

HALIFAX REGIONAL MUNICIPALITY

HARBOUR EAST COMMUNITY COUNCIL
MINUTES

December 2, 2010

PRESENT: Councillor McCluskey, Chair
Deputy Mayor Smith
Councillor Barkhouse
Councillor Nicoll
Councillor Karsten
Councillor Fisher

REGRETS: None

STAFF: Ms. Angela Jones-Rieksts, Municipal Solicitor
Ms. Melody Campbell, Legislative Assistant

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1. CALL TO ORDER

Councillor McCluskey called the meeting to order at 6:03 p.m. with the Invocation being led by Councillor Karsten.

2. APPROVAL OF MINUTES – October 19, November 4, November 9 & November 16, 2010

MOVED by Councillor Fisher, seconded by Councillor Nicoll, that the minutes of October 19, November 4, November 9 & November 18, 2010 be approved, as presented. MOTION PUT AND PASSED.

2011 Harbour East Community Council Meeting Schedule

MOVED by Councillor Smith, seconded by Councillor Karsten, that the 2011 Harbour East Community Council Meeting Schedule be approved, as presented. MOTION PUT AND PASSED.

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

Additions:

- 12.1 Information Report - Dartmouth North Community Centre Operational Review
- 12.2 Councillor McCluskey - Development Agreement - Timelines
- 12.3 Councillor McCluskey - Urban Gardening

MOVED by Councillor Karsten, seconded by Councillor Nicoll, that Harbour East Community Council, that the Order of Business be approved, as amended. MOTION PUT AND PASSED.

4. BUSINESS ARISING OUT OF THE MINUTES

4.1 Status Sheet

4.1.1 Sculpture Park - Dartmouth Watershed

No update received, to remain on the status sheet.

4.1.2 Traffic Light Adjustment - Lancaster & Woodland

Information report received, to be removed to from the status sheet.

4.1.3 Applications for beverage rooms, lounges, & cabarets

No update received, to remain on the status sheet.

5. MOTIONS OF RECONSIDERATION – NONE

6. MOTIONS OF RESCISSION – NONE

7. CONSIDERATION OF DEFERRED BUSINESS – None

8. HEARINGS

8.1 Public Hearings

8.1.1 Case 16161 - Land Use By-law Amendment, 95 Circassion Drive

A staff report dated October 21, 2010 was before Council.

Mr. Mitch Dickey, Planner, presented the report to Council.

The following points of clarification were presented to Council.

Councillor McCluskey, Chair reviewed the public hearing procedures; then opened the public hearing called or any speaker for or against the proposal to come forward at this time.

Mr. Cesar Salah, W.M. Fares Group, expressed his appreciation to HRM staff, in particular, Mr. Mitch Dickey, Planner, and Harbour East Community Council for considering this application. He advised that the plan is a good solution to this dwelling and he noted that the building has been vacant for some time.

Councillor McCluskey called three times for any further speakers; hearing none the following motion was placed:

MOVED by Councillor Karsten, seconded by Councillor Fisher, that the public hearing close. MOTION PUT AND PASSED.

MOVED by Councillor Karsten, seconded by Councillor Fisher, that Harbour East Community Council approve the proposed amendments to the Cole Harbour/Westphal Land Use By-law, as set out in Attachment A of the report dated October 21, 2010, to permit several additional neighbourhood business uses at 95 Circassion Drive.

Councillor Karsten advised that he does support the recommendation. He added that this case shows that Council is flexible and has the ability to work with the times and in reflecting what is best for the neighbourhood.

MOTION PUT AND PASSED.

8.2 Variance Appeal Hearings - None

9. CORRESPONDENCE, PETITIONS & DELEGATIONS

9.1 Correspondence - None

9.2 Petitions - None

9.3 Presentation - None

10. REPORTS

10.1 Staff Reports

10.1.1 Case 16032: Development Agreement - 613 Main Street, Westphal

A supplementary staff report dated November 17, 2010 was before Council.

Mr. Mitch Dickey, Planner, presented the history of Case 16032 to Council.

MOVED by Councillor Nicoll, seconded by Councillor Karsten, that Harbour East Community Council discharge, by resolution of Council, the existing development agreements and associated amending agreements as set out in Attachments A, B, & C of the report dated November 17, 2010 for 613 Main Street, Westphal.

Councillor Karsten advised that he does support the discharge of the development agreement. He advised that he is receiving noise complaints from residents in the neighbourhood regarding this particular location. He suggested that the area may require additional police enforcement.

Councillor Nicoll advised that a public information meeting had been held regarding this matter and no members of the public attended the meeting.

MOTION PUT AND PASSED.

11. MOTIONS

12. ADDED ITEMS

12.1 Information Report - Dartmouth North Community Centre Operational Review

The Information Report dated November 24, 2010 was received by Harbour East Community Council.

12.2 Councillor McCluskey - Development Agreement - Timelines

MOVED by Councillor Karsten, seconded by Councillor Fisher, that Harbour East Community Council request a staff report on the amount of time being approved, under development agreements, for the "Commencement of Development" and "Completion of Development" with an emphasis on reducing the amount of time provided. MOTION PUT AND PASSED.

12.3 Councillor McCluskey - Urban Gardening

MOVED by Councillor Barkhouse, seconded by Councillor Fisher, that Harbour East Community Council request a staff report on urban gardening where the produce is generated and sold on properties that are zoned for residential. MOTION PUT AND PASSED.

13. NOTICES OF MOTION

14. PUBLIC PARTICIPATION

No members of the public came forward to address Council at this time.

15. NEXT MEETING DATE - January 13, 2011

16. ADJOURNMENT

The meeting was adjourned at 6:30 p.m.

Melody Campbell
Legislative Assistant