



**The Corporation of the City of St. Catharines  
CITY COUNCIL AGENDA  
Second Meeting, Regular, Monday, January 21, 2013  
Council Chambers, City Hall, 6:30 p.m.**

*His Worship Mayor Brian McMullan takes the Chair and opens the meeting*

- 1. Invocation**
- 2. Opening Remarks, Mayor McMullan**
- 3. Declarations of Interest**
- 4. Adoption of the Agendas as Presented**
- 5. Public Meetings Pursuant to the Planning Act (Commencing at 7:30 p.m.)**

- a) Amendment to Zoning Area By-law 6609 (Zone 8), to Remove Regulations for Recreational Vehicles on Residential Lands; Applicant: City of St. Catharines; File: 60.35.1 Vol. AAF (General Committee Minutes, January 7, 2013, Item 3.1) (Report Attached)

- 6. Adoption of the Minutes (Council and General Committee)**

- a) [First Meeting of City Council, January 7, 2013](#)
- b) [First Meeting of General Committee, January 7, 2013](#)

- 7. Presentations**

- a) Bob Marshall, St. Catharines Hydro; Re: Cheque Presentation

- 8. Delegations**

- a) Ron Brydges; Re: Bill 140, Strong Communities through Affordable Housing Act, 2011 (See General Committee, January 21, 2013, Item 3.1)
- b) Maggie Buckley; Re: Folk Arts Festival (See General Committee, January 21, 2013, Item 3.2)
- c) Karrie Porter, Our Community Food Store; Re: Market Study Results and Status Update

## **9. Call for Notices of Motion**

## **10. Motions**

### **a) Councillor Phillips**

Re: 24 Hour Shift Model for the City of St. Catharines Fire Department

WHEREAS pursuant to Section 2 of the Municipal Act, 2001, municipalities are created by the Province of Ontario to be responsible and accountable governments with respect to matters within their jurisdiction and each municipality is given powers and duties under this Act and many other Acts for the purpose of providing good government with respect to those matters; and

WHEREAS pursuant to Section 224 of the Municipal Act, 2001, it is the role of Council to represent the public and to consider the well-being and interests of the municipality; to develop and evaluate the policies and programs of the municipality; and to maintain the financial integrity of the municipality; and

WHEREAS pursuant to Section 2 of the Fire Protection and Prevention Act, 1997, every municipality shall provide such fire protection services as it determines may be necessary in accordance with its needs and circumstances; and

WHEREAS pursuant to Section 6 of the Fire Protection and Prevention Act, 1997 the Council of the municipality shall appoint a fire chief for the fire department and a fire chief is the person who is ultimately responsible to the Council of a municipality that appointed him or her for the delivery of fire protection services; and

WHEREAS the conditions of work for firefighters and collective bargaining rights, among other things, is governed by Part IX of the Fire Protection and Prevention Act, 1997 and whereas Section 43 of the Act imposes certain requirements regarding the hours of work for firefighters, including the option to implement 24 hour shift rotations, but does not require that this model be implemented leaving the management of resources including the determination of appropriate work schedules and staffing to the discretion of the employer; and

WHEREAS pursuant to Section 25 of the Occupational Health and Safety Act, every employer is obligated, among other things to take every precaution reasonable in the circumstances for the protection of a worker; and

WHEREAS Council believes that:

- No conclusive peer-reviewed medical studies have been conducted to measure the effects of 24 hour shifts on firefighters, including how the impact of sleep deprivation impacts the cognitive abilities of firefighters;
- Such studies have been conducted in other professions to measure the effect of extended shifts on those professionals and employees and the

## **10. Motions**

- results have not been supportive of extended shifts;
- No conclusive peer-review studies have been conducted to confirm the subjective benefits which have been argued to be associated with 24 hour shifts for firefighters;
  - The potential risks associated with 24 hour shifts include, among other things, a reduction in the ability of firefighters to perform physically and mentally demanding tasks, a reduction in on-the-job stamina and increased rates of technical errors all of which may contribute to increased occupational injury, accident and/or loss of life and ultimately reduced public safety;
  - 24 hour shifts have the potential to create onerous operational and administrative burdens and financial costs associated with the management of sick leave, overtime, training, and discipline and impair the ability to ensure adequate numbers of firefighters available for callback in the event of major incidents;
  - 24 hour shifts may disconnect firefighters from their workplace for extended periods, resulting in reduced employee engagement, loss of mentoring opportunities and low levels of commitment to the profession; and
  - 24 hour shifts may have a disproportionate effect on older workers who generally have a more difficult time adjusting to significant schedule changes and have the potential to cause increased job stress and strain on family life for some firefighters

NOW THEREFORE BE IT RESOLVED that the Municipal Council of the City of St. Catharines does not support the implementation of a 24 hour shift model for the City of St. Catharines fire department as there is insufficient evidence at this time to refute real concern that this deployment of firefighter resources represents an unacceptable risk to the health and safety of firefighters and the public; and furthermore that implementing this change would be detrimental to the continued efficiency and effectiveness of the fire service.

## **11. Resolve into General Committee**

## **12. Motion Arising from In-Camera Session**

## **13. Motion to Ratify Forthwith Recommendations**

## **14. By-laws**

- a) Reading of By-laws

## **15. Agencies, Boards, Committee Reports, and Extras**

- a) Committee Minutes to Receive: Clean City Committee, Culture Committee, and Mayor's Advisory Committee for Black History

23

24-30

## **16. Adjournment**

## Corporate Report

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### **Report from** Planning & Development Services, Implementation

**Date of Report:** December 11, 2012      **Date of Meeting:** January 7, 2013

**Report Number:** PDS-005-2013      **File:** 60.35.1 Vol. AAF

**Subject:** Amendment to Zoning Area By-law 6609 (Zone 8), to Remove Regulations for Recreational Vehicles on Residential Lands  
Applicant: City of St. Catharines

### **Recommendation**

That Council refer to City Council for consideration after the public meeting scheduled for January 21, 2013, the report from Planning and Development Services, Implementation, dated December 11, 2012, regarding a proposed amendment to Zoning Area By-law 6609 (Zone 8) to remove the regulations for recreational vehicles, including quantity, length/height and location, on residentially zoned properties. FORTHWITH

### **Staff Recommendation**

That Council approve an amendment to Zoning Area By-law 6609 (Zone 8) as follows:

1. Section 4(7) of By-law 6609, be deleted in its entirety, to remove the provision that restricts the quantity, length, height and location of recreational vehicles;
2. Removing the words "notwithstanding the provisions of subsection (7)" from Section 4(8); and

That the Clerk be directed to make the necessary Notice of Decision required by the Planning Act, R.S.O, 1990, c.P.13, as amended; and

That the City Solicitor be directed to prepare the necessary By-laws to give effect to Council's decision; and further

That upon expiration of the appeal periods, the City Clerk be directed to forward applications to the Ontario Municipal Board for approval of the proposed zoning by-laws, if any appeals are received.

