COUNCIL MEETING AGENDA
Tuesday, January 20, 2015 @ 7:30 pm
Municipal Administration Centre (Council Chambers)

1) Call to Order – Chairman, Warden Russell Boucher
2) Approval of Agenda
3) Approval of Municipal Council Minutes of November 18, 2014
4) Approval of Municipal Council Minutes of December 16, 2014
5) Business Arising from Minutes
6) Public Hearing
    i. None.
7) Presentation(s)
    i. Andrea Donovan and Dan Fougere - Community Health Board
    ii. Dr. John Chiasson - Positive Action for Keppoch
    iii. Katie Edwards and Wendy Langley - St. FX Rowing Club
8) Correspondence
    i. Elaine Wagner, UARB – Confirmation of Receipt of Boundary Review Study.
    ii. Disestablishment of Antigonish Regional Development Authority
    iii. Lease – Justice, Antigonish County Jail
    iv. Thank you Letter – Arisaig Community Development Association
9) Committee Reports
    i. Committee of the Whole – January 13, 2015
    ii. Committee of the Whole – January 20, 2015 (Will be provided at the meeting)
10) Motion(s)
    a. First reading of Amendments to the By-Law Respecting the Regulation of Discharges to the Public Sewer Systems
    b. Second reading of Amendments to the Municipal Planning Strategy and Land Use By-law for the Antigonish Fringe Plan Area (formally the Antigonish County Planning Area).
11) Reports from Individual Council Members on Outside Boards, Committees, and Commissions
12) Miscellaneous Business
13) Adjournment

Municipal Council Meeting - Minutes
Tuesday, November 18, 2014
7:30 to 9:00 pm

Present: Warden Russell Boucher, Chairperson
Deputy Warden Owen McCarron

Councillors: Vaughan Chisholm, Angus Bowie, Donnie MacDonald, Bill MacFarlane, Mary MacLellan, Pierre Boucher, Hughie Stewart, Rémi Deveau

Also present:
Glenn Horne, Municipal Clerk/Treasurer
Adam Rogers, Municipal Solicitor – Boudrot & Rodgers Law Firm
Joyce Levangie, Recorder
John Baine, Director, Eastern District Planning Commission
Beth Schumacher, Senior Planner, Eastern District Planning Commission
Andrew Fedora, Leader in Sustainability & Outreach – Port Hawkesbury Paper
Parker Donham, Director of Seaside Communications
John Tully, Michelin Development Fund
Corey LeBlanc, The Casket
Adam Cooke, The Reporter
Greg Morrow, The Hawk
Bill MacCuish, 98.9 XFM
Gallery

The meeting was called to order by the Chair, Warden Russell Boucher who welcomed everyone to the meeting.

APPROVAL OF AGENDA

Warden Boucher called for any additions or deletions to the agenda. Hearing none, he called for approval of the Agenda.

Min #2014-165 (Approval of Agenda)
MOVED by Councillor Donnie MacDonald, SECONDED by Deputy Warden Owen McCarron that the agenda be approved as presented. Motion carried.

APPROVAL OF THE MINUTES – October 21, 2014

Warden Boucher called for any errors or omissions to the Minutes of October 21, 2014 Meeting of Municipal Council three times.

Min #2014-166 (Approval of Minutes – October 21, 2014)
MOVED by Councillor Rémi Deveau, SECONDED by Councillor Mary MacLellan that the Minutes of the October 21, 2014 Meeting of Municipal Council be approved as presented. Motion carried.

BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

PUBLIC HEARING

Mr. Horne reviewed the Public Hearing Protocol in accordance with the requirements of the *Municipal Government Act.*

For clarifications, Glenn noted that only the ones that were present at the previous meeting can vote on the next item.

Amendment to the Zoning Map in the Land Use By-Law in the Antigonish Planning Area

Beth Schumacher, Senior Planner, EDPC appeared before Council to review an Amendment to the Zoning Map in the Land Use By-Law for the Antigonish Planning Area (Fringe Plan), to rezone a property identified as PID #01249846 from Rural Development (RD-1) zone to Gateway Commercial (GC-1) zone.

At the previous meeting, there were two concerns raised by an attending member of the public pertaining to planning matters, specifically regarding process and site access. These concerns have been remedied by Planning Staff.

Council Members were given an opportunity to ask questions.

Ms. Schumacher was thanked for her report.

Warden Boucher asked if there was anyone present against the amendment. There was no one present to speak against.

Warden Boucher asked if there was anyone present in favor of the amendment. There was no one present to speak in favor.

Min #2014-167 (Amendment to the Zoning Map – Antigonish Fringe Area)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Bill MacFarlane that Municipal Council approve, on 2nd Reading, the amendments to the Zoning Map in the Land Use By-Law for the Antigonish Planning Area (Fringe Plan), to rezone a property identified as PID #01249846 from Rural Development (RD-1) zone to Gateway (GC-1) zone. Motion carried.

PRESENTATIONS

Port Hawkesbury Paper

Andrew Fedora, Leader in Sustainability & Outreach, for Port Hawkesbury Paper appeared before Council with a presentation on Woodlands Activities & Operations. (Presentation attached to the Minutes)

Mr. Fedora, distributed a report entitled "Green Balance" to Councillors for their review. (See attached)

Mr. Fedora invited Councillors and/or anyone from the public to join the Forest Advisory Committee. Their next meeting is scheduled for November 28th.

Council Members were given an opportunity to ask questions.

Warden Boucher thanked Mr. Fedora for his presentation.

Seaside Communications

Parker Donham, President of Seaside Communications, appeared before Council with a presentation on the Future of Internet Services in Rural Antigonish County.

On October 15, Industry Canada issued a call for proposals from Internet Service Providers under its Connecting Canadians program which aims to give 98% of Canadians access to speeds of 5.0 Mbps, more than three times the speed targets of the BRNS project.

Seaside is preparing a response to Industry Canada's RFP. If the application is successful, they will be able to increase the speeds provided in Antigonish County. The application requires them to assemble a great deal of technical, geographic, and financial information, along with a number of required documents in time for a January 12, 2015 filing deadline. Among many things, the application requests a "Municipal Council Resolution" indicating support/approval for the proposed project from each municipality where they propose to provide increased speeds.

Council Members were given an opportunity to ask questions.

Mr. Donham was thanked for his presentation.

Min #2014-168 (Support Resolution – Seaside Communications)
MOVED by Councillor Mary MacLellan, SECONDED by Councillor Rémi Deveau that Municipal Council support a Resolution for Seaside Communications to participate in the Connecting Canadians Project. Motion carried.

Michelin Development Fund

John Tully, Michelin Development Nova Scotia, appeared before Council with a presentation on a job creation program they offer, which focuses on start-up and existing small businesses in the counties of Antigonish, Colchester, Guysborough, and Pictou. (Presentation attached to the Minutes)

Council Members were given an opportunity to ask questions.

