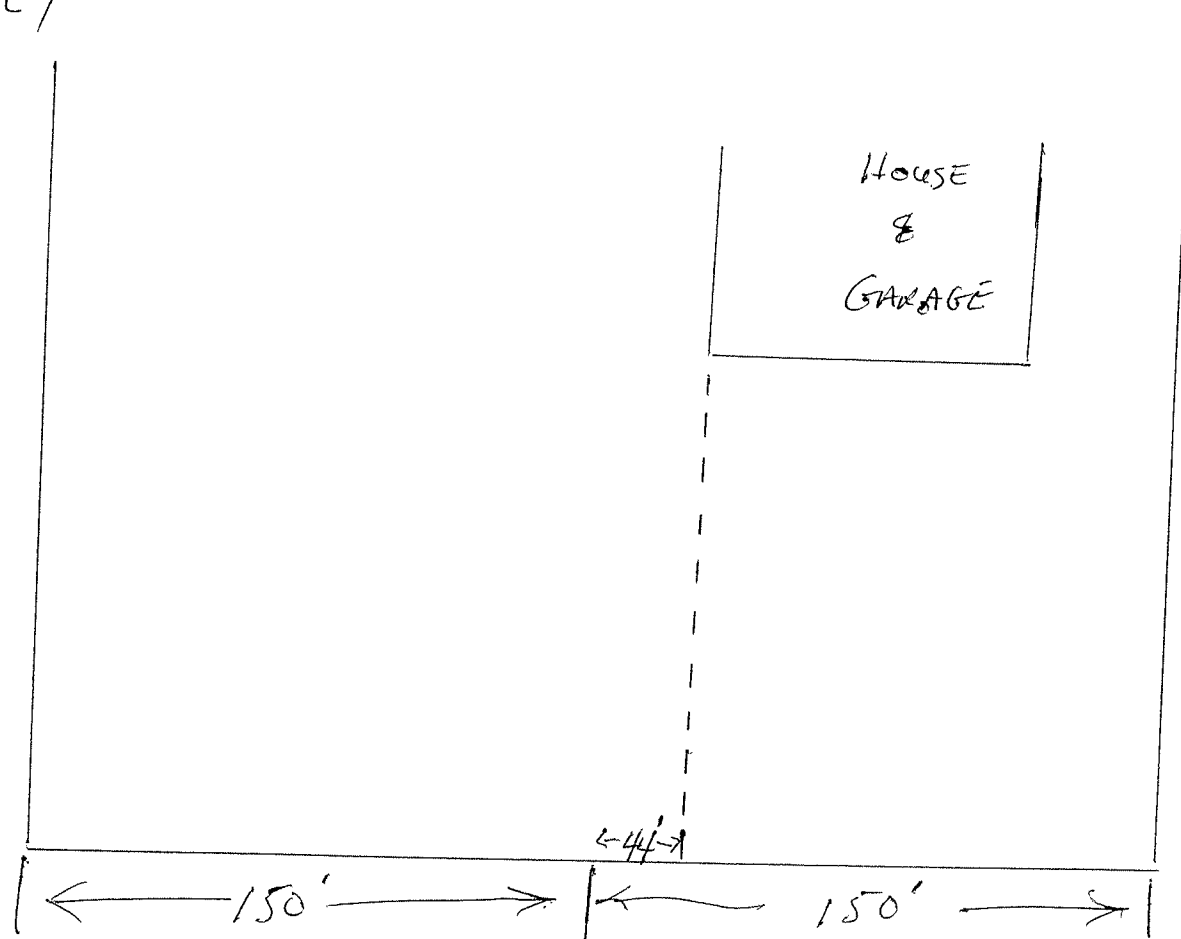
ST/pms

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

PUBLIC HEARING – 2007 06 25, Council Chambers, Civic Centre

Data\APPL\REPORT\10-07-OP.doc

LLOYD MULCAHEY



N

MAKI RD

666/2

6(6)(a)



765 Queen Street East, P.O. Box 9000
Sault Ste. Marie, Ontario P6A 6P2

May 16, 2007

Donald B. McConnell, MCIP, RPP
Planning Director
The Corporation of The
City of Sault Ste. Marie
P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

FAXED: (705) 541-7165

Dear Sir:

Re: A-10-07-OP 225 Maki Road

We wish to advise that the existing underground electrical service to the existing residence at 225 Maki Road may traverse the part that is intended on being severed.

Relocation of the underground service or the provision of an easement will be at the expense of the property owner at 225 Maki Road.

Yours truly,

PUC SERVICES INC.

Claudio Stefano, P. Eng. MBA
Manager of Engineering

CS*jf

**AMENDMENT NO. 124
TO THE
SAULT STE. MARIE OFFICIAL PLAN**

PURPOSE:

This Amendment is an amendment to the Text of the Official Plan as it relates to the Rural Area policies.

LOCATION:

Located on the west side of Maki Road, approximately 33m (108') north of Avery Road; Zoning Map 1-132.

BASIS:

This Amendment is necessary in view of a request to sever the subject property to create one additional single rural residential lot.

Council now considers it desirable to amend the Official Plan.

DETAILS OF THE ACTUAL AMENDMENT & POLICIES RELATED THERETO:

The Official Plan for the City of SSM is hereby amended by adding the following paragraph to the Special Exceptions Section:

"Special Exceptions"

81. Notwithstanding the Rural Area policies of the Official Plan, lands described as the west side of Maki Road, approximately 33m (108') north of Avery Road. Civic No. 225 Maki Road may be used for one (1) additional rural residential lot.

INTERPRETATION

The provisions of the Official Plan as amended from time to time will be applied to this Amendment.

MOUNT PLEASANT

6(6)(a)

**SUBJECT
PROPERTY** →



EVERY ROAD

LEIGH'S BAY

MAKI ROAD

THIRD LINE WEST

THIRD LINE

**OFFICIAL PLAN SCHEDULE "C"
LAND USE LEGEND**



RESIDENTIAL



INDUSTRIAL



PARKS
RECREATIONAL



COMMERCIAL



INSTITUTIONAL



RURAL AREA

SCHEDULE "A" to AMENDMENT No. 124

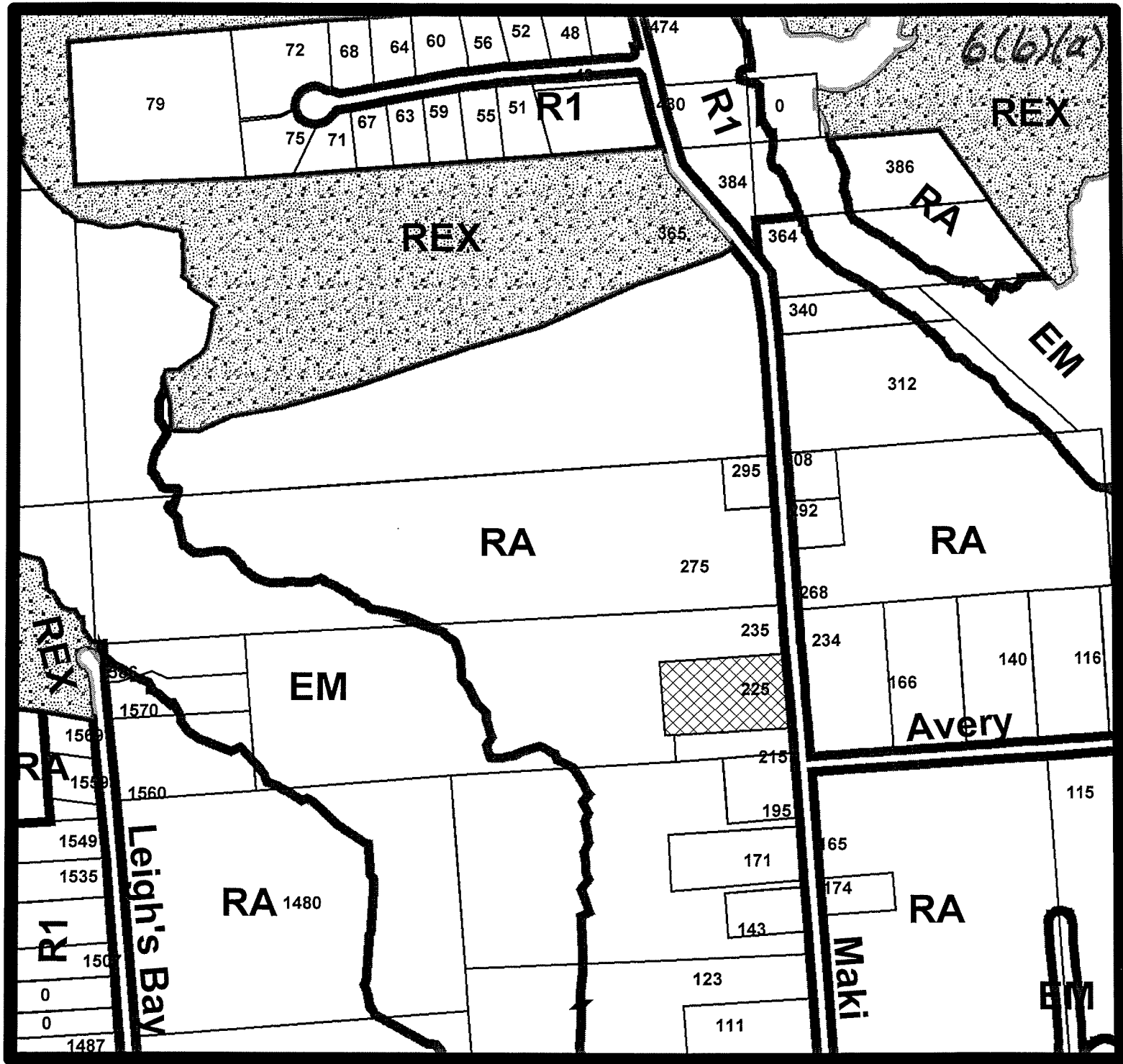




MAY 2007



MAP 1-132



ZONING MAP

APPLICATION A-10-07-OP

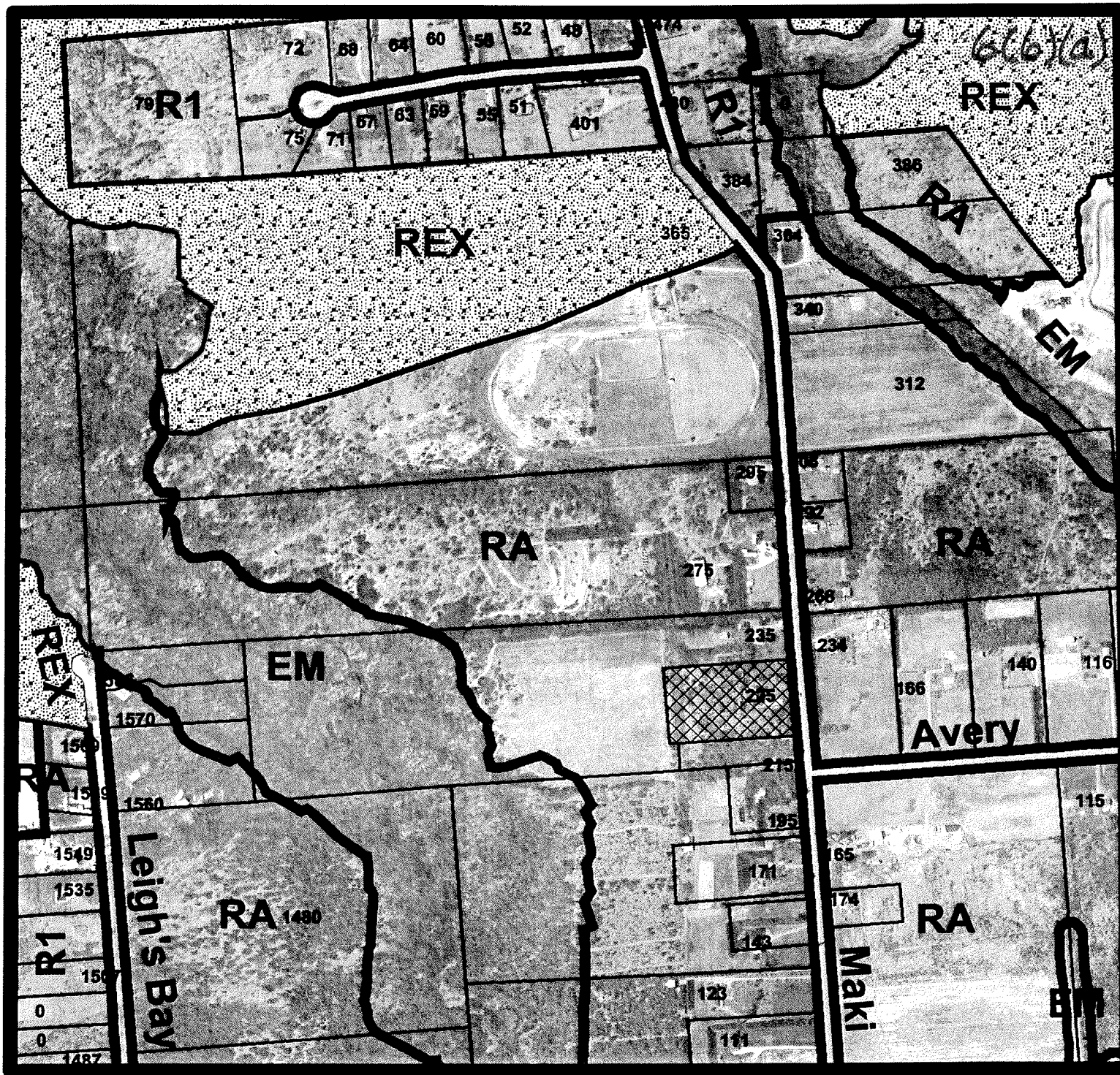
MAY 2007

-  SUBJECT PROPERTY - 225 Maki Road
-  R1 - Estate Residential Zone
-  RA - Rural Area Zone; RAhp
-  EM - Environmental Management Zone
-  REX - Rural Aggregate Extraction Zone



Scale 1 : 7000

MAP 1-132



2004 ORTHO PHOTO

APPLICATION A-10-07-OP

MAY 2007



SUBJECT PROPERTY - 225 Maki Road



R1 - Estate Residential Zone



RA - Rural Area Zone; RAhp



EM - Environmental Management Zone

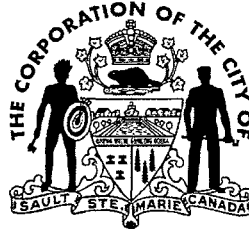


REX - Rural Aggregate Extraction Zone



Scale 1 : 7000

MAP 1-132



2007 06 25

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO: Mayor John Rowswell
and Members of City Council

SUBJECT: Application No. A-11-07-Z – filed by Michael Shepherd.

SUBJECT PROPERTY:

Location – Located on the north side of Grandville Crescent, approximately 20m (65.6') west of the corner where Grandville Crescent turns in a northerly direction. Civic No. 26 Grandville Crescent.

Size – Approximately 18m (60') x 38m (125'), .069 ha (.17 acres).

Present Use – Residential.

Owner – Michael & Assunta Shepherd.

REQUEST: The applicant, Michael Shepherd is requesting a Rezoning by way of a Special Exception in order to permit the manufacture and assembly of pedal planes and cars, wholly within the existing garage located on the property. Onsite priming and painting of the pedal planes and cars will be prohibited.

CONSULTATION:

Engineering – No comments.

Building Division – If the existing rear yard garage is to be used for this manufacturing process it would require a change of use permit and may require some upgrade to comply to the new use.

Legal Department – No comment.

PUC Services Inc. No objection.

Conservation Authority – No comments or objections.

Fire Services – No objection.

PREVIOUS APPLICATIONS: There are no previous applications.

Conformity with the Official Plan – The Residential Policies of the Official Plan (Section 2.3.1) permit home occupations. While the proposed home based business requires a rezoning, the primary use of the subject property will remain Residential. Therefore, this application does not require an Official Plan Amendment.

Comments

The applicants, Mr. and Mrs. Shepherd are requesting a rezoning by way of a Special Exception to permit the construction and assembly of pedal planes and cars within the existing rear yard garage. Referring to the site plan attached, the applicant wishes to use the entire floor area of the existing garage, which is approximately 44.6m² (480 sq. ft.). The zoning provisions (Section 1.44.1.E) limit the floor area dedicated to all aspects of a home based business to 30% gross floor area, or 50m², whichever the lesser. In this case the applicant requires an amendment to Section 1.44.1.E in order to utilize 100% of the gross floor area of the garage, totalling approximately 44.6m².

This rezoning request did not arise from a neighbourhood complaint. Over the years Mr. Shepherd has been building pedal planes and cars as a hobby. He now wishes to continue this as a business.

Referring to the pictures attached, the pedal planes and cars are very high quality replications, requiring a substantial amount of time to build. Annually, the number of models built will be quite small, and will not generate any noticeable traffic to the area. The applicant's business plan is to grow the company and eventually relocate to a larger commercial space.

While the Home Based Business provisions of Zoning By-law 2005-150 do not allow the construction and assembly of pedal cars and planes, Section 1.44.1.C notes that 'the use shall not have an adverse effect on the area, with special regard for parking, traffic, noise, vibration, dust and odour'. This provision provides neighbours and the Municipality with recourse if the business becomes a nuisance to the surrounding area. Attached to this report is a petition supporting the request. The petition includes the neighbours to either side of the applicant's property.

Comments from the Building Division note that the existing garage may require some upgrades and a change of use permit in order to comply with the Ontario Building Code. The applicant is aware of this requirement.

Mr. Shepherd is a craftsman, producing one of a kind pedal planes and cars on a made to order basis. Mr. Shepherd estimates that one model takes approximately 300 hours to produce. Onsite traffic generating from the use will be minimal. Noise and dust from the tools used to produce the models could pose a nuisance to neighbours. The applicant is in the process of building a dust catchments system to properly retain and collect sawdust. The garage is insulated which will minimize much of the noise.

It is the applicant's intention to expand the business. Should this occur the business will be relocated to a more suitable facility. Given these circumstances, a 3 year temporary use permit is recommended.

Planning Director's Recommendation - That City Council approve a temporary use By-law for 3 years to permit the manufacture and assembly of pedal planes and cars within the existing garage, subject to the following conditions:

1. That the entire use occurs wholly within the existing garage.
2. That the on-site priming and painting of the models is prohibited.
3. That the applicant satisfies the conditions of the Building Division prior to the issuance of a final occupancy permit.

