

HARBOUR EAST COMMUNITY COUNCIL
MINUTES

November 10, 2011

PRESENT: Councillor Gloria McCluskey, Chair
Councillor Lorelei Nicoll, Vice Chair
Councillor Darren Fisher
Deputy Mayor Bill Karsten
Councillor Jackie Barkhouse
Councillor Jim Smith

STAFF: Ms. Jennifer Weagle, Legislative Assistant

TABLE OF CONTENTS

1.	CALL TO ORDER.....	3
2.	ANNUAL ELECTION OF CHAIR AND VICE CHAIR	3
3.	APPROVAL OF MINUTES – October 6, 2011.....	3
4.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS.....	3
5.	BUSINESS ARISING OUT OF THE MINUTES/STATUS SHEET	3
5.1	Status Sheet	3
5.1.1	Memorial Ball Hockey Rink - Leaman Drive	3
5.1.2	Sculpture Park - Dartmouth Waterfront	3
5.1.3	Project 1286: Dartmouth Main Street Plan Review	3
5.1.4	Temporary Accessory Shelters in Dartmouth.....	3
5.1.5	Dartmouth Common Master Plan – non-conforming parking lot.....	3
5.1.6	C1 zoning and permitted uses – Cole Harbour Planning Area, Dartmouth	4
6.	MOTIONS OF RECONSIDERATION – NONE	4
7.	MOTIONS OF RESCISSION – NONE	4
8.	CONSIDERATION OF DEFERRED BUSINESS – NONE.....	4
9.	HEARINGS.....	4
9.1	Public Hearings - NONE	4
9.2	Variance Appeal Hearings - NONE.....	4
10.	CORRESPONDENCE, PETITIONS & DELEGATIONS	4
10.1	Correspondence - NONE.....	4
10.2	Petitions - None	4
10.3	Presentations.....	4
10.3.1	Shubenacadie Canal Commission – Development of Dartmouth Greenway.....	4
11.	REPORTS	5
11.1	Staff Reports.....	5
11.1.1	Case 17308: Kings Wharf Development Agreement Amendments.	5
11.1.2	Temporary Accessory Buildings.....	6
11.2	Members of Council - None	6
11.3	Boards & Committees - None	6
12.	MOTIONS - None	6
13.	ADDED ITEMS	6
13.1	Update – Councillor Smith – Development on Basinview Drive	6
14.	NOTICES OF MOTION - None.....	6
15.	PUBLIC PARTICIPATION	6
16.	NEXT MEETING DATE – December 8, 2011.....	7
2.	ANNUAL ELECTION OF CHAIR AND VICE CHAIR	7
17.	ADJOURNMENT	8

1. CALL TO ORDER

Councillor McCluskey called the meeting to order at 6:00 p.m. with the Invocation led by Councillor Smith.

2. ANNUAL ELECTION OF CHAIR AND VICE CHAIR

The annual election of Chair and Vice Chair was held later in the meeting. Refer to page 7.

3. APPROVAL OF MINUTES – October 6, 2011

MOVED by Councillor Nicoll, seconded by Deputy Mayor Karsten, that the minutes of October 6, 2011 be approved as presented. MOTION PUT AND PASSED.

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

MOVED by Councillor Fisher, seconded by Councillor Barkhouse, that the order of business be approved as presented. MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES/STATUS SHEET

5.1 Status Sheet

5.1.1 Memorial Ball Hockey Rink - Leaman Drive

No update received. Item to remain on status sheet.

5.1.2 Sculpture Park - Dartmouth Waterfront

No update received. Item to remain on status sheet.

5.1.3 Project 1286: Dartmouth Main Street Plan Review

Councillor Fisher updated that another meeting is required with the area BID, and that this report should be forthcoming in early 2012. Item to remain on status sheet.

5.1.4 Temporary Accessory Shelters in Dartmouth

Report received, refer to agenda item # 10.1.2. Item to be deleted from the status sheet.

5.1.5 Dartmouth Common Master Plan – non-conforming parking lot

Report anticipated for December meeting. Item to remain on status sheet.

5.1.6 C1 zoning and permitted uses – Cole Harbour Planning Area, Dartmouth

Information report received, refer to information item #1. Item to be deleted from the status sheet.

6. MOTIONS OF RECONSIDERATION – NONE

7. MOTIONS OF RESCISSION – NONE

8. CONSIDERATION OF DEFERRED BUSINESS – NONE

9. HEARINGS

9.1 Public Hearings - NONE

9.2 Variance Appeal Hearings - NONE

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence - NONE

10.2 Petitions - None

Councillor Nicoll submitted a petition with 36 signatures opposing a zoning change to permit the inclusion of a take-out pizza restaurant in the Auburn Drive Convenience Store. This petition relates to Information Item #1 and will be forwarded to staff for their reference.

10.3 Presentations

10.3.1 Shubenacadie Canal Commission – Development of Dartmouth Greenway

Correspondence and a summary report from the Shubenacadie Canal Commission dated November 2, 2011 was before Community Council. An additional submission from Mr. Billard was also circulated to members.

Mr. Allan Billard, Director, Shubenacadie Canal Commission, presented to Community Council. He reviewed a timeline and history of volunteer, HRM staff, and professional consultant engagement on the project over the past decade.

