



## CITY COUNCIL MEETING NO. 2012-15

The Regular Meeting of Kingston City Council was held on Tuesday, May 15, 2012, and was called to order at 6:30 pm in the Council Chamber, City Hall. Regular business commenced at 8:00 pm. His Worship Mayor Mark Gerretsen presided.

There was a "Closed Meeting" of the Committee of the Whole from 6:35 pm to 7:50 pm in the Councillors' Lounge.

### (Council Chamber)

#### ROLL CALL

Present: Mayor Gerretsen, Councillor Berg, Councillor Downes, Councillor George, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic (arrived at 6:35 pm), Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (arrived at 8:00 pm) (13)

Absent: (0)

### (Councillors' Lounge)

#### Administrative Staff Present:

Mr. K. Arjoon, Deputy City Clerk

Mr. G. Bain, Director, Planning and Development

Mr. J. Bolognone, City Clerk

Mr. J. Garrah, CEO, Kingston Economic Development Corporation

Mr. G. Hunt, Chief Administrative Officer

Ms. L. Hurdle, Commissioner of Community Services

Mr. D. Leger, Commissioner of Transportation, Properties and Emergency Services

Mr. H. Linscott, Director, Legal Services

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### COMMITTEE OF THE WHOLE "CLOSED MEETING"

- (1) Moved by Councillor Hector  
Seconded by Councillor Reitzel

**THAT** Council resolve itself into the Committee of the Whole "Closed Meeting" to consider the following item(s):

- (a) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – OMB appeal – 1129 Princess Street
- (b) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – K-Rock Centre – Operators Agreement

**CARRIED**

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**(Council Chamber)**

**Administrative Staff Present:**

- Mr. K. Arjoon, Deputy City Clerk
- Mr. G. Bain, Director, Planning and Development
- Ms. C. Beach, Commissioner of Sustainability and Growth
- Mr. J. Bolognone, City Clerk
- Mr. W. Ferris, Director, Recreation and Leisure Services
- Mr. J. Garrah, CEO, Kingston Economic Development Corporation
- Mr. G. Hunt, Chief Administrative Officer
- Ms. L. Hurdle, Commissioner of Community Services
- Mr. J. Keech, President and CEO, Utilities Kingston
- Mr. S. Laidman, Director, Housing
- Mr. H. Linscott, Director, Legal Services
- Mr. J. Miller, Director, Utilities Engineering
- Ms. S. Nicholson, Director, Corporate Affairs
- Mr. N. Unsworth, Manager, Parks Development
- Ms. H. Wilson, Manager, Intergovernmental Relations

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**REPORT OF THE COMMITTEE OF THE WHOLE “CLOSED MEETING”**

- (2) Moved by Councillor Berg  
Seconded by Councillor Schell

**THAT** Council rise from the Committee of the Whole “Closed Meeting” without reporting.  
**CARRIED**

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**APPROVAL OF ADDEDS**

- Moved by Councillor Hector
- Seconded by Councillor Glover

**THAT** the addeds be approved.

**CARRIED**  
**(A 2/3 Vote of Council was Received)**

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**DISCLOSURE OF PECUNIARY INTEREST**

Mayor Gerretsen declared a pecuniary interest in the matter of Clause (1), Report No. (69), Secondary Suite Implementation, as he is currently in discussion with the Planning Department regarding a property of which he is a partial owner.

Councillor Hector declared a pecuniary interest in the matter of Clause (4), Report No. (69), Received from the Planning Committee, Application for Zoning By-Law Amendment, 280 Regent Street, and By-Law No (5), 2012-91, as she has a contract with Hughes-Downey Architects.

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## PRESENTATIONS

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## DELEGATIONS

Council consented to the **addition** of Delegation No. (3).

- 1) Ms. Jean Gower and Ms. Irene Watt on behalf of the Kingston Faith and Justice Coalition spoke to Council regarding Clause (7), Report No. (69), Received from the Planning Committee, Secondary Suite Implementation.
- 2) Ms. Marilyn Birmingham spoke to Council regarding Clause (7), Report No. (69), Received from the Planning Committee, Secondary Suite Implementation.
- 3) Ms. Kaitlyn Byrick, Projects Manager, Member Services, Downtown Kingston! BIA, spoke to Council regarding Clause (3), Report No. (70), Received from the Arts, Recreation, and Community Policies Committee, Operations of Kingston Public Market and By-Law.

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## BRIEFINGS

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## PETITIONS

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**MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY,  
CONDOLENCES AND SPEEDY RECOVERY**

Council consented to the **addition** of the following Motions:

**Motion of Congratulations**

- 1) Moved by Mayor Gerretsen  
Seconded by Councillor Hector

**THAT** the congratulations of Kingston City Council be extended to Kingston’s Police Chief Stephen Tanner who was awarded the Order of Merit of the Police Forces Medal during a ceremony at Rideau Hall on May 9, 2012. The Chief was recognized by the Governor General for his long-standing service in the policing community. Chief Tanner was one of nine to receive an officer award, which is described as recognizing “outstanding meritorious service in duties of responsibility over an extended period, usually at the regional or provincial level”.

**Motion of Condolences**

- 1) Moved by Mayor Gerretsen  
Seconded by Deputy Mayor Glover

**THAT** the condolences of Kingston City Council be extended to the family and friends of Richard Gallant, who passed away on May 4, 2012. Mr. Gallant was the father of Peter Gallant, Vice President, Business Development & Regulatory Affairs at ENDETEC a Kingston based clean water technology company.

- 2) Moved by Mayor Gerretsen  
Seconded by Deputy Mayor Glover

**THAT** the condolences of Kingston City Council be extended to the friends, family, and co-workers of Dave Williamson. Dave Williamson had worked as a cook at the Rideaucrest Home for 27 years. He will be fondly remembered as being kind and generous, always lending a helping hand, and a listening ear. He will be dearly missed.

**CARRIED**

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**DEFERRED MOTIONS**

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## **REPORTS**

### **Report No. 67: Received from the Chief Administrative Officer (Consent)**

Moved by Councillor Paterson

Seconded by Councillor Scott

**THAT** Report No. 67: Received from the Chief Administrative Officer (Consent) be received and adopted.

### **Report No. 67**

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**THAT** Council consent to the approval of the following routine items:

Council consented to the **separation** of Clause (b).

