



**NORTH WEST PLANNING ADVISORY COMMITTEE  
MINUTES  
December 2, 2015**

**PRESENT:** Ms. Ann Merritt, Chair  
Mr. Kevin Copley  
Mr. Evan MacDonald  
Mr. Brian Murray  
Mr. Ross Evans  
Councillor Tim Outhit

**REGRETS:** Mr. Paul Russell, Vice Chair  
Councillor Matt Whitman

**STAFF:** Ms. Jillian MacLellan, Planner  
Mr. Andrew Reid, Legislative Assistant

*The following does not represent a verbatim record of the proceedings of this meeting.*

*The agenda, supporting documents, and information items circulated to the North West Planning Advisory Committee are available online: <http://www.halifax.ca/boardscom/NWPAC/151202nwpac-agenda.php>*

*The meeting was called to order at 7:05 p.m. and adjourned at 7:37 p.m.*

**1. CALL TO ORDER**

The Chair called the meeting to order at 7:05 p.m. in the Boardroom of the BMO Centre, 61 Gary Martin Drive.

**2. APPROVAL OF MINUTES – None**

**3. APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS**

Additions:

10.1 Public Appointment Policy

MOVED by Councillor Outhit, seconded by Mr. MacDonald

**THAT the agenda be approved as amended.**

Two-thirds majority vote required.

**MOTION PUT AND PASSED.**

**4. BUSINESS ARISING OUT OF THE MINUTES**

**5. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE**

**6. CONSIDERATION OF DEFERRED BUSINESS – NONE**

**7. CORRESPONDENCE, PETITIONS & DELEGATIONS – NONE**

**8. INFORMATION ITEMS BROUGHT FORWARD – NONE**

**9. REPORTS**

**9.1 STAFF**

**9.1.1 Case 20239: Application by Phillip Kahil and Christine Dib-Kahil for a non-substantive amendment to the development agreement for 91 and 97 Dartmouth Road (Case 00949) to extend the completion date.**

The following was before the North West Planning Advisory Committee:

- *A staff memorandum dated November 24, 2015*

Ms. Jillian MacLellan, Planner, presented Case 20239. She indicated a correction to an error made on the memorandum that the case in question was Case 20239 and not Case 20054.

Ms. MacLellan described the site, surrounding area, and context. She stated that the site was zoned residential and described the lot as a flag lot. She highlighted that the development agreement was approved on July 5, 2007 by the North West Community Council, allowing for the creation of the flag lot. She stated that according to the agreement, the development must be built by January 2017. She stated that the applicant is looking for an extension to the date. Ms. MacLellan highlighted that the case can be considered under Policy R-27 regarding consideration of flag lots.

Mr. MacDonald questioned if there had been development on adjacent properties over the past nine years. Ms. MacLellan responded that there are single unit developments on either side of the site, but they existed prior to that timeframe.

Mr. Copley questioned if the agreement expired in 2017 would the applicant be able to return and request the same development agreement. Ms. MacLellan confirmed.

Councillor Outhit stated no objection to the proposal. He questioned if the ten years was the applicant's request or staff's suggestion. Ms. MacLellan responded that it was the applicant's request so as to provide a buffer time. Councillor Outhit highlighted that requests to deny extensions can be endorsed where eyesores exist; however, in this case as there are no concerns with aesthetic, he stated no concern.

Mr. Murray requested clarification regarding the 4 month length of time required to register the development agreement. Ms. MacLellan responded that the agreement stipulated 8 years for commencement and 9 years to build the property.

MOVED by Councillor Outhit, seconded by Mr. Copley

**THAT the North West Planning Advisory Committee has reviewed the application by Phillip Kahil and Christine Dib-Kahil for Case 20239 and recommends approval of the application as outlined in the memorandum and attachments package dated November 24, 2015.**

**MOTION PUT AND PASSED.**

**10. ADDED ITEMS**

**10.1 Public Appointment Policy**

The Legislative Assistant circulated the Municipality's Public Appointment Policy to all members of the Committee. He presented sections 5.7 and 7.1 in Public Appointment Policy as they pertained to real or perceived conflict of interest. Mr. Reid stated that members of all Councils, Boards and Committees are responsible for recusing themselves from discussion should they be in a conflict of interest.

He also highlighted that recent changes to the Administrative Order One, which governs the procedures of Council, altered the agenda template for all Boards and Committees to include a section on declaration of conflict of interest.

The Committee held further discussion on the Policy as it pertained to conflict of interest and freedom of information and protection of privacy.

**11. DATE OF NEXT MEETING – January 6, 2016**

**12. ADJOURNMENT**

The meeting adjourned at 7:37 p.m.

Andrew Reid  
Legislative Assistant