

Special Meeting of Council

Date: Tuesday, December 17, 2024

Time: 9:00 o'clock a.m.

Clerk's Note: All members will be participating electronically and will be counted towards quorum. The minutes will reflect this accordingly.

MEMBERS:

Mayor Drew Dilkens

Ward 1 – Councillor Fred Francis

Ward 2 - Councillor Fabio Costante

Ward 3 - Councillor Renaldo Agostino

Ward 4 – Councillor Mark McKenzie

Ward 5 - Councillor Ed Sleiman

Ward 6 - Councillor Jo-Anne Gignac

Ward 7 – Councillor Angelo Marignani

Ward 8 – Councillor Gary Kaschak

Ward 9 – Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

ORDER OF BUSINESS

- | Item # | Item Description |
|--------|--|
| 1. | ORDER OF BUSINESS |
| 2. | CALL TO ORDER |
| 3. | DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF |
| 4. | COMMITTEE OF THE WHOLE |
| 9. | REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS |
| 10. | PRESENTATIONS AND DELEGATIONS |
| 13. | BY-LAWS (First and Second Readings) |
| 13.1. | By-law 180-2024 - A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 12M-676 IN THE CITY OF WINDSOR. Authorized by By-law 139-2013 dated August 26, 2013 Section 2.1 of Schedule A.
Clerk's Note: Administration is providing the <i>attached</i> memo dated December 13, 2024 as additional information. |
| 13.2. | By-law 181-2024 - A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS SPECIAL MEETING HELD ON THE 17TH DAY OF DECEMBER, 2024. |
| 14. | MOVE BACK INTO FORMAL SESSION |
| 15. | THIRD AND FINAL READING OF THE BY-LAWS
By-law 180-2024 and 181-2024 inclusive. |
| 16. | ADJOURNMENT |

BY-LAW NUMBER 180-2024

A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY
TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 12M-676
IN THE CITY OF WINDSOR

Passed the 17th day of December, 2024

WHEREAS the Planning Act, R.S.O. 1990, Chapter P.13, as amended, provides that part-lot control shall apply where land is within a plan of subdivision registered before or after the coming into force of the Act.

AND WHEREAS subsection 7 of Section 50 of the said Planning Act provides that the council of a municipality may by by-law provide that part-lot control does not apply to land that is within such registered plan or plans of subdivision or parts thereof as is or are designated in the by-law and where the by-law is passed part-lot control as described in subsection 5 of Section 50, ceases to apply to such land.

AND WHEREAS it is deemed desirable that the provisions of the said subsection 5 of Section 50 of the Planning Act shall not apply to certain land that is within **REGISTERED PLAN 12M-676** in the City of Windsor.

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That the provisions of subsection 5 of Section 50 of the Planning Act, R.S.O. 1990, Chapter P.13, do not apply to that part of the land that is within **REGISTERED PLAN 12M-676**, as described in Schedule "A" attached hereto and forming part of this by-law.
2. This by-law is repealed on December 17, 2027.
3. This by-law shall come into force and take effect after the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - December 17, 2024
Second Reading - December 17, 2024
Third Reading - December 17, 2024

SCHEDULE "A"
TO BY-LAW 180-2024

PART BLOCK 1 PLAN 12M-676, DESIGNATED AS PARTS 4 TO 6, INCLUSIVE,
PLAN 12R29742

PART OF PIN 01596-2732 (LT)
Barkley Avenue, Windsor

PART BLOCK 2 PLAN 12M-676, DESIGNATED AS PART 4, PLAN 12R29572

PART OF PIN 01596-2735 (LT)
Barkley Avenue, Windsor

PART BLOCK 2 PLAN 12M-676, DESIGNATED AS PARTS 5 AND 6 PLAN
12R29572 AND PARTS 4 TO 6, INCLUSIVE, PLAN 12R29743

PART OF PIN 01596-2737 (LT)
Barkley Avenue, Windsor



**OFFICE OF THE
COMMISSIONER,
COMMUNITY AND
CORPORATE SERVICES**

TO: Mayor and Members of City Council
FROM: Aaron Farough, Senior Legal Counsel
DATE: December 13, 2024
SUBJECT: Additional information to Part-Lot Control By-law – Barkley Ave.
REFERENCE: Exemption of Part-Lot Control for lands located on Barkley Ave. approved under By-law 139-2013

The City has received a request for a Part Lot Control Exemption By-law on an urgent basis by 2595562 Ontario Limited (Laura Fanelli) to accommodate a closing of a property sale closing December 19, 2024. The subject properties (2530 – 2575 Barkley Avenue, south of McHugh Street) were part of a previous Part Lot Control Exemption By-law that council passed as 161-2024 at a special meeting. This subsequent request arose as the owner and their lawyer have identified additional parts of Plan 12M676 which are required to be exempted from Part Lot Control in order to accommodate the sale. This request has been approved by the Planning Department and Legal has prepared the proposed By-law for council's consideration.

Aaron Farough
Senior Legal Counsel

BY-LAW NUMBER 181-2024

A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS SPECIAL MEETING HELD ON THE 17TH DAY OF DECEMBER, 2024.

Passed the 17th day of December, 2024.

WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Windsor at this meeting be confirmed and adopted by by-law;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. The action of the Council of The Corporation of the City of Windsor in respect to each recommendation contained in the Report/Reports of the Committees and the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of The City of Windsor at this special meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Windsor are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Windsor referred to in the preceding section hereof.
3. The Mayor and the City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Windsor.

This by-law shall come into force and take effect on the day of the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - December 17, 2024
Second Reading - December 17, 2024
Third Reading - December 17, 2024