



northeast mental health centre  
centre de santé mentale du nord-est

0-11-11-11-11 11-11-11 11-11-11 11-11-11 11-11-11

June 3, 2004

City of Greater Sudbury  
PO Box 5000, Station A  
200 Brady Street  
Sudbury ON P3A 5P3

ATT: Corrie-Jo Caporale, Council Secretary

Dear Ms. Caporale,

Thank you for taking the time to discuss The Great Eggscapade Scramble scheduled for September 18, 2004 at Delki Dozzi Community Centre. As we discussed, the organizing committee would like an opportunity to present our event to Council at the Council Meeting scheduled for August 10, 2004.

Northeast Mental Health Centre

Centre de santé mentale du Nord-Est

680 Kirkwood Dr.  
Sudbury, Ontario  
P3E 1X3

680, prom. Kirkwood  
Sudbury (Ontario)  
P3E 1X3

705.675.9192  
www.nemhc.on.ca

The Great Eggscapade Scramble is not a cooking contest! It's a Car Rally!

It is a combination scavenger hunt and activity based car rally, which you complete all the while nurturing, and protecting an egg. It is not a race... it is a fun filled day of action and activity for friends and family alike.

Something to think about...

Each of us has experienced a situation or set of circumstances that has changed our perspective for good. We might end any given day as a different person from the one we started. Our lives are unpredictable; we are all fragile yet strong individuals. Just like an egg. An egg, like our spirit and mind, is vulnerable and can be transformed into something wonderful to be enjoyed by all.

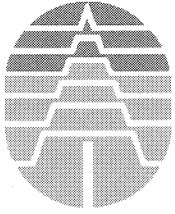
Transformation is what we are all about at The Northeast Mental Health Centre Foundation. Mental Health matters for all of us.

Embrace life. Explore your city. Join us on September 18, 2004.

In closing, I would like to take this opportunity to thank the City of Greater Sudbury for its support of this event. We have received tremendous assistance from the Leisure Services Department and have carved out a great working relationship with the members of the Delki Dozzi Playground Association. Please contact me directly at 675-9193 ext 8200 to make further arrangements.

Yours truly,

Laura Higgs,  
Director of Fundraising and Community Relations



NICKEL DISTRICT CONSERVATION AUTHORITY  
OFFICE DE PROTECTION DE LA NATURE DU DISTRICT DU NICKEL

200, rue Brady Street, Sudbury, Ontario P3E 5K3  
Tel: (705) 674-5249 Fax: (705) 674-7939

July 16, 2004

Mr. Thom Mowry, Clerk  
City of Greater Sudbury  
200 Brady Street  
Sudbury, Ontario

Dear Sir:

Re: N.D.C.A. Presentation to City Council

The Nickel District Conservation Authority wishes to be placed on the City Council agenda for the meeting scheduled to be held on Tuesday, August 10, 2004. The N.D.C.A. wishes to make a presentation to City Council dealing with a submission soon to be made to the Minister of Natural Resources asking for a Provincial re-investment in Ontario's Conservation Authorities. All Authorities across Ontario are asking for member municipality support for this very important initiative.

In this regard, the N.D.C.A. will make a brief Power Point presentation on the issue; provide hand-outs; and will have a draft resolution available for City Council consideration. N.D.C.A. members and staff will be in attendance at the presentation. Please confirm at your earliest opportunity, that the N.D.C.A. will be able to make the presentation on August 10, 2004.

Thank you very much for your assistance. Please contact me or Paul Sajatovic at the N.D.C.A. office, if any additional information is required.

Yours truly,

*Ron Bradley / pns.*  
Ronald Bradley  
Chairman

c.c. N.D.C.A. General Board Members

ljl

# Request for Decision City Council



## Type of Decision

Meeting Date	August 12, 2004				Report Date	August 5, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

## Report Title

Phase Two (2) Development of Dynamic Earth

### Policy Implication + Budget Impact

<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

### Recommendation

<p>That on the recommendation of the Greater Sudbury Development Corporation, the City of Greater Sudbury supports the request from Science North to become a financial partner in Phase Two of Dynamic Earth by agreeing to contribute 14% of the finalized cost of the project, to a maximum of one million dollars, conditional on the project achieving 80% of the proposed funding, and subject to the identification of a municipal funding source: and further</p> <p>That upon receiving Stage One approval from NOHFC, advances of up to \$350,000 may be made to Science North for design work provided they are matched by other senior government financing; and further</p> <p>That this recommendation be referred to the 2005 Budget Process in order to identify the source of funding.</p>	
	Recommendation Continued

### Recommended by the General Manager

*Doug Nadorozny*  
 Doug Nadorozny  
 General Manager, Economic Development &  
 Planning Services

### Recommended by the C.A.O.

*Mark Mieto*  
 Mark Mieto  
 C.A.O.

Date: August 5, 2004

**Report Prepared By**

Helen Mulc, Manager, Business Development

**Division Review**

Helen Mulc, Manager, Business Development

Enclosed is a letter of request by Science North's C.E.O, Jim Marchbank, proposal and capital budget for Phase 2 of Dynamic Earth for your review and consideration. Mr. Marchbank will make a formal presentation at the August 12<sup>th</sup> meeting of City Council.

The City of Greater Sudbury has been an pivotal partner in the Dynamic Earth project since its inception. The former Region of Sudbury and the Sudbury Regional Development Corporation have worked in partnership with Science North to bring this vision to reality. Upon the recommendation of the SRDC Board, Council authorized a contribution of \$3,000,000 million to the capital cost of the project. When the phased approach was later adopted, that investment became \$2,000,000 with an assumption on Science North's part, that the remaining \$1,000,000 would be sought when they proceeded with Phase 2 development of the project.

Dynamic Earth opened its doors in April 2003 and has quickly become one of Northern Ontario's most popular tourist destinations. The first phase of this attraction includes two exhibit galleries, a theatre, and the 21 metre (70 feet) deep INCO Chasm. More than 550 metres of underground drifts enables tourists to experience how the mining industry has evolved over the past 100 years.

In order to initiate the City's review process, the CED Committee was proceeded by a tour of Dynamic Earth site. Jim Marchbank and the staff of Dynamic Earth hosted a 45-minute tour of the facility. The group then proceeded to Science North for the July 8<sup>th</sup> CED committee meeting.

Jim Marchbank presented a detailed overview of the proposed Dynamic Earth Phase 2 expansion. The history of Dynamic Earth and the City of Greater Sudbury / Science North partnerships was reviewed for the benefit of the CED committee. Mr. Marchbank then dealt specifically with the phase 2 expansion and the economic input of expanding this premiere tourist attraction. It was noted that the Dynamic Earth facility directly impacted many of the areas identified in the Economic Development Strategic Plan, namely mining, education, quality of life, and of course, tourism.

The committee reviewed the information and reviewed issues around the proposed funding model and the differences between the phase 1 and phase 2 funding scenario. The proposed financial structure for phase 2 is based on what Science North believes can be attained. A number of partners will be pursued and if any of them are able to contribute more than the proposed amount, those changes would be reflected on an on-going basis within the plans for the project.

It was made clear by Mr. Marchbank, that Dynamic Earth must engage in this phase 2 expansion in order to be in a position to achieve the same level of success that is enjoyed by the Science North facility. The extra space and corresponding exhibits and flexibility to change content are a strategic necessity for the long-term maximum success of Dynamic Earth.



**Date: August 5, 2004**

The GSDC Board of Directors prepared the following recommendation at their July 28<sup>th</sup> GSDC Board of Directors meeting:

That the GSDC support the request from Science North to become a financial partner in Phase Two (2) of Dynamic Earth; and further

That the GSDC recommend to City Council that they approve 14% of the finalized cost of Phase Two (2) of Dynamic Earth up to a maximum of one million dollars, conditional on achieving 80% of the funding of the project as proposed; and further

That upon receiving Stage One approval from NOHFC, advances of up to \$350,000 may be made to Science North for preliminary design work provided they are matched by other senior government financing; and further

That Science North be requested to provide a copy of the NOHFC application to the CED Committee once it is submitted, and further

That the recommended support of this project is subject to adequate economic development capital funding being put in place in future years by City Council.

# Request for Decision City Council



Type of Decision									
Meeting Date	2004-08-12				Report Date	2004-08-06			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

## Report Title

**SPECIAL OCCASION PERMIT & NOISE BY-LAW EXEMPTION  
VALLEY EAST 100<sup>TH</sup> BIRTHDAY BASH - VALLEY EAST LIONS CLUB INC.**

### Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

**Policy Implication:**  
The request for noise exemption is in accordance with By-law 85-33 (former City of Valley East Noise By-law).

**Budget Impact:**  
None

Background Attached


### Recommendation

THAT this Council has no objection to the issuance of a Special Occasion Permit and the granting of a noise exemption to Noise By-law 85-33 of the former City of Valley East to the Valley East Lions Club Inc. for the Valley East 100<sup>th</sup> Birthday Bash, to be held on September 10-12, 2004. The event will be held at the Centennial Arena in Hanmer with an outdoor concert to be held on the evening of September 10, 2004 at the Knights of Columbus fairgrounds at 688 Emily Street, Hanmer, Ontario. The hours of operation are between the hours of 11:00 a.m. to 12:00 midnight with an anticipated attendance of 1500-3000 people;

AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.

