

**A G E N D A**  
**COUNCIL MEETING**

**TOWNSHIP HALL – CROSSHILL**

**February 6, 2012**

**6:45 P.M. – Council Session Opens With Prayer**

Declaration of Interest (if any) in accordance with the Municipal Conflict of Interest Act

- I Minutes of Previous Meeting - Regular Council Meeting of January 17, 2012
- II Receiving Petitions:
- III Delegations:
  - 1) Mr. Mark Bingeman & Tracey Desjardins, General Manager, Waterloo Region Tourism Marketing Corp re: Presentation to Council
  - 2) Mr. Ron Hackett, WTHHS re: Organization updates
- IV Committee of the Whole:
  - (1) Planning & Development
  - (2) Road & Bridge; Property & Fire
  - (3) Administration/Finances
  - (4) Recreation
  - (5) Personnel
- V Accounts - *not available until after the completion of 2011 Year End*  
Financial Statement - *not available until after the completion of 2011 Year End*
- VI Unfinished Business: Strategic Plan – November 2011 – in progress  
Fence Permit – December 5, 2011 – being reviewed by Staff  
Attendance Form Revisions – in progress
- VII New Business:
- VIII Other Reports:
- IX Caucus: Section 239(2)(b) of the Municipal Act
- X Read By-Laws First and Second Times:
  - 6/2012 – By-law to Amend By-law Number 40/2003, being an Official Plan for the Township of Wellesley (Hunke)
  - 7/2012 - By-law to Amend By-law Number 28/2006 being a Zoning By-law for the Township of Wellesley (Hunke)
  - 8/2012 - Confirming
- XI Pass First and Second Readings:  
6 /2012; 7/2012 and 8/2012

XII Read By-Laws Third Time, Pass, Sign and Seal:  
6/2012; 7/2012 and 8/2012

XIII Next Meetings: Regular Council Meeting February 21, 2012 6:45pm  
*No Recreation Committee Meeting in February*  
Regular Council Meeting March 5, 2012 6:45pm  
Regular Council Meeting March 20, 2012 6:45pm

XIV Motion to Adjourn

**TOWNSHIP OF WELLESLEY**

**COUNCIL MEETING MINUTES**

**Page 1 of 5  
January 17, 2012**

Present: Mayor, Ross Kelterborn,  
Council – Shelley Wagner, Jim Olender, Herb Neher, Paul Hergott  
Staff - Susan Duke, Executive Director Corporate/Clerk  
- Will McLaughlin, Executive Director Operations  
- Sarah Peck, Junior Planner  
- Grace Kosch, Deputy Clerk

The regular meeting of the Township of Wellesley was held at the Council Chambers in Crosshill at 6:45 P.M. on January 17, 2012 with all members in attendance. The Council meeting opened with Susan Duke leading in prayer and Mayor Kelterborn was in the chair.

**Minutes of the Previous Meeting:**

- 11 Moved by: Jim Olender – Seconded by: Shelley Wagner  
That the minutes of the Regular Council Meeting of January 3, 2012 at the Crosshill Council Chambers be adopted as presented. Carried
- 12 Moved by: Jim Olender – Seconded by: Paul Hergott  
That the Council of the Township of Wellesley declare Block 106 RP58M-380 Molesworth Street surplus to the needs of the Township and that the lands be put up for sale pursuant to the Township Policy. Carried

**Petitions:** None

**Delegations:**

- 13 Moved by: Paul Hergott – Seconded by: Herb Neher  
That the following be received as delegations:  
1) Waterloo Region Crime Prevention Council  
Speakers: Mr. Michael Parkinson, Community Engagement Coordinator  
Regarding: Integrated Drug Strategy  
2) Public Participation: Rogers Telecommunications Tower  
Mr. Robert Doerner re: Rogers Telecommunications Tower  
3) Mr. Robert Dietz, Wellesley resident re: Bell Tower  
Carried

**Mr. Michael Parkinson**, Waterloo Region Crime Prevention Council

Mr. Parkinson provided Council with a powerpoint presentation regarding the integrated drug strategy, speaking specifically about the task force that has been established, the process and the next steps. Council asked questions with Mr. Parkinson responding.

**Mr. Robert Doerner**

Mr. Doerner spoke of his opinion regarding health issues with the installation of the Rogers Telecommunications Tower.

