

Council Meeting Number 2015-25
Addeds
Tuesday, November 3, 2015

The Committee Of The Whole “Closed Meeting”

The consent of Council is requested for the **addition** of item:

- d) Personal matters about an identifiable individual, including municipal or local board employees – Recruitment of Fire Chief

Delegations

The consent of Council is requested for the **withdrawal** of Delegation Number 1.

- 1. Frank Dixon will appear before Council to speak to Report Number 103: Received from the Environment, Infrastructure and Transportation Policies Committee (EITP) with respect to the 2015 Kingston Transportation Master Plan (KTMP).

The consent of Council is requested for the **addition** of a Delegation Numbers 1, 2 and 3.

- 1. Jimmy Hassan, resident, will appear before Council to speak to New Motion 1: Received by Councillor M^cLaren and Councillor Candon with respect to Federal Bill C-24 – Strengthening Canadian Citizenship Act.
- 2. Todd Hatley, resident, will appear before Council to speak to Report Number 105: Received from the Municipal Heritage Committee with respect to 218 Green Bay Road.
- 3. Christine Synowich, President Barriefield Villiage Association, will appear before Council to speak to Report Number 105: Received from the Municipal Heritage Committee with respect to 218 Green Bay Road.

Reports

Report Number 103: Received from the Environment, Infrastructure and Transportation Policies Committee

- 1. The consent of Council is requested to receive the revised page 233, from Clause 1) Report Number 103: Received from the Environment, Infrastructure and Transportation Policies Committee (revision to the table in Question Number 22 in Appendix D).
 (The revised page 233 is attached as Schedule Page (1)).

Report Number 104: Received from the Planning Committee

The consent of Council is requested for the **addition** of Report Number 104: Received from the Planning Committee, recommendation a) which was deferred from Planning Report Number 92, Council meeting Number 2015-23, October 6, 2015.

1. Application for Zoning By-Law Amendment - Secondary Suites Pilot Project Area (The Corporation of the City of Kingston)

That the application for zoning by-law amendment (File Number D14-133-2015) submitted by the City of Kingston, be approved; and

Council Meeting Number 2015-25
Addeds
Tuesday, November 3, 2015

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:
 - 1.1. Schedule “D”, as amended, is hereby further amended by removing the subject lands from the Pilot Project Area on Schedule “D”, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-177.
 - 1.2. Schedule “D”, as amended, is hereby further amended by adding a Holding (-H) Symbol to the subject lands, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-177.
 - 1.3. That Section 3 as amended, is hereby further amended by the following immediately after Schedule “B” as follows:
 - Schedule “C” – Geometric Design Standards for Parking.
 - Schedule “D” – Overlay Zones comprised of Secondary Suites Pilot Area map.
 - 1.4 That Section 4 as amended, is hereby further amended by deleting and replacing Section 4(112B) as follows:
 - “(112B) “Principal Residential Unit” means the main/core structure intended for human habitation, on a lot”; and

That the amending by-law be presented to Council for all three readings; and

That By-Law Number 97-102 of The Corporation of the City of Kingston, entitled “The Cataraqui North Zoning By-Law”, as amended, is hereby further amended as follows:

- 1.1. That Section 6 as amended, is hereby further amended by deleting and replacing the definition “**Principal Residential Unit**” as follows:

“Principal Residential Unit

Means the main/core *structure* intended for human habitation, on a lot”; and

That the amending by-law be presented to Council for all three readings; and

That By-Law Number 32-74 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Pittsburgh”, as amended, is hereby further amended as follows:

- 1.1. Schedule “C”, as amended, is hereby further amended by adding Map 2, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-179.
- 1.2. Schedule “C”, as amended, is hereby further amended by adding Map 3, as shown on Schedule “B” attached to and forming part of By-Law Number 2015-179.
- 1.3. That Section 2 as amended, is hereby further amended by deleting and replacing the sub section “Schedule “C” as follows:

Council Meeting Number 2015-25
Addeds
Tuesday, November 3, 2015

“Schedule “C” - Overlay Zones comprised of Maps 1, 2 and 3 Secondary Suites Pilot Area”

- 1.4. That Section 5 as amended, is hereby further amended by deleting and replacing Section 5(3)(b) as follows:

“(b) (Deleted)”; and

That the amending by-law be presented to Council for all three readings.

