



**REGULAR MEETING OF COUNCIL  
AGENDA**

**Monday, September 13, 2021, 6:00 PM**

**Council Chambers**

**2021 Division Road N**

**Kingsville, Ontario N9Y 2Y9**

**Pages**

**A. CALL TO ORDER**

In light of the ongoing COVID-19 pandemic, this Regular Meeting of Council is being held electronically. Members will meet via electronic participation. Members of the public can view the meeting at [www.kingsville.ca/meetings](http://www.kingsville.ca/meetings) and select the VIDEO icon.

**B. MOMENT OF SILENCE AND REFLECTION**

**C. SINGING OF NATIONAL ANTHEM**

Live singing of O'Canada by Rylee Redekop.

**D. DISCLOSURE OF PECUNIARY INTEREST**

When a member of Council has any pecuniary interest, direct or indirect, in any matter which is the subject of consideration at this Meeting of Council (or that was the subject of consideration at the previous Meeting of Council at which the member was not in attendance), the member shall disclose the pecuniary interest and its general nature, prior to any consideration of the matter.

**E. PRESENTATIONS/DELEGATIONS**

1. Mackenzie Porter on behalf of the 'Better Laws for Paws' Advocacy Group for animal welfare--Presentation pertaining to the Bettering of Animal Care and Control by-laws

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**F. MATTERS SUBJECT TO NOTICE**

1. Zoning By-law Amendment (Corrections) by Town of  
Kingsville 380 Inman Side Road and 244B County Road  
34 W

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R. Brown, Manager of Planning Services

- i) Notice of Public Meeting: Zoning By-law Amendment (Correction) dated August 23, 2021;
- ii) Notice of Public Meeting: Zoning By-law Amendment (Correction) dated August 23, 2021;
- iii) Report of R. Brown dated August 23, 2021;
- iv) Proposed By-law 72-2021, being a By-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville

**Recommended Action**

That Council:

Approve zoning amendment application ZBA/23/2021 to correct the following:

Amend the existing 'Agriculture Exception 52 Zone, (A1-52)' to reduce the lot frontage from 100 m to 50 m and reduce the lot area from 7,000 sq. m to 6,400 sq. m consistent with the actual lot area and frontage;

Amend the Light Industrial Exception 11 Zone, (M1-11) to limit the uses to the existing cabinet manufacturer and establish the associated site-specific zoning regulations for the use.

**G. AMENDMENTS TO THE AGENDA**

**H. CLOSED SESSION**

Pursuant to Subsection 239(2) of the *Municipal Act, 2001*, Council will enter into Closed Session to address the following items: Subsection 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in regard to the Vaccination Policy.

**I. REPORT OUT OF CLOSED SESSION**

**J. STAFF REPORTS**

**1. Vaccination Policy**

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J. Galea, Manager of Human Resources

**Recommended Action**

That Council approves a mandatory COVID-19 vaccination policy for the Town of Kingsville in the form attached to this report.

**2. Application for Site Plan Approval SPA/14/2021 by Michael & Donna Mastronardi & 2780530 Ontario Inc (Ridge Farms); Part of Lot 13, Concession 3 ED, Parts 1 and 2, RP 12R-2141, Part 1 RP 12R-12637 and Part 3, RD 292**

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R. Brown, Manager of Planning Services

### **Recommended Action**

That Council:

Approve site plan application SPA/14/2021 for the construction of a new three phase 16.6 h a (41 ac.) vegetable greenhouse facility and associated support facilities on lands located at 2461 Albuna Town Line (County Road 31), subject to the conditions and requirements outlined in the site plan agreement and authorize the Mayor and Clerk to sign the agreement and register said agreement on title.

3. **Application for Site Plan Amendment SPA/15/2021 by Tay 69**  
**Inc. 200 Main St. E, Part of Lot 2, Concession 1 ED,**  
**Part 2, RP 12R 26799**

R. Brown, Manager of Planning Services

### **Recommended Action**

That Council:

Approve site plan amendment application SPA/15/2021 for 200 Main St. E. for the installation of one (1) ground mounted sign subject to the following conditions:

Maximum height of 3.65 m (12 ft.);

Front yard setback of 7.62 m (25 ft.), minimum;

Side Yard setback 4.5 m (15 ft.), minimum;

Lighting associated with the sign must be dark sky complaint and full cut-off standard and include a timer to limit lighting to the hours of 7am to 10 pm daily;

The signage be limited to the display of tenants located in the building and the name of the building only, and

Authorize the Mayor and Clerk to sign the amending agreement and register said amendment on title.

