

HALIFAX REGIONAL MUNICIPALITY

NORTH WEST COMMUNITY COUNCIL MINUTES OCTOBER 24, 2002

PRESENT: Deputy Mayor Robert P. Harvey
Councillor Brad Johns
Councillor Len Goucher

STAFF: Barry Allen, Municipal Solicitor
Thea Langille-Hannah, Planner
Sherryl Murphy, Assistant Municipal Clerk

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1. CALL TO ORDER

Deputy Mayor Harvey called the meeting to order at 7:00 p.m. and welcomed Dalhousie Planning students attending Community Council this evening.

2. APPROVAL OF MINUTES - NONE

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

Additions:

- 12.1 Drainage and Sediment - Springfield Lake
- 12.2 Membership - Term Extension - Bedford Waters Advisory Committee
- 12.3 Sackville/Beaverbank Mobile Home Association

Note was made that reports had been distributed to Community Council in connection with agenda items 4.1.9 and 4.1.10.

MOVED by Councillor Goucher, seconded by Councillor Johns that the agenda be approved, as amended. MOTION PUT AND PASSED UNANIMOUSLY.

4. BUSINESS ARISING OUT OF THE MINUTES

4.1 Status Sheet Items

4.1.1 Sackville River Floodplain - Bedford MPS Amendment

No report available. Item will remain on the Status Sheet.

4.1.2 Springfield Lake Beach - Boat Launch

No report available. Item will remain on the Status Sheet.

4.1.3 Responsibility for roads throughout North West Community Council area

No report available. Item will remain on the Status Sheet.

4.1.4 Possibility of No Hunting By-law for Sackville

- An Information report dated October 9, 2002 submitted by Barry S. Allen, Manger Legal Services, was before Community Council for consideration.

Councillor Johns noted that the report indicated a problem with enforcement rather than the law. He went on to request that this report be provided to Mr. Eric Fraser who had raised the issue with Community Council. This item was later discussed under Public Participation and **it was agreed that** the Councillors would raise this matter with the RCMP at an upcoming meeting. In addition, the matter is to be referred back to Legal Services with regard to the possible extension of City of Halifax Ordinance 159 to encompass all of the urban area of HRM.

4.1.5 Outdoor Display Courts

No report available. Item will remain on the Status Sheet.

4.1.6 Meeting re Planning Staff - Sackville

No report. Item will remain on the Status Sheet.

4.1.7 Setback for Accessory Buildings on R-0 Lots in Sackville

No report available. Item will remain on the Status Sheet.

4.1.8 Policy P-71 - Beaver Bank, Hammonds Plains and Upper Sackville Municipal Planning Strategy

No report available. Item will remain on the Status Sheet.

4.1.9 Feasibility of Municipal Golf Course

- An Information report dated October 21, 2002 submitted by Karen MacTavish, Director, Parks and Recreation, was before Community Council for consideration.

Referring to recent organizational changes, Councillor Goucher indicated that he had been speaking with Mr. Lew Rogers, newly appointed Director of Recreation, Culture and Heritage, in regard to this matter. He went on to note that Mr. Rogers had provided advice regarding the appropriate handling of this matter including a request that he be provided an opportunity to review the possibility.

MOVED by Councillor Goucher, seconded by Councillor Johns that the feasibility of a municipal golf course be referred to Recreation Nova Scotia, Destination Halifax and Lew Rogers for comment. MOTION PUT AND PASSED UNANIMOUSLY.

4.1.10 Environmental Study of Sackville River

Report has not yet come to Regional Council. Item will remain on the Status Sheet

4.1.11 Fencing of Pathways

No report available. Item will remain on the Status Sheet.

4.1.12 Integrated Vegetation Management

No report available. Item will remain on the Status Sheet.

4.1.13 Status Sheet - Time Frame for items on same

No report available. Item will remain on the Status Sheet.

Councillor Goucher, providing an update, advised that, after negotiation between the parties, the pyritic slate located in Fall River will be sent to the Bedford waterfront site certified for disposal.

5. MOTIONS OF RECONSIDERATION - NONE

6. MOTIONS OF RESCISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS - NONE

8. PUBLIC HEARINGS

8.1 Case 00508: Rezoning of 25 Cobequid Road/33 Memory Lane, Sackville

- This matter was last considered by North West Community Council at a meeting held on October 8, 2002 at which time the date was set for this public hearing.