(By-Law (7), 2015-177, was attached to the agenda as Schedule Pages 2-4)

(By-Law (8), 2015-178, was attached to the agenda as Schedule Pages 5-6)

(By-Law (9), 2015-179, was attached to the agenda as Schedule Pages 7-9)

Report Number 105: Received from the Municipal Heritage Committee

Note: Clause (a), Section 2.9 of By-Law 2010-205, “Committee By-Law” states that items rejected by any Committee must be reported to Council with a “negative recommendation”, allowing Council the opportunity to discuss the item. The following recommendation LOST at the Municipal Heritage Committee on Monday November 2, 2015

Note: Clause “1.” regarding Application for Heritage Permit under the Ontario Heritage Act 218 Green Bay Road must be dealt with this evening in order to meet the requirements of the Ontario Heritage Act.

Note: Mr. Floyd Patterson declared a pecuniary interest regarding Application for Heritage Permit under the Ontario Heritage Act 218 Green Bay Road as the applicant is a doctor for a family member.

**1. Application for Heritage Permit under the Ontario Heritage Act
218 Green Bay Road**

That the approval of the heritage permit application (File Number P18-481-037-2015) for demolition of the existing single detached residence and construction of a new single detached residence at 218 Green Bay Road in accordance with details described in application (File Number P18-481-037-2015), which was deemed complete on August 11, 2015; and the approval be subject to the following twelve conditions:

1. That prior to demolition, the existing building be carefully recorded in photographs, keyed to a location plan, and provided to City Planning staff;
2. That prior to demolition, measured drawings be done of the elevations and building footprint within the site, and provided to City Planning staff;
3. That the excavation around the foundation be recorded photographically and provided to City Planning staff;
4. That elements such as the stone of the front foundation, and the limestone sills of the front elevation be salvaged for use in the new building;
5. All required demolition permits be obtained;

Council Meeting Number 2015-25
Addeds
Tuesday, November 3, 2015

6. Should the demolition require the use of the City Right-of-Way, an encroachment permit be obtained;
7. All required Planning Act approvals be obtained, including minor variances and Site Plan approval;
8. All required building permits for new construction be obtained;
9. All requirements of the Cataraqui Region Conservation Authority be met;
10. All requirements of the Environment and Sustainable Initiatives Department be met;
11. The applicants should consider changing the proposed cladding material of the new building to a red clay brick veneer in a stretcher bond, with the façade echoing a number of the key existing features including the stone foundation and sills, and the brick arches over the windows; and
12. All masonry work shall be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings, including the employment of the appropriate mortar mix (i.e. for clay brick, a 1:2:9 mix is recommended), be denied.

Communications

The consent of Council is requested for the **addition** of Communication Numbers 25-588, 25-589 and 25-590.

- 25-588 From Frank Dixon, resident, 2015 Kingston Transportation Master Plan Update Report - Has Cost Benefit Analysis work for Third Crossing project been performed by the City.
(Distributed to all Members of Council on November 3, 2015)
(File Number CSU-T10-000-2015)
- 25-589 From Frank Dixon, resident, ARC Public Art Policy Report Follow-up and Further Ideas.
(Distributed to all Members of Council on November 3, 2015)
(File Number CSU-A09-000-2015)
- 25-590 From Frank Dixon, resident, 218 Green bay Road, Municipal Heritage Report.
(Distributed to all Members of Council on November 3, 2015)
(File Number CSU-P18-000-2015)

By-Laws

The consent of Council is requested for the **addition** of By-Law Numbers (7) (8) and (9).

- (7) A By-Law to Amend By-Law Number 76-26, "A By-Law to Regulate the use of lands and the Character, Location and use of Buildings and Structures in The Township of Kingston" (Zone Change to amend Secondary Suites Pilot Project Area for Westbrook area and harmonize zoning definitions).

Three Readings

(See Clause (1), Report Number (104))

Proposed Number 2015-177

Council Meeting Number 2015-25

Addeds

Tuesday, November 3, 2015

- (8) A By-Law to Amend By-Law Number 97-102, "Cataraqui North Zoning By-Law" (Zone Change to amend the definition of Principal Residential Unit to harmonize the definition with other comprehensive zoning by-laws across the City).

