

The Corporation of the City of Stratford Planning and Heritage Committee Open Session AGENDA

Date: Monday, July 24, 2017

Time: 7:00 P.M.

Location: Council Chamber, City Hall

Councillor Ritsma - Chair Presiding, Councillor Ingram - Vice Chair, Mayor Present: Mathieson, Councillor Beatty, Councillor Brown, Councillor Bunting, Councillor Clifford, Councillor Henderson, Councillor Mark, Councillor McManus, Councillor Vassilakos

Staff Present: Ed Dujlovic - Acting CAO/Director of Infrastructure and Development Services, Andre Morin - Director of Corporate Services, Carole Desmeules -Director of Social Services, David St. Louis - Director of Community Services, Jeff Leunissen - Manager of Development Services, Joan Thomson - City Clerk, Jacqueline Mockler - Director of Human Resources, John Paradis - Fire Chief, Tatiana Dafoe - Deputy Clerk

Pages

1. Call to Order

The Chair to call the Meeting to Order.

2. Disclosure of Pecuniary Interest and the General Nature Thereof

The *Municipal Conflict of Interest Act* requires any member of Council declaring a pecuniary interest and the general nature thereof, where the interest of a member of Council has not been disclosed by reason of the member's absence from the meeting, to disclose the interest at the first open meeting attended by the member of Council and otherwise comply with the *Act*.

Name, Item and General Nature of Pecuniary Interest

3. Sub-committee Minutes

Sub-committee minutes are provided for background regarding the discussion held at the June 29, 2017 Sub-committee meeting.

4. Delegations

None scheduled.

Report of the Manager of Development Services 5.

5.1 Comprehensive Zoning By-law Review Update (PLA17-012)

Staff Recommendation: THAT the update report on the Comprehensive Zoning By-law Review be received for information.

Motion by _____

Sub-committee Recommendation: THAT the update report on the Comprehensive Zoning By-law Review be received for information.

5.2 Brownfield Community Improvement Plan Program Application BF01-17– 13 - 14 3206 Vivian Line 37: Tom Myers (PLA17-013)

Motion by _____

Staff Recommendation: THAT Council approve the Brownfield Community Improvement Plan Grant application submitted by Tom Myers for the Phase 2 Environmental Site Assessment for 3206 Vivian Line 37, to a maximum amount of \$7,500.

For the Information of Committee 6.

6.1 Project Update

Sub-committee Discussion: The Manager of Development Services reviewed the highlights of the Project Update as follows:

Staff have accepted an Official Plan, Zone Change and Plan of Subdivision Application for lands on both sides of McCarthy Road West near the Rotary Complex. The public meeting was originally scheduled for July but the zone change application has been amended so a new date for the meeting will be forthcoming.

A public meeting will be held on July 24, 2017 for a zone change application regarding the Zehrs property.

Several site plan applications are under review for 615 Huron Street, 465

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15 - 16

9 - 12

Wright Boulevard and 220 Dunn Road.

The OPA No. 21 OMB hearing motion to dismiss was recently held. He is not expecting a decision until September or October as it was a complicated matter.

Residential permits are on pace to meet last year's numbers. There have been no apartments this year and that is why the numbers are currently down from last year.

Discussion took place regarding the multi-use building at the corner of Huron and O'Loane. It was noted that it was the former Buchanon and Hall property, which was industrial. The Manager stated that if the property was changed to residential, they would require a record of site condition.

In response to whether smoking in Market Square was allowed, the Manager stated that he could provide the regulations to Sub-committee.

It was suggested that parking on boulevards be re-investigated to allow people to pave, as it is nicer than ruts in the grass. The Manager advised that the current by-law requires one parking space for every single detached dwelling. The issue with widening driveways is you lose the ability to provide visitor parking on the road. He stated that staff could look at it but there are consequences to allowing wider driveways.

6.2 Advisory Committee/Outside Board Minutes

17 - 19

The following Advisory Committee/Outside Board Minutes are provided for the information of Committee:

Heritage Stratford Minutes of April 11, 2017

7. Adjournment

Meeting Start Time: Meeting End Time:

Motion by _____

Committee Decision: THAT the Planning and Heritage Committee meeting adjourn.



