



**BY-LAW & PLANNING COMMITTEE
AGENDA**

Tuesday, August 13, 2019, 4:30 pm
COUNCIL CHAMBERS

	Pages
1. ROLL CALL	
2. DECLARATION OF CONFLICT OF INTEREST	
3. MINUTES OF PREVIOUS MEETINGS	
3.1 May 9, 2019	2
4. PUBLIC PRESENTATIONS	
4.1 Application of Closure of Walkway	6
4.2 Ms. Lisa Bowes, Parking on Elizabeth Walk	15
5. INTRODUCTION AND CONSIDERATION OF CORPORATE REPORTS	
6. PRESENTATION OF COMMITTEE REPORTS	
7. UNFINISHED BUSINESS	
7.1 Enforcement of Smoking By-Law	
For discussion as requested by the Chair Ed Pearce	
8. PETITIONS	
9. CORRESPONDENCE	
10. PUBLIC QUESTION PERIOD	
11. ADDENDUM	
12. CLOSED SESSION (if applicable)	
13. SCHEDULING OF NEXT MEETING	
14. ADJOURNMENT	



BY-LAW & PLANNING COMMITTEE

MEETING MINUTES

Thursday, May 9, 2019, 2:00 pm
COUNCIL CHAMBERS

Present: E. Pearce Chair, S. Finamore, Member
 Regrets: N. Mann, Member, D. Marchisella, Member ex officio
 Resources: Leo Chaloux, CBO, Recording Secretary
 Others Present: C. Patrie, Councillor, T. Turner, Councillor

1. ROLL CALL

- C. Patrie joined the meeting at 4:00 pm.
- E. Pearce joined the meeting at 4:00 pm.
- S. Finamore joined the meeting at 4:00 pm.
- T. Turner joined the meeting at 4:00 pm.
- Leo Chaloux, CBO joined the meeting at 4:00 pm.

2. DECLARATION OF CONFLICT OF INTEREST

None

3. MINUTES OF PREVIOUS MEETINGS

3.1 March 4, 2019

Res#: 19-06

Moved By: S. Finamore

Seconded By: E. Pearce

That the minutes of March 4, 2019 – Regular Committee meeting and that the minutes of April 23, 2019 – Special Committee meeting be adopted.

Carried

4. PUBLIC PRESENTATIONS

Sarah Vereault, gave a presentation to the committee on Planning Act Approvals.

5. INTRODUCTION AND CONSIDERATION OF CORPORATE REPORTS

5.1 May 1, 2019. Report from the Director of Protective Services

re: Draft 2019 Fire Permit By-Law

Res#: 19-07

Moved By: S. Finamore

Seconded By: E. Pearce

That the Staff Report of the Director of Protective Services dated May 7, 2019 be received;

And That the By-Law and Planning Committee forward to Council for approval.

Carried

5.2 May 7, 2019. Report from the City Clerk

re: Zoning By-Law Amendment 206 Ottawa Ave.

Res#: 19-08

Moved By: S. Finamore

Seconded By: E. Pearce

That the Staff Report of the Clerk dated May 7, 2019 be received;

And That the By-Law and Planning Committee forward to Council for consideration and that the By-Law and Planning Committee recommends that this By-Law amendment not be approved.

Carried

5.3 April 30, 2019. Report from City Clerk

re: Offer to purchase two parcel of vacant residential land on Gauthier Place

As this matter deals with the potential disposition of land by the municipality it may be discussed in closed session under Section 239(2)(c) of the Municipal Act.

Res#: 19-09

Moved By: S. Finamore

Seconded By: E. Pearce

That this matter be discussed in closed session

Carried

6. PRESENTATION OF COMMITTEE REPORTS

None

7. UNFINISHED BUSINESS

None

8. PETITIONS

None

9. CORRESPONDENCE

None

10. PUBLIC QUESTION PERIOD

None

11. ADDENDUM

None

12. CLOSED SESSION (if applicable)

Res#: 19-10

Moved By: S. Finamore

Seconded By: E. Pearce

That we go into closed session at the hour of 3:45 PM

Carried

Amendment:

Res#: 19-11

Moved By: S. Finamore

Seconded By: E. Pearce

That we come out of closed session at the hour of 3:58 PM

That the Staff Report of the Clerk dated April 30, 2019 be received;

And That the By-Law and Planning Committee forward to Council.

Carried`

13. SCHEDULE OF NEXT MEETING

The next schedule meeting of the By-Law and Planning Committee will be held on June 3, 2019 at 4:00 p.m.