Recommendation Continued

### Recommended by the General Manager

  
Doug Wuksinic  
General Manager of Corporate Services

### Recommended by the C.A.O.

  
Mark Mieta  
Chief Administrative Officer

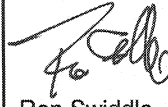
Date: 2004-08-06

**Report Prepared By**



Corrie-Jo Caporale  
Council Secretary

**Division Review**



Ron Swiddle  
City Solicitor

**Background:**

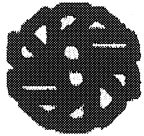
Attached is an application submitted by the Valley East Lions Club Inc., requesting Council's approval for a Special Occasion Permit and Exemption to Noise By-law 85-33 of the former City of Valley East. The request is made to facilitate - Valley East 100<sup>th</sup> Birthday Bash to be held on September 10-12, 2004. The event will be held at the Centennial Arena in Hanmer with an outdoor concert to be held on the evening of September 10, 2004 at the Knights of Columbus fairgrounds at 688 Emily Street, Hanmer, Ontario. The hours of operation are between the hours of 11:00 a.m. to 12:00 midnight with an anticipated attendance of 1500-3000 people.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Director of Leisure, Community & Volunteer Services, Co-ordinator of Traffic and Transportation, Manager of Transit Operations, Acting Director of Emergency Medical Services and the City Solicitor. Their concerns, if any, have been added to the conditions for approval.

The foregoing resolution has therefore been placed on the Agenda for your consideration.

**SCHEDULE 'A'  
CONDITIONS:**

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area no later than 12:00 o'clock noon on Monday, July 26, 2004;
2. That the event representative ensure emergency vehicles have access to the event area;
3. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;
4. That no bonfires of any kind, barbecues or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
6. That any tent be erected in accordance with the provisions of the Ontario Building Code.



city of / ville de  
**SUDBURY**

**Application for Approval  
of Outdoor Fund Raisers  
and Community Festivals**

Name of Applicant Leanne Tucker  
Name of Group Valley East Lions Club  
Address PO Box 607 Hamer P3P1T4 Telephone (705) 969-4076  
Proposed Event (Describe all activities to be held) Line Bands, Food Vendors

Anticipated Attendance 1500-3000 Location 688 Emily St.  
Date September 10, 2004 Hours of Operation 6pm-12am  
Owner/Occupant of Location KNIGHTS OF COLUMBUS Council 5005  
Address 688 Emily St Hamer, ON Telephone No. 969-2188

Security Proposed (State whether police, private security or other and numbers) \_\_\_\_\_  
30 private security, 12 Regional Police plus LIONS members

Proposed Access To Location and Proposed Parking Area (Attach Sketch if necessary)  
OFF ST (Emily St) ON HWY 69N

Has This Event Been Held Before? (Provide Details) NO.

Has this Group sponsored any previous outdoor fund raisers or community festivals?  
YES - Valley East Days at Centennial Arena in Hamer, ON.

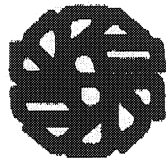
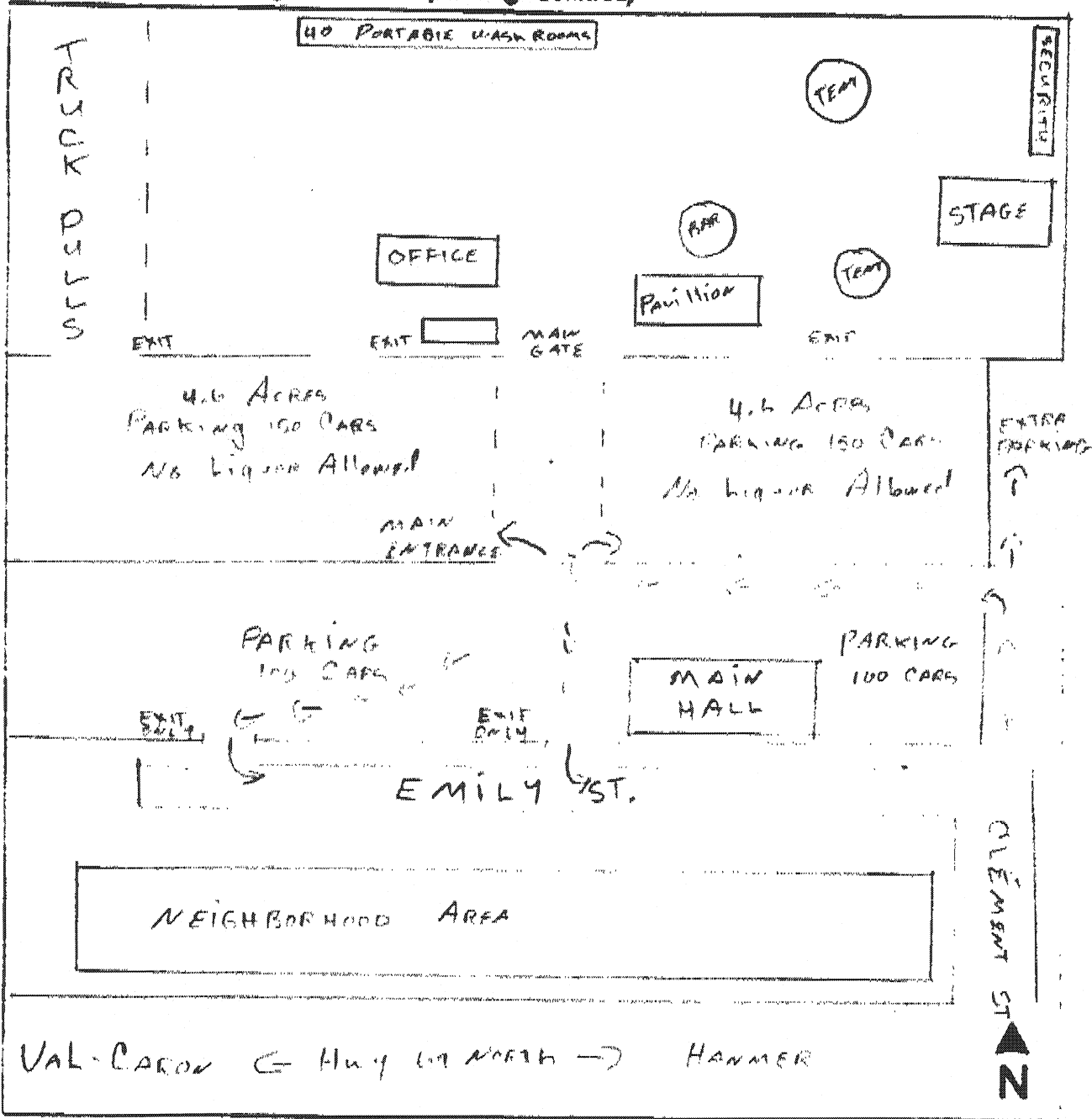
Leanne Tucker  
Signature of Applicant

I/WE certify the above information to be correct and undertake to advise the Municipal ByLaw Enforcement Officer immediately upon any change in the above information.



NOTE: 4' FOOT CHAIN LINK FENCE AROUND DRINKING AREA

**Site Plan (including location of parking facilities)**



city of / ville de  
**SUDBURY**  
bylaw

# Request for Decision City Council




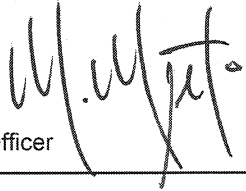
Type of Decision									
Meeting Date	August 12, 2004			Report Date	August 6, 2004				
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
<b>LIQUOR LICENSE EXTENSION AND NOISE BY-LAW EXEMPTION THE ROYAL CANADIAN LEGION BRANCH 224</b>

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<b><u>POLICY IMPLICATION</u></b>	
The Community of Copper Cliff (Ward 1) is governed by the provisions of Chapter 776 of the former City of Sudbury Municipal Code (Noise).	
<b><u>BUDGET IMPACT</u></b>	
None	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>THAT this Council has no objection to the issuance of a liquor licence extension and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to The Royal Canadian Legion Branch 224, to include a secured hospitality area in the front parking lot at 41 Veterans Road, Copper Cliff. The request is made to facilitate a birthday party for four (4) individuals which will be held on Saturday, September 18, 2004. The hours of operation will be between the hours of 5:00 p.m. to 2:00 a.m. with an anticipated attendance of approximately 100-200 people.</p> <p>AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.</p>
<input checked="" type="checkbox"/> Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic, General Manager, Corporate Services

Recommended by the C.A.O.
 Mark Mieta, Chief Administrative Officer

Date: August 6, 2004

**Report Prepared By**



Corrie-Jo Caporale  
Council Secretary

**Division Review**



Ron Swiddle  
City Solicitor

**Background:**

Attached is a letter dated 2004-07-20 submitted by Mr. Gary Dale, Branch President, on behalf of The Royal Canadian Legion Branch 224 requesting Council's approval for a liquor licence extension and exemption from Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to operate a hospitality area in their front parking lot at 41 Veterans Road, Copper Cliff.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Acting Director of Emergency Medical Services, Director of Leisure, Community & Volunteer Services, Manager of Transit Operations, Co-ordinator of Traffic and Transportation and the City Solicitor. Their concerns, if any, have been added to the conditions for approval.

The foregoing resolution has therefore been placed on the Agenda for your consideration.