FORTHWITH

## **Summary**

This report is provided in response to Council's direction to staff to initiate an amendment to the Zoning By-law for Zone 8 to consider the removal of restrictions on the parking and storage of recreational vehicles (including boats and trailers).

## **Background**

At its regular meeting on September 24, 2012, Council directed staff to initiate an amendment to the Zoning By-law for Zone 8 to consider the removal of restrictions on the parking and storage of recreational vehicles (RVs). An excerpt of the minutes from the September 24, 2012 meeting is attached as Appendix 1. For the purposes of this report, RVs includes travel trailers, camper trailers, pick-up campers, motor homes, utility trailers and boats.

As part of the public consultation for the zoning amendment, staff also sought input on whether recreational vehicles should be regulated throughout the City, and if so, to what extent. On November 13, 2012, Planning Services staff hosted an open house to discuss the zoning amendment. Considered zoning approaches included:

1. removing the regulations in Zone 8, and
2. obtaining comments to determine whether there should be a city wide regulation.

Comments from the open house are outlined in the Open House section of this report. In response to the feedback received at the open house, at its regular meeting on November 26, 2012, Council directed that Zone 8 be considered the same as all other zone areas within the City, and that the restrictions in Zone 8 not be extended to other areas of the City. An excerpt of the minutes from the November 26, 2012 meeting is attached as Appendix 2. To this end, staff has proceeded with the scheduled public meeting date. Council's decision on regulations pertaining to RVs city wide will be carried over to the comprehensive zoning by-law which is being prepared.

Council should be aware that it was never staff's intent to extend the Zone 8 restrictions to other areas of the City. Staff was seeking input on whether any restrictions should be considered throughout the City. This question was in response to routine concerns from residents regarding the parking of oversized RVs on residential properties.

## **Report**

### **Site Analysis**

- a) Location:  
The lands are located in the Glenridge and Glendale area, as illustrated in Appendix 3.
- b) Existing Land Use:  
The lands impacted by the proposal are zoned and used for residential purposes (zoned Residential 'A'). These lands are referred to as "the lands" throughout this report.

**c) Garden City Plan**

The lands are designated Neighbourhood Residential in the Garden City Plan (GCP). The Neighbourhood Residential designation is intended to provide "...a full range of housing opportunities, types, form and density to help accommodate projected growth; and to support a wide variety and choice of housing to provide accessible, affordable, adequate and appropriate housing for all socio-economic groups." There are no policies in the GCP specific to the storage or parking of RVs on residential properties. No amendment to the GCP is required.

**d) Existing Zoning**

The lands are zoned for residential purposes as Residential 'A' by Zoning By-law 6609, as amended (Zone 8). The Residential 'A' zone permits single detached dwellings and uses accessory thereto. The storage of RVs on a residential lot is considered as an accessory use to the dwelling, and therefore is a permitted use.

**Circulation Comments**

The purpose of the application is to amend the zoning by-law to remove the Zone 8 regulations for RVs, including quantity, length/height and location.

The application was circulated to all appropriate City departments and agencies for their comments and/or requirements. No objections were received. The following comments were offered:

- Regional Development Services staff advises that the proposed amendment does not affect any Provincial or Regional policies. Although the Region is not opposed to the approval of the application, they advise that from a public health and safety perspective, recreational vehicles cannot be used for human habitation while parked on residential properties. In addition, the parking of recreational vehicles/trailers, etc. near a Regional road should not result in safety issues (i.e. from a visibility perspective). These comments are further discussed in the Planning Considerations section of this report.
- The Traffic Section of Transportation and Environmental Services advises that vehicles, of any type, must be parked entirely on private property, and no portion of the vehicle can extend into the municipal right-of-way. Further, vehicles cannot be parked on streets. These comments are further discussed in the Planning Considerations section of this report.

**Open House**

A public open house was hosted by staff on November 13, 2012. The purpose of the meeting was to present the proposal and allow for an opportunity for questions to be asked and comments to be received by City staff before decisions are made on the matter. The open house was intended to seek input on:

1. the removal of the Zone 8 regulations, and
2. restrictions, if any, on RV storage on residential lots through the entire City.

One-hundred and twenty eight (128) people signed in at the open house. Additional people were also outside of the meeting room looking at presentation boards and speaking with staff. The response at the public open house was overwhelmingly opposed to a city wide regulation to restrict the parking of recreational vehicles on residential lots, and support for removing the existing regulations in Zone 8. A summary of the discussion is provided in Appendix 4. Seven-hundred and eighteen (718) people also responded to an online survey, and similar responses were received.

Generally, people expressed the following concerns regarding regulations for RVs on residential lands:

- Paying for off-site storage in addition to paying taxes is onerous;
- The cost of off-site storage may preclude people from having a trailer;
- Insurance costs increase if RVs are stored off-site;
- The frequency of use makes it inconvenient to store RVs off-site;
- Personal limitations may prevent people from accessing off-site storage;
- Off-site storage facilities are not secure and RVs may be damaged;
- Preparation activities at the beginning and end of the season take time and are not permitted in off-site storage facilities.

People also expressed concern that many of the “snowbirds” leave for the winter in early November, and could not attend the open house to provide input on whether the storage of recreational vehicles should be regulated by the Zoning By-law. Moving forward, it should be noted that, at the open house in response to this concern it was stated that further meetings would be held and that this issue also would be considered as part of the comprehensive zoning by-law review. However, based on Council’s direction on November 26, 2012, staff have proceeded with this report and the public meeting in accordance with the Planning Act.

Council had directed staff to not impose the Zone 8 regulations to other areas of the City. This report addresses only the removal of RV regulations from Zone 8. There is no recommendation relating to other areas of the City since there is no proposed change to the Zoning By-law.

### **Planning Considerations**

#### **Provincial Policies**

The Provincial Policy Statement (PPS) contains policies that speak to sustaining healthy, liveable and safe communities through a variety of initiatives. The PPS does not contain policies specific to parking and storage of RVs. The proposal to remove the regulations for Zone 8 does not conflict with the policies in the PPS.

#### **Garden City Plan (GCP)**

Similarly, the Neighbourhood Residential land use designation of the GCP does not include specific policies regard the parking and storage of RVs. The GCP policies reflect the need to provide choice to residents balanced with urban design and neighbourhood aesthetics as a collective aim. Currently, Zone 8 is the only area of the City where parking and storage of RVs is regulated by the Zoning By-law. The proposal to remove the regulations in Zone 8 will provide parking and storage



opportunities equal to all other areas of the city. The proposed zoning amendment is considered by staff to conform to the policies in the GCP. No GCP amendment is required.

