

**MOTION PASSED AT THE TOWNSHIP COUNCIL MEETING: WEDNESDAY, NOVEMBER 7, 2001.**

**The following motion was passed by Council after last night's meeting:**

**CORPORATION OF THE TOWNSHIP OF MULMUR  
RESOLUTION NO. 370-01**

**With respect to the request for comments by the Ministry of Natural Resources on the proposed aggregate license on Part of Lot 23, Concession VII EHS, (Arbour Farms) be it resolved that:**

**WHEREAS** there is overwhelming public objection to this application, Council is not prepared to recommend approval of the aggregate license or to approve the Official Plan amendment and Zoning By-law amendment at this time.

The Township is of the opinion that a sufficient haul route to provide for the safe transportation of the aggregate is not available at this time to service the site. Airport Road has severe topographic constraints. This, combined with the heavy use of the road, particularly for recreational traffic on weekends makes for an unsuitable haul route from a public safety perspective. Prior to the Ministry approving the aggregate license or the Municipality giving further consideration to the applications for the Official Plan and Zoning By-law Amendment, the Township wishes to review alternatives to ensure that any haul route in conjunction with the aggregate operation is safe.

Council is also concerned about the potential impact of excavating below the water table on surrounding wells. This concern could largely be addressed through a development agreement between the municipality and the owners/operator. In order to enter into such an agreement, the Municipality must first pass a By-law under the Municipal Act which gives them the authority to regulate the operations of pits and quarries. At the present time the Municipality does not have the legal mechanism to enter into such an agreement and therefore they are not satisfied that the public interest can be adequately protected until such time as the legal mechanism and agreement is available.

Council requires an adequate amount of time to review the issues with independent professionals and the right to get outside independent review of the material, data and issues surrounding the applications.

Finally, Council is not satisfied that the applicant's have addressed the issue of need as is required by the Township's Official Plan. We have asked consultants for Arbour Farms to address this matter and the other matters noted above prior to Council passing formal resolutions with respect to the ARA license, the Official Plan amendment and the Zoning By-law amendment.

MOVED BY: JEFF SEDGWICK

SECONDED BY: JIM TURNER

CARRIED BY: GORD GALLAUGHER