**COUNCIL MEETING MINUTES**

Mr. Robert Dietz

Mr. Dietz stated his opinion of the installation of the Bell Tower that is being installed adjacent to his property. Mr. Dietz has requested all relevant information and correspondence

**Committee of the Whole:**

- A Moved by: Shelley Wagner – Seconded by: Paul Hergott  
That the Council rise and go into a Committee of the Whole to receive reports and recommendations. Carried

**Planning & Development:**

Chairperson: Jim Olender

P. & D. 5/12 – GRCA Application – For information  
Permission No. 550/11 re: 4269 Lobsinger Line  
Permission No. 622/11 re: 3874 Moser Young Road

- 14 P. & D. 6/12 – Minor Variance Application A9/11 re: 4635 Ament Line  
Moved by: Jim Olender - Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley accept the comments in this report and forward this report to the Committee of Adjustment for their consideration in the matter of application A9/11. Carried

- 15 P. & D. 7/12 – Official Plan Amendment 01/11 & Zoning By-law Amendment 04/11  
Application re: 3639 Nafziger Rd., Township of Wellesley  
Moved by: Ross Kelterborn - Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley defer decision on OPA 01/11 and ZBA 04/11; and further,  
That the Council of the Township of Wellesley authorize Township staff to re-circulate the public and relevant commenting agencies with further details of the subject applications to facilitate their full and meaningful participation. The notices will be based on the owner/applicants' revised proposal. Carried

- 16 P. & D. 8/12 – Resolution from the Municipality of North Perth re: Green Energy  
Moved by: Herb Neher - Seconded by: Ross Kelterborn  
That the Council of the Township of Wellesley support the resolution brought forth by the Municipality of North Perth regarding Green Energy as detailed in File No. P. & D. 8/12. Carried

- 17 P. & D. 9/12 – Resolution from the Township of Stirling-Rawdon re: Green Energy  
Moved by: Paul Hergott - Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley support the resolution brought forth by the Township of Stirling-Rawdon regarding Green Energy as detailed in File No. P. & D. 9/12. Carried

P. & D. 10/12 – Rogers Telecommunications Tower – Council Direction requested

**COUNCIL MEETING MINUTES**

- 18 Moved by: Herb Neher – Seconded by: Ross Kelterborn  
That the Council of the Township of Wellesley provide the Statement of Concurrence for the installation of a Rogers Telecommunications Tower for the lands known as 4074 Hessen Strasse, St. Clements, Ontario and owned by Joseph & Salmone Martin. Carried

**Road & Bridge; Property & Fire:**

Chairperson: Paul Hergott

R. & B.; P. & F. 3/12 – 2012 Winter Sand Quotations – For information

R. & B.; P. & F. 4/12 – Hydro One – Tower Line Forestry Maintenance Program  
– For information

R. & B.; P. & F. 5/12 – Resolution from Nottawasaga Police Services Board re: Traffic Enforcement – Use of Photo Radar – NOTE & FILE

R. & B.; P. & F. 6/12 – Fire Call Reports – For information

**Administration/Finance:**

Chairperson: Ross Kelterborn

Admin./Finance 9/12 – MPAC Assessment Products & Service Delivery Update – For information

Admin./Finance 10/12 – FCM to Celebrate International Development Week – For information

**Recreation:**

Chairperson: Shelley Wagner

Recreation 1/12 – Region of Waterloo re: Regional Funding for Arts & Culture Organizations – For information

**Personnel:** *See Caucus minutes*

Chairperson: Herb Neher

**B** Moved by: Paul Hergott - Seconded by: Herb Neher  
That the Committee of the Whole rise and Council resume and report. Carried

**C** Moved by: Shelley Wagner - Seconded by: Jim Olender  
That the report of the Committee of the Whole be adopted as set forth in the motions and actions detailed above. Carried

**Accounts:** *not available until after the completion of 2011 Year End*

**COUNCIL MEETING MINUTES**

**Unfinished Business:**

Strategic Plan – November 2011 – in progress  
Fence Permit – December 5, 2011 – being reviewed by Staff  
Attendance Form Revisions – November 29, 2011

**New Business:**

Councillor Hergott questioned if the agendas are to be prepared electronically. Susan Duke, Executive Director Corporate/Clerk advised staff is looking at a training program to see if we can move in that direction.  
Dates for budget were discussed.

