

THE CORPORATION OF THE TOWN OF HEARST

Minutes of the regular meeting of Council held on April 19, 2017 at 6:00 p.m. in the Municipal Council Chambers at the Town Hall, 925 Alexandra Street, Hearst, Ontario.

Present:	Mayor	Roger Sigouin
	Councillor	André Rhéaume
	Councillor	Daniel Lemaire
	Councillor	Conrad Morin
	Councillor	Gérard Proulx
	Councillor	Claude Gagnon
	Councillor	Raymond Vermette

Staff:	CAO	Yves Morrissette
	Clerk	Janine Lecours

1. OPENING OF MEETING

Resolution No. 93-17

Proposed by : Councillor Conrad Morin
Seconded by : Councillor Gérard Proulx

BE IT RESOLVED that this regular meeting of Council be hereby opened at 6:03 p.m.

CARRIED

2. OPENING PRAYER

The Mayor recites the opening prayer.

3. ADOPTION OF THE ORDER OF BUSINESS

Resolution No. 94-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that the agenda be approved as presented.

CARRIED

4. PECUNIARY INTERESTS

Nil

5. ADOPTION OF MINUTES OF PREVIOUS MEETINGS OF COUNCIL

Resolution No. 95-17

Proposed by : Councillor Raymond Vermette
Seconded by : Councillor André Rhéaume

BE IT RESOLVED that By-law No. 19-17, being a by-law to approve the minutes of the regular meeting of Council held on March 28, 2017.

CARRIED

6. REPORTS AND MINUTES FROM COMMITTEES AND BOARDS

Resolution No. 96-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Raymond Vermette

BE IT RESOLVED that Council takes note of the reports and minutes of meetings of :
-the Foyer Hearst-Mattice Soins de santé dated March 23, 2017;
-the Public Library Board dated February 23, 2017;
-the Non-Profit Housing Corporation dated February 15, 2017.

CARRIED

7. CORRESPONDENCE AND COMMUNICATIONS

Resolution No. 97-17

Proposed by : Councillor Gérard Proulx
Seconded by : Councillor André Rhéaume

BE IT RESOLVED that the list of correspondence presented at the April 19, 2017 regular meeting of Council be hereby filed.

CARRIED

8. REPORT OF THE CHIEF ADMINISTRATIVE OFFICER

The Chief Administrative Officer briefs members of Council on the various municipal ongoing projects. The written report is appended hereto.

9. FUNCTIONS OF COUNCIL

a) Report from the Operations Working Group

Nil

b) Report from the Planning Working Group

i) Request to amend Zoning By-law for domestic garage at 1312 Alexandra Street

Resolution No. 98-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that the Director of Planning be hereby authorized and directed to give public notice pursuant to the Planning Act, of a proposed amendment to the Hearst Zoning By-law to permit a domestic garage to be constructed at 1312 Alexandra Street having a height of 5.48 metres (18 feet) exceeding the maximum height of 4.27 metres (14 feet) permitted under said by-law.

CARRIED

ii) Request to allow personal service shop at 640 Allen Street

Councillor Gagnon realized he had a pecuniary interest on this subject. Councillor Gagnon vacated his seat and left Council Chambers during the discussion and vote on this subject.

Resolution No. 99-17

Proposed by : Councillor Daniel Lemaire

Seconded by : Councillor Conrad Morin

WHEREAS a personal service shop (hair salon) was located and operated in the residence located at 640 Allen Street for a period of 40 years in a Third Density Residential (R3) Zone as a "non-conforming use", and

WHEREAS said personal service shop in the Allen Street location lawfully commenced operation prior to the adoption of the first Zoning By-law in 1980, being By-law No. 1386, and was operated on a continuous basis until it ceased operations upon the death of the proprietor and owner in 2010, and WHEREAS the surviving owner, Jean Morin, is now requesting that the authority to operate the personal service shop be reinstated after 7 years of cessation, as quickly as possible as he may have a prospective buyer who is a practicing hairdresser, and

WHEREAS subsection 34(9) of the Planning Act, R.S.O. 1990 and section 4.21 of the current Hearst Zoning By-law, being By-law No. 65-04, both provide that a non-conforming use shall not be prohibited unless such use ceases, following which the use of the land, building or structure shall revert to a use that is permitted under the by-law, and

WHEREAS a personal service shop, such as a hairdressing salon, is not a permitted use within any Residential Zone in the Town of Hearst, as it is not recognized as a permitted "home-based business", and

WHEREAS personal service shops have been purposely excluded from locations in Residential Zones in order to promote and sustain this community's established commercial sectors,

BE IT RESOLVED that this Council hereby refuses the request of Jean Morin to reinstate the non-conforming personal service shop, which ceased operations at 640 Allen Street during the past 7 years, as such reinstatement would be a contravention of the Planning Act and would be contrary to long-standing planning policies which have been adopted in support of this community's commercial areas.

