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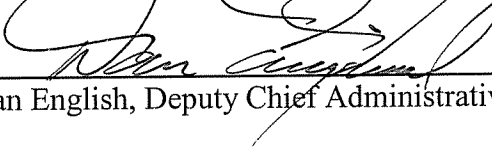
Regional Council
March 1, 2005

TO: Mayor Peter Kelly and Members of Regional Council

SUBMITTED BY:



George McLellan, Chief Administrative Officer



Dan English, Deputy Chief Administrative Officer

DATE: February 17, 2005

SUBJECT: District 12 Planning Advisory Committee

ORIGIN

1. Staff report of November 24, 2004 on Community Council Boundaries;
2. Approval on December 14, 2004 of amendments to Administrative Orders related to Community Councils; and
3. Refusal on January 18, 2005 to reconsider changes to the Peninsula Community Council Administrative Order.

RECOMMENDATION

It is recommended that Regional Council:

1. Appoint the current District 12 Planning Advisory Committee to provide advice to Regional Council on all plan amendments, rezoning, land use by-law amendments, and development agreement applications within the area shown on Map 1 (attached). Future appointments would be done jointly; and
2. Amend the Terms of Reference for the District 12 Planning Advisory Committee by inserting the words "Regional Council" as shown in bold in Attachment A.

BACKGROUND

In December 2002, the Peninsula Community Council approved Terms of Reference for the District 12 Planning Advisory Committee (PAC) and subsequently appointed the following members: Ms. Heather Ternoway; Ms. Beverly Miller; Mr. Clary Kempton; Ms. Mia Rankin; Ms. Lucy Trull; and Councillor Dawn Sloane. The Terms of Reference have the PAC advising Community Council "with respect to all rezoning, land use by-law amendments and development agreement applications within or affecting Polling District 12".

As a result of the changes made to the Peninsula Community Council boundary within Polling District 12, it is necessary to decide if the District 12 PAC is to provide the same service to Regional Council on plan amendments, rezoning, land use by-law amendments and development agreement applications as it now provides to Peninsula Community Council for the area of District 12 not within a community council boundary (see Map 1).

DISCUSSION

In the staff report of November 30, 2004 it was stated that regardless of whether Regional Council or a community council decides on these planning matters, the public participation process is identical. Projects would require review by the Planning Advisory and Heritage Advisory Committees where applicable. Therefore the District 12 PAC should advise Regional Council on plan amendments, rezoning, land use by-law amendments and development agreement applications. Regional Council also should request that Peninsula Community Council amend the Terms of Reference.

A revised PAC terms of reference is provided in Attachment A. The proposed revisions are outlined in bold.

BUDGET IMPLICATIONS

There are no additional budget implications as the staff resources are now in place to service the District 12 PAC.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

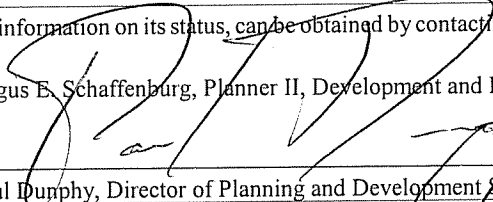
ALTERNATIVES

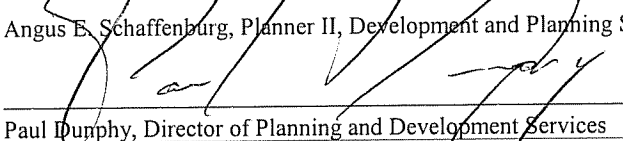
1. Regional Council should require that the District 12 PAC provide advice to them on all plan amendments, rezoning, land use by-law amendments and development agreement applications within the area shown on Map 1 (attached). This is the recommended course of action.
2. Regional Council could decide not to use the District 12 PAC. This is not recommended for the reasons outlined in the report.