Three Readings

Proposed Number 2015-178

(See Clause (1), Report Number (104))

- (9) A By-Law to Amend By-Law Number 32-74, "A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in The Township of Pittsburgh" (Zone Change to amend Secondary Suites Pilot Project Area for Kingston East and incorporate zoning schedules for Secondary Suites into the By-law).

Three Readings

Proposed Number 2015-179

(See Clause (1), Report Number (104))

expectation for transit growth. The lowest costs for road infrastructure and transit are at the 9% transit mode share target and the benefits of reduced emissions and congestion delay at this level are similar to the benefits for the 11% transit mode share. For this reason, the 9% transit mode share target is the optimal scenario for transit mode share.

| Overall Mode Share -> | 5% | 8% | 9% | 11% | 15% |
|---|-----------|-----------|-------------|------------|------------|
| Evaluation Statistics | | | | | |
| Required PM peak ridership growth (2014-2034) to achieve targets | 15% | 84% | 108% | 153% | 245% |
| Estimated new buses required in 2034 | 0 | 30 | 38 | 55 | 91 |
| Km of road at / over capacity | 49 km | 42 km | 39 km | 37 km | 30 km |
| Estimated additional cost for road construction and transit as compared to least expensive option | 5% | 3% | Lowest cost | 2% | 2% |
| Estimated emission reduction | 0 | 3% | 4% | 5% | 8% |
| Congestion delay reduction (annual veh-hours) | 0 | 13% | 17% | 23% | 34% |

23. Could any road projects be eliminated from the KTMP if the transit target were increased to 11%?

If the only recommendation carried forward was to increase the transit target to 11%, the need for additional roadway capacity across various screenlines would not be solved. The road network recommendations listed in the KTMP would still be required.

24. Do the transit costs within the KTMP up to 2034 include all capital plus ongoing operational expenses? Can more details be provided on all additional total costs required to increase the transit target from 9 to 11%?

The costs listed in Table 10-1 in the KTMP are capital costs. The estimated operating costs at a 9% transit mode share for the year 2034 are \$33M in 2014 dollars. This is the cost for a single year. The operating costs for a single year of operations at an 11% transit mode share for the year 2034 is \$39M in 2014 dollars. The estimated annual operating budget increase for each year from 2015 to 2033 has not been calculated however it should be assumed that the operating budget would increase incrementally in each of those years to build capacity that

By-Law Number 2015-XX

A By-Law to Amend By-Law Number 76-26, “A By-Law to Regulate the use of lands and the Character, Location and use of Buildings and Structures in The Township of Kingston” (Zone Change to amend Secondary Suites Pilot Project Area for Westbrook area and harmonize zoning definitions)

Passed: October 6, 2015

Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the *Planning Act* continue as the by-laws covering the area of the former municipality now forming part of the new City;

And Whereas the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law Number 76-26, as amended, of the former Township of Kingston;

Therefore be it resolved that the Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:

1. By-Law Number 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:

1.1. Schedule “D”, as amended, is hereby further amended by removing the subject lands from the Pilot Project Area on Schedule “D”, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-____.

1.2. Schedule “D”, as amended, is hereby further amended by changing adding a Holding (-H) Symbol to the subject lands, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-____.

1.3. That Section 3 as amended, is hereby further amended by the following immediately after SCHEDULE "B" as follows:

Schedule "C" – Geometric Design Standards for Parking.

Schedule "D" – Overlay Zones comprised of Secondary Suites Pilot Area map.

1.4 That Section 4 as amended, is hereby further amended by deleting and replacing Section 4(112B) as follows:

"(112B) "Principal Residential Unit" means the main/core structure intended for human habitation, on a lot."