Mr. Tully was thanked for his very interesting presentation.

CORRESPONDENCE

Correspondence was received from Mayor Carl Chisholm, Town of Antigonish, expressing the Town's support for the twinning of Highway 104 from Sutherland River, Pictou County to the newly twinned section outside the Town of Antigonish.

COMMITTEE REPORTS

Committee of the Whole Report, E-Poll – November 7, 2014

Min #2014-169 (Furnace Service Contract - Library)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Bill MacFarlane that Black & MacDonald be awarded the furnace service contract for the Library at the bid price of $43,044.00 + HST for a three (3) year term. Motion carried.

Planning Advisory Committee Report – November 17, 2014

Min #2014-170 (Antigonish Fringe MPS & LUB)
MOVED by Councillor Mary MacLellan, SECONDED by Councillor Vaughan Chisholm that the Antigonish Fringe Municipal Planning Strategy and Land Use By-Law be approved on first reading and proceed to a Public Hearing. Motion carried.

Committee of the Whole Report – November 18, 2014

Min #2014-171 (Antigonish Arena Floor)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Angus Bowie that an engineering report on the Antigonish Arena floor be completed with a 50/50 cost share with the Town of Antigonish, the Municipality's contribution to which is estimated at $7,500.00. Motion carried.

Min #2014-172 (Fire Rates Policy)
MOVED by Councillor Donnie MacDonald, SECONDED by Councillor Mary MacLellan that the amendments to the Municipality's Fire Rates Policy be approved as presented. Motion carried.

Min #2014-173 (Staff Development Program)
MOVED by Councillor Angus Bowie, SECONDED by Councillor Pierre Boucher that the Municipality undertake a staff development program at a budgeted cost of $10,000.00. Motion carried.

Min #2014-174 (Deputy Municipal Clerk)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Mary MacLellan that Beth Schumacher be appointed to the position of Deputy Municipal Clerk effective December 8, 2014. It is further recommended that Mrs. Schumacher be authorized to exercise signing authority for the Municipality. Motion carried.

Min #2014-175 (Acting Physical Activity Coordinator)
MOVED by Councillor Rémi Deveau, SECONDED by Councillor Pierre Boucher that Kelsey Walton be appointed to the position of Physical Activity Coordinator to fill that role during a maternity leave for the period of December 3, 2014 to April 3, 2015. Motion carried.

Min #2014-176 (Boston Tree Lighting Ceremony)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Hughie Stewart that the County authorize up to $3,000.00 to support the MacPherson family in taking part in the Boston Tree Lighting Ceremony. Motion carried.

UPDATES/REPORTS FROM INDIVIDUAL COUNCIL MEMBERS

Deputy Warden Owen McCarron reported that he attended:

- St. Andrews Seniors Housing meeting
- Chamber of Commerce meeting in St. Andrews
- Arena Commission meeting
- CJFX Open House
- UNSM Conference

Councillor Rémi Deveau reported that he attended:

- Arena Commission meeting
- Remembrance Day Ceremonies in Pomquet
- Crime Prevention
- Committee meeting with Pomquet RE: Potential Community Centre

Councillor Bill MacFarlane reported that he attended:

- CJFX Opening on Lochaber Road
- Remembrance Day Ceremonies, East Education Centre
- UNSM Conference

Councillor Angus Bowie reported that he attended:

- Heatherton School - on-going Fundraising events
- Bus launch

Councillor Vaughan Chisholm reported that he attended:

- Heritage Board meeting
- Active Transportation
- Planning Advisory Committee meetings
- Remembrance Day Ceremonies
- UNSM Conference

Councillor Donnie MacDonald reported that he attended:

- UNSM Conference
- Remembrance Day Celebrations

Councillor Mary MacLellan reported that she attended:

- Numerous Planning Advisory Committee meetings
- Joint County & Town meeting
- UNSM Conference
- Active Transportation
- ACALA

Councillor Pierre Boucher reported that he attended:

- Eastern Region Solid Waste Management meeting in Sherbrooke
- Transportation workshop
- UNSM Conference
- Will be attending the Eastern Launch of Antigonish Community Transit tomorrow

Warden Boucher reported that he attended:

- Coady Gala
- Business Summit
- Mayors & Wardens meeting
- Arena Commission
- Joint County & Town meeting
- Antigonish Transit
- Poppy Campaign
- Senior Girls Soccer
- Town & Gown
- UNSM Conference
- Remembrance Day Ceremonies
- Working Group in Halifax

WINTER PARKING REGULATIONS

Section 139 of the Motor Vehicle Act for the Province of Nova Scotia prohibits vehicles from obstructing snow removal or any other winter maintenance that may be necessary. The Act also allows for such vehicles to be removed at the owner's expense. These Winter Parking Regulations require the approval of Municipal Council and the Municipal Traffic Authority with the RCMP.

Min #2013-177 (Winter Parking Regulations)
Moved by Deputy Warden Owen McCarron, SECONDED by Councillor Bill MacFarlane that Municipal Council approve the signing of the Order for Winter Parking Regulations for 2014/15 setting out the period from December 1, 2014 to April 15, 2015 between the hours of 12:01 am and 7:00 am as the time in which Winter Parking Regulations will be in effect on roads/streets under the jurisdiction of the County of Antigonish. Motion carried.

MISCELLANEOUS BUSINESS

1. Dangerous & Unsightly Premises Updates
    1) Property of Patrick Bennett, 984 Old Antigonish Road
    2) Frank & Margaret Bruno, Wharf Road, East Tracadie
    3) Robert & Marlene Bayers, 986 Old Antigonish Road, Monastery
    4) Florence Teasdale, Highway 245, Maryvale
    5) John & Catherine MacDonald 3328 Highway 245, Maryvale

Mr. Horne had received confirmation from Sean Donovan, Administrator, Dangerous & Unsightly Premises stating that all 5 premises have been completed as requested.

2. UNSM Long-Service Awards

The Service of three Council members was recognized at the UNSM Conference on November 5, 2014 with a Long-Service Awards. Warden Boucher offered congratulations, on behalf of the Municipality, to Deputy Warden Owen McCarron with 20 years of service; and Councillor Rémi Deveau & Councillor Bill MacFarlane both with 10 years of service.

3. People's Place Library – Canada's Great Public Space

Councillor MacLellan noted that there was much excitement in regard to the People's Place Library. The Library was named one of this year's Great Places in Canada by the Canadian Institute of Planners. There were 32 nominations this year, and more than 14,000 votes were received. This Library is a wonderful gathering space.

Councillor MacLellan is requesting Council to issue a letter of congratulations to the Library and Staff on this achievement.