**SCHEDULE 'A'  
CONDITIONS:**

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area no later than 12:00 o'clock noon on Monday, September 20, 2004;
2. That the event representative ensure emergency vehicles have access to the event area;
3. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;
4. That no bonfires of any kind, barbecues or similar types of cooking devises shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
5. That no outside entertainment system be permitted, however, if outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
6. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
7. That any tent be erected in accordance with the provisions of the Ontario Building Code.
8. The event organizer shall notify the neighbours and provide the City Clerk with a copy of said notification.

Royal Canadian Legion Branch 224  
41 Veterans Rd.  
Copper Cliff, ON  
POM 1N0

July 20, 2004

Dear Sir:

Our organization is applying for an outdoor temporary extension of our liquor license for an event to be held on Saturday, September 18, 2004 from 5PM to 2AM. The proposed area for temporary extension will be held in a secured fenced off area measured off in our parking lot directly in front door's main hall entrance. Within the proposed area, we are planning entertainment featuring a disc jockey or live band, a bonfire (application for which is included) and barbequed food items, cooked over a propane gas or charcoal type barbeque. Alcohol will be served outdoors and will also be allowed to be transported to the proposed area through our already licensed establishment and out through a controlled access point.

To fulfill the requirements of our application for temporary extension we are requesting a letter from your department stating that you have "no objection to the proposed extended licensed area."

If you have any questions or concerns regarding our plans or applications, please contact me at 705-682-2662. We require your letter as soon as possible as we must forward it to the Alcohol and Gaming Commission no later than August 31, 2004.

Sincerely,



Gary Dale  
Branch President

Cc: Municipal Building Department  
AGCO  
Royal Canadian Legion Br 224



# Request for Decision City Council




Type of Decision									
Meeting Date	August 12, 2004				Report Date	July 30, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
Agreement: Falconbridge Hauled Sewage Site

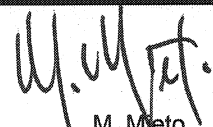
Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p>The required fees have been funded in the 2004 current budget, and will be provided in the next current budgets as required.</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
<p>That the City of Greater Sudbury enter into an Agreement with Falconbridge Limited in accordance with the General Manager of Public Works report dated July 30, 2004, to allow for the use of the hauled sewage site located on the Falconbridge tailings area for a period of ten years.</p>	
<input type="checkbox"/>	Recommendation Continued

**Recommended by the General Manager**

  
D. Bélisle,  
General Manager of Public Works

**Recommended by the C.A.O.**

  
M. Meo,  
Chief Administrative Officer

Date: July 30, 2004

**Report Prepared By**



B. Tario  
Co-ordinator of Waste Disposal

**Division Review**



C. Mathieu,  
Director of Waste Management

The existing Agreement between the former Region and Falconbridge Limited for the use of the hauled sewage site in Falconbridge has expired. The City of Greater Sudbury and Falconbridge Limited must enter into an Agreement to allow for the continued use of the hauled sewage site.

The new Agreement would allow access to the hauled sewage site, located on Falconbridge Limited property, by the City and it's approved licensed contractors, and will allow for the dumping of hauled sewage onto the Falconbridge tailings area. As currently exists, the City would agree to pay a \$2,000 annual fee to Falconbridge Limited for snow removal and maintenance to the access road, tipping pad, and back-up area.

The Agreement will be for a period of ten years and will allow for either party to terminate the Agreement on 30 days written notice.

# Request for Decision City Council



Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 3, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Request for Proposal, Furniture and Furnishings at Pioneer Manor E-Mail Poll

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p><u>Policy Implications:</u> None</p> <p><u>Budget Impact:</u> The capital project for Pioneer Manor was previously approved by City Council in the amount of \$22.1 million. The cost for the furniture and furnishings have been included in this total amount.</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
That the Request for Proposal for Furniture and Furnishings for the new wings at Pioneer Manor be awarded to Keaney Interiors in the amount of \$274,234.48	
<input type="checkbox"/>	Recommendation Continued

**Recommended by the General Manager**

*C. Matheson*  
Catherine Matheson, General Manager of Health and Social Services

**Recommended by the C.A.O.**

*M. Mieto*  
Mark Mieto  
Chief Administrative Officer

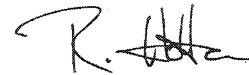
Date: August 3, 2004

**Report Prepared By**



Angie Haché  
Deputy City Clerk

**Division Review**



Randy Hotta  
Director, Pioneer Manor

**Background**

The request for proposal for furniture and furnishings for the new wings at Pioneer Manor closed on July 13<sup>th</sup>, 2004. The proposal included lounge furniture, tables, chairs, dining room table and chairs and furniture for the winter park.

Three bids were received:

- Keaney Interiors
- Futuremed
- Grand & Toy

Only Keaney Interiors provided a bid on all 12 product lines. The partial bids were accepted for Futremed (bid on 2 of the 12 product lines) and Grand & Toy (bid on 7 of the 12 product lines).

Following evaluation, Keaney Interiors is recommended to be the successful bidder based on the following criteria and scoring:

1. Product - full versus partial bid and meets specifications of the 12 product lines.
2. Completion and Delivery
3. Price
4. Local Business

**Product Costs:**

\$274,234.48 including PST and GST

The estimate for the RFP was \$285,000.

An e-mail poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 17, 2004. The results of the poll are as follows:

A total of twelve Members of Council responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

# Request for Decision City Council



## Type of Decision

Meeting Date	August 12, 2004				Report Date	July 28, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

## Report Title

**TEMPORARY EXTENSION TO LIQUOR LICENSE, TRADEWINDS MOTOR HOTEL, E-MAIL POLL**

### Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

Policy Implication: None

Budget Impact: None

Background Attached

### Recommendation

This Council has no objection to the issuance of a Temporary Extension to the Liquor License for the Tradewinds Motor Hotel, 450 Regional Road 55, Lively, Ontario, for the Grand Opening Celebration of their renovated bar and newly built outdoor patio. The event will be held on August 6 and 7<sup>th</sup>, 2004 and on August 13 and 14<sup>th</sup>, 2004. The hours of operation are between the hours of 12:00 noon to 2:00 a.m.; and

Further that this approval be subject to the following conditions:

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the patio area;

Recommendation Continued

### Recommended by the General Manager

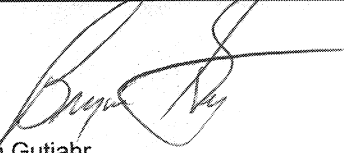
Doug Wuksinic, General Manager,  
Corporate Services

### Recommended by the C.A.O.

Mark Mieto,  
Chief Administrative Officer

Date: 2004-07-28

**Report Prepared By**



Bryan Gutjahr,  
Manager of By-law Enforcement Services

**Division Review**



Ron Swiddle, Director of Legal Services/  
City Solicitor

**RECOMMENDATION (Cont'd)**

2. That all Ontario Fire Code regulations must be adhered to;
3. That no bonfires of any kind, barbeques or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
6. That the event representative ensure emergency vehicles have access to the event area.

**Background:**

Attached is an application submitted by Qavi Aziz, Director-General Manager of the TLC Creations Canada Inc. O/A Tradewinds Motor Hotel, requesting Council's approval for a Temporary Extension to the Liquor License. The request is made to facilitate their Grand Opening Celebration for their renovated bar and newly built outdoor patio. The event will take place on August 6<sup>th</sup> and 7<sup>th</sup>, 2004 and on August 13 and 14<sup>th</sup>, 2004.

The poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 28, 2004. The results of the poll are as follows:

A total of ten Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

The foregoing resolution has therefore been placed on the Agenda for your consideration

**TLC CREATIONS CANADA INC. O/A TRADEWINDS MOTOR HOTEL**  
450 Regional Road 55, Lively – Ontario P3Y 1M7 Canada  
Phone: (705) 692-3632 Fax: (705) 692-3230  
Toll Free: 1-800-328-4117

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July 27, 2004

To: Mr. Rheel Pitre  
Manager of Technical Services  
Building Services, City of Greater Sudbury

CC: Mr. Rick Renaud  
Fire Prevention Officer

CC: Ms. Cynthia Peacock-Rocca  
Public Health Inspector

CC: Police Department, City of Greater Sudbury

Re: Temporary Extension Liquor Licence for Tradewinds Motor Hotel Outdoor Patio

Dear Sirs & Madam:

This is to inform you that we will be having a Grand opening celebration for our renovated bar and newly built outdoor patio on Friday, August 6 till Saturday, August 7 and Friday, August 13, till Saturday, August 14, 2004.

We would highly appreciate if you provide us a no objection letter for the above-mentioned dates which enable us to celebrate the Grand opening for our bar and outdoor patio.

Thanking you in advance for your usual cooperation.