Ms. Thea Langille-Hanna, Planner briefly reviewed the September 26, 2002 staff report submitted by Paul Dunphy, Director, Planning and Development Services, to the North West Planning Advisory Committee. Ms. Langille-Hanna noted that this matter is before Community Council as a result of an oversight in rezoning this property during the process for the Sackville

Secondary Planning Strategy. She indicated that staff had initiated this rezoning and were recommending approval of the rezoning.

The Chair called three times for persons wishing to speak in favour of or against the proposal. Hearing none, it was **MOVED by Councillor Goucher, seconded by Councillor Johns that the public hearing close. MOTION PUT AND PASSED UNANIMOUSLY.**

MOVED by Councillor Johns, seconded by Councillor Goucher that North West Community Council approve the application by HRM Planning and Development Services to rezone 25 Cobequid Road/33 Memory Lane from PC (Pinehill-Cobequid) Zone to ODC (Outdoor Display Court) Zone as shown on Map 1. MOTION PUT AND PASSED UNANIMOUSLY.

9. CORRESPONDENCE, PETITIONS AND DELEGATIONS

9.1 Correspondence - None

9.2 Petitions - None

9.3 Delegations - None

10. REPORTS

10.1 Tree Saving Proposal

- A report dated October 9, 2002 from Mr. Don Lowther, Chair, Bedford Waters Advisory Committee (BWAC) was before Community Council for consideration.

Councillor Goucher briefly reviewed the background to the report and the request that HRM have imprinted, on all its correspondence (both sides) and electronic screens, a footer encouraging recycling and double siding.

MOVED by Councillor Goucher, seconded by Councillor Johns that the proposal from BWAC regarding Tree Saving be passed on to staff for a report, particularly with regard to imprinting on all HRM correspondence the symbols and words calling for recycling and double sided printing. MOTION PUT AND PASSED UNANIMOUSLY.

10.2 Appointment to Membership Selection Committee

MOVED by Councillor Goucher, seconded by Deputy Mayor Harvey that Councillor Brad Johns be appointed to the Membership Selection Committee as the

representative from the North West Community Council. **MOTION PUT AND PASSED UNANIMOUSLY.**

10.3 Appointment to Grants Committee

North West Community Council reaffirmed Councillor Goucher as the North West Community Council representative on the Grants Committee.

10.4 Councillor Johns - Funding for training for subcommittees of Council and Community Council

Councillor Johns noted that the issue of a lack of training dollars for subcommittees of Council and Community Council had become apparent when a member of one of the subcommittees of North West Community Council had indicated an interest in attending the upcoming HRM sponsored Volunteer Conference and when he requested funding through HRM, there was no such funding to be had. Councillor Johns went on to stress the importance of these subcommittees, the time these volunteers put into this commitment and the expertise that HRM has access to through these subcommittees.

MOVED by Councillor Johns, seconded by Councillor Goucher that North West Community Council request that the operating budget for 2003-04 include \$1000 per Community Council to allow for training of committee volunteers and further that this budget be administered through the Clerk's Office.

After a further brief discussion the **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

11. MOTIONS - None

12. ADDED ITEMS

12.1 Drainage and Sediment - Springfield Lake

Councillor Johns referred to the removal of a small dam a number of years ago and noted that since that time the flow of sediment into the Springfield Lake is increasing. He went on to note that residents of the area have experienced flooding problems and that these problems are connected.

MOVED by Councillor Johns, seconded by Councillor Goucher that this matter be referred to staff for development of an overall plan to address the ongoing issue of flow of sediment into the Springfield Lake and resident flooding problems and further

that the matter be referred to the Bedford Waters Advisory Group for input to the plan. MOTION PUT AND PASSED UNANIMOUSLY.

12.2 Membership - Term Extension - Bedford Waters Advisory Committee

- A report dated October 18, 2002 submitted by the Bedford Waters Advisory Committee was before Community Council for consideration.

MOVED by Councillor Goucher, seconded by Councillor Johns that North West Community Council extend the terms of appointment for Will Matheson, Lawrence White and Victor Li to the Bedford Waters Advisory Committee for three years to November 25, 2005. MOTION PUT AND PASSED UNANIMOUSLY.