4. **Application for Site Plan Amendment SPA/23/21 by Nello 76**  
**Holdings Inc. 19 Dimar Drive, Pt. Lot 10, Concession 2 ED**  
**Lot 5, Plan 12M 609**

R. Brown, Manager of Planning Services

### **Recommended Action**

That Council:

Approve site plan approval application SPA/23/21 for a three phase industrial development at 19 Dimar Drive, subject to the conditions and requirement outlined in the site plan agreement and authorize the Mayor and Clerk to sign the agreement and register said agreement on title.

5. **Application for Site Plan Amendment SPA/12/2021 by Bull Market Farms 85**

**Inc., 1921 Road 3 E, Part Lots 11 and 12, Concession 2 ED, Parts 1 and 3 and Pt. Pt. 2 RP 12R-14705**

R. Brown, Manager of Planning Services

**Recommended Action**

That Council:

Approve site plan amendment application SPA/12/2021 for the expansion of an existing greenhouse facility including 5.18 ha (12.8 ac.) of growing area, 880 sq. m (9,472.5 sq. ft.) of warehouse additions and additional storm water management facilities at 1921 Road 3 E, subject to the conditions and requirements outlined in the amending site plan agreement and authorize the Mayor and Clerk to sign the agreement and register said agreement on title.

**6. Carnegie Arts and Visitor Centre – A Cultural Hub 98**

K. Loney, Manager of Recreation Programs, Special Events, Tourism

**Recommended Action**

That Council approves administration to enter into a five-year lease agreement with the Arts Society of Kingsville to use the Carnegie Arts and Visitor Centre, in form satisfactory to the CAO and Director of Legal and Clerk Services.

**7. National Truth and Reconciliation Holiday 103**

K. Loney, Manager of Recreation Programs, Special Events, Tourism

**Recommended Action**

That Council participates, and encourages others to participate in learning about the history and legacy of residential schools through the National Centre for Truth and Education Learning Series; and that Council honours Truth and Reconciliation Day by engaging in Actions described in this report.

**8. Lions Park--Phase 2 Development 107**

R. Wyma, Director of Community and Development Services

**Recommended Action**

That Council approve amendments to the Lions Park Development Phase 2 including the planting of additional trees as may be required, moving the shade structure from the basketball area to the proposed playground area (Phase 3), and relocate the Multi-Use Court to Ridgeview Park to replace the existing basketball court which is in disrepair; and further,

That Council accept the revised tender of \$182,175 from Greenlight General Contracting Inc. to complete the construction of Phase 2 of the Lions Park development;

That the washroom and storage area, proposed to be constructed as part of Phase 3, be eliminated from the Park Master Plan; and further,

That Administration develop a new Park Classification System based on the system included in the 2013 Official Plan and the 2018 Parks, Recreation, Arts and Culture Master Plan; and further,

That Administration explore the introduction of a Park Watch, or after-hours emergency program

**9. Lakeside Park Multi-Use Paved Trail Construction – Tender Results** 112

D. Wolicki, Manager of Municipal Facilities and Property

**Recommended Action**

That Council authorizes the Mayor and Clerk to execute an agreement with Quinlan Inc. in the amount of \$155,315.05 (excluding HST) for the construction of the multi-use paved trail in Lakeside Park located at 315 Queen Street.

And that Council authorize up to an additional \$49,636.00 (excluding HST) to be funded from the Parks Property Reserve (03-000-032-31043).

**K. BUSINESS/CORRESPONDENCE-ACTION REQUIRED**

**1. Consul of Mexico--Correspondence dated August 23, 2021 RE: Request to Raise the Mexican Flag at Town Hall from September 13-16, 2021** 117

**Recommended Action**

That Council support the municipality in joining with the Consul of Mexico, Vanessa Calva Ruiz and raise the national flag of Mexico on September 15, 2021 in recognition of Independence Day and honouring the thousands of guest workers who support our agricultural industry and local economies.

