

## Agenda

# Planning Advisory and Hearing Committee

Meeting #: 6

**Date:** November 15, 2021, 7:00 PM

**Location:** Cornwall Civic Complex, 100 Water Street East, Cornwall, Ontario, K6H

6G4, Salon B, Lower Level

Chair: Elaine MacDonald, Councillor

**Prepared By:** Ely Daniels, Administrative Assistant

**Pages** 

# **Call Meeting to Order**

### Roll Call

### **Declaration of Conflict of Interest**

## Adoption of Agenda

The following Agenda is being presented for adoption as presented / amended.

# **Adoption of Minutes**

1

The PAC Minutes of Monday, September 20th, 2021 are being presented for adoption.

# **Business Arising from Minutes**

### **Presentations**

Proposed Final Draft Comprehensive Zoning By-law, City of Cornwall.

A virtual presentation is being provided by WSP Consultants. The focus of the presentation is to consider revisions, provide input, and submit the Final Draft Zoning By-law document and Zoning Map to the PAC for endorsement. The Final Draft Zoning By-law document and Zoning Map were prepared in accordance with the recommendations set out in the Zoning Strategy Report (September 2020).

# 1. Presentation – Final Draft Zoning By-law Document and Zoning

## Map, 2021-169-Planning, Development and Recreation

### Action Recommended

a. That PAC endorse the Final Draft of the Zoning By-law document and Zoning Map prepared as part of the City's Comprehensive Zoning By-law Review and recommend same to Council.

# Review of Public Notice Requirements by PAC Secretary

The Notice was advertised in the Standard Freeholder on October 16th as well as October 23rd, 2021 for the presentation by WSP (Statutory Public Meeting). The Final Draft Zoning By-law and Zoning Map are available for review on the City's website under Zoning By-law review.

# Public Meeting Item(s) - Public Hearing

Statutory Public Meeting to consider revisions and provide input on the Final Draft Zoning By-law, Section 34 (12) of the Planning Act, RSO 1990, as amended.

# PAC Discussion of Public Meeting Item(s)

Statutory Public Meeting to consider revisions and provide input on the Final Draft Zoning By-law, Section 34 (12) of the Planning Act, RSO 1990, as amended.

## Other / New Business

1. CPPEG Recommendation Danis Ave, 2021-167-Planning, Development and Recreation

Action Recommended

That BR#2021-01 funding request by 962101 Ontario Inc at Danis Ave, be accepted as follows:

Program 4 Municipal Planning/Development Fees Grant in the amount of \$9,600 (based on actual costs for the Severance applications and the stamping of the deeds).

2. CPPEG Recommendation 102 Sydney-41First St E, 2021-168-Planning, Development and Recreation

Action Recommended
That HOTC#2018-01 Addendum funding request by 1943217

29

45

Ontario Inc at 102 Sydney Street and 41 First Street East, be accepted as follows:

Program 1 Heart of the City Rehabilitation and Redevelopment Grant (Tax Increment Grant) in the amount of \$48,440.

## Information

# Adjournment and Next Public Meeting of PAC

The next scheduled PAC meeting will be held on Monday, December 20th, 2021 or at the call of the Chair.

### Note

Any PAC recommendations resulting from this meeting will be considered at the Monday, December 13th, 2021 Meeting of Council. The Clerk's Department may be contacted at 613-932-6252 to verify that the report and resultant documents to which you have an interest are included in the Agenda of the above date.



### **Minutes**

# **Planning Advisory and Hearing Committee**

Meeting #: 5

Date: Monday, September 20, 2021, 7:00 PM

Location: Cornwall Civic Complex, 100 Water Street East, Cornwall,

Ontario, K6H 6G4, Salon B, Lower Level

Attendance Committee

Members: Elaine MacDonald, Councillor, Chair

Carilyne Hébert, Councillor Claude E. McIntosh, Councillor Dean Hollingsworth, Councillor

Glen Grant, Councillor

Justin Towndale, Councillor Syd Gardiner, Councillor

Ronald Symington
Denis Carr, Councillor

Regrets:

Eric Bergeron, Councillor Maurice Dupelle, Councillor Todd Bennett, Councillor

Amanda Brisson

Attendance Mark A. Boileau, General Manager, Planning, Development

Administration: and Recreation

Ely Daniels, Administrative Assistant Alex Gatien, Development Planner

Mary Joyce-Smith, Division Manager of Planning

Lindsay Parisien, Development Planner

Chair: Elaine MacDonald, Councillor

Prepared By: Ely Daniels, Administrative Assistant

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# 1. Call Meeting to Order

Chair Elaine MacDonald called the meeting to order at 7:05 p.m.

### 2. Roll Call

Roll Call was conducted by Recording Secretary Ely Daniels.

### 3. Declaration of Conflict of Interest

None

# 4. Adoption of Agenda

That the Agenda be approved as presented.

Moved By: Syd Gardiner, Councillor Seconded By: Glen Grant, Councillor

**Motion Carried** 

# 5. Adoption of Minutes

That the Minutes of August 16<sup>th</sup>, 2021, be approved.

Moved By: Ronald Symington

Seconded By: Claude E. McIntosh, Councillor

**Motion Carried** 

# 6. Business Arising from Minutes

None

### 7. Presentations

None

# 8. Review of Public Notice Requirements by PAC Secretary

PAC Secretary Mary Joyce-Smith advised that a Notice of Public Meeting was advertised in the Standard-Freeholder on Saturday, August 21<sup>st</sup>, 2021, covering one public meeting item with respect to a proposed Draft Plan of Subdivision on lands legally described as Part of Lot 1, Concession 1 as shown on Reference Plan 52R-5198 being Parts 1 to 37.

A portion of the subject lands will have frontage along Marguerite D'Youville Street, and the remaining lands are situated southeast of Easton Avenue. She added that in addition to the newspaper notice, a 400' radius Letter Notice was sent out to landowners around the subject property on Thursday, August 19<sup>th</sup>, 2021. She then invited Development Planner, Lindsay Parisien to provide a brief presentation for PAC and public discussion and final recommendation to Council.

# 9. Public Meeting Item(s) - Public Hearing

# 1. Marguerite D'Youville Draft Plan of Subdivision, 2021-138-Planning, Development and Recreation

Development Planner, Lindsay Parisien provided a brief overview of the Marguerite D'Youville Draft Plan of Subdivision. She advised that Planning Staff had reviewed the Draft Plan of Subdivision and associated supporting documentation to facilitate the development of 24 lots as single detached dwellings and recognized Phases 2 and 3 as future residential developments. She provided the background history on how the subject lands lot fabric and road configurations were established in 1995 /1996 via Reference Plan 52R-5198 and deemed City surplus lands. The City did not receive a viable offer for these lands until 2020, where they were finally sold to Grant Marion Construction. She added that due to the Province of Ontario's transition from the Land Registry System to the Land Titles system, it was determined that Planning Act approval under Section 51 was required to legally describe and sell the individual parcels. She added that a development of this nature maximizes the use of available municipal services, includes an appropriate density and land use. The residential development being proposed is also well integrated with the abutting-built environment and adheres to such general principles of land use planning, as promoted in the Provincial Policy Statements and the City's Official Plan documents. She concluded that the Planning Division supports this application, and recommends the lands be approved for immediate development as set out in the Draft Plan prepared by Ron M. Jason O.L.S., subject to Draft plan approval conditions, Appendix A, attached to the report, and reiterated that the applicant must agree to adhere to each of the conditions listed prior to Council granting final approval.