Yours Sincerely,



**Qavi Aziz**  
Director – General Manager

# Request for Decision City Council




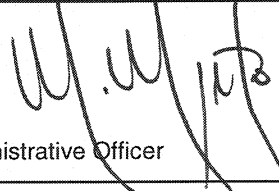
Type of Decision									
Meeting Date	August 12, 2004				Report Date	July 23, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Exemption to Noise By-law, Trinity Development Site E-Mail Poll

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p><b>Policy Implications:</b> The City of Sudbury Municipal Code, Section 776.3.10 restricts construction activity to a time period between 7:00 a.m. and 6:00 p.m. seven days a week. This is a request for an exemption to the noise by-law.</p> <p><b>Budget Impact:</b> None</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
<p>That Interpaving Limited be permitted to load and haul excavated rock on the Trinity Development Site between 6:00 p.m. and 7:00 a.m., Monday to Sunday inclusive, commencing August 1, 2004 for a period of 10 weeks; and</p> <p>That blasting operations be restricted to normal working hours specified within the City of Sudbury Municipal Code; and</p> <p>That staff be authorized to monitor noise levels and/or public complaints and adjust the schedule of operation accordingly.</p>	
<input type="checkbox"/>	Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic, General Manager of Corporate Services

Recommended by the C.A.O.
 Mark Mieto Chief Administrative Officer



Date: July 23, 2004

**Report Prepared By**



Angie Haché  
Deputy City Clerk

**Division Review**



Greg Clausen  
Director of Engineering Services

**Background**

A request was received from Interpaving Limited for an exemption to the Noise By-law. They would like to extend their working hours in order to operate 24 hours a day, seven days a week on portions of their site development work at the Trinity Development Site on Marcus Drive.

The extended hours would allow them to load and haul excavated rock between the three sites at this location. There will be no activity on public roads - strictly on private property.

The expected duration for this activity would be 10 weeks commencing the first of August.

The drilling and blasting will be performed during normal working hours (i.e. 7 a.m. to 6 p.m., Monday to Saturdays inclusive.)

Engineering Services have no problem with the request based on a previous request in 1999 which was for a crushing operation as part of the original Costco development. At that time several concerns were received from local residents with respect to noise and dust issues. This request is only for loading and hauling of rock fill on private property. City staff will monitor this work to ensure compliance.

The contractor is on a very tight time schedule from Trinity and would like to maximize the short construction season in order that buildings can be erected and enclosed before the winter.

An e-mail poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 28, 2004. The results of the poll are as follows:

A total of eleven Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

**Angie Hache - Fw: Request for ByLaw Dispensation Triity Development Works**

---

**From:** "Dennis Richard Dionne" <drdionne@isys.ca>  
**To:** <thom.mowry@greatersudbury.ca>, <angie.hache@greatersudbury.ca>, <gary.serafini@greatersudbury.ca>, <greg.clausen@greatersudbury.ca>, <atherrien@rvanderson.com>, "monica g" <mgolstey@trinity-group.com>, <andy@ajmpm.com>  
**Date:** 7/23/2004 11:20 AM  
**Subject:** Fw: Request for ByLaw Dispensation Triity Development Works

---

CLARIFICATION ;RE START DATE OF HAULING ACTIVITY FIRST WEEK OF AUGUST  
THANK YOU

----- Original Message -----

**From:** Dennis Richard Dionne  
**To:** **Sent:** Friday, July 23, 2004 9:33 AM  
**Subject:** Fw: Request for ByLaw Dispensation Triity Development Works

----- Original Message -----

**From:** Dennis Richard Dionne  
**To:** thom.mowry@city.greatersudbury.ca  
**Cc:** ; ; greg.clausen@city.greatersudbury.ca ; gary.serafini@city.greatersudbury.ca  
**Sent:** Thursday, July 22, 2004 2:18 PM  
**Subject:** Request for ByLaw Dispensation Triity Development Works

City of greater Sudbury

Attn Thom Mowry City Clerk

On behalf of Interpaving Limited we applying for an extension of our working hours to include 24 hours ,seven days per week on portions of our site development work at the Trinity Development Site at Marcus Drive This request is neccesated by the aggressive schedule that the owners have placed on this development The extended hours would allow us to load and haul excavated rock between the two sites onlyAt this time the expected duration of this activity would be 10 weeks commencing the first of august 2004. The drilling and blasting will be performed during woking hours as outlined in the minutes of our Pre-construction meetingof July 12 th 2004 at Civic Square We are asking that Interpaving Limited be granted dispensation from the existing Bylaw in order to meet the site schedule.

Thank You  
Dennis Dionne C.E.T.  
Chief Estimator

**Request for Decision  
City Council**



Type of Decision									
Meeting Date	2004-08-12				Report Date	2004-08-06			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed


**Report Title**

**TELEPHONE POLL: NOISE BY-LAW EXEMPTION  
SLOTS - SUDBURY DOWNS - SUMMER CONCERT SERIES**

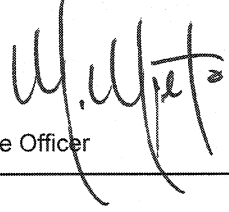
Policy Implication + Budget Impact	
<b>N/A</b>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<b>Policy Implications:</b>	
The request for noise exemption is in accordance with By-law 82-14 (former Town of Rayside Balfour Noise By-law).	
The telephone poll is in accordance with the policies set out in Council's Procedure By-law.	
<b>Budget Impact:</b>	
None	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
<p>THAT this Council has no objection to the granting of an exemption to By-law 82-14 (former Town of Rayside/Balfour Noise By-law) to the Slots at Sudbury Downs in order to facilitate their outdoor summer concert series. The event will be held on August 5<sup>th</sup> and 12<sup>th</sup>, 2004 and on August 19<sup>th</sup> and 26<sup>th</sup>, 2004. The hours of operation are between the hours of 7:00 p.m. and 11:00 p.m.;</p> <p>AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.</p>	
<input checked="" type="checkbox"/>	Recommendation Continued

**Recommended by the General Manager**

  
Doug Wuksinic,  
General Manager, Corporate Services

**Recommended by the C.A.O.**

  
Mark Mieto,  
Chief Administrative Officer

Date: 2004-08-06

**Report Prepared By**



Corrie-Jo Caporale  
Council Secretary

**Division Review**



Ron Swiddle,  
City Solicitor

**Background:**

Attached is a letter dated 2004-07-26 submitted by the Ontario Lottery & Gaming Corporation, requesting Council's approval for an Exemption to Noise By-law 82-14 (former Town of Rayside/Balfour Noise By-law). The request is made to facilitate the outdoor summer concert series which is to be held on August 5, 12, 19, & 26, 2004. The event will be held at Sudbury Downs in Chelmsford. The hours of operation are between the hours of 7:00 p.m. to 11:00 p.m.

The poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on 2004-08-03. The results of the poll are as follows:

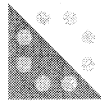
A total of nine Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

The foregoing resolution has therefore been placed on the Agenda for your consideration

**SCHEDULE 'A'  
CONDITIONS:**

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area no later than 12:00 o'clock noon on the Monday following the day of the concert.
2. That the event representative ensure emergency vehicles have access to the event area;
3. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;
4. That no bonfires of any kind, barbecues or similar types of cooking devises shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
5. That no outside entertainment system be permitted, however, if outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
6. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
7. That any tent be erected in accordance with the provisions of the Ontario Building Code.



July 26, 2004

Velia Serafini  
By-law Enforcement Officer  
The Corporation of Greater Sudbury  
PO Box 5000  
200 Brady Street  
Sudbury, Ontario P3A 5B3

RECEIVED  
AUG 3 2004

BY-LAW DEPT.

4120 Yonge Street  
Suite 420  
Toronto, Ontario  
M2P 2B8

4120, rue Yonge  
Bureau 420  
Toronto (Ontario)  
M2P 2B8

Tel. (416) 224-1772  
Fax (416) 224-7000

Dear Ms. Serafini,

Thank you for your letter dated July 14, 2004 regarding the violation of by-law #82-14.

Please accept this letter as our official request to Sudbury City Council for an exemption to by-law #82-14 that would allow the Slots at Sudbury Downs to proceed with its outdoor summer concert series.

The following is the information for the concerts:

"Doors open at 7:00 PM. All shows begin at 8:00 PM." (Shows are usually done by 10:00 PM, but 11:00 PM would account for any unforeseen occurrences)

July 08 - Rod Stewart Tribute	August 5 - The Caverners ( A Beatles tribute)
July 15 - Comedian: Gerry Dee	August 12 - Comedian: Ron Pardo
July 22 - Streetheart	August 19 - Stampeders
July 29 - Divas Live (A Cher, Reba and Celine tribute)	August 26 - Kim Mitchell

Please note that these concerts are an important part of the operations at the Slots at Sudbury Downs and attract visitors from the entire region as well as tourists visiting the City. These concerts also provide an increase in volume and sales at the site for both the raceway and the slots operation.

Thank you for your consideration for this exemption.

