

**THE FOURTH MEETING OF THE PLANNING COMMITTEE
OF THE CITY OF GREATER SUDBURY**

Committee Room C-11
Tom Davies Square

Tuesday, February 20th, 2007
Commencement: 4:45 p.m.
Adjournment: 7:58 p.m.

COUNCILLOR ANDRÉ RIVEST PRESIDING

Present Councillors Cimino, Berthiaume, Dutrisac

Staff B. Lautenbach, Director of Planning Services; A. Potvin, Manager of Development Approvals; K. Forrester, Real Estate Co-ordinator; E. Labelle, Clerk Designate; F. Bortolussi, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" **Recommendation #2007-48:**

Cimino-Berthiaume: That we move "In Camera" to deal with a property acquisition in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2006-100 and the Municipal Act, 2001, s.239(2).

CARRIED

Recess At 4:55 p.m., the Planning Committee recessed.

Reconvene At 5:30 p.m., the Planning Committee reconvened in the **Council Chamber** for the regular meeting.

COUNCILLOR ANDRÉ RIVEST PRESIDING

Present Councillors Cimino, Berthiaume, Dutrisac

Councillor Craig

Staff B. Lautenbach, Director of Planning Services; A. Potvin, Manager of Development Approvals; R. Webb, Supervisor of Development Engineering; K. Forrester, Real Estate Co-ordinator; E. Labelle, Clerk Designate; M. Laalo, Licensing & Assessment Clerk; F. Bortolussi, Planning Committee Secretary

News Media MCTV; Northern Life; Sudbury Star

Declarations of Pecuniary Interest None declared

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report Councillor Rivest reported the Committee met in closed session to deal with a property acquisition and the following recommendation emanated therefrom:

Purchase of Land 646 Kingsway, Sudbury **Recommendation #2007-49:**

Cimino-Berthiaume: THAT Council of the City of Greater Sudbury authorize the purchase of 646 Kingsway, Sudbury, legally described as PIN 02132 - 0194 (LT), Lot 54, Plan M-42, City of Greater Sudbury;

AND THAT a By-law be passed authorizing the execution of the documents required to complete the real estate transaction;

AND THAT the acquisition be funded from Capital Financing Reserve Fund - Roads.

CARRIED

PUBLIC HEARINGS

APPLICATION FOR REZONING IN ORDER TO CONVERT AN EXISTING COMMERCIAL BUILDING INTO A TWO-UNIT DWELLING, 32 SECOND AVENUE, CONISTON - BARBARA CONLON-MCGILLIS

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated February 5th, 2007 was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for rezoning in order to convert an existing commercial building into a two-unit dwelling, 32 Second Avenue, Coniston, Barbara Conlon-McGillis.

Steve Mahaffy, agent for the applicant, was present.

The Director of Planning Services outlined the application to the Committee.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING IN ORDER TO CONVERT AN EXISTING COMMERCIAL BUILDING INTO A TWO-UNIT DWELLING, 32 SECOND AVENUE, CONISTON - BARBARA CONLON-MCGILLIS (cont'd)

Steve Mahaffy indicated that, although the application is for a rezoning of the property to "R2", Double Residential, his initial plans are for a single family residence for his own family.

Councillor Craig, Ward Councillor, stated he is in support of the application.

The Chair asked whether there was anyone else in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following recommendation was presented:

Recommendation #2007-50:

Cimino-Berthiaume: THAT the application by Barbara Conlon-McGillis to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Centre by changing the zoning classification of lands described as Parcel 38038 S.E.S., Lot 52, Plan M-678 in Lot 3, Concession 3, Township of Neelon from "C2", General Commercial to "R2", Double Residential be approved.