### **Zoning**

Currently, the quantity, length/height and location of RVs are only regulated in Zone 8 (Appendix 3). Zone 8 regulations permit owners and occupants of a residential lot to store or park one boat not exceeding 7 metres (23 feet) in length or 2.4 metres (8 feet) in height, with or without a boat trailer; and one recreational vehicle, which includes travel trailers, pick-up campers, permanently mounted campers, tent trailers, motorized homes, and utility trailers. The By-law for Zone 8 further regulates the location of such vehicles on the lot, depending on the type of residential use. Combined, these regulations essentially prohibit parking of recreational vehicles on most lots in Zone 8 because of their size. This is an issue because the other zoning by-laws covering the balance of the City do not include regulations that restrict the size or location of recreational vehicles on residential lots.

### **Human Habitation**

Currently, human habitation of recreational vehicles is prohibited. The removal of RV parking and storage regulations in Zone 8 does not extend to permissions for human habitation of RVs. Human habitation of RVs will continue to be prohibited in Zone 8 for health and safety reasons.

### **Traffic By-law**

Concerns and comments received regarding safety issues (i.e. visibility), are largely addressed currently through the City's Traffic By-law. The Traffic By-law regulates the location of any vehicle, including RVs, relative to the street or sidewalk.

Specifically:

- Where there is no sidewalk on a curbless road, parking is prohibited within 1 metre (3.3 feet) of the road shoulder (Appendix 5);
- Where there is no sidewalk on a curbed road, parking is prohibited within 3 metres (9.8 feet) of the edge of the roadway (Appendix 6);
- Where there is a sidewalk, parking is prohibited within 30 cm (11.8 inches) of the sidewalk and between the sidewalk and the roadway (Appendix 7).

In addition, vehicles must be parked entirely on private property and no portion of the vehicle can extend into the City's right-of-way. Combined, these provisions ensure that vehicles, including RVs, are set back to allow adequate visibility.

### **Second Planning Opinion Advisory**

Should Council consider not supporting the Staff Recommendation, Council is advised to defer its decision until such time as a second planning opinion from an outside consultant be obtained. In the event the second planning opinion is supported by Council, and Council makes a decision based on that second planning opinion, and if and when the matter should be heard before the Ontario Municipal Board, then the planner who has provided the second opinion shall be retained for the purposes of a hearing before the Ontario Municipal Board.

In accordance with established procedures, the date for the public meeting is provided in the recommendation and notices for the public meeting have been circulated.

**Financial Implications**

Not applicable.

**Conclusion**

The removal of zoning regulations for parking and storage of recreational vehicles in Zone 8 will create uniform zoning across the City for RVs. The current Zone 8 regulations are considered onerous in comparison to other areas of the City. Since vehicles of any type must be parked on private property and the City's Traffic By-law regulates the location of any vehicle, including RVs relative to the street or sidewalk, it is appropriate to remove the zone restrictions pertaining to RV parking in Zone 8.

**Submitted by:**

Judy Pihach, MCIP, RPP  
Manager of Planning Services

**Prepared by:**

Britney Williamson  
Planner I

**Approved by:**

James N. Riddell, MPI, MCIP, RPP  
Director of Planning and Development Services

~~provide adequate space for skating and other public events, without the costly retrofitting that is required to construct an ice rink in an existing facility or park. As such, one suggested is that an outdoor ice rink should be considered with future infrastructure projects in the downtown, such as the development of a civic square.~~

**b) Outdoor ice rink should be considered for another location**

The capital costs that were calculated for this report are specific to the existing conditions and work that would be required for Montebello Park. Two of the larger components of these costs are winterizing the caretaker's shed and washrooms and the regrading and under-draining the lawn area. If Council is interested in constructing an AIR within an existing park, selection of a park site that already has winterized public washrooms within a comfortable walking distance and that has a flat asphalt area (such as a tennis or basketball court) should be considered in an attempt to minimize capital costs.

**c) Increase the number of free public skates at existing facilities**

Outdoor ice rinks are often desired by residents as these facilities provide an opportunity for free, non-structured public skating. If this is the demand in St. Catharines, opportunities to meet this demand through existing facilities should be explored. This could include approaching corporate sponsor to provide additional free skating hours. The demand for public skating could be further researched through an updated Recreation Facility Master Plan.

**Financial Implications**

The 2012 Capital Budget and Four Year Forecast includes numerous infrastructure projects pertaining to Recreation and Community Services. The forecast which was approved June 11, 2012 did not include an AIR project. With the number of capital projects in the forecast, there is very little room for additional projects as existing infrastructure programs must also be maintained.

**Conclusion**

This report provides information in response to a proposal for an AIR in Montebello Park including Capital and Operational costs, possibilities for generating revenue, options for funding from both levels of government, the economic impact for locations, and the impact on the neighbourhood. Given the potential impact on operations and the annual festivals held in Montebello Park, it is not recommended that Council approve the request for a seasonal ice rink in Montebello Park.

**Item No.** 512

**Report from** Planning & Development Services, Implementation

**Date of Report:** September 12, 2012

**File:** 60.35.11 Vol. C

**Subject:** Zoning By-law Regulations for Recreational Vehicles (including Boats and Trailers) on Residential lands

**MOVED BY COUNCILLOR HARRIS**

That Council receive the report from Planning and Development Services, dated September 12, 2012, regarding zoning by-law regulations for recreational vehicles (including boats and trailers) on residential lands; and

That staff be directed to initiate the process for a public meeting to discuss the removal of the restrictions in Zone 8 as it pertains to recreational vehicles.

**CARRIED FORTHWITH**

## **Recommendation**

That Council receive the report from Planning and Development Services, Implementation, dated September 12, 2012, regarding Zoning By-law Regulations for Recreational Vehicles (including Boats and Trailers), for information purposes. FORTHWITH

## **Summary**

The report responds to a request from Councillor Harris for clarification regarding zone regulations for recreational vehicles. For the purposes of this report, staff have included boats and trailers as similar to recreational vehicles. This report will clarify the regulations currently in place. The report also addresses potential regulations for the new zoning by-law to be considered by Council in 2013.

## **Report**

### **Recreational Vehicles Only Restricted in Zone 8**

Currently, there are eleven (11) different zone area by-laws in the City, nine (9) in the urban area and two (2) in the agricultural areas. Throughout most of the City, the zoning by-laws do not address recreational vehicles at all. There are no restrictions on the size, location or number of recreational vehicles, boats, trailers, etc., which are stored or parked on a residential lot.

