

1. CALL TO ORDER

Warden Hunter called the September 3, 2014 session of Cumberland Municipal Council to Order at 1:04 p.m. The meeting was held at the Wentworth Rec Centre due to renovation of the E. D. Fullerton Municipal Building. O' Canada was sung. Executive Assistant to the CAO, Shelley Hoeg called the Roll.

Councillors present were: Deputy Warden Smith, Councillor Kellegrew, Warden Hunter, Councillor Welton, Councillor Baker, Councillor Rector, Councillor Gilbert, Councillor McLellan and Councillor Fletcher.

Councillor Gillis was unavailable due to prior commitments.

Staff present were: CAO, Rennie Bugley, Director of Finance, Andrew MacDonald, Director of Policy and Research, Steve Ferguson, Community Economic Development Officer, Jim Campbell and Executive Assistant to the CAO, Shelley Hoeg, recorded the proceedings. Andrew Fisher, Planner from the Town of Amherst was on hand as well.

2. ADMINISTRATIVE AND PROCEDURAL ISSUES

2.1 Approval of Agenda (Addition(s)/Deletion(s) – The agenda was approved with the following addition(s)/deletion(s):

Additions: 6.6 - Little River Bridge; 6.7 – FOIPOP Request; 7.6 – Joint Council Meeting

Deletion(s): 3, 4, 5, 7.4

2.2 Approval of the August 25, 2014 Council Minutes – The Minutes of the August 25, 2014 Council session were approved with the amendment of motion #14-158 to have the Mover as Councillor Welton.

2.3 Business Arising, August 25, 2014 – There was no discussion on this item.

2.4 Delegations, Presentations, Petitions, Proclamations – This item was deleted.

2.5 Public Hearings – Warden Hunter called to Order the Public Hearing at 1:07 p.m. Warden Hunter advised of the purpose of the public hearing and then requested staff to speak to this item. Director of Policy and Research, Steve Ferguson, advised of the reason for the amendment and Andrew Fisher, Planner explained the amendment to Councillors. Warden Hunter was advised there were no written submissions. Warden Hunter then asked if any member of Council or the public had questions, and there were none.

Warden Hunter then closed the public hearing at 1:09 p.m.

a) Final Reading/Approval of the By-Law to Amend Schedule A of the Local Improvement By-Law

IT WAS MOVED by Councillor Kellegrew, seconded by Deputy Warden Smith to approve the By-Law to amend Schedule A of the Local Improvement By-Law to reflect the following:

Municipality of Cumberland By-Law 14-XX

By-Law to Amend Schedule A of the Local Improvement By-Law

WHEREAS section 81 of the Municipal Government Act provides that a municipality may make by-laws imposing, fixing and providing methods of enforcing payment for charge for local improvements, and

WHEREAS the Municipality of the County of Cumberland has Local Improvement By-Law 13-01 now in place.

TITLE AND APPLICATION

1. This By-Law is entitled the “By-Law to Amend Schedule A of the Local Improvement By-Law”.

PURPOSE

2. The Purpose of this By-Law is to add certain properties on Trider Road and Riverside Drive to Schedule A of the Local Improvement By-Law.

ADDITIONAL PROPERTIES

3. The words and punctuation “, the Trider Road,” are hereby added to clause 1. (a) of Schedule “A” immediately following the words “portions of Highway 302”; and the following properties are hereby added to the table in clause 1. (j) of the said Schedule:

PID	Civic # and Road- for reference only
25064601	200 Riverside Drive
25047838	6 Trider Road
25065087	7 Trider Road
25065046	25 Trider Road
25394008	63 Trider Road
25065020	64 Trider Road
25364704	78 Trider Road
25355017	81 Trider Road
25355025	107 Trider Road

EFFECTIVE DATE

4. This By-Law shall come into force on the day of publication.

<u>Clerk=s Annotation For Official By-Law Book</u>	
	Date of first reading:_____Date of advertisement of Notice of Intent to Consider:
	Date of second reading:_____
	*Date of advertisement of Passage of By-Law:_____
	Date of mailing to Minister a certified copy of By-Law:_____
I certify that this By-Law to Amend Schedule A of the Local Improvement BY-LAW was adopted by Council and published as indicated above.	
_____	_____
Municipal Clerk	Date
*Effective Date of the By-Law unless otherwise specified in the text of the By-Law	

MOTION CARRIED #14-171

b) Final Reading/Approval of the Amendment to the Central Planning Area Land Use By-Law re Signage

The Public Hearing was Called to Order at 1:10 by Warden Hunter.

