



**Municipality of Dutton/Dunwich  
Council Minutes  
Held at the Council Chambers 199 Currie Road, Dutton, Ontario  
April 24, 2013 - 5:00 p.m.**

Present: Mayor Cameron McWilliam  
Deputy Mayor Bob Purcell  
Councillor Ian Fleck  
Councillor Donald Page  
Councillor Dan McKillop  
CAO/Clerk Laurie Spence Bannerman  
Treasurer Tiffany Farrell  
Deputy Clerk Heather Bouw

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Opening of the Meeting

**2013.09.01 MOVED by Fleck and SECONDED Purcell by THAT the meeting of the Council of the Municipality of Dutton/Dunwich opens at 5:00 p.m.**

**CARRIED**

A quorum was present.

**2013.09.02 MOVED by Fleck and SECONDED by Purcell THAT we approve the Minutes of the April 24, 2013 meeting as forwarded to Council Members and the Mayor and the Clerk Administrator be authorized to sign same.**

**CARRIED**

Declaration of Pecuniary Interest

None declared

Drainage Superintendent's Report

Currie Drain Report & Supporting Documentation

Drainage Superintendent Brent Clutterbuck reviewed this report with Council, which is attached and forms part of these minutes. Council questioned removal of spoil from properties. Brent commented that he was not sure of the legalities of removal, but the municipality's responsibility was to only level the spoil as specified in the report. Any

special requests from landowners for placement of spoil would be a private contract between the contractor and the landowners, and the municipality would not be responsible for costs incurred by the landowners for the removal. If spoil is left until fall 2013 to be leveled or moved, the municipality will not be responsible for weed control on the spoil pile. Brent couldn't justify a new report to council or OMAFRA because nobody asked for new access culverts, increase of capacity or change of design. Brent offered to schedule a meeting with the concerned landowners.

**2013.09.03    MOVED by Purcell and SECONDED by Fleck THAT Council for the Municipality of Dutton/Dunwich accept the drainage reapportionment undertaken for the VandenDries Application for Consent #E1/13.**

**AND THAT this reapportionment will become effective upon stamping of the applicable deed;**

**AND THAT a copy of this resolution be forwarded to the Applicant;**

**AND FURTHER THAT a copy of this resolution and drainage reapportionment be filed in each applicable drain file.**

**CARRIED**

#### Delegation - Elgin Business Resource Centre

John Regan, General Manager and Marilyn Crew, Community Economic Development Officer attended the meeting and presented Council with a yearly progress report. Mr. Regan announced that there are vacancies on the board, and was soliciting Council's help in suggesting community members who may be interested in sitting on the board. Mr. Regan also requested that Council continue spreading the word about the EBRC satellite office initiatives in the west end of the county. Mayor McWilliam commented that Council and staff have heard only positive feedback so far.

#### Correspondence

- **Nick & Julie Campbell – Tree Planting Request** – Staff to send letter of Council's support once the municipal policy is in place.
- **AMO Breaking News – 2010 OMPF Reconciliation Announced** – received & filed
- **Clinton Shane Ekdahl – “Day of the Honey Bee”** – Staff to send letter informing Mr. Ekdahl that Dutton/Dunwich does not have a municipal ban on beekeeping, and that Council does not issue proclamations for any “annual days”.
- **Mark Maseo – EBRC – WEDS fee waived** – fees have been established in the municipal fees and services by-law.

**2013.09.04** **MOVED** by Purcell and **SECONDED** by Fleck **THAT** relevant correspondence was reviewed.

**CARRIED**

Consent Agenda

- AMO Watch File – Apr 11, 2012
- AMO Watch File – Apr 18, 2012

**2013.09.05** **MOVED** by Purcell and **SECONDED** by Fleck **THAT** the items on the Consent Agenda be approved.

**CARRIED**

CAO's REPORTS

Asset Management

The CAO reviewed this report with Council, which is attached and forms part of these minutes.

Wall of Appreciation

The CAO reviewed this report with Council, which is attached and forms part of these minutes. Staff to investigate further past volunteer recognition as well as more clarification from Ron Reid.

Closed Session

**2013.09.06** **MOVED** by McKillop and **SECONDED** by Page **THAT** Council for the Municipality of Dutton/Dunwich now moves into a session of the meeting that shall be closed to the public at 6:00 p.m. in accordance with Section 239 (2) of the *Municipal Act*, S.O. 2001, c.25 for discussion of the following matters:

1. Legal Matters
2. Personnel Matters

**CARRIED**

**2013.09.07** **MOVED** by Page and **SECONDED** by McKillop **THAT** Council for the Municipality of Dutton/Dunwich hereby comes out of the closed session of the meeting at 6:30 p.m. and the regular meeting reconvene.

**CARRIED**

PLANNING

Derek Dudak, representing IBI Group attended the meeting to discuss with Council the following severance and rezoning applications.

Deputy Clerk Bouw excused herself from the meeting.