**2. Association des communautés francophones de L'Ontario Windsor, Essex, Chatham, Kent (ACFO WECK)--Request to participate in flag raising ceremony on Friday, September 24, 2021** 118

**Recommended Action**

That Council support the raising of the flag on Franco-Ontarian Day, held every year on September 25 to recognize and celebrate Francophone heritage across the province.

**L. MINUTES OF THE PREVIOUS MEETINGS**

**1. Special Meeting of Council--August 16, 2021** 119

**2. Special Closed Session Meeting of Council--August 16, 2021**

3. **Regular Meeting of Council--August 23, 2021** 126

**Recommended Action**

That Council adopts Special Meeting of Council Minutes dated August 16, 2021, Special Closed Session Meeting of Council Minutes dated August 16, 2021, and Regular Meeting of Council Minutes dated August 23, 2021.

**M. MINUTES OF COMMITTEES AND RECOMMENDATIONS**

1. **Kingsville B.I.A.--July 13, 2021** 142

**Recommended Action**

That Council receives Kingsville B.I.A. Meeting Minutes dated July 13, 2021.

2. **Kingsville Municipal Heritage Advisory Committee--July 20, 2021** 145

**Recommended Action**

That Council receives Kingsville Municipal Heritage Advisory Committee Meeting Minutes dated July 20, 2021.

3. **Committee of Adjustment--July 20, 2021** 149

**Recommended Action**

That Council receives Committee of Adjustment Meeting Minutes dated July 20, 2021.

4. **Planning Advisory Committee--July 20, 2021** 153

**Recommended Action**

That Council receives Planning Advisory Committee Meeting Minutes dated July 20, 2021.

5. **Union Water Supply System Joint Board of Management--July 21, 2021** 156

**Recommended Action**

That Council receives Union Water Supply System Joint Board of Management Meeting Minutes dated July 21, 2021.

6. **Park Recreation Arts and Culture Committee--June 17, 2021** 161

**Recommended Action**

That Council receives Park Recreation Arts and Culture Committee Meeting Minutes dated June 17, 2021 together with the following sub-committee minutes:

Communities in Bloom - May 4, 2021

Fantasy of Lights - April 27, 2021

Migration Festival - April 27, 2021

## **N. BUSINESS CORRESPONDENCE - INFORMATIONAL**

1. **Kingsville BIA--Correspondence dated August 11, 2021 RE: Request that Council consider offering a financial relief grant to all businesses that have been financially impeded by the forced restrictions implemented as a result of the pandemic** 177
2. **Town of Essex-Correspondence dated August 13, 2021 RE: PSA Test for men** 178
3. **Municipality of Leamington--Correspondence dated August 17, 2021 RE: Joint and Several Liability reform** 181
4. **T. Del Greco, Manager of Engineering--Email correspondence RE: Cedar Island Subdivision** 183
5. **Municipality of Mississippi Mills--Correspondence dated August 26, 2021 Re: Bill C-21, An Act to Amend Certain Acts and to make certain consequential amendments (firearms)** 184

### **Recommended Action**

That Council receives Business Correspondence-Informational items 1-5.

## **O. NOTICES OF MOTION**

1. **Deputy Mayor Queen may move or cause to have moved:** 185  
That Council enter into a discussion as to the manner in which votes should be cast for the next municipal election that is scheduled to be held October 24, 2022.
2. **Councillor Lucier may move, or cause to have moved:**  
That Council designate November 15 to raise awareness of Violence Against Women, encourage staff and residents to wear purple, and provide information on the Town website and social media.

## **P. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES**

## **Q. BYLAWS**

1. **By-law 72-2021** 186  
Being a By-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville  
To be read a first, second and third and final time

## **R. CONFIRMATORY BY-LAW**

1. **By-law 73-2021** 188

Being a by-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its September 13, 2021 Regular Meeting

To be read a first, second and third and final time

**S. ADJOURNMENT**