14. ADJOURNMENT

Res#: 19-12

Moved By: S. Finamore

Seconded By: E. Pearce

That this meeting adjourn at the hour of 4:00 PM

Carried

May 20th 2019

City of Elliot Lake Council

By-Law & Planning Department

Re: Closure and Possible Purchase of City Walkway from Dieppe Ave. to Blackwell Rd.

The original date of Application was Oct. 29/11

There are copies of the details of that first application. No doubt there would be a complete record in your system that was submitted.

Present Day walkway occurrences have not changed.

Still drug paraphernalia, dog poop, many dog poop bags full as well, garbage, beer & liquor bottles smashed, pop cans, bad behavior incidents, & a hang out at times day & night

We have had company & their vehicles broken into in day time & night time....

As you can read in our copies, we have been through tire slashing as well. Other neighbors as well.

We put gates up to close at night to hopefully deter these incidents a little more & even leave more lights on but seems not working. Goes in spurts....

Only once in 16 years since we bought this home has there ever been a City clean up crew & this is because we called City Works.

We Both Applicants keep it cleaned as best we can.

Conditional Agreement:

We BOTH Applicants have agreed from day 1 to provide & allow access to Hydro & Bell who have a BIG problem getting in to service the Pole Mounted Transformer. It has often been a dilemma...

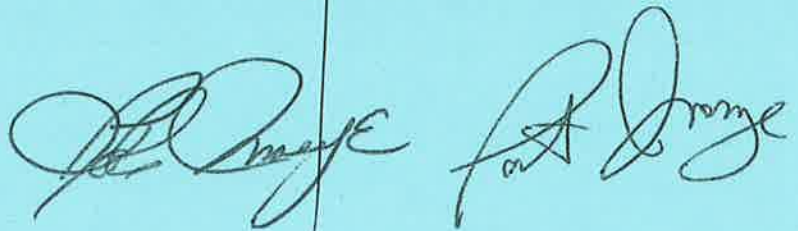
Co-applicants Bob & Pat Inouye
141 Dieppe Ave.

Dave & Melanie Patry
25 Blackwell

Considerations on Land Value Property Taxes were taken on our first request to purchase....NO tax in land increase due to convenience for Hydro & Bell.

This walkway is useless, not much space, causes problems we all do not need or want to live with anymore.

Closing this walkway would be the only benefit or allowing us 4 to purchase at a very reasonable cost.



To Whom it May Concern,

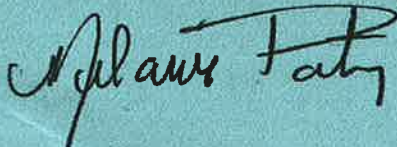
I am writing concerning the trail beside 25 Blackwell rd. We purchased this home approximately 6 years ago. Over these years we have had several issues with the trail located beside our property. We have found drug paraphernalia and have often smelled marijuana and cigarette smoke in our house when the windows are open. People often cut across our driveway to get to the trail. Littering is also a problem in the trail and on occasion have found garbage thrown over our fence. There has also been damage to our fence on two occasions. Once with spray paint and the second time was damaged boards.. I filed a police report when the boards were torn off. My car was broken into this past summer when the doors were accidentally left unlocked and my daughters wallet was stolen from the car. The police were called about this and when the area was searched a phone and a few other items were found hidden in the trail.

This trail is also not maintained it is messy in the winter and is dangerous for people to use. In the summer the grass grows tall and is not taken care of. There is also a bright light at one end of the trail that is left on 24 hours a day. This is not good for the environment or the city's hydro bill.

In my opinion this trail is not essential and we are interested in closing and purchasing it from the city along with our neighbors on Dieppe Ave who have encountered similar problems.

Thank you for your time in this matter.

Melanie and David Patry



MUNICIPAL OFFICE
45 HILLSIDE DR. N.

THE CORPORATION OF THE

ELLIOT LAKE, ONTARIO P5A 1X5
TELEPHONE (705) 848-2287
FAX: (705) 461-7244



CITY OF ELLIOT LAKE

Office of The

June 18, 2007

By-Law and Planning Committee

Mr. Ron deBortoli
Secretary, Public Services Committee
City Of Elliot Lake
3 Timber Road
Elliot Lake, Ontario P5A 2T1

Dear Mr. deBortoli

RE: Lighting and Tree Trimming or Removal at Public Walkway

At the regular meeting of the By-Law and Planning Committee held on Wednesday June 13, 2007, the committee reviewed a request by Mr. Bob Inouye and Mrs. Pat Inouye regarding vandalism and loitering in the public walkway adjacent to their home at 141 Dieppe Avenue (letter attached). The following resolution was passed:

Resolution # 22/07

Moved by: D. Souliere
Seconded by: R. Hamilton

“That the request made by Mr. and Mrs. Inouye in regard to the Public Walkway adjacent to their home, be referred to the Public Services Committee to look at placement of lighting in the walkway at the hydro easement location and to determine the possibility of tree trimming or removal to improve visibility and to discourage loitering.”

