

HALIFAX REGIONAL MUNICIPALITY

PENINSULA COMMUNITY COUNCIL MINUTES DECEMBER 9, 2002

PRESENT: Councillor Sheila Fougere, Chair
Councillor Jerry Blumenthal
Councillor Dawn Sloane

STAFF: Ms. Sherryll Murphy, Assistant Municipal Clerk

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1. **CALL TO ORDER**

The meeting was called to order at 7:05 p.m.

2. **ELECTION OF CHAIR**

Noting that the first item of business was the election of a Chair, the Clerk called for nominations.

MOVED by Councillor Blumenthal, seconded by Councillor Sloane that Councillor Sheila Fougere be nominated as Chair, Peninsula Community Council. MOTION PUT AND PASSED UNANIMOUSLY.

There being no further nominations, it was **MOVED by Councillor Blumenthal, seconded by Councillor Sloane that nominations cease. MOTION PUT AND PASSED UNANIMOUSLY.**

Councillor Fougere assumed the Chair and noted that Community Council must now select a Vice Chair.

By consensus, Community Council selected Councillor Sloane to serve as Vice Chair.

3. **APPROVAL OF MINUTES - NOVEMBER 4, 2002**

MOVED by Councillor Sloane, seconded by Councillor Blumenthal that the minutes of the November 4, 2002 meeting of Peninsula Community Council, as distributed, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

The following item was added to the agenda:

- 13.1 Case 00429 - Amendment to Existing Development Agreement - 1599 Grafton Street - Halifax (SET DATE FOR PUBLIC HEARING - January 13, 2002)

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

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

5.1 Status Sheet

5.1.1 HRM Use of TAC Manual (See Report re All Way Stop Control)

- An Information report dated November 14, 2002 submitted by Dave McCusker, Traffic Authority, was before Community Council for consideration.

Community Council agreed that the report be tabled and that the item be removed from the status sheet pending confirmation from Councillor Uteck.

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 Hearing - NONE

10. CORRESPONDENCE, PETITIONS AND DELEGATIONS

10.1 Correspondence - NONE

10.2 Petitions - NONE

10.3 Delegations - NONE

11. REPORTS

11.1 District 12 Planning Advisory Committee

- A staff report dated November 25, 2002 submitted by Paul Dunphy, Director, Planning and Development Services, was before Community Council for consideration.

MOVED by Councillor Sloane, seconded by Councillor Blumenthal that Peninsula Community Council:

- 1. Approve the draft terms of reference for a District 12 Planning Advisory**

Committee attached to the November 25, 2002 staff report.

2. Instruct the Municipal Clerk's Office to advertise for expressions of interest for citizens wishing to serve on the committee and report back to Community Council with the results.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2 Case # 00507 : Application to Amend a Development Agreement, Brenhold Limited, Halifax (SET DATE FOR PUBLIC HEARING)

- A staff report dated November 4, 2002 submitted by Paul Dunphy, Director, Planning and Development Services, was before Community Council for consideration.

MOVED by Councillor Sloane, seconded by Councillor Blumenthal that Peninsula Community Council give Notice of Motion to consider an application by Garden Crest Development Limited to amend the development agreement for the Brenhold Development Agreement and schedule a public hearing for January 13, 2003. MOTION PUT AND PASSED UNANIMOUSLY.

11.3 Revised Meeting Schedule - 2003

- A revised meeting schedule for 2003 was before Community Council for consideration.

The Chair noted that the meeting date for March initially proposed was during the March Break, thus this meeting has been moved to the first Monday of the month.

MOVED by Councillor Sloane, seconded by Councillor Blumenthal that the revised meeting schedule for 2003, as follows, be approved.

January 13, 2003

February 10, 2003

March 3, 2002 (March 10, 2002 is during March Break)

April 14, 2003

May 12, 2003

June 9, 2003

July 14, 2003

September 8, 2003

October 6, 2003 (Second Monday is Thanksgiving Holiday)

November 10, 2003
December 8, 2003

MOTION PUT AND PASSED UNANIMOUSLY.

12. **MOTIONS** - NONE

13. **ADDED ITEMS**

13.1 **Case 00429 - Amendment to Existing Development Agreement - 1599 Grafton Street - Halifax (SET DATE FOR PUBLIC HEARING - January 13, 2003)**

- A staff report dated December 6, 2002 submitted by Paul Dunphy, Director of Planning and Development Services, was before Council for consideration.

MOVED by Councillor Sloane, seconded by Councillor Blumenthal that Peninsula Community Council give Notice of Motion to consider an application by Grafton Developments Inc. for an amending development agreement at 1599 Grafton Street, Halifax and to schedule a public hearing for January 13, 2003. MOTION PUT AND PASSED UNANIMOUSLY.