Respectfully,

J.P.  
Jake Pastore  
Manager, Government Relations

cc. Mike Lapoint, General Manager, Slots at Sudbury Downs

# Request for Decision City Council




Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 4, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Information - Closure of the Nickel Lake Shore Allowance

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
n/a	
<input checked="" type="checkbox"/>	Background Attached

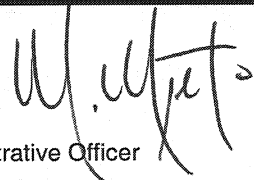
Recommendation
That By-law 2004-194, being a By-law to close the Nickel Lake Shore Allowance be given third and final reading;
Recommendation Continued

**Recommended by the General Manager**



Doug Wuksinic  
General Manager Corporate Services

**Recommended by the C.A.O.**



Mark Mieto  
Chief Administrative Officer

Date: August 4, 2004

Report Prepared By

*Keith Forrester*

Keith Forrester  
Property Administrator

Division Review

*Ron Swiddle*

Ron Swiddle  
Director of Legal Services / City Solicitor

BACKGROUND:

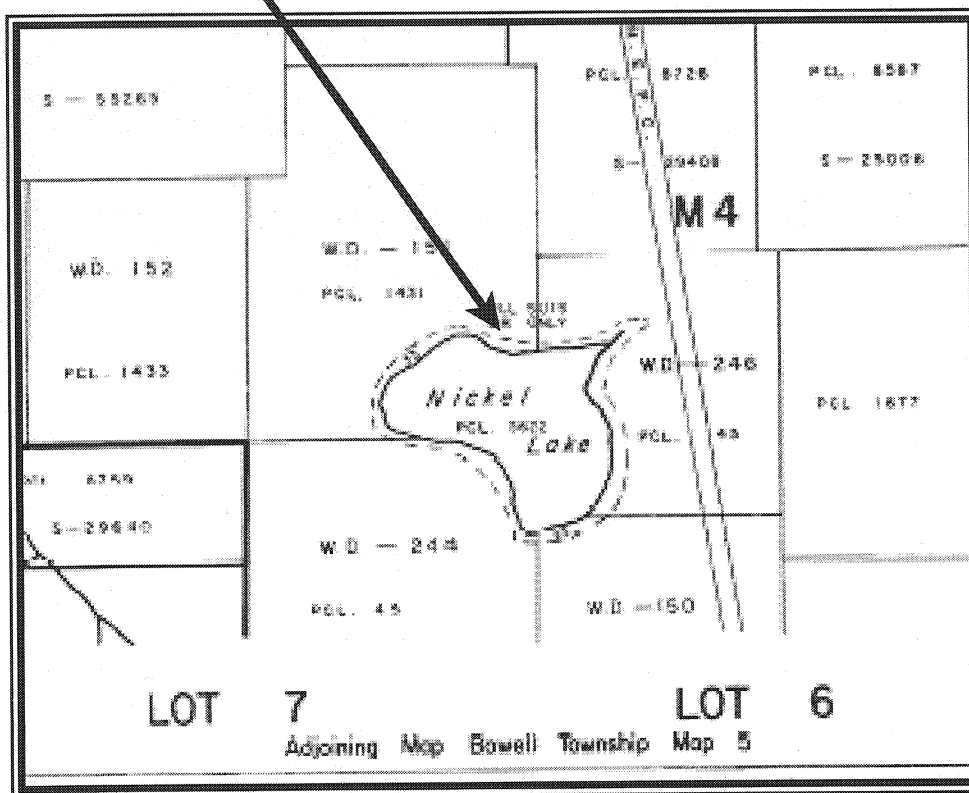
At its meeting of July 13, 2004, City deferred third reading to By-law 2004-194 and requested additional information from staff.

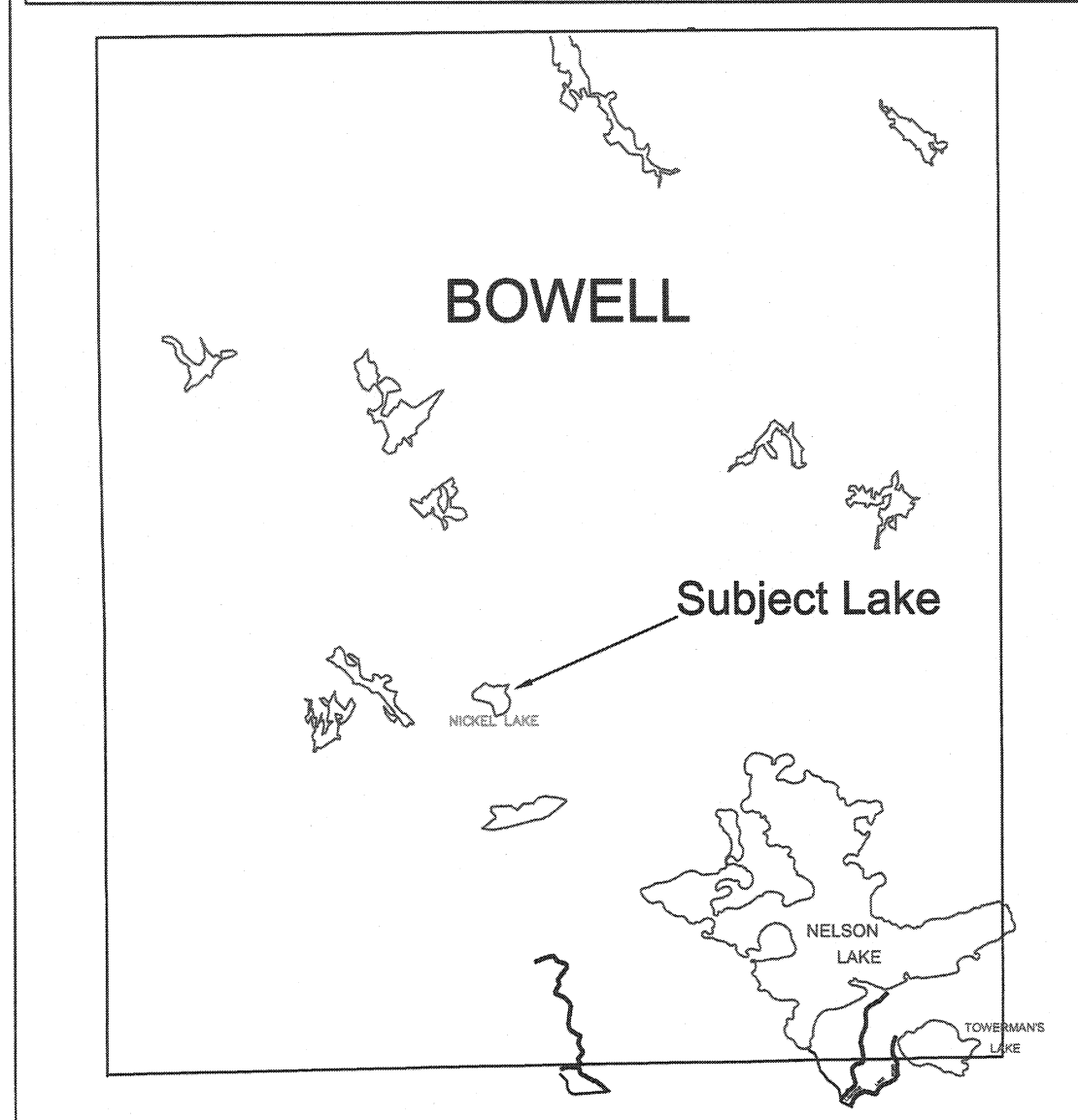
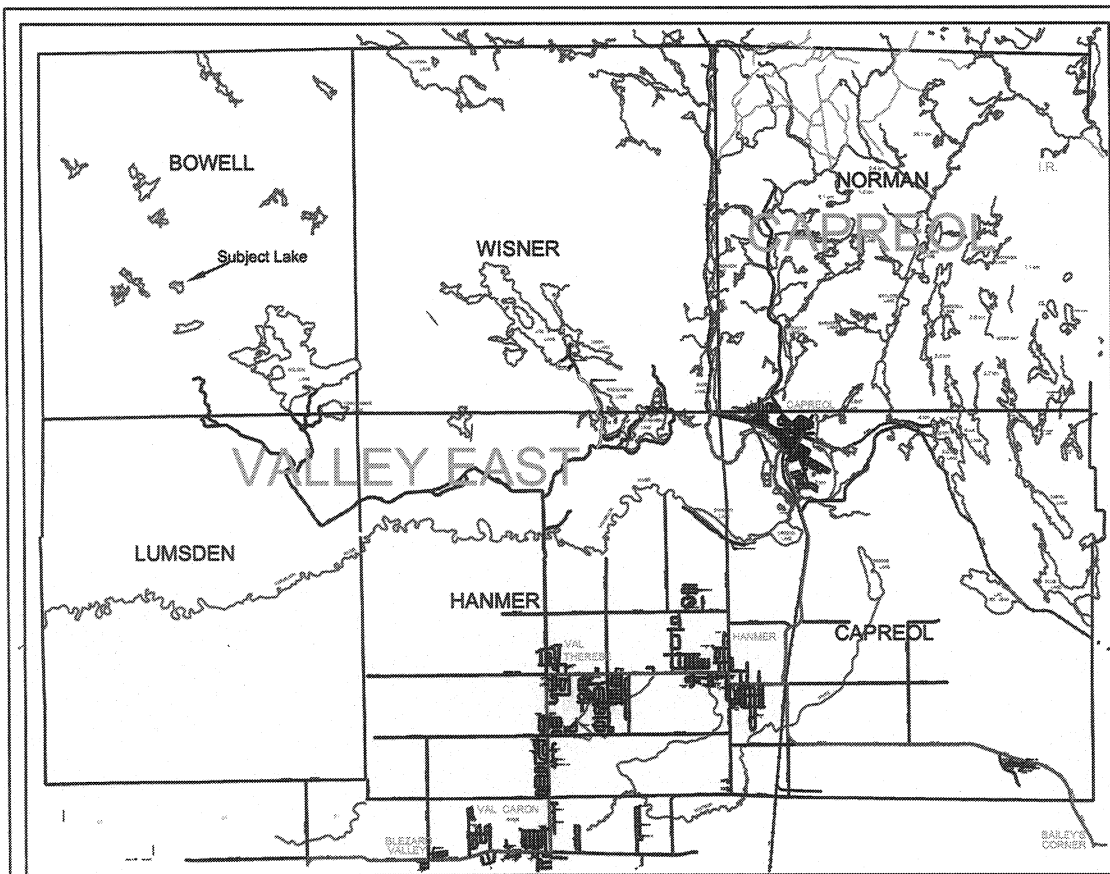
The subject shore allowance measures 66 feet in width and encompasses the entire perimeter of Nickel Lake. The lands are zoned M-4 (Mining Industrial).