Carried.

The forgoing is respectfully submitted for your information.

Sincerely

Syl Allard
Secretary, By-Law and Planning Committee

Saw Sid
July 18/07
Doug S. came
over

October 29,2011

By-law and planning committee

Attn. Leslie Sprague
City Clerk

Re: Application of closure of walkway from Dieppe Ave. To Blackwell Rd.

As discussed in our meeting of October 26,2011, we have attached a partial list of complaints and incidents as recorded with our Ontario Provincial Police detachment. Several omissions from their history are a direct result of information privacy policies and/or Young Offenders Act criteria.

To remember all incidents with dates, times and those involved is impossible, numerous calls were not made so as we would not be categorized as chronic complainers


Our impact statement is as follows:

We have no objection to walking through the walkway...However...
Loitering, gathering, noisy disturbances, personal property damage, lack of respect, foul language, loss of privacy, drug and alcohol usage, public urination, dog excrement, excrement in bags hanging as tree ornaments are in fact today's reality issues that we assume the city/council would not condone nor support.

Trusting that this information meets your pre-requisite,

Anxiously awaiting your decision,

We remain;
Respectfully Yours,


Bob Inouye


Pat Inouye

June 23, 2011

City of Elliot Lake

By-law and Planning Committee

Attn. Leslie Sprague
City Clerk

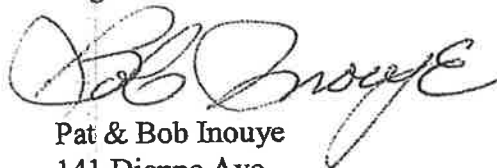
As discussed in our meeting of June 22,2011, I am submitting this, as my request and application to close the walkway/laneway from Dieppe Ave to Blackwell.

As co-applicant with my neighbor behind my property on Blackwell we have submitted our cheques for the application fee and demonstrate our willingness to assume costs and take transfer of the property.

I have spoken with the other two property owners adjacent to the walkway, both of whom have offered no objections to the sale, closure nor do they wish to participate in the purchase of any portion of the property.

Their written statements care attached to our application.

Regards



Pat & Bob Inouye
141 Dieppe Ave.
Elliot Lake, On
P5A1H6



Hannah S.S. Ketchabaw
25 Blackwell Rd.
Elliot Lake Ont.
P5A 1G4

Received \$ 175. cash from H. Ketchabaw
Received \$ 175. cheque from B. Inouye

**Complaints from 141 Dieppe Avenue
Elliot Lake, Ontario Provincial Police**

19 December 2009

3 teens throwing snowballs at the house

01 March 2008

**Trespass at night. Male prowling around residence, then entered neighbour's residence.
(There were charges laid in regards to this incident).**

10 November 2007

Damage caused to property during the night.

28 May 2007

Mischief – rocks thrown at residence, damaging siding.

27 May 2007

Four youths hanging around the walkway.

15 May 2007

Several youths hanging around the walkway.

14 May 2007

Group of teens loitering around outside on walkway.

09 May 2007

Three youths on walkway drinking and smoking drugs.

05 May 2007

Teenagers on walkway throwing things at the houses, breaking bottles.

23 October 2006

Youth using pathway – smoking dope, causing damage to property.

01 September 2006

Several youth on walkway. Have caused damage in the past.

15 September 2005

Suspicious persons around the property.

24 July 2005

Youths causing damage, pulling out signs, etc.

June 23, 2011

City of Elliot Lake

By-law and Planning Committee

Attn. Leslie Sprague
City Clerk

As discussed in our meeting of June 22,2011, I am submitting this, as my request and application to close the walkway/laneway from Dieppe Ave to Blackwell.

As co-applicant with my neighbor behind my property on Blackwell we have submitted our cheques for the application fee and demonstrate our willingness to assume costs and take transfer of the property.

I have spoken with the other two property owners adjacent to the walkway, both of whom have offered no objections to the sale, closure nor do they wish to participate in the purchase of any portion of the property.

Their written statements care attached to our application.