PT/pms

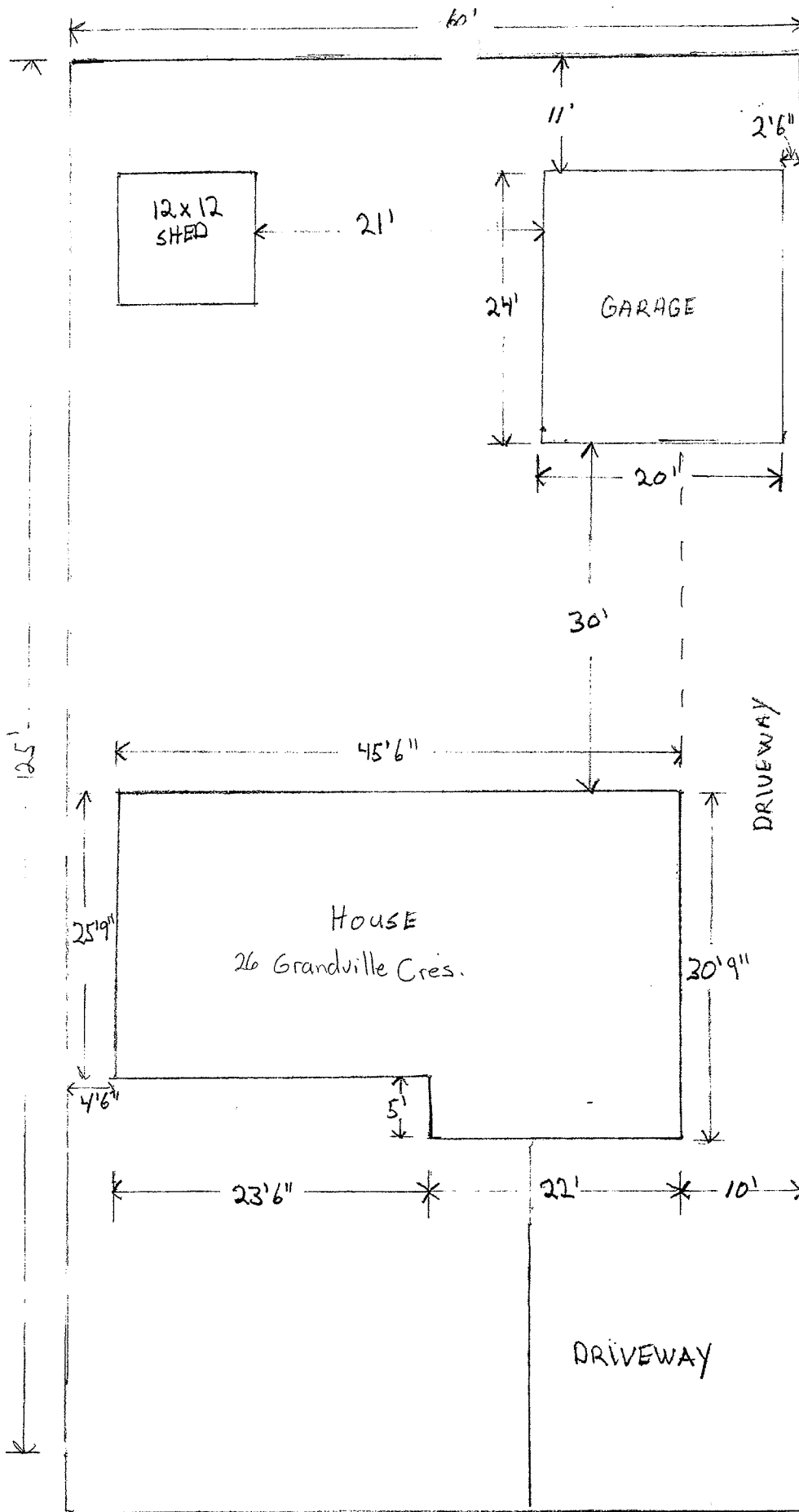
PUBLIC HEARING – 2007 06 25, Council Chambers, Civic Centre

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RECOMMENDED FOR APPROVAL

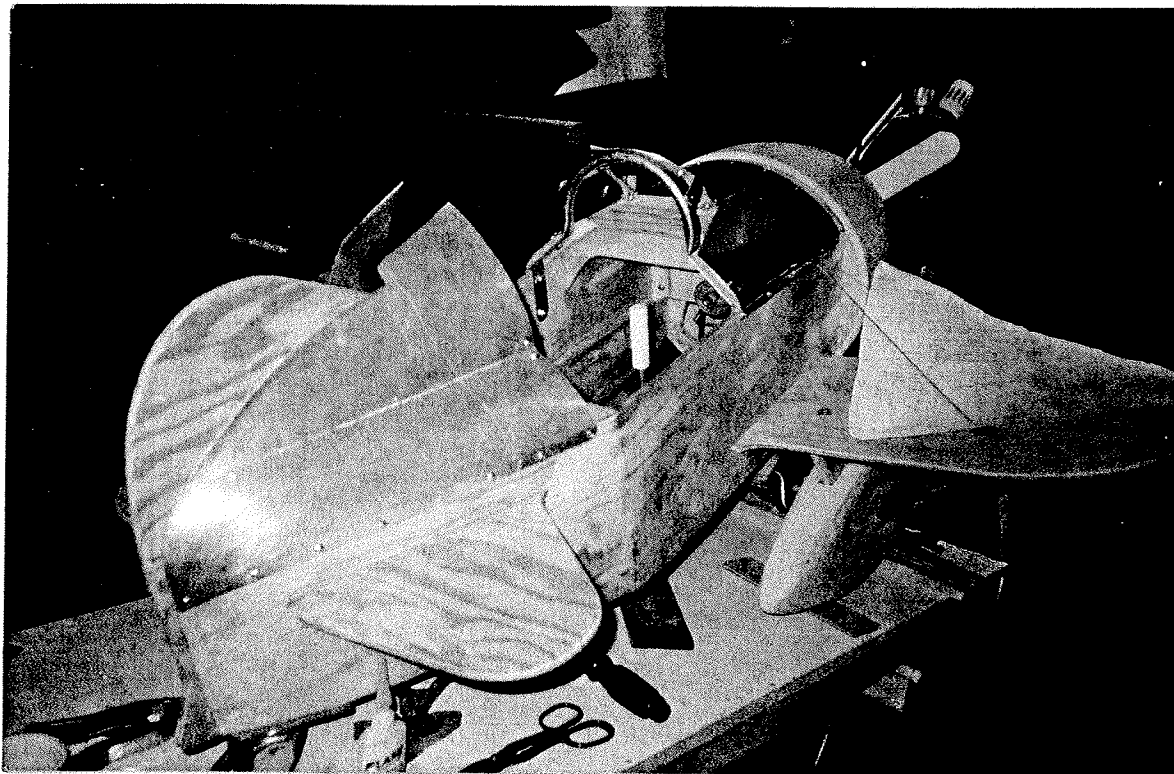
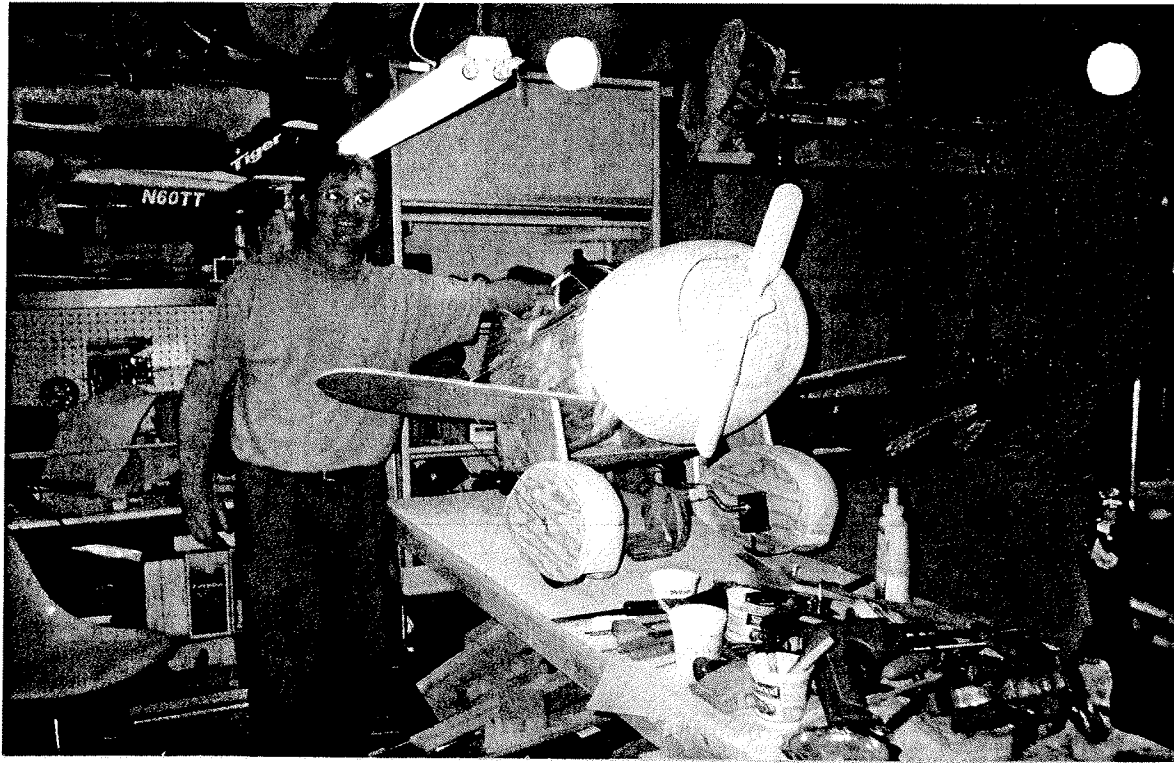
Joseph M. Fratesi
Chief Administrative Officer

6(b)(b)

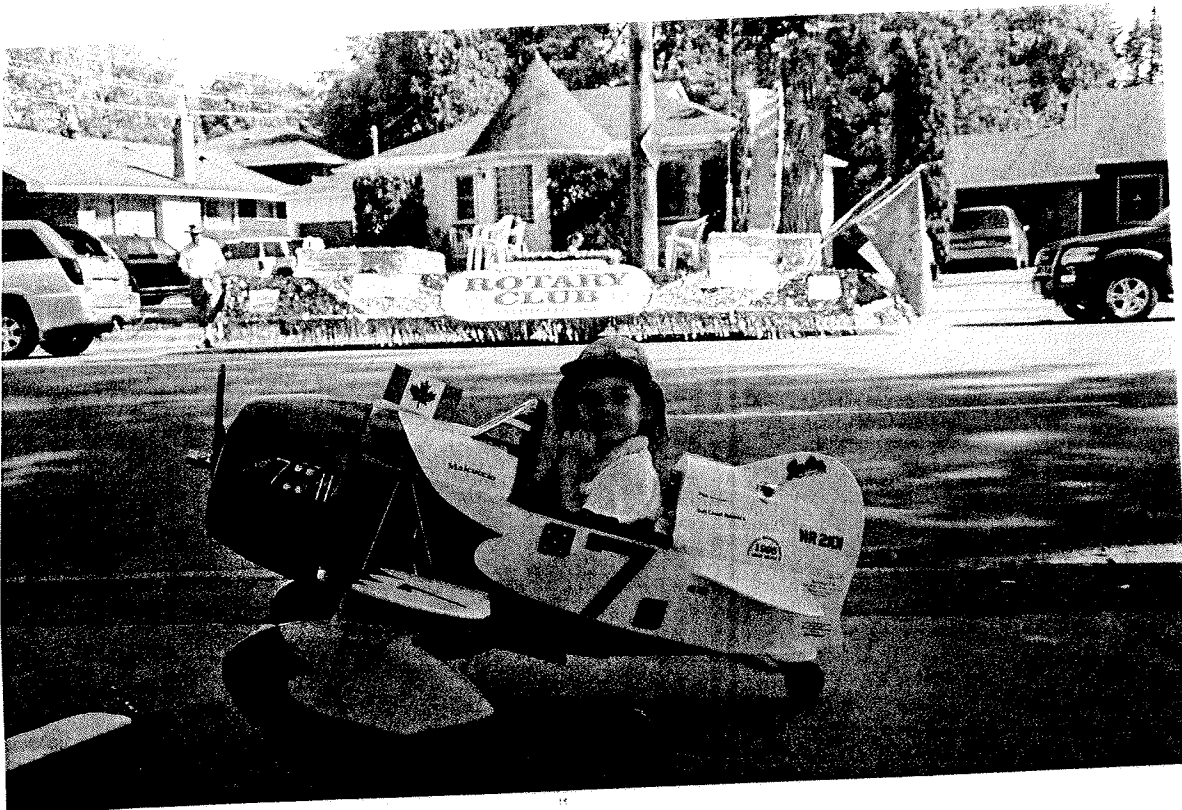
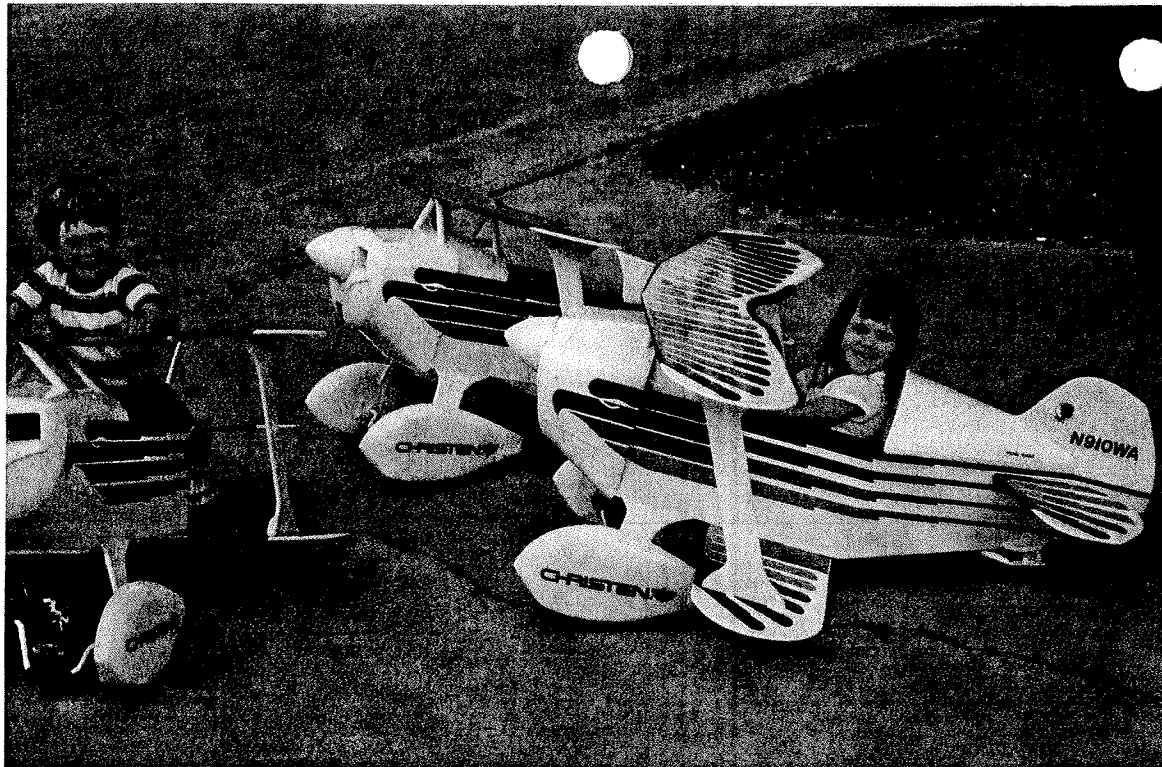


GRANDVILLE CRES.

6(6)(6)



6(6)(b)



6(6)(b)

Judy Biocchi

From: Patt Marquis [patt.marquis@shaw.ca]
Sent: June 20, 2007 8:30 AM
To: City Clerk
Subject: FW: APPLICATION NO. A-11-07-Z REZONING OPPOSAL
Importance: High
Follow Up Flag: Follow up
Flag Status: Flagged
Attachments: 26 Grandvill Rezoning 2007.doc

D. P. Irving:

Please find attached a letter opposing APPLICATION NO. A-11-07-Z.

The letter includes numerous questions that I hope you can address.

Thank-you,

Charles Marquis
86 Grandville Cressent
Sault Ste. Marie, ON
705-942-9854
patt.marquis@shaw.ca

6/20/2007

6(6)(b)

Charles Marquis
86 Grandville Cr.
Sault Ste. Marie, ON
P6B 5P9

D.P. Irving, City Clerk
P.O. Box 580,
Sault Ste. Marie, ON
P6A 5N1

June 20, 2007

Dear Mr. Irving:

RE: APPLICATION NO. A-11-07-Z: A request to amend Zoning By-law 2005-150 – filed by Michael Shepherd

I wish to oppose the rezoning of the 26 Grandville Crescent as this is a residential area and there are numerous industrial properties available in Sault Ste. Marie.

Mr. Shepherd moved into this residential area recently and proceeded to build a large 2 bay garage last summer. Perhaps he should have settled into a less populated area.

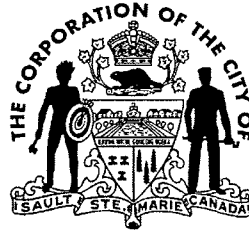
In order to consider support of this rezoning I require more information and assurances regarding the type of business operations that would be conducted on the property. Can you please provide the following information?

- What time of day would the operation be allowed to operate?
- Will parts and materials be stored outdoors in view of neighbours?
- Will there be a priming/painting process of any kind allowed, if so, what ventilation will be used? Is a Certificate of Approval required?
- Is the garage air conditioned or will doors and windows be opened for ventilation?
- Will there be hazardous waste products – if so, is a Certificate of Approval application filed?
- What is the estimated industrial waste? Is a dumpster required?
- Will electric or pneumatic tools be used – if so, will noise be an issue - is a Certificate of Approval application filed?
- Is the garage soundproofed?
- Will this zoning amendment allow ANY other industrial applications? Will this allow Mr. Shepherd the ability to start other business ventures?
- Does the zoning revert back to residential once Mr. Shepherd concludes this venture?
- What are the expected numbers of units being produced?
- What size of vehicles will be used for delivery/pick-up?
- What is the expected increase in traffic?

I thank you in advance for your assistance in this matter.

Sincerely,

Charles Marquis
Concerned Resident
Phone: (705) 942-9854
Email: patt.marquis@shaw.ca



2007 06 25

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO: Mayor John Rowsell
and Members of City Council

SUBJECT: Application No. A-12-07-Z – filed by 1690702 Ontario Inc.

SUBJECT PROPERTY: Location – Located on the south side of Trunk Road, approximately 40m (131') east of its intersection with Gibbs Street. Civic No. 759 & 775 Trunk Road.
Size – Approximately 96m (315') frontage x 90m (295') depth, 0.8 ha (2.13 acres).
Present Use – Motels.
Owners – 775 Trunk Road - You Tong Lee; 759 Trunk Road – Nicola & Lena Pitaro.

REQUEST: The applicant, 1690702 Ontario Inc. is requesting a Rezoning by way of a Special Exception to permit a pharmacy on the subject property, as an additional permitted use to the existing Highway Zone.

CONSULTATION: Engineering – See Attached Letter.
Building Division – 759 Trunk Road – We have had numerous complaints regarding the condition of the yard behind the motel unit; 775 Trunk Road – No comment.
Legal Department – No comment.
Fire Services – No objection.
PUC Services Inc. – No objection.

Conservation Authority – No comments or objections.

PREVIOUS APPLICATIONS: There are no previous applications.

Conformity with the Official Plan – The subject properties are both designated Commercial on Land Use Schedule "C" of the Official Plan. The proposed pharmacy conforms to the Commercial policies of the Official Plan.

Comments

The applicant is requesting a rezoning by way of a Special Exception to the Highway Zone (HZ), in order to permit a pharmacy. The two subject properties, 759 and 775 Trunk Road, are each occupied by a motel. Reviewing the subject property map attached to this report, the general character of the area is mixed, with commercial land uses abutting the property to the west and east, and residential uses to the south.

The proposed pharmacy will generate a considerable increase in traffic to the site. Protecting the residential land uses to the south will be paramount. The properties are both subject to Site Plan Control, giving Staff the opportunity to review and comment upon details of the development. At this stage, City staff will ensure that adequate buffering is in place between the proposed pharmacy and abutting residential areas. Vehicular access to or from Gibbs Street, and Robin Street will also be prohibited. Access to the subject properties will be restricted to Trunk Road.

Correspondence from Engineering attached to this report indicates that post development flows should not exceed pre-development flows using a 1 in 10 design storm. A detailed drainage plan will be required prior to the finalization of a Site Plan Control Agreement. Engineering also notes that there is currently no storm lateral to this property. The applicant is aware of this requirement and will contact the Engineering Department for a storm lateral estimate. The correspondence also recommends that the developer fill in or otherwise remove any existing wells or septic tanks to the satisfaction of the Medical Officer of Health. Old wells pose a threat to the City's aquifer, as they represent a direct path of travel for any contaminants or pollutants. Septic tanks also pose a contamination threat. If it is determined that there is an old septic tank and tile field on the subject property, its decommissioning or removal will form a condition of Site Plan Approval.

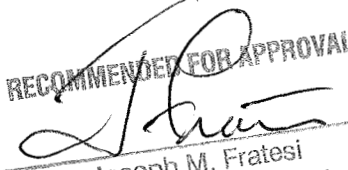
Building Division notes that they have received numerous complaints on the condition of the rear yard behind 759 Trunk Road. During the Site Plan Control

stage, City staff will ensure that proper rear yard buffers are provided and maintained to ensure that the abutting residential uses are protected from the impacts of the proposed pharmacy.

New commercial investment into this area is welcome. The proposed pharmacy is well suited to this commercial area. The Site Plan Control process will give staff the opportunity to comment upon the details of the development. More specifically, it will be ensured that the owners provide and maintain adequate buffering between the subject properties and abutting residential land uses.

