



COUNCIL MEETING AGENDA

Tuesday, March 2, 2004

7:30 P.M.

COUNCIL CHAMBERS - CITY HALL

1. **COMMITTEE-OF-THE-WHOLE (IN CAMERA) (6:30 p.m.)**
(See yellow tab)
2. **ARISE FROM COMMITTEE-OF-THE-WHOLE (IN CAMERA) (7:30 p.m.)**
3. **OPEN COUNCIL MEETING (7:30 p.m.)**
 - 3.1 **NATIONAL ANTHEM**
 - 3.2 **OPENING REMARKS**
 - 3.3 **ADDITIONS/DELETIONS TO AGENDA**
 - 3.4 **DISCLOSURE OF INTEREST**
 - 3.5 **ADOPTION OF MINUTES**

Regular Council Meeting of February 17, 2004 and
Special Council Meeting of February 24, 2004.
(Previously Distributed)
 - 3.6 **CALL UPON THE CLERK TO REVIEW AGENDA INDEX FOR COUNCIL TO DETERMINE ITEMS TO BE REMOVED FROM BLOCK FOR DISCUSSION IN COMMITTEE OF THE WHOLE (OPEN) (See pink tab)**
4. **ORAL REPORTS AND DELEGATIONS**
 - 4.1 **REGIONAL COUNCIL REPORT**
 - 4.2 **CHAMBER OF COMMERCE REPORT**
 - 4.3 **ACCESSIBILITY ADVISORY COMMITTEE REPORT**



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4.4 DELEGATIONS

- 04-32** Greg D'Amico, Chair, Tourism of Welland Niagara – Tourism of Welland Niagara's Business Plan and Tourism Strategy.
- 04-28** George Chipman, Chair, Welland Local Architectural Conservation Advisory Committee (L.A.C.A.C.) – outline the purposes and functions of L.A.C.A.C. and to designate two heritage properties.
(Background information included in Council Members' packages).
- 04-32** Joe Krar, Welland resident – The West Main Village concept.
(Background information included in Council Members' packages).
- 04-69** Dr. Douglas Sider, Associate Medical Officer of Health, and Bill Hunter, Manager Health Protection and Promotion, Region of Niagara – Air quality issues and to promote an integrated Smog Alert Response Plan for the Niagara Region.

5. COMMITTEE OF THE WHOLE (OPEN) (to discuss items removed from Agenda Block)

6. BY-LAWS

BY-LAWS MAY BE VIEWED AT THE CLERK'S DEPARTMENT PRIOR TO THE MEETING IF DESIRED.

01-2 A By-law to repeal By-law 8324, being a By-law to license and regulate plumbers, and to repeal By-Laws 10760 and 2001-56.

03-899 law to authorize the signing of Official Plan Amendment No. 113.



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- 03-139Z** A By-law to amend City of Welland Zoning By-law 2667 (Niagara Centre Land Development Limited – File 2003-07) north side of Woodlawn Road, east of Brown Road.
- 04-56** A By-law to repeal By-law 10438, being a By-law to authorize an agreement with the City of Port Colborne to provide for a Joint Board of Management for a rowing club facility on and adjacent to the Old Welland Canal.
- 04-62Z** A By-law to amend City of Welland Zoning By-law 2667 (Lincoln Crowland No. 1 Ltd. and Lincoln Crowland No. 2 Ltd. – File 2003-17) 390 Lincoln Street.
- 04-63Z** A By-law to amend City of Welland Zoning By-law 2667 (1276343 Ontario Limited – File 2004-01) 100 Daimler Parkway.
- 04-1** A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 24th day of February and the 2nd day of March, 2004.

7. NOTICES OF MOTION

7.1 Notices of Motion (previously submitted for discussion)

Councillor Chiocchio

- ~~06-58~~ a committee of council, staff and representatives of the public be created to review snow clearing operations and policies at the end of this snow season.



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Councillor Fot-tier

U1A35 use of pesticides be immediately banned on city owned property including Canal lands; open spaces, recreational facilities and parks;
THAT staff be instructed to prepare a by-law to restrict all cosmetic uses of pesticides within the City of Welland;
That the City provides healthy, safe alternatives to the use of pesticides; and further
That the City lobby the Regional Municipality of Niagara and the Province of Ontario to enact a complete ban on the use of pesticides.

7.2 Notices of Motion (for introduction)

7.3 Councillor issues discussed with staff and not yet resolved.

8. CORPORATION REPORTS

8.1 Councillor Activities Report

8.2 Mayor's Report

8.3 City Manager's Report

9. ADJOURNMENT



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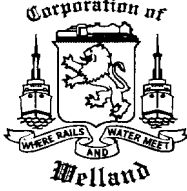
**Tuesday, March 2, 2004
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Pase No.