Regards

Pat & Bob Inouye
141 Dieppe Ave.
Elliot Lake, On
P5A1H6

**Ministry of Community Safety
and Correctional Services**

Espanola Probation and Parole

87A Centre St.,
ESPANOLA, ON P5E 1S4

Telephone: 705-869-2882
Facsimile: 705-869-4041

**Ministère de la Sécurité
communautaire et des Services
correctionnels**

Services de Probation et de
libération conditionnelle

87A rue Centre
Espanola, ON P5E 1S4 P5E 1S4

Téléphone: 705-869-2882
Télécopieur: 705-869-4041



October 1, 2008

Mr. & Mrs Bob Inouye
141 Dieppe Ave.,
Elliot Lake, Ontario
P5A 1H6

Dear Mr. & Mrs. Inouye

Re: Paul Benoy

On August 5, 2008 the above-named appeared in Ontario Court (Provincial Division) in Elliot Lake before Justice Villeneuve. Justice Villeneuve placed the Offender on probation for a period of 12 months with a condition to " Not to contact or hold any communication directly or indirectly with: Robert and Pat Inouye and to stay away from 141 Dieppe Avenue, Elliot Lake, Ontario.

In order that we may ensure the subject's compliance with the condition, I would ask you to report any violation of the condition either to the police or to this office.

Should you have any questions about this, I may be reached at the number indicated above daily between the hours of 8:00 a.m. to 4:30 p.m. Please do not hesitate to call.

Your anticipated cooperation in this matter would be most appreciated.

Yours truly



D.M. McCaig
Probation and Parole Officer,
Northeast Region

: js

BOWES & CLOTHES

Bowes & Clothes
7 Elizabeth Walk, Elliot Lake, P5A 1Z9
(705) 578-3650

Dear Council of the City of Elliot Lake

The economic prosperity of the City is the backbone of its growth, development and ultimately quality of life for its residents.

I relocated back to Elliot Lake, my birthplace, last year to enjoy all that this city and area has to offer. It has indeed maintained the beauty, charm and warmth that I remember from my childhood. I am overjoyed to be sharing the Elliot Lake experience with my young son.

After much market research and consumer consultation, I opened a retail clothing store at 7 Elizabeth Walk in December 2018. It has been gratifying to see the positive community response, as business has been growing and local folks have been expressing their appreciation in being able to shop locally.

I am approaching you today to request your partnership in rectifying an issue that inhibits commercial growth and creates obstacles to accessibility. The issue affects my business and also the other 11 businesses and organizations located along the roadway. The issue is limited parking.

Please find attached a proposal in power point form for your consideration.

I look forward to the opportunity to meet with you at the upcoming council meeting and explore how we can bolster the economic growth of the downtown core.

Warm regards,

Ms. Lisa Bowes

BOWES & CLOTHES

Bowes & Clothes
7 Elizabeth Walk, Elliot Lake, P5A 1Z9
(705) 578-3650

Dear Council of the City of Elliot Lake,


The businesses that are located on or directly adjacent to Elizabeth Walk in the downtown commercial core of our city have been receiving feedback, and often time complaints, from local citizens. Their concern is with the inadequate number of parking spaces located on Elizabeth Walk. There are only 15 with 2 of those designated as handicapped parking. Parking that is located in surrounding areas is often a challenge for the aging customer/client base and in many cases, the existing parking in surrounding areas is not handicapped accessible so the residents tell us that they forego shopping and/or meeting altogether.

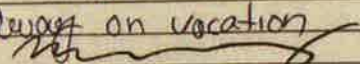
At the upcoming Council Meeting Ms. Lisa Bowes, a local business owner and resident, will be presenting a request to increase the number of available parking spots by 73% on Elizabeth Walk in addition to increasing the number of designated handicapped parking spaces by 100%.


This letter, and our signature below, attests to our agreement with the presentation and the desire for a partnership with the City to resolve the concerns communicated to us by our customers and clients.

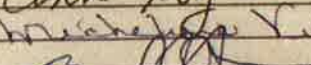
Thank you for considering this request.