Planning Director's Recommendation: That City Council approve the application to rezone 759 & 775 Trunk Road from Highway Zone (HZ), to Highway Zone with a Special Exception (HZ.S) to permit a pharmacy as an additional use, subject to the following condition:

1. Vehicular access to the subject properties is restricted to Trunk Road.

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

PT/pms

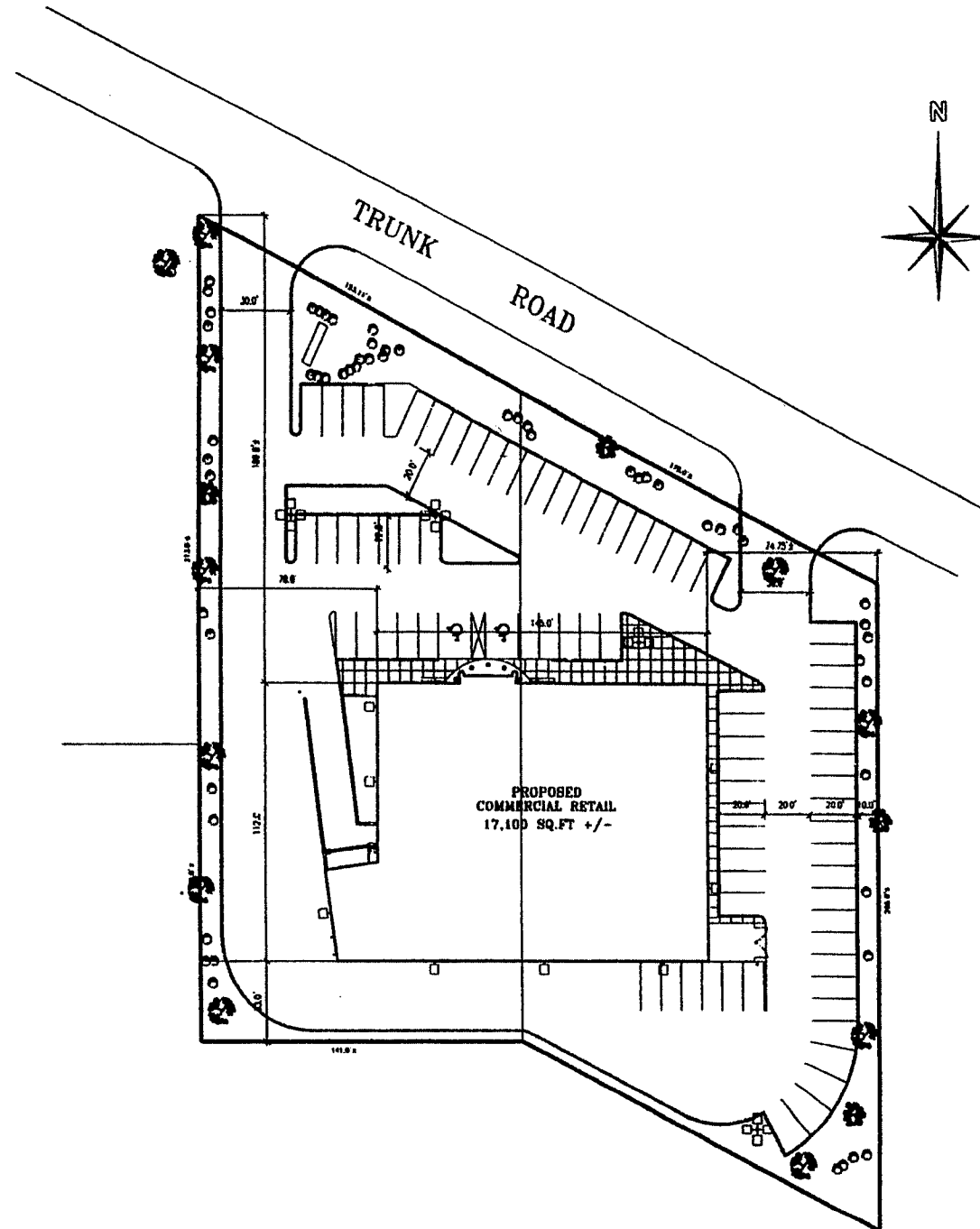
PUBLIC HEARING – 2007 06 25, Council Chambers, Civic Centre

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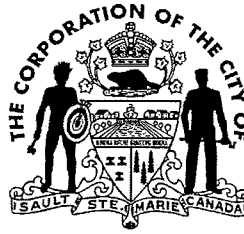
PARKING CALCULATIONS

1. PARKING SPACES AS PER CITY OF SALT LAKE UTAH ZONING BY-LAW
2. PARKING SPACES AS PER CITY OF SALT LAKE UTAH ZONING BY-LAW
3. PARKING SPACES AS PER CITY OF SALT LAKE UTAH ZONING BY-LAW

DESCRIPTION
NEW BUILDING



666)(e)



2007 06 11
Bldg. File: 30559, 27613

MEMO TO: Don McConnell, MCIP, RPP
Planning Director

FROM: Catherine Taddo, P. Eng.
Municipal Services Engineer

A-12-07-2

**SUBJECT: 759 & 775 TRUNK ROAD
REQUEST FOR AMENDMENT TO THE ZONING BY-LAW**

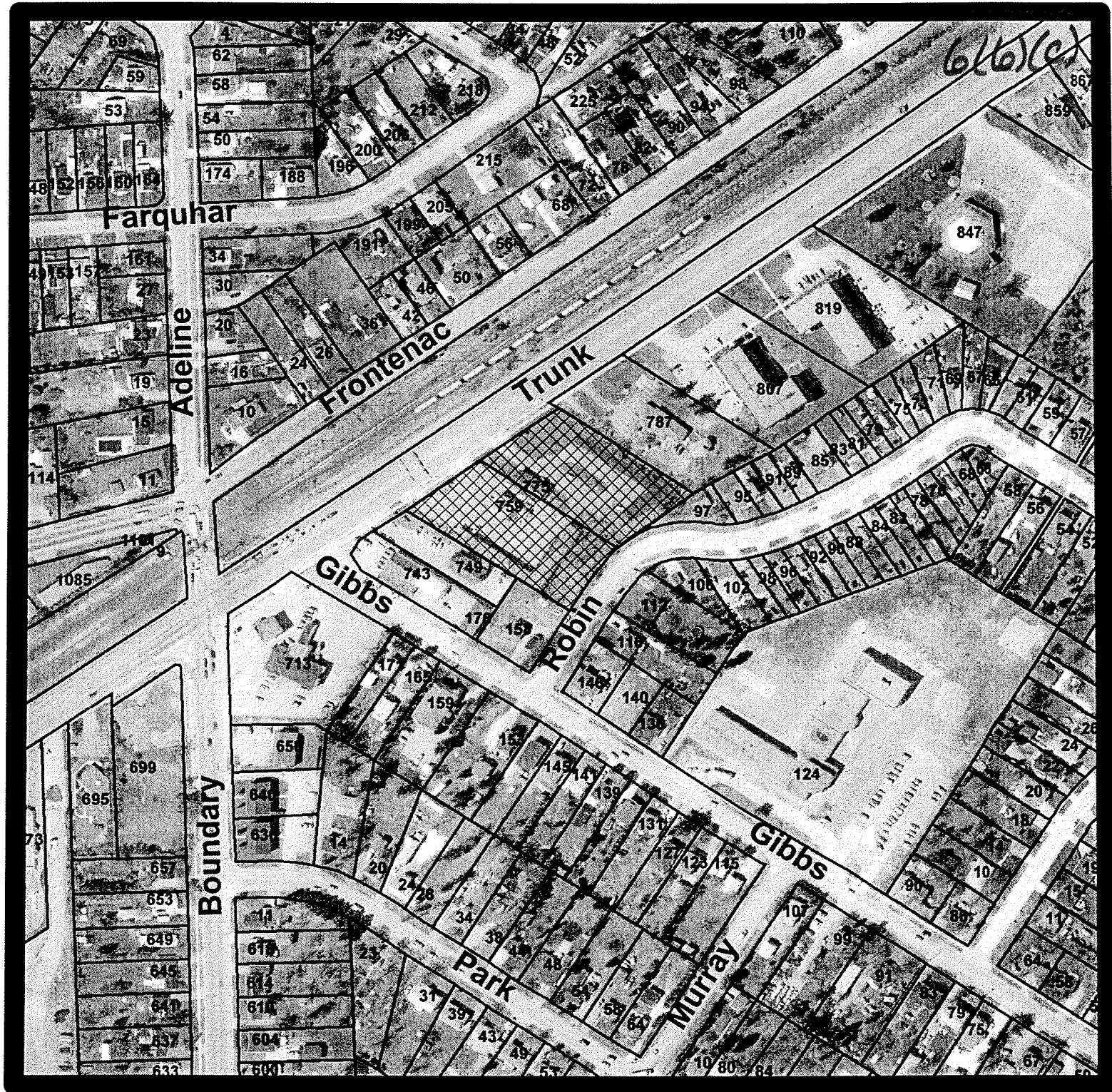
The Engineering Department has reviewed the above noted application and provides the following:

- Post development flows should not exceed pre-development flows using a 1 in 10 design storm.
- Plans indicate that there is currently no storm lateral to this property, and one will be required. The Engineering Department should be contacted for a storm lateral estimate.
- A servicing plan should be submitted to the Engineering Department showing the proposed drainage plan, as well as proposed connections to municipal services for both sanitary and storm.
- It is recommended that the Developer fill in or otherwise remove any existing wells or septic tanks to the satisfaction of the Medical Officer of Health.

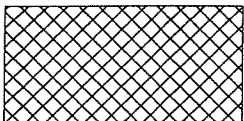
Sincerely,

Catherine Taddo, P. Eng.
Municipal Services Engineer

c: Jim Elliott, P. Eng.
Jerry Dolcetti, RPP



2004 ORTHO PHOTO APPLICATION A-12-07-Z



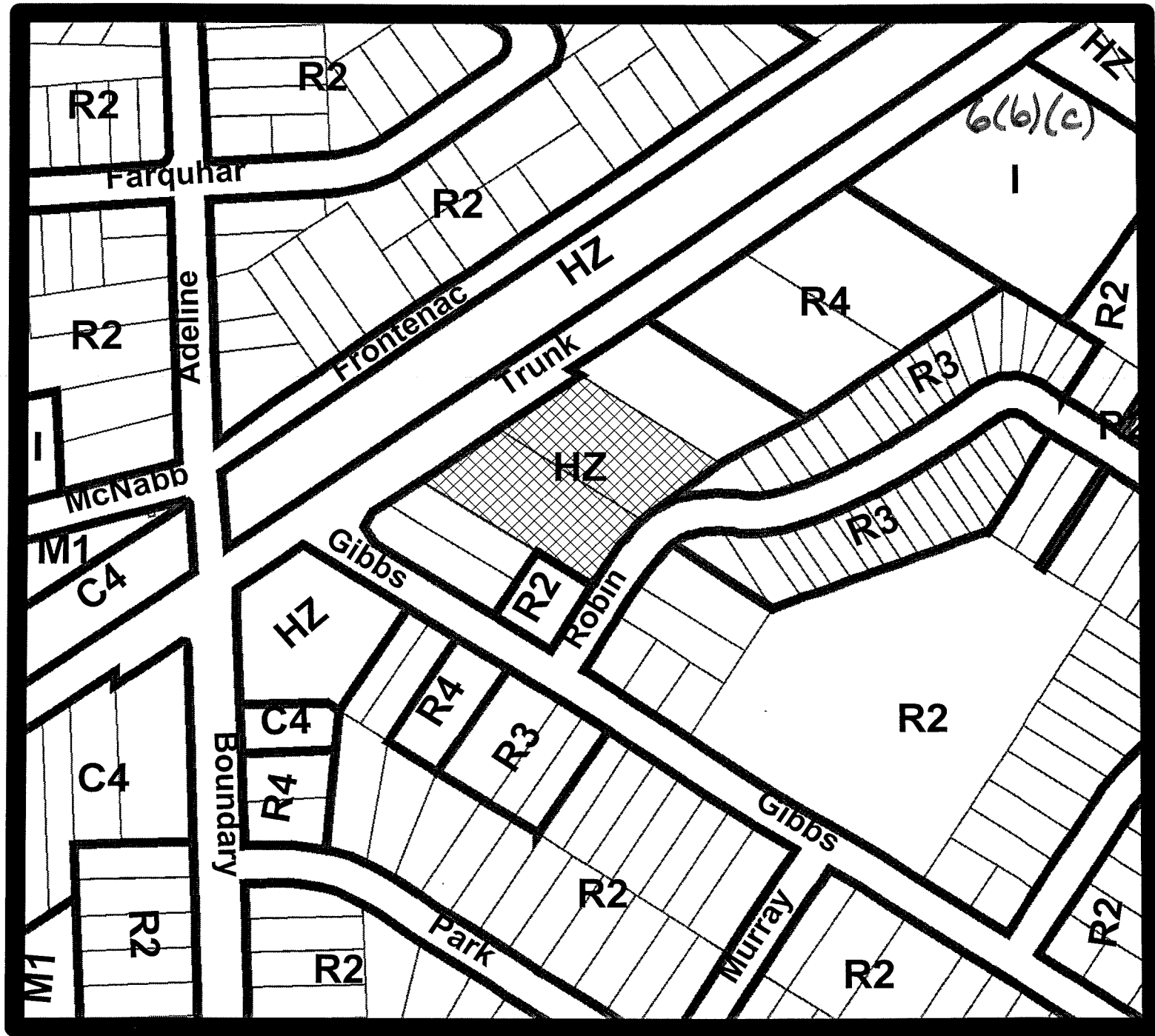
Subject Property 759 & 775 Trunk Road



Metric Scale
1 : 3000

MAP 1-39

May 25, 2007

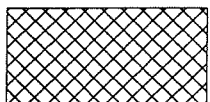


ZONING MAP

APPLICATION A-12-07-Z

May 25, 2007

Metric Scale
1 : 3000



Subject Property - 759 & 775 Trunk Road

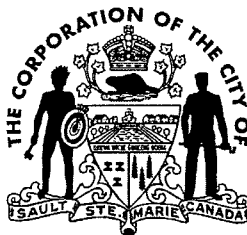


C4 - General Commercial Zone
HZ - Highway Zone
M1 - Light Industrial Zone
R2 - Single Detached Residential Zone



R3 - Low Density Residential Zone
R4 - Medium Density Residential Zone
I - Institutional Zone

MAP 1-39



2007 06 25

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO:

Mayor John Rowsell
and Members of City Council

SUBJECT:

Application A-13-07-Z.OP & 57T-07-503 – filed
by Wade Avery (Country Estates Subdivision –
Phase 3).

SUBJECT PROPERTY:

Location – Part of Block 59, Registered Plan M-420, located east of Palomino Drive, approximately 90m (295') south of Third Line West. Civic No. 150 Palomino Drive.

Size – Approximately 5.65 ha (13.95 acres).

Present Use – Vacant land.

Owner – Wade Avery.

REQUEST:

The applicant, Wade Avery is requesting an Official Plan amendment, a Zoning By-law amendment and Draft Plan of Subdivision Approval to facilitate the development of a 10 lot Rural Residential subdivision.

CONSULTATION:

Engineering and Construction Division – See attached letter.

Building Division – No comments.

Fire Services – No objection.

Legal Department – No comment.

Public Works & Transportation – See attached letter.

PUC – See attached letter.

Conservation Authority – See attached letters.

DFO – See attached letter.

MNR – See attached letter.

AAC – See attached letter.

Algoma Public Health – See attached letter.

Synopsis of Proposal

The proposed subdivision is for a 10 lot Rural Estate subdivision, which will be individually serviced with private wells and septic. This current proposal is an extension of the Country Estates Subdivision, which is located approximately 1 kilometre north from the intersection of Second Line West and Allen's Side Road.

In the original Country Estates Subdivision, which was approved in 1981, the subject property was identified as Block 59 on Registered Plan M-420. The proposed lots are consistent in size with the existing lots of the Country Estates Subdivision.

The proposal requires both an Official Plan and Zoning By-law Amendment.

PREVIOUS APPLICATIONS:

In 1989 there was an application (A-90-89-Z.OP) to develop this property and the abutting property to the north for a total of nine lots. These proposed lots were an extension to the original Country Estates Subdivision, which was approved in 1981. At the time, the City's Official Plan limited rural estate development to a maximum of 50 lots per subdivision. As these additional lots would have exceeded the number of lots allowed by the Official Plan, City Council denied the application.

In 1992, two lots with frontage on Third Line were severed from the original block which is the subject property of this current application. During the review of the Official Plan Amendment (A-1-92-OP) which facilitated the severance, concerns were expressed with the adequacy of well water and the suitability of the soils for development with septic systems. The Ministry of Municipal Affairs and Housing modified the Official Plan Amendment that accompanied this application to require "any further development on the subject property must proceed by amendment to this Plan and by plan of subdivision and should occur within the context of a comprehensive assessment for growth and servicing in this area".

Conformity with the Official Plan - The subject property is designated Rural Area on Schedule "C" of the City of Sault Ste. Marie Official Plan. Policy RA.4 currently restricts the further development of unserviced lots in the rural area. In addition, the Plan states that "no new estate residential plans of subdivision shall be permitted". As such an Official Plan Amendment is required.

It should be noted that although the proposal does not conform to the Rural Area policies of the Official Plan, Planning staff will be initiating a review of these policies to ensure that they reflect current land use trends.

The review is necessary in light of population and economic growth since the formulation of the Official Plan in 1996. In 1996, population growth did not warrant additional rural residential lots within the community. However, recent growth, as well as the release of the 2005 Provincial Policy Statement, requires that these policies be reviewed.

This current proposal was identified in the Rural Residential Development Update report that City Council approved on April 30, 2007. As such, this application will be reviewed as per our standard practice in advance of completing the review.

With respect to residential development, the City of Sault Ste. Marie Official Plan has a number of policies that relate to residential development. The following is an assessment of the proposed development in relation to the relevant policies of the Official Plan:

Part V – Physical Development – Natural Environment

3.5 Lacustrine Clay Soils

The subject property is within an area of lacustrine clay soil, as indicated on Schedule "A" of the Official Plan.

The proposal calls for private well and septic services, however, lacustrine clay soils lack the ability to support the operation of domestic sewage systems. The Official Plan states that the development of private sewage systems must abide by the Ministry of Environment Guidelines and must be approved by Algoma Public Health.

3.6 Fish Habitat

All lakes, streams and rivers and all of their tributaries, as shown on Schedule "A" of the Plan are identified as fish habitat. The proposed subdivision is adjacent to an existing watercourse (Bennet Creek). Policy FI.4 of the Official Plan states that "applications for developments in or adjacent to these areas may

be approved by City Council, if accompanied by an Environmental Impact Statement (EIS)". Given the proximity of the proposed subdivision to a watercourse, prior to final approval from City Council, the applicant should provide an EIS, to the satisfaction of the Department of Fisheries and Oceans, to determine any potential impact to fish habitat.

4.6 Fill Areas

Policy F.5 of the Official Plan states that the prime agency in the designation and review of fill areas is the Conservation Authority. Changes to the boundaries or permits to place fill require the approval of the Conservation Authority.

Ravine lands occur within the central portion of subject property, as well as the easterly portion, which contains the watercourse. These areas are within the Sault Ste. Marie Region Conservation Authority's regulated fill area, as indicated on Schedule "B" of the Official Plan. As such, prior to any development or filling of slope-lands, a permit will be required from the Conservation Authority for the lots affected by the fill regulations.

As a condition of City Council's approval, the developer should inform potential purchasers of the lots affected by the fill area and that a permit is required from the Conservation Authority prior to the placing of any fill or development. This can be included in the final subdivision agreement.

Part VI – Physical Development – Built Environment

2.1 Urban Design:

- D.3 The maintenance and/or reinforcement of all natural features such as river and creek valleys, ravines, wooded areas, parkland and heritage landscapes located within or next to development sites shall be encouraged.
- D.5 The "Urban Forest" concept of maintaining existing and establishing new forested areas shall be encouraged. Tree planting shall be required for new development. (Section 3.3 Forested Areas (Woodlands); Policy FO.3 also encourages the concept of the "Urban Forest").

The proposal does not contain lands dedicated for park space as these were provided in the original plan of subdivision for Country Estates. The proposal does call for the maintenance of natural open space area that will accommodate storm water retention for the subdivision.

With respect to tree planting, historically, the City's policy for new residential subdivisions has been one tree per lot. For previously approved subdivisions, staff recommended that prior to the finalization of the subdivision agreement, a per-lot fee, the amount to be determined by the City's Parks Division based on frontage, should be collected from the developer for tree plantings. The fee would be used by the City to provide a tree(s) of the owner's choice for each lot after the houses have been developed. This should form a condition of approval.

2.3.5 Parks and Recreation

P.4 Residential developments shall be required to provide 5% of the land for park purposes or cash in lieu of 5% where the City deems it appropriate.

As indicated earlier, the originally approved Country Estates Subdivision provided blocks of land for the satisfaction of the parkland requirement at the time of the 1981 approval. Given the number of lots currently being proposed, additional parkland is not required.

It should be noted that a resident of the current Country Estate Subdivision has indicated to Planning staff that there is no parkland in this subdivision. It has been City practice not to locate parks in rural areas or subdivisions, however, if a park is warranted for this area, it should be developed on one of the lots originally dedicated for park purposes.

2.4 Transportation

The policies of the Official Plan support the provision of sidewalks on at least one side of local streets in new residential developments. However, given the rural nature and low density of the proposed development, sidewalks will not be required.

Conformity with Zoning By-law 2005-150 - The subject property is currently zoned Rural Area (RA). To facilitate the proposed subdivision, a rezoning is required from RA to R1, Estate Residential. In reviewing the proposal, it was identified that a number of the lots do not meet the minimum lot requirements of the R1 zone. Prior to final approval the applicant should submit a revised plan showing proper lot sizes.