Min #2013-178 (Letter of Congratulations – People's Place Library)
Moved by Councillor Mary MacLellan, SECONDED by Councillor Pierre Boucher that the County issue a letter of congratulations to the People's Place Library on their achievement and the staff recognizing their dedication and hard work. Motion carried.

Moved by Councillor Donnie MacDonald and seconded by Deputy Warden Owen McCarron that the meeting adjourn @ 9:00 pm.

Warden Russell Boucher ***Glenn Horne, Municipal Clerk/Treasurer***

MUNICIPALITY OF THE COUNTY OF ANTIGONISH
Municipal Council Meeting - Minutes
Tuesday, December 16, 2014
7:30 to 9:30 pm

Present:	Warden Russell Boucher, Chairperson Deputy Warden Owen McCarron	
Councillors:	Donnie MacDonald	Bill MacFarlane
	Mary MacLellan	Pierre Boucher
	Rémi Deveau	Hughie Stewart
Also present:	Glenn Horne, Municipal Clerk/Treasurer Adam Rodgers, Solicitor – Boudrot & Rodgers Law Firm Beth Schumacher, Deputy Clerk John Bain, Director, Eastern District Planning Commission Andrew Jones, Planner, Eastern District Planning Commission Corey LeBlanc, The Casket Matt Draper, The Reporter Emily Dalrymple, The Hawk Bill MacCuish, 98.9 XFM Gallery	
Regrets:	Councillor Angus Bowie Councillor Vaughan Chisholm	

The meeting was called to order by the Chair, Warden Russell Boucher who welcomed everyone to the meeting.

APPROVAL OF AGENDA

Warden Boucher called for any additions or deletions to the agenda.

The following item was added to the Agenda.

1) Under #8, add item iv) Presentation by the St. Joseph's 4H Club

Min #2014-179 (Approval of Agenda)
MOVED by Councillor Rémi Deveau, SECONDED by Councillor Mary MacLellan that the agenda be approved as amended. Motion carried.

PUBLIC HEARING

Mr. Horne reviewed the Public Hearing Protocol in accordance with the requirements of the *Municipal Government Act*.

Adoption of the new Antigonish Fringe Municipal Planning Strategy and Land Use By-law

Andrew Jones, Planner, Eastern District Planning Commission, provided a presentation summarizing the overall organization of designations and zoning proposed in the new Antigonish Fringe Municipal Planning Strategy (MPS) and Land Use By-law (LUB). A copy of the presentation attached to the Minutes. EDPC staff recommended that Council give the item second reading.

Warden Boucher asked if there was anyone present that was against the recommendation. One party, Mr. Marc Ouellette, of Somerled Properties, expressed an interest in speaking against the recommendation. Mr. Horne noted that Mr. Ouellette had also provided written comments, which had already been provided to Council.

Warden Boucher asked if there were anyone present in favor of the recommendations. There was no-one present wishing to speak in favour of the item.

Mr. Ouellette addressed Council, identifying three concerns with the draft MPS and LUB. Specifically, his concerns were as follows:

1) He was not aware of the Development Agreement (DA) requirements for service station uses in the General Commercial (C2) zone;
2) He had concerns with the proposed Architectural Design Guidelines, and how they would be applied during the review of a development proposal; and,
3) He had a concern with the signage provisions in the draft LUB regarding pylon signs, and the ability to vary the maximum permitted height by variance or through DA.

In response, Mr. Jones noted that staff would have no objections to amending the development application process for auto sales and auto service stations in the General Commercial (C2) zone from DA to Site Plan Approval upon Council's direction. Mr. Jones also noted that, in response to concerns regarding the Architectural Design Guidelines, staff had already amended the preamble to those policies to better clarify their role as guidelines, and not regulations. Finally, Mr. Jones noted that the proposed General Commercial (C2) zone would permit pylon signs up to a maximum height of 35 feet, but that sites approved via DA could have higher signs based on what terms were negotiated in the agreement.

John Bain, Director, Eastern District Planning Commission, noted that the advertisements provided for the public hearing noted that Council would be considering the documents in their current form. If there was a desire to make changes to address the concerns raised at the hearing, two options were possible:

a) Approve the documents for adoption as-is, and provide EDPC staff with direction to review and amend the new documents to address the concerns raised; or,
b) Close the public hearing and table the item, allowing staff time to address the concerns raised at the hearing in greater detail.

Councillor McFarlane suggested that Council adopt the new MPS and LUB as-is, and then direct EDPC staff to come back and address the concerns raised at the public hearing. This would avoid further delaying the already long process employed to review the MPS and LUB documents.

Deputy Warden McCarron voiced concern that, if Council adopted the documents now, the concerns raised wouldn't be adequately addressed. He spoke specifically to the issue of the pylon sign height, and thought that it would be best to wait until all issues raised are resolved before adopting the new MPS and LUB.

Min #2014-180 (Closure of Public Hearing)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Mary MacLellan that the Public Hearing be closed. Motion carried; 6 yay votes, 1 nay vote, 1 abstention

PRESENTATIONS

St. Joseph's 4H Club Presentation

Members of the St. Joseph's 4H Club were on hand to present Council with two gift baskets showing their appreciation of Council's support to the organization.

Warden Boucher thanked the members for their presentation.

CORRESPONDENCE

Glenn Horne, Municipal Clerk/Treasurer presented a letter from Victor David, Warden, Municipality of the County of Richmond, requesting a letter and resolution in support of the Canada East Pipeline (letter and sample resolution attached to the Minutes).

Min #2014-181 (Canada East Pipeline Letter/Resolution)
MOVED by Councillor Mary MacLellan, SECONDED by Deputy Warden Owen McCarron that a letter and resolution similar to that used by the Municipality of the County of Richmond be prepared to express Council's support for the Canada East Pipeline. Motion carried.

COMMITTEE REPORTS

Finance Committee – December 2, 2014

Min #2014-182 (Streetlight Request)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Donnie MacDonald that a streetlight be installed at the intersection of Route 337 and Mount Cameron Circle. Motion carried.

Min #2014-183 (PAK Group Utility Invoices)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Pierre Boucher that the County write-off the $2794.09 utility bill for the Positive Action for Keppoch Group. Motion carried.

Committee of the Whole Report – December 16, 2014

Min #2014-184 (Sea Farmers Conference)
MOVED by Councillor Rémi Deveau, SECONDED by Deputy Warden Owen McCarron that Councillor Bill MacFarlane attends the annual Sea Farmers Conference on behalf of the Municipality. Motion carried.

Min #2014-185 (ERSWRM Committee Terms of Reference)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Mary MacLellan that the amendments to the Eastern Region Solid Waste-Resource Management Committee Terms of Reference be approved. Motion carried.

Min #2014-186 (Fiscal Review Input)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Donnie MacDonald that the Municipality's input to the Provincial-Municipal Fiscal Review Consultation be approved and forwarded to the province. Motion carried.

