

City of Mississauga Agenda



Council

Date

January 20, 2016

Time

9:00 a.m.

Location

Council Chamber, 2nd Floor Civic Centre
300 City Centre Drive, Mississauga, ON L5B3C1

Members

Mayor Bonnie Crombie

Councillor Jim Tovey Ward 1

Councillor Karen Ras Ward 2

Councillor Chris Fonseca Ward 3

Councillor John Kovac Ward 4

Councillor Carolyn Parrish Ward 5

Councillor Ron Starr Ward 6

Councillor Nando Iannicca Ward 7

Councillor Matt Mahoney Ward 8

Councillor Pat Saito Ward 9

Councillor Sue McFadden Ward 10

Councillor George Carlson Ward 11

Contact

Carmela Radice, Legislative Coordinator, Legislative Services
905-615-3200 ext. 5426
carmela.radice@mississauga.ca

Find it online

<http://www.mississauga.ca/portal/cityhall/councilcommittees>

NOTE: Please note that the Education Session – Members of Parliament and Members of Provincial Parliament authorized by Resolution 0288-2015 which was passed on December 9, 2015 was cancelled.

1. **CALL TO ORDER**

2. **APPROVAL OF AGENDA**

3. **DECLARATIONS OF CONFLICT OF INTEREST**

4. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

4.1 December 9, 2015

5. **PRESENTATIONS**

5.1 WildeWood Award for School Zone Safety

A Member from the Traffic Safety Council will present the WildeWood Award for School Zone Safety to Plum Tree Park School (Ward 9), Shelter Bay Public School (Ward 9), Canadian Martyrs Catholic School (Ward 4) and St. Gertrude Catholic School (Ward 5).

6. **DEPUTATIONS**

6.1 2015 First Lego League Trash Trek

Shaan Ahmed, Varun Ariyur, Yashveer Chohan, Rahik Huq and Rajan Ariyur and Sumit Chohan will speak about TRASH TREK where the team identified cigarette butts on the ground as a major global trash problem and will speak to their win at the Regional Qualifying Championship, their upcoming participation in the Provincials on January 30, 2016 at the University of Waterloo.

6.2 Properties at Sheridan Park

Abdullatif Bakbak, Principal at Olive Grove School will be representing the Muslim Association of Canada (MAC) requesting an education campus at the properties located at 2270 and 2300 Speakman Drive in reference to recommendation PDC-0067-2015.

6.3 Citizen Apprenticeship Youth Peer Tutor Program

Catherine Soplet, Member of Peel Poverty Action Group, Anastasia Tolias Community Development and Paula Torres, Member of Peel Poverty Action Group will speak to Canada SesquiCentennial initiative pilot a site of "Citizen Apprenticeship Youth Peer Tutor Program" in 2017, for Canada's 150th birthday.

7. **PUBLIC QUESTION PERIOD – 15 Minute Limit**

(In accordance with Section 43 of the City of Mississauga Procedure By-law 0139-2013) Council may grant permission to a person who is present at Council and wishes to address Council on a matter on the Agenda. Persons addressing Council will ask their question; the time limit is 5 minutes for each question, as public question period total limit is 15 minutes.

8. **INTRODUCTION AND CONSIDERATION OF CORPORATE REPORTS**

- 8.1 Report dated December 21, 2015, from the Commissioner of Planning and Development re:
RECOMMENDATION REPORT (WARD 2) 388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West Owner: 388 Hazelhurst Road LP Application to permit additional industrial uses.

Recommendation

That the report dated December 21, 2015 from the Commissioner of Planning and Building recommending approval of the application under File OZ 15/004 W2, 388 Hazelhurst Road LP, 388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West, be adopted in accordance with the following:

1. That the application to change the Zoning from E3-1 (**Industrial**) to E3 - **Exception (Industrial)** to permit additional industrial uses including outdoor storage, contractor's service shop, contractor's yard and truck fuel dispensing facility, be approved subject to the following condition:
 - a. That the applicant agree to satisfy all the requirements of the City and any other external agency concerned with development.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.
3. That the City's Site Plan Control By-law 0293-2006, as amended, be revised to include the subject property.

Motion

- 8.2 Report dated January 7, 2016 from the City Solicitor re: **Request to Support City of Windsor's Court Challenge at the Supreme Court of Canada regarding the Jurisdiction of the Federal Court of Canada.**

Recommendation

1. That the report from the City Solicitor titled "Request to Support City of Windsor's Court Challenge at the Supreme Court of Canada regarding the Jurisdiction of the Federal Court of Canada" be received for information.
2. That the City Solicitor be authorized to take such steps as necessary to request leave to intervene by the City of Mississauga before the Supreme Court of Canada, and if leave is granted, to participate as an intervenor, in the matter of Corporation of the City of Windsor and Canadian Transit Company.

Motion

9. **PRESENTATION OF COMMITTEE REPORTS**

- 9.1 General Committee Report 1-2016 dated January 13, 2016.

Motion

10. **UNFINISHED BUSINESS** - Nil

11. **PETITIONS**

- 11.1 A petition received on January 13, 2016 with approximately 55 signatures requesting to bring back the regular timings of Bus Routes 91N and 91S (from Cooksville GO to Square One and back).

Receive and refer to the Transportation and Works Department for a report back to General Committee

12. **CORRESPONDENCE**

- 12.1 Information Items 12.1.1-12.1.3

- 12.2 Direction Item - Nil

13. **NOTICE OF MOTION** - Nil

14. MOTIONS

14.1 To approve recommendations from the following Committee Report:

- (i) Recommendations GC-0001-2016 to GC-0023-2016 inclusive contained in the General Committee Report 1-2016 dated January 13, 2016.

14.2 To close to the public a portion of the Council meeting to be held on January 20, 2016, to deal with various matters. (See Item 18 Closed Session).

14.3 To adopt the report dated December 21, 2015 from the Commissioner of Planning and Building recommending approval of the application under File OZ 15/004 W2, 388 Hazelhurst Road LP, 388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West.

Corporate Report 8.1

14.4 To receive the report from the City Solicitor titled "Request to Support City of Windsor's Court Challenge at the Supreme Court of Canada regarding the Jurisdiction of the Federal Court of Canada

Corporate Report 8.2

14.5 To express sincere condolences to the family of Ed Dowling (retired) from Transportation and Works Department who passed away.

14.5 To express sincere condolences to the family of Greg Bodnar from Transportation and Works Department who passed away.

14.7 To consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to Mississauga, Brampton and Caledon in accordance with section 310 of *the Municipal Act*, 2001 and that Council consents to the apportionment methodology in place in the 2015 taxation year updated for 2016 assessment.

GC-0015-2016/January 13, 2016

15. INTRODUCTION AND CONSIDERATION OF BY-LAWS

15.1 A by-law to amend By-law 0511-2002, as amended, being the Mayor and Councillors' Remuneration and Benefits By-law, 2003.

GC-0737-2015/December 2, 2015

- 15.2 A by-law to establish certain lands as part of the municipal highway system, Registered Plan 43R-36904 (in the vicinity of Dixie Road and Courtneypark Drive East) (Ward 5).
- 15.3 A by-law to establish certain lands as part of the municipal highway system, Registered Plans 43R-36494 and 43R-36795 (in the vicinity of Airport Road and Northwest Drive) (Ward 5).
- 15.4 A by-law to establish certain lands as part of the municipal highway, Registered Plans 43M-1038 and 43R-36893 (in the vicinity of Mississauga Road and Highway 403) (Ward 8).
- 15.5 A by-law to amend By-law 344-88, as amended, being a By-law to Exempt certain lands from Part-Lot Control 5600 & 5705 Cancross Court south of Matheson Boulevard West, west of Hurontario Street Owner: Artis Cancross Limited Applicant: Fasken Martineau (Ward 5).
- 15.6 A by-law to remove lands located at 585 Lakeshore Road East from part-lot control, north side of Lakeshore Road East, west of Cawthra Road Owner: Lakeshore Country Properties Ltd Applicant: Glen Schnarr & Associates Inc. (Ward 1).
- 15.7 A by-law to authorize the execution of a Development Agreement between 388 Hazelhurst Road GP Inc. and the Corporation of the City of Mississauga west side of Hazelhurst Road and north of Lakeshore Road West (OZ15/004 W2) Owner: 388 Hazelhurst Road GP Inc. Applicant: John D. Rogers & Assoc. (Ward 2).

Corporate Report 8.1

- 15.8 A by-law to amend By-law Number 0225-2007, as amended by the Zoning By-law by amending "E3-1" to "E3-15, the zoning of Park of Lot 34, Concession 3 south of Dundas Street (OZ15/004 W2) Owner: 388 Hazelhurst Road GP Inc. Applicant: John D. Rogers & Assoc. (Ward 2).