Staff spoke to the necessity and rationale for the amendment. Staff advised that there were no written submissions received. Warden Hunter asked if there were any members of the public or Council that had questions to speak and there were none.

The Public Hearing also dealt with the residential uses in a commercial zone. There were no written submissions on this subject or no questions from the public or Council.

Public hearing closed at 1:11 p.m.

IT WAS MOVED by Councillor Gilbert, seconded by Councillor Welton to approve amendment to the Central Planning Area Land Use By-Law re Signage as such:

Amend Section 1.1.4.3 (d), and add subsection (e) as follows:

1.1.4.3 Prohibited Signs

No *sign* shall be *erected*, operated, used or maintained which:

- a) due to its position, shape, color, format, or illumination obstructs the view of, or may be confused with, an official traffic *sign*, signal or device, as determined by the *Development Officer*;
- b) displays lights resembling those usually associated with danger or those used by police, fire, ambulance or other emergency vehicles;
- c) projects over or rests upon any part of the public right-of-way; ~~or,~~
- d) is attached to a tree or a detached dwelling; or,
- e) covers architectural details including, but not limited to, arches, sills, mouldings, cornices, and windows.

Remove Section 1.1.4.6

~~1.1.4.6 All Other Zones~~

- ~~a) The number of signs that may be erected, constructed, placed or displayed on a parcel of land within any zone other than residential shall not exceed four.~~
- ~~b) The maximum size of a sign in any zone other than residential shall be 5.94 sq. m. (64 sq. ft.).~~

And replace with:

1.1.4.6 All Other Zones

In any *zone* other than residential:

- a) the number of *signs* that may be *erected*, constructed, placed or displayed on a parcel of land shall not exceed three;
- b) all wall mounted *signs* shall be counted as one sign; and,

ground *signs* not related to a business or use on the property on which they affixed shall not exceed 5.94 sq. m. (64 sq. ft) in area for each *sign* face, excluding the support structure.

MOTION CARRIED #14-172

- c) Final Reading/Approval of the Amendment to the Central Planning Area Municipal Planning Strategy and Central Planning Area Land Use By-Law to Permit Residential Use in a Commercial Zone.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Fletcher to amend the Central Planning Area Municipal Planning Strategy and Central Planning Area Land Use By-Law as follows:

Municipal Planning Strategy

Add subsection f) Ancillary Buildings to Section 1.3.2.6 as follows:

1.3.2.6 Other Uses

It shall be the intention of Council to ensure that areas designated Commercial are primarily used for commercial purposes. The following additional uses may be permitted in areas designated Commercial subject to any relevant provisions of the Planning Strategy and Land Use Bylaw:

- a) Parks, open spaces and recreation uses;
- b) Public and private schools;
- c) Churches and church halls;
- d) Institution uses and public buildings; ~~and,~~
- e) Utility uses; **and,**
- f) **Ancillary Dwellings.**

Land Use By-Law

Add subsection “w” to the list of Permitted Uses in Section 3.1.1

- w) new residential, subject to Special Requirement 3.2.6**

Add Section 3.2.6 to “3.2 C-1 Zone Requirements”

3.2.6 Special Requirement – new residential

A new dwelling shall be permitted in the Commercial Zone where the dwelling is:

- a) ancillary to the main commercial or light industrial use; and,
- b) located within or attached to the building containing the main use.

MOTION CARRIED #14-173**3. STRATEGIC PRIORITY ISSUES**

This item was deleted.

4. MAJOR ORGANIZATIONAL ISSUES**5. ORGANIZATIONAL POLICY/BY-LAW ISSUES**

There are no organizational policy/by-law issues for today’s meeting.

6. BUSINESS ISSUES

- 6.1 Revenue Report – This report was provided by Council.

IT WAS MOVED by Councillor Fletcher, seconded by Councillor Rector to accept the Revenue Report as presented.

MOTION CARRIED #14-174

- 6.2 Thinker’s Lodge Project Surplus – Mr. Ferguson, Director of Policy and Research provided information to Council on how a surplus was achieved for this project.

IT WAS MOVED by Councillor Welton, seconded by Councillor Fletcher to pay Dora Construction the surplus of the Thinker's Lodge Project.

MOTION CARRIED #14-175

IT WAS MOVED by Councillor Welton, seconded by Councillor Baker to forward our congratulations to Dora Construction for their efforts on the Thinker's Lodge Project.

MOTION CARRIED #14-176

Council business was suspended at this point (1:17 p.m.) and a Nomination Committee Meeting was convened.

