

MARINE DRIVE, VALLEY AND CANAL COMMUNITY COUNCIL
MINUTES

JUNE 25, 1997

Fall River Recreation Centre
3182 Highway #2, Fall River

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

STAFF: Mr. Kurt Pyle, Planner
Ms. Julia Horncastle, Assistant Municipal Clerk

TABLE OF CONTENTS

1.	INVOCATION	03
2.	APPROVAL OF MINUTES - May 28, 1997	03
3.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS	03
4.	BUSINESS ARISING FROM THE MINUTES	03
5.	MOTIONS OF RECONSIDERATION	03
6.	MOTIONS OF RESCISSION	03
7.	CONSIDERATION OF DEFERRED BUSINESS	03
8.	PUBLIC HEARINGS	
8.1	File No. DA-ESW-02-96 - Application by the Recycle Market to enter into A development agreement to permit an enviro depot at the St. John's Church Hall on the East Jeddore Road in Oyster Pond	03
9.	CORRESPONDENCE, PETITIONS AND DELEGATIONS	
9.1	<u>Presentation</u> Marine Drive Community Centre Association (Ms. Ginny Mendl)	04
10.	REPORTS	
10.1	Appointment of Planning Advisory Committee	04
11.	MOTIONS	05
12.	ADDED ITEMS	
12.1	Ivan Willis CDD re: sidewalk construction	05
12.2	Crosswalk Guards - Councillor Snow	05
12.3	Flyers - Councillor Snow	06
12.4	Lakeview Park - Councillor Snow	06
12.5	Letter of Thanks to Mr. Peter Beech - Councillor Dooks	06
13.	NOTICES OF MOTION	07
14.	PUBLIC PARTICIPATION	07
15.	ITEMS FOR NEXT AGENDA	07

- 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 May 28, 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. The Assistant Municipal Clerk requested "Ivan Willis" application - clarification re sidewalk construction be added to the agenda (item 12.1)
- 2. Councillor Snow requested the following items be added to the agenda:
 - 2.1 Crosswalk Guards (item 12.2)
 - 2.2 Flyers (item 12.3)
 - 2.3 Lakeview Park (item 12.4)

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

4. BUSINESS ARISING OUT OF THE MINUTES - NONE

5. MOTIONS OF RECONSIDERATION - NONE

6. MOTIONS OF RESCISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS - NONE

8. PUBLIC HEARINGS

- 8.1 **File No. DA-ESW-02-96 - Application by the Recycle Market to enter into a development agreement to permit an enviro depot (recycling depot) at the St.**

John's Church Hall on the Eat Jeddore Road in Oyster Pond

Mr. Kurt Pyle, Planner, advised as the building, which would have been subject to the agreement, had been destroyed by fire, the public hearing could not proceed. He advised that the church and Mr. Webber are in negotiations as the agreement was tied to the building only. He stated that a new staff report would have to come forward at a later date.

MOVED by Councillors Dooks and Snow that the application be deferred until further notice. MOTION PUT AND PASSED

9. CORRESPONDENCE, PETITIONS AND DELEGATIONS

9.1 Presentation

9.1.1 Marine Drive Community Centre Association (Ms. Ginny Mendl)

Ms. Ginny Mendl, Jeddore, addressed Community Council advising there is an old school house in the community that has been used by the school board which, at the end of next week, will become vacant and revert to the Municipality. She advised the association has submitted a proposal to use the building as a community centre. She stated they are requesting the support of the Community Council. She advised of a number of organizations who have shown an interest in using the building.

Councillor Dooks advised he has written to Simpson McLeod of the Real Estate Division. He advised the community is in support of the proposal for use by the Marine Drive Community Centre Association. He advised that if the building was leased to the community association, the association would be responsible for building maintenance and upkeep. He stated, for the record, that the community would be very upset if this building goes to a group other than the one that has been lobbying for it for the past two years.

MOVED by Councillors Dooks and Snow that the Marine Drive, Valley and Canal Community Council recommend that the old Jeddore School House building be leased to the Marine Drive Community Centre Association for use as a community facility. MOTION PUT AND PASSED

Councillor Dooks requested Mr. McLeod contact the Councillor as soon as possible to have a proposal put in place.

10. REPORTS

10.1 Appointment of Planning Advisory Committee

MOVED by Councillor Dooks and Snow that the following persons be appointed to the Planning Advisory Committee: Bill Lockhart, Betty Ann Aaboe-Milligan, E.J. (Ted) Webber, Dawn Neil, and David Wyatt.

It was agreed that all three Community Council members be members but would not act chairperson. It was also suggested that the meeting be held early in the month.

Councillor Snow suggested an orientation session and also clarification regarding payment of travel stipends.