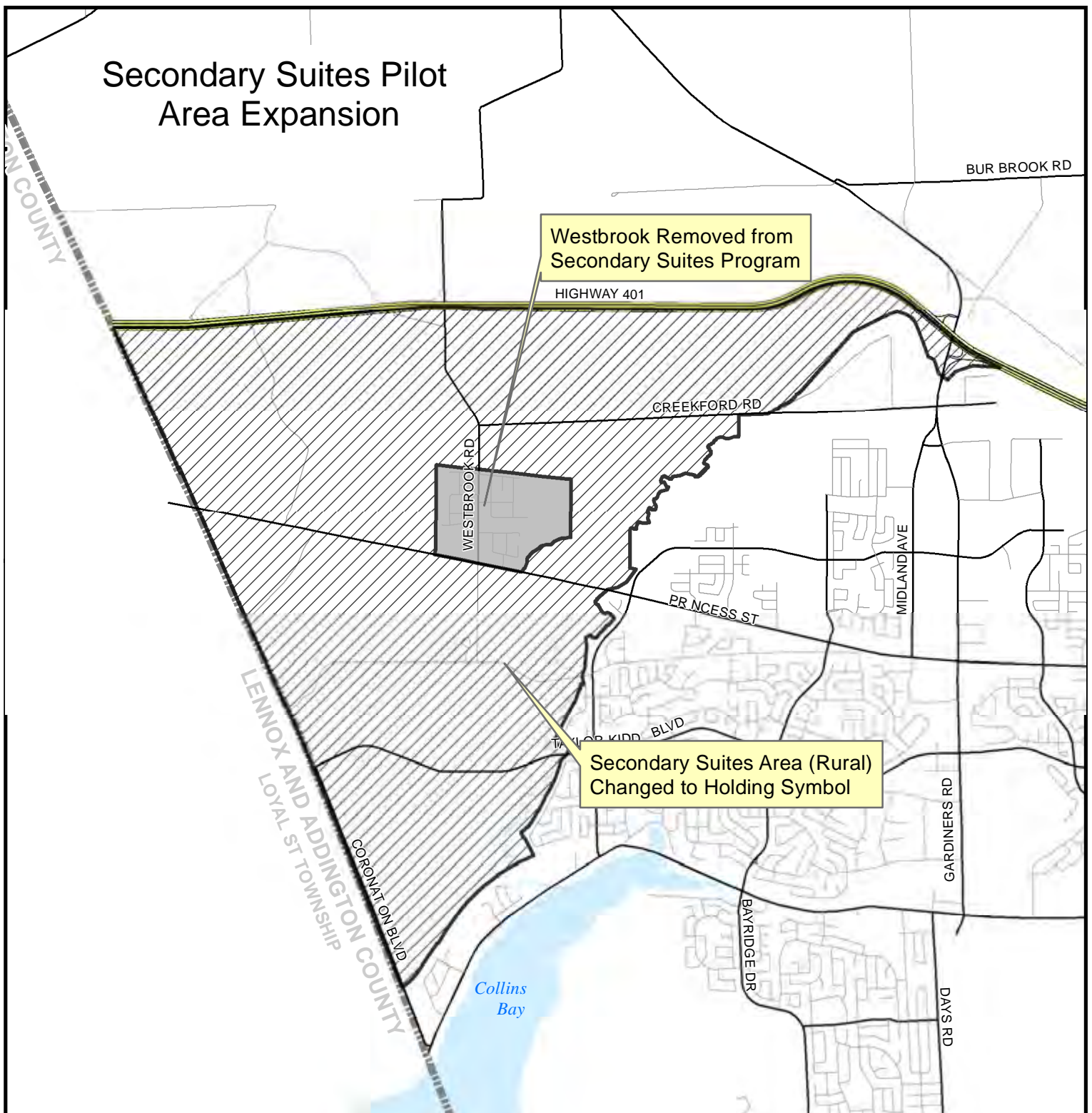
2. This By-Law shall come into force and take effect on the day it is passed subject to and in accordance with the provisions of the Planning Act, R.S.O. 1990, c. P. 13 as amended from time to time.