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

APPLICATION FOR REZONING TO IN ORDER TO ADD TO THE LIST OF PERMITTED USES IN THE "C2", GENERAL COMMERCIAL ZONE, A RESIDENTIAL UNIT AND DATA STORAGE FOR DOCTORS AND PHARMACEUTICAL COMPANY REPRESENTATIVES, 12 SERPENTINE STREET, COPPER CLIFF - BRUNO & GISELLE WENNERSTROM

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated January 31st, 2007 was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for rezoning to in order to add to the list of permitted uses in the "C2", General Commercial zone, a residential unit and data storage for doctors and

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO IN ORDER TO ADD TO THE LIST OF PERMITTED USES IN THE "C2", GENERAL COMMERCIAL ZONE, A RESIDENTIAL UNIT AND DATA STORAGE FOR DOCTORS AND PHARMACEUTICAL COMPANY REPRESENTATIVES, 12 SERPENTINE STREET, COPPER CLIFF - BRUNO & GISELLE WENNERSTROM (cont'd)

pharmaceutical company representatives, 12 Serpentine Street, Copper Cliff, Bruno & Giselle Wennerstrom.

Letter of support dated February 20th, 2007 from Councillor Barbeau, Ward Councillor, was distributed to the Committee members.

Bruno Wennerstrom, one of the applicants, was present.

The Director of Planning Services outlined the application to the Committee.

Bruno Wennerstrom indicated that many commercial properties in the surrounding area have residential units. He feels the storage facility will attract several people to the community which will benefit other area businesses. He stated the plans are for the storage of paper and marketing materials, for rental of lockers to pharmaceutical company representatives and for data storage for physicians.

When asked about the present use of the proposed residential unit, Mr. Wennerstrom advised that the unit is presently occupied by two residents. He further advised that the previous owner did not apply for a rezoning for the residential use.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following recommendation was presented:

Recommendation #2007-51:

Berthiaume-Cimino: THAT the application by Bruno and Giselle Wennerstrom to amend By-law 95-500Z being the Comprehensive Zoning By-law for the former City of Sudbury as it applies to Parcel 41114 S.E.S., Lot 84, Plan M-1027, Lot 12, Concession 2, Township of McKim, City of Greater Sudbury, by changing the zoning classification from "C2", General Commercial Zone to "C2-S", General Commercial Special zone be approved.

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT A RESTAURANT ON A PORTION OF THE SITE. THE REMAINDER OF THE PROPERTY WILL CONSIST OF A GOLF COURSE AND ACCESSORY USES, 100 LAVALLEE ROAD, CHELMSFORD - COLONIAL GOLF COURSE INC.

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated January 26th, 2007 was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for rezoning to permit a restaurant on a portion of the site. The remainder of the property will consist of a golf course and accessory uses, 100 Lavallee Road, Chelmsford, Colonial Golf Course Inc,

René Leroux, the applicant, was present.

The Director of Planning Services outlined the application to the Committee.

René Leroux explained he made this application due to health reasons. He wishes to keep the restaurant and sell the golf course.

Councillor Berthiaume, Ward Councillor, indicated he has not received any telephone calls or letters of concern regarding this proposal and supports the application.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following recommendation was presented:

Recommendation #2007-52:

Berthiaume-Cimino: THAT the application by Colonial Golf Course Inc. to amend By-law 83-302 being the Comprehensive Zoning By-Law for the former Town of Rayside-Balfour as it applies to PIN 73348-0154, Parcels 19815, 31292 and 31293 S.W.S., Parts 1 and 2, Plan 53R-16950, Lot 3, Concession 2, Township of Balfour, (100 Lavallee Road, Chelmsford), by changing the zoning classification from "A-24", Agricultural Special Zone to "A-S", Agricultural Special Zone be approved, subject to the following:

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT A RESTAURANT ON A PORTION OF THE SITE. THE REMAINDER OF THE PROPERTY WILL CONSIST OF A GOLF COURSE AND ACCESSORY USES, 100 LAVALLEE ROAD, CHELMSFORD - COLONIAL GOLF COURSE INC. (cont'd)

Recommendation #2007-52 (cont'd):

1. That the applicant provide the Development Services Section with a registered plan of survey in order to enable the preparation of the amending by-law.
2. That the golf course portion of the site be restricted to the golf course, a pro shop, office and related accessory uses.
3. That the uses of the smaller parcel be restricted to a restaurant and accessory buildings.
4. That exceptions be provided in the by-law as follows:
 - a) the frontage for the restaurant portion of the site be reduced from 60 metres to 41 metres;
 - b) that the frontage for the golf course lands be reduced from 60 metres to 42 metres
 - c) that the easterly side yard be reduced from 10 metres to 3 metres to accommodate the existing garage on the golf course lands

