



ADDITIONAL COUNCIL AGENDA

WEDNESDAY, May 8, 2013

6. DEPUTATIONS

Fin Free Canada

Wendy Perkins, National Action Lead from Fin Free Canada and representing United Conservationists will be speaking to the Shark Fin By-law 0268-2011.

GC-0301-2013/May 1, 2013

Human Society International/Canada

Nick Wright, Campaigner from Humane Society International/Canada will be speaking to the Shark Fin By-law 0268-2011.

GC-0301-2013/May 1, 2013

12. CORRESPONDENCE

(a) Information Items: I-1- I-8

- I-6 A letter dated April 29, 2013, from the Ministry of Infrastructure and Minister of Transportation responded to a Mayor's letter dated February 14, 2013 regarding Highway 403/QEW Improvements Preliminary Design and Class Environment Assessment.

Receive for information

- I-7 A letter dated May 2, 2013, from the Minister of Municipal Affairs and Housing responded to Council's Resolution 0048-2013 regarding amendments to the Planning Act, 1990.

Receive for information

- I-8 A letter from, Robert E. Jarvis, Q.C. regarding Tapes Investments – Application for Rezoning for 10 Townhouse Dwellings, 1440 Bloor Street East – Minutes of Planning and Development Committee Meeting April 2, 2013 Rezoning Application OZ 11/012 W3.

Receive for information

13. MOTIONS

- (e) To enter into an encroachment agreement with respect to the public art feature being an extended building canopy structure with Pinnacle International (Ontario) Limited.

B-15

14. BY-LAWS

- B-12 A by-law to amend By-Law 0225-2007, as amended Map Number 29 of Schedule “B” by changing “H-CC3(1)”, “H-CC4-1”, “H-CC4-3”, “H-CC4-4”, “H-CC4-5”, and “H-CCOS” to “CC3(1)”, “CC4-1”, “CC4-3”, “CC4-4”, “CC4-5” and “CCOS” (Ward 4).

PDC-0001-2013/January 16, 2013

- B-13 A by-law to authorize the execution of a Memorandum of Understanding between the Corporation of the City of Mississauga and the Regional Municipality of Peel for the joint development of Fire Station Number 119 and a Paramedic Satellite Station at 6375 Airport Road.

GC-0195-2013/April 3, 2013

- B-14 A by-law to amend By-law No. 177-97 as amended, to extend the operating loan facility to the Living Arts Centre.

GC-0264-2013/May 1, 2013

- B-15 A by-law to authorize the execution of a Encroachment Agreement Canopy between The Corporation of the City of Mississauga and Pinnacle International (Ontario) Ltd. (02 07/025W5), (SP 09/043W5), (T 07/006W5) (Ward 5).

Motion (e)

B-16 A by-law to repeal By-law 0268-2011, as amended, being the Shark Fin By-law.

GC-0301-2013/May 1, 2013

18. CLOSED SESSION

- (a) Pursuant to the *Municipal Act*, Section 239 (2)
 - (iii) Advice that is subject to solicitor-client privilege including communications necessary for that purpose re: **Proposed Enbridge Line 9B Pipeline.**
 - (iv) Personal matters about an identifiable individual, including municipal or local board employees re: **Citizen Appointments to the Mississauga Appeal Tribunal and the Mississauga Cycling Advisory Committee.**

I-6

Ministry of Infrastructure

Ministère de l'Infrastructure

Ministry of Transportation

Ministère des Transports

Office of the Minister

Bureau du ministre

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77 Wellesley St. West
Toronto, Ontario
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www.ontario.ca/infrastructure
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www.mto.gov.on.ca



REGISTRY No.

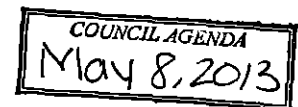
DATE MAY 02 2013

FILE No.