## 10. PAC Discussion of Public Meeting Item(s)

Grant Marion Construction representative, Mr. Matt Lefebvre, in attendance at the meeting, was asked by the Chair whether he had any further information to offer.

Mr. Lefebvre replied that Development Planner Lindsay Parisien had provided a thorough presentation and he had nothing further to add.

As no other members of the public were present, Chair Elaine MacDonald asked if there were any questions and/or comments from the PAC.

Councillor Syd Gardiner questioned who owned the subject lands for the future residential developments (Phases 2 and 3).

PAC Secretary Mary Joyce-Smith replied that the developer (Grant Marion Construction) owns the lands. She also added that Lay Member, Ron Symington had provided an earlier comment with respect to Condition #8, in the Draft Plan Conditions "Appendix A". She added that following a further conversation with Mr. Lefebvre, it was concluded that there is sufficient room and services can fit underneath the road right of way. She reiterated that there will not be a need to get easements from the property owners and that Condition #8, in Appendix A will be amended.

Councillor Denis Carr suggested that the amendment to Draft Plan Condition #8 in Appendix A be reflected in the recommendation to Council.

Further to a brief discussion, it was moved, that the recommendation be approved as listed below:

That the Planning Advisory and Hearing Committee (PAC) approve the Draft Plan of Subdivision prepared by Ron M. Jason O.L.S., dated August 25<sup>th</sup>, 2021, on Part of Lot 1, Concession 1, being Parts 1 - 37 on Reference Plan 52R-5198, comprising approximately of 1.62 hectares (4 acres), referred to as Marguerite D'Youville Subdivision. In addition, Block 1 on the Draft Plan has been identified as dedicated Parkland whereas Blocks 2 and 3 are being reserved for future residential development and phases associated with the Marguerite D'Youville Subdivision.

This Draft Plan will be subject to the fulfillment of the "amended" Draft Plan Conditions, provided in Appendix A of the report.

Moved By: Denis Carr, Councillor

Seconded By: Syd Gardner, Councillor

**Motion Carried** 

### 11. Other / New Business None

### 12. Information

The City's website continues to be updated with feedback on recent virtual/public engagement events regarding the Zoning By-law Review process at <a href="https://www.cornall.ca/zoningreview">https://www.cornall.ca/zoningreview</a>

# 13. Adjournment and Next Public Meeting of PAC

The next PAC Meeting is scheduled for Monday, October 18<sup>th</sup>, 2021, or at the call of the Chair.

PAC Secretary Mary Joyce-Smith advised that no public meetings items had been received as of yet and that most likely the PAC meeting scheduled for Monday, October 18th, 2021, would be cancelled.

Chair Elaine MacDonald asked for a motion to adjourn the meeting.

Moved By: Glen Grant, Councillor Seconded By: Ronald Symington

Motion to adjourn the Public Meeting of the PAC at 7:20 p.m.

**Motion Carried** 

### 14. Note

Any PAC recommendations resulting from this meeting will be considered at the Monday, September 27<sup>th</sup>, 2021, Meeting of Council. The Clerk's Department may be contacted at 613-932-6252 to verify that the report and resultant documents to which you have an interest is included in the agenda of the above date.

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Councillor Elaine MacDonald, Chair



# The Corporation of the City of Cornwall Planning Advisory and Hearing Committee

**File Number:** 

Applicant:

Department: Planning, Development and Recreation

Division: Planning

Report Number: 2021-169-Planning, Development and Recreation

Prepared By: Mary Joyce-Smith, Division Manager

Meeting Date: November 15, 2021

Subject: Presentation – Final Draft Zoning By-law Document and

Zoning Map

# **Purpose**

The purpose of the meeting is for the PAC to receive the Final Draft Zoning Bylaw document and Zoning Map prepared as part of the City's Comprehensive Zoning By-law Review.

### Recommendation

Based on the proceeding discussion, it is recommended:

(a) That PAC endorse the Final Draft of the Zoning By-law document and Zoning Map prepared as part of the City's Comprehensive Zoning By-law Review and recommend same to Council.

# **Background**

The Zoning By-law Review began in January of 2020. A Discussion Paper was prepared in May 2020 and finalized in June 2020, to examine key zoning issues and opportunities.



This was followed by the preparation of a Zoning Strategy Report which was presented to PAC in September of 2020 and contained recommendations for key changes to the Zoning By-law. During the review, the Technical Advisory Group met and discussed the development of the new Zoning By-law. Throughout the process, there were a total of four (4) Open Houses. The first Open House to introduce the project to the community took place in February 2020 and was held in person. Subsequent Open Houses had to be conducted virtually due to Covid-19 restrictions and were held in: May 2020, February 2021, and August-September of 2021. Although the last two Open Houses were virtual, in-person viewing of display boards was made available through appointments.

There were two (2) Drafts of the Zoning By-law prepared in accordance with the recommendations set out in the Zoning Strategy Report, and which were reviewed by City staff and presented to the PAC. The First Draft was presented at the February 16, 2021 PAC meeting and the Second Draft was presented at the meeting of August 16, 2021. The Final Draft Zoning By-law was prepared and published on the City's project website in October 2021, and is being presented at this November 15, 2021 meeting.

During the month of October 2021, Planning staff has mailed out over 2,000 letters to landowners with either zoning name changes or zoning changes. In response to this mail out, staff has been speaking with property owners to explain the changes. In a small number of cases, the zones have been corrected and/or modified.

### Conclusion

Following this Statutory Public Meeting on November 15, 2021 and with consideration for feedback received, a Final Zoning By-law will be prepared for consideration of Council adoption. A Repeal and Replace By-law will be presented at the December 13, 2021 meeting of Council. The last day of appeal will be January 2, 2022.



