



Item No. 11.5.1

Request for Council's Consideration

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| <input checked="" type="checkbox"/> Included on Agenda
(Submitted to Municipal
Clerk's Office by Noon
Thursday) | <input type="checkbox"/> Added Item
(Submitted to Municipal
Clerk's Office by Noon
Monday) | <input type="checkbox"/> Request from the Floor |
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Date of Council Meeting: August 2, 2011

Subject: MacLaughlin Road/Lake Loon Road Truck Traffic

Motion for Council to Consider:

That Regional Council pass a motion requesting a report from staff on MacLaughlin Road/Lake Loon Road Truck Traffic.

Reason:

See attached

Outcome Sought:-

Staff report outlining options in response to this request.

Councillor *Lorelei Nicoll*

District 4

Whereas the dump truck traffic has been present for many years on MacLaughlin Road however has significantly increased in the last three years. One elderly resident counted over 200 truck passes in one day. An affidavit can be obtained if court action is an outcome of this discussion.

Whereas this truck traffic is caused by trucks to dumping "fill" onto a residential property owned by Mr. Whebby on Lake Loon Road. Lake Loon Road is located at the end of MacLaughlin Road.

Whereas the current truck traffic on MacLaughlin Road is now consistent with a commercial level of truck traffic.

Whereas this traffic is ongoing with no specified time frame or requirement for approval of land development from the Halifax Regional Municipality.

Whereas the truck traffic is creating a noise disruption to the community. The truck noise begins at approximately 7:30 a.m. even on Holidays. This level of noise is prohibited by the Noise By-law N200.

Whereas the increased truck traffic is a safety issue to residents living in the community

Whereas I made a formal complaint last month with Sgt. Smith of the RCMP Cole Harbour Detachment regarding two incidences when in my car was forced to the shoulder of the road by a dump truck traveling down the center of the road.

Whereas MacLaughlin Road has a narrow shoulder with no sidewalks or yellow center line.

Whereas Humber Park Elementary School, Graham Creighton Junior High School and Auburn Drive High School are within two kilometers of MacLaughlin Road.

Whereas my daughter refuses to walk on MacLaughlin Road because of her fear related to the truck traffic. Her comment to me was "Mom They do not see me".

Whereas the Cole Harbour RCMP have been called to investigate the speed of the dump trucks traveling down MacLaughlin Road and in one instance posted an electronic speed monitor for driver feedback.

Whereas Councillor Nicoll of the Halifax Regional Municipality has been informed of her resident's concerns related to the dump truck traffic. A copy of an email sent to Councillor Nicoll is available.

Whereas verbal discussion with other residents in the community indicate that Keith Colwell MLA has been informed of the dump truck traffic concerns on MacLaughlin Road.

Whereas there have been discussions with the Transportation Department of the Halifax Regional Municipality regarding the high volume of dump truck traffic on MacLaughlin Road.

Whereas MacLaughlin Road is not listed on Schedule B of the HRM truck routes By-law No. T400.

Whereas Mr. Whebby has refused invitations to address the concerns of residents in this community related to the development of his personal property on Lake Loon Road.

Whereas the residents on MacLaughlin Road have the right to live in a peaceful neighbourhood according to By-law N200.

The following recommendations are submitted for review for action:

1. That Councillor Nicoll initiate enforcement of the Noise By-law N200 in relation to the noise generated by the numerous dump trucks traveling on MacLaughlin Road at any hour.
2. That Councillor Nicoll initiate enforcement of the Truck Route By-law T400.
3. That Councillor Nicoll initiate the application process to reclassify MacLaughlin Road at the Transportation Department of the Halifax Regional Municipality. The reclassification will allow the creation of a yellow center line to assist enforcement of the Motor Vehicle Act should any accidents occur and facilitate vehicles staying on their side of the MacLaughlin Road.
4. That Councillor Nicoll table this "truck traffic issue" at the next council meeting to explore alternative dumping sites for development within the Halifax Regional Municipality, i.e., Burnside or other sites that are not zoned residential.
5. That Councillor Nicoll investigate the creation of a new by-law that pertains to development in HRM residential areas specifically the application for a development permit and the requirement of a specific time frame.
6. That a written record be maintained during this community meeting and a copy sent by registered mail from Councillor Nicoll to Mr. Whebby. The registered mail will provide documentation that Mr. Whebby received notification and disclosure of the information that was presented at the community meeting.

Respectfully submitted
Dated the 6th day of July, 2011

(Original signed)

Denise Bowes MNRN

A copy of this submission was given to Councillor Nicoll at the community meeting to be included as part of the written record.

SUBMISSION _____END OF