Comments

As part of the development review, the application was circulated to various City divisions as well as the relevant government agencies for comment. The following comments were received:

Sault Ste. Marie Region Conservation Authority

The Conservation Authority has indicated that the subject properties are within the CA's regulated area. As such a permit will be required prior to any site grading, excavation, filling, development or construction.

In addition, the Conservation Authority has indicated that given the proximity of the proposed subdivision to the Bennet Creek, which is a cold-water fish habitat, the proposed retention pond must be capable of retaining an average of 70% of the solids flowing to it and able to control the flows generated by a 10 year storm episode.

Prior to final approval, the applicant should provide a Storm Water Management Plan, to the satisfaction of the Commissioner of Engineering and the Conservation Authority, demonstrating the design and operation of storm water management.

Algoma Public Health

Staff from Algoma Public Health has indicated that the clay soils in this area are an issue for private septic systems and have recommended that the applicant submit the required studies, as outlined in Algoma Public Health's Development Guidelines and in accordance to the Ministry of Environment's Guidelines, to determine the suitability of the soils for private septic systems.

Public Works and Transportation

PWT do not have any objections to the proposed subdivision but they do advise that the cul-de sac at the end of the road coming off of Palomino Drive be built to City Standards.

PUC

The PUC has indicated that the Owner must enter into an electrical subdivision agreement with the PUC in order to provide underground electric services. The PUC also advises that water services are not available in this area.

Engineering and Construction Division

Engineering Division has commented that the road and cul-de-sac proposed be designed to City standards. As well, Engineering has advised that soil tests are required for the road allowance. Engineering has also advised on the need for a hydro-geological study to address both water quantity and quality.

A lot grading plan, a sediment control plan, and a storm water management plan, to the satisfaction of the Commissioner of Engineering and Planning and the Conservation Authority, must also be submitted.

Engineering has also advised that there have been historical issues relating to the road construction of the original Country Estates Subdivision, and recommends that past construction and design issues be reviewed to ensure that these same issues do not result for this phase of development.

Department of Fisheries and Oceans

DFO has commented that prior to discharging storm water from this subdivision into the Bennet Creek, the water will require treatment such that it will not be detrimental to the creek as a cold water system. In addition, DFO has commented that the introduction of excessive sediments, which is considered a deleterious substance to many fish species, as well as the harmful alteration, disruption or destruction of fish habitat is prohibited under the federal *Fisheries Act*.

Accessibility Advisory Committee

The AAC did not have any objections from an accessibility perspective.

Other Comments

In reviewing this application, Planning staff has had discussions with a number of neighbours in the immediate area of the proposed subdivision. In these discussions, concerns were raised by these neighbours on the potential impact of this proposed subdivision on existing wells.

Although it is not within the mandate of the Ministry of Environment to review subdivision applications, City staff did contact Ministry staff to determine if there have been historical issues with the well water in this area. Based on our discussions with MOE staff, it was determined that the area has had a history of water quality issues with regard to high levels of iron and low PH (i.e. water acidity). In addition, given the amount of development that has occurred in the area, water quantity has become an issue as well. As such, prior to approval, the applicant should submit to the City a hydro-geological study, completed by a qualified professional, which demonstrates the potential impact of this development on existing wells in terms of quantity and quality.

Given the complex nature of a hydro-geological study, City staff recommends that an outside consulting firm with the appropriate expertise review this study. With respect to impact on groundwater, the PUC has used R.J. Burnside in the

past to conduct peer-reviews. R.J. Burnside has been used extensively by the City and conducted the comprehensive groundwater study completed in 2003.

Planning staff recommends that the hydro-geological study to be submitted by the applicant be peer-reviewed by R.J. Burnside, the cost of which to be shared equally among the applicant and the City.

Provincial Policy Statement (2005)

In accordance with Section 3 of the Planning Act, a decision of the council of a municipality, in respect of the exercise of any authority that affects a planning matter, "shall be consistent with" the Provincial Policy Statement (2005). The Provincial Policy Statement (PPS), which provides the policy foundation for regulating the development and use of land, have a number of policy recommendations related to new subdivision development.

As part of the review for this current subdivision proposal, Planning staff reviewed the PPS to assess the current proposal in relation to Provincial policy.

Policy 1.1.4.1(a) of the PPS states "In rural areas located in municipalities... permitted uses and activities shall relate to the management or use of resources, resource-based recreational activities, limited residential development and other rural land uses". The current proposal is for 10 rural lots, and as such, is consistent with the PPS of "limited residential development".

The PPS also states in policy 1.6.4.4 that individual on-site sewage services and individual on-site water services may be used to service more than five lots or private residences in rural areas provided these services are solely for those uses permitted by policy 1.1.4.1(a) and site conditions are suitable for the long-term provision of such services. To be consistent with this policy, the applicant needs to demonstrate the suitability of the soils for private sewage systems, and the impact and viability of private wells through the studies recommended earlier in this report.

SUMMARY

The proposed subdivision is a 10 lot rural estate development, which is an extension of the existing Country Estates Subdivision. Located in the City's north-west end, the proposed lots are consistent in size and character with the existing Country Estates subdivision lots.

As there are outstanding issues with regard to impact to fish habitat, storm water management, soils suitability and well water impact, Planning staff is recommending that the approval of the proposed subdivision and the required

Official Plan and Zoning Amendments be made in principle, subject to the submission of the required studies and plans.

Upon completion of these materials to the satisfaction of City and government staff, City Council will be updated and asked to formally approve the Plan of Subdivision, Official Plan Amendment No. 125 and Zoning By-law Amendment, with the required conditions.

Planning Director's Recommendation - That City Council approve Official Plan Amendment No. 125, the rezoning of the subject property from RA, Rural Area to R1, Estate Residential, and Draft Plan of Subdivision, in principle, subject to the following:

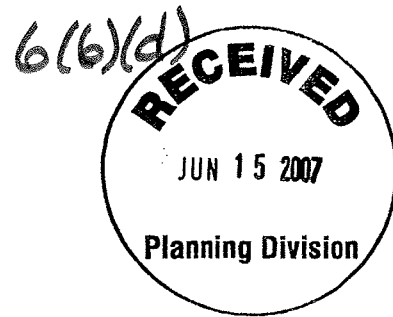
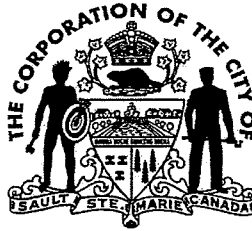
1. That the applicant complete an Environmental Impact Statement, to the satisfaction of the Department of Fisheries and Oceans, to determine any potential impact to fish habitat.
2. That the applicant submit a storm water management plan, to the satisfaction of the Commissioner of Engineering and the Sault Ste. Marie Region Conservation Authority, showing detailed design of the storm water retention area.
3. That the applicant provide a study demonstrating the suitability of the soils to support private sewage systems for the proposed lots.
4. That the applicant undertake a hydro-geological study demonstrating impact of the proposed development on existing wells in terms of quantity and quality, and that the cost of the peer review be shared equally between the applicant and the City.

ST/pms

PUBLIC HEARING – 2007 06 25, Council Chambers, Civic Centre

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



2007 06 15

Our File: 1. 466 a

MEMO TO: Don McConnell, MCIP, RPP
Planning Director

FROM: Catherine Taddo, P. Eng.
Municipal Services Engineer

**SUBJECT: A-13-07-Z.OP & 57T-07-503
REQUEST FOR AN AMENDMENT TO THE ZONING BY-LAW,
OFFICIAL PLAN AND DRAFT SUBDIVISION APPROVAL**

The Engineering Department has reviewed the above noted application and provides the following:

- A turnaround constructed to City standards is required. The current turnaround shown on the Draft Plan received on May 22, 2007, does not meet City standards.
- The road cross-section as shown, does not meet current standards. The paved width is required to be 8.5 m, with a minimum of 0.4 m shoulders.
- Soil tests are required in the road allowances, including a report on the road base design, considering the use of geotextile fabric and weeping tile and which determines the depth of the road base. A brief outlining the pavement design is also required.
- The Owner shall submit soil tests by an independent testing laboratory on the stability of the soil and its ability to sustain superimposed loads from building and filling operations and to furnish at no cost to the City certified copies of the results thereof for examination by the Commissioner of Engineering & Planning or his designate.
- Plans and specifications showing final presale grades should be reviewed and approved by the Commissioner of Engineering and Planning or his designate. Lot grading plans should show existing contours, and proposed grades for each lot. As constructed drawings should be modified to show only final grades.
- The Owner shall submit a hydrogeological study for the proposed 10 lot subdivision, which addresses both quantity and quality issues.

- A sediment control plan and storm water management plan must be submitted to the satisfaction of the Commissioner of Engineering and Planning or his designate, and the Sault Ste. Marie Conservation Authority. Adequate facilities for the drainage of surface water from the rear portion of every lot shall be incorporated.
- Road access is required to all Stormwater Management Facilities for maintenance, to the satisfaction of Public Works and Transportation.
- Conveyance of all maintenance easements to the City is required, to the satisfaction of the Commissioner of Engineering and Planning or his designate, and Engineering and Public Works and Transportation.

There were construction issues noted during the original Country Estates Subdivision for the development of 57 lots, west of the existing proposal. They included cracking of the asphalt which ultimately was the result of improper drainage of the sub-base, due to several contributing factors. It is recommended that these past construction and design issues be reviewed by the engineering consultant for the next phase to ensure that similar issues do not result for this phase of development. We draw attention to the clause in all of our subdivision agreements which requires full time supervision of all installations of all public services required to be installed by the Owner.

If you have any questions with regards to the above, please do not hesitate to contact the undersigned.

Sincerely,



Catherine Taddo, P. Eng.
Municipal Services Engineer

c: Mr. Jim Elliott, P. Eng., PWT
Mr. Steve Turco, BURPL, Planning Department
Mr. Jerry Dolcetti, RPP

6(6)(d)

Steve Turco

From: Jim Elliott
Sent: June 15, 2007 2:58 PM
To: Steve Turco
Subject: RE: Country Estates Subdivision Extension

Steve
The Public Works and Transportation Department does not have any objections with regard this subdivision extension. We do however request that the cul-de-sac meet City's specifications.
Jim

From: Steve Turco
Sent: June 15, 2007 11:07 AM
To: Jim Elliott
Cc: Don McConnell; Pat McAuley
Subject: Country Estates Subdivision Extension

<< File: Country Estates Extensio_20070615100209.pdf >>
Hi Jim, attached is the application that I was referring to on my voicemail message to you. If we can have comments as soon as possible, it will be greatly appreciated.

Thanks.

Stephen D. Turco

PLANNER
THE CORPORATION OF THE CITY OF SAULT STE. MARIE
CIVIC CENTRE
99 FOSTER DRIVE
SAULT STE. MARIE, ON
P6A 5X1
TEL: (705) 759-5279
FAX: (705) 541-7165
EMAIL: S.TURCO@CITYSSM.ON.CA

6(6)(d)



765 Queen Street East, P.O. Box 9000
Sault Ste. Marie, Ontario P6A 6P2

June 5, 2007

Donald B. McConnell, MCIP, RPP
Planning Director
The Corporation of The
City of Sault Ste. Marie
P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

FAXED: (705) 541-7165

Dear Sir:

Re: Application No. A-13-07-Z.OP & 57T-07-503 – 150 Palomino Drive

We wish to advise that the Owner must enter a electrical subdivision agreement with PUC Services Inc. in order to provide underground electric services. We also note that the application (#14) does not indicate source of water services but wish to advise PUC water services are unavailable in this area.

The Subdivision Developer will be required to make application for connection to the PUC electric distribution system after which PUC will provide an "offer to connect" with associated economic analysis pursuant to the Distribution System Code, latest version, as established by the Ontario Energy Board.

The "Offer to Connect" will identify all required costs to be paid by the Developer for the new electrical distribution and streetlighting systems.

Yours truly,

PUC SERVICES INC.

Kevin Bell, P. Eng.
Distribution Engineer

CS*jf



"Man and Nature"

Sault Ste. Marie Region Conservation Authority

6(6)(d)

June 5, 2007

Conservation Authority Comments:

Application # **A-13-07-Z.OP & 57T-07-503**
 (Country Estate Subdivision – Phase 3)
 150 Palomino Drive
 Sault Ste. Marie

- ☒ The subject properties are located in an area under the jurisdiction of the Conservation Authority with regard to the Development, Interference with Wetlands and Alterations to Shoreline and Watercourses O.Reg.176/06.
- ☐ This property is subject to the Shoreline Management Plan.
- ☐ This property is subject to Source Water Protection
- ☒ A permit is required prior to ANY site grading, excavating, filling, development or construction.
- ☐ We have no comments or objections to this application
- ☐ Other:

The subject property is located in an area under the jurisdiction of the Conservation Authority with regard to the Development, Interference with Wetlands and Alterations to Shoreline and Watercourses O.Reg.176/06.

Sincerely,

Marlene McKinnon
GIS Specialist

File: A-13_07-Z_OPand57T_07_503_5Jun07



"Man and Nature"

Sault Ste. Marie Region

Conservation Authority

6(6)(d)

Mr. Don McConnell, MCIP, RPP
Planning Director
The Corporation of the City of Sault Ste. Marie
Civic Centre, P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

Dear Mr. McConnell

Subject: Application A-13-07-Z.OP & 57T-07-503
Request for Amendment to the Zoning By-Law, Official Plan and
Draft Plan of Subdivision Approval

The Sault Ste. Marie Region Conservation Authority has undertaken a cursory review of the above noted draft Plan of Subdivision and has the following comments to make at this time:

1. A general site visit was undertaken on February 2, 2007 in the presence of Mr. Avery, your Mr. Turco when the following observations were made:
 - a. The site was considered suitable for development provided requirements of Regulation 176/06 in regard to stable slope and stream allowances from the tributary of the Bennet Creek were adhered to and that storm water collection and treatment were addressed in the design.
 - b. A depression (regulated area due to intermittent waterway) in the southern section of the property was discussed as being suitable for incorporation into the storm water design instead of discharging storm water directly into the flowing tributary of the Bennet Creek on the east. The discharge from the subject area would flow through a defined flow path and eventually empty into the tributary by a more round about manner.
2. A review of the subdivision application indicates that 10 single family detached lots will be created serviced by individual water supplies and sewage systems. Storm drainage will be collected by open ditches which will empty to a storm retention pond east of the aforementioned area and flow to the tributary of the Bennet Creek- a cold water fish habitat.
3. Due to the proximity of the tributary and its significance as fish habitat the retention pond which is collecting storm water from the entire subdivision through open ditches must be designed to be capable of retaining an average of 70% of the solids flowing to it along with controlling the flows generated by a 10 year storm episode. The application does not have any supporting information to indicate concurrence with these limits and must

be supplied to the SSMRCA at the time of application for a Permit under Regulation 176/06 for development of Lots 4 to 10 inclusive.

6(6)(d)

4. We also would like to note that the SSMRCA will require adherence to the stable slope allowances denoted in the regulation along the ravine edge. This would mean that no buildings could be located within the stable slope allowance unless specifically permitted by the SSMRCA Board after review of conditions and stability of the embankment.

We would be pleased to discuss the above matters more in depth with you or the developer or his agent.

We apologise for the tardy response on this application and would like to advise that this was due to confusion raised by including a rezoning and official plan amendment review along with the plan of subdivision.

Yours truly

Frank Tesolin
Technical Adviser

Sault Ste. Marie Region Conservation Authority
1100 Fifth Line East
Sault Ste. Marie ON P6A 5K7
ftesolin@ssmrca.ca



Fisheries and Oceans
Canada

Pêches et Océans
Canada

6(6)(d)

Great Lakes Forestry Centre
1219 Queen St. East
Sault Ste. Marie, Ontario
P6A 2E5

Centre de foresterie des Grands Lacs
1219, rue Queen est
Sault Ste. Marie (Ontario)
P6A 2E5

June 15, 2007

Your file

Votre référence

Our file

Notre référence

SS-07-1611

Stephen Turco
Planning Department
The Corporation of the City of Sault Ste. Marie
Civic Centre
99 Foster Drive
Sault Ste. Marie, ON
P6A 5X1

Dear Stephen:

Subject: Proposed Country Estate Subdivision

Thank you for providing me with a copy of the Official Plan Amendment Application Form for the proposed Country Estate subdivision. The application along with the request for comments was received on June 15, 2007. I have reviewed the application form and my comments are limited to the potential impacts on fish and fish habitat.

The preliminary plan proposes to allow runoff from the developed area and the properties into an existing ravine which flows into a tributary to Bennett Creek. The runoff from the properties and the subdivision road would be directed to a ditch, small holding pond then directed to the tributary. It is well known that runoff from urban development has a serious detrimental impact to the water quality and temperature of cold water systems if not properly treated before being allowed to discharge into the water body. Additionally, detention ponds can drastically increase the temperature of water. Prior to discharging stormwater from this subdivision into the tributary, the water will require treatment such that it will not be detrimental to the creek as a cold water system.

With the discharge of stormwater from developed lands there is the potential for erosion and introduction of excessive sediments to receiving streams. Excessive sediments are considered a deleterious substance to many fish species. The introduction of a deleterious substance into Canadian fisheries waters is prohibited under section 36 of the federal *Fisheries Act*. In addition excessive sediments once in Canadian fisheries waters has the potential to cover and make useless existing fish habitat. The harmful alteration, disruption or destruction (HADD) of fish habitat is prohibited under subsection 35(1) of the *Fisheries Act* unless authorized by Fisheries and Oceans Canada under subsection 35(2). Subsection 35(1) states:

Canada

.../2

- 2 -

6(6)(d)

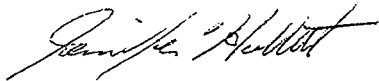
No person shall carry on any work or undertaking that results in the harmful alteration, disruption or destruction of fish habitat.

Due to the increased steepness of ravine banks, the potential for large sediment loads from erosion due to runoff from developed lands is high. In designing the stormwater management plan, protection of the ravine banks integrity will need to be an integral part.

I appreciate that the subdivision layout and stormwater management plan are still in the design stage and that a final plan is still to come. Once detailed plans are completed please forward them on to me. I will continue my review of this proposal under subsection 35(1) of the federal *Fisheries Act* once they have been received.

Should you have any questions or comments, please contact me directly at (705) 941-2012 or by fax at (705) 941-2013.

Yours sincerely,



Jennifer Hallett
Fish Habitat Biologist

c.c.: Don McConnell, City of Sault Ste. Marie
Frank Tesolin, SSMR Conservation Authority

Steve Turco

6(b)(d)

From: Nixon, Erin (MNR) [erin.nixon@ontario.ca]
Sent: June 14, 2007 3:16 PM
To: Steve Turco
Cc: Walsh, Sheila (MNR)
Subject: RE: 150 Palomino Drive - Country Estates Subdivision

Hi Steve,

I've had a values check run on the application, and haven't come up with anything that would be in addition to the Official Plan values mapping that would have been provided to the City during the OP review process. There appears to be a waterway in the vicinity of the project, but my mapping is not at the resolution to confirm that it is actually located within or immediately adjacent to the proposed subdivision.

Generally, the Province recommends that all permanent and intermittent streams, watercourses, lakes, wetlands and ponds (other than man-made off-stream ponds) be deemed to be fish habitat for planning purposes unless it can be demonstrated to the satisfaction of the approval authority that the feature does not constitute fish habitat as defined by DFO. Again, for planning purposes, adjacent lands would be those lands measured back from the seasonal high water mark for a distance of 30 m.

Please let me know if you need any other information. After next week, Sheila Walsh will be acting District Planner in my absence for the next 9 months, and can be contacted at Sheila.Walsh@Ontario.ca.

Regards,

Erin.

Erin Nixon
District Planner
Ministry of Natural Resources
Sault Ste. Marie District
64 Church St.
Sault Ste. Marie, ON P6A 3V8

Tel: (705) 949-1231 ext. 247
Fax: (705) 949-6450

From: Steve Turco [mailto:s.turco@cityssm.on.ca]
Sent: Tuesday, June 12, 2007 4:41 PM
To: Nixon, Erin (MNR)
Subject: 150 Palomino Drive - Country Estates Subdivision

<<Avery Subdivison.pdf>>

Hi Erin,

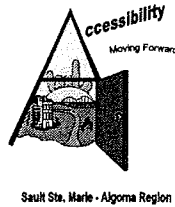
Attached is an application for an Official Plan Amendment/Rezoning/Plan of Subdivision for an extension to the Country Estates Subdivision. The proposal is for 10 Rural Residential Lots. If you could please review the application and provide any comments from an MNR perspective. If you could provide the comments by Friday June 15 that would be greatly appreciated. If you have any questions, please feel free to call.

Thanks.