Bowes and Clothes
Andrew L. J. Berthelot Law Office
Cambrian Berthelot Insurance Brokers
Tree and Frog
The Brew Haha!
New to You
S.A.D. Sunshine Shop
Lyrette Opticians
In Motion Fitness Inc.
SewBeeDazzled
Sarich Source For Sports

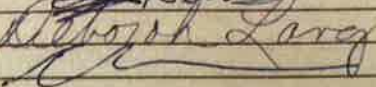


Clayton on vacation


Ann Foy
Michelle Vincent








BOWES & CLOTHES

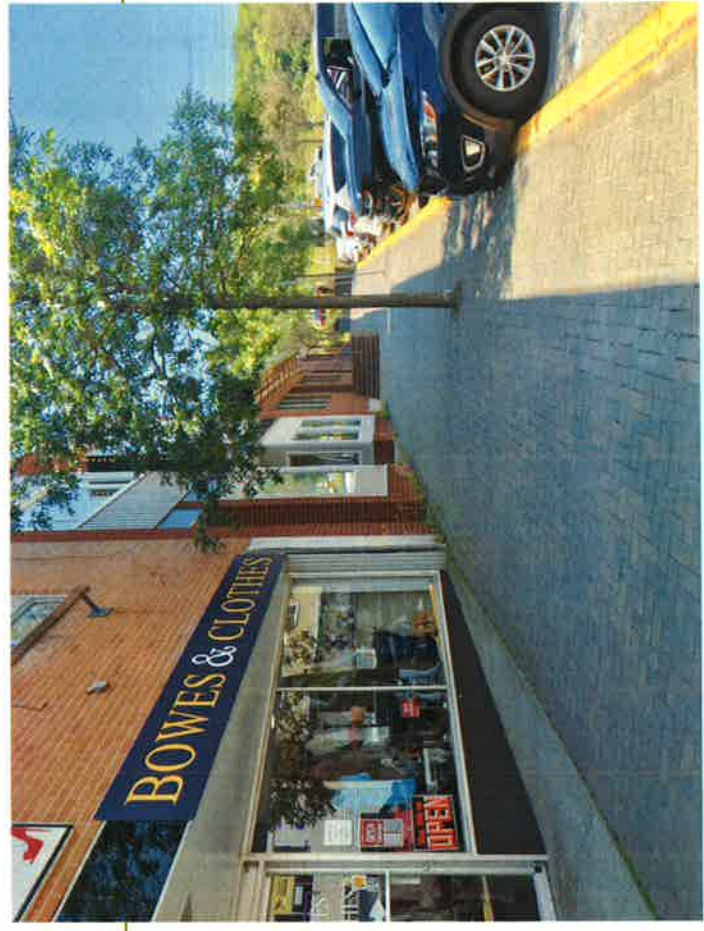
Increasing shopping in downtown Elliot Lake through enhanced parking accessibility.

Ms. Lisa Bowes, Business Owner & Elliot Lake Resident

Elizabeth Walk currently...

- Parking spots are inadequate in number to support the 12 businesses/agencies on the street
- Customers have complained and expressed that they choose not to shop in the area due to limited parking and accessibility
- The disproportionately aged population has accessibility needs and are not able to park remotely
- The sidewalks on either side of the street are excessively deep, wasting space
- The road is appropriately wide to accommodate the current, one way traffic flow

Excessive sidewalk depth, inadequate parking



Excessive sidewalk depth, no parking



Elizabeth Walk proposed...

- Increase number of on street parking spots from current 15 to 26
- Increase designated handicapped parking spots from current 2 to 4
- Reduce the depth of the existing sidewalks on either side of the road
- Maintain the existing dimensions and one way traffic flow of the road
- Reduce the parking time limit from current 2 hours to 1 hour

Specifics...

- The sidewalks on both sides of the street are constructed of paving stones
- The sidewalks are excessively deep at 14 feet and waste space
- The sidewalks can be reduced in depth to create additional parking spots
- No alteration is needed on the roadway
- The flow of traffic on the roadway would remain the same
- Parking spots could be increased 73%

Contextual Considerations...

- Adjacent Ontario Street has inadequate parking to support local businesses.
- Residents have been inundating City Hall with complaints regarding parking tickets on Ontario Street due to exceeding 45 minute parking time limit.
- The increase of parking spots on Elizabeth Walk would assist to alleviate some of the parking pressures regarding Ontario Street and provide a remedy to the increased ticketing complaints from citizens.

Thank-you!

I returned to Elliot Lake, my birthplace, last year to provide a positive lifestyle for my son and I. Elliot Lake is indeed everything I remembered it to be when my grandfather ran his own independent business in this city, a barber shop, for decades.

I have invested my personal savings to start a business, which market research and customer feedback has identified is needed here.

I am hopeful that my efforts will be successful and will contribute to the tax base and employment opportunities in Elliot Lake.

I would appreciate your partnership, as would the other businesses/organizations that have signed their agreement to this proposed enhancement to our downtown core.

Submitted with respect,

Lisa Bowes