M2013-1586

MAYORS OFFICE

APR 29 2013



Her Worship Hazel McCallion, C.M., L.L.D.
Mayor
The Corporation of the City of Mississauga
300 City Centre Drive
Mississauga ON L5B 3C1

Dear Mayor McCallion,

Thank you for your letter regarding the Preliminary Design and Class Environment Assessment Study of the Highway 403/QEW. I welcome the opportunity to respond.

The ministry notes the city's comments made in the staff Corporate Report, dated January 16, 2013, and looks forward to working cooperatively with you and your staff to address the city's comments in the Ministry's Transportation Environmental Study Report (TESR). The TESR is anticipated to be finalized in early summer of 2013.

Thank you again for taking the time to share your comments with us and we appreciate the city's adoption of the study's recommendations.

Sincerely,

Reg 2013

Glen Murray
Minister

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services <input type="checkbox"/> Corporate Services	For <input type="checkbox"/> Appropriate Action <input checked="" type="checkbox"/> Information
<input type="checkbox"/> Planning & Building <input type="checkbox"/> Transportation & Works	<input type="checkbox"/> Reply <input type="checkbox"/> Report

- c. Kevin Flynn, MPP, Oakville
- Leslie Green, Transportation Project Lead, City of Mississauga
- Martin Powell, Commissioner, Transportation & Works, City of Mississauga
- The Honourable Charles Sousa, MPP, Mississauga South
- The Honourable Harinder S. Takhar, MPP, Mississauga-Erindale

I-6(a)



OFFICE OF THE MAYOR

February 14, 2013

The Honourable Glen Murray
Minister of Infrastructure and
Minister of Transportation
77 Wellesley Street West
Ferguson Block, 3rd Floor
Toronto, Ontario
M7A 1Z8

Dear Mr. Minister:

Re: Highway 403/QEW Improvements Preliminary Design and Class Environment Assessment

The Council of the Corporation of the City of Mississauga at its meeting on February 6, 2013, adopted the enclosed recommendation regarding Highway 403/QEW Improvements Preliminary Design and Class Environment Assessment.

I am enclosing herewith the staff Corporate Report which provides the City of Mississauga's comments to the proposed improvements to the QEW and Highway 403 following the final Public Information Centre held by the Ontario Ministry of Transportation.

I take this opportunity to thank you and Ministry staff, and we look forward to working closely with you on this matter to ensure that the City's comments are addressed in the final Transportation Environmental Study Report.

Sincerely,

HAZEL McCALLION, C.M., LL.D.
MAYOR

cc: Mississauga MPPs
Members of Council
Martin Powell, Commissioner, Transportation & Works
Leslie Green, Transportation Project Leader

Enc.



THE CORPORATION OF THE CITY OF MISSISSAUGA
300 CITY CENTRE DRIVE, MISSISSAUGA, ON L5B 3C1
TEL: 905-896-5555 FAX: 905-896-5879
mayor@mississauga.ca

I-6(b)



RECOMMENDATION GC-0043-2013
adopted by the Council of
The Corporation of the City of Mississauga
at its meeting on February 6, 2013

GC-0043-2013

That the report dated January 16, 2013 from the Transportation and Works Department entitled "*Highway 403 / QEW Improvements Preliminary Design and Class Environmental Assessment*" be received for information and a copy forwarded to the Ministry of Transportation.

I-6(c)



Corporate Report

Clerk's Files

Originator's Files

MG.23.REP

DATE: January 16, 2013

TO: Chair and Members of General Committee
Meeting Date: January 30, 2013

FROM: Martin Powell, P.Eng.
Commissioner of Transportation and Works

SUBJECT: **Highway 403 / QEW Improvements Preliminary Design and Class Environmental Assessment**

General Committee

JAN 30 2013

RECOMMENDATION: That the report dated January 16, 2013 from the Transportation and Works Department entitled "*Highway 403 / QEW Improvements Preliminary Design and Class Environmental Assessment*" be received for information and a copy forwarded to the Ministry of Transportation.