Stephen D. Turco

PLANNER
THE CORPORATION OF THE CITY OF SAULT STE. MARIE
CIVIC CENTRE
99 FOSTER DRIVE

14/06/2007



6(6)(d)

June 15, 2007

Don McConnell
Planning Director
City Planning & Engineering Division

SUBJECT: REZONING APPLICATION REVIEW – A-13-07-Z & 57T-07-503

Country Estate Subdivision

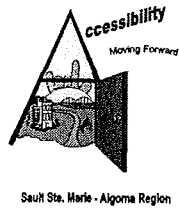
Dear Mr. McConnell

The Accessibility Advisory Committee makes the following recommendations in respect of barriers to access for person with disabilities on the subject rezoning application.

Exterior

1. Parking: N/A
2. Walkways & Sidewalks: N/A
3. Curb Cuts: N/A
4. Ramping: N/A
5. Green space access: No References for future sidewalks, green space, curb cuts, and lighting. (Etc)
6. Transit Access: This is outside the urban service line. So we would like to know if in the future if the need arises would transit look at expanding to accommodate if necessary.
7. Lighting: N/A
8. Signage: N/A
9. Other: Will this also result eventually in the expansion of other city services. (Water, sewer)

Thank you for your attention to these recommendations.



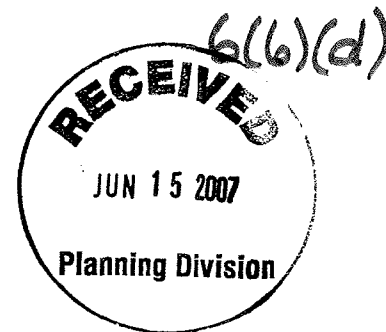
6(6)(d)

Sincerely,

Catherine Meincke
Chair, Site Plan Sub Committee



Algoma
PUBLIC HEALTH
Santé publique Algoma



AA Northan MD MHSc FRCP(C)
Medical Officer of Health
www.algomapublichealth.com

June 14, 2007

Blind River

Community
Services Centre
15 Hanes Avenue
P0R 1B0
Tel: 1 (705) 356-2551
TF: 1 (888) 211-4739
Fax: 1 (705) 356-2494

Elliot Lake

Algo Centre
151 Ontario Avenue
P5A 2T2
Tel: 1 (705) 848-2314
TF: 1 (888) 211-6749
Fax: 1 (705) 848-1911

Sault Ste. Marie

Civic Centre
99 Foster Drive
P6A 5X6
1st Floor
6th Floor
Tel: 1 (705) 759-5287
TF: 1 (866) 892-0172
Fax: 1 (705) 759-1534

126 Queen Street East
P6A 1Y5
Tel: 1 (705) 942-3103
Fax: 1 (705) 942-9915

186 East Street
P6A 3C6
Tel: 1 (705) 759-3935
Fax: 1 (705) 759-2105

63 East Street
Unit 1
P6A 3C4
Tel: 1 (705) 759-1844
Fax: 1 (705) 759-5953

Wawa

18 Ganley Street
P0S 1K0
Tel: 1 (705) 856-7208
TF: 1 (888) 211-8074
Fax: 1 (705) 856-1752

Mr. Donald B. McConnell, MCIP, RPP
Planning Director

RE: Application No.: A-13-07-Z.OP & 57T-07-503

Request for an amendment to the Zoning By-law, Official Plan and
Draft Subdivision Approval

Applicant: Wade Avery (Country Estate Subdivision – Phase 3)

Subject Property: 150 Palomino Drive

Algoma Public Health has no objection to the above noted rezoning
request.

Prior to draft plan approval the proponent will be required to prepare and
submit the reports outlined in Algoma Public Health's Development
Guidelines for Severance, Subdivision, Condominium and Consent
Proposals.

For healthier communities,

Wes Terry, CPHI(C)
Public Health Inspector

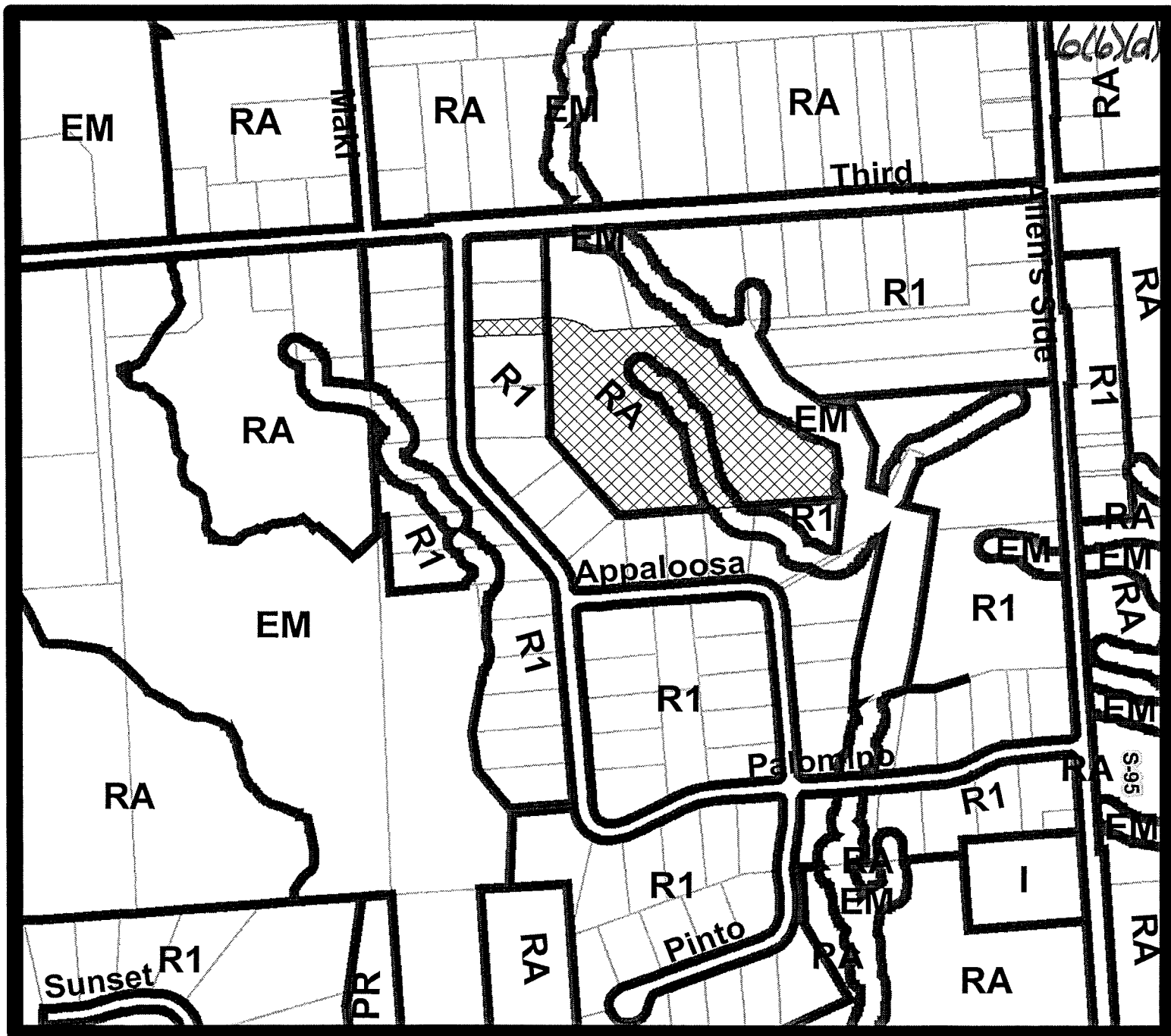
/ts



Metric Scale
1 : 7000



Map 1-103



EXISTING ZONING MAP

APPLICATION A-13-07-Z.OP

Country Estate Subdivision Phase 3

Metric Scale
1 : 7000

Map 1-103



SUBJECT PROPERTY



R1 - Estate Residential Zone



I - Institutional Zone



RA - Rural Area Zone; RAhp



EM - Environmental Management Zone



PR - Parks and Recreation Zone



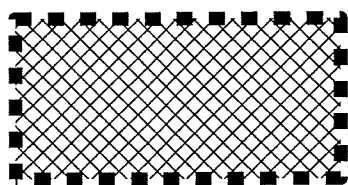
2004 ORTHO PHOTO

APPLICATION A-13-07-Z.OP

Country Estate Subdivision Phase 3



Metric Scale
1 : 7000



SUBJECT PROPERTY

Map 1-103

6(6)(d)

Should Council approve development of the subject property, we demand a guarantee that any negative impact on the flow and purity of water to our existing well, be rectified to the original state by the City and at the expense of the City of Sault Ste. Marie.

We are requesting notification of the outcome of this application and our demand regarding water conditions.

Sincerely,

Anna and Steve Tarasuk

Anna & Steve Tarasuk

c.c. Mr. F. Manzo

Mr. O. Grandinetti

A-13-07
June 25 Hearing

RECEIVED	
CITY CLERK	
JUN 20 2007	
NO.:	<i>50676</i>
DIST.:	<i>Council Planning</i>



CITY COUNCIL RESOLUTION

Date March 22, 19 93

Agenda Item

6.(1)(B)

Moved by Councillor M. Borowicz
Seconded by Councillor R. Niro

Resolved that the report of the Planning Division under date 1993 03 10 concerning Application No. A-14-93-Z - Wade Avery be accepted and the recommendation that Council approve the application subject to the 3 conditions contained in the report, be endorsed.

Distribution List

☒ CAO

☒ Solicitor

☒ Comm. Finance/Treasurer

☒ Comm. Eng. & Planning

Comm. Personnel

Comm. Community Services

Comm. P W T

Comm. Social Services

Comm. Admin Services

Fire Chief

Police Chief

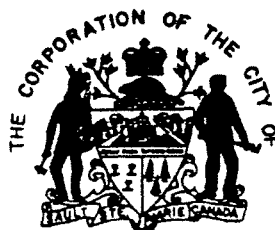
Mayor

Carried

John P. Soler
Signature

6/6/93

6(6)(d)



1993 03 10

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT
PLANNING DIVISION

TO: Mayor Joseph M. Fratesi
and Members of City Council

SUBJECT: Application No. A-14-93-Z - A request to
amend Zoning By-law 4500 - Wade Avery

At its meeting of February 8th, 1993, City Council passed a resolution authorizing staff to proceed with the rezoning notification for this property. The applicant originally applied for an Official Plan amendment (A-1-92-OP) to increase the maximum number of lots set in the Official Plan at the time of approval of the Country Estates Subdivision.

Attached are copies of the two previous reports to Council. As a result of Council's decision to approve the application for the Official Plan amendment in principle, a soils analysis was completed by the applicant. Based on the soils report, Ministry of the Environment requires that a minimum lot size of 1 hectare (2.47 acres) be set out in the Zoning By-law. In order to do this, it is necessary for Council to rezone the subject property by way of a Special Exception to the existing "R.A." (Rural Area) zone increasing the minimum lot size from 0.4 hectares (1 acre) to 1 hectare (2.47 acres).

An abutting property owner has expressed concern with drainage from this site. This can be reviewed through site plan control. The Algoma Health Unit is also asking that the property be designated an area of site plan control.

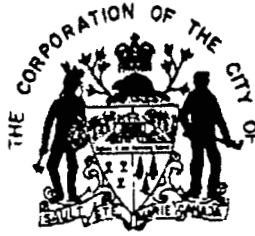
Planning Director's Recommendation: Approval of this application will require that Council rezone the subject property by way of a Special Exception to the "R.A." (Rural Area) zone conditional upon the following:

1. Setting the minimum lot area at 1 hectare (2.47 acres).
2. Approval of Official Plan Amendment No. 182.
3. Designation of the subject property as an area of site plan control.

PUBLIC MEETING - 1993 03 22, Council Chambers, Civic Centre

WJW/nac

6(b)(d)



1993 01 27

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT
PLANNING DIVISION

TO: Mayor Joseph M. Fratesi
and Members of City Council

SUBJECT: Application No. A-1-92-OP - A request to
amend the Official Plan - Wade Avery

At its meeting of January 13th, 1992, City Council passed the following Resolution:

"Be It Resolved that Application No. A-1-92-OP - Wade Avery be approved in principle with appropriate conditions to be developed that include 150' frontage, development control, drainage, etc. Carried."

The applicant has prepared a report and has satisfied the technical concerns with respect to the lot configuration meeting the requirements of the Ministry of the Environment. In order to accomplish this it was necessary to alter the proposal allowing only one lot to be created.

The Ministry of the Environment and the Algoma Health Unit in their correspondence expressed concern with further severances of the lands through the consent process (Committee of Adjustment). That concern is based on the lack of review required to process a consent application and that multiple consents over time are used to bypass the application of the Ministry's policies concerning rural development. Therefore, the Ministry of the Environment has asked that approval of this application be conditional upon the lands being zoned to require a minimum lot size of 1 hectare (2.47 acres). With this rezoning any additional consent could not be granted.

The Algoma Health Unit has requested that the property be designated an area of site plan control.

6(6)(d)

Planning Director's Recommendation - Approval of this application will require that Council recommend that the Ministry of Municipal Affairs approve Official Plan Amendment No. 182 and:

1. That the lands be designated an area of Site Plan Control pursuant to Section 40 of the Planning Act.
2. That the property be rezoned by way of a Special Exception increasing the minimum lot area from .4 hectares (1 acre) to 1 hectare (2.47 acres) and that staff be authorized to prepare the Notice of Public Hearing for the By-law.

COUNCIL MEETING - 1993 02 08, Council Chambers, Civic Centre

WJW:jh



Ministry
of the
Environment

N
ère
de
l'Environnement

Northeastern
Region

6(6)(d)
Région du
Nord-Est

199 Larch Street
Sudbury Ontario
P3E 5P9
705/675-4501

199, rue Larch
Sudbury (Ontario)
P3E 5P9
705/675-4501

670-3273

January 21, 1993

The Corporation of the City of
Sault Ste. Marie
P.O. Box 580
Sault Ste. Marie, Ontario
P6A 5N1

RECEIVED

JAN 26 1993

SAULT STE. MARIE
PLANNING DIVISION

Attention: Mr. J. A. Bain
Planning Director

Dear Mr. Bain:

Re: Official Plan and Zoning By-law Application
City of Sault Ste. Marie
Your File No.: A-1-92-OP

Regional and District staff have reviewed the proposed Official Plan Amendment according to our policies and programs and find that we have no objections provided that the lot created be zoned to require a one hectare minimum size and that approval for a subsurface sewage treatment system can be obtained from the Algoma Health Unit.

We still have the concerns that we expressed in our original review of this Application (letter - 92-02-12). We do not wish to see this lot severed into two parcels at a later date by the consent process. Also, any further development of the applicant's property should proceed by a Plan of Subdivision.

The Ministry of the Environment has not conducted an exhaustive examination of the site and neighbouring lands, and this letter is subject to any matters which such an examination might reveal.

If you wish an exhaustive examination of the site and neighbouring lands to be done, you or the proponent should engage a firm of consultants.

... 2



6(b)(d)

AMENDMENT NO. 182
TO THE
SAULT STE. MARIE OFFICIAL PLAN

PURPOSE:

This Amendment is an amendment to the Text of the Official Plan as it relates to the policies in the Rural Area Policy

LOCATION:

Block 59, Plan M-420, Parcel 10382 A.W.S. located on the south side of Third Line West approximately 95m (300') east of its intersection with Palomino Drive. Civic No. 1151 Third Line West. (A-1-92-OP)

BASIS:

This amendment is necessary in view of a request to sever the subject property.

The proposal does not conform to the existing policies of the Official Plan which limits the maximum number of residential lots to be permitted. The applicant has requested to sever Block 59 in Plan No. M-420 creating a new building lot.

Council now considers it desirable to amend the Official Plan to allow the additional building lot.

DETAILS OF THE ACTUAL AMENDMENT & POLICIES RELATED HERETO:

The Official Plan for the City of Sault Ste. Marie Planning Area is hereby amended by adding the following paragraph to the Special Exception Section:

"Special Exceptions

111. Notwithstanding the Rural Area development policies set out herein for the subject property known as Block 59, Plan M-420, Parcel 10382 A.W.S. located on the south side of Third Line West approximately 95m (300') east of its intersection with Palomino Drive. Civic No. 1151 Third Line West. The lands may be used to permit the creation of one additional building lot in accordance with the zoning restrictions approval by Municipal Council."

INTERPRETATION:

The provisions of the Official Plan as amended from time to time will apply to this Amendment.

6(6)(d)

- 2 -

We appreciate the opportunity to comment on these applications and would like notification of your decision in these matters.

Yours truly,



Mark Del Monte
Planner
Approvals and Planning Unit

MDM/ps/AP-27e.21

cc: Algoma Health Unit
Sault Ste. Marie District Office
Maria McDonnell, Ministry of Municipal Affairs
C. Lafrance/File TS 62-04, OPA, City of Sault Ste. Marie, A-1-92-OP



MEDICAL OFFICER OF HEALTH

ALGOMA HEALTH UNIT

6TH FLOOR CIVIC CENTRE • 99 FOSTER DRIVE • SAULT STE. MARIE, ONTARIO • P6A 5X6

6(6)(d)
705-759-5287
Fax 705-759-1534

December 21, 1992

Mr. William (Bill) Wierzbicki
Coordinator Current Planning
Planning Division
Civic Centre
Sault Ste. Marie, ON
P6A 5X6

RECEIVED
DEC 21 1992
SAULT STE. MARIE
PLANNING DIVISION

Re: Application No. A-1-92-OP
Applicant: Wade Avery
Location: 1151 Third Line West

Dear Mr. Wierzbicki:

The Algoma Health Unit has no objections to the approval of the above noted application on condition that the new lot becomes subject to development control.

The applicant should be cautioned by the Municipality that it is contrary to Ministry of Environment policy to permit the creation of multi-lot development by the consent process.

Yours truly,

William O'Donnell, B.A., C.P.H.I.(C)
Deputy Director, Public Health Inspection

/jt

x.c. - Ministry of the Environment District Office

6(6)(d)



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

ENGINEERING & PLANNING DEPARTMENT
PLANNING DIVISION

1992 08 10

Mr. C. Kubis
R.R. #6
164 Palomino Drive
Sault Ste. Marie, Ontario
P6A 6K4

Dear Mr. Kubis:

RE: REZONING APPLICATION NO. A-1-92-OP - 1151 THIRD LINE WEST

Mr. Szczepanik contacted me earlier today regarding the status of this application and the drainage provisions that are to be taken along the westerly lot line.

To date, the application has not received final approval from Council. We are currently waiting for the applicant to advise us on scheduling a follow-up hearing.

Your name is on file for notification of any further hearings on the property as well as your concern about a drainage swale being included along the westerly lot line of the property. Should you have any further concerns or questions you may contact myself at 759-5279 or Mr Szczepanik.

Yours truly,

LAURIE MOULTON
PLANNER

LM/nac

6(6)(d)

1992 01 02

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO: Mayor Joseph M. Fratesi
and Members of City Council

SUBJECT: Application No. A-1-92-OP - A request to
amend the Official Plan - Wade Avery

SUBJECT PROPERTY: Location - Block 59, Plan M-420, Parcel 10382
A.W.S. located on the south side of Third
Line West approximately 95m (300') east of
its intersection with Palomino Drive.
Civic No. - 1151 Third Line West
Size - Approximately 78m (250') x 122m (400')
Present Use - Vacant Land
Owner - Wade Avery

REQUEST: Request to amend the Official Plan which
presently restricts the maximum number of
permitted residential lots in order to
utilize the property for two additional rural
residential lots.

CONSULTATION: Drainage & Subdivision Engineer - See
attached letter.
Commissioner of Community Services - No
objections.
City Solicitor - No comment.
Chief Building Official - No comment.
Director of Development - No objections.
Fire Chief - See attached letter.
P.U.C. - The owner should provide an
adequately constructed well on each proposed
lot.
Public Works & Traffic - No comments.
E.D.C. - No comment.
Property Manager - No objection.
Conservation Authority - No comments.
Algoma Health Unit - See attached letter.
Board of Education - No objections or
comments.

6(b)(d)

Separate School Board - No comments received to date.

Ministry of the Environment - No comments received to date.

COMMENTS

Conformity with the Official Plan - The subject property is designated Open Space and Rural Area in the Official Plan. Section 6.1 of the Official Plan limits individual lot severances to two (2) per parcel existing on October 21, 1968. In addition to a 68 lot subdivision and 4 blocks, one of these blocks has already been severed into seven lots.

As part of the original Country Estates subdivision, the subject property was included as part of a block that was used to ensure the density of development satisfied the Rural Estate requirement of one lot per two (2) acres.

As a result of the existing dense development in the immediate area of the proposed lots, we do not recommend the Official Plan be further amended to accommodate additional lot creation.