Corporate Report 8.1

- 15.9 A by-law to amend By-law 555-2000, as amended being the Traffic By-law by deleting Schedule 3 no parking Maiden Lane, deleting Schedule 5 parking for restricted periods Maiden Lane, adding Schedule 3 no scheduling Maiden Lane, adding Schedule 4 no stopping Crossfield Bend, Windy Oaks, adding Schedule 5 parking for restricted periods Maiden Lane, adding Schedule 19 prohibited u-turns and adding Schedule 31 driveway boulevard parking-curb to sidewalk Burnford Trail and Tacc Drive (Wards 1,9,10 and 11).

GC-0002-2016 to GC-0006-2016/January 13, 2016

- 15.10 A by-law to implement a new and updated Accessible Parking By-law, and to repeal By-law 1-2009.

GC-0007-2016/January 13, 2016

- 15.11 A by-law to amend By-law 282-13, being a by-law to establish a System of Administrative Penalties respecting the stopping, standing or parking of vehicles in the City of Mississauga.

GC-0007-2016/January 13, 2016

- 15.12 A by-law to authorize the execution of a Servicing Agreement for Municipal Works Only and other related documents between 215 Broadway Holdings Inc. and the Corporation of the City of Mississauga (SP13/125 W11) (Ward 11).

GC-0009-2015/January 13, 2016

- 15.13 A by-law to authorize the execution of a Letter of Agreement between Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario and the City of Mississauga.

GC-0010-2016/January 13, 2016

- 15.14 A by-law to delegate authority for the approval and execution of the partnership agreement between the Corporation of the City of Mississauga and Trillium Health Partners.

GC-0013-2016/January 13, 2016

- 15.16 A by-law to provide for the Levy and Collection of Interim Taxes for the Year 2016, for properties on the Regular Instalment Plan.

GC-0016-2016/January 13, 2016

- 15.17 A by-law to authorize the execution of a Transfer Payment Agreement with the Province of Ontario.

GC-0017-2016/January 13, 2016

16. **INQUIRIES**

17. **OTHER BUSINESS AND ANNOUNCEMENTS**

18. CLOSED SESSION

18.1 Pursuant to the *Municipal Act*, Section 239 (2)

- (i) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Committee of Adjustment Appeal of "A" 396/15 – Lot 185, Registered Plan 550, 3265 Flynn Crescent, Applicant Paulo Esteves (Ward 6).**
- (ii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Committee of Adjustment Appeal of: "A" 303/15 – Part of Lot 14, Concession 1, NDS, Part of Parts 1 & 2, Parts of Parts 1, 7 & 8 & Part of Lot 1 & 10, 202-204 Burnhamthorpe Road East, Applicant Kaneff Homes Compass Creek Inc., (Ward 4).**

19. CONFIRMATORY BILL

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on January 20, 2016.

20. ADJOURNMENT

City of Mississauga
Corporate Report



<div>COUNCIL AGENDA JAN 20 2016</div>	
Date: December 21, 2015	Originator's file: OZ 15/004 W2
To: Mayor and Members of Council	
From: Edward R. Sajecki, Commissioner of Planning and Building	Meeting date: 2016/01/20

Subject

RECOMMENDATION REPORT (WARD 2)

388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West

Owner: 388 Hazelhurst Road LP

Application to permit additional industrial uses

Recommendation

That the report dated December 21, 2015 from the Commissioner of Planning and Building recommending approval of the application under File OZ 15/004 W2, 388 Hazelhurst Road LP, 388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West, be adopted in accordance with the following:

1. That the application to change the Zoning from **E3-1 (Industrial)** to **E3 - Exception (Industrial)** to permit additional industrial uses including outdoor storage, contractor's service shop, contractor's yard and truck fuel dispensing facility, be approved subject to the following condition:
 - a. That the applicant agree to satisfy all the requirements of the City and any other external agency concerned with development.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.
3. That the City's Site Plan Control By-law 0293-2006, as amended, be revised to include the subject property.

Report Highlights

- No comments were received from the public;

8.1(a)

Council		2015/12/21	2
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Originator's file: OZ 15/004 W2

- Staff recommend that the application be approved and that the Site Plan Control By-law be amended to include the subject property.

Background

A public meeting was held by the Planning and Development Committee on October 26, 2015, at which time a Planning and Building Department Information Report (Appendix 1) was presented and received for information. The Planning and Development Committee passed Recommendation PDC-0060-2015 which was adopted by Council and is attached as Appendix 2.

Comments

See Appendix 1 - Information Report prepared by the Planning and Building Department.

COMMUNITY COMMENTS

No community concerns have been received regarding this application.

UPDATED AGENCY AND CITY DEPARTMENT COMMENTS

City Community Services Department – Heritage Planning

Comments updated December 1, 2015, state that correspondence received from the consultant archaeologist (ASI) dated September 28, 2015 addresses the recommendation for an archaeologist to be present should there be future soil disturbance. Furthermore, a letter received from the Ministry of Tourism, Culture and Sport dated November 13, 2015 confirms that through a review of the Archaeological Report submitted by the applicant, the site is considered free from any further archaeological concern and no further assessment is required. As is standard practice, the letter further states that "In the event that archaeological remains are found during subsequent construction activities, the consultant archaeologist, approval authority, and the Cultural Programs Unit of the Ministry of Tourism, Culture and Sport should be immediately notified".

City Community Services Department – Parks and Forestry Division/Park Planning Section

Comments updated December 2, 2015, state that the applicant has submitted a cash contribution for street trees through the associated consent application under File "B" 15/005 W2 for plantings on Hazelhurst Road and Lakeshore Road West. Also, prior to the issuance of building permits, for each lot or block cash-in-lieu for park or other public recreational purposes is required in accordance with the *Planning Act* and the City's Policies and By-laws.

City Transportation and Works Department (T&W)

Comments updated December 9, 2015, state that the applicant's consulting engineer has provided the requested Storm Drainage Report which confirmed the feasibility of existing services and proposed improvements as necessary to accommodate the post development drainage from the site. The required Phase 2 Environmental Site Assessment, including letters of reliance, has also been provided to the satisfaction of T&W.

In the event this application is approved by Council, the applicant will be required to enter into a Development Agreement to the satisfaction of the City to include the requirement for an Acoustical Report and a Traffic Impact Study. Details will be administered through the Site Plan review/approval process.

PLANNING COMMENTS**Zoning**

The proposed **E3 - Exception (Industrial)** zone is appropriate to accommodate the applicant's request to add outdoor storage, contractor's service yard, contractor's service shop and truck fuel dispensing facility as permitted uses. These requested uses are currently allowed on the neighboring lands to the north.

Site Plan

The site was originally part of the property located at 350 Hazelhurst Road which has frontage on Lakeshore Road West. For this reason, the entire property was subject to Site Plan Control. With the creation of the subject lands through the consent process, as described in Appendix 1, Site Plan Control is not applicable to 388 Hazelhurst Road as the property no longer has frontage on Lakeshore Road West. In light of this and in order to address the requirements of the Transportation and Works Department, the owner has agreed to include the property into the Site Plan Control By-law as a condition of approval. A site plan application has not been submitted to date.

Financial Impact

Development charges will be payable in keeping with the requirements of the Development Charges By-law of the City. Also, the financial requirements of any other commenting agency must be met.

Conclusion

The proposed Rezoning application is acceptable from a planning standpoint and should be approved for the following reasons:

1. The proposal is compatible with the surrounding land uses as the neighboring lands to the north on Hazelhurst Road permit the additional uses being requested on the subject property.

8.1(c)

Council

2015/12/21

4

Originator's file: OZ 15/004 W2

2. The proposed **E3-Exception (Industrial)** zone is appropriate to accommodate the requested uses as the proposed exception zone permits the additional proposed uses while restricting other industrial uses that are currently not permitted on the subject property.

Attachments

Appendix 1: Information Report

Appendix 2: Recommendation PDC-0060-2015



Edward R. Sajecki

Commissioner of Planning and Building

Prepared by: David Ferro, Development Planner

City of Mississauga
Corporate Report



Date: October 2, 2015	PDC OCT 26 2015	Originator's file: OZ 15/004 W2
To: Chair and Members of Planning and Development Committee		Meeting date: 2015/10/26
From: Edward R. Sajecki, Commissioner of Planning and Building		

Subject

PUBLIC MEETING INFORMATION REPORT (WARD 2)

388 Hazelhurst Road, west side of Hazelhurst Road, north of Lakeshore Road West

Applicant: 388 Hazelhurst Road LP

Application to permit additional industrial uses

Recommendation

That the report dated October 2, 2015, from the Commissioner of Planning and Building regarding the application by 388 Hazelhurst Road LP to permit additional industrial uses under File OZ 15/004 W2, at 388 Hazelhurst Road, be received for information.

