



**Municipality of
Magnetawan**

COUNCIL MEETING MINUTES

August 14, 2024

1:00 pm

The meeting of the Council of the Corporation of the Municipality of Magnetawan was held at the Magnetawan Community Centre on Wednesday August 14, 2024, with the following present:

Mayor Sam Dunnett
Deputy Mayor John Hetherington
Councillor Bill Bishop
Councillor Jon Hind (late arrival)
Councillor Brad Kneller

Staff: CAO/Clerk Kerstin Vroom and Deputy Clerk – Planning and Development Erica Kellogg were present.

OPENING BUSINESS

1.1 Call to Order

The meeting was called to order at 1:00 p.m.

1.2 Adoption of the Agenda

RESOLUTION 2024-229 Kneller-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the agenda as presented.

Carried.

1.3 Disclosure of Pecuniary Interest

Mayor Sam Dunnett stated that should anyone have a disclosure of pecuniary interest that they could declare the nature thereof now or at any time during the meeting.

1.4 Adoption of the Previous Minutes

RESOLUTION 2024-230 Bishop-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the minutes of the Council meeting on July 24, 2024, as copied and circulated.

Carried.

STAFF REPORTS, MOTIONS AND DISCUSSION

2.1 DRAFT Camp Klahanie Site Plan

RESOLUTION 2024-231 Hetherington-Kneller

WHEREAS the Council of the Corporation of the Municipality of Magnetawan passed By-law No. 2023-19 to rezone the lands legally described as PCL 12303 SEC SS; LT 17 CON 3 CROFT; LT 17 CON 4 CROFT EXCEPT M406 & M508; MAGNETAWAN to the Commercial Tourist Exception 4 Zone (CT-4);

AND WHEREAS the lands are subject to site plan control to showcase the current organization of the site and provision for additional development on the subject lands, which approval is conditional upon the execution and registration on title of a Site Plan Agreement;

AND WHEREAS the Council for the Municipality of Magnetawan is in favour of the Lakeside Trail entrance as the primary entrance;

AND WHEREAS the Council for the Municipality of Magnetawan is in favour of the Tranquility Trail entrance being a controlled entrance used as the Fire Access Route with keys and/or codes provided to emergency service providers;

AND WHEREAS the Council for the Municipality of Magnetawan does not support any additional entrances from either Tranquility Trail and/or Lakeside Trail;

NOW THEREFORE BE IT RESOLVED the Council for the Municipality of Magnetawan receives the Site Plan prepared by Wayne Simpson & Associates, Planning and Development Consultants, Project: Conceptual Master Plan, Dated November 17, 2020, Revision No: Jun 30, 2022, File Name: CAMPKLAHANIECONCEPT.dwg as amended to remove the boat/trailer and overflow parking entrance;

AND a By-law will be passed later in the meeting.

Carried.

Councillor Jon Hind joined the meeting

2.2 Stop Up & Close - Unopened Road Allowance Between CON 1 PT LOTS 26 and CON 1 PT LOT 25 - Langford

RESOLUTION 2024-232 Kneller-Hetherington

WHEREAS the Municipality of Magnetawan has received a Stop Up and Close application for the purchase of an Unopened Road Allowance leading to water between CON 1 PT LOT 26 42R 7426 and CON 1 PT LOT 25 CHAPMAN (LANGFORD);

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives and approves the Staff Report from Erica Kellogg Deputy Clerk – Planning and Development and supports leaving the subject Unopened Road Allowance ownership and maintenance level status quo.

Carried.

2.3 Consent Application - Jolic - 5993B Highway 124

RESOLUTION 2024-233 Hetherington-Kneller

WHEREAS the Municipality of Magnetawan has received a request to support an application for consent for creation of one new lot located on White's Road which is a private road (Jolic 4944 030 00504300). The property is legally described as Croft Concession 8 42R11003 PARTS 15 & 19 Together with R-O-W (5993B Highway 124) hereinafter referred to as "the Lands";

AND WHEREAS the Municipal planning consultant has provided a report in support of the application with conditions;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan supports in principle the consent application for the Lands, which is valid only for a period of six (6) months, subject to the following conditions:

- That the foregoing conditions be fulfilled within two years of the notice of decision of the Planning Board;
- Draft Reference Plan to be approved by the Municipality prior to registration;
- Two (2) true certified paper copies of the registered plan and an electronic version for the proposed severed lot prepared by an Ontario Land Surveyor with a certification that it is a true copy be provided to the Municipality for review and approval which conforms substantially to the application submitted;
- Draft copy of the deeds (with all schedules) to be approved by the Municipality prior to registration;
- A copy of the executed transfer deed (with all schedules) be provided to the Municipality;
- Confirmation from the Ministry of Transportation of an entrance permit or access review if required for the severed lands;
- Confirmation from the North Bay Mattawa Conservation Authority that the proposed benefitting and severed lot can be adequately serviced by on-site septic systems;
- The applicant create a legal-right-of-way to the severed lot from the existing private road known as White's Road;
- Payment of all taxes, municipal legal fees, planning fees, all fees as per the current Fees and Charges By-law, Park Land Dedication By-law and all other fees associated with the processing of this application;
- That the Applicant enter into a Limited Service Agreement with the Municipality to be registered on title;
- The Applicant enters into a Site Plan Agreement with the Municipality, to be registered on title, to showcase a suitable building and septic envelope for the severed lot.

Carried.

2.4 Report from Deputy Clerk Erica Kellogg Encroachment - Echo Beach Cottage Resort Inc.

RESOLUTION 2024-234 Hetherington-Kneller

WHEREAS the Municipality of Magnetawan entered into an Encroachment Agreement for the property legally described as CROFT CON 5 PT LOT 1 42R-4590, Municipality known as 3 Woodland Lane (Echo Beach Cottage Resort Inc.) to permit encroaching structure(s);

AND WHEREAS the 2007 building site sketch provided by EJ Williams Surveying identified minimal encroachments on the Municipally owned privately maintained Woodland Lane;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan agrees in principle to sell a portion of the Municipally owned privately maintained Woodland Lane surrounding the encroaching structure(s) with the following conditions:

- 1) The application and required fees are received;
- 2) Only includes the road allowance lands within 2 metres of the encroaching structure(s);

- 3) The Applicant shall be responsible for obtaining a reference plan depicting the subject lands to the satisfaction of the Municipality;
- 4) The Applicant be required to take all steps required for the subject lands to merge with the Applicant's lands;
- 5) The Applicant shall be responsible for all costs incurred by and/or imposed by the Municipality arising from and in consequence of the application and the proposed closure and sale;
- 6) That the price of the land shall be determined by a qualified appraiser.

Carried.

2.5 Correspondence MADD Message Yearbook Advertising Donation Request

RESOLUTION 2024-235 Bishop-Hetherington

WHEREAS the Council of the Municipality of Magnetawan receives the correspondence Mothers Against Drunk Driving (MADD) Message Yearbook Advertising and appreciates their good work;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves a business card sized ad for \$319.

Carried.

2.6 Request NOAA Award Burk's Falls Art Club Donation

RESOLUTION 2024-236 Hetherington-Bishop

WHEREAS the Council of the Municipality of Magnetawan receives the correspondence Northern Ontario Art Association (NOAA) Burk's Falls Art;

AND WHEREAS the Council of the Municipality of Magnetawan set aside a total of \$2,500 in the 2024 budget sponsoring the NOAA event;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves a donation of \$75.00 towards the honorarium for the winners of the Juried Art Show from the monies budgeted.

Carried.

2.7 Magnetawan Community Centre Board Motion Trees Community Centre - Plant Maples

RESOLUTION 2024-237 Bishop-Hetherington

WHEREAS the Council of the Municipality of Magnetawan receives the correspondence from the Magnetawan Community Centre Board dated July 23, 2024;

NOW THEREFORE BE IT RESOLVED THAT the Council for the Municipality of Magnetawan supports the purchase and planting of three sugar maple trees on the Municipal overflow parking area beside the Community Centre.

Carried.

2.8 DRAFT By-law to Adopt a Complaints Policy

RESOLUTION 2024-238 Bishop-Hetherington

BE IT RESOLVED the Council of the Municipality of Magnetawan receives and approves the draft Complaints Policy as presented and a by-law will be passed later in the meeting.

Carried.

