

MARINE DRIVE, VALLEY AND CANAL COMMUNITY COUNCIL  
MINUTES  
OCTOBER 22, 1997

Blue Water Business Centre, Sheet Harbour

PRESENT: Councillor David Hendsbee, Chair  
Councillor Bill Dooks  
Councillor Gordon Snow

STAFF: Julia Horncastle, Assistant Municipal Clerk

TABLE OF CONTENTS

1.	INVOCATION .....	03
2.	APPROVAL OF MINUTES - September 24, 1997 .....	03
3.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS .....	03
4.	BUSINESS ARISING OUT OF THE MINUTES .....	03
5.	MOTIONS OF RECONSIDERATION .....	03
6.	MOTIONS OF RESCISSION .....	03
7.	CONSIDERATION OF DEFERRED BUSINESS .....	03
8.	PUBLIC HEARINGS .....	03
9.	CORRESPONDENCE, PETITIONS AND DELEGATIONS .....	03
10.	REPORTS	
10.1	<u>Councillor Snow</u>	
10.1.1	Jefferson Property .....	05
10.1.2	Street Light Study Cost Analysis (Dutch Settlement, Carroll's Corner, Beaumont Subdivision, Old Trunk Road, Old Truro Road - Elmsdale) .....	05
11.	MOTIONS .....	05
12.	ADDED ITEMS .....	05
12.1	Crosswalk Guard - Musquodoboit Valley - Councillor Dooks .....	05
12.2	Sidewalks - Councillor Snow .....	05
12.3	Duncan MacMillan School - Councillor Dooks .....	06
12.4	Buffer Zones - Councillor Dooks .....	06
12.5	Mooseland Fire Rate - Councillor Dooks .....	06
12.6	Street Lights - Councillor Dooks .....	06
12.7	Tax Exemptions - Councillor Dooks .....	07
12.8	Mooseland Road - Councillor Dooks .....	07
12.9	Legal Opinion - Councillor Dooks .....	07
12.10	Property Upper Lakeville Area - Lake Charlotte - Councillor Dooks .....	07
13.	NOTICES OF MOTION .....	08

14.	PUBLIC PARTICIPATION .....	08
15.	ITEMS FOR NEXT AGENDA .....	08
16.	NEXT MEETING .....	08
17.	ADJOURNMENT .....	08

**1. INVOCATION**

The meeting was called to order at 7:00 p.m. with an invocation.

**2. APPROVAL OF MINUTES**

**MOVED by Councillors Snow and Dooks that the minutes of the September 24, 1997 meeting be approved as circulated. MOTION PUT AND PASSED.**

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

Additions

1. Crosswalk Guard - Musquodoboit Valley - Councillor Dooks
2. Sidewalks - Councillor Snow
3. Duncan MacMillan School - Councillor Dooks
4. Buffer Zones - Councillor Dooks
5. Mooseland Fire Rate - Councillor Dooks
6. Street Lights - Councillor Dooks
7. Tax Exemptions - Councillor Dooks
8. Mooseland Road - Councillor Dooks
9. Legal Opinion - Councillor Dooks
10. Property Upper Lakeville Area - Lake Charlotte - Councillor Dooks

**MOVED by Councillors Snow and Dooks that the Order of Business, as amended, be approved. MOTION PUT AND PASSED.**

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

**5. MOTIONS OF RECONSIDERATION - NONE**

**6. MOTIONS OF RESCISSION - NONE**

**7. CONSIDERATION OF DEFERRED BUSINESS - NONE**

**8. PUBLIC HEARINGS - NONE**

**9. CORRESPONDENCE, PETITIONS AND DELEGATIONS**

Councillor Snow presented a petition containing 19 names regarding the issue of safety on the Cobequid Rd in Waverley and requested it be forwarded to Regional Operations with a request for a study and appraisal.

**10. REPORTS**

**10.1 Councillor Snow**

**10.1.1 Jefferson Property**

- Community Council was in receipt of an information report dated October 14, 1997 from the Commissioner of Corporate Services, entitled Possible Acquisition - Jefferson Property.

Councillor Snow advised he was satisfied with the report as submitted.

**MOVED by Councillors Snow and Dooks that the report be received. MOTION PUT AND PASSED.**

**10.1.2 Street Study Cost Analysis (Dutch Settlement, Carroll's Corner, Beaumont Subdivision, Old Trunk Road, Old Truro Road - Elmsdale)**

Councillor Snow requested that this item be followed up.

**11. MOTIONS - NONE**

**12. ADDED ITEMS**

**12.1 Crosswalk Guard - Musquodoboit Valley**

Councillor Dooks stated he had requested a study be done with regards to a crosswalk for Upper Musquodoboit corner of #224. He said a report had been received indicating that a crosswalk was not warranted but he stated he was not asking if a crosswalk was needed but rather he was requesting a crosswalk be placed in the location specified.

**MOVED by Councillors Dooks and Snow that the crosswalk be installed as requested. MOTION PUT AND PASSED.**

**12.2            Sidewalks - Councillor Snow**

Councillor Snow referenced the petition submitted under item #9 and requested a study and analysis from Rocky Lake Drive in Waverley to Legays Plastic.