Report Highlights

- This report has been prepared for a public meeting to hear from the community;
- The project requires a rezoning to accommodate the additional industrial uses requested;
- No community concerns have been identified to date;
- Prior to the next report, matters to be addressed include the satisfactory resolution of technical requirements.

Background

The application has been circulated for technical comments. A community meeting has not been held. The purpose of this report is to provide preliminary information on the application and to seek comments from the community.

Additional information is provided in Appendices 1 to 8.

LAND USE CONTROLS

The lands are located within the Southdown Employment Area and are designated **Industrial** in Mississauga Official Plan. The application conforms to the land use designation and no Official Plan Amendment is proposed.

A rezoning is proposed from **E3-1 (Industrial)** to **E3-Exception (Industrial)** to add the following uses: outdoor storage, contractor's service shop, contractor's yard and truck fuel dispensing facility.

Detailed information regarding the official plan and zoning is in Appendices 6 and 7.

WHAT DID THE COMMUNITY SAY?

No community meeting was held and no written comments were received by the Planning and Building Department.

DEVELOPMENT ISSUES

Agency comments are summarized in Appendix 5. Based on the comments received and the applicable Mississauga Official Plan policies, the following matters will have to be addressed:

- Are the proposed additional uses appropriate for the subject site and surrounding area?
- Have all other technical requirements and studies related to the project been submitted and found acceptable?

OTHER INFORMATION

The applicant has submitted the following information in support of the application:

- Environmental Phase 1 Study
- Planning Justification Report
- Draft Zoning By-law
- Plan of Survey

Development Requirements

There are engineering matters including: stormwater management and environmental items, in addition to archeological matters, which will require the applicant to enter into agreements with the City. Prior to any development proceeding on-site, the City will require the submission and review of an application for site plan approval.

Financial Impact

Development charges will be payable as required by the Development Charges By-law of the City. Also the financial requirements of any other external commenting agency must be met.

Conclusion

All agency and City department comments have been received. The Planning and Building Department will make a recommendation on this project after the public meeting has been held and all the issues are resolved.

APPENDIX 1

388 Hazelhurst Road LP

File: OZ 15/004 W2

Site History

- February 12, 1997 – Site Plan application under File SP 95/230 W2 approved to permit the construction of a 20 513 m² (220,800 sq. ft.) manufacturing facility at 350 Hazelhurst Road (which at the time included subject site);
- February 3, 1998 – Site Plan Revision application under File SPR 97/351 W2 approved to permit expansion of the northerly parking lot at 350 Hazlehurst Road;
- June 20, 2007 – Zoning By-law 0225-2007 came into force except for those sites which have been appealed. As no appeals have been filed the provisions of the new By-law apply. The subject lands are zoned E3-1 (Industrial);
- November 30, 2010 – The Southdown Employment Area Local Area Plan came into force and effect and contained policies specific to the character area which focused on setting higher design standards and principles for the major intersections of the arterial roads within the area;
- November 14, 2012 – Mississauga Official Plan came into force except for those site/policies which have been appealed. The subject lands are designated Industrial in the Southdown Local Area Plan;
- January 22, 2015 – Committee of Adjustment approved consent application under File B 15/005 W2 that permitted the severance of the northerly portion of 350 Hazelhurst Road in order to create the subject lands known as 388 Hazelhurst Road.



PART OF SCHEDULE 10 LAND USE DESIGNATIONS OF MISSISSAUGA OFFICIAL PLAN

LAND USE DESIGNATIONS

	Residential Low Density I		Airport
	Residential Low Density II		Institutional
	Residential Medium Density		Public Open Space
	Residential High Density		Private Open Space
	Mixed Use		Greenlands
	Convenience Commercial		Parkway Belt West
	Motor Vehicle Commercial		Utility
	Office		Special Waterfront
	Business Employment		Partial Approval Area
	Industrial		

BASE MAP INFORMATION

	Heritage Conservation District		Civic Centre (City Hall)
	1996 NEP/2000 NEF Composite Noise Contours		City Centre Transit Terminal
	LBPIA Operating Area Boundary See Aircraft Noise Policies		GO Rail Transit Station
	Area Exempt from LBPIA Operating Area		Public School
	Natural Hazards		Catholic School
			Hospital
			Community Facilities

City Structure

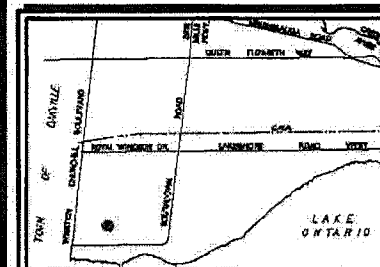
	Downtown		Corporate Centre
	Major Node		Employment Area
	Community Node		Special Purpose Area
	Neighbourhood		

SUBJECT LANDS



SUBJECT:

388 HAZELHURST ROAD LP



FILE NO:	OZ 15/004 W2
DWG. NO:	15004L
SCALE:	1:4000
DATE:	2015 10 26
DRAWN BY:	B. KRUGER

MISSISSAUGA

Produced by
T&W Geomatics
027

APPENDIX 3

8.1(g)
2015/08/28

Bobby

APPENDIX 5

388 Hazelhurst Road LP

File: OZ 15/004 W2

Agency Comments

The following is a summary of comments from agencies and departments regarding the application.

Agency / Comment Date	Comment
Region of Peel (August 28, 2015)	An existing 300 mm (12 in.) diameter water main and 250 mm (10 in.) diameter sanitary sewer is located on Hazelhurst Road.
City Community Services Department – Parks and Forestry Division/Park Planning Section (August 21, 2015)	Prior to the issuance of building permits for each lot or block cash-in-lieu for park or other public recreational purposes is required pursuant to Section 42 of the <i>Planning Act</i> and in accordance with City's Policies and By-laws.
City Transportation and Works Department (T&W) (September 14, 2015)	<p>T&W confirmed receipt of survey plans, easement documentation and a Phase 1 Environmental Site Assessment (ESA) submitted by the applicant in support of the application.</p> <p>In addition to the materials provided, T&W has requested a Storm Drainage Report, the referenced Phase 2 ESA Report dated July 3, 2014 and letters of reliance allowing the City to rely on the findings of the submitted reports. Upon receipt and review of the requested information, updated detailed comments and conditions will be provided, prior to the Recommendation Report.</p>
City Community Services Department – Heritage Planning (September 1, 2015)	<p>No grading or other soil disturbances shall take place on the property prior to an archaeological assessment being completed by a licensed archaeologist at the expense of the property owner. The assessment is to be submitted to the City for review, together with the corresponding Ministry of Tourism, Culture and Sport (MTCS) letters, confirming that all archaeological resource concerns have met licensing and resource conservation requirements.</p> <p>The owner/applicant are advised that a Heritage Impact Assessment as per the City's terms of reference for such reports will be required to be submitted for review and approval for any future development applications, to ensure that the proposed development does not negatively impact the heritage resource.</p>

8.1(i)