**Other Reports:**

Councillor Olender spoke of his attendance at the Crime Prevention Council Annual Meeting where he was appointed the Community Services Representative for rural municipalities.  
Willis McLaughlin, Executive Director operations spoke of Waterloo North Hydro plans for street lighting replacement program across the Township, further stating this has to be added to the Capital Budget numbers.

**Caucus:**

- 19 Moved by: Shelley Wagner – Seconded by: Paul Hergott  
That this portion of the meeting be closed to the public in order to consider the following:  
  X   Section 239(2)(b) of the Municipal Act – personal matters about an identifiable individual, including municipal or local board employees Carried
- 20 Moved by: Shelley Wagner – Seconded by: Jim Olender  
That the Council meeting resume and report. Carried
- Personnel 2/12 – Section 239(2)(b) of the Municipal Act - personal matters about an identifiable individual, including municipal or local board employees; as requested by Councillor Neher
- 21 Moved by: Herb Neher – Seconded by: Jim Olender  
That the Council of the Township of Wellesley authorize a salary increase for Mr. Willis McLaughlin to the next level of the grid effective January 1, 2012. Carried

**By-Laws:**

- D Moved by: Paul Hergott - Seconded by: Jim Olender  
By-Law Nos.  
4/2012 –By-law to Authorize the Borrowing of Money to Meet Current Expenditures of the Council of the Township of Wellesley  
5/2012 - Confirming be read a first and second time. Carried
- E Moved by: Herb Neher - Seconded by: Shelley Wagner  
That By-Law No. 4/2012 and 5/2012 pass first and second readings. Carried

**COUNCIL MEETING MINUTES**

F Moved by: Shelley Wagner - Seconded by: Paul Hergott  
That By-Law No. 4/2012 and 5/2012 be read a third time and passed and the Mayor and Clerk be authorized to sign and seal the By-Laws under the Corporate Seal. Carried

<b>Next Meetings:</b> Regular Committee Meeting	January 31, 2012	6:45pm
Regular Council Meeting	February 6, 2012	6:45pm
Regular Council Meeting	February 21, 2012	6:45pm

22 On a motion by Paul Hergott, the Council does now adjourn.

\_\_\_\_\_  
Executive Director Corporate/Clerk – Susan Duke

\_\_\_\_\_  
Mayor – Ross Kelterborn

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**BY-LAW NUMBER 6/2012**

**A BY-LAW TO AMEND THE TOWNSHIP OF WELLESLEY OFFICIAL PLAN 40/2003**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section,  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY .**

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WHEREAS the Council of the Corporation of the Township of Wellesley deems it desirable to amend the Official Plan for the Township of Wellesley as adopted by By-law Number 40/2003 to implement Official Plan Amendment No. 4:

NOW THEREFORE, the Council of the Township of Wellesley ENACTS AS FOLLOWS:

1. THAT the "Subject Property" is defined by Schedule 'A' of this By-law.
2. THAT MAP NO. 4 WELLESLEY URBAN AREA of By-law 40/2003 be amended by Schedule 'B' of this By-law to redesignate the subject property from Institutional to Urban Residential.
3. THAT except as amended by this By-law the "Subject Property" shall be subject to all other applicable policies of By-law 40/2003.
4. This By-law shall come into effect on the final passing thereof by the Council of the Corporation of the Township of Wellesley subject to compliance with the provisions of the *Planning Act*, RSO 1990, C.P. 13 as amended.