AGAINST:

Councillor André Rhéaume

CARRIED

iii) Request authorization for temporary personal service shop in residence

Resolution No. 100-17

Proposed by : Councillor Daniel Lemaire

Seconded by : Councillor Claude Gagnon

WHEREAS Anne-Marie Rhéaume has requested authorization to operate a personal service shop out of her residence until such time as her future children are in school, and

WHEREAS such business is not recognized as a "home-based business" and is not permitted to operate in any dwelling unit in a Residential Zone, and

WHEREAS the approval of such request would set an undesirable precedent which would be contrary to established planning policies that have been adopted to promote, support and sustain this community's commercial areas,

BE IT RESOLVED that this Council hereby refuses to authorize the operation of a personal service shop out of the proponent's residence, unless such residence is located in a Downtown Commercial (C1), Neighbourhood Commercial (C2), Shopping Centre Commercial (C4) or Mixed Commercial/ Residential (MCR) Zone.

AGAINST:

Councillor André Rhéaume

CARRIED

iv) Closure of townsite road allowance

Resolution No. 101-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that By-law No. 20-17, being a by-law to assume, stop up and close that portion of the original unopened road allowance adjacent to Lot 2 in Concession 11 in the Township of Way in the Town of Hearst, designated as Part 1 on reference plan of survey 6R-8972 be hereby adopted.

CARRIED

v) Approval of the report of the Planning Working Group

Resolution No. 102-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that the report from the Planning Working Group dated April 11, 2017 be hereby adopted and that item 1 be removed from work in progress.

CARRIED

10. DELEGATIONS AND PRESENTATIONS

***Julie Culverhouse and Denis Dolbec, Ontario Clean Water Agency
Re: presentation of 2016 activities report***

Ms. Culverhouse explains the report of activities for the 2016 year, a copy of the report is attached hereto.

11. HEARING AND PUBLIC MEETING

Zoning amendment to permit second dwelling units in single detached dwellings, semi-detached dwellings, row houses and in ancillary buildings on residential properties, as well as provisions that apply to the establishment of group homes

Resolution No. 103-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that the regular meeting of this Council be adjourned in order that the public meeting to hear comments on a proposed zoning by-law amendment to establish standards for second units in housing and ancillary residential buildings commence.

CARRIED

Report of the public meeting is appended hereto.

Resolution No. 104-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Claude Gagnon

BE IT RESOLVED that the public meeting to hear comments in favor or against a proposed zoning by-law amendment, be hereby adjourned, and that the regular meeting of Council resume.

CARRIED

c) **Report from the Parks and Recreation Working Group**

i) **Claude Larose Recreation Centre parking lot disposition**

Resolution No. 105-17

Proposed by : Councillor Raymond Vermette
Seconded by : Councillor Daniel Lemaire

WHEREAS the Healthy Community Alliance has communicated to the Town its concern for the security of children travelling on the sidewalk on the North side of Edward Street, between the Child Care Centre and the primary schools, and WHEREAS it has been determined that the parking lot at the Claude Larose Recreation Centre could be reconfigured to improve its disposition while ensuring the security of pedestrians travelling on the adjacent sidewalk,
BE IT RESOLVED that Council authorizes the reconfiguration of the parking lot west of the Claude Larose Recreation Centre, as shown on the appended sketch.