388 Hazelhurst Road LP

File: OZ 15/004 W2

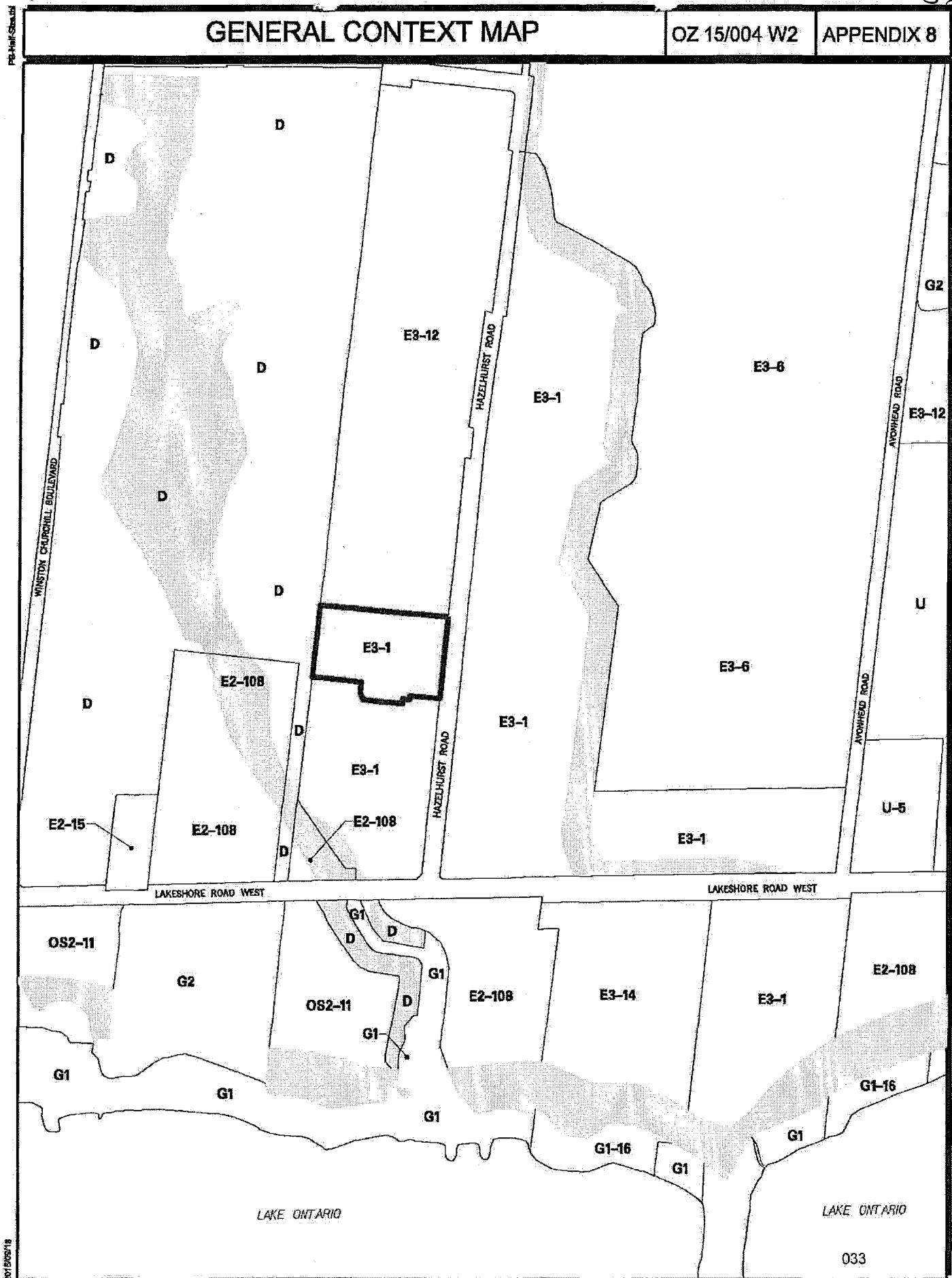
	Specific Policies	General Intent
Southdown Local Area Plan	Section 10.3	<p>Notwithstanding the Business Employment and Industrial policies of this Plan, for the lands fronting on Royal Windsor Drive, Lakeshore Road West, Winston Churchill Boulevard and Southdown Road, the following uses will not be permitted:</p> <ul style="list-style-type: none"> a. adult entertainment establishments; b. body rub establishments; c. cardlock fuel dispensing facilities; d. motor vehicle storage, commercial motor vehicle storage, truck tractors and/or tractor trailer storage; e. motor vehicle body repair facility; f. contractor service shop; g. contractors yard; and h. vehicle pound facility.

8.1(j)

GENERAL CONTEXT MAP

OZ 15/004 W2

APPENDIX 8



2015/05/18

Boley

I:\cadd\Projects\Report\Map\154694 OZ 15_004 W2_RPT\Vector\18004c.dgn

8.1(k)

APPENDIX 2

388 Hazelhurst Road LP

File: OZ 15/004 W2

Recommendation PDC-0060-2015

PDC-0060-2015 "That the report dated October 2, 2015, from the Commissioner of Planning and Building regarding the application by 388 Hazelhurst Road LP to permit additional industrial uses under File OZ 15/004 W2, at 388 Hazelhurst Road, be received for information, and notwithstanding planning protocol, that the Recommendation Report be brought directly to a future Council meeting."

City of Mississauga

Corporate Report



Date: January 7, 2016



To: Council

From: Mary Ellen Bench, BA, JD, CS, City Solicitor

Originator's files:

LA.12.WIN

Meeting date:

2016/01/20

Subject

Request to Support City of Windsor's Court Challenge at the Supreme Court of Canada regarding the Jurisdiction of the Federal Court of Canada

Recommendation

1. That the report from the City Solicitor titled "Request to Support City of Windsor's Court Challenge at the Supreme Court of Canada regarding the Jurisdiction of the Federal Court of Canada" be received for information.
2. That the City Solicitor be authorized to take such steps as necessary to request leave to intervene by the City of Mississauga before the Supreme Court of Canada, and if leave is granted, to participate as an intervenor, in the matter of Corporation of the City of Windsor and Canadian Transit Company.

Report Highlights

- on October 8, 2015, the Supreme Court of Canada granted the City of Windsor leave to appeal from a decision by the Federal Court of Appeal
- the Federal Court of Appeal ruled that the Federal Court has jurisdiction to adjudicate an application seeking a declaration of constitutional paramountcy for a federal work (an international bridge company) in response to efforts by a municipality to enforce its property standards by-law
- the appeal is tentatively scheduled to be heard by the Supreme Court of Canada on April 21, 2016
- motions for leave to intervene are to be filed by February 8, 2016
- the decision by the Federal Court of Appeal usurps the role of Provincial Superior Courts in adjudicating disputes concerning the jurisdiction of municipalities when disputes arise with entities operating under federal jurisdiction such as airports, railways, telecommunications,

etc. in addition to international crossings

- the City of Windsor has asked FCM and other municipalities, and specifically Mississauga, to intervene . This report recommends that because of the potential impact this decision could have, Mississauga do so, given the significant presence of federal agencies within the City
- if the Supreme Court of Canada upholds the Federal Court of Appeal, municipalities such as the City of Mississauga may be compelled to litigate issues having a constitutional dimension with federal actors in Federal Court, a court which has no institutional or historic experience or expertise with municipal government
- the City of Mississauga has an interest sufficient to support the City of Windsor appeal in that it deals with key federal actors and their activities on a variety of matters, on an ongoing basis

Background

Canadian Transit Company ("CTC") is the owner and operator of the Ambassador Bridge. The bridge connects the cities of Windsor and Detroit, across the Detroit River. CTC operates under the authority of An Act to Incorporate the Canadian Transit Company, being a federal statute enacted in 1921.

CTC hopes to build a second span across the Detroit River, and in anticipation of doing so, it has acquired over a period of time 114 single family residential homes in Windsor, near its existing bridge. The intent is to demolish these homes in due course to make way for the new bridge works.

In the meantime, the homes have been left vacant and their condition has deteriorated. The City of Windsor issued 114 repair orders in 2013 under its Property Standards By-law arguing that the condition of the homes created a blight on the community. CTC appealed all these orders. The Property Standards Committee modified 83 of the Order, permitting demolition, but upheld the repair order on 31 properties. These decisions were appealed to Superior Court by each of The City and CTC.

CTC then commenced proceedings in the Federal Court with an application requesting a declaration that the Windsor Property Standards By-law does not apply to properties purchased, leased or otherwise acquired and held by CTC, including the 114 residential properties. CTC argues that it constitutes a federal work or undertaking and therefore a municipal by-law cannot apply to its property on the basis of the constitutional doctrines of interjurisdictional immunity and paramountcy.

On consent of the parties, the appeal proceedings in the Ontario Superior Court were stayed pending the outcome of the proceedings in Federal Court.

Present Status

8.2(b)

In the Federal Court, the City of Windsor brought a motion for the Court to dismiss CTC's application on the grounds that the Federal Court has no jurisdiction over this matter. The Federal Court agreed, and struck out CTC's application. The Federal Court determined, in a decision dated May 21, 2014 among other things, that there was insufficient federal law in the proceeding to clothe the Federal Court with jurisdiction.

The CTC then appealed to the Federal Court of Appeal, which ended up overruling the Federal Court decision. In its conclusions, the Federal Court of Appeal determined as follows:

In this case, Canadian Transit – established as a federal corporation under the federal Special Act to pursue federal objects and invoking a federal provision allowing the Federal Court to make declarations concerning federal works and undertakings – has asked the Federal Court what exactly its rights are under the federal Special Act concerning an international bridge, which it says is a federal work or undertaking, federally-regulated, and regulated in substantial part by the federal Special Act. To answer that question, the Federal Court, armed with one of the "laws of Canada", namely section 52 of the Constitution Act, 1982, will draw in large part upon its interpretation of the federal Special Act and section 91 of the Constitution Act, 1867, another one of the "laws of Canada". That particular law of Canada sets out federal powers that, in some circumstances defined in the case law, are given paramount or wholly exclusive status under the doctrines of paramountcy and interjurisdictional immunity. The Federal Court, established to administer federal law, and drawing on implied powers it and its predecessors have had for almost a century-and-a-half to determine the constitutional validity, operability and applicability of laws before it, can apply the doctrines of paramountcy and interjurisdictional immunity. This is a federal matter through and through and the Federal Court can determine it fully.