**a) High Performance New Construction Grant Application for the Kingston Transit Bus Storage Facility**

**THAT** Council authorize the Mayor and Clerk to sign an application, to be submitted to the Ontario Power Authority for consideration under the Save On Energy - High Performance New Construction grant program to fund a portion of the capital costs of the Kingston Transit Bus Storage Facility, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-169) is attached as Schedule Pages 1 - 4)

(File No. CSU-F11-000-2012)

**b) Park Naming – Bert Meunier Common**

**THAT** Council authorize the municipal park located at 739 Augusta Drive at Augusta Drive and Crossfield Avenue in the Cataraqui North neighbourhood be named 'Bert Meunier Common'; and

**THAT** a plaque be placed in the Common saying who Bert Meunier was, his contributions and why we want to commemorate him.

(The Report of the Commissioner of Community Services (12-162) is attached as Schedule Pages 5 - 10)

(File No. CSU-R04-000-2012)

**CARRIED UNANIMOUSLY AS AMENDED  
(See Motion To Amend Which Was CARRIED)**

**REPORTS (CONTINUED)**

**Report No. 67: Received from the Chief Administrative Officer (Consent)**

Moved by Councillor Glover

Seconded by Councillor Downes

**THAT** Clause (b), of Report No. 67, Received from the Chief Administrative Officer (Consent) be amended by inserting the following wording:

**THAT** a plaque be placed in the common saying who Bert Meunier was, his contributions and why we want to commemorate him.

**CARRIED**

**c) Use of Correctional Service Canada Land for a Community Garden**

**THAT** Council authorize the Mayor and Clerk to enter into a Memorandum of Understanding (MOU) in a form satisfactory to the Director of Legal Services with Correctional Service Canada for the use of Correctional Services Canada land located adjacent to Centre 70 Arena for use as a community garden for two (2) years with an option to extend for an additional year.

(The Report of the Commissioner of Community Services (12-173) is attached as Schedule Pages 11 - 14) (File No. CSU-L04-000-2012)

**d) Award of RFP - Full Design Services for Breakwater Park**

**THAT** RFP No. F31-CSG-RLS-2012-03 'Full Design Services for Breakwater Park' be awarded to Claude Cormier + Associés Inc. for \$222,594.00 plus applicable taxes; and

**THAT** Council authorize the Mayor and City Clerk to enter into an agreement with Claude Cormier + Associés Inc. in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (12-177) is attached as Schedule Pages 15 - 25)

(File No. CSU-F31-000-2012)

**e) Delegated Approval and Signing Authority for Agreements under the Kingston-Frontenac Renovates Program**

**THAT** Council authorize the Commissioner, Community Services or her delegate to review and approve all documents and agreements related to the Kingston-Frontenac Renovates Program as required and as approved by the Legal Services Department.

(The Report of the Commissioner of Community Services (12-181) is attached as Schedule Pages 26 - 29)

(File No. CSU-S18-000-2012)

**REPORTS (CONTINUED)**

**Report No. 67: Received from the Chief Administrative Officer (Consent)**

**f) Authority to Undertake Site Visits under the Ontario Heritage Act - By-Law Update**

**WHEREAS** Sections 38(1) and 45 on the Ontario Heritage Act, R.S.O. 1990, c. 0.18, enable the Council of a municipality to grant authority to any person for the purposes of inspecting property designated or property proposed to be designated; and

**WHEREAS** there have been several staffing changes; and the membership of the Kingston Municipal Heritage Committee has changed;

**THEREFORE**, the Council of The Corporation of the City of Kingston hereby enacts as follows:

**THAT** By-Law No. 2005-230, "A By-Law to Authorize Specific Individuals To Undertake Site Visits or Site Inspections of Property Designated or Property Proposed to be Designated Pursuant to the Ontario Heritage Act, R.S.O. 1990, c.O.18" be amended as follows:

1. The following persons are hereby removed from the list of persons designated for the purposes of carrying out site visits or site inspections pursuant to the provisions of Section 38(1) and Section 45 of the Ontario Heritage Act, R.S.O. 1990, c. O.18:
  - Katrina Guy, Planner;
  - Marcus Létourneau, Heritage Planner;
  - Lindsay Lambert, Planner, Culture and Heritage Division;
  - Marnie Venditti, Manager of Development Approvals; and
  - George Wallace, Director, Planning & Development.
  
2. The following persons are hereby added to the list of persons designated for the purposes of carrying out site visits or site inspections pursuant to the provisions of Section 38(1) and Section 45 of the Ontario Heritage Act, R.S.O. 1990, c. O.18:
  - Shirley Bailey, Manager, Heritage and Urban Design, Planning & Development Department;
  - Ryan Leary, Senior Planner, Heritage; Planning & Development Department;
  - Lindsay Lambert, Planner, Heritage, Planning & Development Department;
  - Ashley Henderson, Heritage Building & Plumbing Official, Building and Licensing Department;
  - Steve Murphy, Manager, Building Section, Building and Licensing Department; and
  - Del Stowe, Permit Supervisor, Building and Licensing Department.

**REPORTS (CONTINUED)**

**Report No. 67: Received from the Chief Administrative Officer (Consent)**

3. The following persons are hereby removed from the list of persons designated for the purposes of carrying out site visits or site inspections pursuant to the provisions of Section 38(1) and Section 45 of the Ontario Heritage Act, R.S.O. 1990, c. O.18:

- David Ariss;
- Anthony Barlow; and
- Craig Sims.

4. The following persons are hereby added to the list of persons designated for the purposes of carrying out site visits or site inspections pursuant to the provisions of Section 38(1) and Section 45 of the Ontario Heritage Act, R.S.O. 1990, c. O.18:

- John Coleman;
- Mac Gervan; and,
- Don Taylor; and

**THAT** the amending By-Law, attached as Exhibit 'A' be presented to Council for all three readings in order to avoid further delays.

(The Report of the Commissioner of Sustainability and Growth (12-178) is attached as Schedule Pages 30 - 38)  
(File No. CSU-P18-000-2012)

**(See By-Law No. (2), 2012-88)**

**CARRIED**  
**(Clauses (a) and (c) through (f))**

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**REPORTS (CONTINUED)**

**Report No. 68: Received from the Chief Administrative Officer (Recommend)**

Moved by Councillor Reitzel  
Seconded by Councillor George

**THAT** Report No. 68: Received from the Chief Administrative Officer (Recommend) be received and adopted, clause by clause.