Min #2014-187 (Water Utilities Budget)
MOVED by Councillor Bill MacFarlane, SECONDED by Councillor Rémi Deveau that the 2014/2015 Water Utilities Budget be approved as presented. Motion carried.

Min #2014-188 (Water Rate Study – Lower South River)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Rémi Deveau that the Municipality of the County of Antigonish apply to the Nova Scotia Utility and Review Board for changes in its rates for water and water service, fire protection to the County and changes to its rules and regulations for customers served by the Lower South River and Area Water Utility, as set out in the water rate study prepared by G.A. Isenor Consulting Limited in associated with Blaine S. Rooney Consulting Limited. Motion carried.

Min #2014-189 (Water Rate Study - Fringe)
MOVED by Councillor Bill MacFarlane, SECONDED by Councillor Donnie MacDonald that the Municipality of the County of Antigonish apply to the Nova Scotia Utility and Review Board for changes in its rates for water and water service, fire protection to the County and changes to its rules and regulations for customers served by the Fringe Area Water Utility, as set out in the water rate study prepared by G.A. Isenor Consulting Limited in association with Blaine S. Rooney Consulting Limited. Motion carried.

Min #2014-190 (Committee of the Whole Policy)
MOVED by Councillor Donnie MacDonald, SECONDED by Councillor Bill MacFarlane that the Committee of the Whole Policy be approved as presented. Motion carried.

UPDATES/REPORTS FROM INDIVIDUAL COUNCIL MEMBERS

Deputy Warden Owen McCarron reported that he had attended:

- MADD Kickoff
- the Christmas Parade
- 2014 Coady Farewell Social
- St. FX Fall Convocation

Councillor Donnie MacDonald reported that he had attended:

- the Energy Forum at the Coady

Councillor Mary MacLellan reported that she had attended:

- the Energy Forum at the Coady
- an Active Transportation/Blue Route Workshop at the Claymore
- A meeting with Antigonish MLA Randy Delorey regarding library funding by the Province
- Joint Town/County Council meeting

Councillor Pierre Boucher reported that he had attended:

- the Antigonish Community Transit service launch in eastern Antigonish County
- the Keppoch open house
- a Christmas supper hosted by the Ladies' Auxiliary at the Fire Hall

Councillor Bill MacFarlane reported that he had attended:

- Joint Town/County Council meeting

Warden Boucher reported that he had attended:

- the Antigonish Community Transit service launch in eastern Antigonish County
- St. FX President's speech at the Chamber of Commerce Luncheon
- the Keppoch open house
- the THRIVE open house at the arena
- the tree lighting in Boston
- the County open house and tree lighting
- the Christmas Parade
- the Sable Wind Farm launch (Canso)
- a meeting with the new RCMP Staff Sargent

Moved by Deputy Warden Owen McCarron and seconded by Councillor Rémi Deveau that the meeting adjourn to Committee of the Whole at 9:05 pm.

Council Meeting was called back to order at 9:20 pm.

Continuation of Committee of the Whole Report – December 16, 2014

Min #2014-191 (Credit/Write-on)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Hughie Stewart that a credit of $3,650.24 be applied to AAN# 04729463 and a write-on of $2,410.32 be applied to AAN# 09072772. Motion carried.

Min #2014-192 (Streetlight)
MOVED by Councillor Donnie MacDonald, SECONDED by Councillor Hughie Stewart that a streetlight be installed at the intersection of Route 245 and North Grant Road. Motion carried.

Min #2014-193 (Left-turn Lane)
MOVED by Councillor Bill MacFarlane, SECONDED by Deputy Warden Owen McCarron that a letter be written to the Department of Transportation and Infrastructure Renewal expressing concern with the function of the lights at Lochaber Road and Trunk 4 and requesting that the possibility of a left-turn lane for north-bound traffic on Lochaber Road be explored. Motion carried.

Min #2014-194 (Interim Director of Finance)
MOVED by Councillor Rémi Deveau, SECONDED by Councillor Hughie Stewart that Jim Davis be appointed to the position of Interim Director of Finance for a one-year period effective January 2, 2015. It is further recommended that Mr. Davis be authorized to exercise signing authority for the Municipality. Motion carried.

Min #2014-195 (Emergency Management Coordinator)
MOVED by Councillor Donnie MacDonald, SECONDED by Deputy Warden Owen McCarron that Tom Bennett be appointed to the position of Emergency Management Coordinator, effective December 16, 2014. Motion carried.

Min #2014-196 (Municipal Planning Services Review)
MOVED by Deputy Warden Owen McCarron, SECONDED by Councillor Mary MacLellan that ATLANPLAN Ltd. Be contracted to conduct a review of municipal planning services. Motion carried.

Moved by Councillor Mary MacLellan and seconded by Councillor Rémi Deveau that the meeting adjourn at 9:30 pm.

Warden Russell Boucher ***Glenn Horne, Municipal Clerk/Treasurer***

Community Health Boards
Guysborough, Antigonish, Strait Richmond

GASHA Community Health Boards

Presentation to the Municipality of the County of Antigonish

January 20, 2015

Dan Fougere, Antigonish CHB Chair
Andrea Donovan, Community Health Promotion Officer

Community Health Boards
Guysborough, Antigonish, Strait Richmond

What is a Community Health Board ?

- Community Health Boards (CHBs) are made up of a diverse group of citizens who live in the community and serve as the eyes, ears and voice of the community.

- CHBs are a committed group of volunteers who work together to improve the health of their communities.

Community Health Boards
Guysborough, Antigonish, Strait Richmond

GASHA CHBs

- **Guysborough County CHB**
- **Antigonish Town and County CHB**
- **Strait Richmond CHB**

- CHBs strive to obtain membership with a wide variety of backgrounds, experiences, perspectives, skills, demographics and abilities.

- Each CHB also has a GASHA ex-officio representative from Public Health that work closely with the Boards, and acts as a liaison.

Community Health Boards
Guysborough, Antigonish, Strait Richmond

The Community Health Plan

- Under the District Health Authorities (DHAs) Act, the CHB's are responsible for developing a Community Health Plan.
- The Community Health Plan:
  - Is a five-year plan that considers a broad range of factors and identifies the priority issues affecting the health of the community.
  - Presents recommendations for health planning to GASHA, which are aimed at improving the health of the community and are reflective of the voice of the community.
  - Documents the activities that the CHB's have planned to support implementation.

Community Health Boards
Guysborough, Antigonish, Strait Richmond

CHB Health Plan Implementation into GASHA

CHB uses community health plan to make recommendations to GASHA.

GASHA reviews recommendations and may incorporate into their business plan

GASHA submits business plan to Department of Health and Wellness for approval

As GASHA implements approved business plan, the CHB may support implementation of recommendations through participation on Service Teams, on planning committees for projects, etc.