The Corporation of the City of Stratford Planning and Heritage Sub-committee **MINUTES**

Date:	June 29, 2017
Time:	4:30 P.M.
Location:	Council Chamber, City Hall
Sub-committee	Councillor Ritsma - Chair Presiding, *Councillor Ingram - Vice Chair,
Present:	Councillor Brown, Councillor Henderson, Councillor Vassilakos
Staff Present:	Ed Dujlovic - Director of Infrastructure and Development Services, Jeff Leunissen - Manager of Development Services, Jodi Akins - Council Clerk Secretary, Mike Beitz – Corporate Communications Lead
Also present:	Pierre and Elaine Gadbois

1. Call to Order

The Chair called the meeting to Order.

2. **Disclosure of Pecuniary Interest and the General Nature Thereof**

The Municipal Conflict of Interest Act requires any member of Council declaring a pecuniary interest and the general nature thereof, where the interest of a member of Council has not been disclosed by reason of the member's absence from the meeting, to disclose the interest at the first open meeting attended by the member of Council and otherwise comply with the Act.

Name, Item and General Nature of Pecuniary Interest

None declared at the Sub-committee meeting.

Planning and Heritage Sub-committee Minutes June 29, 2017

3. Delegations

None scheduled.

4. Report of the Manager of Development Services

4.1 Comprehensive Zoning By-law Review Update (PLA17-012)

Staff Recommendation: THAT the update report on the Comprehensive Zoning By-law Review be received for information.

Sub-committee Discussion: The Manager of Development Services reviewed the highlights of the Management Report.

*Councillor Ingram arrived at 4:37 p.m.

In response to several questions regarding short term rentals, the Manager advised that he had not yet turned his attention to developing policy and licensing of short terms rentals as it would delay the draft zoning by-law. With respect to inspection of short term rentals, he advised that staff inspects bed and breakfasts, which may advertise on sites like airbnb, but they do not inspect unlicenced short term rentals. The inspection fee is based on the number of bedrooms and it is done yearly.

The Manager stated that they do not find many violations for the properties that are inspected regularly. It was suggested that a structure be set up whereby if inspections are passed, the time between inspections could be extended. The Manager advised that staff could look into it, although, he noted that he has not heard many objections regarding the cost of licensing.

It was noted by Sub-committee that the objections they are hearing are more to do with the zoning rules, than the licensing requirements or fees. It was noted that they are two different things, and the zoning by-law will not fix all problems. Licensing will need to be looked at after the zoning review.

Concern was raised regarding decreasing licencing fees and moving away from annual inspections.

Pierre Gadbois, speaking as President of the Stratford and Area Bed and Breakfast Association (SABBA), assured Sub-committee that none of his membership has a problem with the cost or frequency of inspections, noting that they inspect their membership yearly as well. He referred back to September 2016 when Council instructed staff to enforce the existing by-law with respect to unlicensed short term accommodations. He noted that the cease and desist letters created a brief slowdown but expressed concern that to date, no one has been charged or enforced and they are not getting more than a slap on the wrist. He suggested that there has been a leap in unlicenced rentals this year and wanted to know when enforcement would begin.

The Manager advised that on the advice of the City Solicitor, staff investigated the list provided by SABBA and independently verified that they are in fact operating as a short term rental. The properties they were able to verify, all but two owners responded and practices were changed to successfully obtain a licence or to not contravene the by-law. There were a few properties that staff have not been able to get in contact with and are obtaining legal advice on next steps. It was noted that under the current by-law, the only option is to take non-compliant owners to court, as there is no mechanism for fining in the by-law. It is one of the things they are looking at in the by-law review.

In response to a question regarding whether they are looking at visitor parking for multi-unit dwellings, the Manager confirmed they were.

Motion by Councillor Henderson Sub-committee Recommendation: THAT the update report on the Comprehensive Zoning By-law Review be received for information.

Carried

5. **Project Update**

Sub-committee Discussion: The Manager of Development Services reviewed the highlights of the Project Update as follows:

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Application for lands on both sides of McCarthy Road West near the Rotary Complex. The public meeting was originally scheduled for July but the zone change application has been amended so a new date for the meeting will be forthcoming.

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Discussion took place regarding the multi-use building at the corner of Huron and O'Loane. It was noted that it was the former Buchanon and Hall property, which was industrial. The Manager stated that if the property was changed to residential, they would require a record of site condition.

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6. Advisory Committee/Outside Board Minutes

The following Advisory Committee/Outside Board Minutes are provided for the information of Sub-committee:

Heritage Stratford Minutes of April 11, 2017

7. Next Sub-committee Meeting

The next Planning and Heritage Sub-committee meeting is July 27, 2017 at 4:30 p.m. in the Council Chamber, City Hall.