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

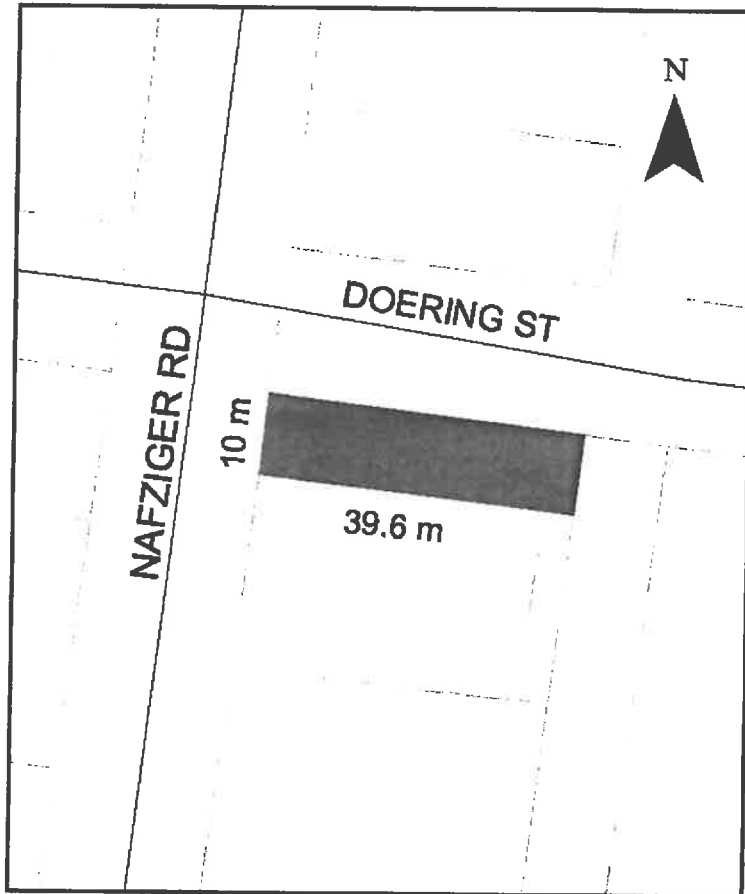
**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'A'**  
to  
**BY-LAW NUMBER 6/2012**

**KEY MAP OF SUBJECT PROPERTY**

**OFFICIAL PLAN AMENDMENT NO. 4**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**



**THIS IS SCHEDULE 'C' TO BY-LAW NUMBER 6/2012 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2012.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'B'**

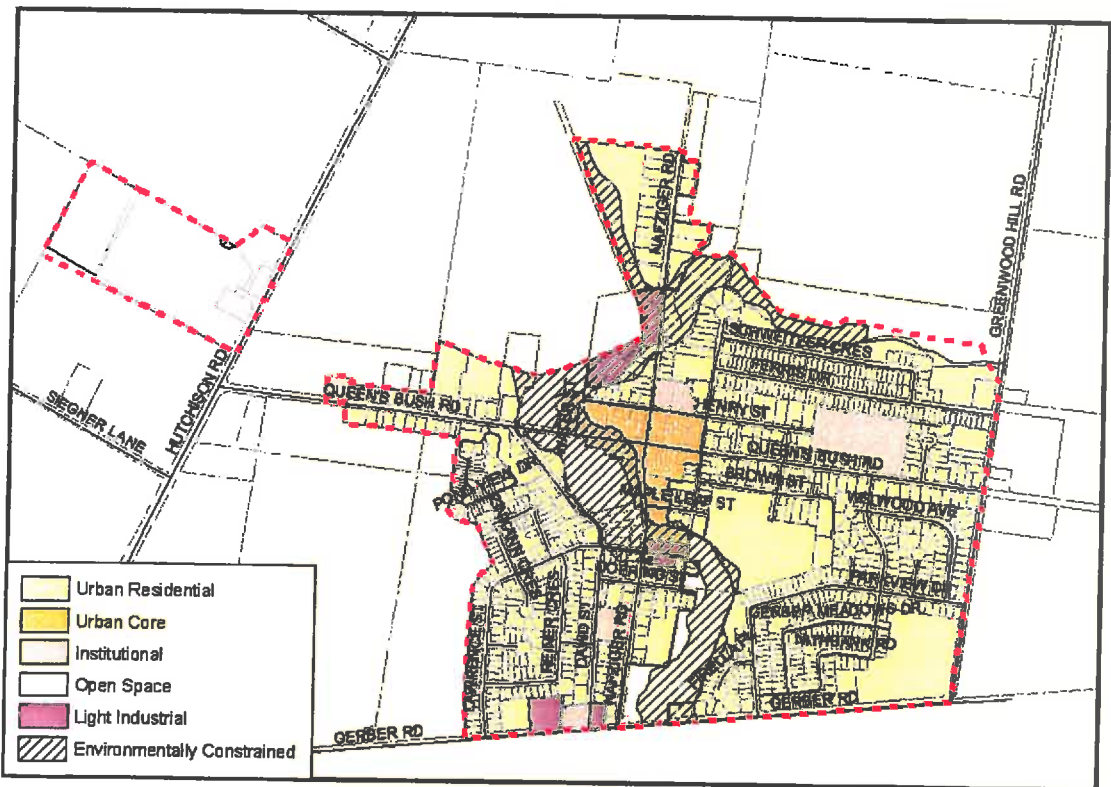
to

**BY-LAW NUMBER 6/2012**

**MAP NO. 4 WELLESLEY URBAN AREA**

**OFFICIAL PLAN AMENDMENT NO. 4**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**



**THIS IS SCHEDULE 'D' TO BY-LAW NUMBER 6/2012 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2012.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'C'**