Given all Three Readings and Passed: October 6, 2015

John Bolognone
City Clerk

Bryan Paterson
Mayor

Secondary Suites Pilot Area Expansion



Westbrook Removed from Secondary Suites Program

HIGHWAY 401

Secondary Suites Area (Rural) Changed to Holding Symbol

Collins Bay



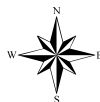
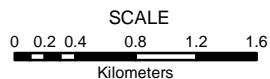
THE CORPORATION OF THE CITY OF KINGSTON

SCHEDULE 'A' TO BY-LAW NUMBER

Applicant: City of Kingston - Housing and Social Services Department
 File Number: D14-133-2015
 Location: Kingston West

Planning, Building & Licensing Services
 a department of Community Services

PREPARED BY: A. Dowker
 DATE: 8/25/2015



Legend:

Reference By-Law 76-26, Schedule 'D'

- Subject Lands removed from Secondary Suites Pilot Area
- Secondary Suites Pilot Area changed to "Holding Symbol"

Certificate of Authentication

This is Schedule 'A' to By-Law Number _____, passed this _____ day of _____ 2015.

Mayor

Clerk

By-Law Number 2015-XX

A By-Law to Amend By-Law Number 97-102, “Cataraqui North Zoning By-Law” (Zone Change to amend the definition of Principal Residential Unit to harmonize the definition with other comprehensive zoning by-laws across the City)

Passed: October 6, 2015

Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the *Planning Act* continue as the by-laws covering the area of the former municipality now forming part of the new City;

And Whereas the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law Number 97-102, as amended, of the former Township of Kingston;

Therefore be it resolved that the Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 97-102 of The Corporation of the City of Kingston, entitled “Cataraqui North Zoning By-Law”, as amended, is hereby further amended as follows:
 - 1.1. That Section 6 as amended, is hereby further amended by deleting and replacing the definition “**Principal Residential Unit**” as follows:

“Principal Residential Unit
Means the main/core *structure* intended for human habitation, on a lot.”
2. This By-Law shall come into force and take effect on the day it is passed subject to and in accordance with the provisions of the Planning Act, R.S.O. 1990, c. P. 13 as amended from time to time.

Given all Three Readings and Passed: October 6, 2015

John Bolognone
City Clerk

Bryan Paterson
Mayor

By-Law Number 2015-XX

A By-Law to Amend By-Law Number 32-74, “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in The Township of Pittsburgh” (Zone Change to amend Secondary Suites Pilot Project Area for Kingston East and incorporate zoning schedules for Secondary Suites into the By-law)

Passed: October 6, 2015

Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the *Planning Act* continue as the by-laws covering the area of the former municipality now forming part of the new City;

And Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the Planning Act continue as the by-laws covering the area of the former municipality now forming part of the new City;

And Whereas the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law Number 32-74, as amended, of the former Township of Pittsburgh;

Therefore be it resolved that the Council of The Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 32-74 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Pittsburgh”, as amended, is hereby further amended as follows:

1.1. Schedule “C”, as amended, is hereby further amended by adding Map 2, as shown on Schedule “A” attached to and forming part of By-Law Number 2015-