**Report No. 68**

To the Mayor and Members of Council:  
The Chief Administrative Officer reports and recommends as follows:

**1a) Staff Briefing:** Mr. Denis Leger, Commissioner of Transportation, Properties, and Emergency Services, and Mr. Harry Cann, Senior Regional Vice President, SMG Canada, provided a briefing to Council regarding the K-Rock Centre – Operator Agreement Proposal.

**1b) K-Rock Centre – Operator Agreement Proposal**

**THAT** Council authorize the Mayor and Clerk to enter into an agreement for the operation of the K-Rock Centre for a period of five years, commencing on December 1, 2012 and ending on November 30, 2017, that incorporates the revised elements that are contained in the SMG Proposal dated April 24, 2012 and all other terms and conditions contained in the current operator agreement dated December 19, 2006.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-175) is attached as Schedule Pages 39 - 137)  
(File No. CSU-R05-001-2004/03)

**LOST (6:7)**  
**(See Recorded Vote)**  
**(See Alternate Motion Which Was CARRIED)**

A Recorded Vote was requested by Mayor Gerretsen

**YEAS:** Councillor Berg, Councillor Downes, Councillor Hector, Councillor Osanic, Councillor Paterson, Councillor Scott (6)

**NAYS:** Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Reitzel, Councillor Schell (7)

**ABSENT:** (0)

**1c)** Moved by Councillor Neill  
Seconded by Councillor Reitzel

**THAT** staff be directed to initiate the Request for Proposal (RFP) process for an operator for the K-Rock Centre, commencing December 1, 2012.

**CARRIED**

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**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

Moved by Councillor George  
Seconded by Councillor Reitzel

**THAT** Report No. 69: Received from the Planning Committee be received and adopted.

**Report No. 69**

To the Mayor and Members of Council:  
The Planning Committee reports and recommends as follows:

Council consented to the **separation** of Clauses (1) through (4).

**Note: Item No. (1) was deferred from the May 1, 2012 Council Meeting to obtain further information on expanding the west and east green space development.**

Mayor Gerresten withdrew from the meeting, and, at his request, Deputy Mayor Glover assumed the Chair.

**1) Secondary Suite Implementation**

Note: Council consented to separate paragraphs (1) and (2).

**THAT** staff develop and process the required Official Plan Amendment and Zoning Bylaw Amendment to implement the Second Residential Unit Research Report prepared by FoTenn Consultants Inc; and

**CARRIED (12:0)**  
**(See Recorded Vote (1))**

**THAT** Council direct staff to expand the secondary suite pilot project to include all of the areas regulated by the Kingston Township Zoning Bylaw No. 76-26 and the Pittsburgh Township Zoning Bylaw No. 32-74 except for the following areas as a pilot project to be monitored for a period of five years;

- All lands encompassing the Cana Subdivision;
- All lands serviced by the Schooner Drive Sewage Pumping Station, located on the west side of Hwy 15 in part of Lots 1,2 and 3 Concession East of the Great Cataraqui River involving Schooner, Waterside, Biscayne, Clipper and Reginald streets;
- All lands bounded by Bath Road, the Little Cataraqui Creek, Lake Ontario and Collins Bay;

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

- All lands bounded by Gardiners Road, the Little Cataraqui Creek, Bath Road and Taylor Kidd Blvd;
- All lands within Pittsburgh District; and

**THAT** staff provide Council with an interim evaluation after two years.

**CARRIED AS AMENDED (7:5)  
(See Recorded Vote (2))  
(See Motions To Amend Which Were CARRIED)  
(See Motion To Amend Which Was LOST)  
(See Motion To Amend Which Was WITHDRAWN)**

Moved by Councillor Osanic  
Seconded by Councillor Scott

**THAT** Clause (1), of Report No. 69, received from the Planning Committee be amended by inserting the following thereto:

**THAT** Council direct staff to expand the proposed pilot project to include all of the City of Kingston.

**WITHDRAWN**

Moved by Councillor Osanic  
Seconded by Councillor Scott

**THAT** Clause (1b), of Report No. 69, received from the Planning Committee be amended by inserting the following paragraph to read thereto:

**THAT** Council direct staff to expand the secondary suite pilot project to include all of the areas regulated by the Kingston Township Zoning Bylaw No. 76-26 and the Pittsburgh Township Zoning Bylaw No. 32-74 except for the following areas as a pilot project to be monitored for a period of five years;

- All lands encompassing the Cana Subdivision;
- All lands serviced by the Schooner Drive Sewage Pumping Station, located on the west side of Hwy 15 in part of Lots 1,2 and 3 Concession East of the Great Cataraqui River involving Schooner, Waterside, Biscayne, Clipper and Reginald streets;
- All lands bounded by Bath Road, the Little Cataraqui Creek, Lake Ontario and Collins Bay;
- All lands bounded by Gardiners Road, the Little Cataraqui Creek, Bath Road and Taylor Kidd Blvd; and
- All lands within Pittsburgh District; and

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

**THAT** staff provide Council with an interim evaluation after two years.

**CARRIED AS AMENDED (7:5)**

**(See Recorded Vote No. 3)**

**(See Motion to Amend the Amendment Which Was CARRIED)**

Moved by Councillor Reitzel

Seconded by Councillor Scott

**THAT** the motion of Councillors Osanic and Scott be amended to insert the wording: "all lands within Pittsburgh District"

**CARRIED**

**(Councillor Neill Opposed)**

Moved by Councillor Hutchison

Seconded by Councillor Osanic

**THAT** Clause (1), Report No. (69) be amended by inserting the following paragraph:

**THAT** staff report back to Council with a comprehensive analysis including planning, sewer capacity, parking issues, and emergency vehicle access on the possible areas in the central city that may accommodate secondary suites before the end of the fourth quarter of 2013.

