

1. Council Convenes - O Canada - Warden Keith Hunter called to order a meeting of Cumberland Municipal Council on Wednesday, April 4, at 1:00p.m. The meeting was held in the Council Chambers of the E.D. Fullerton Municipal Building in Upper Nappan, NS. "O Canada" was sung.
2. Roll Call - The roll was called by the Council Secretary, Constance Scott. All Councillors were present. Also in attendance were CAO, Rennie Bugley, Deputy Clerk, Steve Ferguson, and Accountant, Andrew MacDonald.
3. Approval of Agenda (additions / deletions) - The agenda was approved with the following additions and deletions: Additions: SPAR transportation system, Beacon's Lane, Cumberland 4-H Grants 6.3 Mr. Dumont Presentation - re Windmills. Delete 7, Planning Issues and #9 Public Hearings.

**It was moved by Councillor K. Langille, seconded by Councillor K. Redmond that agenda be approved as amended.**

**MOTION CARRIED #07-047**

4. Approval of Minutes
  - 4.1 March 7, 2007 - The minutes of the March 7, 2007 meeting were included in the meeting package. They were approved as presented.
  - 4.2 March 21, 2007 - The March 21, 2007 Council minutes were approved with amendments: motion #07-046 should be deleted (duplication).
5. Business Arising from the Minutes
  - 5.1 Action List - March 21, 2007 - The action list from the March 21, 2007 Council meeting was approved as circulated. There were no questions.
6. Delegations and Presentations
  - 6.1 Volunteer Presentations - The following representative volunteers were recognized and awarded certificates and other gifts or appreciation from the Municipality of Cumberland. Norma Crawford, District 6. The Model Volunteer Family of the Year - Austin and Claire Patriquin. The Model Volunteer Community of the Year is Wentworth, District 6. Councillor Kathy Redmond accepted the awards on behalf of the community.

Youth volunteer of the year is Catherine Rector, District 9. Councillor John Reid presented Catherine with awards.

On behalf of Council, Warden Keith Hunter thanked the volunteers who were recognized, as well as their families and all those who volunteer in their communities. He stated it has been estimated that the value of volunteerism in Nova Scotia is in the billions of dollars annually. Warden Hunter also thanked Shelley Hoeg for her hard work setting up this event, inviting all of the volunteers, making arrangements, etc.

Procedural Matter - Planning Director Jim Coughlin indicated that he received a helpful 'word to the wise' from the province last evening. A representative of Service Nova Scotia cautioned about information received while in the midst of a legislative process. It was strongly suggested that Council stay away from matters that are going to be discussed at the public hearing. Warden Hunter stated that there will be no questions following the presentations, and a 15 minute time limit will be strictly followed.

- 6.2 Lisa Betts vs. Windmills - Ms. Betts gave a 15 minute presentation regarding her views and concerns against wind farms. She spoke about health, safety, and property values.
- 6.3 Charles Dumont, Atlantic Wind Power - Mr. Dumont, representing the company that has proposed a Pugwash Wind Farm spoke for 15 minutes in favor of wind farms. He urged people to contact Councillors and residents in Pubnico, where his company has a wind farm to get their opinions.

Warden Hunter thanked Ms. Betts and Mr. Dumont for their presentations. He invited them (as well as people in the gallery) to attend the April 18<sup>th</sup>, Public Hearing in the Council Chambers.

- 7. Public Hearings - Deleted from the agenda - there were no public hearings.
- 8. Correspondence - The following correspondence was received since the last Council meeting, held March 21, 2007.

Federation of Canadian Municipalities

- 1. Mike Buda, Senior Policy Analyst, advising municipalities on recent developments with the Western Hemisphere Travel Initiative. This information was in the Councillors' mailboxes.

Central Nova Scotia Association

- 1. Devin Terfry, Marketing Coordinator, enclosing a copy of the Central Nova Scotia Visitors Guide.

Union of Nova Scotia Municipalities

- 1. Peggy Crawford, Municipal Sustainability Coordinator, providing details regarding Municipal Sustainability Project in NS - agenda item at the UNSM spring workshop. *It was agreed that the Warden should do that presentation - probably on the combined leachate/septage meeting.*

- 9. Planning Issues - Deleted from agenda.
- 10. Financial Reports/Issues
  - 10.1 Recreation Grant Requests - **It was moved by Councillor Kellegrew, seconded by Deputy Warden Merriam that the following recreation grants be approved by Council, as recommended by the district Councillor:**

Group/Organization	District	Amount
Wallace Fire Department	5	\$500
CANU - Writer's Café in May	1	\$200
Exchange student Cumberland County - Encounters in Canada	1	\$200
Cumberland County 4-H horse classic team going to competition in Calgary	1, 2, 7	\$1100
Cumberland 4-H	1, 2, 3, 7, 8	\$1100

**MOTION CARRIED #07-048**

**It was moved by Councillor Kellegrew, seconded by Councillor Welton that a \$750 grant be made to the Amherst Aerial Gymnastics - divided between the districts the 21 County participants live in.**

**MOTION CARRIED #07-049**

- 10.2 Grants to Organizations - It was moved by Councillor Kellegrew, seconded by Deputy Warden Merriam that a grant in the amount of \$2000 for the purpose of doing a study regarding transportation be made to SPAR, per the Community Health Board presentation at the last meeting. This amount is to be funded from the 2007/2008 budget.