Zone 8, as shown in Appendix "F", is the exception. In Zone 8, there are regulations which restrict the size and location where these types of vehicles may be parked on residentially zoned lands.

In Zone 8, one recreational vehicle and one boat (under 23 feet in length or 8 feet in height) is permitted per residential lot with a single or semi-detached dwelling, providing it is in a carport or garage or located in the rear yard or side yard not closer to the street than the house. A recreational vehicle is not permitted in the driveway in front of the dwelling, nor is it permitted anywhere in the front yard. On the few lots where there is sufficient access to the rear yard, the recreational vehicle must also be at least four (4) feet away from any lot line where the neighbour's house has doors or windows facing the lot line. The recreational vehicle, when stored outside in a rear yard, is included in building coverage. These regulations largely ban recreational vehicles in Zone 8.

This regulation creates confusion and frustration for staff, Council and residents. It is just one example of problems with the existing zoning by-laws which are being addressed in the new zoning by-law.

### **New Zoning By-law To Establish Equitable Regulations**

The new zoning by-law is intended to permit the parking and storage of recreational vehicles providing there is some limitation on the size, scale, and proportion. Recreational vehicles that reflect a scale that is similar to that of a standard car or truck are intended to be permitted. The parking or storage of recreational vehicles is intended to be permitted in typical parking areas (garage, carport, driveways, but not yard or lawn areas). For example, the new zoning by-law may prohibit any recreational vehicle greater than 7.5 metres (25 feet) in length. Large motor homes, for example, may exceed this limit and would be prohibited accordingly. Staff is aware that large motor homes are often temporarily stored in driveways to prepare them for trip departure (temporarily meaning a few days, as opposed to a few weeks), and this is a reasonable exception, in staff's opinion.

The actual zone provisions regulating recreational vehicles have not yet been finalized by staff. A draft of the new zoning by-law will be presented to the public in a variety of open house sessions in the spring of 2013. The public will have ample opportunity to review and comment on the specific zoning provisions addressing recreational vehicles, as will Councillors. Staff will be reviewing the public input on this matter and reviewing the zone provisions prior to a final recommendation to Council in the fall of 2013.

Staff recognize that the Zone 8 restrictions are unique for that area. The new zoning by-law will ensure that zone regulations apply uniformly throughout the City.

**Financial Implications**

Not applicable.

**Conclusion**

Recreational vehicles on residential properties are severely restricted only in Zone 8. The new zoning by-law will address this by establishing universal regulations for land uses across the City including the storage and parking of recreational vehicles on residential lands. Council will be considering the new zoning by-law in 2013.

**Item No. 513**

**File:** 35.60.99

**Discussion:** In Camera Report Request

**MOVED BY COUNCILLOR WILLIAMSON**

That staff be directed to prepare an In Camera report on the information provided, pursuant to By-law 2007-311, Section G5.3(b), personal matters about an identifiable individual, including municipal or local board employees.

**CARRIED FORTHWITH**

**Item No. 514**

**File:** 35.2.2, 35.31.4

**Discussion:** Resolution Regarding Request for Support for Installation of Rooftop Solar Panels

**MOVED BY COUNCILLOR SISCOE**

**SECONDED BY COUNCILLOR STACK**

WHEREAS the City of St. Catharines Sustainability Strategy supports renewable energy options; and

WHEREAS the Garden City Plan encourages and supports alternative and renewable energy sources developed in accordance with Provincial and Federal legislation, policies and regulations; and

WHEREAS the Provincial Feed-In Tariff (FIT) 2.0 program encourages the construction and operation of rooftop solar projects; and

WHEREAS one or more projects may be constructed and operated in the City of St. Catharines; and

WHEREAS pursuant to the rules of the FIT 2.0 program, released August 10, 2012, priority points will be awarded to those projects in municipalities where the local government has expressed formal support in the form of a Municipal Council Support Resolution;

Yeas: Councillors Phillips, Secord, Stack, Stevens, Williamson, Burch, Dodge, Elliott, Kushner and Mayor McMullan

Nays: Councillors Siscoe and Harris

**Carried Forthwith**

3.7. Planning & Development Services, Implementation, Zoning By-law Amendment regarding Recreational Vehicles (including Boats and Trailers) on Residential Lands-Update

Moved By: Councillor Harris

That Council receive for information purposes the report from Planning and Development Services, Implementation dated November 14, 2012, regarding the proposed Zoning By-law amendment for recreational vehicles (including boats and trailers) on residential lands; and

That Council endorse the removal of the present Zone 8 restrictions in this regard; and

That Zone 8 be considered the same as all other current areas within the City.

Moved By: Councillor Kushner

That the restrictions in Zone 8 not be extended to other areas of the City. FORTHWITH

Yeas: Councillor Kushner, Phillips, Secord, Siscoe, Stack, Stevens, Williamson, Burch, Dodge, Elliott and Mayor McMullan

Nays: Councillor Harris

**Carried Forthwith**

***Council considered the Main Motion:***

Yeas: Councillors Siscoe, Stack, Stevens, Williamson, Burch, Dodge, Elliott, Harris, Kushner, Phillips, Secord and Mayor McMullan

Nays:

**Carried Forthwith**

3.8. Corporate Support Services, Clerks  
Appointments to the Mayor's Youth Advisory Committee

Moved By: Councillor Stack

That Council appoint Ashleigh Shadadert, Cara Dinall, Daniel Phillipson, Elizabeth Martin, Faye Campbell, Grant Leemet, Ignatiy Kuznyetsov, Shabana Jamani, Jielin Lu, Justine Mambella, Keira Robinson, Kurtis Hubert, Mia Mambella, Peter Malik, Rosie DiMatteo and Trystan Landry to the Mayor's Youth Advisory Committee; and

Amendment to Zoning Area By-law  
6609 (Zone 8), to Remove

## Corporate Report

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**Report from** Planning & Development Services, Implementation

**Date of Report:** November 14, 2012      **Date of Meeting:** November 26, 2012

**Report Number:** PDS-662-2012      **File:** 60.35.1 Vol. AAF

**Subject:** Zoning By-law Amendment regarding Recreational Vehicles (including Boats and Trailers) on Residential Lands- Update

### Recommendation

That Council receive for information the report from Planning and Development Services, Implementation, dated November 14, 2012, regarding the proposed zoning by-law amendment for recreational vehicles (including boats and trailers) on residential lands.

### Background

In response to a request from Councillor Harris for clarification on zone regulations for recreational vehicles, Council, at its regular meeting on September 24, 2012, directed staff to initiate an amendment to the zoning by-law for Zone 8 to consider the removal of restrictions on the parking and storage of recreational vehicles. An excerpt of the minutes and the staff report from the September 24, 2012 meeting is attached as Appendix "1".