VP Health services is the formal liaison with the CHBs and reports progress on CHB recommendations

Community Health Boards
Guysborough, Antigonish, Strait Richmond

Development of our next Community Health Plan

Current health planning process:

- We have started planning for community consultations to inform the 2015-2018 Community Health Plan.

- As mentioned earlier, the Community Health Plan needs to be reflective of the voice of the community and be based on the needs of the community. We use two process to ensure this is done:
  - Understanding Our Health Telephone Survey
  - Community Consultations

Community Health Boards
Guysborough, Antigonish, Strait Richmond

Community Health Planning Con't

- Community Consultations are currently being set-up in local communities. In Antigonish, the CHB has identified the following communities to hold community conversations: Havre Boucher, Pomquet, Heatherton, Paq'tnkek First Nation, St. Andrews, Lakevale, Arisag and Antigonish Town (2).

- Targeting such groups as: community agencies, African Nova Scotians, seniors, students/youth, new immigrants and First Nations.

Community Health Boards
Guysborough, Antigonish, Strait Richmond

Community Consultation Con't

- Our Ask: At this time we are asking Council to support our community consultation process by:
  - Identifying key community groups to help organize and host sessions.
  - Encouraging participation by key group and community members.

Community Health Boards
Guysborough, Antigonish, Strait Richmond

Thank You

Andrea Donovan
Community Health Promotion Officer
PH: 902-867-4500 ext. 4272
Email: andrea.donovan@gasha.nshealth.ca

Nova Scotia Utility and Review Board

Mailing address
PO Box 1692, Unit "M"
Halifax, Nova Scotia
B3J 3S3
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902 424-4448 t
902 424-3919 f

January 9, 2015

Email: glenn.horne@antigonishcounty ns.ca

Glenn Horne
Clerk Treasurer
285 Beech Hill Road, RR#7
Antigonish, NS B2G 2L4

Dear Mr. Horne:

M06638 – Municipality of the County of Antigonish - Application to confirm the number of councillors and polling districts and to amend the boundaries of the polling districts (s. 369 of the *MGA*) MB-14-44

Receipt is acknowledged of your application dated December 19, 2014, and received by the Board on December 31, 2014, enclosing the Application by the Municipality of the County of Antigonish to confirm the number of councillors and polling districts at ten and to amend the boundaries of the polling districts.

David J. Almon, Member, has been assigned to this matter.

I will contact you shortly to canvass a date for the hearing of the Application.

Yours very truly,

Elaine Wagner
Chief Clerk of the Board

c: The Honourable Mark Furey
Minister of Municipal Affairs

Document: 232067

NOVA SCOTIA

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E-mail: templejm@gov.ns.ca

Our File Number: Lease #840

January 5, 2015

Mr. Glenn Horne
Municipal Clerk Treasurer
Municipality of the County of Antigonish
285 Beech Hill Road
Antigonish, NS B2G 0B4

Dear Mr. Horne:

Re: **LEASE – JUSTICE, ANTIGONISH COUNTY JAIL**

Please be advised the Lease for the above-mentioned location expires on February 28, 2015, and vacant possession of the premises will be given as of that date.

I would like to thank you for your cooperation during the term of this occupancy and your assistance during the decommissioning and closure of the jail.

Yours truly,

Emmitt P. Kelly
Manager, Accommodations
(902) 424-2807

EPK:jb
kellyem@gov.ns.ca

c: Mr. Donald P. Sutherland, Director - Real Property Services
Financial Services – Internal Services

Economic and Rural Development and Tourism
Office of the Minister

NOVA SCOTIA

Développement économique et rural et Tourisme
Bureau du ministre

Centennial Building, 1660 Hollis Street, Suite 600
PO Box 2311, Halifax, Nova Scotia, Canada B3J 3C8

Tel 902 424-5790
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Édifice Centennial, 1660, rue Hollis, bureau 600
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DEC 09 2014

Ref: 32523

Mr. Glenn Horne, Municipal Clerk Treasurer
Municipality of the County of Antigonish
RR #6, 285 Beech Hill Road
Antigonish, NS B2G 0B4

RE: Disestablishment of Antigonish Regional Development Authority

Dear Mr. Horne:

Thank you for your collective municipal letter dated October 20, 2014, detailing the successful completion of the Antigonish Regional Development Authority's (ARDA) wind-down plan.

I would like to express my gratitude to the County of Antigonish and the Town of Antigonish for their commitment and contribution to regional economic development. The efforts of ARDA's Board of Directors and staff were greatly appreciated by the Province of Nova Scotia, and we look forward to the opportunity to work with all of these valued partners in the future.

Yours very truly,

Michel P. Samson
Minister

c. Simon d'Entremont, Deputy Minister, Economic and Rural Development and Tourism
Stephen Feist, Chief Administrative Officer, Town of Antigonish
Sally van de Wiel, Chair, Antigonish Regional Development Authority
Betty MacDonald, Executive Director, Union of Nova Scotia Municipalities
Michael Johnson, Executive Director, Regional Planning and Development
Donnie Cameron, Planning and Development Officer, Northern Region

nslbi Nova Scotia Business Inc.
FILM & CREATIVE INDUSTRIES NOVA SCOTIA
TCL TRADE CENTRE LIMITED
innovacorp
Waterfront Development

Arisaig Community Development Association
5797 Arisaig, Hwy 245, RR#3
Antigonish County, NS B2G 2L1

November 28, 2014

Warden Boucher and Councilors
Municipality of the County of Antigonish

Dear Warden Boucher and Councilors:

On behalf of the people of Arisaig and surrounding communities I want to thank you and the councilors for your monetary support for and personal attendance at the many projects that we have hosted in the past year. We work hard to develop and improve the area for the enjoyment of local residents and to attract much-needed tourism. We could not have achieved as much success with plans such as the Lobster Interpretive Centre & Tea Room, the Lighthouse canteen, the annual roadside clean up, concerts that celebrate local music and culture, the CBC radio art exhibit and reception, our well-used playground and beach area, and many more projects, without your support.

We are especially grateful for the hard work and dedication of our local councilor, Mary MacLellan. Mary is outstanding in her support of the many community projects in District 1 and we are very appreciative.

Thank you all!

Sincerely,

Mary MacInnis, Chair
Arisaig Community Development Association

MUNICIPALITY OF THE COUNTY OF ANTIOGNISH

TO: MUNICIPAL COUNCIL
FROM: GLENN HORNE, MUNICIPAL CLERK TREASURER
SUBJECT: **COMMITTEE OF THE WHOLE REPORT**
DATE: JANUARY 13, 2015

Committee of the Whole was convened at 6pm on Tuesday, January 13, 2015. The following Councillors were present:

Warden Boucher
Councillor Deveau
Councillor MacLellan
Councillor MacFarlane
Councillor Stewart
Councillor MacDonald
Councillor Boucher
Councillor McCarron
Councillor Bowie
Councillor Chisholm

The following recommendations were made:

The Committee recommends to Municipal Council that a street light be installed at Randall's Bridge in Bayfield.