CARRIED

ii) **Changes to commitment of contribution to Junior A hockey team**

Resolution No. 106-17

Proposed by : Councillor Raymond Vermette
Seconded by : Councillor Daniel Lemaire

WHEREAS further to Resolution No. 407-15, Municipal Council confirmed its commitment to contribute towards a junior hockey team in Hearst, and WHEREAS the establishment of a junior A hockey team has been confirmed for the 2017-18 season, and
WHEREAS the Junior A Hockey Team Club leaders wish to change the established terms of contribution of Resolution No. 407-15,
BE IT RESOLVED that Council reiterates its commitment towards the Junior A Hockey Team Club and accepts in principal the demands submitted by the Club at the March 27, 2017 special meeting of the Parks and Recreation Working Group, and
BE IT FURTHER RESOLVED that the Administration Department be requested and directed to pursue negotiations with the Club and to prepare a formal agreement establishing the terms of contribution towards the hockey team, said agreement to be signed by the Town of Hearst and the Junior A Hockey Team Club.

CARRIED

iii) **Request to host the 2018 NEORA annual conference**

Resolution No. 107-17

Proposed by : Councillor Raymond Vermette
Seconded by : Councillor Daniel Lemaire

WHEREAS in 2014 and again in 2015, the Town of Hearst offered to host the Northeastern Ontario Recreation Association annual conference,
BE IT RESOLVED that the Town of Hearst reiterates its wish to host the 2018 Northeastern Ontario Recreation Association annual conference.

CARRIED

iv) Approval of the report of the Parks and Recreation Working Group

Resolution No. 108-17

Proposed by : Councillor Raymond Vermette
Seconded by : Councillor Daniel Lemaire

BE IT RESOLVED that the reports from the Parks and Recreation Working Group dated March 27 and April 12, 2017 be hereby adopted.

CARRIED

d) Report from the Finance Working Group

Nil

e) Report from the Policy Working Group

i) Cancellation of lease with Serco for use of office space at the Gilles Gagnon Welcome Centre by Hearst Wi-fibe

Resolution No. 109-17

Proposed by: Councillor Conrad Morin
Seconded by: Councillor Raymond Vermette

WHEREAS the Hearst Wi-Fibe Corporation Administration Board has determined that the offices of the Corporation will be established at the Gilles Gagnon Welcome Centre, and

WHEREAS said office spaces are actually used by Serco Canada Inc. for the driver examination services for a term ending on August 31st, 2018,

BE IT RESOLVED that notice of termination of the agreement between the Town of Hearst and Serco Canada Inc. in accordance to By-law No. 77-15 be given to Serco, effective June 20, 2017.

CARRIED

ii) Participation of Mayor to the Northwestern Ontario Municipal Association annual conference

Resolution No. 110-17

Proposed by : Councillor Conrad Morin
Seconded by : Councillor Raymond Vermette

WHEREAS the Town of Hearst mayor has been invited to the Northwestern Ontario Municipal Association annual conference in Thunder Bay in order to solicit memberships to the *Alliance forêt boréale*, and

WHEREAS the *Alliance forêt boréale* accepted to cover the costs of said attendance, to a maximum of \$1,500,

BE IT RESOLVED that Council hereby authorizes the attendance of Mayor Roger Sigouin to the Northwestern Ontario Municipal Association annual conference in Thunder Bay from April 26 to 28, 2017, representing a municipal contribution estimated at \$1,300.

CARRIED

12. NOTICE OF MOTION

Proposed by : Councillor André Rhéaume
Seconded by :

WHEREAS many persons of the community have contributed to the creation of pedestrian paths,
BE IT RESOLVED that Council approve a policy allowing the naming of these said pedestrian paths according to the people who have contributed to their creation.

13. UNFINISHED BUSINESS / DEFERRED RESOLUTIONS

Nil

14. CLOSED MEETING

Resolution No. 111-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Raymond Vermette

BE IT RESOLVED that Council go in closed meeting to discuss the following items:
a) Nomination of the Senior of the Year;
b) Nomination of exceptional volunteer – youth category; and
c) Nomination of exceptional volunteer,
in accordance with Section 239 (2) b) of the Municipal Act.

CARRIED

Resolution No. 112-17

Proposed by : Councillor Daniel Lemaire
Seconded by : Councillor Raymond Vermette

BE IT RESOLVED that the regular meeting of Council resume and that the confidential report of proceedings of the closed meeting be hereby acknowledged for Council's information.

CARRIED

15. ADJOURNMENT

Resolution No. 113-17

Proposed by : Councillor André Rhéaume
Seconded by : Councillor Daniel Lemaire

BE IT RESOLVED that this regular meeting of Council held on April 19, 2017 be adjourned at 8:30 p.m.

CARRIED

Mayor

Clerk