The lands surrounding Nickel Lake being Parcels 45, S.W.S. and 1431, S.W.S., are owned by Inco Limited. Falconbridge Limited is the owner of Parcel 5622, S.W.S, being the land covered with water (Nickel Lake). The shore allowance is land locked. The public could not access the shoreline without trespassing on privately owned lands.

It is recommended that the Nickel Lake shore allowance be closed by By-law.

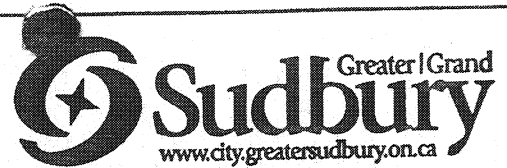
Subject Property







# Request for Recommendation Planning Committee



Type of Decision									
Meeting Date	June 15 <sup>th</sup> , 2004				Report Date	June 9 <sup>th</sup> , 2004			
Recommendation Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
Declaration of Surplus Properties - Various Locations

Section Review	Division Review	Department Review
 Danielle Braney Property Negotiator / Appraiser	 Ron Swiddle City Solicitor	Doug Wuksinic General Manager of Corporate Services

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
That the City of Greater Sudbury declare surplus and sell the following properties in accordance with the procedures governing the disposal of real property: <ol style="list-style-type: none"> <li>1) Part of Lot 60, Plan 13-S, Vincent Street, Sudbury;</li> <li>2) Nickel Lake Shore Allowance, Bowell Township</li> </ol>	
<input type="checkbox"/>	Recommendation Continued

Planning Staff Report	
Report Prepared By:	File #:
Keith Forrester Property Administrator	

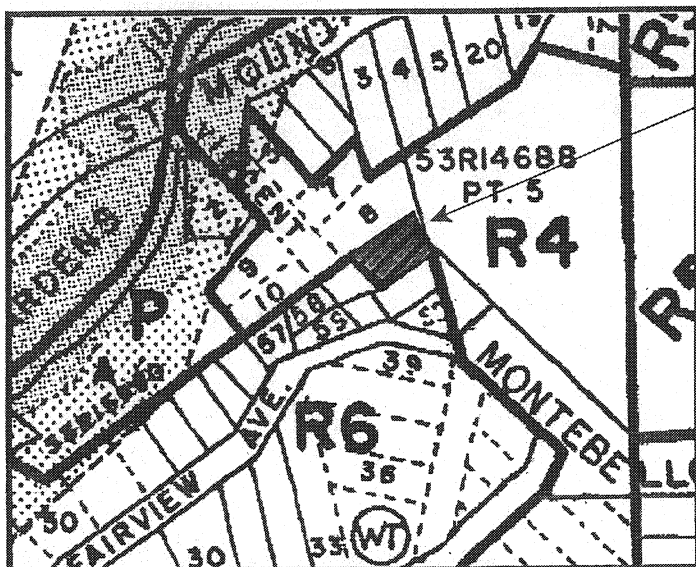
Recommended by the C.A.O.
Mark Mieto C.A.O.

**Background:**

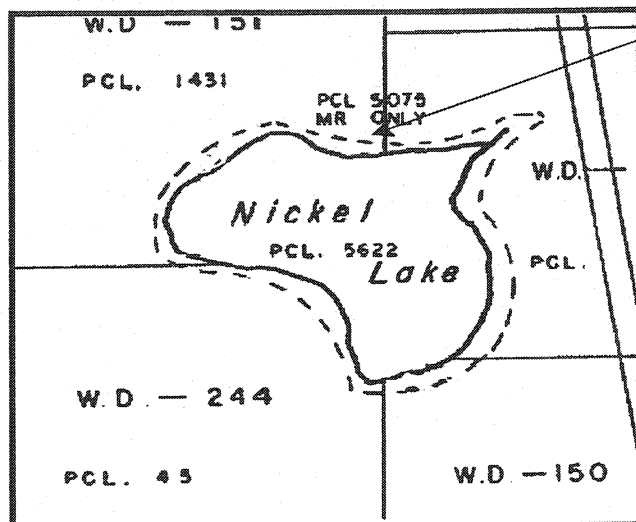
The sale of the following properties was circulated to all city departments and utilities for comments and no objections or requirements were received:

- 1) Part of Lot 60, Plan 13-S - Vincent Street, Sudbury;
- 2) Nickel Lake Shore Allowance, Bowell Township

It is recommended that the following properties be declared surplus to the City's needs and sold in accordance with the procedures governing the disposal of real property.

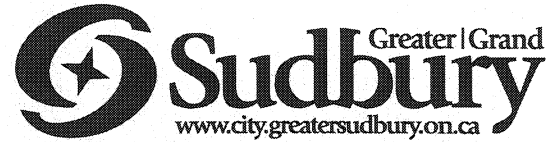


Subject Land



Subject Land

# Request for Decision City Council



## Type of Decision

Meeting Date	August 12, 2004				Report Date	August 3, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

## Report Title

Amendment to Procedure By-law 2002-202  
Change of Meeting Time - Planning Committee

### Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

Policy Implications: None

Budget Impact: None

Background Attached

### Recommendation

That the Procedure By-law be amended:

1. To change Article 33.8 (Planning Committee Meetings - By-Monthly-Tuesday) to change the time their regular meetings commence to 5:30 p.m

Recommendation Continued

### Recommended by the General Manager

Doug Wuksinic  
General Manager of Corporate Services

### Recommended by the C.A.O.

Mark Mieta  
Chief Administrative Officer

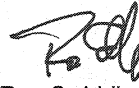
Date: August 3, 2004

**Report Prepared By**



Angie Haché  
Deputy City Clerk

**Division Review**



Ron Swiddle, Director of Legal Services/  
City Solicitor

**Background**

The Planning Committee at their July 13, 2004 meeting agreed to change the time the Planning Meetings would be held from 7:00 p.m. to 5:30 p.m. commencing in September 2004.

In accordance with the Notification Procedures By-law this change was advertised in the Sudbury Star and on the City's web page. The City Clerk's Office received no inquires or comments concerning this matter.

**NOTICE  
OF PROPOSED AMENDMENTS TO  
COUNCIL PROCEDURE BY-LAW 2002-202**

The Council of the City of Greater Sudbury is proposing that the Council pass a By-law to amend Procedure By-law 2002-202 as follows:

1. To amend Article 33.8 (Planning Committee Meetings - By-Monthly - Tuesday) to change the time their regular meetings commence to 5:30 p.m.
2. To provide that applicants who wish to make representations to Council requesting tax relief shall be heard by the Hearing Committee and not by the whole Council

It is proposed that the By-law to amend Procedure By-law 2002-202 be adopted at the Council meeting to be held on Thursday, August 12, 2004 or at a subsequent meeting.

Any person may comment on the By-law by filing written comments with the City Clerk no later than 4:30 p.m. on Wednesday, August 11, 2004. All comments will be treated as public records. Comments received prior to the printing of the Council Agenda will be included in the Agenda. All comments received after the printing of the Agenda will be tabled at the August 12, 2004 Council meeting.

To view a copy of the reports by the General Manager of Corporate Services dated August 3, 2004, which outline the proposed amendments or submit written comments, please contact the Council Secretary no later than 4:30 p.m. on Wednesday, August 11, 2004:

Council Secretary  
City Clerk's Office  
2<sup>nd</sup> Floor, Tom Davies Square  
200 Brady Street  
P. O. Box 5000, Station A  
Sudbury, ON P3A 5P3  
Telephone: (705) 671-2489, Ext. 2471  
Fax: (705) 671-8118  
E-Mail: [corriejo.caporale@greatersudbury.ca](mailto:corriejo.caporale@greatersudbury.ca)

Only those comments received prior to the Council meeting will be processed to Council.

If this matter is deferred at the Council meeting or considered at a subsequent Council meeting, no additional notice will be provided other than the information on a subsequent Council agenda. Please contact the above-noted City Official if you require notice in these cases.

# Request for Decision City Council



## Type of Decision

Meeting Date	August 12, 2004				Report Date	August 6, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

## Report Title

Delegation of Tax Relief Hearings

### Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

N/A

Background Attached

### Recommendation

THAT Council delegate the hearing of applications under Sections 357 and 358 of the Municipal Act to the Hearing Committee as established under Article 33A of the Procedure By-law;

THAT the Hearing Committee be authorized to make decisions on the applications; and

THAT any taxpayer, upon written notice to the Treasurer, may make a presentation to the Hearing Committee, on or before September 30<sup>th</sup> of any year, with regard to the cancellation, reduction, refund of taxes or the overcharge of taxes.

Recommendation Continued

### Recommended by the General Manager

D. Wuksinic  
General Manager of Corporate Services

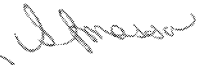
### Recommended by the C.A.O.