# **Report Approval Details**

Document Title:	Presentation of Final Draft Comprehensive Zoning By-law - 2021-169-Planning, Development and Recreation.docx
Attachments:	- FINAL Statutory Public Mtg PAC Presentation_Cornwall Final Draft ZBL_Nov 15 2021.pdf
Final Approval Date:	Nov 10, 2021

This report and all of its attachments were approved and signed as outlined below:

Mary Joyce-Smith - Nov 10, 2021 - 9:12 AM

Mark A. Boileau - Nov 10, 2021 - 9:58 AM

Maureen Adams - Nov 10, 2021 - 12:15 PM

# City of Cornwall Comprehensive Zoning By-law Review

Final Draft Zoning By-law Statutory Public Meeting

Planning Advisory Committee Meeting November 15, 2021

Anita Sott, MCIP, RPP Senior Planner











# 2

# **Overview**



- 1 Review Process
- 2 Overview of Final Draft Zoning By-law
- 3 Navigating the Zoning By-law
- 4 Key Changes
- 5 Upcoming Changes to Final Zoning By-law
- 6 Next Steps

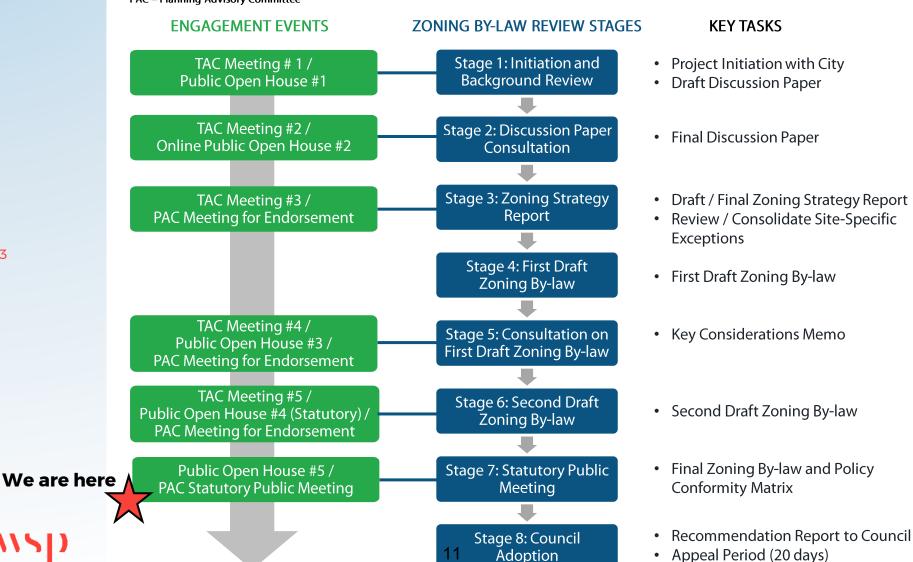




# **Review Process**



TAC - Technical Advisory Committee PAC - Planning Advisory Committee

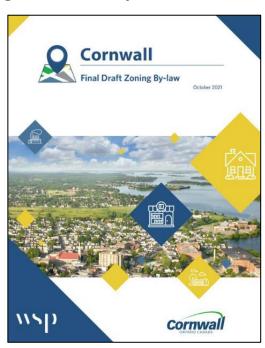


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# **Overview of** Final Draft Zoning By-law (Oct. 2021)



- Available for review at <a href="https://www.cornwall.ca/zoningreview">www.cornwall.ca/zoningreview</a>
- Prepared based on comments received on the Second Draft Zoning By-law (Aug. 2021), and through the Online Statutory Public Open House (Aug. 30 to Sept. 10, 2021)
- Section 1: Administration and Interpretation
- Section 2: Definitions
- Section 3: General Provisions
- Sections 4 to 29: Zones
- Section 30: Zoning Map







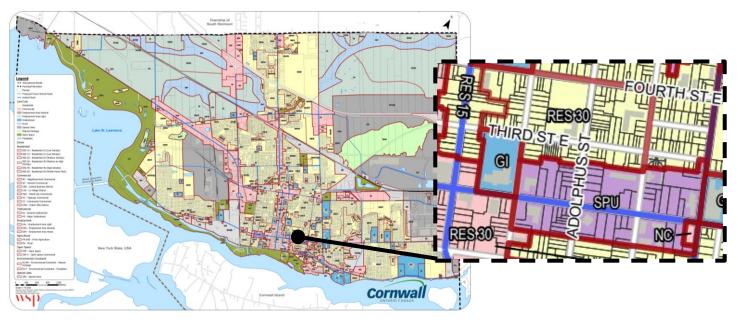
# Overview of Examen du règlement de zonage détaillé Final Draft Zoning By-law (Oct. 2021)

- Section 30 of the Zoning By-law introduces the Zoning Map, which illustrates the proposed zoning for all properties
- Zones are labelled, and boundaries are outlined in red



Cornwall

The Legend lists the Zone acronyms used on the map



\*All property owners are encouraged to review the proposed zoning for their properties and contact City staff with any concerns.

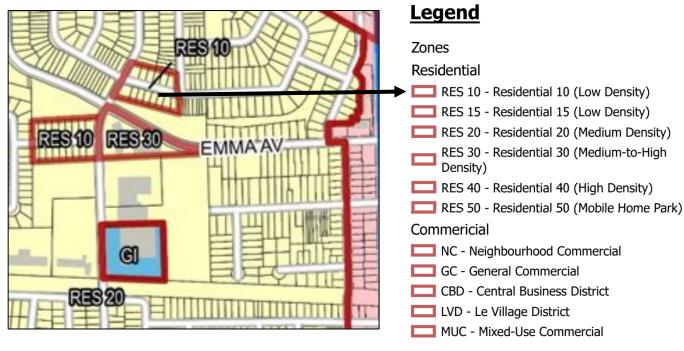




# Navigating the Zoning By-law



All properties within the City are shown on the Final Draft Zoning Map and the legend indicates the applicable Zone.



Zone Provisions located in Sections 4 to 29.





# Navigating the Zoning By-law



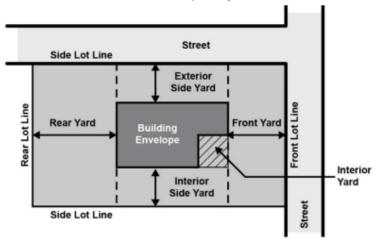
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Section 2: Definitions sets out the precise meaning of a permitted use, or other zoning terms (e.g. exterior side yard).

Yard, exterior side

shall mean a yard of a corner lot extending from the front yard to the rear yard between an exterior side lot line and the nearest point of any main building or structure on the lot.

### Illustration of required yards:





Section 3: General Provisions sets out provisions that apply to all zones or multiple zones.

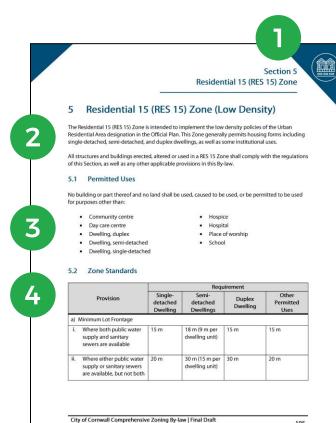


# **Navigating the Zoning By-law**



# **Zone Format**

- Colour coded Sections, and Zone icons
- Preamble included for each Zone
- Permitted uses are simplified and alphabetized
- Zone standards are organized in tables, with metric measurements



October 2021





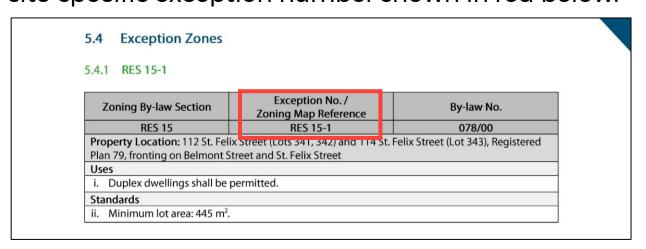
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# Navigating the Zoning By-law



# **Zone Format - Exception Zones**

Site-specific exceptions are organized in a section under each Zone, and are numbered on the Zoning Map with the site-specific exception number shown in red below.