**LOST WITH FRIENDLY AMENDMENTS (5:7)**

**(See Recorded Vote No. 4)**

1) A Recorded Vote was requested by Councillor Hector

YEAS: Councillor Berg, Councillor Downes, Councillor George, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (12)

NAYS: (0)

ABSENT: Mayor Gerretsen (1)

2) A Recorded Vote was requested by Councillor Hector

YEAS: Councillor Downes, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Schell, Councillor Scott (7)

NAYS: Councillor Berg, Councillor George, Councillor Hector, Councillor Paterson, Councillor Reitzel (5)

ABSENT: Mayor Gerretsen (1)

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

3) A Recorded Vote was requested by Councillor Hector

YEAS: Councillor Downes, Mayor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Schell, Councillor Scott (13)

NAYS: Councillor Berg, Councillor George, Councillor Hector, Councillor Paterson, Councillor Reitzel, (0)

ABSENT: (0)

4) A Recorded Vote was requested by Councillor Neill

YEAS: Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Schell (5)

NAYS: Councillor Berg, Councillor Downes, Councillor George, Councillor Hector, Councillor Paterson, Councillor Reitzel, Councillor Scott (7)

ABSENT: Mayor Gerretsen (1)

(The Report of the Commissioner of Community Services (PC-12-030) was attached to the March 29, 2012 Planning Committee agenda as Pages 48-87.)

**(See Information Report No. (3))**

Mayor Gerretsen returned to the meeting and resumed the Chair.

**2) Application for Zoning By-Law Amendment, 148 Nelson Street**

**THAT** the Application for Zoning By-Law Amendment (Our File No. D14-224-2011) submitted by Simon Clark, on behalf of B. Patry, A. Patry, C. Parslow, M. Parslow, for the property municipally known as 148 Nelson Street, **BE APPROVED**; and

**THAT** the former City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1. By-Law No. 8499 of The Corporation of the City of Kingston, entitled "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston", as amended, is hereby further amended as follows:

1.1. Map 19 of Schedule "A", as amended, is hereby further amended by changing the zone symbol of the subject site from 'A' to 'A.412', as shown on Schedule "A" attached to and forming part of By-Law No. 2012-89.

1.2. By **Adding** a new subsection 412 thereto as follows:

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

“(412)     **148 Nelson Street**

Notwithstanding the provisions of Section 5 and 6 hereof to the contrary, the lands designated ‘A.412’ on Schedule ‘A’ hereto, the following regulations shall apply:

- a) Minimum Lot Area for 2 dwelling units shall be 425 square metres;
- b) The maximum parking area in the rear yard shall be 33 square metres;
- c) Maximum aggregate total number of bedrooms permitted shall be 9; and,
- d) Front yard parking is prohibited; and

**THAT** the Amending By-Law be presented to City Council for all three readings.

The Report of the Commissioner of Sustainability and Growth (PC-12-039) was attached to the May 1, 2012 Planning Committee agenda as Pages 10-64.

**(See By-Law No. (3), 2012-89)**

**CARRIED  
(Councillor Neill Opposed)**

Moved by Councillor Neill  
Seconded by Councillor Scott

**THAT** Council waive the rules of By-Law No. 2010-1, “Council Procedural By-Law”, in order to extend the meeting past 11:00 pm in order to complete the Report No. (69), Received from the Planning Committee, time sensitive items (New Motions (2), (4), and (5)), Miscellaneous Business, and By-Laws.

**CARRIED  
(A 2/3 Vote Of Council Was Received)**

**3) Application for Zoning By-Law Amendment, 278-280 Frontenac Street**

**THAT** the Application for Zoning By-Law Amendment (Our File No. D14-227-2011) submitted by IBI Group, on behalf of William Lee, for the property municipally known as 278-280 Frontenac Street, **BE APPROVED**; and

**THAT** the former City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

1. By-Law No. 8499 of The Corporation of the City of Kingston, entitled “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston”, as amended, is hereby further amended as follows:
  - 1.1. Map 19 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the subject site from ‘A’ Zone to ‘B.413’ Zone, as shown on Schedule “A” attached to and forming part of By-Law No. 2012-90.
  - 1.2. By **Adding** a new subsection 413 thereto as follows:

“(413)     **278-280 Frontenac Street**

Notwithstanding the provisions of Section 5 and 13 hereof to the contrary, the lands zoned ‘B.413’ on Schedule ‘A’ hereto, the following regulations shall apply:

- 1) Maximum number of dwelling units shall be 3;
- 2) Additional dwelling units are prohibited;
- 3) Minimum Front Yard Setback: 3.90 metres;
- 4) Maximum number of bedrooms per dwelling unit shall be 4;
- 5) Maximum Aggregate bedrooms shall be 12;
- 6) The Maximum parking area in the rear yard shall be 49 square metres; and,

**THAT** the Zoning By-Law Amendment be presented to City Council for all three readings.

The Report of the Commissioner of Sustainability and Growth (PC-12-040) was attached to the May 1, 2012 Planning Committee agenda as Pages 65-104.

**(See By-Law No. (4), 2012-90)**

**CARRIED AS AMENDED  
(See Motion To Amend Which Was CARRIED)  
(Councillor Glover Opposed)**

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

Moved by Councillor George  
Seconded by Councillor Hector

**THAT** Clause (3), Report No. (69) be amended by deleting subclause (7), from Paragraph 1.2. which reads:

- 1) Notwithstanding Section 5.39 to the contrary the –H Symbol shall only be removed once a lot grading plan has been submitted to the City and deemed satisfactory by the Engineering Department.”; and

**CARRIED**

Councillor Hector withdrew from the meeting.

**4) Application for Zoning By-Law Amendment, 280 Regent Street**

**THAT** the Application for Zoning By-Law Amendment (Our File No. D14-236-2012) submitted by Hughes Downey Architects, on behalf of James C. Simmons, for the property municipally known as 280 Regent Street, **BE APPROVED**; and

**THAT** the former City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1. By-Law No. 8499 of The Corporation of the City of Kingston, entitled “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston”, as amended, is hereby further amended as follows:
  - 1.1. Map 20 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the subject site from ‘B3’ to ‘B1.414’, as shown on Schedule “A” attached to and forming part of By-Law No. 2012-91.
  - 1.2. By **Adding** a new subsection 414 thereto as follows:

“(414) **280 Regent Street**

Notwithstanding the provisions of Sections 5 and 14 hereof to the contrary, the lands designated ‘B1.414’ on Schedule ‘A’ hereto, the following regulations shall apply:

- That two dwelling units be permitted; and
- That the aggregate total maximum number of bedrooms permitted shall be 4;” and

**THAT** the Amending By-Law be presented to City Council for all three readings.



**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

The Report of the Commissioner of Sustainability and Growth (PC-12-041) was attached to the May 1, 2012 Planning Committee agenda as Pages 105-123.

**(See By-Law No. (5), 2012-91)**

**CARRIED**

Councillor Hector returned to the meeting.