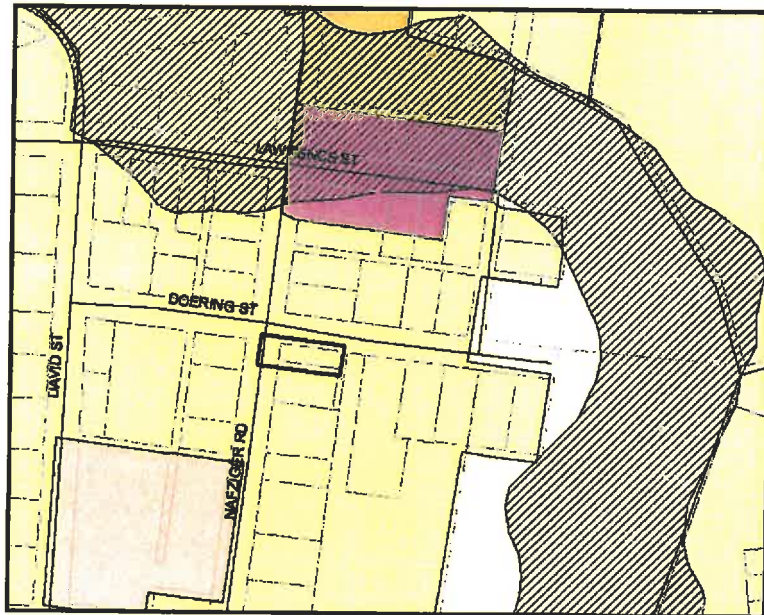
to

**BY-LAW NUMBER 6/2012**

**THUMBNAIL OF MAP NO. 4 WELLESLEY URBAN AREA**

**OFFICIAL PLAN AMENDMENT NO. 4**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.**



**THIS IS SCHEDULE 'E' TO BY-LAW NUMBER 6/2012 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2012.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**BY-LAW NUMBER 7/2012**

**A BY-LAW TO AMEND BY-LAW NUMBER 28/2006  
BEING A ZONING BY-LAW  
FOR THE TOWNSHIP OF WELLESLEY**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**

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WHEREAS the Council of the Corporation of the Township of Wellesley deems it desirable to amend said By-law Number 28/2006:

NOW THEREFORE, the Council of the Township of Wellesley ENACTS AS FOLLOWS:

1. THAT the "Subject Property" is defined by Schedule 'A' of this By-law.
2. THAT By-law Number 28/2006 is hereby amended by adding the following Paragraph to Zone "UR" Exception UR-12 Section 9.10.12 which shall state:

**Exception UR-12 Section 9.10.12**

THAT notwithstanding any other provisions of By-law 28/2006, the "Subject Property" illustrated on the map forming Schedule 'B-4' of By-law 28/2006 shall be amended to be subject to the following regulations:

- i. THAT no fewer than three (3) off-street parking spaces shall be provided to serve a two (2) unit dwelling on the "Subject Property".
  - ii. THAT a maximum of 65% of any habitable unit on the "Subject Property" may be below grade.
3. THAT notwithstanding any other provisions of By-law 28/2006, the "Subject Property" shall be amended to be zoned entirely 'UR-12' – Urban Residential.
  4. THAT Schedule 'B-4' of By-law 28/2006 be amended by Schedule 'B' of this By-law.
  5. THAT except as amended by this By-law, the "Subject Property" to this By-law shall be subject to all other applicable regulations of By-law 28/2006.
  6. This By-law shall come into effect on the final passing thereof by the Council of the Corporation of the Township of Wellesley subject to compliance with the provisions of the *Planning Act*, RSO 1990, C.P. 13 as amended.