Cornwall Estate Severance #E23/13

Dave Cornwall and Helmut Prey attended the meeting. IBI memo regarding their review and recommendations was presented to Council by Derek Dudak. Based on their analysis, IBI cannot support Application E23/13 as proposed. They recommend that the applicant amend the application and provide the necessary information to address the concern that the proposed severed lot is considered to be larger than necessary to accommodate the applicant's desire to include all of the farm buildings, grain bin and concrete silo.

**2013.09.08 MOVED by Fleck and SECONDED by Purcell THAT the Council of the Municipality of Dutton/Dunwich recommend that the County of Elgin Land Division Committee supports Consent Application E23/13, filed by the Estate of William Cornwall, subject to the following conditions:**

- 1. The retained and the severed portions be rezoned;**
- 2. That existing drainage assessments be split and payment thereof;**
- 3. That a septic system assessment be completed;**
- 4. Realign the severed portion to a depth of one (1) metre south of the barn to be included on the severed lot;**
- 5. All barns, grain bin and silo are not to be included with the severed portion, and are to be demolished except the most northerly barn;**
- 6. That all outstanding taxes and fees owed to the municipality be paid by July 19, 2013 by 4:30 p.m.**

**CARRIED**

Deputy Clerk Bouw returned to the meeting.

Durham Severance #E19/13

No one attended the meeting. IBI memo regarding their review and recommendations was presented to Council by Derek Dudak. Based on their analysis, they have no objection to the proposed consent and rezoning of the subject lands associated with Application E19/13, subject to staff confirming that the existing dwelling was constructed

prior to April 2003, that the severed lands be rezoned to the Rural Residential (RR) Zone, and that staff also confirm with the applicant that while the retained lands be rezoned to the Special Agricultural (A2) Zone consideration be given that the A2 zone be expanded to include the abutting westerly consolidated lands and include site-specific regulations indicating a minimum lot are of 40 hectares.

**2013.09.09** **MOVED by Fleck and SECONDED by Purcell THAT the Council of the Municipality of Dutton/Dunwich recommend that the County of Elgin Land Division Committee supports Consent Application E19/13, filed by David and Mary Durham, subject to the following conditions:**

- 1. The retained and the severed portions be rezoned;**
- 2. That existing drainage assessment be split and payment thereof;**
- 3. That a septic system assessment be completed.**

**CARRIED**

**2013.09.10** **MOVED by Fleck and SECONDED by Purcell THAT the regular meeting closes at 7:30 p.m. to sit as a public meeting to consider an amendment to change the zoning on a parcel of land situated on Con 8, Pt Lot 10, filed by Krin and Jacoba Dieleman.**

**CARRIED**

Dieleman Rezoning Application

**2013.09.11** **MOVED by Page and SECONDED by McKillop THAT the Public Meeting to consider an amendment to change the zoning on a parcel of land situated on Con 8 Pt Lot 10, filed by Krin and Jacoba Dieleman opens at 7:30 p.m.**

No one attended the meeting. The Mayor announced that this is a public meeting as required under the *Planning Act* to afford any person an opportunity to make representation with respect to a proposed zoning by-law amendment to By-law #2004-24, to change the zoning on the lands from Agriculture (A1) to Special Rural Residential (RS). The Mayor asked if any member of Council has a disclosure of interest concerning the proposal. There were none. The Mayor asked the Clerk what method of notice, and when was the notice given to the public for this meeting. The Clerk replied that notice was posted on the Property Wednesday, necessary municipalities and government bodies were faxes or emailed the notice and notices were mailed to property owners with 120 meters on Wednesday, April 3, 2013. There were no comments from staff. The Mayor asked the Secretary-Treasurer if any written submission were received for this application. The Clerk replied that we have received a submission from the LTVCA wherein they state that they have no objection to the approval of the subject application.

**2013.09.12** **MOVED** by McKillop and **SECONDED** by Page **THAT** the Public Meeting to consider an amendment to change the zoning on a parcel of land situated on Con 8 Pt Lot 10, filed by Krin and Jacoba Dieleman closes at 7:45 p.m. and the regular meeting reconvene.

**CARRIED**

Council requesting quarterly report on the consent agenda concerning road concerns.

CAO Spence Bannerman updated Council on a site meeting at the service centre regarding the service road required to deliver bioxide to the service centre pump station.

Proposed By-laws

**2013.09.13** **MOVED** by Page and **SECONDED** by Fleck **THAT** By-law #2013-22, being a by-law to amend By-law #2004-24, as it effects a parcel of land situated on Con 8 Pt Lot 10, in the Municipality of Dutton/Dunwich be read a first, second and third time and passed.

**CARRIED**

**2013.09.14** **MOVED** by McKillop and **SECONDED** by Page **THAT** By-law #2013-27, being a by-law to confirm the proceedings of the Municipal Council of the Municipality of Dutton/Dunwich be read a first, second and third time and passed.

**CARRIED**

Next Meeting Schedule

May 8, 2013 – 5:00 p.m.

May 22, 2013 – 5:00 p.m.

Adjournment

**2013.09.15** **MOVED** by McKillop and **SECONDED** by Page **THAT** the meeting of the Council of the Municipality of Dutton/Dunwich adjourn at 8:15 p.m.

**CARRIED**

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Cameron McWilliam, Mayor

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Laurie Spence Bannerman, CAO