REPORT HIGHLIGHTS:

- The Ontario Ministry of Transportation (MTO) held the second and final Public Information Centre (PIC) for the improvements to Highway 403 and the QEW on November 1, 2012. The purpose of the PIC was to provide an opportunity to review the analysis and evaluation of the preliminary design alternatives and the technically preferred alternative, as well as the potential environmental impacts and anticipated mitigation measures
- This study is scheduled for completion in early 2013. A Transportation Environmental Study Report (TESR) will be prepared and made available for a 30-day public review period at the completion of the study. The TESR will document the transportation opportunities, the generation, assessment and evaluation of alternatives, the recommended plan, a summary of

I-6(a)

environmental impacts and anticipated mitigation measures and a summary of consultation undertaken throughout the study

- This report provides a description of the proposed improvements to the QEW and Highway 403, and an overview of City staff comments on the proposed recommended plan for the study
- City staff have no major concerns and will continue to work with the MTO on this study to ensure that City comments are addressed in the TERSR

BACKGROUND:

In June 2010, the Ontario Ministry of Transportation (MTO) retained McCormick Rankin Corporation to undertake a Preliminary Design and Class Environmental Assessment (EA) Study for proposed improvements to Highway 403 and the QEW within the Town of Oakville, Halton Region and City of Mississauga, Region of Peel. The Study Area is included in Appendix 1.

This report provides an overview of the EA study and comments identified by City of Mississauga staff.

Study Recommendations

Based on the analysis from the study, existing traffic operations and future traffic growth identify the need for improvements to the QEW and Highway 403 within the study limits. For evaluation purposes, the study limits were broken down into three sections based on their different characteristics. The technically preferred alternative for each section is highlighted below:

Section 1: Highway 403/QEW - Trafalgar Road to Ford Drive

- Add a High Occupancy Vehicle (HOV) lane in each direction through the Royal Windsor Interchange.

Section 2: Highway 403/QEW - Ford Drive to Dundas Street

- Add a HOV lane in each direction along the QEW and a general purpose lane in each direction along Highway 403
- Add "North to East" and "East to North" ramps in the long term to facilitate the movement from westbound Highway 403 to eastbound QEW and westbound QEW to eastbound Highway 403

- Remove the eastbound off-ramp on the QEW at Winston Churchill Boulevard and consolidate eastbound access to Winston Churchill Boulevard with the Ford Drive off-ramp, which would repurpose the current Ford Drive eastbound on-ramp with a new service road that would provide access to eastbound QEW and exit to Winston Churchill Boulevard

Section 3: Highway 403 - Dundas Street to Winston Churchill Boulevard

- Add a general purpose lane in each direction

An additional design consideration was developed in Section 3, in the Town of Oakville in which a Service Road would extend through the Highway 403 southbound exit ramp terminal crossing over Dundas Street and continue as a service road to the future Winston Park West development that connects to Upper Middle Road. The existing southbound Highway 403 exit ramp to Upper Middle Road would then be closed. Proponency and timing for construction of the service road from Highway 403 southbound at Dundas Street to Upper Middle Road will be dependent on the timing for the Winston Park West development and/or construction of the freeway-to-freeway ramps at the QEW/Highway 403 interchange.

The technically preferred alternative for each section is illustrated in Appendix 2.

In general, the proposed changes will add vehicular capacity to the corridors as well as provide a HOV alternative for faster travel along the QEW and freeway-to-freeway ramps at the QEW / Highway 403 interchange to allow for full access to and from the east. Some inconvenience will be experienced due to the removal of the eastbound off-ramp on the QEW at Winston Churchill Boulevard. This off-ramp will be consolidated with the Ford Drive off-ramp, which would repurpose the current Ford Drive eastbound on-ramp with a new service road that would provide access to eastbound QEW and exit to Winston Churchill Boulevard.