Other Comments:

In 1981, the quarter section was subdivided into 57 rural estate lots by Mr. Avery. In 1988, an additional 11 lots were subdivided for the Pinto Drive extension to Country Estates for a total of 68 subdivided lots. In addition, 7 lots have been created by Council and Committee of Adjustment. And an additional two lots have been proposed and approved by Council on one of previously severed lots. In each instance, the maximum number of lots permitted has increased.

In 1989, an application to rezone the subject property plus the area to the south (and identified as Block 59 in the plan of subdivision) to allow for the development of 9 rural estate lots was denied by Council. Council's decision was based on the need for these lands to satisfy the density requirements, poor soils existing in the area and the potential for premature demands on municipal services.

A review of the subject property indicates that the frontage is not adequate to support two lots. The R.A. (Rural Area) zone requires 45.7m (150') of frontage. The existing frontage is 78.28m (256.8') - this would create two lots with 6.5m (21') deficient in frontage.

The Fire Department has advised that the closest fire hydrant is some distance from the subject property and potential owners should be advised of such prior to purchase. The Drainage and Subdivision Engineer has noted that the south property line should form a curve to accommodate the possible extension of a

street into Block 59. The P.U.C. has advised that it is the owner's responsibility to provide an adequately constructed well on each lot.

The Ministry of the Environment has, during a telephone conversation, expressed concerns about lot size, soil type and water conditions in the area. A detailed written response will be available at a later date.

The Algoma Health Unit has requested that the property be subject to site plan control. As well, they have suggested that the owner provide an undertaking regarding the potential of future severances on the property.

One neighbour (from Palamino Drive) has contacted the City to express concerns about the impact of additional development on private services (septic tank, well) in the area.

The attached contour map showing the extent of the ravine and creek and their impact on the subject property do raise questions about the appropriateness of developing this property with frontage on Third Line. As mentioned in comments from the Drainage and Subdivision Engineer, if and when, the interior block is to be developed, the subject property should be considered for development at that time.

Summary:

The subject property is designated Open Space and Rural Area in the Official Plan. The Official Plan limits individual lot severances to two (2) per parcel existing on October 21, 1968. In the immediate vicinity of the subject property, there is a 68 lot subdivision and 7 lots created through severance. Two additional lots have also been approved by Council.

As a result of the existing dense development in the immediate area of the proposed lots, we do not recommend the Official Plan be further amended to accommodate further lot creation.

In addition, a review of the site, indicates that the frontage is not adequate to support two (2) lots and satisfy the frontage requirements. As the attached contour map indicates, a large percentage of the frontage of the subject property is ravine and creek. This is not appropriate for development, particularly when development of the site may be appropriate at a later date from an interior road, with very little impact on the ravine and creek.

A number of concerns have been raised through consultation. Of particular significance are the concerns raised by the Algoma Health Unit and the Ministry of the Environment.

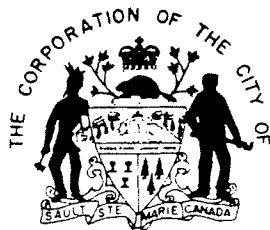
6(6)(d)

Planning Director's Recommendation: That Council deny the request to amend the Official Plan.

PUBLIC MEETING - 1992 01 13, Council Chambers, Civic Centre

LM/nac

6(6)(d)



1991 12 16

MEMO TO: Mr. J. M. Bain
Planning Director

FROM: Mr. W. A. Sloan, P. Eng.
Drainage & Subdivision Engineer

SUBJECT: REZONING APPLICATION #A-1-92-OP
WADE AVERY

The south property line should be in the form of a curve to accommodate the possible extension of the street (Block 63). The property south of the curve should be deeded to the City.

W. A. Sloan, P. Eng.
Drainage & Subdivision Engineer

WAS/bc

RECEIVED

DEC 10 1991

SAULT STE. MARIE
PLANNING DIVISION

OFFICE OF
FIRE DEPARTMENT

DAVID J. FLUKE
CHIEF
BONAR A. BEACH
DEPUTY CHIEF



6(6)(d)
Emergency Direct "911"
Emergency Phone (705) 949-3333
Business Phone (705) 949-3335
Fire Prevention Phone (705) 949-3377
Fax Phone (705) 949-2341

December 13, 1991.

FIRE DEPARTMENT
72 Tancred Street
Sault Ste. Marie, Ontario
P6A 2W1

Mr. John M. Bain,
Planning Director,
Planning Department,
P. O. Box 580,
Sault Ste. Marie, Ontario.

Re: Application No. A-1-92-OP
Wade Avery - 1151 Third Line West

Dear Sir:

Receipt is acknowledged of a copy of the above-noted rezoning application.

The Fire Prevention Division and myself have reviewed this application and we have the following comment with regards to life and fire safety:

A main concern of the Fire Department is an adequate water supply for firefighting purposes. The closest fire hydrant to this proposed subdivision is located on Second Line West, east of Allens Side Road. Therefore, we recommend that each prospective owner be advised of the considerable distance that this subdivision is from a fire hydrant, and also that they be informed about the availability of residential sprinkler systems.

Other than the aforementioned comment we would have no objection if the rezoning application was approved by the Planning Department, subject to the approval of the Chief Building Official.

Yours truly,

David J. Fluke, Chief,
SAULT STE. MARIE FIRE DEPARTMENT.

DJF/im
attached (1)

RECEIVED
DEC 17 1991
SAULT STE. MARIE
PLANNING DIVISION

6(6)(d)

705-759-5287
Fax 705-759-1534



ALGOMA HEALTH UNIT

6TH FLOOR CIVIC CENTRE • 99 FOSTER DRIVE • SAULT STE. MARIE, ONTARIO • P6A 5x6

MEDICAL OFFICER OF HEALTH

FELIX C.K. LI, M.B., B.S., F.R.C.P.C., F.A.C.P.M

December 20, 1991

Mr. John Bain
Planning Director
Sault Ste. Marie Planning Board
Civic Centre
Sault Ste. Marie, ON

RECEIVED
DEC 23 1991
SAULT STE. MARIE
PLANNING DIVISION

Re: Application No. A-1-92-OP
Applicant: Wade Avery
Location: 1151 Third Line West

Dear Mr. Bain:

The Algoma Health Unit has reviewed the above noted application and have no objections to the approval provided the property is subject to a development control agreement.

This appears to be an addition to the already existing subdivision. It might be proper at this time to require some undertaking from the owner as to the potential for future severances occurring on this property.

Yours truly,

Wesley W. Terry, C.P.H.I.(C)
Director, Public Health Inspection

/jt

x.c. - Ministry of the Environment District Office

A topographic map showing a coastal area with a grid overlay. A rectangular area is highlighted with a thick black border. The map features contour lines indicating elevation, with labels such as 700, 710, 720, 730, 740, 750, 760, 770, 780, 790, 800, 810, 820, 830, 840, 850, 860, 870, 880, 890, 900, 910, 920, 930, 940, 950, 960, 970, 980, 990, 1000, 1010, 1020, 1030, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1120, 1130, 1140, 1150, 1160, 1170, 1180, 1190, 1200, 1210, 1220, 1230, 1240, 1250, 1260, 1270, 1280, 1290, 1300, 1310, 1320, 1330, 1340, 1350, 1360, 1370, 1380, 1390, 1400, 1410, 1420, 1430, 1440, 1450, 1460, 1470, 1480, 1490, 1500, 1510, 1520, 1530, 1540, 1550, 1560, 1570, 1580, 1590, 1600, 1610, 1620, 1630, 1640, 1650, 1660, 1670, 1680, 1690, 1700, 1710, 1720, 1730, 1740, 1750, 1760, 1770, 1780, 1790, 1800, 1810, 1820, 1830, 1840, 1850, 1860, 1870, 1880, 1890, 1900, 1910, 1920, 1930, 1940, 1950, 1960, 1970, 1980, 1990, 2000, 2010, 2020, 2030, 2040, 2050, 2060, 2070, 2080, 2090, 2100, 2110, 2120, 2130, 2140, 2150, 2160, 2170, 2180, 2190, 2200, 2210, 2220, 2230, 2240, 2250, 2260, 2270, 2280, 2290, 2300, 2310, 2320, 2330, 2340, 2350, 2360, 2370, 2380, 2390, 2400, 2410, 2420, 2430, 2440, 2450, 2460, 2470, 2480, 2490, 2500, 2510, 2520, 2530, 2540, 2550, 2560, 2570, 2580, 2590, 2600, 2610, 2620, 2630, 2640, 2650, 2660, 2670, 2680, 2690, 2700, 2710, 2720, 2730, 2740, 2750, 2760, 2770, 2780, 2790, 2800, 2810, 2820, 2830, 2840, 2850, 2860, 2870, 2880, 2890, 2900, 2910, 2920, 2930, 2940, 2950, 2960, 2970, 2980, 2990, 3000, 3010, 3020, 3030, 3040, 3050, 3060, 3070, 3080, 3090, 3100, 3110, 3120, 3130, 3140, 3150, 3160, 3170, 3180, 3190, 3200, 3210, 3220, 3230, 3240, 3250, 3260, 3270, 3280, 3290, 3300, 3310, 3320, 3330, 3340, 3350, 3360, 3370, 3380, 3390, 3400, 3410, 3420, 3430, 3440, 3450, 3460, 3470, 3480, 3490, 3500, 3510, 3520, 3530, 3540, 3550, 3560, 3570, 3580, 3590, 3600, 3610, 3620, 3630, 3640, 3650, 3660, 3670, 3680, 3690, 3700, 3710, 3720, 3730, 3740, 3750, 3760, 3770, 3780, 3790, 3800, 3810, 3820, 3830, 3840, 3850, 3860, 3870, 3880, 3890, 3900, 3910, 3920, 3930, 3940, 3950, 3960, 3970, 3980, 3990, 4000, 4010, 4020, 4030, 4040, 4050, 4060, 4070, 4080, 4090, 4100, 4110, 4120, 4130, 4140, 4150, 4160, 4170, 4180, 4190, 4200, 4210, 4220, 4230, 4240, 4250, 4260, 4270, 4280, 4290, 4300, 4310, 4320, 4330, 4340, 4350, 4360, 4370, 4380, 4390, 4400, 4410, 4420, 4430, 4440, 4450, 4460, 4470, 4480, 4490, 4500, 4510, 4520, 4530, 4540, 4550, 4560, 4570, 4580, 4590, 4600, 4610, 4620, 4630, 4640, 4650, 4660, 4670, 4680, 4690, 4700, 4710, 4720, 4730, 4740, 4750, 4760, 4770, 4780, 4790, 4800, 4810, 4820, 4830, 4840, 4850, 4860, 4870, 4880, 4890, 4900, 4910, 4920, 4930, 4940, 4950, 4960, 4970, 4980, 4990, 5000, 5010, 5020, 5030, 5040, 5050, 5060, 5070, 5080, 5090, 5100, 5110, 5120, 5130, 5140, 5150, 5160, 5170, 5180, 5190, 5200, 5210, 5220, 5230, 5240, 5250, 5260, 5270, 5280, 5290, 5300, 5310, 5320, 5330, 5340, 5350, 5360, 5370, 5380, 5390, 5400, 5410, 5420, 5430, 5440, 5450, 5460, 5470, 5480, 5490, 5500, 5510, 5520, 5530, 5540, 5550, 5560, 5570, 5580, 5590, 5600, 5610, 5620, 5630, 5640, 5650, 5660, 5670, 5680, 5690, 5700, 5710, 5720, 5730, 5740, 5750, 5760, 5770, 5780, 5790, 5800, 5810, 5820, 5830, 5840, 5850, 5860, 5870, 5880, 5890, 5900, 5910, 5920, 5930, 5940, 5950, 5960, 5970, 5980, 5990, 6000, 6010, 6020, 6030, 6040, 6050, 6060, 6070, 6080, 6090, 6100, 6110, 6120, 6130, 6140, 6150, 6160, 6170, 6180, 6190, 6200, 6210, 6220, 6230, 6240, 6250, 6260, 6270, 6280, 6290, 6300, 6310, 6320, 6330, 6340, 6350, 6360, 6370, 6380, 6390, 6400, 6410, 6420, 6430, 6440, 6450, 6460, 6470, 6480, 6490, 6500, 6510, 6520, 6530, 6540, 6550, 6560, 6570, 6580, 6590, 6600, 6610, 6620, 6630, 6640, 6650, 6660, 6670, 6680, 6690, 6700, 6710, 6720, 6730, 6740, 6750, 6760, 6770, 6780, 6790, 6800, 6810, 6820, 6830, 6840, 6850, 6860, 6870, 6880, 6890, 6900, 6910, 6920, 6930, 6940, 6950, 6960, 6970, 6980, 6990, 7000, 7010, 7020, 7030, 7040, 7050, 7060, 7070, 7080, 7090, 7100, 7110, 7120, 7130, 7140, 7150, 7160, 7170, 7180, 7190, 7200, 7210, 7220, 7230, 7240, 7250, 7260, 7270, 7280, 7290, 7300, 7310, 7320, 7330, 7340, 7350, 7360, 7370, 7380, 7390, 7400, 7410, 7420, 7430, 7440, 7450, 7460, 7470, 7480

MAKI RD.

SF

6(6)(d)

SF

1252

1200

THIRD

LINE

SF

165

SF

159

SF

153

SF

147

SF

141

SF

135

DRIVE

PALOMINO

164

SF

158

SF

150

VL

148

SF

140

SF

SF

1169

1151

1131

SF

FL

SF SINGLE FAMILY
2F TWO FAMILY
3F THREE FAMILY
COM COMMERCIAL
VC VACANT COMMERCIAL
VL VACANT LAND
CA CONSERVATION AUTHORITY
IND INDUSTRIAL
VI VACANT INDUSTRIAL
FL FARM LAND
SSM CITY OWNED
PC PROVINCIAL GOV'T

APPLICATION NUMBER

A-1-92-0P

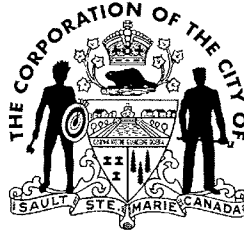
SCALE 1 : 2 000



NORTH

SUBJECT PROPERTY - - - - -

DATE : Dec. 5, 1991.



2007 06 25

REPORT OF THE GATEWAY PROJECT TEAM

TO:

Mayor John Rowsell
and Members of City Council

SUBJECT:

Borealis Project

This report has been prepared by the City's Gateway Project Team consisting of Councillor Bryan Hayes, Councillor Susan Myers, Bill Freiburger, Bruce Strapp, Don McConnell, Jerry Dolcetti, Joe Fratesi, Nuala Kenny and Shelley Schell.

On January 29, 2007, Mr. Philip Garforth presented a revised concept plan for the proposed Borealis Project on the Gateway site to City Council. This plan was reviewed by City staff and extensive comments were sent to both Mr. Garforth and his consultant on February 15, 2007. To date, we have had no response.

On April 11, 2007, Mr. Garforth provided City Council with an update on the status of this project. During his presentation, Mr. Garforth indicated that the financing had been secured and that the first draw would be available by the end of April. Mr. Garforth was also to update City Council every four weeks, or provide information to Bruce Strapp to make an update on his behalf.

On May 28, 2007, Mr. Garforth again appeared at City Council and stated that all of the financing was in place and that development of the foundation plans was well underway.

Staff has been unable to obtain confirmation that the financing is in place from either Mr. Garforth or Mr. Robert Jackson of Commercial Capital Corporation of New York. Subsequent to the May 28th meeting, the Mayor spoke with Mr. Garforth and requested that he provide written confirmation that the financing is in place and that the original project team is still intact; and that the foundation plans be provided to the City. Staff has made this same request on numerous previous occasions.

Mr. Garforth had assembled a very strong development team including: PCL Constructors Canada Inc., the largest general contracting organization in Canada; and Carlson Hotels Worldwide (Radisson Hotels), a global leader in the marketing, travel and hospitality industries. City Council decided to approve this project based on the strength of the entire project team.

The City has an agreement with the Northern Ontario Heritage Fund Corporation (NOHFC) for up to \$15 million in Provincial funding for the Borealis Project subject to various conditions. The one year anniversary date of signing this agreement will occur on June 26, 2007. This contract is mirrored in a second agreement with the SSM Economic Development Corporation, which in turn has an agreement with Mr. Garforth.

Section 4(a) of the City's contract with the NOHFC requires us to make reports every six months on the construction progress and updated schedule. In turn, Mr. Garforth is required to provide this information to the SSM Economic Development Corporation.

Given the extended length of time since Council's initial approval of this project and the lack of progress, the Gateway Project Team is recommending that the Economic Development Corporation be requested to provide within 14 days, independent, written confirmation that the financing has been secured, that the original partnership is still intact, the proposed construction schedule and revised site plan. It is recognized that the SSM Economic Development Corporation will be dependent upon Mr. Garforth to provide this information in a timely manner.

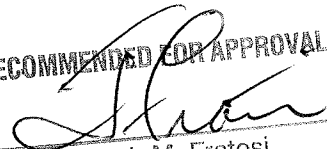
Gateway Project Committee Recommendation - That a letter be sent to the SSM Economic Development Corporation requesting that they provide the following within 14 days:

1. Independent, written confirmation that the financing has been secured.
2. Written confirmation from each of the project partners that the original partnership team is still intact.
3. The proposed construction schedule.
4. The revised site plan.

And that a copy of this letter is forwarded to Mr. Philip Garforth and the project partners.

DBM/pms

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RECOMMENDED FOR APPROVAL

 Joseph M. Fratesi
 Chief Administrative Officer

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-120

AGREEMENTS: (E.3.4) A by-law to authorize an agreement between the City and Stem Engineering for the biannual structural inspection of storm water box culverts.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" hereto dated the 28th day of May, 2007 and made between the City and Stem Engineering for the biannual inspections of storm water box culverts.

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and **PASSED** in open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING

AGREEMENT
FOR
PROFESSIONAL CONSULTING SERVICES

MEMORANDUM OF AGREEMENT dated the 28th day of May

A. D. 2007

-BETWEEN-

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Hereinafter called the 'Client'

THE PARTY OF THE FIRST PART

-AND-

STEM ENGINEERING GROUP INCORPORATED

Hereinafter called the 'Consultant'

THE PARTY OF THE SECOND PART

WHEREAS the Client intends to perform biannual box culvert inspections of four (4) existing box culverts located throughout the city,

HEREINAFTER called the 'Project' and has requested the Consultant to furnish professional services in connection therewith;

This work will include structural inspections of the various box culverts, including a report outlining the current condition of the culverts and recommendations, if any, of future actions the City should incorporate into their plans and/or procedures.

NOW THEREFORE WITNESSETH that in consideration of the covenants contained herein, the Client and the Consultant mutually agree as follows:

ARTICLE 1 - GENERAL CONDITIONS**1.01 Retainer**

The Client hereby retains the services of the Consultant in connection with the Project and the Consultant hereby agrees to provide the services described herein under the general direction and control of the Client.

In this Agreement the word Consultant shall mean professionals and other specialists engaged by the Client directly and whose names are party to this Agreement.

1.02 Services

The services to be provided by the Consultant and by the Client for the Project are set forth in Article 2 and such services as changed, altered or added to under Section 1.08 are hereinafter called the 'Services'.

1.03 Compensation

The Client shall pay the Consultant in accordance with the provisions set forth in Article 3. For purposes of this agreement, the basis of payment shall be as specified in Article 3.

1.04 Staff and Methods

The Consultant shall perform the services under this agreement with that degree of care, skill and diligence normally provided in the performance of such services as contemplated by the agreement at the time such services are rendered and as required by the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein. The Consultant shall employ only competent staff who will be under the supervision of a senior member of the Consultant's staff.

1.05 Drawings and Documents

Subject to Section 3.2.4 of Article 3, drawings and documents or copies thereof required for the Project shall be exchanged between the parties on a reciprocal basis. Documents prepared by the Consultant for the Client, including record drawings, may be used by the Client, for the Project herein described. In accordance with Article 1.06, the client indemnifies the Consultant for unauthorized use of the documents and deliverables.

1.06 Intellectual Property

All concepts, products or processes produced by or resulting from the Services rendered by the Consultant in connection with the Project, or which are otherwise developed or first reduced to practice by the Consultant in the performance of his Services, and which are patentable, capable of trademark or otherwise, shall be considered as Intellectual Property and remain the property of the Consultant.

The Client shall have permanent non-exclusive royalty-free license to use any concept, product or process, which is patentable, capable of trademark or otherwise produced by or resulting from the Services rendered by the Consultant in connection with the Project and for no other purpose or project.

1.07 Records and Audit

- (a) In order to provide data for the calculation of fees on a time basis, the Consultant shall keep a detailed record of the hours worked by staff employed for the Project.
- (b) The Client may inspect timesheets and record of expenses and disbursements of the Consultant during regular office hours with respect to any item which the Client is required to pay on a time scale or disbursement basis as a result of this Agreement.