AGENDA BLOCK

1. **BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS
AND OTHER ITEMS REFERRED FROM COUNCIL**
 - 93-162** Welland River Water Level Fluctuation Study, Ontario Power Generation/NPCA.
 - 99-99** Matter regarding the Welland Recreational Canal Waterways and its usage.
 - 01-2** Review of City's current Business Licensing By-law.
 - 01-1 4** Review By-law from West Lincoln re sexual exploitation of children & child pornography.
 - 02-22** Concerns of Parking lane widths and traffic speed at East Main and Division Streets.
 - 03-22** Petition from the residents of Dain City along the Kingsway and surrounding areas regarding parking signs.
 - 03-75** 2006 Dragon Boat World Championship Bid.
 - 03-84** West Nile Virus - develop and enact a standing water by-law.

- 1A. **UNFINISHED BUSINESS FROM THE COUNCIL MEETING OF
FEBRUARY 17, 2004 DUE TO CURFEW.**
 - 04-22** New Regional Signal Locations 2004.
 - 04-60** John K. Bice, City Clerk, City of Thorold – Sharing of gas tax.



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NOTICE OF MOTION

Council/or Fortier

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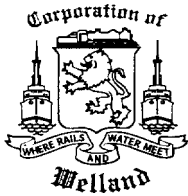
04-4

THAT Council adopt the same principles and process of the water and sewer budget of 2003 to ensure the addressing of the inequities in the water and sewer rates including the review of:

- the unfairness of the ownership of the water bill to the small multi-residential owner
- student housing and its implications on the water rate structure.
- pool ownership and fee structure
- the new homes which are all metered but not monitored
- the water and sewer rate structure for the small multi-residential owner
- non-profit organizations such as schools and churches that will need to adjust their budgets to reflect increases in their operating costs
- large industries who could challenge the over-billing from the Region and expect a rebate from the \$5.1 million and who will also experience a financial impact
- the tax rate to reflect special projects such as Hunter's Pointe residential development
- development of a water conservation policy which could include water restrictions and public education regarding the benefit of such policies
- the advantages of water meters.

2. COMMITTEE AND STAFF REPORTS

1. Business Arising from Committee of the Whole (closed)



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2. General Committee Report of February 24, 2004

Community Services

- 3** **93-I 32** Ronald M. Hobgen, 26 Miranda Court – Dog By-law 10715.
- 04-I 9** Angela Williams, Welland district Slo-Pitch League In. – league's fees for light usage.
- 04-62Z** Proposed Amendment to Zoning By-law 2667 – Lincoln Crowland (No. 1) Ltd. and Lincoln Crowland (No. 2) Ltd. – 390 Lincoln Street (File 2003-I 7).
- 04-63Z** Proposed Amendment to Zoning By-law 2667 – 1276343 Ontario Limited – 100 Daimler Parkway – The Highlands Subdivision (File 2004-01).
- 04-I 5** Welland Fire and Emergency Services Master Plan.
- 04-I 9** Written Request for the Supply of Annual Flowers.

Corporate Services

- 04-59** Ward Redistribution Implementation Timelines.
- 04-29
- 05-29
- 04-33** Council Meeting Dates and 2004 Christmas Closure.
- 04-I** January 2004 Departmental Reports.

Operational Services

Remove from Block

- 02-I 0** Reconsideration of Report ENG-2004-03 - with respect to Notice of Change in Level of Service for Waste Collection in 2004. (See **pages 7 to 18**).



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| 29 | <u>04-4</u> | Janet Beckett, City Clerk, City of Port Colborne – Resolution re: New Revenue Streams for Municipalities.

<u>Recommendation:</u>
That Welland City Council supports the resolution from the City of Port Colborne to petition Prime Minister Martin and Premier McGuinty to immediately instruct their respective administrations to develop, in consultation with municipalities, the necessary legislative framework for a comprehensive new financial deal that will assist municipalities with their funding dilemma both in the 2004 budget year and the long term; and
That the Clerk advise the proper authorities accordingly. |
| 31 | <u>03-I 39</u>
<u>03-139Z</u> | Martha Devine, President, Niagara Telephone Volunteers – expressing dissatisfaction with the proposed Power Centre at Highway 406 and Niagara Street.

<u>Recommendation:</u>
That the letter from Martha Devine, President, Niagara Telephone Volunteers expressing dissatisfaction with the proposed Power Centre at Highway 406 and Niagara Street be received for information. |
| 32 | <u>04-70</u> | George Chipman, Local Architecture Conservation Advisory Committee Chair – designation of the Tuckey-Lee Building at 73-77 West Main Street as being of architectural and historical significance.

<u>Recommendation:</u>
That Welland City Council approves the processing of the structure and property referred to as the “Tuckey-Lee Building” 73-77 West Main for heritage designation pursuant to the provisions of Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18. |



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04-71

George Chipman, Local Architecture Conservation Advisory Committee Chair – designation of the “**Chaffey-Fennessy House**” at 52 Chaffey Street as being of architectural and historical significance.

Recommendation:

That Welland City Council approves the processing of the structure and property referred to as the “**Chaffey-Fennessy House**”, 52 Chaffey Street for heritage designation pursuant to the provisions of Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18.