**5) Application for Zoning By-Law Amendment, 1485 Westbrook Road (3567 Genge Road)**

**THAT** the application for Zoning By-Law Amendment (Our File No. D14-225-2011) submitted by Southwinds Enterprises Inc., for a portion of the property located at 3567 Genge Road), **BE APPROVED**; and

**THAT** the City of Kingston Zoning By-Law No. 76-26, as amended, be further amended as follows:

1. That Zoning Schedule "A", Map 2 of Zoning By-Law No. 76-26, as amended, is hereby further amended by changing the zone symbol to 'OS-15' and 'OS-15-H' for the lands shown as "Subject Lands Rezoned from OS-10 to OS-15 and OS-15-H" on Schedule "A" attached hereto and forming part of amending By-Law No. 2012-92.
2. That the following be **added** as Section 8(3)(p) of the By-Law:

**"8(3)(p) OS-15 (1485 Westbrook Road)**

Notwithstanding any provisions of Section 5 or Section 8 hereof to the contrary, on the lands zoned 'OS-15' on Schedule "A" attached hereto, the following provisions shall apply to the entire area zoned 'OS-15':

a) **PERMITTED USE:**

In addition to the uses permitted in Section 8(1), the property may be used for a multi-sport recreational facility and a miniature golf course.

b) **DEFINITIONS:**

For the purpose of the 'OS-15' zone, the following definitions shall apply:

multi-sport recreational facility means a place designed and equipped for the conduct of sports, leisure and other recreational activities within an enclosed structure. Accessory permitted uses

**REPORTS (CONTINUED)**

**Report No. 69: Received from the Planning Committee**

include office, retail of no more than 30 square metres, storage, change rooms, meeting space, and food vending area.

- c) MINIMUM LOT AREA: 3.2 hectares
- d) MINIMUM LANDSCAPED OPEN SPACE: 35%
- e) MAXIMUM LOT COVERAGE: 35%
- f) MAXIMUM BUILDING HEIGHT: 24 metres
- g) MAXIMUM GROSS FLOOR AREA: 10,500 square metres
- h) TOP OF BANK SETBACK: No development or site alteration shall be permitted within 30 metres of the top of bank of the tributary.
- i) MINIMUM NUMBER OF PARKING SPACES: 180
- j) MINIMUM NUMBER OF LOADING SPACES: 1
- k) No development shall be permitted on the lands subject to the '-H' Symbol until such time as the '-H' Symbol is removed. The '-H' Symbol shall only be removed once the following conditions have been complied with:
  - (i) Completion of an Archaeological Assessment and acceptance of the findings of the report by the City of Kingston and the Ministry of Tourism and Culture;
  - (ii) All applicable Municipal and Agency requirements have been complied with;
  - (iii) All necessary Agreements, including the Site Plan Control Agreement, have been registered on title; and
  - (iv) City Council has passed a further amendment to the Zoning By-Law to remove the '-H' Symbol pursuant to the Planning Act."; and

**THAT** the Amending By-Law be presented to City Council for all three readings.

The Report of the Commissioner of Sustainability and Growth (PC-12-042) was attached to the May 1, 2012 Planning Committee agenda as Pages 124-145. A memo of request to replace the recommendation section of the report and to revise Schedule 'A' to the DRAFT Zoning By-law and a revised Conceptual Site Plan was attached to the addendum as Pages 149-152.

**(See By-Law No. (6), 2012-92)**

**CARRIED**

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**REPORTS (CONTINUED)**

**Report No. 70: Received from the Arts, Recreation and Community Policies Committee**

**Note: Items (1) and (2) were deferred from the May 1, 2012 Council Meeting.**

Moved by Councillor Glover

Seconded by Councillor Hutchison

**THAT** Report No. 70: Received from the Arts, Recreation and Community Policies Committee be received and adopted.

**Report No. 70**

To the Mayor and Members of Council:

The Arts, Recreation and Community Policies Committee reports and recommends as follows:

**1) Affordable Housing Land Acquisition and Disposition Program**

**THAT** Council endorse the proposed policy which sets out the guidelines for the municipally funded Affordable Housing Land Acquisition and Disposition Program subject to the following amendments made by the Housing and Homelessness Advisory Committee at its February 16<sup>th</sup>, 2012 meeting:

***THAT** Section 4.4 be amended to add the words “and or acquired” after the word “purchased”; and*

***THAT** Section 6.2.1.” be amended by adding an additional sentence “If an organization acquires the land for 75% or less than the purchase price they will not be eligible to receive other public funds or financial assistance for capital provided by the municipality or from funds administered by the municipality unless they are a not for profit organization.”; and*

subject to the following amendments made by the Arts, Recreation and Community Policies Advisory Committee at its March 22<sup>nd</sup>, 2012 meeting:

***THAT** the words “for example as an exchange” be added at the end of section 4.5.3.*

(The proposed Affordable Housing Land Acquisition and Disposition of Land Program Policy was attached as Exhibit ‘A’ to report HHC-12-006 of the February 16<sup>th</sup>, 2012 Housing and Homelessness Advisory Committee agenda, schedule pages 12 – 17.)

**DEFERRED**

**REPORTS (CONTINUED)**

**Report No. 70: Received from the Arts, Recreation and Community Policies Committee**

**2) Affordable Housing Capital Investment Program**

**THAT** Council endorse the proposed policy which sets out the guidelines for the municipally funded Affordable Housing Capital Investment Program subject to the following amendments made by the Housing and Homelessness Advisory Committee at its February 16<sup>th</sup>, 2012 meeting:

***THAT** Section 5.1.8 be amended to add “except for not for profit organizations” in the first sentence after “\$50,000 per unit”; and*

subject to the following amendments made by the Arts, Recreation and Community Policies Advisory Committee at its March 22<sup>nd</sup>, 2012 meeting:

***THAT** section 5.1.5 be amended to replace fifteen years with twenty years.*

(The proposed Affordable Housing Capital Investment Program Policy was attached as Exhibit ‘A’ to report HHC-12-007 of the February 16<sup>th</sup>, 2012 Housing and Homelessness Advisory Committee agenda, schedule pages 18 – 23.)

**DEFERRED**

**3) Operations of Kingston Public Market and By-Law**

**THAT** Council receives the `Strengthening the Business and Future of the Kingston Public Market; by Project for Public Spaces (PPS); and

**THAT** Council direct staff to seek representatives from City staff, Downtown BIA, members of the Kingston Public Market Vendors Association (KPMVA) and representatives of nearby resident associations to establish a working group to review the report and develop an implementation plan for Council`s consideration; and

**THAT** Council direct staff to prepare amendments to By-Law 2006-118, A By-Law Respecting the Kingston Public Market, to provide local farmers with more flexibility with their attendance on the market.