**MOTION CARRIED #07-050**

11. Operational Service Reports/Issues

- 11.1 NS DTPW Annual Traffic Counts - Correspondence from the Department of Transportation and Public Works was received. Their staff asked if there are any areas the Municipality would like to have a traffic count done. The Department has already committed to doing the area between Joggins and Apple River.

12. Committee/Other Reports

- 12.1 UNSM Board of Directors - Provided for information.
- 12.2 Environmental Goals and Sustainable Prosperity - The Nominating Committee met earlier today. It was moved by Councillor Kellegrew, seconded by Deputy Warden Merriam that Council approve the recommendation of the Citizen Appointments to the MacAloney Wellfield committee: Art Sargent and Carl Cameron.

**MOTION CARRIED #07-051**

13. Old Business

14. New Business

- 14.1 Transportation and Public Works - Crosswalks - Councillor Gerald Langille expressed his concern with the very heavy toll on pedestrians killed or injured at crosswalks in this province recently. He stated that crosswalks should be very clearly delineated, including bright signs.

**It was moved by Councillor G. Langille, seconded by Councillor Welton that correspondence be sent to the Minister of Transportation and Public Works to strongly encourage the Department to install better markings, signs, and lights at crosswalks, to prevent any further injury or death at Nova Scotia crosswalks.**

**MOTION CARRIED #07-052**

**Beaton's Lane - It was moved by Councillor Gilbert, seconded by Councillor Read that the Department of Transportation be requested to include Beaton's Lane on the 2007/2008 Paving project.**

**MOTION CARRIED #07-053**

- 14.2 Department of Agriculture - Councillor G. Langille informed Council that the doe population in the County has tripled in recent years, and this is interfering with local agriculture production.

**It was moved by Councillor G. Langille, seconded by Councillor K. Langille that correspondence be sent to the Department of Agriculture and the Department of Natural Resources to suggest that future deer seasons include harvesting of does (female deer), with no restrictions.**

**MOTION CARRIED**

- 14.3 Community Energy Mission - Information relative to FCM's Community Energy Mission was circulated as part of the meeting material. This year's Community Energy Mission will travel to Alberta. Several staff and Councillors indicated they would like to attend.

*It was agreed that the Chief Administrative Officer and Planner be authorized to participate in the FCM Community Energy Mission in Alberta. Further consideration will be given to attendance by Councillors at a future meeting, depending on cost.*

- 14.4 Department of Environment & Labor - It was moved by Councillor G. Langille, seconded by Councillor K. Langille that correspondence be sent to the federal Departments of Environment and Transportation to ask that the government consider, as part of their energy savings initiative, a reduction of the speed limit on major highways to 100 km/hr.

**MOTION DEFEATED.**

- 14.5 CNTA Conference / Nominations - It was moved by Councillor Read, seconded by Councillor Gilbert that Councillor K. Langille be authorized to attend the CNTA conferences.

**MOTION CARRIED #07-056**

Individual Councillors were encouraged to send in nominations for various tourism awards directly to CNTA.

**At 3:10 p.m. Councillor Kathy Redmond left the meeting as she had an appointment.**

- 14.6 Provincial Budget - UNSM - Provided for information.
- 14.7 Municipal Sustainability Plan - In order to receive federal fuel rebate, must have a municipal sustainability plan. This will be discussed at a future meeting.
- 14.8 Federal Budget - FCM - Information regarding the FCM's position on the recent federal budget was circulated to Councillors previously.
15. Information Items
- 15.1 Legislation - Legislation that has recently received first reading at the province. Matters related to municipal items will be copied for Councillors to be put in mailboxes.
- 15.2 FCM President - Council was advised that Winnipeg Councillor Gord Steeves became the new FCM President, following a decision at a special meeting of the National Board of Directors on March 21, 2007. For information only.
16. Adjournment - There being no further business, the meeting adjourned at 3:15p.m.
17. God Save the Queen

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Warden

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Chief Administrative Officer