After a brief discussion, it was **MOVED by Deputy Mayor Harvey, seconded by Councillor Johns that a decision regarding appointment of Christine Anne Smith be deferred pending the outcome of the redefinition of the boundaries of the Waters Advisory Committees and subsequent changes to the Terms of Reference of the Committees. MOTION PUT AND PASSED UNANIMOUSLY.**

12.3 Sackville/Beaverbank Mobile Home Association

Councillor Johns advised that a mobile Home Association is being established in the Sackville-Beaverbank area. He went on to note that a number of mobile home parks existed in his District and that the intent was that this Association would represent a number of these parks. Councillor Johns noted that he would like this Association to have some formal link with the Community Council. The Councillor explained that he believed the lack of past success was attributable to a lack of contact with the Community Council, as well as, no regular meetings of the Association. He went on suggest that a member of the Community Council should be appointed as a member of the Association and that the Association should make regular reports to the Community Council. After a brief discussion it was agreed that Councillor Johns address the issue of development of this group with Community Development staff. North West Community Council welcomed regular involvement of this group in Community Council.

13. NOTICES OF MOTION - None

14. PUBLIC PARTICIPATION

Mr. Eric Fraser

Mr. Fraser expressed dissatisfaction with the information reoport regarding a No Hunting By-law in HRM submitted this evening. He noted that he had done some research relative to this matter and suggested that HRM introduce a No Hunting By-law which would allow for the designation within the Municipality of areas where hunting would not be permitted. Mr. Fraser noted that similar legislation has been enacted in other jurisdictions. He went on to note that

existing law requires that the individual be caught in the act while this legislation would allow for enforcement without a requirement for hunters to be caught hunting (i.e. enforced while hunters are travelling into the woods).

Councillor Johns commented that key to the report was the statements regarding the difficulties in enforcing the existing laws. The Councillor went on to indicate that he had concerns about enacting a By-law which would impact the entire municipality to deal with the problem being faced by Mr. Fraser. Councillor Johns noted that he believed the resolution to the problem was a greater RCMP and Natural Resources presence in the area.

A further brief discussion ensued and it was agreed that the Councillors would raise this matter with the RCMP at an upcoming meeting. In addition, the Community Council agreed that the matter be referred back to Legal Services with regard to the possible extension of City of Halifax Ordinance 159 to encompass all of the urban area of HRM.

Mr. Walter Regan, Sackville Rivers Association

Mr. Regan received a response, expressed concern and sought support relative to the following matters:

Sackville Streetscape Plan - RDA are in the process of setting up a Steering Committee. Staff has no update on how that is progressing. Study regarding improvements to Sackville Drive (i.e. boulevards/driveway accesses) has commenced. Meeting planned with the business community to talk about recommendations from the study. Housekeeping amendments to the Plan will be forthcoming in late winter.

New Construction and Sedimentation Controls - Staff responded that requirements for sedimentation controls are in the Land Use Bylaw and should be in place.

Enforcement of Illegal Signage - A By-law Compliance Officer has not yet been hired. Consequently, increased enforcement has not been possible.

Update 60 Acres at Second Lake - Nothing to report as yet.

Annapolis Basin Pulp and Paper Dams - Annapolis Basin Pulp and Paper are not renewing licenses on the dams. Department of Environment (DOE) has contacted HRM and asked for comments re vacating of the licenses at the dams. HRM has met with Annapolis. Bedford Waters Advisory will be providing comment. Response to DOE will be a complete package.

Infilling at Load of Mischief - This is permitted infilling.

Shopping Carts - No report as of yet. Clerk to do a follow up

Financial Support for Trails - Sackville Rivers Association will be looking for financial support to develop more trails and seek the support of this Community Council in that endeavour. Intent is that Association will develop the trails and then turn them over to HRM.

In conclusion, Mr. Regan thanked Mr. Martin Parsons, Mr. Larry Drew and Mr. John Sheppard for their assistance with moving a storm sewer to assist with river restoration.

MOVED by Councillor Goucher, seconded by Councillor Johns that a letter of recognition be forwarded to Mr. Martin Parson, Mr. Larry Drew and Mr. John Sheppard from Community Council in this regard. MOTION PUT AND PASSED UNANIMOUSLY.

15. NEXT MEETING - November 14, 2002

Deputy Mayor Harvey advised that the November 14, 2002 meeting was a special meeting of North West Community Council to consider a proposal for the use of the former Sackville Heights Elementary School as a community facility. To achieve this use, an area rate will have to be applied to the Sackville area.

He went on to advise that the next regular meeting will be held on December 5, 2002 in the Fenetry Room, Sackville Library.

Councillor Johns requested that the January or February meeting of Community Council be held in Beaverbank to allow for a presentation with regard to the water and sewer project for Beaverbank.

16. ADJOURNMENT

The meeting adjourned at 8:10 p.m.

Sherryl Murphy
Assistant Municipal Clerk