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

APPLICATION FOR A TEMPORARY USE BY-LAW IN ORDER TO PERMIT A ROOMING HOUSE IN THE "R3.D54-13", MEDIUM DENSITY RESIDENTIAL ZONE, 38 SCHOOL STREET, LEVACK - 1627543 ONTARIO LIMITED

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated February 7th, 2007 was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for a temporary use by-law in order to permit a rooming house in the "R3.D54-13", Medium Density Residential zone, 38 School Street, Levack, 1627543 Ontario Limited.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR A TEMPORARY USE BY-LAW IN ORDER TO PERMIT A ROOMING HOUSE IN THE "R3.D54-13", MEDIUM DENSITY RESIDENTIAL ZONE, 38 SCHOOL STREET, LEVACK - 1627543 ONTARIO LIMITED (cont'd)

Letter of concern from Yoland Perron was distributed to the Committee members.

Letter of concern dated February 19th, 2007 from Flora J. Winn was distributed to the Committee members.

André Lacroix, Counsel for the applicant, 36 Elgin Street, Sudbury, was present.

The Director of Planning Services outlined the application to the Committee.

André Lacroix indicated that the intent is to complete the apartment complex, for which plans are ready, at the end of the three-year temporary use. The temporary use would generate funds to begin work on the three-storey portion of the building not being used as part of the rooming house proposal. He further indicated that, at the public meeting which was attended by approximately 40 people, it was clear that there is a demand for such a proposal. He further stated there were some concerns regarding policing and security. He stated this rooming house would be servicing the working community. The rooming house would supply beds, washing facilities and catering to the working community migrating to Levack.

Mr. Lacroix stated they agree with the recommendation but have some concern with the number of beds permitted. He indicated there is enough room on the property to add parking spaces without removing landscaping and therefore requested flexibility in the number of beds.

When asked about the concerns regarding safety, Mr. Lacroix advised that there will be staff at the premises. He further advised that, at the public meeting, the applicant made a point of stressing that they prefer to deal with mining contractors and not individuals to avoid any problems.

Norman Brazeau, area resident since 1949, indicated that 700 pamphlets were distributed regarding this proposal. He stated he has been involved with the apartment building proposal and has a list of 38 names of people who are interested in moving into the apartment units. He stated there were concerns a rooming house would be rowdy like a 'bunk house'. He further stated he spoke with other owners of rooming houses who indicated they have had no problems. The occupants will be working 12-hour shifts and will probably go home on their days off. He indicated there are a number of contractors who are interested in having their employees stay in the proposed rooming house and they will have no tolerance for rowdiness.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR A TEMPORARY USE BY-LAW IN ORDER TO PERMIT A ROOMING HOUSE IN THE "R3.D54-13", MEDIUM DENSITY RESIDENTIAL ZONE, 38 SCHOOL STREET, LEVACK - 1627543 ONTARIO LIMITED (cont'd)

With respect to traffic, Mr. Brazeau stated that, if there is a problem with speeding, a stop sign can be installed at the intersection of School Street and Third Avenue. He further stated that there is a possibility for shuttle bus service for the miners.

Mr. Brazeau indicated the rooms are being planned in such a way that they can be used when planning the apartments. He further indicated that all monies generated from the rental of the rooms will be applied to the completion of the apartment complex. He stated they do want to complete the apartment complex as there is a great demand by elderly people.

Mr. Brazeau indicated that the grassed area at the north side of the property can be used for parking.

Councillor Berthiaume, Ward Councillor, indicated he attended the meeting where he heard concerns regarding safety and the lack of sufficient policing. He further indicated that there were people at the meeting who operate rooming houses. They advised that they are receiving calls but have no rooms available indicating there is a demand for a rooming house in the area. He indicated he received one call in support of this application.

After discussion, the Committee agreed that parking should be temporarily allowed on the grassed area of the property; however, the landscaping on the perimeter of the property must remain.