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Recording Secretary

1. Council Convenes - O Canada - Warden Keith Hunter called to order a meeting of Cumberland Municipal Council on Wednesday, April 18, 2007 at 1:00 p.m. The meeting was held in the Council Chambers of the E. D. Fullerton Municipal Building in Upper Nappan, NS. The national anthem was sung.
2. Roll Call - The roll was called by Administrative Assistant, Shelley Hoeg. All Councillors were in attendance excepting Councillor Ralph Welton.
3. Approval of Agenda (additions / deletions) - The agenda was approved with a deletion of all items excepting the public hearings.
4. Approval of Minutes
  - 4.1 March, 2007 - Deferred to the next meeting.
5. Business Arising
  - 5.1 April 4, 2007 - There was none
6. Delegations and Presentations - None
7. Public Hearings:

**Warden Hunter called the Public Hearings to order at 1:04 p.m.**

- 7.1 By-Law To Amend the Solid Waste By-Law - The Warden asked for input from the public, of which there was none.

**IT WAS MOVED by Councillor K. Langille, seconded by Councillor Read that the By-Law To Amend the Solid Waste By-Law be approved.**

**MOTION CARRIED #07-057**

- 7.2 Public Hearing and Second Reading of Planning Policies and Regulations for Wind Turbines

Warden Hunter informed those present of the purpose of the public hearing being to provide the public with the opportunity to express their views on the proposals before Council makes its' final decision. Warden Hunter then went over the procedures and rules of public hearings which are:

- the Public Hearing will begin with a staff presentation;
- this will be followed by public presentations;
- presentations will be limited to 15 minutes;
- presenters will be required to state their names, addresses and who they are representing;
- councillors will be able to ask questions of all presenters;
- presenters will not be able to ask questions of Councillors or staff;
- only those Councillors present throughout the public hearing will be able to vote on the proposed by-law amendments.

Mr. Jim Coughlin, Planner explained the proposal to those present. Mr. Coughlin explained that the proposed bylaw amendments to the Municipal Planning Strategy and Land Use Bylaw deal with planning policies and regulations for wind turbines. They are part of the County's ongoing initiatives to: Recognize the environmental and economic benefits of wind energy. Support the development of the wind energy industry in the County. Implement policies and regulations that will apply equally throughout the County. Mitigate any negative impacts of

wind turbines through the application of distance separations between turbines and buildings intended for human occupation and conditions of approval of development permits.

At this point comments from the public were invited and lead off by Mr. Jim Milner of Amherst. As Mr. Milner's submission had already been received by Council, he was ineligible to present the submission again.

Jean Keating - Gulf Shore

- ▶ Development of wind energy should enhance rather than detract from a location
- ▶ The Gulf Shore is a corridor around the coastline that will be adversely affected due to the windfarm.
- ▶ The trend is to not locate them near an environment that is significant and the gulf shore is significant.
- ▶ Would like information from Mr. DeMone on the environmental assessment.
- ▶ Is not against wind energy but feels it should not be a risk to our health and our community.

Two representatives from the N.S. Department of Environment and Labour were on hand to inform the public of the criteria on which "Green Energy" projects are rated and the process of applications for these projects.

Chris Wild - Gulf Shore

- ▶ Atlantic Wind Power is proposing a 500 meter set back. Why would the Municipality agree to less?
- ▶ Infrasound adversely impacts on human health.
- ▶ Recent reports from Denmark show government buying back houses in areas near wind farms.
- ▶ Audiologist says infrasound will lead to nausea dizziness and loss of vision.
- ▶ Feels wind power is unreliable and intermittent. The answer is not blowing in the wind.

Dennis Rogers - Dartmouth

- ▶ Cottage country investors in Cumberland County want peace and tranquility.
- ▶ Pitcher Creek is the Municipality with the most experience in Canada in regards to wind mills and therefore should be contacted for information.

Robert Leth- Breton Wind Works

- ▶ He has visited 80 windfarms within the world and his family lives on a windfarm.
- ▶ Provided document "Wind Energy the Facts:."
- ▶ Feels the by-law is essential to supply clear direction to companies.
- ▶ If setbacks are larger than other places then the companies will go elsewhere.
- ▶ To deal with flicker the machines (turbines) are programmed not to turn during the stand down period.

At this point Council recessed and reconvened 15 minutes later.

Peter Finlay - Pugwash

- ▶ A one size fits all by-law will not work.

- ▶ Believes wind power can co-exist.
- ▶ He feels the further the setbacks are the fewer problems can arise.
- ▶ The more interface between residents and the company the less problems.
- ▶ He feels people don't want to view wind farms.

Hollis Cole - Fredericton NB

- ▶ Feels any decision should err on the side of caution.
- ▶ Regulation can allow variations.
- ▶ What is the economic impact of a wind farm?
- ▶ The company with the wind farm would not have an economic benefit to the County.
- ▶ He also feels that the Municipality should not rely on the Department of Environment for enforcement.