Currently, the quantity, length / height and location of recreational vehicles are only regulated in Zone 8 (Appendix "2"). Zone 8 regulations permit owners and occupants of a residential lot to store or park one boat not exceeding 7 metres (23 feet) in length or 2.4 metres (8 feet) in height, with or without boat trailer; and one "recreational vehicle", which includes travel trailers, pick-up campers, permanently mounted campers, tent trailers, motorized homes, and utility trailers. The By-law for Zone 8 further regulates the location of such vehicles on the lot depending on the type of residential use. Combined, these regulations essentially prohibit parking of recreational vehicles on most lots in Zone 8. The other zoning by-laws covering the balance of the City do not include regulations that restrict the size or location of recreational vehicles on residential lots.

### Report

This inconsistency was the basis for the motion by Councillor Harris and the ultimate Council direction to staff to undertake a zoning amendment. In addition to Zone 8, staff has initiated a zoning amendment process for the entire city to explore this issue. While the zoning by-laws do not place restrictions pertaining to

recreational vehicles in other parts of the city, staff frequently receive complaints from residents and concerns from Councillors regarding the lack of regulation of large recreational vehicles parked on residential properties throughout the City. The staff report to Council on September 24, 2012, outlined this issue. As part of this exercise, staff sought input on whether recreational vehicles should be regulated at all through the City, and if so, to what extent. It was prudent to seek public advice city wide since this issue would inevitably become a question during the comprehensive zoning by-law review process early in the new year.

On November 13, 2012, Planning staff hosted an open house to discuss the zoning amendment, including consideration for: (1) removing the regulations in Zone 8, and (2) obtaining comments and feedback to determine whether there should be a city wide regulation for recreational vehicles on residential lots.

Approximately 200 people attended the meeting and commented on the proposal. The comments received at the open house and through other media (phone calls, letters, social media, survey results, etc.) assist staff in making an informed recommendation to Council. It should be noted that the feedback received to date has been overwhelmingly opposed to a city-wide regulation to restrict the parking of recreational vehicles on residential lots. Some people noted a desire to ensure adequate sightlines are maintained, and staff advised that the provisions in the Traffic By-law largely address sightline concerns. It was also noted that many of the “snowbirds” leave for the winter in early November and could not attend the open house on November 13<sup>th</sup>. Moving forward, staff will be seeking further public input as part of the public consultation process for the comprehensive zoning by-law. These meetings will provide the “snowbirds” and anyone else with additional opportunities to participate.

### **Financial Implications**

Not Applicable.