The Chair asked whether there was anyone else in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following recommendation was presented:

Berthiaume-Cimino: THAT the application by 1627543 Ontario Ltd. to amend By-law 83-300 being the Comprehensive Zoning By-law for the (former) Towns of Valley East and Onaping Falls in order to permit a rooming house as a temporary use on lands described as Parcel 25324 S.W.S., Lot 86, Plan M-1010 in Lot 9, Concession 1, Township of Levack for a maximum period of three (3) years, be approved subject to the following condition:

PUBLIC HEARINGS (cont'd)

APPLICATION FOR A TEMPORARY USE BY-LAW IN ORDER TO PERMIT A ROOMING HOUSE IN THE "R3.D54-13", MEDIUM DENSITY RESIDENTIAL ZONE, 38 SCHOOL STREET, LEVACK - 1627543 ONTARIO LIMITED (cont'd)

Recommendation (cont'd):

1. That a maximum number of 95 beds shall be permitted for the rooming house operation.

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

The following amendment to the recommendation was presented:

Recommendation #2007-53:

Berthiaume-Dutrisac: THAT condition #1 be amended to provide:

1. That the maximum number of beds permitted shall not exceed the number of parking spaces shown on a revised site plan, to the satisfaction of the Director of Planning Services .

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

The main recommendation as amended was presented:

Recommendation #2007-54:

Berthiaume-Cimino: THAT the application by 1627543 Ontario Ltd. to amend By-law 83-300 being the Comprehensive Zoning By-law for the (former) Towns of Valley East and Onaping Falls in order to permit a rooming house as a temporary use on lands described as Parcel 25324 S.W.S., Lot 86, Plan M-1010 in Lot 9, Concession 1, Township of Levack for a maximum period of three (3) years, be approved subject to the following condition:

1. That the maximum number of beds permitted shall not exceed the number of parking spaces shown on a revised site plan, to the satisfaction of the Director of Planning Services .

CONCURRING MEMBERS: Councillors Cimino, Berthiaume, Dutrisac, Rivest

CARRIED

PART I - CONSENT AGENDA

The following recommendation was presented to adopt Items C-1 to C-3 contained in Part 1 of the Consent Agenda:

Recommendation #2007-55:

Cimino-Dutrisac: THAT Items C-1 to C-3 contained in Part 1, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report #62
DLAC Minutes
February 1, 2007

Recommendation #2007-56:

Cimino-Berthiaume: That Report #62, Development Liaison Advisory Committee Minutes of February 1st, 2007, be received.

CARRIED

Item C-2
Subdivision
Referral Request,
5030 Dupuis Drive
Hanmer, Mildred
and Larent Dupuis

Report dated January 25th, 2007 was received from the General Manager of Growth and Development regarding subdivision referral request for Consent Applications B11/2007 and B12/2007, 5030 Dupuis Drive, Hanmer, Mildred and Laurent Dupuis.

Recommendation #2007-57:

Berthiaume-Cimino: THAT Consent Applications B11/2007 and B12/2007 with respect to Parcel 1894 S.E.S.. in Lot 5, Concession 3, Township of Waters be permitted to proceed by way of the consent process.

CARRIED

Item C-3
Nickeldale
Subdivision
(formerly Royal
Oaks Subdivision
Forestdale Drive
& Montrose Ave,
Sudbury - Dalron
Construction

Report dated February 8th, 2007 was received from the General Manager of Growth and Development regarding amendment to draft approved Plan and extension to Plan of Subdivision Approval, Nickeldale Subdivision (formerly Royal Oaks Subdivision), Forestdale Drive and Montrose Avenue, Sudbury, Dalron Construction.

Recommendation #2007-58:

Cimino-Berthiaume: THAT upon the payment of the processing fee of \$2,500 prior to the May 24th, 2007 lapsing date, the conditions of draft approval of plan of subdivision, Parts of Plans M-1044 and M-1045, Lots 2 and 3, Concession 6, Township of McKim, City of Greater Sudbury, File 780-6/89023, be amended as follows:

PART I - CONSENT AGENDA (cont'd)

ROUTINE MANAGEMENT REPORTS

Item C-3
Nickeldale
Subdivision
(formerly Royal
Oaks Subdivision
Forestdale Drive
& Montrose Ave,
Sudbury - Dalron
Construction
(cont'd)

Recommendation #2007-58 (cont'd):