8. Adjournment

Motion by Councillor Henderson Sub-committee Decision: THAT the Planning and Heritage Subcommittee meeting adjourn.

Carried

Meeting Start Time: 4:30 p.m. Meeting End Time: 5:04 p.m.



Infrastructure and Development Services Department

MANAGEMENT REPORT

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Date:	June 15, 2017
То:	Planning and Heritage Sub-committee
From:	Jeff Leunissen, Manager of Development Services
Report#:	PLA17-012
Attachments:	None

Title: Comprehensive Zoning By-law Review Update

Objective: To provide an update on the Comprehensive Zoning By-law Review project.

Background: Following adoption of a comprehensive amendment to the City of Stratford Official Plan on December 14, 2014 (Official Plan Amendment No. 19), the City retained MMM Group, a WSP Company, at a total price of \$79,690 (excluding HST), to undertake a comprehensive review of the City's Zoning By-law (February 9, 2015). This was in accordance with Section 26(8) of the Planning Act which states that "no later than three years after a revision under subsection (1) or (8) comes into effect, the Council of the municipality shall amend all zoning by-laws that are in effect in the municipality to ensure that they conform with the official plan."

The first meeting with stakeholders and Public Information Centre (PIC) took place on October 21, 2015. The meeting with stakeholders took place in the afternoon and the public meeting took place in the evening. Stakeholders invited to participate were based on the list of stakeholders who were invited to participate in the comprehensive Official Plan review. Approximately 20 members of the public attended PIC #1. Notice of the PIC was advertised in the Beacon Herald on October 10, 2015, the City's website and on the <u>www.shapingstratford.ca</u> website. At the meeting, the number one issue was bed and breakfast establishments and the short term rental of entire dwellings units.

Following the PIC #1, the consultants released a Discussion Paper and posted it on the Shaping Stratford website (November 2015). It contained a number of zoning issues which would be addressed through the review including the following:

- Revisions necessary to implement new policies in the Official Plan, including secondary suites, sourcewater protection, bonusing and open space uses;
- Bringing annexed lands into the City of Stratford zoning by-law;

- New parking provisions including shared parking (complementary parking requirements for mixed use buildings), bicycle parking, and parking requirements for single detached dwellings;
- Standardized holding provisions;
- The need to review the Home Occupation provisions; and
- Revisions to bed and breakfast establishment regulations.

In December 2015, the City of Stratford repealed Official Plan Amendment No. 19 and adopted Official Plan Amendment No. 21. OPA No. 21 built on the foundations of OPA 19 and included Ministry of Municipal Affairs comments, updated mapping from the Upper Thames River Conservation Authority, Agricultural policies and lands annexed into the City of Stratford on January 1, 2015.

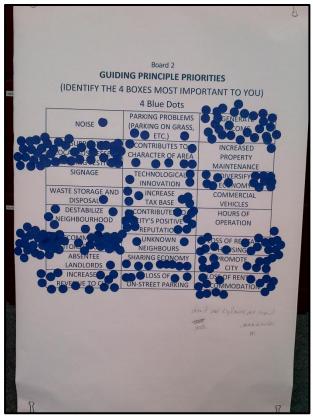
On July 21, 2016, the Ministry of Municipal Affairs approved OPA No. 21 without any amendments.

In November 2016, the initial draft of the Comprehensive Zoning By-law was uploaded to the Shaping Stratford website.

PIC #2 was held on March 9, 2017. Notice of the PIC was advertised in the Beacon Herald on February 25, 2017 and March 4, 2017, on the City's website and on the Shaping Stratford website. On February 21, 2017, notice was sent by email to 16 individuals who had requested to be advised of meetings. 24 individuals signed in at PIC #2. Similar to PIC #1, most of the questions centred on bed and breakfast establishments and a new use listed in the draft comprehensive zoning by-law "short term rental accommodations". Staff and the consultant also met with stakeholders on March 9, 2017.

Given the feedback from the two PIC's, the comments posted on <u>www.shapingstratford.ca</u> and the emails received by staff, a public open house dealing with just bed and breakfast establishments and short term rental accommodations was scheduled for May 15, 2017. This open house was not included in the original work program and not attended by MMM Group. Notice of the public open house was advertised in the Beacon Herald on May 6, 2017 and May 13, 2017, on the Shaping Stratford website, and by email on May 2, 2017 to 44 individuals requesting to be advised of any meeting. 62 individuals signed in at the open house. Staff did a short presentation, took questions, and invited those in attendance to provide their opinion on a number of different options (see boards below).