Public Consultation

The second and final Public Information Centre (PIC) for the

improvements to Highway 403 and the QEW was held in Oakville on November 1, 2012. The purpose of the PIC was to provide an opportunity to review the analysis and evaluation of the preliminary design alternatives and the technically preferred alternative as well as the potential environmental impacts and anticipated mitigation measures.

The PIC was held as a drop-in style, open house format. Councillors from the Town of Oakville, City of Mississauga, and Halton and Peel Regions were invited to a session which took place from 2:00 p.m. to 3:00 p.m. An external agency session took place from 3:00 p.m. to 4:00 p.m. The public session was held from 4:00 p.m. to 8:00 p.m. Approximately 14 people attended the external sessions while 53 people attended the public session.

Key comments from the PIC include:

- Support for the addition of HOV lanes
- Support for a potential carpool lot at Ford Drive/QEW
- Support for the proposed N to S-E loop ramp at Ford Drive
- Concern regarding property impacts
- Concern regarding potential impacts to Sheridan Creek
- Concern regarding traffic congestion on Highway 403 (westbound) at Winston Churchill Boulevard and the associated off-ramp due to exiting traffic at Winston Churchill Boulevard. City staff was advised by the MTO that while the ramp and any improvements are not within the scope of this project, Metrolinx is making operational improvements to the ramp as part of its work on the BRT station at Winston Churchill Boulevard that would likely address this issue

MTO staff also held a meeting with City of Mississauga staff on October 11, 2012.

COMMENTS:

City staff have reviewed the material presented at PIC #2 and have provided comments to the MTO. In summary, these comments relate to:

- Consideration of the recommended active transportation facilities included in the City's approved Cycling Master Plan and the Region of Peel's approved Active Transportation Plan

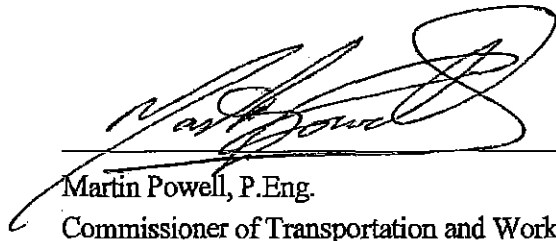
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- Additional detail on construction staging and traffic management measures
- Additional detail on construction mitigation matters
- Additional detail on the air quality assessment undertaken
- Potential impacts to City Park 363
- Potential impacts to Sheridan Research Park, which is listed on the City's Heritage Register as a cultural landscape
- Potential property impacts

FINANCIAL IMPACT: N/A

CONCLUSION: Staff will continue to work with the MTO on this study and will ensure that City comments are addressed in the final Transportation Environmental Study Report (TESR).

ATTACHMENTS:
Appendix 1: Highway 403 / QEW Improvements: Study Area
Appendix 2: Highway 403 / QEW Improvements: Technically Preferred Alternative

