

Minutes of a Special meeting of the Amherstburg Municipal Council held February 21, 2005 at 7:15 p.m.

PRESENT;

Mayor Wayne Hurst
Deputy Mayor Anthony Leardi
Councillor Robert Bailey
Councillor Gord Freeman
Councillor Carl Gibb
Councillor Paul Renaud
Councillor Rosa White

ALSO PRESENT;

David Mailloux, Clerk
Stephen Brown, Chief Building Official
Lory Bratt, Planning Coordinator
Armando DeLuca, Solicitor
Jean Monteith, Monteith Planning Consultants

Mayor Hurst opened the meeting and welcomed all present. He advised that the primary purpose of the meeting is to consider the Zoning By-law Amendment for the Angileri/Salmoni Building Project.

DISCLOSURE OF PECUNIARY INTEREST

Councillor Gibb declared a conflict of interest and vacated his chair.

Mayor Hurst requested Lory Bratt to review the Amending By-law for Council and those in attendance.

Ms. Bratt explained that the Statutory Public Meeting for the by-law, as required by the Planning Act, was held on December 6, 2004.

Copies of letters received are included in the package prepared for and distributed to Council.

Also at each members desk is a copy of the Archaeological Assessment that was completed.

Mr. Joe Toth, the Architect for the project distributed a document listing items that he wished to review with Council.

- The project has yet to obtain a site plan agreement.
- The developer made his intentions clear that he was proposing a new development on the site and was willing to replicate as much as possible with regard to colour, lintels.
- He did not want to replicate existing structure
- He has attempted to accommodate requests from the Town
- Has not received feedback from LACAC.
- He is now sitting with a hole in the ground and would like to be able to proceed.
- It is confirmed that about \$30,000 was spent on the archeological dig.

Mr. John McDonald, Chairman of LACAC advised that he has corresponded with the Town.

- If LACAC did receive a presentation it was very early in the process.
- The Salmoni site is a premier location in the Town.
- He feels that the public has been at a disadvantage in knowing about the size of the proposed building.
- From the submission of the developer the building does not appear to be of any particular architectural style and it is difficult to tell the size.
- He is looking for further public consultation on size and nature of structure.
- They hope to get the above information tonight and also hope to be involved in the Site Plan process.

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Moved by G. Freeman, seconded by R. Bailey we approve By-law No. 2005-16 with the exception of 2. (ii) Other Provisions (a) Rear Yard Depth which is deleted and the provisions for rear yard depth in By-law 1999-52 remain. Also the By-law will state that the owner will give a Letter of Credit in favour of the Town in an amount sufficient to backfill the property to grade, place sod and give an easement that allows public access to a passive park space that will be created if the development does not proceed within two years.

<u>A recorded vote was requested</u>	<u>AYE</u>	<u>NAY</u>
Councillor R. Bailey		X
Councillor G. Freeman	X	
Deputy Mayor Leardi		X
Councillor P. Renaud		X
Councillor R. White		X
Mayor W. Hurst		X

Motion Lost

Moved by P. Renaud, seconded by A. Leardi that By-law 2005-16 being a By-law to amend By-law No. 1999-52 be taken as having been read a first, second and third time, be finally passed and the Mayor and the Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

Mayor Hurst allowed Mr. Tom Conley to speak. Mr. Conley was concerned about the footprint of the building. Ms. Bratt provided the square footage of the proposed building. Jean Monteith explained that the application was not showing the new building to mimic the old building. The site plan has been tied to the Zoning By-law Amendment.

Mr. Conley wished to continue to speak however Mayor Hurst ruled against that.

Mayor Hurst thanked everyone for attending and proceeded to make a Public Announcement that the Council has selected Mr. Frank Pizzuto from the City of Kitchener as the new Chief Administrative Officer. He is scheduled to start on April 4, 2005. We welcome him as part of the team that will help to move the Town forward.

Council took a short break.

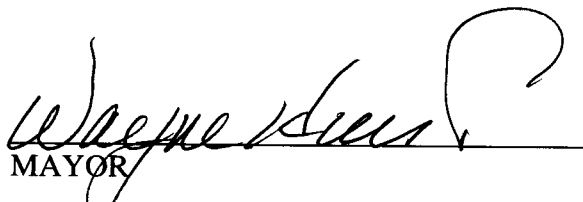
Councillor Gibb declared a conflict of interest with the next item and vacated his chair.

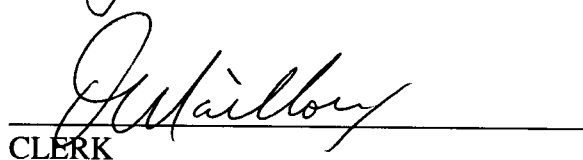
Jean Monteith updated Council with regard to the Official Plan Amendment #5 for the Church and Day Care proposal for the Wismer lands at the intersection of Fox Road and Alma Street. After further information and thought she feels that an OPA is not necessary and the by-law previously passed should be repealed (By-law 2004-31).

Council then reviewed draft by-laws as prepared by Jessica Catton. Any required changes will be made in preparation for a public meeting.

Moved by P. Renaud, seconded by C. Gibb that we adjourn.

Motion Carried


MAYOR


CLERK