The Committee recommends that Municipal Council adopt the "Strategic Priorities Chart & Priority Work Program" for continuous use at each Council meeting, quarterly review, and annual updating.

The Committee recommends to Municipal Council that the Municipal Clerk Treasurer schedules an annual Priority Setting Update session to be held prior to the setting of the annual operating budget.

The Committee recommends to Municipal Council that the County sponsor a team and donate a prize for the Annual Crime Prevention Curling Bonspiel.

A BY-LAW RESPECTING
THE REGULATION OF DISCHARGES TO THE PUBLIC SEWER SYSTEMS
THE SEWER BY-LAW

BE IT ENACTED by the Council of the Municipality of the County of Antigonish, under authority of the Municipal Government Act, S.N.S. 1998, Chapter 18, as follows:

SHORT TITLE

1. This by-law shall be known as By-Law Number_____ , and may be cited as, the "Sewer By-Law".

DEFINITIONS

2. In this By-Law all words have their normal dictionary meaning, except as follows:
   a) "**Municipality**" means the Municipality of the County of Antigonish
   b) "**Council**" means the Council of the Municipality of the County of Antigonish;
   c) "**Domestic Waste**" means wastewater or sewage;
   d) "**Engineer**" means the Engineer for the Municipality of the County of Antigonish or his/her designate;
   e) "**Biochemical Oxygen Demand**" or "**BOD**" means the quantity of oxygen utilized, expressed in milligrams per litre, in the biochemical oxidation of matter within a five day test period at a temperature set forth in Standard Methods;
   f) "**Chemical Oxygen Demand**" or "**COD**" means the quantity of oxygen utilized in the chemical oxidation of organic matter under standard laboratory procedure, expressed in milligrams per litre, according to Standard Methods;
   g) "**Color of Liquid**" means the appearance of a liquid from which the suspended solids have been removed;
   h) "**Combined Sewer**" means a sewer that is intended to conduct wastewater and stormwater;
   i) "**Effluent**" means treated wastewater flowing out of a treatment plant;
   j) "**Polluted**" means altered physically, chemically or biologically such that aesthetic properties of the natural waters of the area, including any change of the temperature, taste, or odor of the waters, or the addition of any liquid, solid, radioactive, gaseous or other substance to the waters or the removal of such substances from the waters which will render or is likely to render the waters harmful to the public health, safety or welfare, or harmful or less useful for domestic, municipal, agricultural, recreational or other lawful use or for animals, birds or aquatic life;
   k) "**Grease**" means all oil and grease extracted from aqueous solution or suspension according to the laboratory procedures set forth in Standard

Methods, and includes, but is not limited to, hydrocarbons, esters, oils, fats, waxes and high molecular fatty acids;

l) "**Industrial Premises**" means an area of land with or without buildings or structures on which activities pertaining to industry, manufacturing, commerce, trade, business, or institutions are carried out as distinguished from domestic dwellings;

m) "**Inspector**" means a person authorized by the Engineer for the Municipality of the County of Antigonish to carry out observations and inspections and to take samples as prescribed by this By-Law;

n) "**Matter**" includes any solid, liquid, or gas;

o) "**Pathologic Compounds**" means waste generated in a hospital or similar institution which contains human or animal tissue altered or affected by disease, and includes instruments or other materials which may have come in contact with such tissue;

p) "**Person**" shall mean any individual, firm, company, association, society, corporation, partnership or group;

q) "**pH**" means the measure of the intensity of the acid or alkaline condition of a solution determined by the hydrogen ion concentration of the solution in accordance with Standard Methods;

r) "**Phenolic Compounds**" means hydroxyl derivatives of benzene and its condensed nuclei, concentrations of which shall be determined by Standard Methods;

s) "**Professional Engineer**" means a registered member in good standing of the Association of Professional Engineers of Nova Scotia;

t) "**Provincial Regulations**" means the requirements and provisions of the Province of Nova Scotia contained in any Provincial Statute or in any lawful Regulation or Order made pursuant to the authority of any Statute of Nova Scotia;

u) "**Sanitary Sewer**" means a sewer for the collection and transmission of domestic, commercial and industrial wastewater or any combination of them, and to which uncontaminated or cooling water, storm water, surface water or groundwater are not intentionally admitted;

v) "**Pollution Prevention**" means the use of processes, practices, materials, products or energy that avoid or minimize the creation of pollutants and waste, and reduce overall risk to human health or the environment;

w) "**Sewer**" means a pipe, conduit or drain used for the collection and transmission of wastewater, stormwater, or uncontaminated process or cooling water;

x) "**Sanitary Sewerage System**" means all pipes, mains, equipment, buildings and structures for collecting, pumping or treatment of wastewater, operated by the "Municipality", but does not include a storm sewer;

y) "**Storm Sewerage System**" means all pipes, mains, equipment, buildings and structures for collecting or pumping of stormwater, but does not include sanitary sewerage system.

z) "**Standard Methods for the Examination of Water and Wastewater**" (herein referred to as "**Standard Methods**") means the analytical and examination procedures provided in the edition current at the time of testing, published jointly by the American Public Health Association and the American Water Works

Association or any publication by or under the authority of the Canadian Standards Association deemed appropriate by the Municipality;

aa) "**Storm Sewer**" means a sewer and all related structures designed exclusively for the collection and transmission of uncontaminated water, or stormwater, or drainage from land or from any watercourse or any combination of them;

ab) "**Public Sewer**" shall mean a sewer which is located on public property and which is owned and maintained by the Municipality of the County of Antigonish;

ac) "**Building Sewer Connection**" shall mean a sewer which is located on private property and which connects the building drainage system or the building sanitary conveniences to the sanitary sewer, storm sewer or combined sewer or other place of disposal;

ad) "**Natural Outlet**" means any outlet into a ravine, gulch, water course or bed thereof, whether the same usually contains water or not, or any stream, river creek, ditch, lake or other body or surface of groundwater;

ae) "**Private Sewage Disposal System**" means any private septic system for sewage disposal serving one or more lots of real property;

af) "**Stormwater**" means runoff water from rainfall or other natural precipitation, groundwater or water from the melting of snow or ice and includes roof drainage or footing drainage;

ag) "**Suspended Solids**" means insoluble matter that can be removed by filtration through a standard glass fibre filter as provided by "Standard Methods";

ah) "**True Color Units**" means the measure of the color of the water from which turbidity has been removed;

ai) "**Uncontaminated Water**" means any water, including water from a public or private water works, to which no matter has been added as a consequence or its use, or to modify its use, by any person, and may include cooling water;

aj) "**Waste**" means any material discharged into the sewerage system;

ak) "**Wastewater**" means any liquid waste containing animal, vegetable, mineral, or chemical matter in solution or suspension carried from any premises;

al) "**Watercourse**" means the bed and shore of every river, stream, lake, creek, pond, spring, lagoon, swamp, marsh, wetland, ravine, gulch or other natural body of water and the water therein, and any channel, ditch, reservoir, drain, land drainage works or other man-made surface feature, whether it contains or conveys water or not;