\*Some exceptions have been deleted, if outdated or the property has been built out.

All property owners with site-specific exceptions in the City's current Zoning By-law should carefully review the Exception Zones\*





# Navigating the Zoning By-law



# **Zone Format - Exceptions with a Holding Zone**

 Site-specific exceptions which have a Holding Zone are identified with an (H), shown in red below.

Zoning By-law Section		Exception No. / Zoning Map Reference		By-law No.		
RES 20		RES 20-6(H)		061/09		
Property Location: Lands situated south of McKenzie Street West and west of Pitt Street (Part of						
Lots 23, 24 and 25 on Registered Plan 182)						
Other						
i. That a Holding (H) Zone be applied to the subject lands, which shall be considered to be						
removed only at such time when a specific development proposal is made to the City. Matters						
to be considered in the removal of the (H) will include, but not necessarily limited to the						
following:						
<ul> <li>a) A presentation of a draft plan of subdivision which is satisfactory to the Municipality.</li> </ul>						

- A Holding Zone means that certain holding provisions must be satisfied, and the By-law must be amended to remove the Holding Zone, prior to development taking place.
- Section 1.13.4 of the Final Draft Zoning By-law provides more information on Holding Zones.





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# **Key Changes**



- Revisions made in the Final Draft Zoning By-law (October 2021), from the previous Second Draft Zoning By-law (August 2021) are shown as follows:
  - Additions are highlighted in blue
  - Deletions are shown in red strikethrough

# Example:

c) The total area occupied by driveways, walkways, and surface parking shall not exceed 40% of the area of the entire front yard, and interior side yard if applicable in the case of a dwelling with an attached garage which extends beyond the front wall of the living space of the dwelling, as illustrated in the following figure below. In the case of rowhouse dwellings located on interior streets, 60% may be used on lots up to and including 6 m wide, and 50% on lots over 6 m wide. In no case shall these provisions result in a driveway that is less than 3 m wide. On lots with converging lot lines (pie-shaped lots), the permitted ratio of hard surfacing to landscaped area is permitted to be 50%.

In no case shall these provisions result in a driveway that is less than 3 m wide or more than 6 m wide at street line, except that for narrow frontage lots, such as for rowhouse dwellings with a single garage, a driveway shall have a maximum width of 3.5 m.





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# **Key Changes**



# **Section 3.11: Lands Subject to Flooding**

- The City's current Zoning By-law contains provisions which apply to specific identified lands that are subject to flooding, including those lands adjacent to the Boales Drain.
- The provisions, including required setbacks and flood elevation details, have been modernized in consultation with the Raisin Region Conservation Authority.
- New definition for "regulatory flood limit" added:

# Regulatory flood limit

shall mean the distance representing the maximum extent of the floodplain under a flow rate which has a one percent chance of being equaled or exceeded in any one year period (1:100 year flood), plus an allowance, determined by the Conservation Authority, for regulatory purposes.







General Provisions - Section 3.19.5 Parking Areas, Parking Lots and Parking Aisles

 Charging stations permitted in parking area and parking lots, provided that the minimum number of parking spaces required is met



Electric car charging station Source: www.choosecornwall.ca

# **Section 3.19.7 Minimum Parking Space Requirements**

- New minimum parking space requirements added for newly introduced permitted uses in Employment Zones:
  - assembly operation; business accelerator / incubator; co-working space; data centre; food processing; and manufacturing.

# **Section 3.19.9 Minimum Bicycle Parking Space Requirements**

 Minimum number of bicycle parking spaces revised for certain uses, in consultation with City staff





# **General Provisions - Section 3.21 Permitted Projections into Required Yards**

 Provisions to permit porches and decks to project into the minimum required yards on a lot were revised:

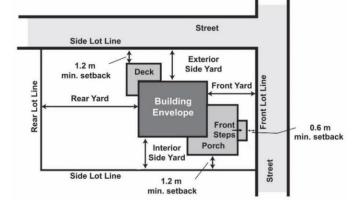
# — Porches:

 In any yard: permitted to project 1.8 m from the main building wall, but no closer than 1.2 m to a lot line

## — Decks:

- In a rear yard: no limit on the projection from the main building wall, but no closer than 0.8 m to a lot line; and
- In all other yards: permitted to project 1.8 m from the main building wall, but no closer than 1.2 m to a lot line







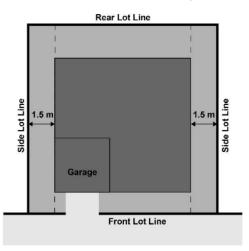


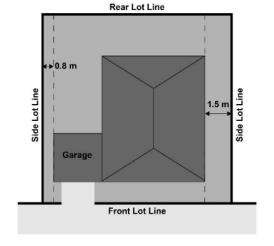


# **Residential Uses in Zones - Lot Standards**

 In all Zones that permit single detached, semi-detached, and duplex dwellings, minimum interior side yard setbacks are clarified for depending on whether there is an attached garage with or without living space behind or above, or a carport, or no attached garage or carport

Illustration of Section 4.2 d) Minimum Interior Side Yard Setback Requirements:





Section 4.2 d) i): Where an attached garage is provided, and where living space is provided above or behind the garage

Section 4.2 d) ii): Where an attached garage is provided, but there is no living space above or behind the garage







# **Sections 4 to 29: Permitted Uses Added to Zones**

- Additional permitted uses have been added to the following Zones to ensure that the By-law supports their development potential:
  - General Commercial (GC)
  - Central Business District (CBD)
  - Le Village District (LVD)
  - Mixed-Use Commercial (MUC)
  - Community Commercial (CC)
  - Cotton Mills District (CMD)
  - General Institutional (GI)
  - Major Institutional (MI)
  - Employment Area Light (EAL); General (EAG), and Heavy (EAH)
  - Open Space Com²hercial (OSP C)



# Cornwall Comprehensive Zoning By-law Review Examen du règlement de zonage détaillé

# **Upcoming Changes to Final Zoning By-law**

- Based on City staff and public comments received on the Final Draft to date, the following changes are anticipated for the Final Zoning By-law prior to Council adoption:
  - Add definition for "home improvement centre" and permit in the GC and CC Zones
  - Add definition for "transportation depot" and permit in GC, MUC, HC, EAL, and EAG Zones
  - Permit "animal hospitals" in all Commercial Zones
  - Permit "wholesale establishment" in GC Zone
  - Permit "gas stations" in the EAL Zone
  - Add definition for "waste processing facility" and permit in EAG
     Zone
  - Property-specific rezonings, including some new Exception
     Zones, based on correspondence with property owners





# **Project Updates**



- Public comments directed to <u>planning@cornwall.ca</u>
- Project website: <u>www.cornwall.ca/zoningreview</u>
- Project updates to be shared through:





Newspaper notices (Standard-Freeholder, Seaway News, The Seeker)



