



Minutes of a meeting of the Committee of the Whole

Date	June 9, 2015
Location	Council Chambers, City Hall
Committee Members Present	Mayor Dan Curtis Councillor Jocelyn Curteanu Councillor Mike Gladish Councillor Dave Stockdale Councillor John Streicker
Absent	Councillor Betty Irwin
Guests	Debbie Hoffman – Lackowicz and Hoffman Rita Davies – Lackowicz and Hoffman
Staff Present	Christine Smith, City Manager Valerie Anderson, Acting Director of Corporate Services Mike Gau, Director of Development Services Patrick Ross, Manager of Planning Services Cathy Small, Land Development Supervisor

Your Worship, the Committee of the Whole respectfully submits the following report:

1. Appeal of Public Use Land Dedication Requirement

An application to subdivide Lot 430 in the Tank Farm Area into two lots was conditionally approved by administration on March 13th, 2015. The requirement for public use land dedication was determined to be within the constraints of the enabling legislation, and since no part of the lands were identified or deemed suitable for public use, payment-in-lieu for one parcel was imposed. The applicant has appealed the decision of the Development Officer to require public use land dedication as a condition of subdivision approval and requests that Council defer PULD for both new lots until development occurs on the site.

In accordance with existing legislation, after hearing the appeal Council may deny the appeal or may allow the appeal by varying the requirement for public use land dedication.

The letter of appeal was read into the record as the proponent was unable to attend.

Upon completion of presentations from all parties, Councillor Gladish declared a conflict and recused himself from Council's deliberations. Committee members left Chambers to consider their decision in-camera. Thereafter the Committee returned to Chambers and reverted to open meeting.

Participants were advised that a decision in writing would be released within 60 days, and then the meeting was adjourned.

It was the decision of Council that public use land dedication for both parcels should be deferred.

All decisions made in-camera must be ratified in an open meeting.

Recommendation

THAT the appeal by 46447 Yukon Inc. with respect to the requirement for public use land dedication as a condition of subdivision approval for the property located at Lot 430, Plan 26176 be allowed; and

THAT pursuant to section 316(1)(a) of the *Municipal Act*, payment of the public use land dedication cash-in-lieu fees with respect to subdivision approval for Lot 430, Plan 26176 be deferred until development occurs on the site.

There being no further business, the meeting was adjourned

Adopted at the regular council meeting on July 27, 2015

ORIGINAL MINUTES SIGNED BY:

"Betty Irwin"

Betty Irwin, Betty Mayor

"V. Anderson"

Valerie Anderson, Acting City Clerk