Mr. Billard indicated that the Shubenacadie Canal Commission has been developing a fundraising program, and collecting community funding for this project, which they intend to form part of the Trans Canada Trail. He reviewed an artists' rendering of the

proposed canal greenway, and also reviewed current and proposed site plans for the land.

Mr. Billard acknowledged members of the Shubie Canal Commission in attendance at this meeting including Mr. Cameron Ells, Chair, and Councillor Barry Dalrymple.

MOVED by Councillor Fisher, seconded by Deputy Mayor Karsten, that Harbour East Community Council recommends that Halifax Regional Council:

- 1. Reconvene the existing working committee of senior staff, the Canal Commission and technical consultants to finalize the design and cost elements required to develop the Turbine Chamber, the Tail Race and the Cradle/Marine Railway on the Dartmouth Inclined Plane, including the area of the Pine Street Extension (currently known as Irishtown Road); and**
- 2. That provision be included in the 2012-13 Capital Budget for completion of the redevelopment of the Pine Street Extension (currently known as Irishtown Road) into a turning circle, thereby allowing for the interpretation of these historic elements on the Dartmouth Canal Greenway.**

Community Council discussed the project further at this time, with Mr. Billard responding to questions.

MOTION PUT AND PASSED.

11. REPORTS

11.1 Staff Reports

11.1.1 Case 17308: Kings Wharf Development Agreement Amendments

A report dated October 20, 2011 was before Community Council.

Mr. Mitch Dickey, Planner, presented the report to Community Council. A copy of Mr. Dickey's presentation is on file.

MOVED by Deputy Mayor Karsten, seconded by Councillor Nicoll, that Harbour East Community Council:

- 1. Approve, by resolution of Council, the amendments to the Stage II development agreement for King's Wharf to amend provisions regarding land use and building design, as set out in the proposed amending agreement included as Attachment A to the October 20, 2011 report; and**
- 2. Require the agreement be signed by the property owner within 120 days, or any extension thereof granted by Council on request of the property owner,**

from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Mr. Dickey responded to questions of clarification from Community Council.

MOTION PUT AND PASSED.

11.1.2 Temporary Accessory Buildings

A supplementary report dated October 27, 2011 was before Community Council.

MOVED by Deputy Mayor Karsten, seconded by Councillor Barkhouse, that Harbour East Community Council maintain the current land use By-Law regulations regarding temporary accessory buildings within the front yard of dwellings within the Dartmouth, Eastern Passage/Cow bay, and Cole Harbour/Westphal Plan Areas.

Deputy Mayor Karsten reviewed the origin of this staff report.

MOTION PUT AND PASSED.

11.2 Members of Council - None

11.3 Boards & Committees - None

12. MOTIONS - None

13. ADDED ITEMS

13.1 Update – Councillor Smith – Development on Basinview Drive

At the request of Councillor Smith, Community Council agreed to allow him to provide an update on a development proposal on Basinview Drive in Dartmouth.

Councillor Smith noted that this development is for a six unit building, and the resident living closest has lost 10 feet of water in his well. Staff believe that when the building is constructed and the site filled the water table may rise again. The developer has been contacted and they are trying to work something out.

14. NOTICES OF MOTION - None

15. PUBLIC PARTICIPATION

Mr. Francis Fares, the developer of the Kings Wharf project (refer to agenda item 11.1.1) thanked Community Council for allowing these amendments to the Stage II development agreement. He indicated that this is a project for the enjoyment of the whole community.

16. NEXT MEETING DATE – December 8, 2011

The next meeting date is scheduled for Thursday, December 8, 2011 at 6:00 p.m. at 90 Alderney Drive, Dartmouth.

2. ANNUAL ELECTION OF CHAIR AND VICE CHAIR

Councillor McCluskey thanked Community Council for allowing her to serve this past term as Chair. Councillor Fisher in turn thanked Councillor McCluskey on behalf of Community Council.

The Legislative Assistant called for nominations for the position of Chair.

MOVED by Deputy Mayor Karsten, seconded by Councillor Fisher, that Councillor Barkhouse be nominated for the position of Chair.

The Legislative Assistant called three times for further nominations. Hearing none the following motion was placed:

MOVED by Councillor Smith, seconded by Deputy Mayor Karsten, that nominations cease. MOTION PUT AND PASSED.

Councillor Barkhouse accepted the appointment of Chair of Harbour East Community Council.

MOTION PUT AND PASSED.

The Chair called for nominations for the position of Vice-Chair.

MOVED by Councillor Smith, seconded by Deputy Mayor Karsten, that Councillor Fisher be nominated as Vice-Chair.

The Chair called three times for further nominations. Hearing none the following motion was placed:

MOVED by Councillor Barkhouse, seconded by Councillor Smith, that nominations cease. MOTION PUT AND PASSED.

Councillor Fisher accepted the appointment of Vice Chair of Harbour East Community Council.

MOTION PUT AND PASSED.

17. ADJOURNMENT

The meeting was adjourned at 6:50 p.m.

Jennifer Weagle
Legislative Assistant

INFORMATION ITEMS

- 1. Case 17233: C-1 Zoning and Permitted Uses in the Auburn Drive Area**
(information report dated October 26, 2011)