Twitter, Facebook, Instagram
@CityofCornwall



Community bulletins





# **Next Steps**



- Prepare Final Zoning By-law and Zoning Map
- Council Adoption meeting:
  - December 13, 2021 + 20-day Appeal period
     (to be specified in the City's Notice of Decision)







# Thank you.

# **Questions? Comments?**

# **City Contact**:

Mary C. Joyce-Smith, MCIP, RPP Division Manager of Planning City of Cornwall/Ville de Cornwall Tel: 613-930-2787 ext/poste: 2335







# The Corporation of the City of Cornwall Planning Advisory and Hearing Committee

Department: Planning, Development and Recreation

Division: Planning

Report Number: 2021-167-Planning, Development and Recreation

Prepared By: Dana McLean, Development Coordinator

Meeting Date: November 15, 2021

Subject: CPPEG Recommendation Danis Ave

Cornwall Planning Programs Evaluation Group (CPPEG)

File Number: BR#2021-05

Applicant: 962101 Ontario Inc Danis Ave

## **Purpose**

An application by 962101 Ontario Inc at 213-217 Pitt St for Brownfield funding assistance in an amount up to \$9,600. This request for funding is for a Committee of Adjustment Severance applications for lots that were originally shown under the Plan 77 Villeneuve Subdivision, but merged under one PIN number during the conversion of the Land Registry to Land Titles. This property has a posted Record of Site Condition and the proposed development is for 3 semi detached dwellings with 4 units as rental units for affordable housing. Combined total of 12 new residential units.

### **CPPEG Recommendation**

That BR#2021-01 funding request by 962101 Ontario Inc at Danis Ave, be accepted as follows:

Program 4 Municipal Planning/Development Fees Grant in the amount of \$9,600 (based on actual costs for the Severance applications and the stamping of the deeds).



Document Title:	CPPEG Recommendation Danis Ave - 2021-167-PDR.docx
Attachments:	- Danis Ave 2021-05 documents.pdf
Final Approval Date:	Nov 7, 2021

This report and all of its attachments were approved and signed as outlined below:

Mary Joyce-Smith - Nov 5, 2021 - 11:20 AM

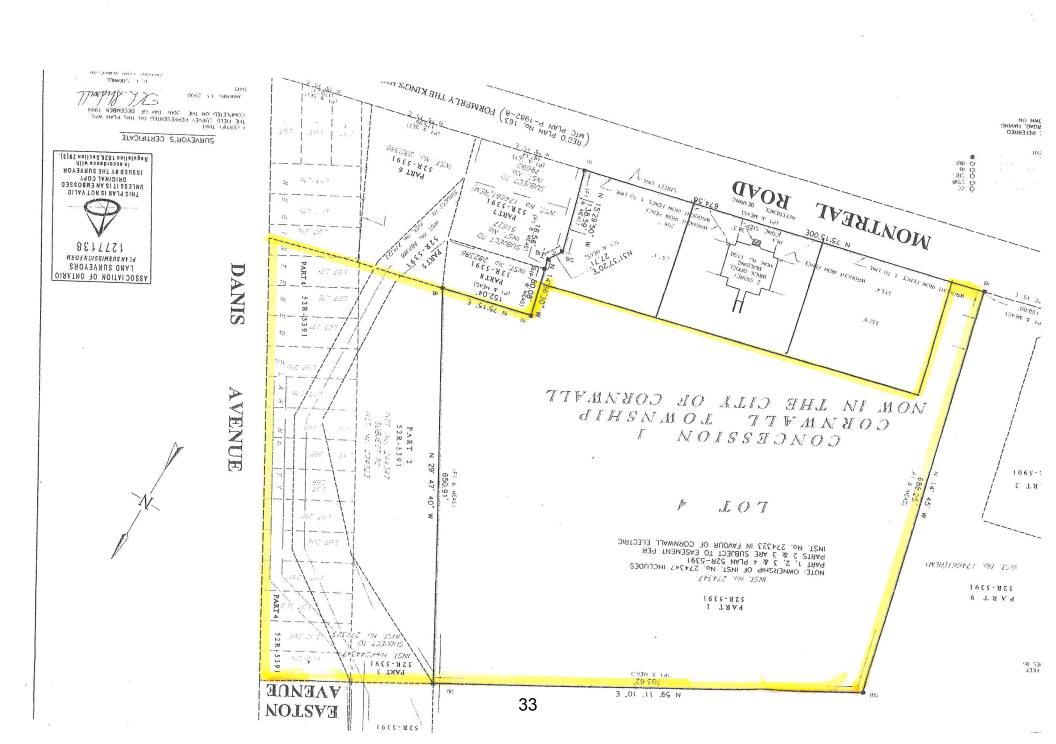
Mark A. Boileau - Nov 5, 2021 - 11:43 AM