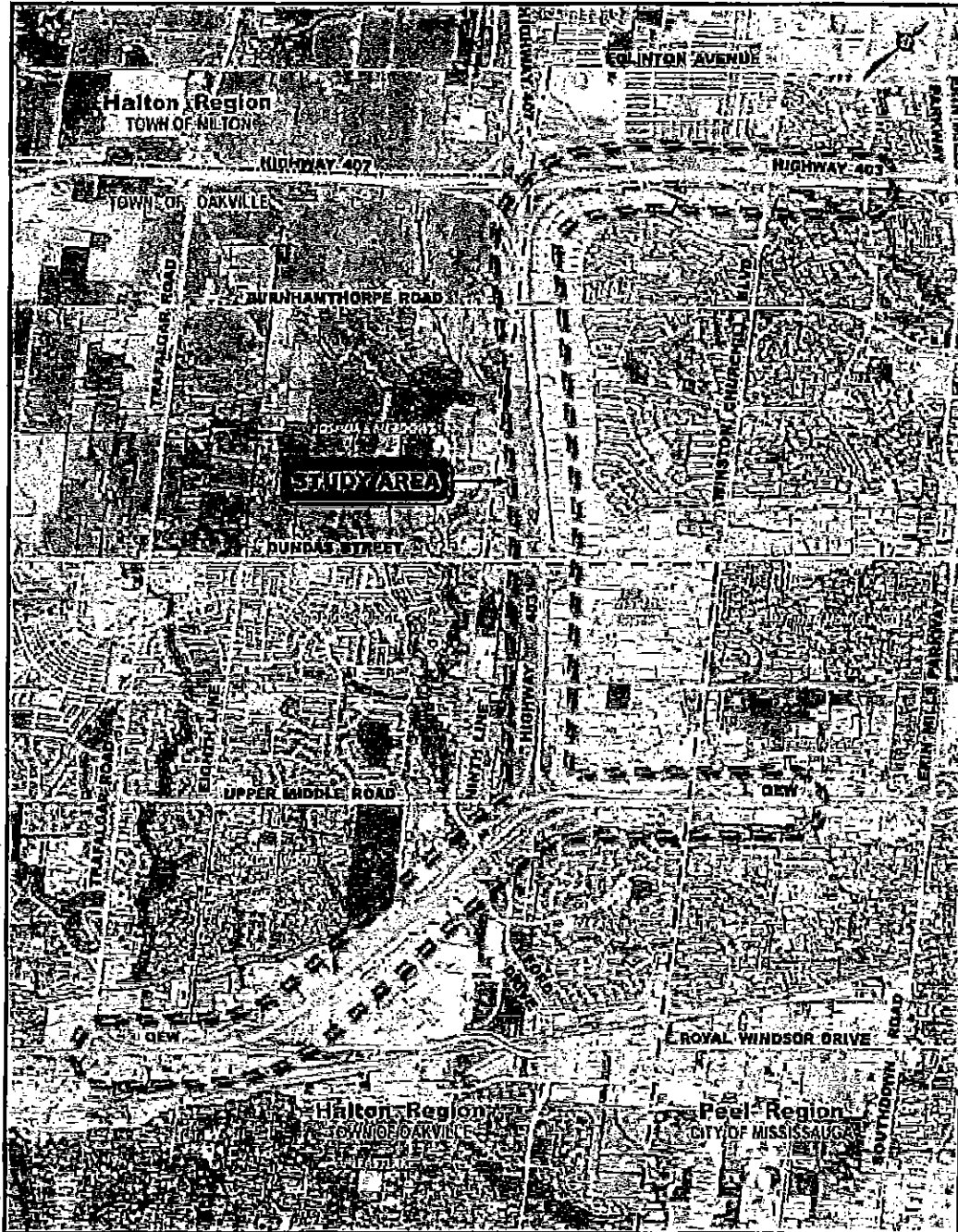


Martin Powell, P.Eng.
Commissioner of Transportation and Works

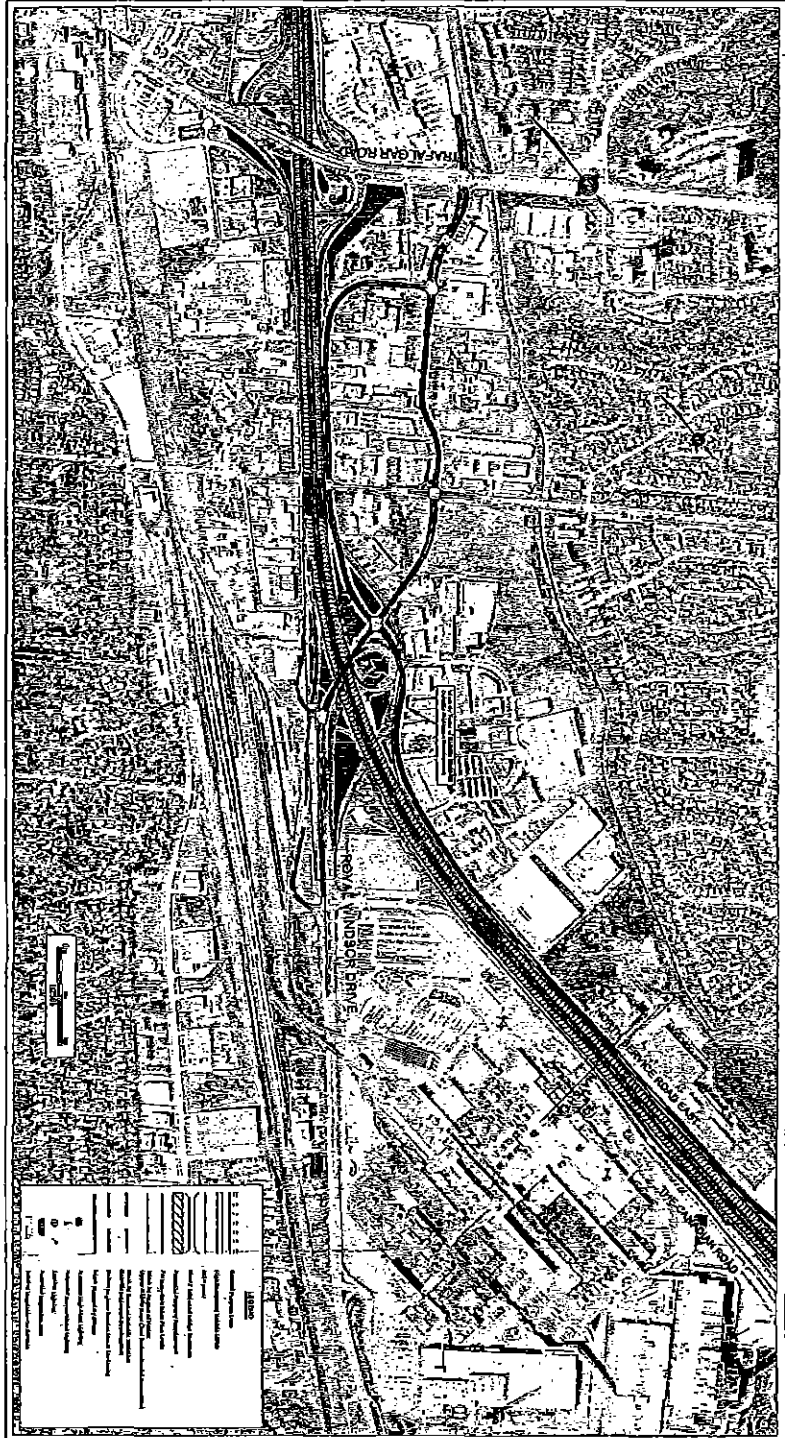
*Prepared By: Leslie Green, P.Eng.
Transportation Project Leader, Transportation Planning*

I-6(h)

Appendix 1: Highway 403 / QEW Improvements Preliminary Design and Class Environmental Assessment Study Area



I-6(i)



SECTION 1 - Trafalgar Road to Ford Drive
Amendment 1-37 Add flow in each direction 15 ft/s. Should Royal Windsor Road

I-6(j)



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I-60(K)



SECTION 1 - Overhead Street to Whisman Church, Berkeley
Scale: 1/8" = 1'-0" (1/4" = 1'-0" and 1/2" = 1'-0")

Ministry of
Municipal Affairs
and Housing

Office of the Minister

777 Bay Street, 17th Floor
Toronto ON M5G 2E5
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Fax 416-585-6470
www.ontario.ca/MAH

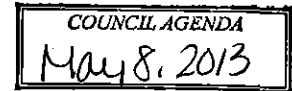
Ministère des
Affaires municipales
et du Logement

Bureau du ministre

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Toronto ON M5G 2E5
Tél. 416-585-7000
Télééc. 416-585-6470
www.ontario.ca/MAH



Ontario



13-59755

MAY 2 - 2013

Her Worship
Mayor Hazel McCallion
The Corporation of the City of Mississauga
300 City Centre Drive
Mississauga ON L5B 3C1

Dear Mayor McCallion:

Thank you for your letter of April 2, 2013, that attached Mississauga City Council's resolution requesting that the *Planning Act* be amended to eliminate appeals to the Ontario Municipal Board of privately initiated official plan amendments for intensification projects. The resolution further requested that official plan policies prepared to address certain provisions of the Growth Plan for the Greater Golden Horseshoe also be exempt from appeal.