M. Mieto  
Chief Administrative Officer

Date: August 6, 2004

**Report Prepared By**

**Division Review**

  
C. Mahaffy

Manager of Financial Planning & Policy / Deputy Treasurer



S. Jonasson  
Director of Finance / Treasurer

**BACKGROUND**

Sections 357 and 358 of the Municipal Act state that upon application, the Treasurer may cancel, reduce or refund all or part of taxes levied, for a number of different reasons. Most applications are reviewed by the Chief Tax Collector, and recommendations are made to Council with regard to the cancellation, reduction, or refund of taxes.

However, these sections also make provision for the applicants to be heard at a meeting of Council, on or before September 30<sup>th</sup> of the year following the year in respect of which the application is made. Any applicant who has applied may make representation to Council at this meeting.

The recommendation is to delegate these tax relief hearings to the Hearing Committee, and that the Hearing Committee also have the authority to make decisions on the applications. A copy of Article 33A and Schedule H (Rotation Schedule) of the Procedure By-law with respect to the Hearing Committee is attached for your information.

**ARTICLE 33A**  
**HEARING COMMITTEE**

**33.A.1.1 Established - Purpose**

A Hearing Committee is hereby established for the purpose of hearing any interested parties or affording them an opportunity to be heard on any matter which Council is required to hold a hearing.

**33.A.1.2 Composition - three members - rotation - Schedule "H"**

The Hearing Committee shall be comprised of three Members of Council who shall be determined in accordance with the rotation schedule marked as Schedule "H" to this By-law.

**33.A.1.3 Mayor - ex officio Member**

The Mayor shall be an ex officio Member of the Hearing Committee.

**33.A.2.1 Limited - *Statutory Powers Procedure Act***

The Hearing Committee shall be bound by sections 5 to 15.2 inclusive and sections 21, 21.1, 21.2 and 24 of the *Statutory Powers Procedure Act*, R.S.O. 1990, c.S.22 as amended.



**33.A.2.2 Report - to Council - at conclusion of hearing**

Upon the conclusion of a hearing conducted by the Hearing Committee, the Hearing Committee shall, as soon as practicable, make a written report to Council summarizing the evidence and arguments presented by the parties, the findings of fact made by the Hearing Committee and the recommendations, if any, of the Hearing Committee with reasons therefore on the merits of the application in respect of which the hearing has been conducted.

**33.A.2.3 Report - consideration - action - by Council**

After considering the report of the Hearing Committee, Council may thereupon in respect of such application, do any act, pass any by-law or make any decision that it might have done, passed or made, had it conducted the hearing itself. [new By-law 2004-118]

**SCHEDULE "H"**

(Hearing Committee of Council)

<b>Term</b>	<b>Ward Councillor</b>	<b>For the Term ending 2006</b>
January 1 to January 31	1(C), 3, 6	Councillor Kett (Chair) Councillor Rivest Councillor Craig
February 1 to February 28	2(C), 4, 5	Councillor Berthiaume (Chair) Councillor Callaghan Councillor Caldarelli
March 1 to March 30	3(C), 6, 1	Councillor Dupuis (Chair) Councillor Reynolds Councillor Gainer
April 1 to April 30	4(C), 2, 3	Councillor Thompson (Chair) Councillor Bradley Councillor Rivest
May 1 to May 31	5(C), 4, 1	Councillor Craig (Chair) Councillor Callaghan Councillor Kett
June 1 to June 30	6(C), 3, 5	Councillor Gasparini (Chair) Councillor Dupuis Councillor Gasparini
July 1 to July 31	1(C), 2, 4	Councillor Gainer (Chair) Councillor Berthiaume Councillor Thompson
August 1 to August 31	2(C), 1, 6	Councillor Bradley (Chair) Councillor Kett Councillor Reynolds

Term	Ward Councillor	For the Term ending 2006
September 1 to September 30	3(C), 2, 5	Councillor Rivest (Chair) Councillor Berthiaume Councillor Caldarelli
October 1 to October 31	4(C), 1, 2	Councillor Callaghan (Chair) Councillor Gainer Councillor Bradley
November 1 to November 30	5(C), 3, 6	Councillor Caldarelli (Chair) Councillor Rivest Councillor Gasparini
December 1 to December 31	6(C), 4, 5	Councillor Reynolds (Chair) Councillor Thompson Councillor Craig

\*

# Request for Decision City Council



## Type of Decision

Meeting Date	August 12, 2004			Report Date	August 6, 2004		
Decision Requested	Yes	<input checked="" type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	Low
	Direction Only			Type of Meeting	<input checked="" type="checkbox"/>	Open	Closed

## Report Title

**Public Sale Under the Municipal Act**

### Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

N/A

Background Attached

### Recommendation

N/A

Recommendation Continued

### Recommended by the General Manager

Doug Wuksinic  
General Manager of Corporate Services

### Recommended by the C.A.O.

Mark Mieto  
Chief Administrative Officer

**Report Prepared By**



T. Derro  
Supervisor of Tax/Chief Tax Collector

*myff*

**Division Review**



Sandra Jonasson  
Director of Finance/City Treasurer

**BACKGROUND**

On September 27<sup>th</sup> 2004, the City of Greater Sudbury will conduct a Public Sale for properties with tax arrears, under the authority of the Municipal Act. The Finance Division with the assistance of Supplies and Services will be co-ordinating the Public Sale in accordance with the Rules and Procedures as outlined in Provincial Legislation.

Approximately 30 properties will be offered for sale on September 27<sup>th</sup> 2004 and full payment by certified funds will be accepted up until 3.00 p.m. Tenders will be opened at 3.30 p.m. the same day.

The following outlines the procedures undertaken with respect to the collection of tax arrears:

- Regularly throughout each year, arrears notices are sent to the assessed owners of all properties on which realty taxes remain unpaid.
- Under the authority of the Municipal Act, for those properties which are three (3) years in arrears, a notice of upcoming legal action is sent to the owner.
- If payment is not received or if satisfactory repayment arrangements are not made, a tax arrears certificate representing a lien against the property is registered on title in accordance with the Municipal Act. Notices are sent by registered mail to the assessed owner and all parties having an interest in the property. An administration charge representing costs of collection is levied on the property.
- The property owner has one (1) year from the date of registration to pay the taxes and administration fee in full or enter into a tax extension agreement with the municipality.
- A final notice is sent by registered mail to the assessed owner and all interested parties 280 days after the lien has been registered.
- If taxes still remain unpaid after the redemption period (one year), the Municipal Act authorizes the Treasurer of the Municipality to offer the property for public sale. For all of the properties proceeding to tax sale, the one year redemption period has expired.
- A notice is sent to the assessed owner by registered mail advising of pending tax sale action.
- All affected properties are advertised for sale in accordance with procedures outlined in the Municipal Act.

# Request for Decision City Council



Type of Decision										
Meeting Date	August 12, 2004				Report Date	August 4, 2004				
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High		Low	
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed	

Report Title
Update on Bridge Rehabilitation Project Lorne St at Big Nickel Road

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
n/a	
<input checked="" type="checkbox"/>	Background Attached

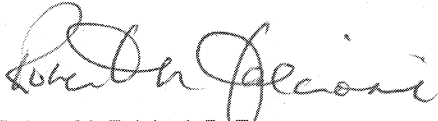
Recommendation
Information report on the status and schedule of the Lorne Street at Big Nickel Road Bridge Contract 2003-25.
Recommendation Continued

Recommended by the General Manager
 D. Bélisle General Manager of Public Works

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Date: August 4, 2004

Report Prepared By



Robert M. Falcioni, P. Eng.  
Roads and Drainage Engineer

Division Review

The contractor on this project is Nor Eng Construction Limited and is currently proceeding with completion of this project under Contract 2003-25. The contractor is presently working on construction of the extended ramp and the roadway approaches.

The replacement bridge is identical to the one that was lost. The new concrete girders have been ordered and are being fabricated. The scheduled date for erection of those girders is Tuesday, August 17, 2004. The new deck and parapet walls should take an additional 6 weeks to complete. At the same time, the contractor will complete the approaches and has a scheduled completion date of October 22, 2004.

At this time the City has not incurred any additional cost for replacement of the bridge structure.

# Request for Decision City Council




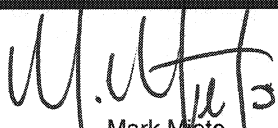
Type of Decision									
Meeting Date	August 12 <sup>th</sup> , 2004				Report Date	August 4 <sup>th</sup> , 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting		Open		Closed

Report Title
<p>On-Street Bicycle Lanes Howey Drive / Bellevue Avenue / Bancroft Drive Corridor</p>

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
<input type="checkbox"/>	The Transportation Engineering Section recommends that on-street bicycle lanes should only be provided where they have been identified on an overall Bicycle Route System and where sufficient room exists to accommodate both bicycles and vehicles without compromising existing standards with regards to geometric design, capacity, lane widths and safety.
<input type="checkbox"/>	Consideration should be given to either widening the existing Howey Drive / Bellevue Avenue / Bancroft Drive road corridor and the section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue to accommodate on-street bicycle lanes, building an independent bicycle path adjacent to the
<input checked="" type="checkbox"/>	Recommendation Continued

Recommended by the General Manager
 Don Belisle General Manager of Public Works

Recommended by the C.A.O.
 Mark Miato Chief Administrative Officer



## Report Prepared By



Nathalie Mihelchic, P. Eng.  
Manager of Transportation Engineering Services

## Division Review



R.G. (Greg) Clausen, P. Eng.  
Director of Engineering Services

**Recommendation Continued:**

sidewalk or building a bicycle path system which would be physically separated from the road network.