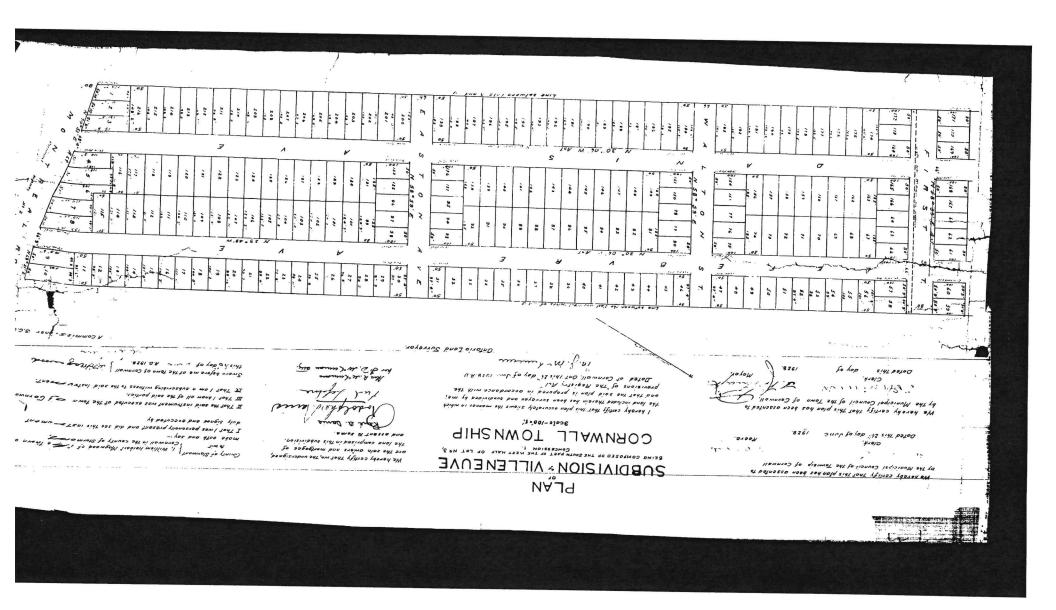
Maureen Adams - Nov 7, 2021 - 5:53 PM

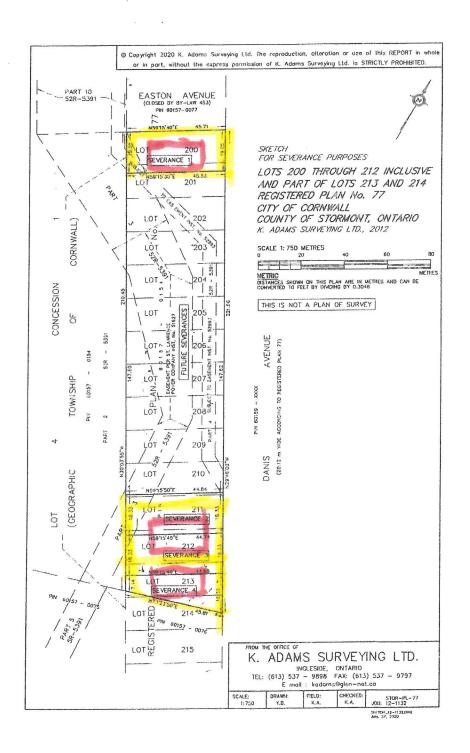
BR#2021-05 Danis Ave Plan 77 Villeneuve Subdivision Lot #200 to 214