Council reconvened at 1:19 p.m.

- 6.3 Thinker's Lodge Society Board – IT WAS MOVED by Councillor Welton, seconded by Councillor Gilbert to ratify the appointment of Councillor Gillis to the Thinker's Lodge Society Board.**

MOTION CARRIED #14-177

- 6.4 Community Development Grants –**

Cumberland Reds Men's Slo-Pitch Team

This team is raising funds to compete in the SPN `B` Nationals this summer in Moncton. The tournament takes place from August 1-4. They will require a full set of matching team jerseys and hats to compete and they have a quote for \$2,100. And the entry fee is \$585. They raised some money through fundraising, and are requesting **\$500**. The team consists of 20 players, and six of them are county residents.

District 1 = 5 players

District 4 = 1 player

This item will be held over to the next Council session.

Remembering Canada's Heroes

This group takes WW2, Korean War, Cold War and Peacekeeping Veterans into High Schools in NS to deliver a one hour presentation describing Canadian events and accomplishments not covered in textbooks. They will visit high schools in Amherst (Fall & Spring), Springhill (Fall & Spring), Pugwash, Oxford and Parrsboro for a total of 7 visits. They are looking for some funds to cover the cost of their transportation, honoraria for Veterans at \$25/school, and books & DVDs left with each school library totaling \$200/school visit. They are requesting consideration for **\$900** (9x\$100/school - They had also included Tatamagouche (2 visits) to their request).

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Gilbert to provide a grant to Remembering Canada's Heroes at \$100 per school divided among all districts except with District 1 paying the portion for district 5.

MOTION CARRIED #14-178

Cumberland County Blues Junior "B" Hockey Team

The executive has had a challenge running this team for the past four years due to a decline in the fan base and season pass holders. Many of the local businesses have stepped up and continue to sponsor the hockey team. The executive has put a lot of effort into raising funds over the past two seasons to try to keep the team above water. Last season in January they almost didn't have enough money to finish the season. This year they will have ten local boys playing and they anticipate more family and friends out to support them. They provided a list of players, and none are county residents (Amherst, Springhill and Parrsboro only), although this is also entertainment for county

residents. They didn't know how much money to request, so they suggested that **\$10,000** would be their "pie in the sky" amount. They would be happy with any support that council can offer.

Council agreed to have a presentation from this group and to request their financial information as well.

6.5 Building Permit Requirements -

Councillor Welton would like to see the threshold for non-structural renovations requiring a building permit raised from \$5,000.

Staff were directed to draft a resolution requesting an increase in the threshold for non-structural renovations/repairs requiring a building permit to be raised from \$5,000.

6.6 Little River Bridge – Councillor Kellegrew advised that there are potholes that are causing damage to vehicles and hazardous driving conditions. Councillor Rector advised that he spoke with DOTIR and there has been an engineering study, but no action has been taken.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Rector to forward correspondence to NSDOTIR requesting immediate repair/remediation to the Little River Bridge due to condition of disrepair causing a safety hazard for the travelling public .

MOTION CARRIED #14-179

6.7 FOIPOP Request – Mr. Bugley, CAO, advised that the CCRSB is requesting a fee of \$840 to fulfill our FOIPOP request regarding the Wentworth Elementary School.

IT WAS MOVED by Councillor Baker, seconded by Councillor Fletcher to approve payment of the CCRSB's FOIPOP fee.

MOTION CARRIED #14-180

7. INFORMATION ITEMS

- 7.1 UNSM Appointment to Farm Practices Board – Any Councillors interested should advise Shelley Hoeg so she can submit their information and interest.
- 7.2 Age Friendly Conference – Councillors were provided the information on this Conference and there were no Councillors wishing to attend.
- 7.3 Parliamentary Procedure – This will be an approved Council event. Council was advised that \$300 was provided as sponsorship for this event. Councillors attending were: Warden Hunter, Deputy Warden Smith, Councillor McLellan, Councillor Fletcher, Councillor Welton, Councillor Rector, Councillor Kellegrew and EA Shelley Hoeg.
- 7.4 Windfarm Development – This item was deleted as it was discussed at the Public COW meeting held today.
- 7.5 Summary of Audit Planning – Provided as information.
- 7.6 Joint Council Meeting – A joint Council meeting with the Town of Springhill will be held Thursday, September 11, 2014. The time and location have not been solidified as yet. Council will be notified as soon as the time and location has been set.

8. ADJOURNMENT

On motion, the meeting adjourned at 1:53 p.m.