**12.3            Duncan MacMillan School - Councillor Dooks**

Councillor Dooks requested a letter be sent to the Minister of Education informing the Minister of the situation that is taking place in the Duncan MacMillan High School in Sheet Harbour. He said the school has had a long history of illness due to environmental problems. He stated some testing has taken place but the students have been allowed back in the school before the test results have been received. He said he is asking the Minister to investigate this and would ask the Minister to think of the children and close the school immediately until this problem can be fixed. He said the teachers are in the classrooms teaching with a minimum of students and the other children are being penalized for this. He said another concern is that the teachers are in this facility. He stated he would request a full environmental study of that facility and until that time other facilities have to be used. He stated he would request a reponse from the Minister personally on this issue.

**MOVED by Councillors Dooks and Snow that a letter be written to the Minister addressing the concerns regarding the Duncan MacMillan School. MOTION PUT AND PASSED.**

**12.4            Buffer Zones - Councillor Dooks**

Councillor Dooks said he receives calls regarding clear cutting in District 1. He stated he would like to find out if the municipality has the power to implement a buffer zone in front of waterways and highways to protect the beauty of the area. He advised some of the cutters are not sensitive to the communities and he would like to have a legal opinion to create a by-law to put buffer zones in place.

**12.5            Mooseland Fire Rate - Councillor Dooks**

Councillor Dooks advised the Mooseland Volunteer Fire Department had gone through the area rate process and are increasing their fire area rate from \$0.10 to \$0.20. It has been agreed and Chief Prest will be presenting this at the next Community Council.

**12.6            Street Lights - Councillor Dooks**

Councillor Dooks said he would like to have a report of the review of street lights at intersections and dangerous turns for District 1.

**12.7            Tax Exemptions - Councillor Dooks**

Councillor Dooks stated he had noticed that a number of organizations that were exempt from tax in District 1 last year, have not made applications. He said these organizations were not properly informed or understand the request to put in their application. He requested the Community Council clerk to identify these properties and send a registered letter out to these organizations with an application.

Councillor Hendsbee stated there had been a notification process. He suggested the organizations be cross referenced with the Grants Committee Clerk and Halifax County By-law 51. Check to see if these organizations were contacted.

**12.8            Mooseland Road - Councillor Dooks**

Councillor Dooks stated that the residents of Mooseland had been advised the Community Council would lobby to have the 7km of pavement done by the Province this year. He requested a letter be sent to the Minister to inform him of the 7km and request that it be paved. He stated he has requested through Regional Council that a letter go to the Province to ask them to pave that and some other areas in the District. He said he feels it is necessary to the growth of that community to have that prioritized.

**12.9            Legal Opinion - Currie Property**

Councillor Dooks advised the tender for demolition of the Currie property is to be awarded the first of next week. He stated a legal opinion had been requested and to date this has not been received. He asked that a request be made to Mr. Mike Hanusiak that an extension be granted and the awarding of tender for demolition be held in abeyance until November 15, 1997.

**12.10          Property Upper Lakeville Area - Lake Charlotte - Councillor Dooks**

Councillor Dooks advised a Mr. Graves wanted to build a cottage on a piece of property and needed a lesser setback. He was granted the lesser setback after which his footings were put in and the building inspector came and looked at the posts. Mr. Eisan advised him that he may have encroached and should obtain a footing certificate before a building permit was granted. He said Mr. Graves employed a surveyor to do his posts but some time had elapsed and Mr. Graves had started to build his cottage and found out he had encroached further than he should have. He said the building inspector came and put a

stop work order on the building. The building is not weather tight and Mr. Graves contacted him and he instructed Mr. Graves to contact the highway department and they did not object to the encroachment. He stated staff had been requested to grant another lesser setback and, at that time, municipal staff advised they would not grant one and it would have to go through the lesser setback process. He said he would like the community council see that staff give the lesser setback to Mr. Graves.

Councillor Hendsbee suggested a minor variance application be brought forward to the community council.

Councillor Dooks, stated for the record, he was representing Mr. Graves on this matter and he would contact staff to have the matter proceed in an expeditious manner.

**13.           NOTICES OF MOITON**

**14.           PUBLIC PARTICIPATION**

Mr. Paul Pettipas referenced the cost of paving and congratulated the Community Council on helping accomplish the setting of a fair fee. He further stated the community centre in Windsor Junction has been financed by an area rate and at the LWF Ratepayers Association meeting scheduled for November the people will be asked if they want to put an enhanced area rate for recreation for the community centre. He said at the same time they will be looking at a capital project to bring lights into this field for payment over a specific number of years.

**15.           ITEMS FOR NEXT AGENDA**

**15.1   Councillor Snow**

- 15.1.1       Cat By-law for Urban Areas
- 15.1.2       Boat Launch - Kinsac Lake
- 15.1.3       Parkland Plans per District
- 15.1.4       Signal Light Overhead Crosswalk Sign - Waverley Post Office

**16.           NEXT MEETING**

The next meeting is scheduled for November 26, 1997 at 7:00 p.m. at the St. Phillips Catholic Church Hall, Musquodoboit Harbour.

**17.           ADJOURNMENT**



**MOVED by Councillors Dooks and Snow that the meeting be adjourned at 7:45 p.m.  
MOTION PUT AND PASSED.**

Julia Horncastle  
ASSISTANT MUNICIPAL CLERK