_____.

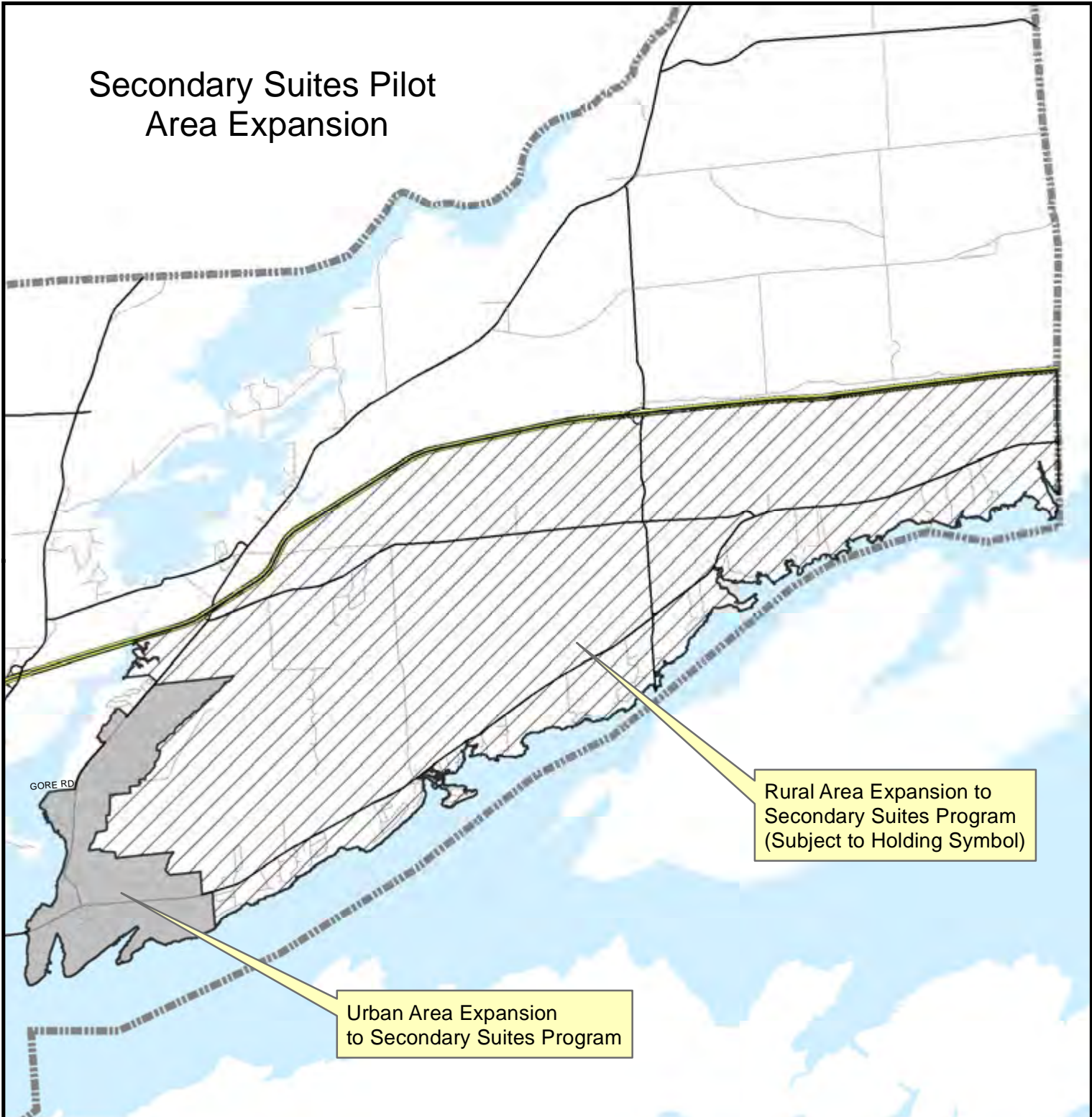
- 1.2. Schedule "C", as amended, is hereby further amended by adding Map 3, as shown on Schedule "B" attached to and forming part of By-Law Number 2015-____.
- 1.3. That Section 2 as amended, is hereby further amended by deleting and replacing the sub section "Schedule "C"" as follows:
"Schedule "C"- Overlay Zones comprised of Maps 1, 2 and 3 Secondary Suites Pilot Area"
- 1.4. That Section 5 as amended, is hereby further amended by deleting and replacing Section 5(3)(b) as follows:
"(b) (Deleted)"
2. This By-Law shall come into force and take effect on the day it is passed subject to and in accordance with the provisions of the Planning Act, R.S.O. 1990, c. P. 13 as amended from time to time.

Given all Three Readings and Passed: October 6, 2015

John Bolognone
City Clerk

Bryan Paterson
Mayor

Secondary Suites Pilot Area Expansion



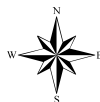
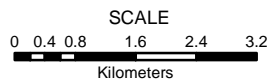
THE CORPORATION OF THE CITY OF KINGSTON

SCHEDULE 'A' TO BY-LAW NUMBER

Applicant: City of Kingston - Housing and Social Services Department
 File Number: D14-133-2015
 Location: Kingston East

Planning, Building & Licensing Services
 a department of Community Services

PREPARED BY: A. Dowker
 DATE: 8/26/2015



Legend:

Reference By-Law 32-74, Schedule 'C'
 Subject Lands to be added to Secondary Suites Pilot Area:

- No Holding Symbol
- Subject to Holding Symbol

Certificate of Authentication

This is Schedule 'A' to By-Law Number _____,
 passed this _____ day of _____ 2015.

 Mayor

 Clerk