### **Submitted by:**

Judy Pihach, MCIP, RPP  
Manager of Planning Services

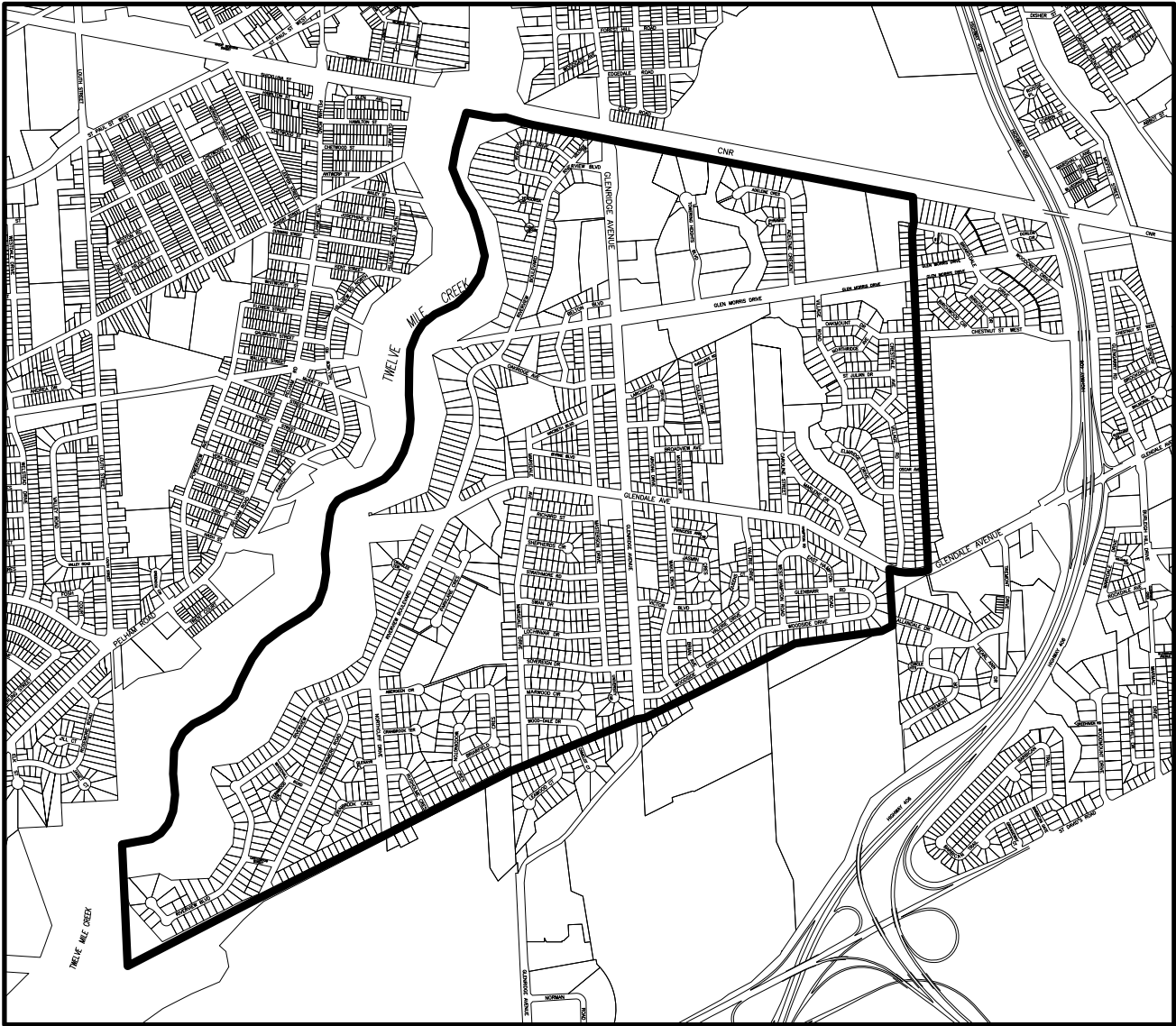
### **Prepared by:**

Britney Williamson  
Planner I

### **Approved by:**

James N. Riddell, MPI, MCIP, RPP  
Director of Planning and Development Services





SUBJECT LANDS KNOWN AS  
 ZONE AREA 8  
 FILE: 60.35.1 Vol. AAF

## OPEN HOUSE COMMENTS – NOVEMBER 13, 2012

- January 21<sup>st</sup> is not a fair or democratic time to hold a meeting for a city wide regulation. There are many concerned “snow birds” who are not here to defend themselves or their position.
- Why not just address Zone 8 and leave the rest of the city as is?
- Those who own recreational vehicles (RVs) find it very convenient to store on-site. If restrictions make it so that we cannot park on our property, it would require added expenses, risk of security and added inconveniences.
- For those who own recreational vehicles, there is a very real fear that added restrictions would not only mean added costs for storage, but would also mean wasted funds dedicated to allow parking on-site. Many owners have landscaped their lawns or moved to larger properties to properly store their RVs. If restrictions are put in place, it means these owners would have to devote even more money to revising landscaping, driveways, etc.
- The prices for off-site storage are high.
- Storing off-site is not just an issue of convenience. For a lot of middle-income families who have already spent thousands purchasing and maintaining trailers, the added \$500.00 would not be affordable.
- There needs to be some kind of restriction for people who charge for storing RVs.
- My sightlines have never been obstructed by my neighbours’ RVs. I do not believe that that would be an issue.
- Doesn’t the Traffic By-law oversee the sightline issue? Shouldn’t we just let the Traffic By-law handle it?
- It’s discriminatory to only apply restrictions to certain zones or areas of the city
- RVs should be allowed based on lot coverage to address sightlines and impact on neighbouring properties.
- Vandalism, theft, and property damage (i.e. dents, scrapes, tire damage, damage from wild animals) are rampant in off-site storage areas.
- There are many issues with off-site storage – security, access to the vehicles themselves, access to cleaning materials, costs, convenience, etc.
- The costs and risks of parking a boat in the marina are monumental. The focus of the proposal should be on removing restrictions in Zone 8.
- How many spaces are available off-site?
- Compensation (i.e. tax relief) should be provided by the City of St. Catharines should restrictions be put on parking recreational vehicles.
- Where properties are large enough not to cause site obstructions, recreation vehicles should be allowed.
- We don’t need regulations at all. Just eliminate the Zone 8 restrictions and leave the rest of the city the way it is.
- We pay our taxes for our land and we should be able to do what we want with it.
- There are very few secure off-site storage places. Where would all of the recreational vehicles park?

- Recreation vehicles with generators on residential properties could be used in emergency situation and are a good thing to keep in neighbourhoods.
- The City should provide a storage area if they put restrictions in our neighbourhood.
- Too costly to store elsewhere.
- Just because a few people complain is no reason to change the rules for everyone.
- Residents of Zone 8 should be able to park their vehicles wherever they choose.

## Traffic By-law

Situation: where there is no sidewalk on a curbless road

Regulation: parking is prohibited within 1 metre (3.3 feet) of the road shoulder



Note: vehicles must be parked entirely on private property

## Traffic By-law

Situation: where there is no sidewalk on a curbed road

Regulation: parking is prohibited within 3 metres (9.8 feet) of the edge of the roadway



Note: vehicles must be parked entirely on private property



## Traffic By-law

Situation: where there is a sidewalk

Regulation: parking is prohibited within 30 cm (11.8 inches) of the sidewalk and between the sidewalk and the roadway



Note: vehicles must be parked entirely on private property

### **By-laws to be considered on January 21, 2013**

- (a) A By-law to authorize a Service Agreement with Folk Arts Council of St. Catharines. (Three readings – with respect to services associated with 2013, 2014 and 2015 Niagara Folk Arts Festival. General Committee, February 13, 2012, Item No. 101 and TO BE CONSIDERED BY GENERAL COMMITTEE JANUARY 21, 2013)
- (b) A By-law to amend By-law No. 64-270 entitled “A By-law to establish Zoning Area No. 4 and to regulate the use of land and the character, location and use of buildings and structures therein.” (Three readings – with respect to removing Holding provision on 1296 Fourth Avenue and 1958 Third Street Louth to permit a new Commercial Subdivision. TO BE CONSIDERED BY GENERAL COMMITTEE January 21, 2013, FORTHWITH.
- (c) A By-law to authorize the acceptance of a conveyance of certain lands from 1568223 Ontario Ltd. for the widening of Vine Street. (Three readings – with respect to a condition of SPA to increase the road width for 63 Vine Street South. Delegation By-law No. 2004-272, as amended.)
- (d) A By-law to amend By-law No. 89-304 entitled "A By-law to designate private roadways as fire routes along which no parking of vehicles is permitted". (Three readings – with respect to Brockview Bible Chapel, 326 Pelham Road. Delegation By-law No. 2004-277, as amended.)
- (e) A By-law to confirm the proceedings and decisions of the Council of The Corporation of the City of St. Catharines at its meeting held on January 21, 2013. (Three readings – with respect to ratification and adoption of City Council Minutes of January 7, 2013, and General Committee Minutes of January 7, 2013.)



**Meeting Minutes  
November 13, 2012  
City of St. Catharines, Lake Street Service Centre**

1. Call to Order by Chair at 5:53 pm
2. Attendance:
  - Regrets: Jim Finley, Holly Washuta, Staff: Gord Campbell, Bob Riediger, Jennifer Bernard
  - Attendees: Councillor Bruce Williamson Tisha Polocko, Elaine Manocha, Cheryl Crawley, Donna Miotto
3. Motion to Approve Minutes from previous meeting
  - Approved by Donna, seconded by Tisha
4. Motion to Adopt Agenda
  - By Cheryl, seconded by Donna
5. Reports – Staff/Council
  - Council: Councillor Williamson expressed concern that City street sweeping has not begun yet. There was also some discussion regarding the red water in Twelve Mile Creek and the dead swans.
  - Staff: Email from Jennifer: Regarding advertising in the Garden City Current – communications department expressed concern with space but indicated that posting on Twitter and the City website were other options.
6. Correspondence/Email/Voicemail
  - None at this time
7. Budget
  - No items at this time.
8. Cigarette Butt Campaign
  - Members discussed options and agreed a communication plan was needed. The members agreed the best slogan would be 'Don't Flick It' (borrowed with permission from the Keep America Beautiful campaign)

***Action Item: Jennifer Cain to develop Communication Plan***

9. Other Business
  - A member also expressed concern that some garbage cans were missing from Linlake Park.
10. Next Meeting: Date TBC, Lake Street Service Centre, 5:45 pm

11. Adjournment – motion to adjourn by Donna, seconded by Tisha.





CITY OF  
ST. CATHARINES

Culture Committee  
Dec 4 2012 5pm to 6:30pm  
City Hall, 3<sup>rd</sup> Floor - Committee Room #1

**Present:** Tracy Cotton, Jennifer Wallace, Melenie Neamtz, Angela Harris, Peter Vietgen, Sue Morrison, Mark Elliott, Andrea Wilson, Wynne Nicholson

**Regrets:** Rick Rochon, Steve Solski, Deb Slade, Kim Payne, Lilita Stripnieks, Brian Narhi, Kathy Summers, Laurie Sadowski

**Staff:** Rebecca Cann, Jason Cadieux, Kathy Powell

## **1. Welcome and Introductions**

T. Cotton called the meeting to order and thanked everyone for attending. R. Cann noted that quorum wouldn't be established until the arrival of an additional voting member.