14. **NOTICES OF MOTION** - None

15. **PUBLIC PARTICIPATION**

Tania Li, 6492 Jubilee Road

Ms. Li referred to the November 14, 2002 Information Report tabled at this evening's meeting and noted that the report indicated HRM did indeed follow the Transportation Association of Canada (TAC) guidelines. She went on to question why then only a two hour count had been undertaken at Preston, when the TAC requirement was for an eight hour count. Noting that 24 hour machine counts were to be undertaken on Vernon Street, Ms. Li asked why, if this is the requirement, similar counts are not being taken on Preston. Ms. Li went on to express concern that there appeared to be a reluctance to do a proper count and noted that area residents have asked over and over for these counts.

Ms. Li advised that under TAC guidelines, pedestrians are to be included in the count. She noted that there was no mention of pedestrian counts in the report. Ms. Li further noted that the accident history of an intersection is included in the TAC criteria and the seriousness of the accident taken into account. She commented that there was no

reference to this incident in the report. In conclusion, Ms. Li indicated, in her opinion, the Information Report did not address what she believed needs to be addressed.

The Chair noted that Ms. Li's comments would be forwarded to staff for comment and further requested that staff provide to members of Peninsula Community Council the TAC Guidelines for their reference.

Eleanor Eggar Reynolds, 6285 Jubilee Road

Ms. Reynolds sought clarification of Mr. McCusker's position with HRM.

The Chair advised that Mr. McCusker held a dual position as Manager of Traffic and Transportation for Halifax Regional Municipality and is also an appointee of the Province, the Traffic Authority. As Traffic Authority, he has authority answerable to the Motor Vehicle Act of the Province of Nova Scotia.

Ms. Reynolds went on to confirm that the Traffic Authority was independent of HRM, but paid by HRM. The Traffic Authority is answerable to the Province.

Ms. Reynolds, referring to liability, asked if HRM was responsible for decisions made by staff. For example, in the case of the Traffic Authority, he is not accountable to HRM, but to the Province. Ms. Reynolds requested a report outlining the role of the Traffic Authority vs that of the Manager, Traffic and Transportation and addressing the issue of liability.

The Chair, referring particularly to the question of liability, indicated that a response with regard to this matter would be sought from Legal Services for the next meeting of Community Council.

Ms. Reynolds expressed concern regarding the loss, to parking for the hospital, of the small park adjacent to the hospitals. She indicated that green area in the South End was extremely scarce. Noting that the Public Gardens is closed for six months of the year, Ms. Reynolds suggested that at least one path be opened during the winter months.

Councillor Sloane, in response to Ms. Reynolds suggestion regarding one path being open in the Public Gardens, noted that she had made inquiries about this and had been told that the actual pathways in the Garden carried a heritage designation, therefore, vehicular traffic over the pathways was prohibited. She noted that damage to the pathways during plowing could strip the Gardens of its heritage designation.

Councillor Fougere noted that the small park adjacent to the Hospital was Provincially owned.

Mr. Hugh Pullen, 6262 Oakland Road

Mr. Pullen addressed Community Council and confirmed that residents of HRM would be eligible to serve on the District 12 PAC, however, it would be ideal to have qualified District 12 residents on the Committee.

Mr. Preston referred to the traffic problems, making the following points:

- congratulated staff on instituting double left hand lanes on Connaught and Jubilee
- suggested that lights at the corner of Preston and Jubilee would be appropriate given the pedestrian traffic
- reiterated that part of the problem is that this corner is on the crest of a hill and traffic (both vehicular and pedestrian cannot see each other)

The Chair noted that Councillor Uteck would follow up on these concerns/suggestions.

Councillor Blumenthal, noting that he did not believe lights were an option, suggested that signage warning of children crossing might be an option. The Chair noted that this suggestion would be forwarded to staff for a response.

In conclusion, Mr. Pullen requested support from Council for the Halifax Urban Greenway Association and the Northwest Arm Ferry proposals.

Ms. Milo Stenning-Riding

Ms. Stenning-Riding addressed Community Council expressing concern with regard to traffic at Preston Street and Jubilee Road. She suggested that complete traffic counts would qualify this intersection for stop signs. Ms. Stenning-Riding referred to the Municipal Development Plan and noted that the Plan protected Jubilee Road from traffic originating from the institutions on Robie Street. She pointed out that the Plan was signed by the Province and asked if the Traffic Authority could contradict policies within the Municipal Development Plan.

Mr. Danny Chedrawe

Mr. Chedrawe referred to previous comments made by a previous speaker regarding the Public Gardens, agreeing that it was a very important to HRM. Mr. Chedrawe expressed concern over the possible over use of the Gardens as HRM grows and suggested that HRM should begin to look at expanding the Public Gardens. He went on to propose that the Gardens be expanded towards the Natural Museum of History. Mr. Chedrawe commented that this expanded section of the Gardens could remain open year round.

Mr. Chedrawe expressed interest in serving on the District 12 PAC. He went on to tell Community Council that he had recently been involved on a roundtable on affordable housing. Mr. Chedrawe noted that the roundtable had been a very positive experience.

16. NEXT MEETING

The next meeting of Peninsula Community Council will be held on January 13, 2003 beginning at 7:00 p.m.

17. ADJOURNMENT

The meeting adjourned at 8:00 p.m.

Sherryl Murphy
Assistant Municipal Clerk