The work plan moving forward calls for a 2nd draft of the comprehensive zoning by-law to be released on the Shaping Stratford website in late summer or early fall. A third PIC will be scheduled following release of the 2nd draft By-law. Notice of the 3rd PIC will be through similar means as the earlier PIC's and include notice in the Town Crier, notice on the Shaping Stratford website, notice on the City's website and emails to individuals who have requested to be kept up-to-date on the status of the review.

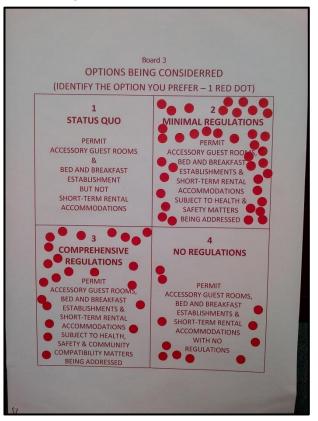


Public Open House Board 2

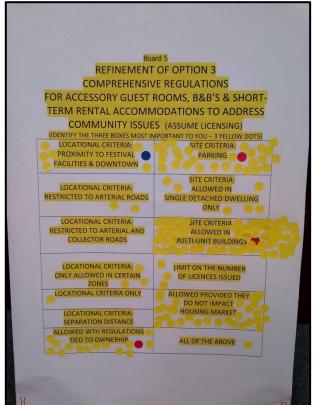
Public Open House Board 4



Public Open House Board 3



Public Open House Board 5



Following feedback from the PIC #3 staff and the consultants will make the necessary revisions and will schedule the formal Public Meeting before Council. It is expected the public meeting will be in late fall or early winter. Following the formal Public Meeting and based on public feedback received, final revisions will be made to the by-law. Upon completion of the final revisions, the complete comprehensive zoning by-law will be submitted to Council for approval.

Analysis: Staff and the consultants are continuing to work on the draft by-law. While issues around bed and breakfast establishments and short-term rental accommodations have generated much of the feedback following the May 15, 2017 public open house, refinement of other parts of the draft by-law are necessary to make it user-friendly, to meet the long-term needs of the City and to implement the policies of OPA No. 21.

Financial Impact: Council approved the budget for this project (\$79,690 excluding HST) when it accepted the MMM Group bid in February of 2015.

Staff Recommendation: THAT the update report on the Comprehensive Zoning By-law Review be received for information.

Jeff Leunissen, Manager of Development Services

Ed Dujlovic, Director of Infrastructure and Development Services

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Rob Horne, Chief Administrative Officer



Infrastructure and Development Services Department

MANAGEMENT REPORT

Date:	July 24, 2017
То:	Planning and Heritage Committee
From:	Jeff Leunissen, Manager of Development Services
Report#:	PLA17-013
Attachments:	None

Title: Brownfield Community Improvement Plan Program Application BF01-17– 3206 Vivian Line 37: Tom Myers

Objective: To approve a Brownfield Community Improvement Plan grant for a Phase 2 Environmental Site Assessment for 3206 Vivian Line 37, in accordance with the Brownfields Community Improvement Plan.

Background: The City of Stratford Brownfield Community Improvement Plan consists of four different programs, the Phase 2 Environmental Site Assessment Grant Program, the Tipping Fee Grant Program, the Brownfield Fee Grant Program and the Brownfield Redevelopment Grant Program. Tom Myers has applied for the Phase 2 Environmental Site Assessment Grant Program for 3206 Vivian Line 37, which is located on the north side of Vivian Line 37 between Romeo Street North and Mornington Street.

The Phase 2 Environmental Site Assessment Grant program is eligible to all brownfield properties in the City of Stratford and "brownfield" is defined as abandoned, idle or underused industrial or commercial properties in built-up areas where expansion or redevelopment is complicated by real or perceived environmental consideration, building deterioration/obsolescence and/or inadequate infrastructure. Owners or bona fide purchasers of brownfield sites are eligible for grants of up to \$10,000 or 50% of the cost of the environmental study (excluding HST) whichever is the lesser. The program is to remediate historically contaminated property, that is, contamination which is the result of a previous owner's non-residential use. The program is not available for projects where the current owner has been found to be responsible for the subject contamination. Applicants must submit an application and two quotes from qualified professional consultants prior to the start of the environmental study in order to be considered by the City. Following approval by the City, the applicant must submit a copy of the final study to the City with the original invoice indicating the consultants have been paid in full in order for the City to issue a cheque.