## **2. Approval of Agenda**

Motion to approve the Agenda

Made by P. Vietgen

seconded by A. Harris

Carried\*

## **3. Review of Minutes from Oct 25, 2012**

Motion to approve minutes from Oct 25, 2012

Made by J. Wallace

Seconded by W. Nicholson

Carried\*

## **4. Business Arising**

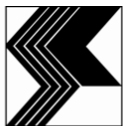
None

\*M. Elliot arrived at approximately 5:18pm. All motions were reviewed and carried with the establishment of quorum.

## **5. Correspondence**

The Committee reviewed Carousel Players (CP) letter regarding the 2012 SCCIP recommendations and discussed their request to resubmit a multi-year application. M. Neamtz asked for clarification on current SCCIP rules regarding the resubmission of applications. R. Cann noted there is no policy on resubmissions, only late applications. R. Cann noted that the core issues identified by CP are 1) successful multi-year applicants have an edge over applicants applying on a year-to-year basis. 2) CP is playing a leadership role in the development of the cultural sector, filling the gap left by the demise of the Arts Council and yet their funding was cut by 5%.

Some discussion took place on whether the Committee should support CP's request and different opinions were voiced. S. Morrison noted that allowing CP to resubmit would set a precedent. P. Vietgen noted that this 'loophole' has existed for years and is only being brought to light because of the reductions to organizations in the Sustaining Program.



CITY OF  
ST. CATHARINES

Culture Committee  
Dec 4 2012 5pm to 6:30pm  
City Hall, 3<sup>rd</sup> Floor - Committee Room #1

The committee agreed that ensuring the equitable management of limited SCCIP funding is a key concern however they do not support Carousel's request to reapply. It was further noted that Carousel's concerns are reasonable and should be discussed further by the SCCIP subcommittee with regard to how multi-year funding recommendations are made in the future.

**Motion:** that the Culture Committee not support Carousel Players' request to reapply with a multi-year application to the 2012 SCCIP program. The Committee acknowledges Carousel Players' concerns with regard to multi-year funding and will undertake a review of the SCCIP program before next years' deadline.

Made by M. Elliott

Seconded by: J. Wallace

Carried

## 6. Subcommittee Reports

*SCCIP Committee* – In R. Rochon's absence R. Cann noted that the Niagara Artists Centre (NAC) expressed disappointment to staff with the committee's decision not to recommend funding for STRUT 2012 and at one point were considering appealing the decision. R. Cann and J. Cadieux met with S. Remus to discuss the committee's recommendation. S. Remus expressed a number of concerns, including the significant investment in local artists by STRUT, and the fact the event is a local success story, and is it not Important for SCCIP to invest in the tried and true and not just new initiatives? R. Cann noted that SCCIP eligibility requirements clearly state that projects will not be funded retroactively, however, this often means "after the deadline" with some applicants. Does it for SCCIP? No doubt the late notice of denial added to NAC's challenge. In future staff will be clear about eligible projects/start dates for CDP and CBC. M. Elliott noted that STRUT was funded through a Fee for Service agreement with the Economic Development and Customer Services department and included an emphasis on marketing initiatives and deliverables. Some discussion took place on the need for clarity between SCCIP and Economic Development Department's new Festivals & Events Policy - should projects be eligible for funding through both programs? S. Morrison made two suggestions for consideration regarding Terms and Conditions for SCCIP 1) add a disclaimer that if applicants choose to go ahead with proposed projects before funding is recommended they do so at their own risk and 2) add a note clarifying that any expenses incurred before funding is approved are not eligible for funding.

**Action:** R. Cann will ask S. Remus to submit his concerns so they can be shared with the committee. The SCCIP Committee will review the issue of when a project is retroactive.

*Arts Awards Committee* – W. Nicholson reported that Arts Awards developments are on hold until R. Cann's report goes to Council in January of 2013. Currently J. Tupling is working on a draft of the new award nomination forms. The subcommittee has drafted a list of potential sponsors to be followed up with once City Council gives the green light to move forward with the new Arts Awards program.

*Culture Plan 2020 Cross-Sectoral Steering Committee* – J. Wallace reported that the Cross-Sectoral Committee met to review a first draft of the culture plan. Staff and consultants from Lord Cultural



CITY OF  
ST. CATHARINES

Culture Committee  
Dec 4 2012 5pm to 6:30pm  
City Hall, 3<sup>rd</sup> Floor - Committee Room #1

Resources conducted several meetings with Internal Advisory Committee members and other City staff. Meetings with City Departments were broken down into smaller working groups to facilitate more focused and meaningful discussions. R. Cann has summarized feedback from Cross-sectoral and Internal Advisory groups and sent these along to the consultants who will be revising the Priorities and Initiatives accordingly. Revised priorities will be presented at the Dec 6th public information sessions. J. Wallace encouraged the committee to attend.

Staff has received the best practices report from the Consultants and will be reviewing it over the next week. R. Cann noted that as the initiatives under each priority emerge it's obvious there's a lot of work to be done AND it's not just one department's responsibility to achieve the plan. R. Cann confirmed that the Culture Committee would indeed be reviewing the next draft of the plan.

## **7. Reports:**

*Cultural Services Office* – R. Cann reported that core restorations on the St. Catharines Cenotaph were completed in time for Remembrance Day services. There are still a few small bits of restorative work to be completed which will most likely be addressed in the spring. SCCIP has kept staff very busy however recommendations were unanimously approved by Council on November 26, 2012. Staff continues to promote the cNiagara website via “post it” parties across the region. The site now has just over 500 event postings. The cNiagara marketing campaign has begun - look for ads in your local paper. Lastly, staff will be on hand at the Cultural Capitals closing ceremonies to promote the new site on December 12 at the Scotiabank Convention Centre.

The City has undergone further restructuring and the St. Catharines Performing Arts Centre is now part of Recreation and Community Services. The City has initiated a Citizens First campaign, complete with service surveys.