The City of Windsor then made an application for leave to appeal to the Supreme Court of Canada. On October 8, 2015, the Supreme Court of Canada granted the City of Windsor leave to proceed with its appeal. Since then, the City of Windsor has been advised by the Supreme Court of Canada that the hearing of the appeal is tentatively scheduled for April 21, 2016, and that any motions by parties for intervenor status are to be made by February 8, 2016.

Comments

In a letter dated December 2, 2015 to the City of Mississauga, counsel for the City of Windsor invited Mississauga to consider seeking leave to intervene in the proceedings before the Supreme Court of Canada on these issues of national importance. They described the implications of the Federal Court of Appeal decision this way:

The decision of the Federal Court of Appeal, if upheld on appeal, could lead to a situation where any proceeding engaging entities or operations with a federal jurisdictional presence (such as telecommunications, aeronautics, railways, international crossings, harbours, etc.) could fall within the jurisdiction of the Federal Court of Canada, including matters involving the enforcement of municipal by-laws of general application (as is the case in the matter under appeal).

Therefore, the City of Windsor is asking other municipalities to extend their support by seeking leave to intervene before the Supreme Court of Canada.

This matter has direct implications upon the City of Mississauga, particularly issues 1 and 2. There are two significant federal actors operating within the boundaries of the City: the GTAA and Canada Post. There may also be other federal activity from time to time within the City, including federal railway crossings, telecommunication undertakings and port harbours. All of these spheres of activity may trigger an encounter with municipal jurisdiction which could require court adjudication for a resolution on the question of the scope of municipal authority. The Provincial Superior Court and Ontario Court of Appeal have long standing institutional and historic experience and expertise not only in dealing with constitutional matters, but also with municipal governments and municipal law. The Federal Court does not possess such institutional or historic experience or expertise, and its involvement in areas of municipal governance would represent an intrusion by a centrist federal entity in matters of a local nature.

The City of Windsor was granted leave to appeal on the basis that the issues it was putting forward in contesting the jurisdiction of the Federal Court over matters involving municipal governments, are of national importance. There are four issues of law which the City of Windsor will be arguing before the Supreme Court of Canada. These are:

The Constitution and the Federal Court - a Paramount Relationship?

Issue 1 - Should the Federal Court's jurisdiction be expanded to include any and all matters involving federal entities?

A Bridge from Ottawa to Windsor?

Issue 2 - Whether Canadian constitutional principles permit the centrist Federal Court to assert jurisdiction over matters of an inherently local nature such as the application of municipal by-laws?

No Essential role for Stare Decisis

Issue 3 - Does the test for finding jurisdiction of the Federal Court only require that "federal law ... play a sufficient role" in the case rather than that there be a body of federal law essential to the disposition of the case?

Governing Statute Governs all Federal Matters - the Value of Circular Logic

Issue 4 - Does the grant of jurisdiction to entertain claims in relation to the enumerated matters under the Federal Courts Act create the necessary substantive federal law for the Federal Court's jurisdiction to govern those claims?

In order to obtain leave to intervene, it is necessary to apply to the Supreme Court of Canada and demonstrate that the test for intervenor status can be met. The Supreme Court will assess the application by taking into consideration, among other things, the nature of the interests which the applicant has in the matter before the court; how will the applicant's submissions be useful to the court; how will the applicant's submissions be different from the other parties; and whether there

8.2(d)

are other intervenor applications and, if so, by whom and which respective potential intervenors may make a more relevant contribution.

Financial Impact

It is anticipated that the application for leave to appeal, and if leave is granted, presenting argument on the intervention, will be principally managed with in house resources, although some outside expert assistance will be engaged to aid the in house work.

Conclusion

Given the potential impact of the Federal Court of Appeal decision as reviewed in this report on the future adjudication of disputes with federal actors over questions of municipal jurisdiction where this intersects with federal activity, and the national importance of this matter, it is recommended that the City take the necessary steps to seek leave to intervene before the Supreme Court of Canada, and if leave is granted, to participate as an intervener, in the matter of the Corporation of the City of Windsor v Canadian Transit Company, in support of the City of Windsor in such manner and on such issues and in such manner as may be useful and distinctive.

Attachments

Appendix 1: Comment



Mary Ellen Bench, BA, JD, CS, City Solicitor

Prepared by: Mary Ellen Bench, BA, JD, CS, City Solicitor

8.2(e)

AIRD & BERLIS LLP

Barristers and Solicitors

Christopher J. Williams
Direct: 416.865.7745
E-mail: cwilliams@airdberlis.com

December 2, 2015

Our File No. 117966

BY EMAIL: maryellen.bench@mississauga.ca

Mary Ellen Bench
City Solicitor
City of Mississauga
300 City Centre Drive
Mississauga, ON L5B 3C1

Dear Ms. Bench:

**Re: The Corporation of the City of Windsor v. Canadian Transit Company
(FCA) (36465)
Appeal to Supreme Court of Canada
Order regarding Intervention**

As you may be aware, we are counsel to the City of Windsor with regard to the above-noted matter. On behalf of the City we sought, and were granted, leave to the Supreme Court of Canada to appeal a decision of the Federal Court of Appeal which involves, inter alia, questions about the jurisdiction of the Federal Court with regard to the interpretation and application of municipal by-laws (in this particular case, the City's property standards by-law as it applies to property owned by an entity created by federal legislation).

Thursday, April 21, 2016 has been established as the tentative date for the hearing by the Supreme Court of Canada.

The questions of national importance put forward on the application for leave were as follows:

The Constitution and the Federal Court – a Paramount Relationship?

Issue 1 – Should the Federal Court's jurisdiction be expanded to include any and all matters involving the doctrines of interjurisdictional immunity and paramountcy? Is the Constitution Act a law of Canada for the purposes of section 101 of that Act?

A Bridge from Ottawa to Windsor?

Issue 2 – Whether the constitutional principles of Canadian federalism and subsidiarity permit the centrist Federal Court to assert jurisdiction over matters of an inherently local nature such as the application of municipal by-laws?

8.2(f)

December 2, 2015
Page 2

No Essential role for Stare Decisis

Issue 3 – Does the *ITO-International Terminal Operators Ltd. v. Miida Electronics Inc.* test for finding jurisdiction of the Federal Court only require that “federal law ... play a sufficient role” in the case rather than that there be a body of federal law essential to the disposition of the case?

Governing Statute Governs all Federal Matters – the Value of Circular Logic

Issue 4 – Does the grant of jurisdiction to entertain claims in relation to the enumerated matters under section 23 of the Federal Courts Act create the necessary substantive federal law for the Federal Court’s jurisdiction to govern those claims?

As demonstrated by the issues of national importance, the decision of the Federal Court of Appeal, if upheld on appeal, could lead to a situation where any proceeding engaging entities or operations with a federal jurisdictional presence (such as telecommunications, aeronautics, railways, international crossings, harbours, etc.) could fall within the jurisdiction of the Federal Court of Canada, including matters involving the enforcement of municipal by-laws of general application (as is the case in the matter under appeal).

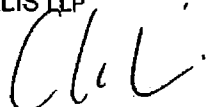
We would be pleased to provide you with a copy of the relevant Federal Court and Federal Court of Appeal decisions.

We wish to advise that the Chief Justice of the Supreme Court of Canada has set out the timelines for motions for intervention – see the enclosed document for the full details. Most importantly, any motions for intervention must be served and filed on or before February 8, 2016.

We ask that you consider whether your client would like to intervene in this very important municipal case. We would be pleased to answer any question you, or your client, might have and we hope that the City of Windsor can count on your support.

Yours truly,

AIRD & BERLIS LLP



Christopher J. Williams
CJW/JEJ
Encl.

c. Courtney Raphael, Aird & Berlis LLP
Jody Johnson, Aird & Berlis LLP
Shelby Askin Hager, City of Windsor
Wira Vendrasco, City of Windsor

24557621.1

8.2(g)

Supreme Court of Canada
Registry



Cour suprême du Canada
Greffé

NOV 25 2015

November 19, 2015

Aird & Berlis LLP
Christopher J. Williams
Brookfield Place, Suite 1800
161 Bay Street, Box 754
Toronto, Ontario
M5J 2T9

Osler, Hoskin & Harcourt LLP
Larry P. Lowenstein
1 First Canadian Place
P.O. Box 50
Toronto, Ontario
M5X 1B8

Dear Mr. Williams, Mr. Lowenstein,

RE: *Corporation of the City of Windsor - v. - Canadian Transit
Company*
File No.: 36465

Leave to appeal was granted by the Supreme Court of Canada in the above-referenced matter on October 8, 2015.