- (c) The Consultant, when requested by the Client, shall provide copies of receipts with respect to any disbursement for which the Consultant claims payment under this Agreement.

1.08 Changes and Alterations and Additional Services

With the consent of the Consultant the Client may in writing at any time after the execution of the Agreement or the commencement of the Services delete, extend, increase, vary or otherwise alter the Services forming the subject of the Agreement, and if such action by the Client necessitates additional staff or services, the Consultant shall be paid in accordance with Section 3 for such additional staff employed directly thereon, together with such expenses and disbursements as allowed under Section 3. In the event the client delays the project the consultant shall have the right to renegotiate the agreement.

1.09 Suspension or Termination

Either party may, at any time by notice in writing to the other party, suspend or terminate the Services or any portion thereof at any stage of the project. Upon receipt of such written notice, the Consultant shall perform no further Services other than those reasonably necessary to close out his Services. In such an event, the Consultant shall be entitled to payment in accordance with Section 3 for any of the Consultant's staff employed directly thereon together with such expenses and disbursements allowed under Section 3.

If the Consultant is practicing as an individual and dies before his Services have been completed, this Agreement shall terminate as of the date of his death, and the Client shall pay for the Services rendered and disbursements incurred by the Consultant to the date of such termination.

1.10 Indemnification

The Consultant shall indemnify and save harmless the Client from and against all claims, actions, losses, expenses, costs or damages of every nature and kind whatsoever which the Client, his employees, officers or agents may suffer, to the extent the Consultant is legally liable as a result of the negligent acts of the Consultant, his employees, officers or agents in the performance of this Agreement.

The Client agrees to hold harmless, indemnify and defend the Consultant from and against any and all claim, losses, damages, liability and costs of defense arising out of or in any way connected with the presence, discharge, release or escape of contaminants of any kind, excluding only such liability as may arise out of the negligent acts of the Consultant in the performance of consulting services to the Client within this project.

1.11 Insurance

The Client will accept the insurance coverage amount specified in this clause section (a) as the aggregate limit of liability of the Consultant and its employees for the Client's damages.

(a) Comprehensive General Liability and Automobile Insurance

The Insurance Coverage shall be \$2,000,000 per occurrence and in the aggregate for general liability and \$2,000,000 for automobile insurance. When requested, the Consultant shall provide the Client with proof of Comprehensive General Liability and Automobile Insurance (Inclusive Limits) for both owned and non-owned vehicles.

(b) Professional Liability Insurance

The Insurance Coverage shall be in the amount of \$1,000,000 per claim and in the aggregate. When requested, the Consultant shall provide to the Client proof of Professional Liability Insurance carried by the Consultant, and in accordance with the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein.

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(c) Change in Coverage

If the Client requests to have the amount of coverage increased or to obtain other special insurance for this Project then the Consultant shall endeavour forthwith to obtain such increased or special insurance at the Client's expense as a disbursement allowed under Section 3.

It is understood and agreed that the coverage provided by these policies will not be changed or amended in any way nor cancelled by the Consultant until thirty (30) days after written notice of such change or cancellations has been personally delivered to the Client.

1.12 Contracting for Construction

Neither the Consultant, nor any person, firm or corporation associated or affiliated with or subsidiary to the Consultant shall tender for the construction of the Project, or have an interest either directly or indirectly in the construction of the Project.

1.13 Assignment

Neither party may assign this Agreement without the prior consent in writing of the other.

1.14 Previous Agreements

This Agreement supersedes all previous agreements, arrangements or understandings between the parties whether written or oral in connection with or incidental to the Project.

1.15 Approval by Other Authorities

Unless otherwise provided in this Agreement, where the work of the Consultant is subject to the approval or review of an authority, department of government, or agency other than the Client, such applications for approval or review shall be the responsibility of the Consultant, but shall be submitted through the offices of the Client and unless authorized by the Client in writing, such applications for approval or review shall not be obtained by direct contact by the Consultant with such other authority, department of government or agency.

1.16 Principals and Executives

The use of Principals and Executives on a time basis by the Consultant, will be in accordance with Section 1.23.1 (c).

1.17 Sub-Consultants

The Consultant may engage others as sub-consultants for specialized services provided that prior approval is obtained, in writing, from the Client and may add a mark-up of not more than 5% of the cost of such services to cover office administration costs when claiming reimbursement from the Client plus the cost of the additional insurance incurred by the Consultant for the specialized services.

1.18 Inspection

The client, or persons authorized by the Client, shall have the right, at all reasonable times, to inspect or otherwise review the Services performed, or being performed, under the Project and the premises where they are being performed.

1.19 Publication

The Consultant agrees to obtain the consent in writing of the Client before publishing or issuing any information regarding the Project.

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1.20 Confidential Data

The Consultant shall not divulge any specific information identified as confidential, communicated to or acquired by him, or disclosed by the client in the course of carrying out the Services provided for herein. These obligations of confidentiality shall not apply to information which is in the public domain, which is provided to the Consultant by a third party without obligation of confidentiality which is independently developed by the Consultant without access to the Client's information, or which is required to be disclosed by law or by court order. No such information shall be used by the Consultant on any other project without the approval in writing of the client.

1.21 Dispute Resolution

- (a) If requested in writing by either the Client or the Consultant, the Client and the Consultant shall attempt to resolve any dispute between them arising out of or in connection with this Agreement by entering into structured non-binding negotiations with the assistance of a mediator on a without prejudice basis. The mediator shall be appointed by agreement of the parties. If a dispute cannot be settled within a period of ninety (90) calendar days with the mediator, the dispute shall be referred to and finally resolved by arbitration under the rules of the province having jurisdiction or by an arbitrator appointed by the agreement of the parties.
- (b) No person shall be appointed to act as mediator or arbitrator who is in any way interested, financially or otherwise, in the conduct of the work on the Project or in the business or other affairs of either the Client or the Consultant.
- (c) The award of the arbitrator, including an award for costs if applicable, shall be final and binding upon the parties.
- (d) The provisions of The Arbitration's Act, R.S.O., 1991, Chapter 17, as amended shall apply.

1.22 Time

The Consultant shall perform the Services expeditiously to meet the requirements of the Client and shall complete any portion or portions of the Services in such order as the Client may require. .

The Client shall give due consideration to all designs, drawings, plans, specifications, reports, tenders, proposals and other information submitted by the Consultant, and shall make any decisions which he is required to make in connection therewith within a reasonable time so as not to delay the work of the Consultant.

1.23 Estimates, Schedules and Staff List**1.23.1 Preparation of Estimate of Fees, Schedule of Progress and Staff List**

When requested by the Client, and where payment is calculated on a time basis, the Consultant shall provide, for approval by the Client:

- (a) An estimate of the total fees to be paid for the Services.
- (b) A Schedule showing an estimate of the portion of the Services to be completed in each month and an estimate of the portion of the fee which will be payable for each such month.
- (c) A Staff list showing the number, classifications and hourly rate ranges for staff, Principals and Executives, for which the Consultant will seek payment on a time basis. The Consultant shall relate such information to the particular type of work that such staff is to perform, while employed on the Project. Such list shall designate the member of the Consultant's staff who is to be the liaison person between the Consultant and the Client.

1.23.2 Subsequent Changes in the Estimate of Fees, Schedule of Progress and Staff List

The Consultant will require prior written approval, from the Client for any of the following changes:

- (a) Any increase in the estimated fees beyond those approved under Subsection 1.23.1 (a).
- (b) Any change in the schedule at progress which results in a longer period than provided in Subsection 1.23.1 (b).
- (c) Any change in the number, classification and hourly rate ranges of the staff provided under Subsection 1.23.1 (c).

1.23.3 Monthly Reporting of Progress

When requested by the Client, the Consultant shall provide the Client with a written report showing the portion of the Services completed in the preceding month.

1.24 Additional Conditions**Electronic Data Files and CAD Files:**

The Consultant will deliver to the Client (electronically or on tangible electronic storage media or otherwise) certain CAD files or electronic data files (the "Files") prepared by the Consultant solely for its own use. It is acknowledged that due to the nature of such electronic "Files", information contained therein could inadvertently be altered or erased by any person having access to them. Therefore, the Consultant gives no warranty or condition to the Client with respect to the "Files" and the data contained therein. The "Files" will not be stamped, certified or signed by the Consultant. Any use of the "Files" by the Client will be at the sole risk of the Client.

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ARTICLE 2 – SERVICES**2.01 Services to be provided by STEM Engineering Group Incorporated**

Four box culverts or aqueducts will be inspected for this project and a status report will be prepared outlining the condition and what, if any, remedial measures are required. The culverts are as listed:

- (a) Central Creek
- (b) Fort Creek
- (c) Clark Creek
- (d) Farwell Terrace

APPENDIX I – Estimated Fees

ARTICLE 3 – FEES AND DISBURSEMENTS**3.1 Definitions**

For the purpose of this Agreement, the following definitions shall apply:

(a) Payroll Cost

Payroll Cost is defined as hourly salary plus payroll burden.

- (i) The following formula shall be used to calculate the hourly salary for the billing purposes. Hourly salary equals:

$$\frac{\text{Annual Salary}}{\text{Hours per week} \times 52 \times .85}$$

- (ii) Payroll burden equals fringe benefits expressed as a percentage of salary that provides for health and medical insurance, group life and disability insurance, company and Canada pension employer contribution, Workers' Compensation and Unemployment Insurance, but excludes bonuses or profit sharing. For the purposes of this agreement payroll burden is 12.4 %.

(b) Cost of the Work:

- (i) The "Cost of the Work" shall mean the total cost of the Project including all materials, equipment, sales taxes, labour and contractor's overhead and profit, necessary to complete the work for which the Consultant prepares designs, drawings or specifications, for which he is responsible. Where sales taxes are not included in the cost of the work, the fee shall be adjusted upwards by the factor equivalent to the sales taxes. The adjusted fee may be computed to the nearest one-tenth of one percent (1/10%).
- (ii) Wherever the client furnishes labour or other service which is incorporated in the work, the current price of labour or other service when the work was executed shall be used to compute the Cost of the Work.
- (iii) Whenever used materials or equipment is furnished by or on behalf of the Client, the fair market value of such materials or equipment, as though it was purchased new, shall be used to compute the Cost of the Work.
- (iv) In computing the Cost of the Work, no deductions shall be made on account of any penalties or damages claimed by the Client from any contractor or on account of any other sum withheld from any contractor.
- (v) The Cost of the Work shall not include any fees and disbursements due to the Consultant, the Client's engineering and office expenses, or cost of land.

(c) Site:

Site includes the actual work site and other locations where the checking of materials, equipment and workmanship is carried out.

3.2 Basis of Payment

3.2.1 Fees Calculated on a Time Basis

The Client shall pay the Consultant a fee, calculated on a time basis, for that part of the Services described in Article 2. Fees on a time basis for all staff shall be as follows:

- (a) Principals and Executives on normal assignments \$125.00 per hour. This rate will be reviewed annually and adjusted accordingly.
- (b) Staff on normal assignments – Payroll Cost plus 100%.
- (c) Principals, Executives and staff rendering individual services on assignments for which they are eminently qualified and for which they require little or no assistance including providing expert testimony and attendance at hearings or courts - \$140.00 per hour.

For a project of over one (1) year duration, or for projects which become extended beyond one (1) year in duration, the consultant may from time to time seek approval from the client to adjust hourly rates and such approval shall not be unreasonably withheld.

Time Expended

All time expended on the assignment, whether in the Consultant's office, at the Client's premises, or elsewhere, and including travel time, shall be chargeable. This also includes, but is not limited to, stenographic and clerical staff engaged in the preparation of documents such as reports and specifications.

3.2.2 Reimbursable Expenses

In addition to the fee, the Consultant shall be reimbursed at cost plus an administrative charge of 5%, plus the cost of additional insurance incurred by the Consultant, for all expenses properly incurred by him in connection with the project, including but not limited to: vehicle use charges, traveling and living expenses, long distance telephone charges, facsimile transmission charges, printing and reproductions, progress photography, advertising for tenders, special delivery and express charges, overtime premium costs, and the cost of providing and maintaining site offices, supplies and equipment, chemical and physical tests.

3.2.2.1 Information Technology and Reprographic (ITR) Expenses.

Costs incurred by the Consultant shall be reimbursed at a standard charge rate of \$10.00 per labour hour expended. The assessment shall include all information technology resources required for purposes of providing the services contemplated under this agreement, including: computer equipment/systems, computer software, computer supplies, networking (local and wide area), and labour associated with computer management, administration and support. Computer systems include all types of computers, such as: general purpose microcomputers, PC-CADD microcomputers, graphic design workstations, and notebooks. The ITR charge shall also include all regular in-house convenience copying and printing. Cost for reproducing specifications and drawing sets shall not be included in this rate. (see above).

10a

3.3 Payment**3.3.1 Fees Calculated on a Time Basis****(a) Monthly Payment**

The Consultant shall submit an invoice to the Client for all Services completed in the immediately preceding month. All fees and charges will be payable in Canadian funds unless noted otherwise. Invoices will be due and payable, as presented, by the Client upon receipt. Interest at the annual rate of 12 percent (1 percent monthly) will be paid on the total outstanding unpaid balance commencing 30 days after the Client has received the Consultant's invoice.

(b) The Consultant reserves the right, without penalty, to discontinue services in the event of non-payment.

(c) If the project is abandoned or delayed for any reason beyond the Consultant's control, the Client shall pay a fee for services rendered to that date, plus the termination expenses

3.4 Fee Estimate

Estimated Fees were prepared for each of the four aqueducts in question and are contained in Appendix I. The rates used in the estimates are representative of the type of individual who will perform the work, but the actual rates will be billed as per Article 3.

SIGNED, SEALED AND DELIVERED

in the presence of:

) _____
) _____
) _____
) _____
) _____
) _____

STEM ENGINEERING

The signatory shall have the authority to bind the corporation or company for purposes of this agreement



Mark P. Coleman, P. Eng.
Principal

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

The signatory shall have the authority to bind the municipality or its agency for purposes of this agreement

MAYOR - John Rowswell

CITY CLERK – Donna P. Irving

APPENDIX 1 – ESTIMATED FEE

Central Creek Aqueduct	\$ 12,105.00
Fort Creek Aqueduct	\$ 15,285.00
Clark Creek Aqueduct	\$ 13,425.00
Farwell Terrace Aqueduct	\$ 11,955.00
TOTAL	<u>\$52,770.00</u>

Note: The above numbers are pre-tax dollars.

Detailed Estimate Sheets follow this page.

SPECIALTY SERVICES

Fees for specialty services are considered extra to the above. Should those services be required, a separate cost estimate will be provided to the City for review. Upon acceptance of the quotations, the service will be invoiced to the City at cost, plus 5%.

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ENGINEERING ESTIMATE

Project: **Biannual Aqueduct / Culvert Inspections**

Project No. **06077.01**

Description: **Central Creek Aqueduct**

Date: **May 23, 2007**

TASK	DESCRIPTION	HOURS	RATE	COST
Preliminary	Initial review of work	2	\$ 125.00	250.00
General	Drawing and document retrieval	4	\$ 75.00	300.00
Site Inspection	assume 2 men for 20 hours each - spring	40	\$ 105.00	4,200.00
Confined Space	assume 1 man for 20 hours - spotter	20	\$ 55.00	1,100.00
Report	allow one week	40	\$ 125.00	5,000.00
Clerical	allow	4	\$ 40.00	160.00
Meetings	allow 1 meeting (2 men) with City to review results	4	\$ 105.00	420.00
Disbursements	2 Monitors rental fee \$320/wk ea. (+ 5%) allow			\$ 675.00
SUBTOTAL		114.00		\$ 12,105.00
6% GST				\$726.30
TOTAL				\$12,831.30

ENGINEERING ESTIMATE

Project: **Biannual Aqueduct / Culvert Inspections**

Project No. **06077.02**

Description: **Fort Creek Aqueduct**

Date: **May 23, 2007**

TASK	DESCRIPTION	HOURS	RATE	COST
Preliminary	Initial review of work	2	\$ 125.00	250.00
General	Drawing and document retrieval	4	\$ 75.00	300.00
Site Inspection	assume 2 men for 32 hours each	64	\$ 105.00	6,720.00
Confined Space	allow 1 man for 32 hours -spotter	32	\$ 55.00	1,760.00
Report	allow five days	40	\$ 125.00	5,000.00
Clerical	allow	4	\$ 40.00	160.00
Meetings	allow 1 meeting (2 men) with City to review results	4	\$ 105.00	420.00
Disbursements	2 Monitors rental fee \$320/wk ea. (+ 5%) allow			\$ 675.00
SUBTOTAL		150.00		\$ 15,285.00
6% GST				\$917.10
TOTAL				\$16,202.10

ENGINEERING ESTIMATE

Project: **Biannual Aqueduct / Culvert Inspections**

Project No. **06077.03**

Description: **Clark Creek Aqueduct**

Date: **May 23, 2007**

TASK	DESCRIPTION	HOURS	RATE	COST
Preliminary	Initial review of work	2	\$ 125.00	250.00
General	Drawing and document retrieval	4	\$ 75.00	300.00
Site Inspection	assume 2 men for 24 hours each - spring	48	\$ 100.00	4,800.00
Confined Space	To address recent confined space legislation & due diligence			
	Attendance at seminars, research, prepare plan	20	\$ 125.00	2,500.00
	allow 1 additional man on surface as spotter for "confined"	24	\$ 55.00	1,320.00
Report	allow 3 days	24	\$ 125.00	3,000.00
Clerical	allow	4	\$ 40.00	160.00
Meetings	allow 1 meeting (2 men) with City to review results	4	\$ 105.00	420.00
Disbursements	2 Monitors rental fee \$320/wk ea. (+ 5%) allow			\$ 675.00
SUBTOTAL		130.00		\$ 13,425.00
6% GST				\$805.50
TOTAL				\$14,230.50

ENGINEERING ESTIMATE

Project: **Biannual Aqueduct / Culvert Inspections**

Project No. **06077.04**

Description: **Farwell Terrace Aqueduct**

Date: **May 23, 2007**

TASK	DESCRIPTION	HOURS	RATE	COST
Preliminary	Initial review of work	2	\$ 125.00	250.00
General	Drawing and document retrieval	2	\$ 75.00	150.00
Site Inspection	assume 2 men for 20 hours each (Main Aqueduct)	40	\$ 105.00	4,200.00
Confined Space	allow 1 man for 20 hours -spotter	20	\$ 55.00	1,100.00
Report	allow one week	40	\$ 125.00	5,000.00
Clerical	allow	4	\$ 40.00	160.00
Meetings	allow 1 meeting (2 men) with City to review results	4	\$ 105.00	420.00
Disbursements	2 Monitors rental fee \$320/wk ea. (+ 5%) allow			675.00
		SUBTOTAL	112.00	\$ 11,955.00
		6% GST		\$717.30
		TOTAL		\$12,672.30

108(6)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-123

AGREEMENTS: (E.3.4) A by-law to authorize an agreement (2007-4E) with the City and Ellwood Robinson Limited for improvements to Trunk Road

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" (Contract 2007-4E) hereto dated the 25th day of June, 2007 and made between the City and Ellwood Robinson Limited for the improvements to Trunk Road from Wellington Street East to Black Road.

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and **PASSED** in open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING

CORPORATION OF THE CITY OF SAULT STE. MARIE

CONTRACT 2007-4E

FORM OF AGREEMENT

This Agreement made (in triplicate) this 25th day of June in the year 2007 by and between Ellwood Robinson Limited hereinafter called the "Contractor"

AND

The Municipal Corporation of the City of Sault Ste. Marie, Ontario hereinafter called the "Corporation".

WITNESSETH: That the Contractor and the Corporation undertake and agree as follows:

1. The Contractor will provide all the materials and all the works shown and described in the contract documents entitled:

**TRUNK ROAD IMPROVEMENTS
CONTRACT 2007-4E**

which have been signed in triplicate by both parties and which were prepared under the supervision of Jerry D. Dolcetti, RPP, Commissioner of Engineering & Planning acting as and herein entitled, the Owner.

2. The Contractor will do and fulfill everything indicated by the Agreement, the General Conditions, the Specifications, the Special Provisions and the Drawings.
3. The Contractor will complete all the work to the entire satisfaction of the Owner within the period of time specified.
4. The Corporation shall pay to the Contractor the contract price as set forth in the Form of Tender in accordance with the provisions as set forth in the General Conditions and the Special Provisions. The quantities contained in the Form of Tender are approximate only and the final payment shall be made for the actual quantities that are incorporated in or made necessary by the work covered by the contract.
5. The Corporation shall pay the Contractor for work that is ordered in writing by the Owner and that cannot be classified as coming under any of the contract units and for which no unit price, lump sum, or other basis can be agreed upon, on a time and material basis as set out in the General Conditions.
6. The Contractor shall indemnify and save harmless the Corporation, its officers, employees and agents, from all loss, damages, costs, charges and expenses of every nature and kind whatsoever which may be made or brought against the Corporation, its officers, employees and agents, by reason or in consequence of the execution and performance or maintenance of the work by the Contractor, its employees, agents or officers.