The Recommendation Report of the Commissioner of Community Services (ARCP-12-007) was attached to the April 26, 2012 ARCP agenda as Pages 1 – 77. An amended recommendation to the report was provided for consideration further to a memo attached to the addendum.

**(See By-Law No. (1), 2012-95)**

**DEFERRED**

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## **INFORMATION REPORTS**

### **1) Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of March 2012**

This information report is to:

1. Advise Council of tenders/RFPs approved and contracts awarded greater than \$50,000 that meet the established criteria of delegated authority for the month of March 2012.
2. Report additional information on contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of March 2012.

(The Report of the City Treasurer (12-135) is attached as Schedule Pages 138 - 144)  
(File No. CSU-F18-000-2012)

### **2) First Quarter Operating Budget Status Report for 2012**

This information report is to provide a financial status update of the general operating fund as at March 31, 2012, the end of the first fiscal quarter.

(The Report of the City Treasurer (12-148) is attached as Schedule Pages 145 - 157)  
(File No. CSU-F05-000-2012)

### **3) Secondary Suite Pilot Project – Information Update**

This report provides Council with further information to proceed with the implementation of secondary suites. The recommendation in report PC12-030 which has been deferred provide for the most expedient way to move forward with the introduction of secondary suites. It should be recognized that there are certain areas within the city that should not be considered at this time for reasons identified in this report. Additional areas are presented in the options section for consideration should Council wish to direct staff to expand from the original recommended area.

(The Report of the Commissioner of Community Services (12-170) is attached as  
Schedule Pages 158 - 208)  
(File No. CSU-D14-000-2012)

**DEFERRED**

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## **MISCELLANEOUS BUSINESS**

Council consented to the **addition** of Miscellaneous Business Items No (1) and (2).

- (1) Moved by Councillor Hector  
Seconded by Councillor Glover

**THAT**, as requested by Kingston: Partners for a Safe Community, Council proclaim June 4 – June 10, 2012 as “Leave the Phone Alone While Driving Week” in the City of Kingston.

**(See Communication No. 15-261)**

**CARRIED**

- (2) Moved by Councillor George  
Seconded by Councillor Paterson

**THAT**, as requested by Kingston Coalition for Active Transportation, Council proclaim June 4 – June 8, 2012 as “Active Commute to Work Week” in the City of Kingston.

**(See Communication No. 15-267)**

**CARRIED**

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## **NEW MOTIONS**

Council consented to the **addition** of New Motions Item No. (5).

- 1) Moved by Councillor Berg  
Seconded by Mayor Gerretsen

**WHEREAS** Kingston City Council has received correspondence from the City of Belleville regarding an interest to discuss and investigate areas where our municipalities may benefit from cooperating on waste management initiatives;

**THEREFORE BE IT RESOLVED THAT** Kingston City Council direct City of Kingston Staff to work with the City of Belleville on exploring possible options regarding integrated waste management solutions.

**DEFERRED**

- 2) Moved by Councillor Berg  
Seconded by Mayor Gerretsen

**WHEREAS** the City of Kingston is taking steps to become the most sustainable city in Canada and encourages its citizens, businesses and organizations to utilize available blue/grey/green/hazardous waste/E-waste integrated waste management streams to reduce the waste deposited in the local landfill sites, and

**WHEREAS** new programs and ideas are constantly incorporated to enhance waste management systems;

**THEREFORE BE IT RESOLVED THAT** Kingston City Council direct City staff to enhance communications of current E-waste collection sites and to partner with local authorized E-waste collection organizations for E-waste Special Collection Days across our community with the first E-waste Special Collection Day held in concert with the Public Works Open House, May 29, 2012.

**CARRIED UNANIMOUSLY**

- 3) Moved by Councillor Osanic  
Seconded by Councillor Hutchison

**WHEREAS** the next steps of the Third Crossing Environmental Assessment will be a mandatory 30 day review period for members of the public and review agencies;

**THEREFORE BE IT RESOLVED THAT** a summary of the comments from the public and review agencies be brought to Environment Infrastructure and Transportation Policy Committee after the review period.

**DEFERRED**

- 4) Moved by Councillor Scott  
Seconded by Councillor Reitzel

**WHEREAS** Parks Canada and The Federal Government recently made announcements about the Rideau Canal and its intent to "align the length of its season, hours of operation and personal service at locks on canals to focus investments on the periods of highest requirements."; and

**WHEREAS** the Rideau Canal is a UNESCO World Heritage Site and should be maintained and represented in accordance with those standards and expectations; and

**WHEREAS** the Rideau Canal is an important cultural, recreational and economic asset within the City of Kingston; and

**WHEREAS** reducing the hours or service to the Rideau Canal will have a negative impact on local tourism and recreation use;

**WHEREAS** the representatives of the 13 local municipalities around the Rideau Canal have met and are united on their mutual concern of the potential impacts; and

**WHEREAS** local tourism businesses have already begun to take reservations into the fall season with the expectation that the Rideau Canal will be operational as usual;

**THEREFORE BE IS RESOLVED THAT** the City of Kingston asks Parks Canada and The Federal Government to maintain the current levels of service and operation to the Rideau Canal through the fall season; and

**THAT** the City of Kingston asks Parks Canada and The Federal Government to consult and work with the City of Kingston on any potential changes to service and operation of the Rideau Canal and its locks beyond this 2012 season; and

**THAT** this be forwarded to Don Marrin, Eastern Ontario/Rideau Canal Field Unit Superintendent, Parks Canada, Parks Canada CEO Alan Latourelle and surrounding Members of Parliament, Ted Hsu, MP for Kingston and the Islands, Mayor Doug Struthers, Mayor of Merrickville-Wolford and the Honourable Peter Kent, Canada's Environment Minister and Minister Responsible for Parks Canada.