The hearing of this appeal will be tentatively set for April 21, 2016. Enclosed, please find the Schedule A showing the due dates for serving and filing of the appeal documents. Schedule A also sets out the deadlines with respect to motions for leave to intervene, if any, in accordance with the order signed by the Chief Justice dated November 18, 2015.

A precise hearing date will be set following confirmation of the hearing by the Court. In the meantime, however, if you have any concerns about your tentative hearing date, you must contact Ms. Micheline Alam, Acting Senior Registry Officer, at (613) 996-7593, as soon as possible.

To further assist you in planning and preparing for the appeal hearing, please consult the Court's website at <http://www.scc-csc.gc.ca/res/counsel-procureurs/index-eng.aspx>.

Should you have any questions, you may contact us at (613) 996-8666.

Yours truly,

Nadia Loreti
Director, Registry Branch

Encl.

8.2(h)

- 2 -

c.c.: Ms. Marie-France Major
Mrs. Patricia J. Wilson

Filing timetable / Tentative hearing date

Corporation of the City of Windsor - v. - Canadian Transit Company
File No.: 36465

LEAVE GRANTED	October 8, 2015.
NOTICE OF APPEAL S. 58 of the <i>Supreme Court Act</i> (Due within 30 days after leave granted)	Served and filed on November 6, 2015.
APPELLANT'S RECORD, FACTUM, AND BOOK OF AUTHORITIES Rules 35, 38, 42, 44	To be served and filed no later than January 18, 2016 (As agreed upon by the Appellant).
RESPONDENT'S RECORD, FACTUM AND BOOK OF AUTHORITIES Rules 36, 39, 42, 44	To be served and filed no later than March 14, 2016.
MOTIONS FOR LEAVE TO INTERVENE, IF ANY Rules 5(3), 55, 56, 57, 58, 59	To be served and filed no later than February 8, 2016.
RESPONSE TO MOTIONS FOR LEAVE TO INTERVENE Rule 49, 55, 56, 57, 58, 59	To be served and filed no later than February 15, 2016.
REPLIES TO MOTIONS FOR LEAVE TO INTERVENE Rule 50, 55, 56, 57, 58, 59	To be served and filed no later than February 17, 2016.
INTERVENERS' FACTUM AND BOOK OF AUTHORITIES, IF ANY Rule 37, 42, 44	To be served and filed no later than April 8, 2016.
<u>TENTATIVE HEARING DATE</u>	April 21, 2016.

8.2(j)

Supreme Court of Canada



Cour suprême du Canada

November 18, 2015

le 18 novembre 2015

ORDER

ORDONNANCE

**CORPORATION OF THE CITY OF WINDSOR v. CANADIAN TRANSIT COMPANY
(F.C.A.) (36465)**

THE CHIEF JUSTICE:

IT IS HEREBY ORDERED THAT:

1. Any person wishing to intervene in this appeal under Rule 55 of the *Rules of the Supreme Court of Canada* shall serve and file a motion for leave to intervene on or before February 8, 2016.
2. The appellant and respondent shall serve and file their responses, if any, to the motions for leave to intervene on or before February 15, 2016.
3. Replies to any responses to the motions for leave to intervene shall be served and filed on or before February 17, 2016.
4. Any interveners granted leave to intervene under Rule 59 of the *Rules of the Supreme Court of Canada* shall serve and file their factum and book of authorities on or before April 8, 2016.

C.J.C.
J.C.C.

REPORT 1-2016



TO: THE MAYOR & MEMBERS OF COUNCIL

General Committee of Council presents its first Report of 2016 and recommends:

GC-0001-2016

That the matter regarding the request to waive the fees at the Hershey Centre for the I Can, We Can event scheduled for February 13, 2016 be referred to staff for a report back to Council on January 20, 2016.

GC-0002-2016

That a by-law be enacted to amend The Traffic By-law 555-00, as amended, to implement stopping prohibitions on Crossfield Bend and Windy Oaks between 8:00 a.m. - 4:00 p.m., September 1 to June 30, Monday - Friday at the following locations:

1. On the west side of Crossfield Bend between Angelene Street and a point 282 metres (925feet) northerly thereof.
2. On the north side of Windy Oaks between the west limit of the roadway and the east limit of the roadway.

(Ward 1)

GC-0003-2016

That a by-law be enacted to amend the Traffic By-law 555-00, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at any time on both sides of Burnford Trail.

(Ward 9)

GC-0004-2016

That a by-law be enacted to amend The Traffic By-law 555-00, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at any time on both sides of Tacc Drive between Ninth Line and Farmcote Drive.

(Ward 10)

GC-0005-2016

That a by-law be enacted to amend The Traffic By-law 555-00, as amended, to implement two hour parking for three (3) parking spaces between the north and south curb at the east limit of Maiden Lane from a point 42 metres (138 feet) east of Queen Street South to a point 6 metres (20 feet) easterly thereof from 7:00 a.m. to 9:00 p.m. No parking will be permitted outside of these hours.

(Ward 11)

GC-0006-2016

That a by-law be enacted to amend The Traffic By-law 555-00, as amended, to implement a U-turn prohibition, at any time, for westbound motorists at Argentia Road and the private access to 3050 Argentia Road.

(Ward 9)

GC-0007-2016

1. That a by-law to amend the Administrative Penalty By-law 282-13, as amended, (Appendix 1) be enacted as outlined in the report from the Commissioner of Transportation and Works, dated December 17, 2015 entitled "Repeal and Replacement of the Accessible Parking By-law 1-09, as amended, and Amendments to the Administrative Penalty By-law 282-13, as amended".
2. That the Accessible Parking By-law 1-09, as amended, be repealed and a new Accessible Parking By-law (Appendix 2) be enacted as outlined in the report from the Commissioner of Transportation and Works, dated December 17, 2015 entitled "Repeal and Replacement of the Accessible Parking By-law 1-09, as amended, and Amendments to the Administrative Penalty By-law 282-13, as amended".

GC-0008-2016

That Technicore Underground Inc. be granted an exemption from Noise Control By-law No. 360-79, as amended, to allow for extended tunnelling works associated with the Phase 2 construction of the West Trunk Sanitary Sewer System between Highway 401 and Queen Elizabeth Way (QEW) at the following locations:

1. Southeast corner of Erin Mills Parkway and Lincoln Green Way intersection, commencing at 7:00 p.m. on Monday, January 25, 2016 and ending at 7:00 a.m. on Saturday, December 31, 2017.
2. West side of Erin Mills Parkway approximately 300 metres (984 ft.) north of Burnhamthorpe Road West, commencing at 7:00 p.m. on Monday, January 25, 2016 and ending at 7:00 a.m. on Saturday, December 31, 2017.

(Ward 8)

GC-0009-2016

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Municipal Works Servicing Agreement between 215 Broadway Holdings Inc. and The Corporation of the City of Mississauga to the satisfaction of the City Solicitor as outlined in the Corporate Report dated December 21, 2015 from the Commissioner of Transportation and Works.

(Ward 11)

GC-0010-2016

That a by-law be enacted to authorize the Mayor and the Commissioner of Corporate Services and Chief Financial Officer to execute, on behalf of The Corporation of the City of Mississauga, the letter of agreement with Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario, under the Dedicated Gas Tax Funds for Public Transportation Program (2015/2016), which agreement is attached as Appendix 1 to the corporate report dated December 16, 2015 from the Commissioner of Corporate Services and Chief Financial Officer.

GC-0011-2016

1. That the Commissioner of Community Services and City Clerk be authorized, on behalf of The Corporation of the City of Mississauga (the "City"), to execute an Assignment Agreement among the City, Holcim (Canada) Inc. ("Holcim") and CRH Plc. ("CRH"), in a form satisfactory to Legal Services, to give effect to the assignment of all rights and obligations of Holcim in the Sponsorship Agreement between the City and Holcim dated July 26, 2013 to CRH Plc.
2. That Council waive the thirty (30) day notice requirement for the re-naming process, as required by Corporate Policy and Procedure No. 05-02-02, "Property and Facility Naming and Dedication".
3. That all necessary bylaw(s) be enacted.
(Ward 2)

GC-0012-2016

That the Community Services Department be authorized to submit a minor variance application, on behalf of Credit Valley Conservation, to permit the continued use of a washroom at Erindale Park until the permanent permission can be addressed through the City initiated Zoning By-Law Amendment.