MOTION PUT AND PASSED

11. MOTIONS - NONE

12. ADDED ITEMS

12.1 Ivan Willis CDD re: sidewalk construction

Mr. Kurt Pyle, Planner, advised that the application by Mr. Willis has passed its appeal period and the agreement is awaiting signature by the Mayor. He stated that staff is seeking clarification regarding the motion directing the issue of sidewalks back to staff for further review. In response, Councillor Hendsbee advised that the sidewalk issue was site specific to this application and direction was to look at what type of construction options there could be such as a walkway with an open ditch splitting the road or should there be a full curb, gutter and pipe with concrete sidewalks. He said Community Council would like to look at the different options that are available.

Councillor Snow stated that his concern was with making a developer put in sidewalks for the local residents as it goes against the new HRM policy regarding sidewalk construction. He stated he does not feel that development approvals should be conditional upon sidewalk construction.

Councillor Hendsbee noted it may be a difficult situation in North Preston to have the property abutters pay for their share of the sidewalk construction. He suggested an area rate for the whole community should be investigated but, with this area being in the urban core would there be an allowance for an additional area rate for sidewalks in a community within the urban core.

12.2 Crosswalk Guards - Councillor Snow

Councillor Snow referenced an e-mail regarding crosswalk guards and made the following

motion:

MOVED by Councillors Snow and Dooks that the Marine Drive, Valley and Canal Community Council recommend that when consideration is given to choosing crosswalk guards priority be given to the local residents of the district who are now doing the job if possible.

Councillor Dooks said it would not seem right to bring someone from the urban core into the communities to do that policing.

MOTION PUT AND PASSED

12.3 Flyers - Councillor Snow

Councillor Snow advised he has been receiving call regarding the delivery of flyers, noting that some of the residents expressed displeasure with their lawns being used as short cuts and the destruction of flower beds. He suggested that a request be forwarded to the Municipal Solicitor to see if there is any way possible or if there is some method whereby this can be stopped if this is the wish of the individual homeowner.

12.4 Lakeview Park - Councillor Snow

MOVED by Councillors Snow and Dooks that a request be forwarded to Real Estate and Facilities requesting an update on what conclusion has been reached as to the whether they lease through LWF for Lakeview and what is the status of their latest negotiating. MOTION PUT AND PASSED.

12.5 Letter of Thanks to Mr. Peter Beech - Councillor Dooks

Councillor Dooks advised Mr. Beech, Chairman of the Ratepayers Association of the former district 10 East has resigned and requested a letter of thanks come from the Community Council thanking him for his service to the community.

Councillor Dooks advised there would be a one cent increase in the area rate for Oyster Pond to cover the operation of its fire department.

Councillor Hendsbee requested a letter go forward from the Community Council to the Mayor, Commissioners and all other Community Councils stressing the need and importance of community consultation in the setting of area rates. He said opportunity should be given to consult with the communities affected and the approach taken by HRM administration is unacceptable. In future there should be broad consultation with time

lines given to all the community councils and individual councillors to let them know what the time frames and deadlines are going to be for the setting of certain tax/area rates in order to gather necessary information. He said it takes time to do community consultation. He said he is aware the final authority rests with Council but there has to be a process in which people can participate along the way.

In response to Mr. Bill Lockhart as to how support could be shown by the Ratepayers Associations in respect to advising HRM of their position, Councillor Hendsbee said support for the process can be shown by writing to the Mayor and Council as well as making representation through the media.

Mr. Paul Pettipas, LWF Ratepayers Association, received clarification that there are no area rates in the suburban area unless there are sidewalks, hydrants or transit.

MOVED by Councillors Snow and Dooks that a request be made to Larry Corrigan, Commissioner of Corporate Services to verify the status of all the area rates that were charged for recreation purposes of all the community organizations.

It was requested that the request be copied to Ron Singer, Bruce Fisher, Mayor Fitzgerald, Mr. Meech, and all Councillors.

Councillor Hendsbee stated there has to be a clarification of the monies that were collected last year as to where they stand and if the money is still there in a surplus situation then it should be still made available to the community groups to utilize for their intended use. If any money has been expended from those accounts, there has to be clarification and verification to the councillors affected as well as the community groups that are overseeing the expenditures or use of those funds.

MOTION PUT AND PASSED.

13. NOTICES OF MOTION - NONE

14. PUBLIC PARTICIPATION

Mr. Paul Pettipas welcomed the Community Council on behalf of the LWF Ratepayers Association.

In response to a question from a member of the public, Councillor Snow advised that Wellington from Sarty Siding down is suburban and from there up it is rural. On further question regarding the razed lot at the corner of Burrows Drive and Highway #2, Councillor Snow advised that the application for development is not proceeding as the use requested

was not a use permitted under the zoning for that piece of property.

15. ITEMS FOR NEXT AGENDA - NONE

16. NEXT MEETING

The next meeting is scheduled for Wednesday, July 23, 1997 at 7:00 p.m. in the East Preston Recreation Centre, 24 Brooks Drive.

17. ADJOURNMENT

**MOVED by Councillors Snow and Dooks that the meeting be adjourned at 7:58 p.m.
MOTION PUT AND PASSED.**

**Julia Horncastle
ASSISTANT MUNICIPAL CLERK**