**CARRIED WITH FRIENDLY AMENDMENTS**

- 5) Moved by Councillor Berg  
Seconded by Councillor Hector

**THAT** notwithstanding the City of Kingston Proclamations Policy, the following motion be approved:

**WHEREAS** the World Harmony Run is history's longest relay and has brought the Torch of Harmony to over 70 countries on seven continents annually since 1987; and

**WHEREAS** the World Harmony Run is a dynamic expression of humanity's longing for harmony and cooperation and bridges the cultural, social, racial and ideological barriers that separate nation from nation; and

**WHEREAS** the World Harmony Run is free of charge and open to people of all races, religions, ages and walks of life, allowing participants to express their personal aspirations for world harmony by carrying the Torch; and

**WHEREAS** the World Harmony Run does not espouse any political or religious cause and was founded by noted peace advocate Sri Chinmoy as a service to humanity; and

**WHEREAS** the World Harmony Run celebrates the invincibility of the human spirit and its determination to overcome the obstacles to peace and harmony within homes, schools, communities and nations and among all the diverse members of the world family; and

**WHEREAS** the World Harmony Run relays runners will arrive in Kingston on Friday, May 18, 2012;

**THEREFORE BE IT RESOLVED THAT** I, Mayor Gerretsen, as Mayor of the City of Kingston, hereby proclaim that May 18, 2012, shall be "World Harmony Run Day" in the City of Kingston, and encourage all citizens to honour and recognize this important event.

**CARRIED**

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**NOTICES OF MOTION**

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**MINUTES**

Moved by Councillor Paterson

Seconded by Councillor Neill

**THAT** the Minutes of City Council Meeting No. 2012-14, held Tuesday, May 1, 2012 be confirmed.

**(Distributed to all Members of Council on Friday, May 11, 2012)**

**DEFERRED**

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**TABLING OF DOCUMENTS**

Council consented to the **addition** of Documents No (2012-45) through to (2012-47).

2012-43 Cataraqui Region Conservation Authority (CRCA)

Minutes – March 28, 2012

(File No. CSU-D03-000-2012)

2012-44 Cataraqui Source Protection Area

Agenda – May 10, 2012

(File No. CSU-D03-000-2012)

2012-45 Downtown Kingston! BIA Board of Management

Minutes – April 11, 2012

(File No. CSU-A01-001-2012)

2012-46 Kingston Police Services Board

Agenda – May 17, 2012

(File No. CSU-P17-000-2012)

2012-47 Kingston Police Services Board

Minutes – April 19, 2012

(File No. CSU-P17-000-2012)

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**COMMUNICATIONS**

Council consented to the **addition** of Communications No. (15-260) through to (15-268).

**Filed**

15-248 From the City of Welland, acknowledging receipt of Kingston City Council's resolution regarding Provincial payment in lieu of taxes, and advising that the City's Council passed a resolution in support to this resolution.

(File No. CSU-F22-000-2012)

- 15-249 From Hastings County, acknowledging receipt of Kingston City Council's resolution regarding Development of a Youth Strategy that Promotes Diversity and Tolerance, and advising that the County's Council passed a resolution in support to this resolution.  
(File No. CSU-S07-000-2012)
- 15-253 From Hastings County, acknowledging receipt of Kingston City Council's resolution regarding Healthy Food Supplement for Adults on Social Assistance, and advising that the County's Council passed a resolution in support to this resolution.  
(File No. CSU-S04-000-2012)
- 15-254 From the Town of Tillsonburg, acknowledging receipt of Kingston City Council's resolution regarding Provincial payment in lieu of taxes, and advising that the Town's Council passed a resolution in support to this resolution.  
(File No. CSU-F22-000-2012)
- 15-267 From the County of Bruce, acknowledging receipt of Kingston City Council's resolution regarding Provincial payment in lieu of taxes, and advising that the County's Council passed a resolution in support to this resolution.  
(File No. CSU-F22-000-2012)

**Referred to All Members of Council**

- 15-250 From Downtown Kingston! BIA Board of Management, providing an invitation to the Spring General Meeting on Wednesday May 16, 2012, beginning at 6:30 pm, Renaissance Event Venue, 285 Queen Street.  
(File No. CSU-A01-001-2012)  
**(Distributed to all Members of Council on May 7, 2012)**
- 15-251 From the Cataraqui Region Conservation Authority (CRCA), providing the CRCA Financial Statement Year Ending December 31, 2011.  
(File No. CSU-D03-000-2012)  
**(Distributed to all Members of Council on May 7, 2012)**
- 15-252 From Association of Municipalities of Ontario (AMO), providing the AMO breaking news regarding the rising cost of police services update.  
(File No. CSU-A01-004-2012)  
**(Distributed to all Members of Council on May 7, 2012)**
- 15-256 From the Ontario Human Rights Commission, regarding a request for Ontario Human Rights Code Day/Week Proclamation.  
(File No. CSU-M10-000-2012)  
**(Distributed to all Members of Council on May 7, 2012)**
- 15-257 From David Wright, Security Manager, St. Lawrence College, requesting the approval of Council to appoint David Legnini, David McGrath, Jim McGrath, Kevin DeRuiters, Roger Cassell, Julian Brisebois, Wil Wilson, Josh Coakeley, Hillary Kaert and David White as By-Law Enforcement Officers for the purpose of issuing

tickets under By-Law 99-166 on the property of St. Lawrence College, and to remove Tim Douglas, William Manning, Steven Harnden, Susan Dalmer, Mathew Bronson, and Adam Rhymer.

(File No. CSU-P01-003-2012)

**(Distributed to all Members of Council on May 8, 2012)**

**(See By-Law No. (7), 2012-93)**

- 15-258 From Mr. Bruce Todd, with respect to the Third Crossing of the Cataraqui River.  
(File No. CSU-E05-000-2012)  
**(Digitally Distributed to all Members of Council on May 8, 2012)**
- 15-259 From Mr. Bruce Todd, providing his comments, and comments from Norm Meyers, Head, Regional Traffic Section, Ministry of Transportation – Eastern Region, regarding the use of Highway 401 by local motorists.  
(File No. CSU-T08-000-2012)  
**(Digitally Distributed to all Members of Council on May 8, 2012)**
- 15-260 From Kingston Canadian National Institute for the Blind (CNIB), providing an invitation to “Shades of Fun Day”, May 24, 2012, from 1:00 pm to 3:00 pm at 826 Princess Street.  
(File No. CSU-T08-000-2012)  
**(Digitally Distributed to all Members of Council on May 10, 2012)**
- 15-261 From Kingston: Partners for a Safe Community, asking that Council proclaim June 4 – June 10 as “Leave the Phone Alone While Driving Week” in the City of Kingston.  
(File No. CSU-M10-000-2012)  
**(See Miscellaneous Business Item No. (1))**  
**(Distributed to all Members of Council on May 10, 2012)**
- 15-262 From the Ministry of Natural Resources, advising of the changes the Ministry of Natural Resources are making to the Bear Wise program.  
(File No. CSU-P14-000-2012)  
**(Distributed to all Members of Council on May 14, 2012)**
- 15-264 From Karla Maki-Esdon, Communications Coordinator, Cataraqui Region Conservation Authority (CRCA) advising that a Level 1 Low Water Condition continues.  
(File No. CSU-D03-000-2012)  
**(Distributed to all Members of Council on May 14, 2012)**
- 15-265 From KFL&A Public Health, providing an invitation to “What Matters to you Most About Food and our Local Food System?”, May 30, 2012, from 5:00 pm to 7:00 pm at Isabel Turner Library.  
(File No. CSU-S08-001-2012)  
**(Digitally Distributed to all Members of Council on May 10, 2012)**