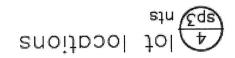




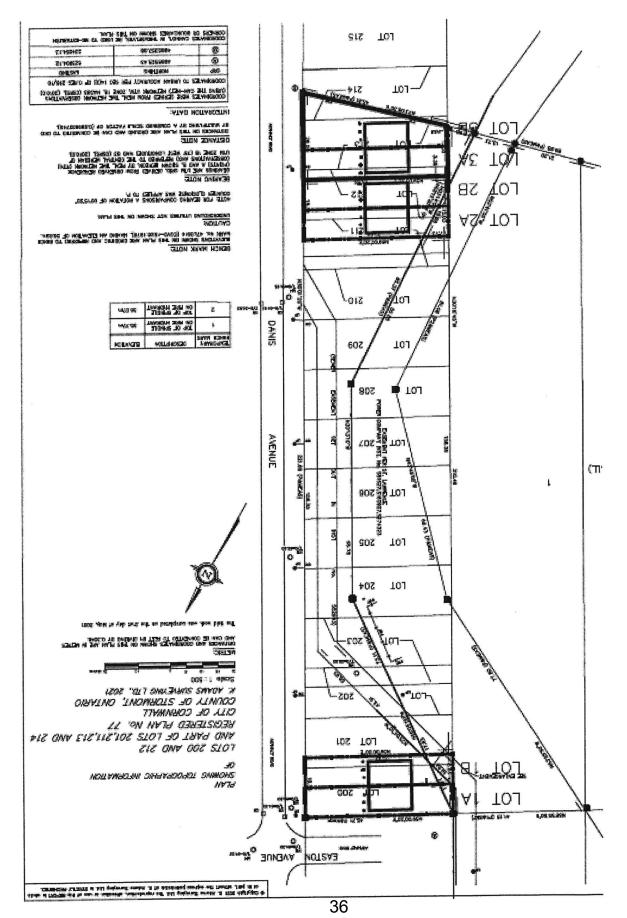


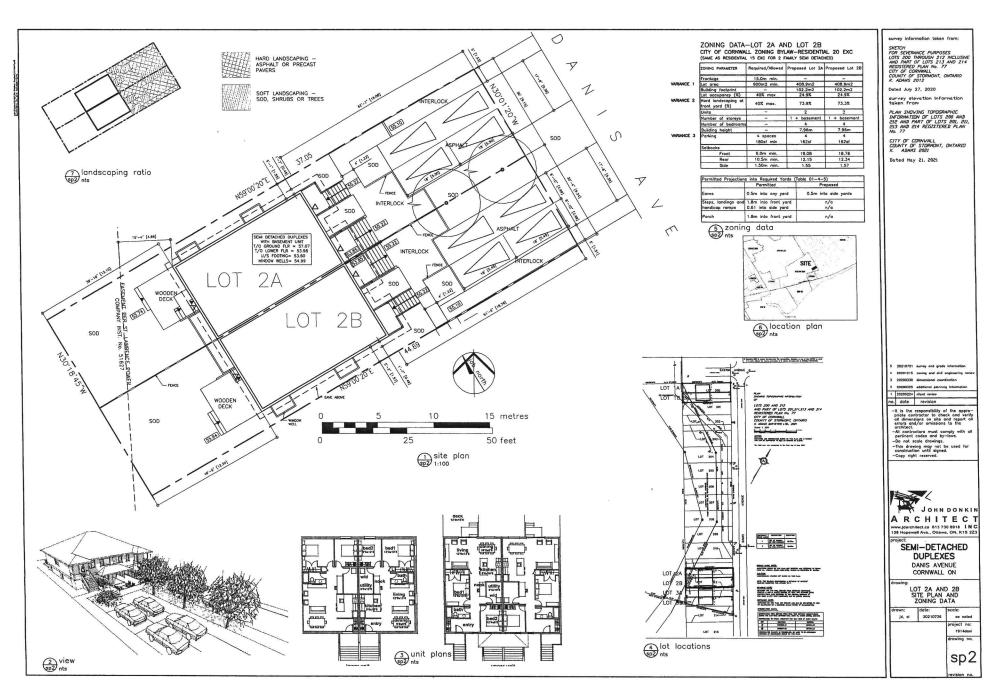


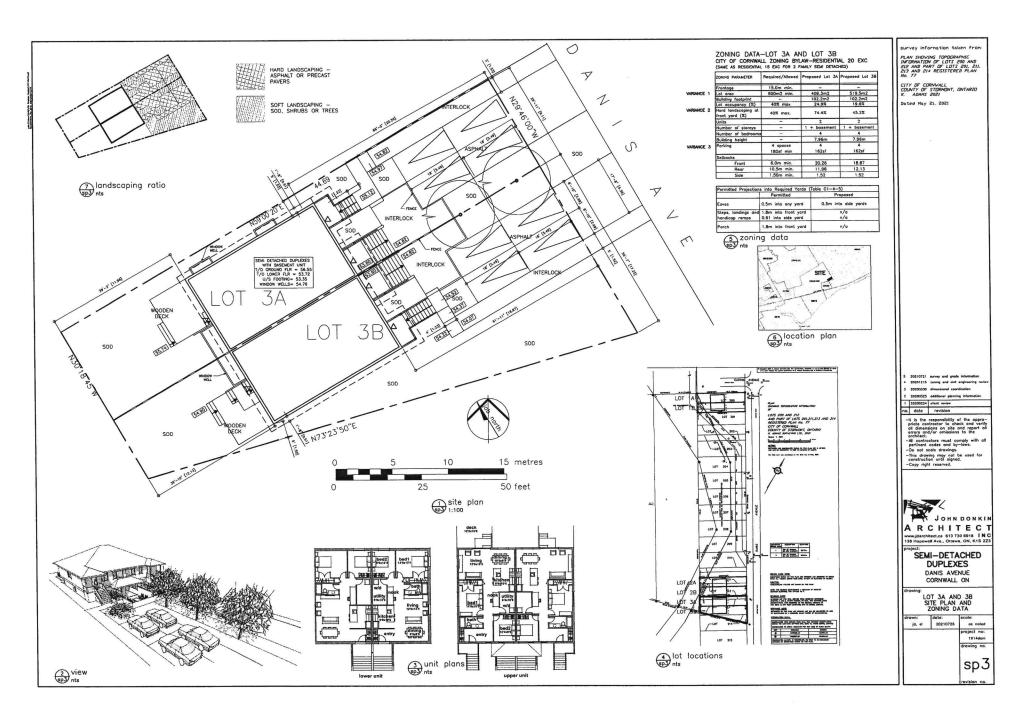












#### Ontario Ministry of the Environment - Record of Site Condition # 203909

# Record of Site Condition Under Part XV.1 of the Environment Protection Act

### **Summary**

Record of Site Condition Number	203909
Date Filed to Environmental Site Registry	12/07/2012
Certification Date	09/01/2012
Current Property Use	Commercial
Intended Property Use	Residential
Certificate of Property Use Number	No CPU
Applicable Site Condition Standards**	Full Depth Generic Site Conditions Standard, with Non-potable Ground Water, Coarse Textured Soil, for Residential property use
Property Municipal Address	1150 Montreal Road

#### Notice to Readers Concerning Due Diligence

This record of site condition has been filed in the Environmental Site Registry to which the public has access and which contains a notice advising users of the Environmental Site Registry who have dealings with any property to consider conducting their own due diligence with respect to the environmental condition of the property, in addition to reviewing information in the Environmental Site Registry.

### Contents of this Record of Site Condition

This record of site condition consists (RSC) of this document which is available to be printed directly from the Environmental Site Registry as well as all supporting documentation indicated in this RSC to have been submitted in electronic format to the Ministry of the Environment.

Ministry of the Environment

Environmental Assessment and Approvals

Branch

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Ministère de l'Environnement

Direction des évaluations et des autorisations environnementales

2. avenue St. Clair Ouest Etage 12A Toronto, ON M4V 1L5 Tel.: 416 314-8001 Téléc.: 416 314-8452



October 6, 2008

Via Fax: (613) 933-6019

John Haines 962101 Ontario Inc. 1150 Montreal Road Comwall, ON K6H 1E2

Dear Mr Haines:

RE:

Audit Result - RSC # 32305

1150 Montreal Road, Cornwall - Part of Lot 4, Concession 1, Lots 200 to 212, both inclusive and parts of Lot 213 and 214, Registered Plan No. 77, City of Cornwall, County of Stormont, designated as Parts 1, 2, 3 and 4, Ref. Plan 52R-5391. The RSC covers only Parts of Lot 4, Concession 1, City of Cornwall, County of Stormont, Ontario. Reference Plan 52R-7028

The Ministry of the Environment (MOE) has completed the audit of the Record of Site Condition (RSC) for the property mentioned above. The audit included a review of the reports listed in part 2 of the RSC and was assessed in light of the provisions of Part XV.1 of the Environmental Protection Act (EPA) and Ontario Regulation 153/04 (O. Reg. 153). The reports were received on July 21, 2008.

In addition, Tabitha Yuen-Ying Lee, P. Eng. (qualified person of the RSC) of GENIVAR Ontario Inc., provided detailed response through a letter dated September 16, 2008 to the MOE's request for clarification/information letter dated August 14, 2008.

Based on the review of reports in support of the RSC and response from Ms. Lee, the audit did not reveal any finding that would indicate that the RSC property was not remediated to the standards prescribed by O. Reg. 153 for the intended land use in the RSC.

Please note that the audit was based solely on the review of the documentation referenced above. The MOE has not supervised the assessment and/or remediation undertaken at the site and does not assume any responsibility or liability for the assessment, remediation or environmental

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conditions of the site. It is your responsibility as the owner of the property to ensure that the RSC and reports accurately represent the conditions at the site.

Sincerely,

Mahmood Hasan, P. Geo

Hasan

Brownfields Hydrogeologist/Provincial Officer

416-314-6810

Brownfields Filing and Review

Tabitha Yuen-Ying Lee, GENIVAR Ontario Inc. C.

Fax: (905) 475-5994

Kevin Hosler, Area Supervisor, MOE Cornwall Area Office

Fax: (613) 933-6402



## Environment

#### **Brownfields Environmental Site Registry**

Location: Ministry > Brownfields > Search Results > RSC #32305

#### Record of Site Condition

### For Part XV.1 of the Environmental Protection Act

Record of Site Condition Summary

Registration Number

32305

Filing Date

July 15, 2008

**Certification Date** 

July 26, 2007

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Current Property Use
Intended Property Use

Commercial Residential

Certificate of Property Use

Number

No CPU

**Applicable Standards** 

Full Depth Site Conditions Standard, with Monpotable Ground Water, Coarse Textured Soil, for

Residential/Parkland/Institutional property use

**Property Municipal** 

Address

1150 MONTREAL RD CORNWALL, ON, K6H 1E2

### Notice to Readers Concerning Due Diligence

This record of site condition has been filed on the Environment Site Registry to which the public has access and which contains a notice advising users of the Registry who have dealings with any property to consider conducting their own diue diligence with respect to the environmental condition of the property, in addition to reviewing information in the Registry.

### Contents of this Record of Site Condition

This record of site condition consists of this document which is available to be printed directly from the Environmental Site Registry as well as all documentation indicated in this document to have been submitted in paper format to the Ministry of the Environment.

#### Definitions

The following definitions are taken from the *Environmental Protection Act* or Regulation 153/04 under that Act and are included for ease of reference. The Act and Regulation should be referenced for other applicable definitions.

In this Record of Site Condition,

### Part 1: Property Ownership, Property Information and Owner's Certifications

### Information about the owner who is filing or authorizing the filing of the RSC

Filing Owner

**Owner Name** 

962101 Ontario Inc.

<sup>&</sup>quot;Act" means the Environmental Protection Act, as amended;

<sup>&</sup>quot;Cleanup Guideline 1996" means the Ministry publication entitled "Guideline for Use at Contaminated Sites in Ontario" originally dated June 1996 and later revised;

<sup>&</sup>quot;Intended property use", in relation to a record of site condition, means the type of property use in respect of which the record of site condition is filed;

<sup>&</sup>quot;phase one environmental site assessment" has the same meaning as defined in the Aict at s. 168.1;

<sup>&</sup>quot;phase two environmental site assessment" has the same meaning as defined in the Act at s. 168.1;

<sup>&</sup>quot;Regulation" means Ontario Regulation 153/04, Records of Site Condition - Part XV.1 of the Act, as amended;

<sup>&</sup>quot;risk assessment" has the same meaning as defined in the Act at s. 168.1;

<sup>&</sup>quot;RSC" means a record of site condition under Part XV.1 of the Act;

<sup>&</sup>quot;RSC property", in relation to a record of site condition, means the property in respect of which the record of site condition is filed;

<sup>&</sup>quot;SSRA" means a site specific risk assessment conducted in accordance with the Cleanup Guideline 1996.