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'A'**

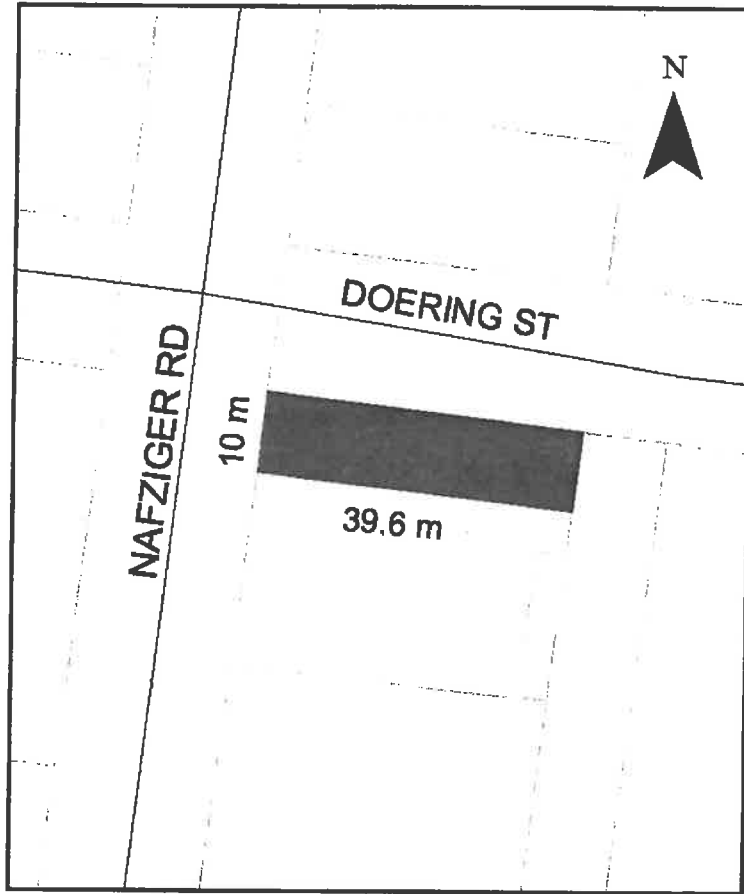
to

**BY-LAW NUMBER 7/2012**

**KEY MAP OF SUBJECT PROPERTY**

**ZONING BY-LAW AMENDMENT**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**



**THIS IS SCHEDULE 'C' TO BY-LAW NUMBER 7/2012 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2012.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'B'**

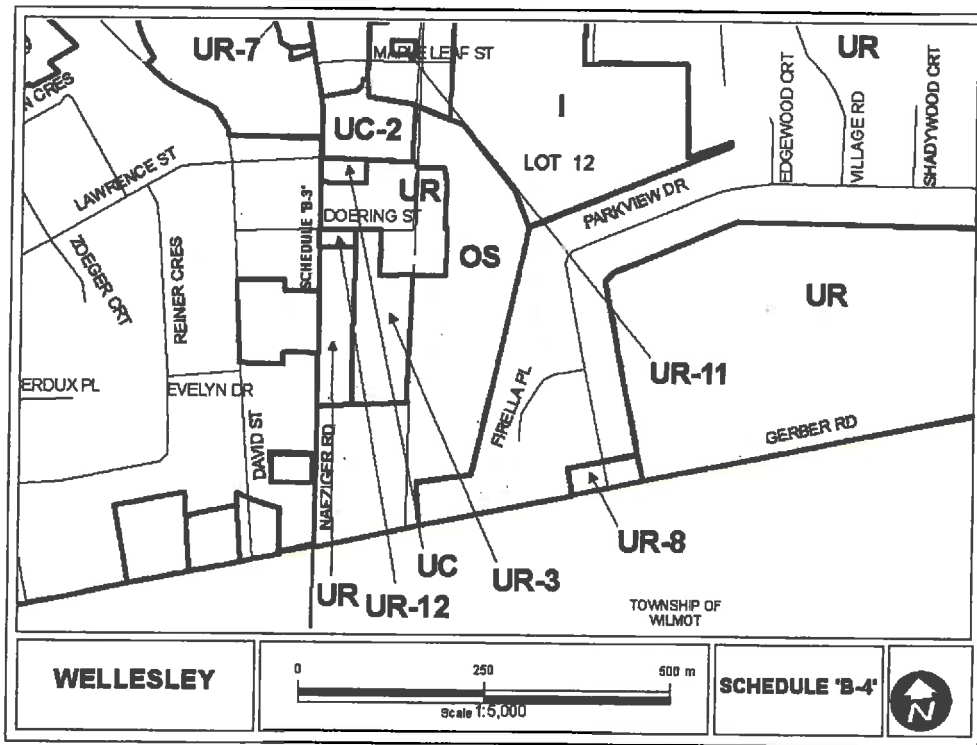
to

**BY-LAW NUMBER 7/2011**

**SCHEDULE 'B-4'**

**ZONING BY-LAW AMENDMENT**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**



**THIS IS SCHEDULE 'A' TO BY-LAW NUMBER 7/2011 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2011.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