- a) By deleting conditions 1, 17, 18, 22 and 27 and replacing them with the following:
1. That this approval applies to the draft plan of subdivision of Parts of Plans M-1044 and M-1045, Lots 2 & 3, Concession 6, Township of McKim as shown on a plan prepared by S.J. Gosling, O.L.S. and dated November 14, 1989 and further as amended and replaced in part by the plan prepared by Miller & Urso Surveying Inc., dated July 13, 2006.
 17. That no development other than the development of lots 1 to 29 on the plan prepared by Miller & Urso Surveying, shall be permitted on lots fronting onto Forestdale Drive south of the hydro corridor, until such time as Forestdale Drive has been extended to connect with the east-west street (Roselawn Street) north of the hydro corridor, which shall have been built from Forestdale to Montrose Avenue and Montrose Avenue shall have been extended north from Forestdale Drive to the north limit of the east-west street (Roselawn Street).
 18. Until such time as Montrose Avenue has been extended to the Maley Drive corridor and connected to Agincourt Avenue, no development shall be permitted north of Roselawn Street except for the lots abutting Roselawn Street which shall be permitted to develop.
 22. That this draft approval shall lapse on April 20, 2009.
 27. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the General Manager of Infrastructure and Emergency Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design

PART I - CONSENT AGENDA (cont'd)

ROUTINE MANAGEMENT REPORTS

Item C-3
Nickeldale
Subdivision
(formerly Royal
Oaks Subdivision
Forestdale Drive
& Montrose Ave,
Sudbury - Dalron
Construction
(cont'd)

Recommendation #2007-58 (cont'd):

information and recommend construction procedures for storm and sanitary sewers, stormwater management facilities, watermains, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services.

b) By adding the following conditions and note:

29. The applicant/owner shall provide to the City, as part of the submission of servicing plans a Siltation Control Plan detailing the location and types of sediment and erosion control measures to be implemented during the construction of each phase of the project. Said plan shall be to the satisfaction of the General Manager of Growth and Development and the Nickel District Conservation Authority. The siltation control shall remain in place until all disturbed areas have been stabilized. All sediment and erosion control measures shall be inspected daily to ensure that they are functioning properly and are maintained and/or updated as required. If the sediment and erosion control measures are not functioning properly, no further work shall occur until the sediment and/or erosion problem is addressed.
30. The owner shall provide a detailed lot grading plan prepared, signed, sealed, and dated by a professional civil engineer with a valid certificate of authorization for the proposed lots as part of the submission of servicing plans. This plan must show finished grades around new houses, retaining walls, side yards, swales, slopes and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties.
31. The owner shall provide a utilities servicing plan showing the location of all utilities including City

PART I - CONSENT AGENDA (cont'd)

ROUTINE MANAGEMENT REPORTS

Item C-3
Nickeldale
Subdivision
(formerly Royal
Oaks Subdivision
Forestdale Drive
& Montrose Ave,
Sudbury - Dalron
Construction
(cont'd)

Recommendation #2007-58 (cont'd):

services, Hydro services, Bell, Union Gas and Persona. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.

32. The development of lots 1 to 29 as shown on the July 13, 2006 Miller and Urso sketch shall not be permitted until such time as the developer's engineer provides the City with a review of the Thorncliffe Court water booster showing that this station is suitable for this increase in use. If improvements are necessary, they must be made to the satisfaction of the Director of Planning Services.
33. The development of lots 1 to 29 as shown on the July 13, 2006 Miller and Urso sketch shall proceed with either the construction of an above grade pressure reducing station or the construction of a watermain loop, complete with the required check valves, within proposed street right-of-ways to the existing main at the intersection of Montrose Avenue and Woodbine Avenue. The watermain servicing to be provided must be to the satisfaction of the Director of Planning Services.
34. Prior to final approval, a copy of the lot grading plan and drainage plan, showing existing and final grades, must be submitted to Hydro One Networks Inc. for review and approval.
35. The owner shall agree in the subdivision agreement that:
 - a) Any development in conjunction with the subdivision must not block vehicular access to any Hydro One Networks Inc. facilities located on the right of way. During construction, there will be no storage of materials or mounding of earth or other debris on the right-of-way.