The Ministry of Municipal Affairs and Housing, together with municipalities, our stakeholders and other relevant ministries, periodically discuss ways to improve the planning system. This includes the appeal components of the system to make it more responsive to the needs of Ontarians and Ontario communities.

We are always open to suggestions about ways to improve planning in Ontario. While there are no immediate legislative plans related to the planning system, we will take the time to review the resolution and carefully consider Council's requests.

Once again, thank you for raising this matter and please accept my best wishes.

Sincerely,

Linda Jeffrey
Minister

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services <input type="checkbox"/> Corporate Services	For <input type="checkbox"/> Appropriate Action <input checked="" type="checkbox"/> Information
<input type="checkbox"/> Planning & Building <input type="checkbox"/> Transportation & Works	<input type="checkbox"/> Reply <input type="checkbox"/> Report

RECEIVED

REGISTRY No.

DATE MAY 03 2013

FILE No.

MAYORS OFFICE

I-7(a)



OFFICE OF THE MAYOR

April 2, 2013

The Honourable Linda Jeffrey
Minister of Municipal Affairs and Housing
777 Bay Street
17th Floor
Toronto, Ontario
M5G 2E5

Dear Madam Minister:

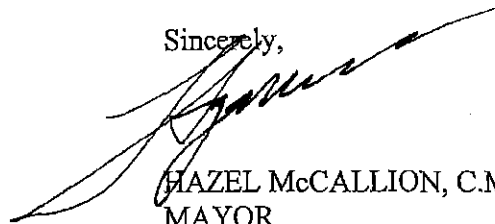
Re: Amendments to the *Planning Act, 1990*

The Council of the Corporation of the City of Mississauga at its meeting on March 28, 2013 adopted the enclosed Resolution 00048-2011 with respect to amendments to the *Planning Act, 1990*.

The City of Mississauga requests that the Province of Ontario make amendments to the *Planning Act, 1990* regarding the approval of Official Plan Amendments being subject to municipal approval and not a matter that could be dealt with through the Ontario Municipal Board.

On behalf of the Members of Council, I urge you to take immediate action on making these amendments to the *Planning Act, 1990*.

Sincerely,



HAZEL McCALLION, C.M., LL.D.
MAYOR

cc: Association of Municipalities Ontario
Members of Council

Enc.



THE CORPORATION OF THE CITY OF MISSISSAUGA
300 CITY CENTRE DRIVE, MISSISSAUGA, ON L5B 3C1
TEL: 905-896-5555 FAX: 905-896-5879
mayor@mississauga.ca

I-7(b)



RESOLUTION 0048-2013
adopted by the Council of
The Corporation of the City of Mississauga
at its meeting on March 27, 2013

0048-2013 Moved by: Jim Tovey Seconded by: Pat Mullin

WHEREAS Municipalities are required to produce Official Plans;

AND WHEREAS Municipalities use these plans to invest large amounts of up front capital in infrastructure to service future growth according to those plans;

AND WHEREAS densities located in areas not identified in the Official Plan may require changes to long term infrastructure planning, at additional costs;

AND WHEREAS Municipalities are provided finite growth numbers and job numbers as a basis for their Official Plan;

AND WHEREAS densities approved by the Ontario Municipal Board to be located in areas not identified in the Official Plan subtract from, and limit, a Municipalities ability to implement the intensification policies of that plan;