Analysis: The applicant has submitted a completed application form, a Phase 1 Environmental Site Assessment and two quotes from qualified professionals for completion of the Phase 2 Environmental Site Assessment, one for \$19,700 and the other for \$15,000. Staff has confirmed all taxes are paid up to date.

3206 Vivian Line 37 is a regular shaped 0.29 ac vacant parcel located on the north side of Vivian Line 37 between Romeo North Street and Mornington Street. It was previously part of the CNR to Owen Sound Railway Line. The existing owner is looking to change the use of the property from vacant land to residential. A rezoning application (our file Z05-15) to rezone the property from Future Residential (FR) to a Residential First Density Zone R1(2) to allow a residential use is currently on hold pending confirmation the lands are or can be made suitable for residential uses. To allow a residential use on the subject lands, a Record of Site Condition is required that includes a completed Phase 1 and Phase 2. The site and application meets the Program criteria.

Financial Impact: The Program covers 50% of the lowest quote to a maximum of \$10,000. In this instance the maximum grant amount would be \$7,500.

Staff Recommendation: THAT Council approve the Brownfield Community Improvement Plan Grant application submitted by Tom Myers for the Phase 2 Environmental Site Assessment for 3206 Vivian Line 37, to a maximum amount of \$7,500.

Jeff Leunissen, Manager of Development Services

Ed Dujlovic, Director of Infrastructure and Development Services

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David St. Louis, Director of Community Services/Acting CAO

Project Update – June 2017

Official Plan, Zone Change, Plan of Subdivision Applications

An Official Plan, Zone Change and Plan of Subdivision Application for lands on both the north and south side of McCarthy Road West was accepted on May 23, 2017 (Our files 001-17, Z01-17, 37T17-001). The subject lands have a total area of 32.7 ha (80.8 acres).

Zone Change Application for 865 Ontario Street to permit a broader range of uses to a maximum of 1000 m². (Our file Z03-17)

Site Plan Applications Under Review

615 Huron Street – mixed use building465 Wright Boulevard – battery storage facility220 Dunn Rd – addition to an industrial building

Site Plan Applications Recently Approved

128 Monteith Ave – addition to an industrial building 620 Wright Boulevard – 6293 m² industrial building (hatchery)

Committee of Adjustment

	2017 (To Date)	2016	2015
Consents	16	6	18
Minor Variances	15	25	31

Ontario Municipal Board Hearings

- None scheduled
- OPA No. 21 motion to dismiss awaiting a decision

New Dwelling Unit Permits Issued

Dwelling Type	Year To Date (June 2017)	Last Update March 2017	2016
Single detached dwellings	59	30	103
Duplex/Semi-Detached dwellings	0	0	28
Triplex/Quad Dwellings	0-	0	8
Townhouse Dwelling	19	7	37
Apartment Dwelling	0	0	53
Other	2	1	4
Total	80	38	234

Significant/Noteworthy Building Permits Currently Under Review/Recently Issued

- 465 Wright Boulevard battery storage facility
- 620 Wright Boulevard 6293 m² industrial building (hatchery)
- 695 Wright Boulevard Auto body shop
- 55 Harrison Street 5 unit townhouse dwelling
- 247 King St addition to an industrial building

Comprehensive Zoning By-law Review

• See Update Report

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A meeting of the **Heritage Stratford Committee** was held on the above date at 7:00 p.m., City Hall Annex (Avon Room), 82 Erie Street, Stratford ON

Present: Patrick O'Rourke – Vice-Chair Presiding, Dave Gaffney, Jacob Vankooten, Pat Bolton, Amanda Langis

Staff Present: Jeff Leunissen – Manager of Development Services, Rachel Tucker - Planner, Casey Riehl – Recording Secretary

Absent: Wayne Graham, Nancy Murie, Cambria Ravenhill, Councillor Danielle Ingram

MINUTES

1.0 CALL TO ORDER

Patrick O'Rourke called the meeting to order at 7:00 p.m.

2.0 DISCLOSURE OF PECUNIARY INTEREST None declared.

3.0 ADOPTION OF PREVIOUS MINUTES – March 14, 2017

Motion by Dave Gaffney, seconded by Pat Bolton to adopt the minutes dated March 14, 2017 as printed. Carried.

4.0 BUSINESS ARISING FROM PREVIOUS MINUTES

(a) Heritage Inventory Update – Rachel Tucker

Rachel Tucker updated the committee that Marg Rowell is close to completing the Part IV list. She will meet with Ms. Rowell and review what changes will need to happen to correct some of the style names of the designations. She will soon begin working on the non-designated list and start prioritizing the list of properties. Ms. Tucker will inquire if Ms. Rowell would attend the May HS meeting to discuss her progress.