MUNICIPAL BOARD AND COMMITTEE MINUTES

- 3.1 Central Almaguin Planning Board Minutes May 1, 2024**
- 3.2 Central Almaguin Planning Board Minutes June 5, 2024**
- 3.3 Magnetawan Community Centre Board Minutes July 23, 2024**
- 3.4 Magnetawan Cemetery Board Minutes July 31, 2024**
- 3.5 Age-Friendly Communities Overview Meeting August 01, 2024**

RESOLUTION 2024-239 Hetherington-Bishop

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the Municipal Boards and Committee Minutes as copied and circulated.
Carried.*

CORRESPONDENCE

- 4.1 Township of Armour - MAHC contribution appreciation**
- 4.2 Muskoka Algonquin Healthcare New phone Number for MAHC Services in Burk's Falls**
- 4.3 Northern Ontario Art Association Juried Art Exhibition**
- 4.4 Unsuccessful Outcome Ontario Trillium Foundation for Capital Grant Stream**
- 4.5 Notice of Temporary Road Closing - Chapman Drive**
- 4.6 Request for Proposal Roads Need Study 2024**
- 4.7 ICYMI Council Highlights July 24, 2024**

RESOLUTION 2024-240 Bishop-Kneller

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the correspondence items as copied and circulated.
Carried.*

ACCOUNTS

- 5.1 Accounts in the amount of \$893,629.53**

RESOLUTION 2024-241 Hetherington-Bishop

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the accounts in the amount of \$893,629.53 as presented.
Carried.*

PLANNING MEETING

- 6.1 Zoning By-law Amendment Application - Goodjohn - 1388 Ahmic Lake Road**

RESOLUTION 2024-242 Bishop-Kneller

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan recesses the regular meeting to hold a public meeting pursuant to Sections 34 of the *Planning Act* to consider a Zoning By-law Amendment Application described as:*

- Concession 3 and 4 PT Lots 19 & 20 Croft, commonly known as 1388 Ahmic Lake Road (Goodjohn)*

Carried.

RESOLUTION 2024-243 Kneller-Bishop

WHEREAS that Council for the Municipality of Magnetawan carried a motion deferring a Zoning by-law Amendment application for Lot 19 & 20 Concession 3 & 4, municipality known as 1388 Ahmic Lake Road hereby referred to as the “subject lands”, Municipality of Magnetawan (Goodjohn) until the mitigation recommendations outlined within the Environmental Impact Study completed by FRI Corp dated October 2023;

AND WHEREAS the applicant of the subject lands has provided confirmation that the recommended mitigation measures have been satisfied;

AND WHEREAS that Council for the Municipality of Magnetawan passed By-law 2024-34 to rezone a portion of the subject lands to refine the environmental Protection Zone;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan confirms the decision to support the rezoning a portion of the subject land to refine the Environmental Protection Zone.

Carried.

RESOLUTION 2024-244 Hetherington-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adjourns the *Planning Act* public meeting and returns to the regular meeting.

Carried.

BY-LAWS

7.1 Complaints Policy

7.2 Klahanie Campers Corporation Site Plan By-law

RESOLUTION 2024-245 Bishop-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan that the following by-laws are now read a first, second and a third time, passed, signed by the Mayor and the Clerk, sealed with the seal of the Corporation, and engrossed in the by-law book:

7.1 Complaints Policy

7.2 Klahanie Campers Corporation Site Plan

Carried.

CLOSED SESSION

In accordance with Section 239(2) of the Municipal Act, 2001, S.O. 2001, c.25, as amended,

Council shall proceed into Closed Session in order to address matters pertaining to:

(b) personal matters about an identifiable individual, including municipal or local board employees.

RESOLUTION 2024-246 Kneller-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan moves to a closed session at 1:35pm pursuant to Section 239(2) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, Council shall proceed into Closed Session in order to address matters pertaining to:

(b) personal matters about an identifiable individual, including municipal or local board employees.

Carried.

RESOLUTION 2024-247 Bishop-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan returns to open session at 1:45pm.

Carried.

CONFIRMING BY-LAW AND ADJOURNMENT

8.1 Confirm the Proceedings of Council and Adjourn


RESOLUTION 2024-248 Bishop-Hind

BE IT RESOLVED by the Council of the Municipality of Magnetawan that the Confirming By-law is now read a first, second and a third time, passed, signed by the Mayor and the Clerk, sealed with the seal of the Corporation and engrossed in the by-law book;

AND FURTHER THAT, this meeting is now adjourned at 1:50pm to meet again on Wednesday September 4, 2024, at 1:00 pm or at the call of the Chair.

Carried.

Approved by:



Mayor



Clerk