NOW THEREFORE BE IT RESOLVED that the City of Mississauga request of the Province of Ontario to make amendments to the *Planning Act* as follows;

1. where a Municipality has an Official Plan, and
2. where that Official Plan has been approved by the Province of Ontario, and
3. where the Municipality is achieving all of their targets for densities as outlined in the Provincial Growth Plan

I-7(c)

AND FURTHER where a Development application is submitted to the Municipality requesting densities to be located in any other area than those identified in the Municipality's Official Plan, that development application shall have no right of appeal at the Ontario Municipal Board. The decision of Council will be final;

AND FURTHER Despite subsection 22(7), there is no appeal in respect of the official plan policies of a municipality or a planning board, adopted to conform to the growth management population, intensification and employment targets and policies as set out in the *Provincial Growth Plan for the Greater Golden Horseshoe area* and related regulations and Provincial policies;

AND FURTHER that the resolution be forwarded to AMO.

	YES	NO	ABSENT	ABSTAIN
Mayor H. McCallion	X			
Councillor J. Tovey	X			
Councillor P. Mullin	X			
Councillor C. Fonseca	X			
Councillor F. Dale	X			
Councillor B. Crombie	X			
Councillor R. Starr	X			
Councillor N. Iannicca	X			
Councillor K. Mahoney	X			
Councillor P. Saito	X			
Councillor S. McFadden	X			
Councillor G. Carlson	X			

Carried (12, 0) Unanimously

FILE OZ 11/012 W3 I-8

ROBERT E. JARVIS, Q.C.
Barrister and Solicitor

105 Confederation Way
Thornhill, Ontario
Canada, L3T 5R4
Phone: (905) 763-5998
Fax: (905) 763-1439

COUNCIL AGENDA
May 8, 2013

Ms. Crystal Greer
City Clerk
City of Mississauga
300 City Centre Drive
Mississauga ON L5B 3C1

April 29, 2013
File No. 12-14

RECEIVED
13 MAY -3 P1:52
CITY OF MISSISSAUGA
CITY CLERK'S DEPARTMENT

Dear Ms. Greer:

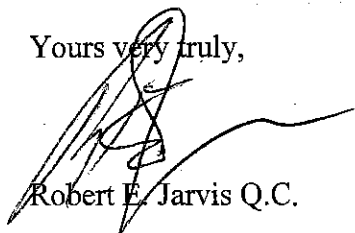
RE: Tapes Investments – Application for Rezoning for 10 Townhouse Dwellings, 1440 Bloor Street East – Minutes of Planning and Development Committee Meeting April 2nd, 2013 – Your file no. OZ 11/012 W3

I am Counsel for Tapes Investments and in that capacity I appeared before the above Committee on April 2nd, 2013, and made a submission on behalf of my client. I stated that while pleased with the recommendation to approve the requested Rezoning, as set out in your Minutes, I also made it very clear that my client was not prepared to agree to all of the conditions put forward in the Supplemental Report before the Committee, and reminded the Committee that the Rezoning Application has been appealed to the Ontario Municipal Board for a hearing scheduled to commence on June 5th, 2013.

I made it very clear that while we endorsed the Staff recommendation to approve the Rezoning Application, some of the recommended conditions would be at issue before the Ontario Municipal Board at the Hearing scheduled for June 5th.

Your attention to this omission in the Minutes is most appreciated.

Yours very truly,



Robert E. Jarvis Q.C.

- c.c. Edward R. Sajecki, Commissioner of Planning and Building
- c.c. Jonathan Famme, Development Planner
- c.c. Raj Kehar, Legal Counsel, Legal Services
- c.c. Peter Favot, Peter Favot Architect Ltd.

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services <input type="checkbox"/> Corporate Services <input checked="" type="checkbox"/> Planning & Building <input type="checkbox"/> Transportation & Works	For <input checked="" type="checkbox"/> Appropriate Action <input type="checkbox"/> Information <input type="checkbox"/> Reply <input type="checkbox"/> Report