7. All communications in writing between the Corporation, the Contractor and the Owner shall be deemed to have been received by the Addressee if delivered to the individual, a member of the firm or an officer of the Corporation for whom they are intended or if sent by post or by facsimile as follows:

THE CORPORATION: The Corporation of the City of Sault Ste. Marie
P.O. Box 580
Civic Centre
99 Foster Drive
Sault Ste. Marie, ON P6A 5N1

THE CONTRACTOR: Ellwood Robinson Limited
P.O. Box 40
2075 Great Northern Road
Sault Ste. Marie, ON P6A 5L2

THE OWNER: Jerry D. Dolcetti, RPP
Commissioner, Engineering & Planning
P.O. Box 580
99 Foster Drive
Sault Ste. Marie, ON P6A 5N1
Facsimile 705-541-7165

IN WITNESS WHEREOF the parties hereto have executed this Agreement by the day and year first above written.

Signed, Sealed and Delivered
in the presence of

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

MAYOR - JOHN ROWSWELL

(seal)

CITY CLERK - DONNA P. IRVING

THE CONTRACTOR

COMPANY NAME

(seal)

SIGNATURE

THE CORPORATION OF THE CITY OF SAULT STE.MARIE

BY-LAW NO. 2007-125

OFFICIAL PLAN AMENDMENT: A by-law to adopt
Amendment No. 124 to the Official Plan.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to section 21 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows;

1. The Council hereby adopts Amendment No. 124 to the Official Plan for the Sault Ste. Marie planning area in the form attached hereto.
2. Subject to any referrals under the Planning Act, this by-law shall come into force on the date of its final passing.

Read THREE TIMES and PASSED in open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA IRVING

NOTICE THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy. CITY SOLICITOR
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**AMENDMENT NO. 124
TO THE
SAULT STE. MARIE OFFICIAL PLAN**

PURPOSE:

This Amendment is an amendment to the Text of the Official Plan as it relates to the Rural Area policies.

LOCATION:

Located on the west side of Maki Road, approximately 33m (108') north of Avery Road; Zoning Map 1-132.

BASIS:

This Amendment is necessary in view of a request to sever the subject property to create one additional single rural residential lot.

Council now considers it desirable to amend the Official Plan.

DETAILS OF THE ACTUAL AMENDMENT & POLICIES RELATED THERETO:

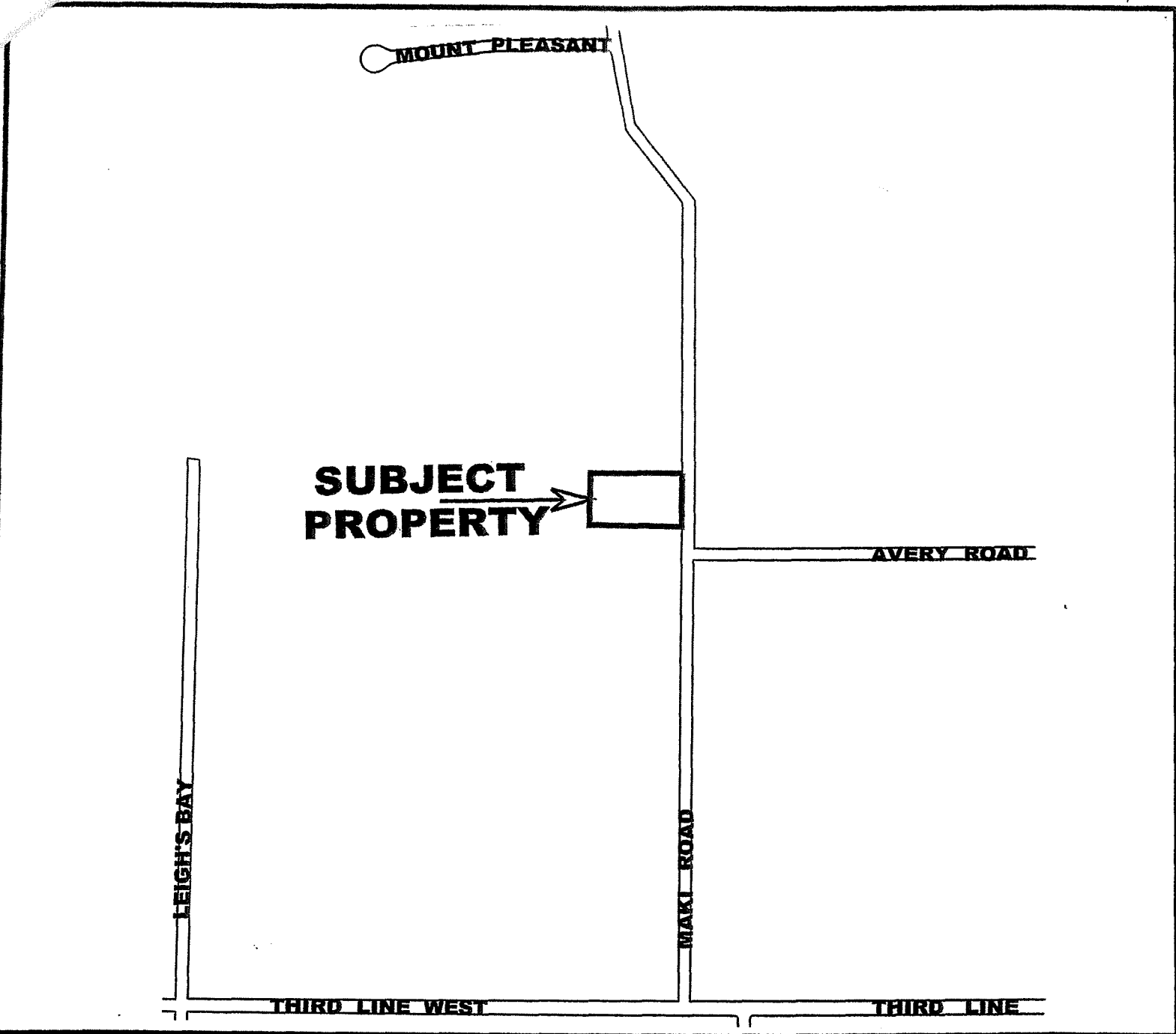
The Official Plan for the City of SSM is hereby amended by adding the following paragraph to the Special Exceptions Section:

"Special Exceptions"

81. Notwithstanding the Rural Area policies of the Official Plan, lands described as the west side of Maki Road, approximately 33m (108') north of Avery Road. Civic No. 225 Maki Road may be used for one (1) additional rural residential lot.

INTERPRETATION

The provisions of the Official Plan as amended from time to time will be applied to this Amendment.



OFFICIAL PLAN SCHEDULE "C"
LAND USE LEGEND



RESIDENTIAL



INDUSTRIAL



PARKS
RECREATIONAL



COMMERCIAL



INSTITUTIONAL



RURAL AREA

SCHEDULE "A" to AMENDMENT No. 124



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-119

REGULATIONS: (R.1.2.5.) A by-law to require certain retail business establishments to be closed on December 26th in each year.

WHEREAS Subsection 148(1) of the Municipal Act, 2001, S.O. 2001, c. 25 allows a local municipality to require business establishments to be closed on days set out in the By-law;

AND WHEREAS the Council of the City of Sault Ste. Marie wishes to pass such a by-law;

NOW THEREFORE THE Council of the City of Sault Ste. Marie hereby enacts as follows:

1. **DEFINITIONS**

In this by-law:

"Automobile Service Station" means a building or place where gasoline, oil, grease, anti-freeze, tires, tubes, tire accessories, electric light bulbs, spark plugs and batteries for motor vehicles are stored or kept for sale, or where motor vehicles may be oiled, greased or washed, or have their ignition adjusted, tires inflated or batteries charged, or where only minor or running repairs essential to the actual operation of motor vehicles are executed or performed;

"Bait Shop" means a shop, the principal trade of which is the sale of live bait or artificial bait or both;

"Drug Store" means a pharmacy accredited under the Drug and Pharmacies Regulation Act, R.S.O. 1990, c. H.4. where

- (i) the dispensing of drugs upon prescription is available to the public during business hours; and
- (ii) the principal business of the pharmacy is the sale of goods of a pharmaceutical or therapeutic nature or for hygienic or cosmetic purposes and no other goods are available for sale except as sundries; and
- (iii) the total area used for serving the public or for selling or displaying to the public in the establishment is less than 7,500 square feet;

"Motor Vehicle" includes an automobile, motorcycle, and any other vehicles propelled or driven otherwise than by muscular power, but does not include a motorized snow vehicle, traction engine, farm tractor, self propelled implement of husbandry or road-building machine;

"Neighbourhood Convenience Store" means a shop:

- (i) the principal trade of which is the sale of food and household supplies;
- (ii) in which the total area used for serving the public or for selling or displaying to the public is less than 2,400 square feet; and
- (iii) in which there are a maximum of three employees for the entire day including the owner or manager;

"Public Garage" includes an automobile service station, a parking station or a parking lot, or a building or place where motor vehicles are hired or kept or used for hire, or where such vehicles or gasoline or oils are stored or kept for sale, and a building or place used as a motor vehicle repair shop or for washing or cleaning motor vehicles; and

"Retail Business Establishment" means a premises where goods or services are sold or offered for sale by retail

2. **GENERAL CLOSING**

No person employed by or acting on behalf of a person carrying a retail business in a retail business establishment shall:

- (i) sell or offer for sale any goods or services therein by retail;
or
- (ii) admit members of the public thereto

on December 26th in each year.

3. **EXEMPTIONS**

- (1) This by-law does not apply to the sale or offering for sale by retail of:
 - (a) goods or services in the form of or in connection with prepared meals or living accommodation;
or
 - (b) liquor under the authority of a licence or permit issued under the Liquor Licence Act, R.S.O. 1990, c. L.19.
- (2) This By-law shall not apply to any of the following retail business establishments:
 - (a) Art Galleries
 - (b) Automobile Service Stations
 - (c) Bait Shops
 - (d) Book Stores
 - (e) Drug Stores
 - (f) Florists
 - (g) Fresh Fruit and Vegetable Shops
 - (h) Marine Supply Shops
 - (i) Magazine and Periodical Stores
 - (j) Neighbourhood Convenience Stores
 - (k) Newspaper Stands
 - (l) Public Garage
 - (m) Souvenir Shops
 - (n) Tobacco Shops
 - (o) Video Game Shops,
or
 - (p) Video Rental Stores.
- (3) This By-law shall not apply in respect of admission to the public to premises for educational, recreational, or amusement purposes in respect of the sale or offering for sale of goods or services incidental thereto.

101d

4. **ENFORCEMENT**

Every person who contravenes the provisions of this By-law is guilty of an offence and on conviction is liable to a fine of not less than \$500.00 and not more than \$100,000.00 as provided in the Municipal Act.

5. This by-law shall come into force and take effect immediately upon the final passing thereof.

READ THREE TIMES and **PASSED** in Open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA P. IRVING

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-118

TEMPORARY STREET CLOSING: (S.2.) A by-law to permit the temporary closing of Queen Street from East Street to Dennis Street to facilitate the annual summer late night shopping event.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **TEMPORARY CLOSING OF QUEEN STREET**

The Council hereby authorizes the closing to vehicular traffic of Queen Street from East Street to Dennis Street on Thursday, July 12th, 2007 from 7:00 p.m. to 11:00 p.m. to facilitate various activities for the annual late night shopping event.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE times and **PASSED** in open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA P. IRVING

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-121

TEMPORARY STREET CLOSING: (S.2.) A by-law to permit the temporary closing of Queen Street East from East Street to Gore Street to facilitate the Superior Rallyfest Parade

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **TEMPORARY CLOSING OF QUEEN STREET**

The Council hereby authorizes the closing to vehicular traffic of Queen Street East from East Street to Gore Street on Saturday August 11, 2007 from 10:30 a.m. to 11:15 am. to facilitate various activities and the Superior Rallyfest Parade.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE times and **PASSED** in open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA P. IRVING

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-122

TRAFFIC: (T.2.1.) A by-law to appoint a person to designate a portion of a highway under municipal jurisdiction to be a construction zone.

WHEREAS section 128 (8.1) of the Highway Traffic Act permits the municipality to appoint a person to designate a portion of a highway under municipal jurisdiction as a construction zone;

AND WHEREAS the said section requires that signs be posted in accordance with a regulation filed under the Act to identify the construction zone;

AND WHEREAS section 128 (10) allows the person so designated to set the rate of speed in the construction zone;

AND WHEREAS section 128 (10.1) allows the speed limit signs to be posted in the designated construction zone;

AND WHEREAS Council deems it appropriate to adopt the procedure permitted in the Highway Traffic Act to increase the safety of workers in construction zones;

NOW THEREFORE the Council of the Corporation of the City of Sault Ste. Marie hereby **ENACTS** as follows:

1. **SECTION 27c ADDED TO BY-LAW 77-200**

By-law 77-200 of the City of Sault Ste. Marie is amended by adding the following new section:

"Manager of Traffic Appointed to Designate Construction Zones

Section 27c. Pursuant to Section 128 of the Highway Traffic Act, as amended, the person holding the position of Manager of Traffic for the City is appointed as the person who may designate a portion of a highway under the jurisdiction of the City of Sault Ste. Marie as a construction zone and further that person may designate the rate of speed in the construction zone once signs designating the construction zone have been posted in accordance with the regulation filed under the Act. "

2. **EFFECTIVE DATE**

This by-law takes effect on the date of its final passing.

READ THREE TIMES and **PASSED** in Open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERKS - DONNA P. IRVING

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-126

TRAFFIC: (T.2.1.) A by-law to amend Schedule "A" of Traffic By-law 77-200.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, pursuant to the provisions Section 11 the Municipal Act, 2001, S.O., 2001 c. 25 and amendments thereto, ENACTS as follows:

1. Schedule "A" to Traffic By-law 77-200 is amended by adding the following:

<u>No.</u>	<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>	<u>Prohibited Time</u>
483 (a)	Pine Street	west	Queen Street	the first driveway south of Queen St. on the west side of Pine St.	any time

2. **EFFECTIVE DATE**

This by-law becomes on the date of its final passing.

READ THREE TIMES and PASSED in Open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA P. IRVING

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1861

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-124

ZONING: A by-law to amend Sault Ste. Marie Zoning By-law 2005-150 and 2005-151 concerning lands located at 759 and 775 Trunk Road.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to section 34 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows:

1. **LOCATED ON THE SOUTH SIDE OF TRUNK ROAD, APPROXIMATELY 40M EAST OF ITS INTERSECTION WITH GIBB STREET;
CHANGE FROM HZ TO HZ.S**

The zone designation on the lands described in Section 2 of this by-law, which lands are shown on Map No. 1-39 of Schedule A to By-law 2005-150 is changed from HZ, Highway Zone to HZ.S, Highway Zone with a "special exception".

2. **BY-LAW 2005-151 AMENDED**

Section 2 of By-law 2005-151 is amended by adding thereto the following subsection 2(246) and heading as follows:

"2(246) 759 and 775 Trunk Road

Despite the provisions of the By-law 2005-150, the lands located on the south side of Trunk Road, approximately 40m east of its intersection with Gibbs Street and marked "subject property" on the map attached as Schedule No. 246 hereto is changed from HZ, Highway Zone to HZ.S, Highway Zone with a "special exception" to permit a pharmacy as an additional use, subject to the following condition:

1. Vehicular access to the subject properties is restricted to Trunk Road."

3. **SCHEDULE A**

Schedule A hereto forms a part of this by-law.

4. **CERTIFICATE OF CONFORMITY**

It is hereby certified that this by-law is in conformity with the Official Plan for the City of Sault Ste. Marie, authorized and in force on the day of the passing of this by-law.

READ THREE TIMES and PASSED in Open Council this 25th day of June, 2007.

MAYOR – JOHN ROWSWELL

CLERK - DONNA P. IRVING

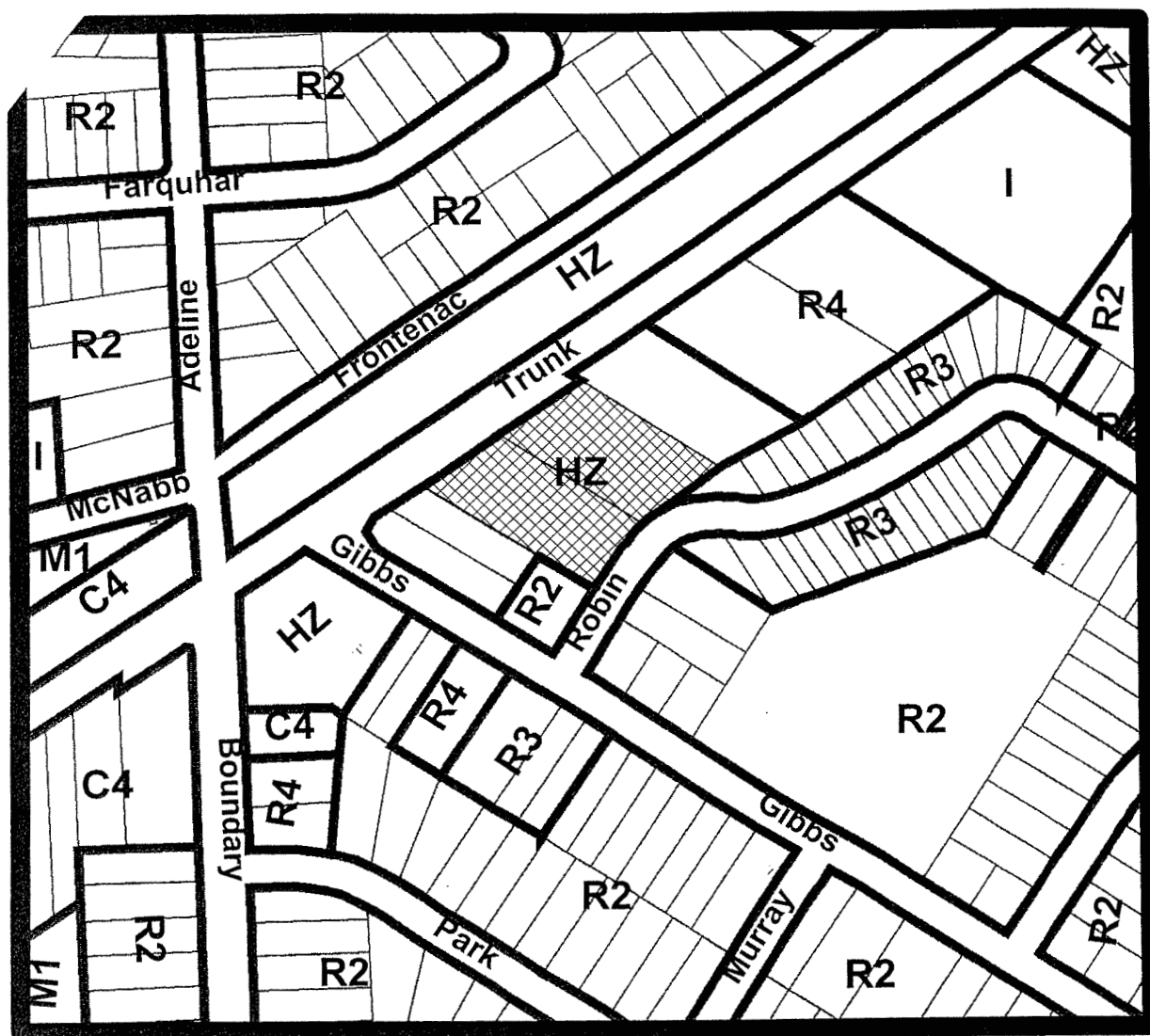
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CITY SOLICITOR

10(i)

SCHEDULE A TO BY-LAW 2007-124 AND SCHEDULE 246 TO BY-LAW 2005-151 OF
THE CORPORATION OF THE CITY OF SAULT STE. MARIE, READ THREE TIMES
AND PASSED IN OPEN COUNCIL THIS 25TH DAY OF JUNE, 2007.



ZONING MAP APPLICATION A-12-07-Z

May 25, 2007

Metric Scale
1 : 3000



Subject Property - 759 & 775 Trunk Road



C4 - General Commercial Zone

HZ - Highway Zone

M1 - Light Industrial Zone

R2 - Single Detached Residential Zone



R3 - Low Density Residential Zone

R4 - Medium Density Residential Zone

I - Institutional Zone

MAP 1-39