PART I - CONSENT AGENDA (cont'd)

ROUTINE MANAGEMENT REPORTS

Item C-3
Nickeldale
Subdivision
(formerly Royal
Oaks Subdivision
Forestdale Drive
& Montrose Ave,
Sudbury - Dalron
Construction
(cont'd)

Recommendation #2007-58 (cont'd):

- b) The subdivider shall make arrangements satisfactory to Hydro One Networks Inc. for the crossing of the hydro right-of-way by the proposed road. Separate proposals including detailed lighting and site servicing plans shall be submitted in triplicate to Hydro One Networks Inc. for future road crossings.
 - c) The costs of any relocations or revisions to Hydro One Networks Inc. facilities which are necessary to accommodate this subdivision will be borne by the developer.
 - d) The easement rights of Hydro One Networks Inc. and its legal predecessors are to be protected and maintained.
36. That prior to the signing of the final plan, the Planning Services Division is to be advised by Ontario Hydro Networks Inc. that conditions 34 and 35 have been complied with to their satisfaction.

Note:

1. The transmission lines abutting this subdivision operate at 500,000, 230,000 or 115,000 volts. Section 186 - Proximity - of the Regulations for Construction Projects in the *Occupational Health and Safety Act*, require that no object be brought closer than 6 metres (20 feet) to an energized 500 kV conductor. The distance for 230 kV conductors is 4.5 metres (15 feet), and for 115 kV conductors it is 3 metres (10 feet). It is the proponent's responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the *Act*. They should also be aware that the conductors can raise and lower without warning, depending on the electrical demand placed on the line."

CARRIED

PART II - REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Footpaths North
of Cross Street
between Phillip
and Woodland
Avenue, Lively

Report dated February 14th, 2007 was received from the Acting General Manager of Infrastructure regarding footpaths north of Cross Street between Phillip and Woodland Avenue, Lively.

The Real Estate Co-ordinator outlined the report to the Committee indicated there was a petition to close the footpath and one to not close the footpath. He indicated that, if the footpath is closed, some of the townhouse residents will have to walk a further distance to mow their back yards as they will no longer have access from the south.

Kris Holland, area resident, indicated that most townhouse residents do not gain access to their back yards from the south. He stated that one of the reason for his petition is due to the prevalent use of the footpath by teenagers and preteens. He indicated there has been damage to his fence which he had to replace at a great expense. He stated there has been damage caused by power tools and fire. He further stated he has seen fights and drug use on the footpath. He indicated garbage is thrown into the yards and rocks thrown at houses along the footpath. He further indicated it is used by persons on motorcycles and other motorized vehicles. He is concerned of the risk to his property, his family and his pets.

Mr. Holland indicated another element is the fact that the footpath is not maintained by the City as it was by the Town of Walden. He stated there is broken glass, concrete pavers and creosote steps along the footpath which are a liability to him and the City.

Recommendation #2007-59:

Berthiaume-Cimino: THAT the footpaths north of Cross Street between Phillip Street and Woodland Avenue, Lively legally described as Parts 87 to 92 and 114 to 127 on Plan SR-3689, part of Lot 8, Concession 5, Township of Waters, City of Greater Sudbury, not be closed.

DEFEATED

PART II - REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Footpaths North
of Cross Street
between Phillip
and Woodland
Avenue, Lively
(cont'd)

Recommendation #2007-60:

Berthiaume-Cimino: THAT the footpaths north of Cross Street between Phillip Street and Woodland Avenue, Lively legally described as Parts 87 to 92 and 114 to 127 on Plan SR-3689, part of Lot 8, Concession 5, Township of Waters, City of Greater Sudbury, be closed.

CARRIED

Item R-2
Single
Comprehensive
Zoning By-law
Budget Option

Report dated February 12th, 2007 was received from the General Manager of Growth and Development regarding Single Comprehensive Zoning By-law Budget Option.

Recommendation #2006-61:

Cimino-Berthiaume: THAT a budget option be prepared to establish a single Comprehensive Zoning By-law for deliberation by Council.

CARRIED

Adjournment

Recommendation #2007-62:

Berthiaume-Cimino: That we do now adjourn.
Time: 7:58 p.m.

CARRIED

CLERK DESIGNATE

COUNCILLOR ANDRÉ RIVEST