**SCHEDULE 'C'**

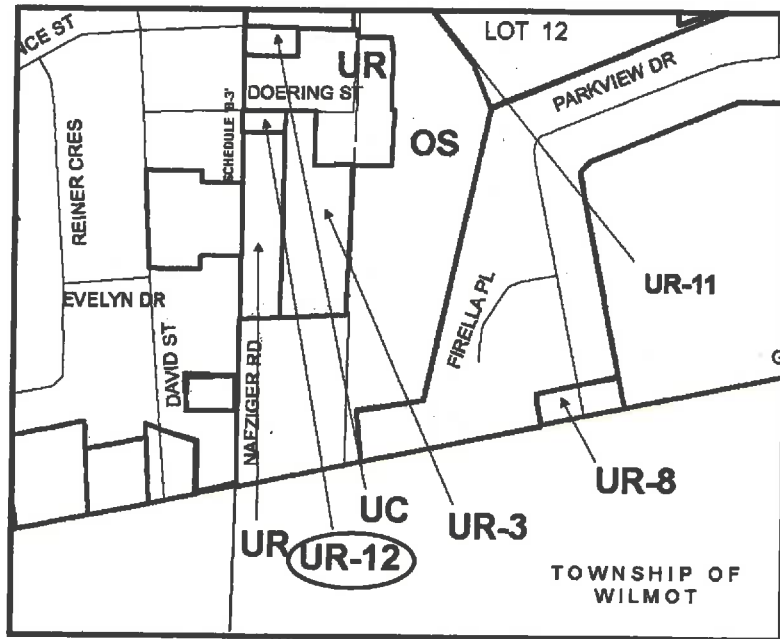
to

**BY-LAW NUMBER 7/2012**

**THUMBNAIL OF SCHEDULE 'B-4'**

**ZONING BY-LAW AMENDMENT .**

**Robert and Kathy Hunke  
Plan 1148, Lot 66, Part Lot 65, Eastern Section  
3639 Nafziger Rd.  
TOWNSHIP OF WELLESLEY**



**THIS IS SCHEDULE 'B' TO BY-LAW NUMBER 7/2012 PASSED THIS 6<sup>TH</sup> DAY  
OF FEBRUARY, 2012.**

Read a first and second time this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

Read a third and final time and passed this 6<sup>th</sup> day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke

**CORPORATION OF THE  
TOWNSHIP OF WELLESLEY**

**BY-LAW NUMBER 8/2012**

**BEING A BY-LAW TO CONFIRM ALL  
ACTIONS AND PROCEEDINGS OF COUNCIL.**

WHEREAS Section 8 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act; and

WHEREAS Subsection 2 of Section 11 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a lower-tier municipality and an upper-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction described in the Table to Subsection 2 subject to certain provisions; and

WHEREAS Section 5 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 8 shall be exercised by its council and by by-law unless the municipality is specifically authorized to do otherwise; and

WHEREAS the Council of the Corporation of the Township of Wellesley deems it expedient to confirm its actions and proceedings;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WELLESLEY hereby enacts as follows:

1. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 6th day of February, 2012 be confirmed as actions for which the municipality has the capacity, rights, powers and privileges of a natural person.
2. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 6th day of February, 2012 be confirmed as being matters within the spheres of jurisdiction described in Subsection 2 of Section 11 of the Municipal Act, S.O. 2001, c.25 and amendments thereto.
3. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 6th day of February, 2012 except those taken by by-law and those required by by-law to be done by resolution are hereby sanctioned, ratified and confirmed as though set out within and forming part of this by-law.
4. That this by-law shall come into force and take effect as of the final passing thereof.

Read a first and second time this 6th day of February, 2012.

Read a third and final time and passed this 6th day of February, 2012.

\_\_\_\_\_  
Mayor Ross Kelterborn

\_\_\_\_\_  
Executive Director Corporate/Clerk, Susan Duke