(b) Heritage Stratford Web Page Update – Councillor Ingram Patrick O'Rourke read an update to the committee he received from Councillor Ingram. She has received information from the past HS chair, who had been working on this project. She is sorting through it and hopes to have a draft for the next meeting.

(c) James Anderson Award Update – Pat Bolton/Amanda Langis

Pat Bolton reported that she and Wayne Graham have met and have some preliminary plans for the awards ceremony. Ms. Bolton will contact the recipients and discuss a date and venue with them. If it suits the recipients, the plan is to hold the ceremony on June 13, 2017, which is the usual HS meeting date. Wayne Graham has sent the recipients a letter notifying them of the award.

(d) Joint Heritage Meeting with St. Marys

Staff reported that the St. Marys heritage committee is meeting on April 8th and will let the Stratford committee know if they will be attending and how many. Members discussed the idea of holding the meeting at a room at the University, the Auditorium at City Hall, Kiwanis Centre, Rotary Complex or staying at the Avon Room. Staff will inquire with the University if there is a room the committee can use. The Stratford Committee will plan to meet at 6:30 p.m. and invite the St. Marys guests to come for 7:00 p.m.

(e) Update on Open House at U of W (March 20/17) – Councillor Ingram Patrick O'Rourke read an update from Councillor Ingram that attendance was down significantly from last year's open house. She handed out basic information on Part IV and V designations. She also shared this information when she attended the City Centre AGM on March 28, 2017 and reminded all business property owners to check with City Hall to see if a heritage permit is required any time they wish to change windows, signs, etc.

(f) Community Logo Contest – P. Bolton/P. O'Rourke/D. Gaffney Dave Gaffney updated the committee that the members of the review committee have had a preliminary look at the entries. There are approximately 35 submissions. They should have it narrowed down by the end of April.

5.0 DESIGNATION UPDATES

Stratford Fairgrounds – Jeff Leunissen updated the committee that the text is complete, as set out in the heritage tool kit. He inquired with the land surveyor on the cost of just registering Part I, which is the Fairgrounds, as well as registering the draft reference plan. Both options are expensive for the committee. The committee decided that due to the timing of the upcoming RFP for the property and the fact that the lands will possibly be described in the next 3-4 months, it makes sense to wait until this process is complete.

Patrick O'Rourke has completed his report for the Fairgrounds. Rachel Tucker will inquire if Marg Rowell will review it.

Jeff Leunissen noted that the Official Plan states that if the Heritage Conservation District is more than ten years old, it should be revisited to see if it is still accurate and update the standards that go along with it.

6.0 BUILDING DEPARTMENT REPORT (April 2017) – Rachel Tucker

Rachel Tucker reviewed the April report with the committee. There was one heritage alteration permit issued (22 Wellington Street). Jeff Leunissen stated that staff met with SABA the end of March to remind them that if they are working in the downtown core, to inquire if they need a heritage alteration permit.

7.0 BLUE PLAQUE UPDATE

Staff will review Council minutes dating back to 2012 to see if there is some information regarding this program.

8.0 NEW BUSINESS

(a) Ministry of Tourism, Culture & Sport – Letter of Waiver – J. Leunissen Jeff Leunissen submitted the yearly letter the committee receives regarding examining documents at the Registry Office.

(b) Cinema at City Hall – Dave Gaffney

Dave Gaffney inquired about a possible sign that is being installed on the side of City Hall. Jeff Leunissen explained that Council is aware of the sign and has authorized the installation. It is basically a cabinet that the cinema can hang posters, etc. in to advertise shows. Mr. Leunissen does however need to send a form to the Ontario Heritage Trust to let them know that Council has authorized the erection of a sign and wait for their feedback. Mr. Leunissen also informed the committee that a request has been received to install a satellite dish on the roof, which will also be sent to the Ontario Heritage Trust. Patrick O'Rourke stated that the mandate of HS is to give City Council advice on items such as this, but when HS is not aware of such requests, it is difficult to give feedback. This discussion might need to be with Council, ultimately it is Council that decides what HS's role is, not staff.

9.0 NEXT MEETING DATE – Tuesday, May 9, 2017 @ 7:00 p.m. – Avon Room

10.0 ADJOURNMENT

Motion by Dave Gaffney, seconded by Pat Bolton to adjourn the meeting. Carried.

Time: 7:45 p.m.