Corporate Contact (Authorized Officer)

John Haines

**Mailing Address** 

1150 MONTREAL RD, CORNWALL, ON, K6H 1E2

Telephone

613-9366585

Fax

613-9336019

Email

haines@heritage.on.ca

### **RSC Property Location Information**

Property Address and Legal Descriptions

Municipal Address

1150 MONTREAL RD, CORNWALL, ON, K6H 1E2

Municipality

CORNWALL

**Legal Description** 

Part of Lot 4, Concession 1, Lots 200 to 212, both inclusive, and parts of Lot 213 and 214, Registered Plan No. 77, City of Cornwall, County of Stormont, designated as Parts 1,2,3, and 4, Ref Plan 52R-5391. The RSC covers only Part of Lot 4, Concession 1, City of Cornwall, County of Stormont, Ontario Reference Plan 52R-

Assessment Roll Number

04 02 010 007 46940 0000

**Property Identification** 

Number (PIN)

Part of 60157-0073

RSC applies to entire legal

property

No

**Property Geo Reference** 

**UTM Coordinates** 

NAD83 18-523811-4985217 (converted from Latitude & Longitude)

Latitude & Longitude

45.02000000N 74.69777780W

**Accuracy Estimate** 

6 to 10 meters

**Measurement Method** 

Digitized from a satellite image

### **RSC Property Use Information**

The following types of property uses are defined by the Regulation: Agricultural or other use, Commercial use, Community use, Industrial use, Institutional use, Parkland use, and Residential use.

**Property Use Information** 

**Current Property Use** 

Commercial

**Intended Property Use** 

Residential

Certificate of Property Use has been issued under section 168.6 of the Act

No

### **Additional Documentation**

The following documents have been submitted to the Ministry of the Environment as part of the record of site condition:

Additional Documentation Provided by Property Owner or Agent

Deed or Transfer for the property

Certificate of Status

Survey of the property

### Signature and Statements of Property Owner or Agent

As owner of the RSC property, or agent acting on behalf of the owner of the RSC property:

1. I acknowledge that the RSC will be filed in the Environmental Site Registry, that records of site condition that are filed in the Registry are available for examination by the public and that the Registry contains a notice advising users of the Registry who have dealings with any property to consider conducting their own due diligence with respect to the environmental condition of the property, in addition to reviewing information in the Registry.



5363

July 11, 2006

962101 Ontario Inc. 1150 Montreal Road Cornwall, Ontario K6H 1E2

Attention: Mr. John Haines

Re: Phase I ESA - Final Report - Part 1, Plan 52R-5391 1150 Montreal Road, Cornwall, Ontario

Dear Mr. John Haines,

MacViro Consultants – A division of Genivar Ontario Inc. has concluded the Phase I Environmental Site Assessment of the property identified as 1150 Montreal Road, located on the northwest corner of Montreal Road and Danis Avenue in Cornwall, Ontario. Our findings are documented in the accompanying report.

A reply from the Ministry of the Environment was received in February 2006. Our review of this information confirms our understanding of this property and its historical use and does not suggest the presence of any additional environmental issues of concern.

We thank you for the opportunity to undertake this work on your behalf and look forward to working with you again on future projects. If you have any questions, please do not hesitate to call our office.

Yours truly,

MacViro Consultants Inc.

Muin M. Husain, Ph. D., P. Geo.

Business Unit Leader

Tabitha Lee, M.A.Sc., P.Eng. Environmental Engineer

/cc



# The Corporation of the City of Cornwall Planning Advisory and Hearing Committee

Department: Planning, Development and Recreation

Division: Planning

Report Number: 2021-168-Planning, Development and Recreation

Prepared By: Dana McLean, Development Coordinator

Meeting Date: November 15, 2021

Subject: CPPEG Recommendation 102 Sydney-41First St E

Cornwall Planning Programs Evaluation Group (CPPEG)

File Number: HOTC#2018-01 Addendum 102 Sydney St/41 First St E

Applicant: 1943217 Ontario Inc

### **Purpose**

An application by 1943217 Ontario Inc at 102 Sydney Street and 41 First Street East for HOTC funding under the tax increment grant in an amount up to \$48,440. This request for the tax increment grant funding is leveraging the increased assessment and property taxation generated by site redevelopment.

Limiting such grants to annual payments for a maximum period of 10 years or equivalent to the maximum cost of rehabilitation, renovation and/or redevelopment.

### **CPPEG Recommendation**

That HOTC#2018-01 Addendum funding request by 1943217 Ontario Inc at 102 Sydney Street and 41 First Street East, be accepted as follows:

Program 1 Heart of the City Rehabilitation and Redevelopment Grant (Tax Increment Grant) in the amount of \$48,440.



Document Title:	CPPEG Recommendation 102 Sydney-41 First St E - 2021-168-PDR.docx
Attachments:	- Sydney 102 41 First St E 2018-01 documents.pdf
Final Approval Date:	Nov 10, 2021

This report and all of its attachments were approved and signed as outlined below:

Mary Joyce-Smith - Nov 5, 2021 - 2:10 PM

Mark A. Boileau - Nov 10, 2021 - 2:00 PM

Maureen Adams - Nov 10, 2021 - 2:16 PM

### **Heart of the City - Program 1 Tax Increment Grant**

File #2018-01

102 Sydney/41 First St E

1943217 Ontario Inc

			Mur	nicipal Taxes	Assessment	
Prior to development		Res	\$	-	\$	-
		Com	\$	2,152.95	\$	75,000
After Development (Estimated)		Com	\$	6,786.87	\$	229,900
		Res	\$	3,439.32	\$	226,100
	Increment	Com	\$	4,633.92		
		Res	\$	3,439.32		
			\$	8,073.24		

Year	Municipa	Municipal taxes (Estimated) Res & Com			Tax Increment Grant	Tax Increment Grant		Taxes Retained by the Corporation (\$2,152.95base)	
					Percentage				
2021		1	\$	8,073.24	80%	\$	6,458.59	\$3,767.60	
2022		2	\$	8,073.24	80%	\$	6,458.59	\$3,767.60	
2023		3	\$	8,073.24	70%	\$	5,651.27	\$4,574.92	
2024		4	\$	8,073.24	70%	\$	5,651.27	\$4,574.92	
2025		5	\$	8,073.24	60%	\$	4,843.94	\$5,382.25	
2026		6	\$	8,073.24	60%	\$	4,843.94	\$5,382.25	
2027		7	\$	8,073.24	50%	\$	4,036.62	\$6,189.57	
2028		8	\$	8,073.24	50%	\$	4,036.62	\$6,189.57	
2029		9	\$	8,073.24	40%	\$	3,229.30	\$6,996.89	
2030		10	\$	8,073.24	40%	\$	3,229.30	\$6,996.89	
Total						\$	48,439.44	\$53,822.46	
<b>Total TIG</b>	\$48,439.44					-	Control of the Contro	,	

Note: In year 11 and onward the municipality will be able to benefit 100% of the incremental taxes as a result of the development on the property