REQUIRED USE OF SEWERS

3.1 **Disposal of Waste:**

No person shall discharge matter of any type or at any temperature or in any quantity which may be or may become a health or safety hazard to any employee of the Municipality, or which may be or may become harmful to a sewerage system or which may cause the sewerage system effluent to contravene any requirements of any applicable federal or provincial legislation, or which may interfere with the proper operation of a sewerage system, or which may impair or interfere with any sewage treatment process, or which is or may result in a hazard to any person, animal, property, or vegetarian.

3.2 **Discharges to Sanitary Sewers:**

Except as otherwise provided in this By-Law, no person shall discharge, release, suffer or cause to be discharged into any sanitary sewer, combined sewer, public or private connections to any sanitary sewer or combined sewer any of the following:

a) Matter of a type or quantity that has emitted or may emit a toxic or poisonous vapour or a chemical odour that may interfere with the proper operation of the sewerage system, constitute a hazard to humans, animals or property, or create any hazards or become harmful in the receiving waters or the sewerage system;
b) Noxious or malodorous gases or substances capable of creating a public nuisance except human wastes, including, but not limited to, hydrogen sulphide, mercaptans, carbon disulphide, other reduced sulpher compounds, amines and ammonia;
c) Ashes, cinders, sand, potters clay, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood or other solid or viscous substances capable of causing obstructions to the flow of sewers or other interference with the proper operation of the sewerage system;
d) Wastewater which consists of two or more separate liquid layers;
e) Paunch manure or intestinal contents from horses, cattle, sheep or swine, hog bristles, pig hooves or toenails, animal intestines or stomach casings, bones, hides or parts thereof, animal manure of any kind, poultry entrails, heads, feet or feathers, eggshells, fleshing and hair resulting from tanning operations.
f) Animal fat or flesh in particles larger than will pass through a quarter (1/4) inch screen;
g) Gasoline, benzene, naphtha, fuel oil or other flammable or explosive matter or wastewater containing any of these in any quantity;
h) Waste which, either by itself or upon the reaction with other material, becomes highly colored;
i) Wastes containing herbicides, pesticides or xenobiotics including, but not limited to, polychlorinated biphenols (PCB's);
j) Atomic wastes and radioactive materials except as may be permitted under the Atomic Energy Control Act (Canada) currently in force and regulations thereunder;
k) Wastewater or uncontaminated water having a temperature in excess of sixty (60) degrees Celsius;
l) Wastewater having a pH less than 5.5 or greater than 9.5 or having any other corrosive or scale forming properties capable of causing damage of hazards to the sewerage system or personnel of the Municipality;
m) Matter of any type or any temperature or in any quantity which may cause the sludge from the sewerage system to fail to meet the criteria relating the contaminants for spreading the sludge on agricultural lands, under Nova Scotia guidelines for sewage sludge utilization on agricultural lands;

n) Stormwater, water from drainage of roofs or footing drains or land, except structures existing prior to the approval of this bylaw, or water from a watercourse or uncontaminated water;

o) Sewage containing dyes or coloring materials that pass through a sewage works and discolor the sewage works effluent;

p) Wastewater containing any of the following in excess of the indicated concentrations:

Aluminum (Al)	50 Milligrams/Litre
Antimony (Sb)	5 Milligrams/Litre
Arsenic (As)	1 Milligram/Litre
Barium (Ba)	5 Milligrams/Litre
Benzene (C6H6)	0.01 Milligrams/Litre
Beryllium (Be)	5 Milligrams/Litre
Bismuth (Bi)	5 Milligrams/Litre
Cadmium (Cd)	1 Milligram/Litre
Chlorides expressed as CI	1500 Milligrams/Litre
Chromium (Cr)	2 Milligrams/Litre
Cobalt (Co)	5 Milligrams/Litre
Copper (Cu)	1 Milligram/Litre
Cyanide expressed as HCN	2 Milligrams/Litre
Fluorides expressed as F	10 Milligrams/Litre
Iron (Fe)	50 Milligrams/Litre
Lead (Pb)	2 Milligrams/Litre
Manganese (Mn)	5 Milligrams/Litre
Mercury (Hg)	0.01 Milligram/Litre
Molybdemum (Mo)	5 Milligrams/Litre
Nickel (Ni)	2 Milligrams/Litre
Phenolic Compounds	1 Milligram/Litre
Phosphorus (P)	10 Milligrams/Litre
Sulphates expressed as S04	1500 Milligrams/Litre
Sulphide expressed as H2S	2 Milligrams/Litre
Selenium (Se)	5 Milligrams/Litre
Silver (Ag)	2 Milligrams/Litre
Tin (Sn)	5 Milligrams/Litre
Zinc (Zn)	2 Milligrams/Litre

q) Wastewater of which the BOD exceeds three hundred (300) milligrams per litre;

r) Wastewater containing more than three hundred fifty (300) milligrams per litre of suspended solids;

s) Wastewater of which the COD exceeds one thousand (1000) milligrams per litre;

t) Wastewater containing more than one hundred (100) milligrams per litre of non-petroleum-derived fat, grease, or oil, and, in the case of petroleum derived mineral oils, in concentrations exceeding fifteen (15) milligrams per litre;

u) Any matter in such quantities which exert excessive chlorine requirements so as to constitute a significant load on the

wastewater treatment works greater than 1500 milligrams per litre;

v) Wastewater containing fish offal or pathologic wastes;

w) Septic tank sludge, wastes from marine vessels or vehicles or sludge from sewage treatment plants;

x) Any waters or wastes containing substances for which special treatment or disposal practices are required by applicable provincial or federal legislation.

3.3 No person shall connect a sump pump to a public sanitary sewer.

3.4 The presence in wastewater of any one of the matters in section 3.2 in a concentration in excess of its limits constitutes a separate offence.

3.5 Compliance with any limit is not attainable simply by dilution.

3.6 It shall be unlawful to discharge to any natural outlet within the Municipality or in any area under the jurisdiction of the said Municipal Council any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provision of this By-Law.

3.7 The owner of a building, shop, store, office, the nearest part of which is not more than one hundred (100) feet from any portion of a public sewer shall be required at the owner's expense to construct a building sewer connection therefrom and connect the same to the said public sewer in accordance with the provisions of this By-Law. The construction of the required building sewer and the connecting of same to the public sewer must be fully completed within one hundred and twenty (120) days after the date of the receipt of written notice from the Municipality to do so.