**Action:** J. Cadieux to share the link with Culture Committee. Please take a moment to fill out this survey!

*Public Art Advisory Committee* – P. Vietgen reported that Public Art Advisory Committee met at Centennial Gardens to view the Emblemata exhibit and discuss other public art possibilities in the park. The 2013 annual juried art exhibit is announced - Beyond the Wall: Unpacking the Layers of St. Catharines' Walls. Deadline for submissions is March 8, 2013. PAC member S. Remus currently sits on the New Hospital Arts Committee. This committee is currently drafting a procurement policy for art selection. The committee has reviewed the works previously in their collection and will be auctioning these off to raise funds for future acquisitions. He noted there is a work depicting the Lakeside Park Carousel that the Public Art Advisory Committee may wish to acquire for the St. Catharines Civic Art Collection. P. Vietgen also noted that the Region of Niagara will be holding public information sessions on proposed Culture Plan implementation amendments to the Region's Land Use Growth Plan.

**Action:** J. Cadieux to recirculate notice for the public information sessions.

*Performing Arts Centre* – M. Elliott reported that the schematics for the redesign of the PAC were approved by Council on Nov 26, 2012. Further discussion needs to happen regarding the façade of the building. Using “value engineering” the architects have removed quite a bit of glass and



CITY OF  
ST. CATHARINES

Culture Committee  
Dec 4 2012 5pm to 6:30pm  
City Hall, 3<sup>rd</sup> Floor - Committee Room #1

cantilevered space from the original design, and the oddly shaped roof on the concert hall has been adjusted and simplified. Council approved the recommendation to terminate Prism as project managers for the future construction of the PAC and to hire Diamond Schmitt Architectural firm to take on this aspect of the project. M. Elliott reaffirmed that the User Group Committee were the stars of this project as they brought a new level of insight to the design process for both Front and Back of House design.

*Heritage Committee – B. Narhi.* In B. Narhi's absence J. Cadieux read an email from B. Narhi confirming the nomination of Esther Summers for the June Callwood Outstanding Achievement in Volunteerism Award. The Heritage Committee is planning to reschedule a rained out plaque unveiling ceremony at the Hostetter cemetery. The 1812 Steering Committee has several projects lined up for 2013 including the printing of a commemorative book; the issuing of genealogical certificates of recognition to the descendants of 1812 veterans; participation in the Laura Secord-Beaver Dams celebrations; and a special event at Port Dalhousie on Canada Day weekend.

*St. Catharines Museum – K. Powell* reported that the Famous Sea Monsters exhibit is now open and runs until March 24, 2013. Details on special holiday programming can be found on the City's website. The museum has been offered the opportunity to buy the first car built in St. Catharines - currently on display in the lobby!

## **8. Other business:**

Committee discussed pushing meeting time for the Culture Committee Meetings to 5:30pm in 2013. T. Cotton suggested the committee be polled to determine the committee's preference.

**Action:** J. Cadieux to send an inquiry to the Committee to determine if a change in meeting time is necessary.

## **9. Round table**

A. Harris - Don't forget that [Chorus Niagara](#) performs Messiah this weekend! The Soloists are fantastic! Also with the upcoming 2-year anniversary of Chorus Niagara flash mob at Seaway Mall, the organization is trying to hit 40 million views – [check out the video here!](#)

S. Morrison - Coalition of St. Catharines Violence against women and Rodman Hall Art Centre are bringing an international poster exhibit on Feb 28th up for one week only. Be sure to visit this powerful exhibit.

M. Elliott - Thursday night [Deck the Hall](#) at Rodman Hall! Proceeds go to art education in the community.

R. Cann - Driftwood theatre looking for support for their Aviva Community Fund *MegaHurtin'* Campaign. J. Cadieux will send out link so committee can vote.

## **10. Next Meeting:**

January 8, 2013 5:00pm to 6:30pm Committee Room 1 – 3<sup>rd</sup> Floor – City Hall

Meeting terminated @ 6:20pm



CITY OF  
ST. CATHARINES

## Mayor's Advisory Committee for Black History

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FOR: 2012 / 9<sup>th</sup> MEETING of the Mayor's Advisory Committee for Black History

HELD: Thursday, December 13, 2012 – Kiwanis Aquatics Centre

PRESENT: Irene Romagnoli, Co-Chair; Rochelle Bush; Christiana Fixon-Owoo; Donna Ford; Ada Summers

REGRETS: Brian McMullan, Mayor; Jeff Burch, Councillor; Mathew Siscoe; Councillor; John Richmond, Co-Chair; Alan R. McEwen; Karen Moncur; Richard Ndayizigamiye; Marjorie Dawson; Rosemary Sadlier

CIRCULATED TO: Dan Carnegie, Director Corporate Support Services

IN ATTENDANCE: Kathleen Powell, Supervisor Historical Services/Curator  
Karen Cockerham, Secretary

### MINUTES

1. **Call to Order**

The meeting was called to order at 6:47 pm by the Meeting Chair.

2. **Confirmation of Minutes**

**MOTION:** FORD/BUSH

THAT the minutes of the Meeting held November 9, 2012 be approved.  
Carried.

3. **Next Steps**

a. **Report to Council - Update**

- Council approved the report recommendation to proceed with a feasibility study and forwarded to the Budget Committee for consideration

**b. Feasibility Studies**

- Handout: Feasibility Study Notes

**c. Terms of Reference**

- Deferred to next meeting

**d. Site Visits**

- Handout: Black History Resources
- Purpose: to learn more about Black History and to see how other sites operate
- A weekend day is preferred. Suggested sites: Buxton National Historic Site & Museum; Uncle Tom's Cabin Historic Site; Chatham-Kent Black Historical Society

**ACTION:** Supervisor Historical Services/Curator will provide additional resources.

**ACTION:** Supervisor Historical Services/Curator will make arrangements for potential site visitation dates.

**4. New Business**

**a. Committee Term – K. Powell**

- This Committee's term expires January 31, 2013
- A report to Council will be submitted requesting renewal for the balance of the term of Council (1 year). K. Powell will investigate the possibility of revising the composition of the Committee.

**ACTION:** Supervisor Historical Services/Curator will submit report to Council re Committee term

**b. Agenda Items for Next Meeting**

- D. Ford will provide a short history lesson on the Nicholson family
- C. Fixon-Owoo will provide a short talk on Black History from the perspective of the African Association of Niagara

**5. Next Meeting Date**

Thursday, January 10, 2012, 6:30 pm

**6. Adjournment**

The meeting was adjourned at 7:21 pm.

Certified Correct (Secretary): \_\_\_\_\_

Confirmed by (Chair): \_\_\_\_\_