(Ward 6)

GC-0013-2016

1. That the Commissioner of Community Services and the City Clerk be authorized on behalf of the Corporation of the City of Mississauga (the "City") to enter into an agreement together with all ancillary agreements with Trillium Health Partners to facilitate the development and implementation of therapeutic recreation programs in a form satisfactory to Legal Services as outlined in the Corporate Report dated December 8, 2015 from the Commissioner of Community Services.
2. That all necessary by-law(s) be enacted.

GC-0014-2016

1. That report of the Commissioner of Corporate Services and Chief Financial Officer dated December 15, 2015 and entitled Single Source recommendation for SAP Canada Inc. be received for information.
2. That the Purchasing Agent be authorized to initiate contract negotiations with SAP Canada Inc. to continue a long term partnership and establish the licensing model and maintenance agreements for the ten year period, January 2016 – December 2025.
3. That the Purchasing Agent be authorized to execute the contract and all related ancillary documents with SAP Canada Inc., on a single source basis for products, professional services and maintenance and support, subject to City Solicitor approval of the contract and annual budget approval. This includes renewal of existing maintenance and support and forecasted growth for the first five year period.
4. That the Purchasing Agent be authorized to increase the value of the contact where necessary to accommodate growth and where the amount is provided in the budget and negotiate and issue contract amendments to add any future ERP Solution features, functionalities, modules and systems from SAP Canada Inc. to accommodate the City's new growth requirements such as better alignment, audit controls, modernization and mobility where the amounts are approved in the budget.
5. That SAP Canada Inc. continues to be designated a "City Standard" for the ten year period, January 2016 to December 2025.

GC-0015-2016

1. That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to Mississauga, Brampton and Caledon, in accordance with section 310 of *The Municipal Act, 2001, S.O. 2011, c. 25* for the 2016 property tax year.
2. That Council consent to the apportionment methodology in place in the 2015 taxation year updated for 2016 assessments.

GC-0016-2016

1. That the report of the Commissioner of Corporate Services and Chief Financial Officer dated December 10, 2015 entitled 2016 Interim Tax Levy for Properties on the Regular Instalment Plan be received for information.
2. That a by-law be enacted to provide for a 2016 interim tax levy for properties on the regular instalment plan.
3. That the 2016 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties that existed on the previous year's tax roll.

4. That assessments added to the tax roll in the current year be levied an amount that approximates 50% of a full year's taxes, had the property been included on the previous year's tax roll, using tax rates set out in Appendix 1 of this report and the current year's phased-in assessment.
5. That the 2016 interim levy for residential properties on the regular instalment plan be payable in three instalments on March 3, April 7, and May 5, 2016.
6. That the 2016 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one instalment on March 3, 2016.

GC-0017-2016

1. That a by-law be enacted authorizing the City Manager and City Clerk to execute and affix the corporate seal to a Transfer Payment Agreement, and subsequent amending agreements and/or ancillary documents, between the City of Mississauga and the Province of Ontario for work related to gaining public access to the Western Pier on the Ontario Power Generation Lakeview property, in a form satisfactory to Legal Services.
2. That a capital account (PN16951) be created in 2016 with a budget of \$450,000 which will be offset by a grant from the Province of the same amount with net zero impact to the City.
3. That the Purchasing Agent be authorized to execute an agreement with Golder Associates Ltd. as a sole/single source consultant for the work to be completed with the funds under the Transfer Payment Agreement; subject to the negotiation of appropriate terms and conditions and fees for service.

GC-0018-2016

1. That the report entitled "2016 Pre-Budget Submission to the Province of Ontario," including Appendix 1, from the City Manager and Chief Administrative Officer, be endorsed as content for submission to the Ministry of Finance, Province of Ontario for the Ontario 2016 Budget deliberations.
2. That staff circulate by email a final, formatted version, including statistics and graphics, to Council.
3. That the Mayor be directed to forward the approved formatted submission with this report to the Minister of Finance, the local MPPs and MPs, Ontario's Big City Mayors (LUMCO) and the Association of Municipalities of Ontario (AMO).

GC-0019-2016

That the article dated January 5, 2016 from the National Post entitled, "Tristin Hopper: The \$600 million Edmonton train that snarls traffic, slows down transit times and increases emissions" be received for information.

GC-0020-2016

1. That the report from the Commissioner of Transportation and Works dated December 1, 2015 entitled "City of Mississauga Centralized Vehicle Pound Facility Feasibility Study Update – Information Report" be received for information.
2. That the Towing Industry Advisory Committee (TIAC) provide comments on a centralized vehicle pound facility compared with the alternative options discussed in this report.
3. That the deputations under Items 5.1 and 5.2 from Chris Rouse, Project Manager, Mobile Licensing, and Brad Butt representing Atlantic Collision Group, respectively, to the Towing Industry Advisory Committee on December 14, 2015, be received.

(TIAC-0022-2015)

GC-0021-2016

That the action list of the Towing Industry Advisory Committee meeting held on December 14, 2015 provided to the Committee to update on the status of initiatives raised at prior meetings be received.

(TIAC-0023-2015)

GC-0022-2016

That the Memorandum dated October 23, 2015 from Karen Morden, Legislative Coordinator, with respect to the 2016 meeting dates of the Towing Industry Advisory Committee be received.

(TIAC-0024-2015)

GC-0023-2016

That the document entitled "City of Mississauga Advisory Committees" from the Office of the City Clerk with respect to the role of an Advisory Committee and the ground rules for Committees and their Members be received for information.

(TIAC-0025-2015)



Petition

We, the residents of Clayhill road and its surrounding areas, need to make a change.

We need to bring back the regular timings of Bus route 91N and 91S every 15 minutes (from Cooksville Go to Square One and back) from the latest change of one bus for every 45 minutes.

Passengers are very inconvenienced that

- a. they need to take an earlier bus, making them reach their destinations much early.
- b. The other bus route alternatives are pretty far away and would take much more time to reach their destination
- c. With winter approaching, it would get a lot worse, as many stops have no bus shelters and walking to take the bus on different routes would include a lot of walking and difficulty in dealing with snow and wind.

We need to make this change, as we are also regular tax payers in the City of Mississauga and we need to get the same rights and privileges that are enjoyed by the other residents in Mississauga.

Please sign to show your support!!!!

<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	For
<input type="checkbox"/> Corporate Services	<input type="checkbox"/> Appropriate Action
<input type="checkbox"/> Planning & Building	<input type="checkbox"/> Information
<input checked="" type="checkbox"/> Transportation & Works	<input type="checkbox"/> Reply
	<input checked="" type="checkbox"/> Report

11.1(a)

Petition

We, the residents of Clayhill road and its surrounding areas, need to make a change.

We need to bring back the regular timings of Bus route 91N and 91S every 15 minutes (from Cooksville Go to Square One and back) from the latest change of one bus for every 45 minutes.

RECEIVED

REGISTRY No.

DATE JAN 13 2016

FILE No.

CLERK'S DEPARTMENT

Passengers are very inconvenienced that

- they need to take an earlier bus, making them reach their destinations much early.
- The other bus route alternatives are pretty far away and would take much more time to reach their destination
- With winter approaching, it would get a lot worse, as many stops have no bus shelters and walking to take the bus on different routes would include a lot of walking and difficulty in dealing with snow and wind.

We need to make this change, as we are also regular tax payers in the City of Mississauga and we need to get the same rights and privileges that are enjoyed by the other residents in Mississauga.

Please sign to show your support!!!!

Name of passenger	Bus stop location	Signature
Precy Perda	Clayhill	P. Perda
Celine Felizardo	Clayhill	C. Felizardo
Susy Tropoza	Clayhill	Susy Tropoza
SHAWN	Shawn Chall Hill	A.B.M.
Abir Dhanoo	Webb Dr / Grand Park	Abir Dhanoo
Jimie Wilson	Webb Dr / Duke of York	Jimie Wilson
CARMENCITA RASA	HILLCREST & DUMCREST	editor
Arlon Fides	Clayhill	Arlon Fides
Chanel Fides	Hillcrest	Chanel Fides
ALLAN FIDES	CLAYHILL	allan
SYDNEY DUNBAR	HILLCREST	Sydney Dunbar
Jane Dunbar	Wheatstone	Jane Dunbar
Juliana Almeida	Wheatstone	J. Almeida
SARAH O'SULLIVAN	Hillcrest	Sarah O'Sullivan
Shyamala Subramanian	Hillcrest - Clayhill	Shyamala
Samela Tada	Hillcrest - Clayhill	Samela Tada
Rajdeep Singh	Hillcrest and Confederation	Rajdeep Singh
Kateryna Hobyk	Clayhill	Kateryna Hobyk
NANCY JOHNSTON	HILLCREST / CONF.	Nancy Johnston
May Omachi	central parkway / grandpark drive	May Omachi
Said Boumar	confederation parkway	Said Boumar
J.C. LEVY	Hillcrest / Clayhill	J.C. Levy
Nabe	Hillcrest / Clayhill	Nabe
D. Lynn	Webb Dr	D. Lynn
Princy Royel	Webb Dr	Princy Royel
Jennifer Way	Webb Dr	Jennifer Way
EVA RASA	13 Wilmington / Webb Dr	Eva Rasa
	Webb Dr	
Malika Felizardo	Pearwood / Hillcrest	Malika
MARC FELIZARDO	Pearwood	Marc