Mr. Powell - Ontario

- ▶ One size does not fit all

Sara McRae-Castle - 1519 Gulf Shore Road

- ▶ Why do they have to be white?
- ▶ Her future depends on what her land is worth...will windmills detract from that worth?
- ▶ Congratulated Council for their involvement in the Fossil Cliffs in Joggins and Cape Chignecto and urged them to consider the Gulf Shore the same way.

Maggie Brundage - Amherst

- ▶ Location, location, location.
- ▶ The setback distance may eliminate some of the issues residents have.
- ▶ Would not be a time limited sound.
- ▶ Does not want to be a human science experiment to figure out where wind farms should go.

Kara Irving - Dairy Farm - Gulf Shore Road

- ▶ She would like to see a setback guideline that will allow residents of Cumberland County to be leaders in the N.S. wind energy field.
- ▶ Would not like to see the windfarm negatively impact on the economic growth of the area.
- ▶ She does not want the commercial aspect of the Gulf Shore to be forgotten due to all the negative comments of the residents.

Gerald Freeman - West Amherst

- ▶ There are two sides to every story and feels that most of the presenters have become intoxicated by the web sites touting the danger of wind farms.
- ▶ Global warming is a reality. We have to look to green sources for energy.
- ▶ He lives in proximity to the windmill at the Cumberland RCMP detachment and is not bothered by the windmill.
- ▶ He is not worried about the noise from the proposed wind farm on the Amherst Marsh.
- ▶ Would like to see a reasonable set back - 3x height of turbine.

Craig McCormick - Rodney

- ▶ His house is 1800 metres from the turbines in Rodney and the turbines

make very little noise.

- ▶ Even at 500 meters he has to stand extremely still to hear the turbines.
- ▶ He feels the turbines are aesthetically pleasing.
- ▶ Feels the setback should be from residences and not property lines.
- ▶ The Municipality should look closely at the standards that Europe uses.
- ▶ Use sound as the determining factor, not distance. 45db at a residence should be the maximum.

Carol Roche - Gulf Shore Road

- ▶ Need to take into account low frequency noises. They are the ones who are affecting people most.
- ▶ The negative impact of noise on humans and animals cannot be questioned.
- ▶ The most positive articles are by those experiencing monetary gain.
- ▶ She would like to see a 2000 meter set back.

Alice Power - Gulf Shore Road -

- ▶ Need to encourage people to our shores and not discourage them.
- ▶ Thinks the setback should be 2 kms

Lisa Betts - Gulf Shore

- ▶ Is not against wind energy, just the location of the wind farm.
- ▶ Fees that this is placing undue stress in the area.
- ▶ Where is the public consultation?

Councillor Redmond thanked Ms. Betts for all the work she has done in enlightening people on the wind farm issue.

John McManus - Thompson Station

- ▶ We need to be part of the solution and wind energy should be a large part of that solution.
- ▶ Feels that if two km becomes the setback then there wouldn't be any areas in Cumberland County that could have windfarms.

Charles DeMone - Atlantic WindPower

- ▶ With regard to process...held meetings in November, 2006, April, 2007 and will be holding at least three more.
- ▶ Regarding wind turbines in Germany, there are 18,500 and not 9,000.
- ▶ The person living in closest proximity to the Pubnico windfarm has a claim but no substantiation.
- ▶ Feels Council should talk to the people in Pubnico, or the Council or businesses.
- ▶ All people in Cumberland County should be treated equally so setback should be County wide.
- ▶ The proposed windfarm for Pugwash would not come to fruition if the setbacks are large enough.
- ▶ There are no documented incidents of ice throw injury or death in Germany.

The Warden announced that the Public Hearing closed at 4:45 p.m.

**It was moved by Councillor K. Langille seconded by Councillor G. Langille that the Amendments to the Municipal Planning Strategy and Land Use Bylaw respecting planning policies and regulations for wind turbines be tabled until May 16, 2007.**

**MOTION DEFEATED #07-058**

**IT WAS MOVED** by Councillor Gilbert, seconded by Councillor Redmond that the Amendments to the Municipal Planning Strategy and Land Use Bylaw respecting planning policies and regulations for wind turbines be tabled until May 2, 2007.

**MOTION CARRIED #07-059**

8. Correspondence - Deleted
9. Planning Issues - Deleted
10. Financial Reports/Issues - Deleted
12. Committee/Other reports - Deleted
13. Old Business - Deleted
14. New Business - Deleted
15. Information Items - Deleted
16. Adjournment - On motion the meeting adjourned at 4:49 P.M.
17. God Save the Queen

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Warden

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Chief Administrative Officer

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Recording Secretary