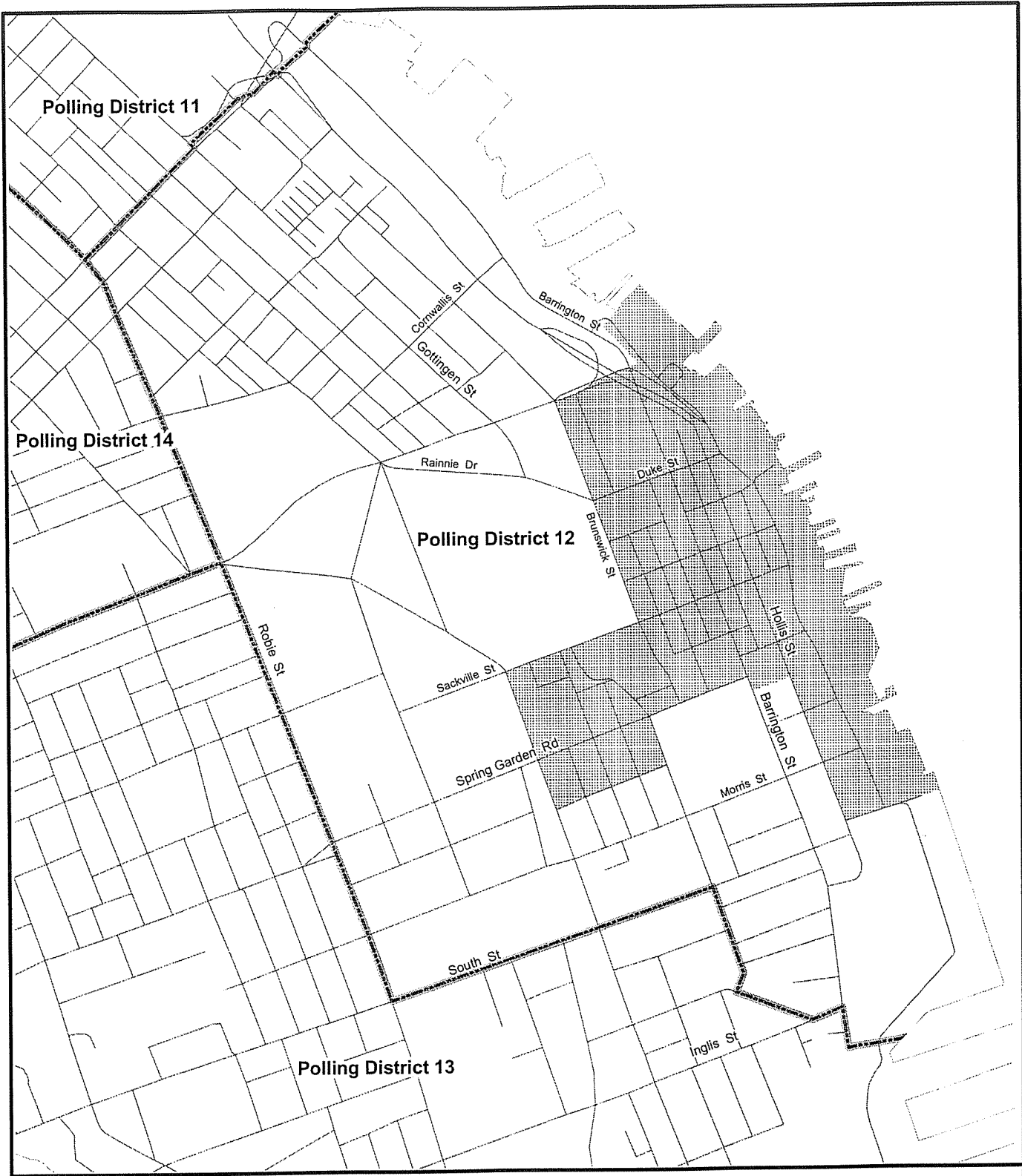
ATTACHMENTS

Map 1: Area Excluded from the Peninsula Community Council
Attachment A: District 12 PAC Terms of Reference

Additional copies of this report, and information on its status, can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by:  Angus E. Schaffenburg, Planner II, Development and Planning Services, 490-4495

Report Approved by:  Paul Dunphy, Director of Planning and Development Services



Area excluded
from a Community Council

Halifax Plan Area



HRM does not guarantee the accuracy
of any representation on this plan.

Attachment A

DRAFT

**Terms of Reference
District 12 Planning Advisory Committee**

The District 12 Planning Advisory Committee is established to advise Peninsula Community Council **and Regional Council** on specific matters (defined below). The following terms of reference provide the basis for the committee.

Membership

- ▶ Councillor for District 12
- ▶ 5 community citizens, at-large with residency in Halifax Regional Municipality

Appointment

- ▶ Term
 - Councillor - two years
 - Residents - two years

Appointments shall be made by the Peninsula Community Council **and Regional Council**.

The committee shall annually elect from its non-council members a Chair and Vice-Chair.

Re-appointment

Citizen members may be appointed for a maximum of two (2) consecutive terms.

Responsibilities

- ▶ Advise the Community Council, **and Regional Council, where appropriate**, with respect to all rezoning, land use by-law amendments and development agreement applications within or affecting Polling District 12.
- ▶ Advise Halifax Regional Council, via Community Council, concerning municipal planning strategy reviews and amendments within or affecting District 12.
- ▶ Advise Community Council with respect to other planning issues within or affecting Polling District 12.

- ▶ Hold public meetings associated with plan amendments as deemed necessary.
- ▶ Participate with Developers, in conjunction with Municipal Staff, in the preparation of design plans for major developments, including redevelopment of the Cogswell Street interchange and major developments along the Halifax Waterfront.

Meetings

- ▶ The Planning Advisory Committee shall, except for any summer recess, meet at least once per month; additional meetings may be held as required or called by the Chair.
- ▶ Meetings shall be held on the fourth Monday of each month.
- ▶ The quorum for regular meetings shall be three (3) members.
- ▶ Members shall advise the PAC Coordinator by 12 noon on the day of a regular meeting if they are unable to attend the meeting.
- ▶ Any member of the committee who fails to attend three (3) consecutive meetings, without good reason accepted by the Chair, may be dismissed by Community Council.
- ▶ All Planning Advisory Committee meetings shall be open to the public, or as allowed under Section 203 of the Municipal Government Act.
- ▶ The Planning Advisory Committee shall hold a joint meeting with the Peninsula Community Council to generally discuss planning issues and concerns at least once per year.
- ▶ The Committee shall be responsible for the act of Recording Secretary for non-regularly scheduled meetings (does not include any public meeting associated with Municipal Planning Strategy amendments).

Remuneration

Remuneration shall be paid related to travel for attendance at meetings at rates established by Halifax Regional Municipality.