Confidential

[illegible]

12.1.1

The Premier
of Ontario

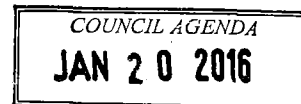
Legislative Building
Queen's Park
Toronto, Ontario
M7A 1A1

La première ministre
de l'Ontario

Édifice de l'Assemblée législative
Queen's Park
Toronto (Ontario)
M7A 1A1



November 23, 2015



Her Worship Bonnie Crombie
Mayor
City of Mississauga
300 City Centre Drive
Mississauga, Ontario
L5B 3C1

<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"/> Planning & Building	<input type="checkbox"/> Appropriate Action
<input type="checkbox"/> Transportation & Works	<input checked="" type="checkbox"/> Information
	<input type="checkbox"/> Reply
	<input type="checkbox"/> Report

Dear Mayor Crombie:

From January 27 to February 5, 2016, I will lead an Ontario business mission to India, and it is with great pleasure that I invite you to join me on this important visit to one of the world's fastest growing economies.

We will travel with a delegation of Ontario business and institutional leaders from the sustainable development and urban infrastructure sectors, as well as other related sectors, and plan to visit New Delhi, Mumbai, Hyderabad and Chandigarh.

I look forward to joining Ontario's business delegates in engaging with India's leaders to promote Ontario as an excellent trade and investment partner. We will participate in networking events and receptions that provide delegates with the opportunity to meet with government and industry decision-makers to promote their expertise in innovative technologies, research, products and services. The mission will focus on environmental technologies, energy and transportation, and highlight what firms from our province can do to partner with India in achieving its sustainable development goals.

Ontario's 2016 Mission to India is a timely one. As you may know, India plans to invest over US\$1 trillion in infrastructure development to accommodate its fast-growing urban centres. Prime Minister Modi's Smart Cities Initiative is a highly ambitious plan that aims to promote and support sustainable economic growth and includes plans to build 100 smart communities with an emphasis on green and energy-efficient buildings, better communications, efficient urban transportation and security systems.

- 2 -

I hope you are able to join me and other delegates as we work together to strengthen ties between Ontario and India. For more information on current itinerary and related mission fees, and to register for Ontario's 2016 mission to India, please visit <http://india.ontariogovernmentmissions.ca> or contact: ontariogovernmentmissions@ontario.ca.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathleen Wynne". The signature is fluid and cursive, with the first name "Kathleen" written in a larger, more prominent script than the last name "Wynne".

Kathleen Wynne
Premier



Notice of Poll – OGRA Board of Directors

The Board of Directors adopted the recommendations of the OGRA Nominating Committee. The recommended slate is as follows:

Northern Zone (3 to be elected)	
Luc Duval, Director of Public Works & Engineering, City of Timmins	Rick Harms, Project Engineer City of Thunder Bay
Paul Schoppmann, Mayor Municipality of St. Charles	
Southwest Zone (3 to be elected)	
Dave Beres Deputy Mayor Town of Tillsonburg	Jim Maudsley, Mayor Municipality of Thames Centre
Chris Traini, County Engineer County of Middlesex	
South Central Zone (2 to be elected)	
Bryan Lewis, Councillor Town of Halton Hills	John McKean, Mayor Town of the Blue Mountains
Southeast Zone (3 to be elected)	
Dave Burton, Reeve Municipality of Highlands East	Rick Kester, CAO City of Belleville
Michael Touw, Director of Public Works Township of Leeds and the Thousand Islands	
Toronto (1 to be elected)	

The following current Board members do not have to be re-elected to the Board and will automatically assume the following positions effective February 24, 2016:

President - Robert Burlie, Manager, Road Operations, Toronto & East York District, City of Toronto
 1st Vice President – Ken Lauppe, Manager, Road Operations – East, City of Brampton

12.1.2(a)

Immediate Past President – Rick Champagne, Councillor, Municipality of East Ferris

The above will serve on the 2016-2017 Board of Directors making a total of 15 on the Board.

The recommended slate of candidates was circulated to the membership on November 16, 2015 requesting additional nominations. The following additional nominations were received by the close of nominations on December 18, 2015

Northern Zone

James Neufeld
Director of Infrastructure
Municipality of Wawa

Southwest Zone

Andy Bruziewicz
Councillor
County of Lambton

Virginia Ridley
Councillor
City of London

City of Toronto

Mark Grimes
Councillor
City of Toronto

<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"/> Planning & Building <input type="checkbox"/> Transportation & Works	<input type="checkbox"/> Appropriate Action <input checked="" type="checkbox"/> Information <input type="checkbox"/> Reply <input type="checkbox"/> Report

As a result of the above a poll will be held on

**Tuesday, February 23, 2016
Fairmount Royal York Hotel,
Salon "A" – Convention Floor**

to elect the representatives to the Board from the **Northern** and **Southwest Zones**.

The poll will open from 11:30 a.m. to 2:30 p.m. and any delegate from a member municipality or member First Nations may vote by presenting their name badge to the polling staff.

J. W. Tiernay
Executive Director

12.1.3

Please be informed of a proposed
development in your neighbourhood



1516 and 1526 Southdown Road
West side of Southdown Road, north of Truscott Drive

COUNCIL AGENDA

JAN 20 2016

Applicant's Proposal:

To Be Received

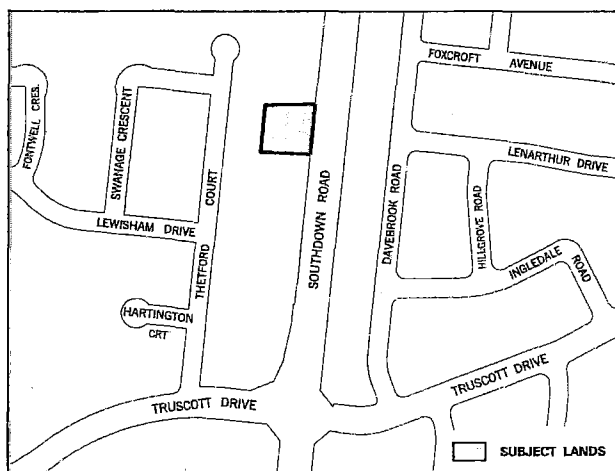
To revise the official plan and zoning to permit a two-storey office building.

The City will be processing the applications as required by the Provincial *Planning Act* and we would welcome any comments you may have.

The following studies/information were submitted in support of the applications:

- Survey
- Site Plan
- Engineering Plans
- Elevations
- Arborist Report & Tree Preservation Plan
- Planning Justification Report
- Noise Feasibility Study
- Traffic Impact & Parking Study
- Land Registry Parcel Abstracts

Location of the Proposal



Applicant's Rendering



Contact City Planner, Ben Phillips at 905-615-3200 ext. 5751
or ben.phillips@mississauga.ca - File: OZ 15/010 W2

Lesley Pavan, Director
Development and Design Division
Planning and Building Department

If you are a landlord,
please post a copy of this
notice where your tenants
can see it. We want to
make sure they have a
chance to take part.

See other side of notice for additional information and for legal requirements

12.1.3(a)

Planning Act Requirements:

The *Planning Act* requires that all complete applications be processed.

The applications are now being circulated to City Departments and Agencies for technical review.

Once this has been completed, a report summarizing the development and the comments received will be prepared by Planning staff and presented at a Public Meeting.

Notice of the Public Meeting will be given in accordance with the *Planning Act* requirements.

A recommendation on the applications will not be presented until after the Public Meeting and all technical comments have been received.

Please contact the Planning and Building Department in writing by mail at 300 City Centre Drive, Mississauga ON L5B 3C1 or by fax at 905-896-5553 or by email at application.info@mississauga.ca if:

- You would like to forward your views on the proposed development. Written submissions will become part of the public record; or
- You wish to be notified of any upcoming meetings.

More Information:

Contact the Planner responsible for the file (on previous page) for further details on the actual proposal.

Planning documents and background material are available for inspection at the Planning and Building Department, Planning Services Centre, 3rd floor, Mississauga Civic Centre between 8:30 a.m. and 4:30 p.m., Monday through Friday. Please contact the Planner on previous page prior to your visit.

Date of Notice: December 18, 2015