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- 15-266 From Jason Budd, Senior Planner, City of Kingston, a memorandum requesting that By-Law No. (4), 2012-90 be amended.  
(File No. CSU-S08-001-2012)  
**(Distributed to all Members of Council on May 14, 2012)**  
**(See Clause (3), Report No. 69)**  
**(See By-Law No. (4), 2012-90)**
- 15-267a From Kingston Coalition for Active Transportation, asking that Council proclaim June 1 – June 8 as “Active Commute to Work Week” in the City of Kingston.  
(File No. CSU-M10-000-2012)  
**(Distributed to all Members of Council on May 14, 2012)**  
**(See Miscellaneous Business Item No. (2))**
- 15-268 From Kingston Irish Fold Club, providing an invitation to the Updated Great Irish Starvation Commemoration, Saturday May 19, 2012, in An Gorta Mor park.  
(File No. CSU-M02-000-2012)  
**(Digitally Distributed to all Members of Council on May 14, 2012)**

**Referred to the City Clerk**

- 15-255 From Canadian Association of Veterans in United Nations Peacekeeping, asking that Council proclaim August 9, 2012 as “Peacekeeper’s Day” in the City of Kingston.  
(File No. CSU-M10-000-2012)  
**(Distributed to all Members of Council on May 7, 2012)**
- 15-263 From Kingston Pride Committee 2012, asking that Council proclaim June 1 – June 30 as “Kingston Pride Month” in the City of Kingston.  
(File No. CSU-M10-000-2012)  
**(Distributed to all Members of Council on May 14, 2012)**

**DEFERRED**

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**OTHER BUSINESS**

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**BY-LAWS**

Council consented to the **amendment** to By-Law No. (4), 2012-90, and to provide all three readings for By-Law No. (7).

- (A) Moved by Councillor Scott  
Seconded by Councillor Schell

**THAT** By-Laws (2) through (4), and (6) through (8) be given their first and second reading.

**CARRIED**

Councillor Hector withdrew from the meeting.

- (B) Moved by Councillor Scott  
Seconded by Councillor Schell

**THAT** By-Law (5) be given its first and second reading.

**CARRIED**

Councillor Hector returned to the meeting.

- (C) Moved by Councillor Berg  
Seconded by Councillor Paterson

**THAT** Clause 11.34 of By-Law No. 2010-1 be suspended for the purpose of giving By-Laws (2) and (7) three readings.

**CARRIED**

- (D) Moved by Councillor Neill  
Seconded by Councillor Downes

**THAT** By-Laws (2) through (4), and (6) through (8) be given their third reading.

**CARRIED**

Councillor Hector withdrew from the meeting.

- (E) Moved by Councillor Neill  
Seconded by Councillor Downes

**THAT** By-Law (5) be given its third reading.

**CARRIED**

Councillor Hector returned to the meeting.

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- (1) A By-Law to Amend By-Law No. 2006-118 (Section 4.2) "A By-Law Respecting the Kingston Public Market"  
FIRST AND SECOND READINGS PROPOSED NO. 2012-95  
**(See Clause (3), Report No. 70)** **WITHDRAWN**
- (2) A By-Law to Amend By-Law No. 2005-230, "A By-Law to Authorize Specific Individuals to Undertake Site Visits or Site Inspections of Property Designated or Property Proposed to be Designated to the *Ontario Heritage Act*, R.S.O. 1990, C. O.18"  
THREE READINGS PROPOSED NO. 2012-88  
**(See Clause (f), Report No. 67)**
- (3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Zone Change from One and Two Family 'A' Zone to Special One and Two Family Residential 'A.412' Zone, 148 Nelson Street)  
THREE READINGS PROPOSED NO. 2012-89  
**(See Clause (2), Report No. 69)**
- (4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Zone Change from One and Two Family 'A' Zone to Holding Special Three and Six Family 'B.413-H' Zone, 278-280 Frontenac Street)  
THREE READINGS PROPOSED NO. 2012-90  
**(See Clause (3), Report No. 69)**
- (5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Zone Change from Multiple Family Dwelling 'B3' Zone to Special Multiple Family Dwelling 'B1.414' Zone, 280 Regent Street)  
THREE READINGS PROPOSED NO. 2012-91  
**(See Clause (4), Report No. 69)**
- (6) A By-Law to Amend Zoning By-Law No. 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 from 'OS-10' to 'OS-15' and 'OS-15 -H', 1485 Westbrook Road)  
THREE READINGS PROPOSED NO. 2012-92  
**(See Clause (5), Report No. 69)**
- (7) A By-Law to Amend By-Law No. 99-166, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or The Local Board", (Remove Tim Douglas, William Manning, Steven Harnden, Susan Dalmer, Mathew Bronson, and Adam Rhymer; Add David Legnini, David McGrath, Jim McGrath, Kevin DeRuiters, Roger Cassell, Julian Brisebois, Wil Wilson, Josh Coakeley, Hillary Kaert and David White – St. Lawrence College)  
THREE READINGS PROPOSED NO. 2012-93  
**(See Communication No. 15-257)**

- (8) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday,  
May 15, 2012  
THREE READINGS  
**(City Council Meeting No. 2012-15)**

PROPOSED NO. 2012-94

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**ADJOURNMENT**

Moved by Councillor Glover  
Seconded by Councillor George

**THAT** Council do now adjourn.

**CARRIED**

Council adjourned at 11:48 pm.

(Signed)

John Bolognone  
City Clerk

Mark Gerretsen  
Mayor