It is recommended that the existing three-lane roadway complete with centre two-way left turn lane along the Howey Drive / Bellevue Avenue / Bancroft Drive Corridor, remain as is.

It is also recommended that a continuous centre two-way left turn lane be installed on the newly constructed Bancroft Drive from Kingsway to the entrance to Waterview Apartments and that the City's Traffic and Parking By-Law 2001-1 be amended to reflect this change.

**Background:**

At its meeting of May 13, 2004, Council requested a staff report addressing the issue of on-street bicycle lanes along the Howey Drive / Bellevue Avenue / Bancroft Drive road corridor (Corridor) as shown on Exhibit 'A'.

The most recent request for bike lanes originated from the Minnow Lake Community Action Network (CAN) group at a meeting held with City staff on October 16, 2003. This issue, which has been raised in the past, previously resulted in the determination that there was insufficient roadway width to allow the addition of bicycle lanes along the Corridor.

The Corridor has been identified as part of the Lake Ramsey Bicycle Route System, which received the former City of Sudbury Council endorsement in 1997. As a result of the October 16<sup>th</sup>, 2003 meeting, the two Ward Councillors have requested the alteration of the existing roadway line markings from a three-lane road cross-section to two-lanes with 1.5 metre wide bicycle lanes on both sides. This change would see the removal of the centre two way left turn lane (TWLTL) from Van Horne Street to Levesque Street. The cost of deleting the existing pavement markings through sandblasting, as well as delineating the bike route with signs and pavement markings, would be approximately Forty Five Thousand Dollars (\$45,000.).

This report represents the findings of the traffic analysis carried out along the Corridor to determine the impact of replacing the TWLTL with bicycle lanes.

This report has been revised to reflect recently completed traffic counts and supercedes the July 7<sup>th</sup>, 2004 Council Report.

Existing Conditions

The entire Corridor is classified as a Secondary Arterial road. It is constructed to urban standard and is presently painted as a three-lane cross-section with a TWLTL from Van Horne Street to Levesque Street, a distance of approximately six kilometres. The average asphalt surface width of the roadway is 11 metres. Presently, there is a short 200 metre section on Howey Drive where the current three-lane road is 13 metres wide including one metre wide bike lanes painted on both sides.

Bancroft Drive from Levesque Street easterly to Moonlight Avenue, a distance of approximately 800 metres, is a two-lane roadway with gravel shoulders. This section has an asphalt surface width of 7.3 metres and insufficient space to accommodate on-street bicycle lanes.

The reconstruction of the Corridor has been phased over the years with the intention of rebuilding the road with a width sufficient to accommodate three lanes of traffic. Attached as Exhibit "B" is a report prepared in 1992 for the former Regional Public Works Committee which addresses the pavement marking installation for a TWLTL on Bellevue Avenue and Bancroft Drive. TWLTLs provide many advantages to a road system. In addition to removing left turns from the travel lanes, the TWLTL reduces delays and certain types of collisions and increases the capacity of the travel lanes.

Traffic Volumes

Our latest traffic volume counts show an Average Annual Daily Traffic (AADT) on the Corridor as follows on Table I:

**Table I - Annual Average Daily Traffic Counts**

<b>Section</b>	<b>AADT</b>
Howey Drive - East of Wessex Street	8,500
Bellevue Avenue	8,200
Bancroft Drive - West of Shappert Avenue	9,000
Bancroft Drive - East of Second Avenue	7,000
Bancroft Drive - East of Fourth Avenue	4,000

Analysis

The vehicle capacity of a roadway is defined as the maximum number of vehicles that can pass a given point during a specified time period under ideal conditions. Analysis of the existing three-lane Corridor indicates that one directional lane on Bancroft Drive would see the capacity of the laneway reduced from 850 vehicles in the peak hour to 700 vehicles, with the removal of the TWLTL, thus reducing the efficiency of the lane by 18 percent.

Delay analysis shows that motorists may experience as much as a 30 percent travel time delay as a result of deleting the TWLTL along the Corridor. Increased delays increase driver frustration and situations such as passing on the right side of the lane will increase. This will potentially affect the safety of cyclists. Increased delays could also result in motorists choosing an alternate route such as Municipal Road 55 (Kingsway) to reach their destination which will further increase traffic congestion on this already very busy arterial roadway.

Collision Information

Rear-end and head-on (approaching) collisions are the most common types of accidents preventable with the installation of TWLTLs. Table II below compares the collision rates at each of seven existing locations within the City of Greater Sudbury between 2000 and 2002 on roads with AADT volumes ranging from 6,000 to 10,000 vehicles:

**Table II - Collision Rates**

Collision Type	Collisions /km two lane road without TWLTL	Collisions /km two lane road with TWLTL	Collision decrease with TWLTL (%)
Approaching	1.8	1.1	39
Rear End	3.7	1.8	51
Right Angle	4.1	4.1	0
Sideswipe	1.8	1.2	33
Turning Movement	2.6	2.0	23
Other	2.2	2.0	9
<b>TOTAL</b>	<b>16.1</b>	<b>12.1</b>	<b>24</b>

The results indicate up to 51 percent reduction in the number of collisions with centre two-way left turn lanes.

### Other Issues

Some members of the Minnow Lake CAN group believe that TWLTLs promote aggressive driving and that drivers will use this extra lane to pass other vehicles. This likely will happen just as it happens on two-lane roadways throughout a community. This disadvantage must be put into proper perspective when taking into account the safety advantages that the three-lane roadway provides to the hundreds of vehicles turning left onto or off the roadway every day.

Also, the Greater Sudbury Police Services have raised a concern with having bike lanes on such a high traffic roadway and recommend that a rigorous public education campaign be launched if bike lanes are to be installed along the Corridor.

Speeding concerns have also been raised by the Minnow Lake CAN group. The perception is that three-lane roadways promote speeding. Speeding is a problem on many residential and collector streets in this community, regardless of the number of lanes. The most effective way to deal with speeding is through police enforcement.

The City of Greater Sudbury supports the use of bicycles as an alternate means of transportation and as an excellent recreational past-time. However, they are best suited to roadways which have less traffic or to areas which can accommodate exclusive dedicated bicycle paths. Statistics Canada's 2001 Census indicates that bicycle use as a mode of transportation for the labour force in Greater Sudbury represents one half of one percent (0.5%) of vehicular traffic. This data does not take into account the recreational use of bicycles. Given the above statistics and the seasonal use of bicycles, it is not technically practical to consider replacing vehicle lanes with bicycle lanes along the Corridor.

### **Bancroft Drive - Bellevue Avenue to Kingsway**

The Minnow Lake CAN group has also requested that bicycle lanes be painted along Bancroft Drive from Bellevue Avenue to Lonsdale Avenue (See Exhibit "C")

This section of Bancroft Drive is constructed to an urban standard with an asphalt surface width of 11 metres. The Annual Average Daily Traffic Volume is 6,500. There is currently a southbound left turn lane painted for the entrance to the Waterview Apartments. The road is marked as a two-lane road from the Waterview Apartments to Bellevue Avenue.

The section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue has also been identified as part of the ultimate Sudbury Bicycle Route System. The Minnow Lake Recreation Area, the Carmichael Arena and the Minnow Lake Place Community Centre all support the need for a bicycle route.

Due to the lower traffic volumes and to the limited development, on-street bicycle lanes would be more feasible along this section of roadway. However, conflicts will occur where left turn lanes are provided at Bellevue Avenue, Waterview Apartments and Lonsdale Avenue. At these locations, the bicycle lanes will need to terminate. Terminating bicycle lanes and then starting them again will be confusing to both vehicles and cyclists and hence unsafe for both. In addition, the on-street bicycle lane along the east section of Bancroft Drive would terminate at Lonsdale Avenue, forcing cyclists to cross Bancroft Drive at Lonsdale Avenue, again creating safety concerns. Due to these constraints, the most desirable solution would be to consider off-street bicycle paths on Bancroft Drive from Bellevue Avenue to Lonsdale Avenue.

Bicycle lanes are not recommended between Lonsdale Avenue and the Kingsway due to the higher number of sideroads and private driveways. Bicycle lanes in this area will also encourage cyclists to and from the Kingsway which is undesirable.

### Recommendations

The Transportation Engineering Section recommends that on-street bicycle lanes should only be provided where they have been identified on an overall Bicycle Route System and where sufficient room exists to accommodate both bicycles and vehicles without compromising existing standards with regards to geometric design, capacity, lane widths and safety.

Consideration should be given to either widening the existing Howey Drive / Bellevue Avenue / Bancroft Drive road corridor and the section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue to accommodate on-street bicycle lanes, building an independent bicycle path adjacent to the sidewalk or building a bicycle path system which would be physically separated from the road network.

It is recommended that the existing three-lane roadway complete with centre two-way left turn lane along the Howey Drive / Bellevue Avenue / Bancroft Drive Corridor, remain as is.

It is also recommended that a continuous centre two-way left turn lane be installed on the newly constructed Bancroft Drive from Kingsway to the entrance to Waterview Apartments and that the City's Traffic and Parking By-Law 2001-1 be amended to reflect this change.