3.8 No person, firm or corporation shall damage, break or remove any portion of the public sewage system, or its appurtenances.

3.9 Without limiting any of the foregoing, no person shall discharge or cause to be discharged any waters or wastes containing substances which are amenable to treatment or reduction through the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the federal and provincial requirements.

3.10 If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters or wastes contain or possess the characteristics enumerated in section 3.2 of this By-Law, the Engineer may do any or all of the following:

a) Reject the wastes;

b) Require pretreatment to an acceptable level before discharge to the public sewers;

c) Require control over the quantities and rates of discharge;

d) Require payment from the party responsible for the discharge to cover the added cost of handling and treating the wastes not covered by existing taxes or sewage charges.

3.11 If the Engineer requires the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Engineer as well as subject to the requirements of all applicable codes, ordinances, laws and regulations.

3.12 Grease, oil, and sand interceptors shall be provided when, in the opinion of the Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any inflammable wastes, sand and all other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Engineer and shall be located as to be readily and easily accessible for cleaning and inspection.

3.13 Where preliminary treatment or flow equalizing facilities are provided for any waters or wastes, all facilities shall be maintained continuously so as to assure their effective operation. All costs associated with such facilities and their maintenance shall be the sole responsibility of the person responsible for discharging to the sewer.

3.14 The provisions contained herein shall not be construed so as to prevent any special agreement or arrangements between the Council and any industrial concern or institution whereby an industrial or institutional waste of unusual strength or character may be accepted by the Council, for treatment subject to payment thereof by the Industrial concern.

3.15 **Discharge to Storm Sewers:**
Except as otherwise provided in this By-Law, no person shall discharge, release, place or cause to be placed, any substance other than stormwater or uncontaminated water into a storm sewer.

BUILDING SEWERS AND CONNECTIONS

4.1 No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any public sewer or appurtenance thereof without first obtaining a permit from the Municipality. The property owner seeking such a permit shall make application on a form furnished by the Municipality, which form shall have the content as given in Schedule “B” of this By-Law. The permit application shall be supplemented by plans, specifications and other information as deemed necessary by the Engineer.

4.2 (a) No connection to a municipal sewer shall be made except under the supervision of the Engineer or a representative of the Municipality.

(b) No connection to a public sewer shall be covered until it has been inspected and approved by the Engineer or a representative of the Municipality.

4.3 Every person connecting to a public sewerage system shall construct the connection according to requirements of the National Building and Plumbing Codes in force at the time of such connection.

4.4 No person shall connect any storm sewer to any public sanitary sewer.

4.5 Where a building has been connected to the public sewerage system or the Municipality has ordered, in writing, a building to be so connected, the Engineer may order the owners of outhouses or private sewage disposal systems to remove such outhouses and to destroy or fill such private sewage disposal systems within ninety (90) days of the giving of such order.

4.6 Applications for connection to a public sewer system shall be made in writing to the Municipality and shall be accompanied by a fee of two hundred dollars ($200.00). The Applicant/Owner shall further indemnify the Municipality from any loss or damage that may be directly or indirectly occasioned by the installation, connection, maintenance or repair of the building sewer connection.

4.7 It shall be the duty of any person, firm or corporation who constructs any private sewer or building sewer connection, to securely protect the opening or excavation in accordance with the Nova Scotia Occupational Health and Safety Act and the Nova Scotia Department of Labour Regulations.

4.8 (a) Applications for building sewer permits shall be made to the Engineer
(b) Building Sewer Connection permits shall be valid only when signed by the Engineer

4.9 A separate and independent building sewer shall be provided for every building, except where, in the opinion of the Engineer, it is impractical or un-economical to do so. Where a building sewer connection is to serve more than one building or property, the Engineer may prescribe terms and conditions, respecting right-of-ways, easements and access that are reasonable in the circumstances.

4.10 Existing building sewers may be used in connection with new buildings only when they are found on examination and testing to be adequate to meet all the requirements of this By-Law.

4.11 In the connection of a building sewer connection, the size, slope, alignment, materials of construction of the building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, backfilling the trench, and connection to the public sewer shall all conform to the requirements set out by the Municipality as approved by the Engineer.

4.12 Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which the building sewer connection is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building sewer shall be lifted by an approved means and discharged by the building sewer connection to the public sewer system. In no case shall the average depth of a public sewer main on public property be more than 3.65 meters below grade for the purpose only of accommodating a gravity flow from a building sewer connection.

4.13 The person who originally made application for the building sewer connection permit shall notify the Engineer when the building sewer is ready for inspection and connection to the public sewer.

4.14 All work associated with the construction of a building sewer connection shall be performed under the supervision of an Engineer.

APPLICATION TO CONNECT

5.1 The construction and installation of any building service connection shall be conducted subject to the inspection and review by the Engineer and in accordance with the specifications for labour and materials. Specifications for any such building service connection, modified, however, so as to be applicable to the building or buildings situate on the property to be served by such building service connection.

5.2 (a) Whenever any building sewer connection is abandoned, the owner shall effectively cap the connection at the property line so as to prevent sewage from backing up into the soil, or dirt being washed into the public sewer.

(b) Where the owner does not effectively cap a building sewer connection as required under the provisions of subsection 5.2(a) within thirty (30) days from receipt of a notice from the Engineer requiring him to do so, the Council may cause the same to be done and the cost of such work caused to be done by the Council may be recovered as a debt by the Municipality from the owner in an action in any court of competent jurisdiction.

POWERS AND AUTHORITY OF THE ENGINEER

6.1 The Engineer of the Municipality shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of the By-Law.

6.2 The owner or operator of industrial premises with one or more connections to a sewage system shall install and maintain in good repair a suitable manhole at

each connection to allow observation and sampling of the wastewater and measurement of the flow of wastewater therein, provided that where installation of a manhole is not possible, an alternative device or facility may be substituted with the written approval of the Engineer.

6.3 The manhole or alternate device shall be located on the property of the owner or operator of the premises, unless the Engineer has given written approval for a different location.

6.4 Every manhole, device or facility installed as required by subsection 6.2 shall be designed and constructed in accordance with the sound engineering practice and the requirements of the standard specifications for municipal services, and shall be constructed and maintained by the owner or operator of the premises at his expense.

6.5 The owner or operator of industrial premises shall, at all times, ensure that every manhole, device or facility installed as required by subsection 6.2 is at all times measuring the flow of wastewater therein.

6.6 Where a sample is required for the purpose of determining the characteristics or contents of the wastewater, uncontaminated water or stormwater to which reference is made in this By-Law:

a) one sample alone is sufficient and the sample or a composite sample, may contain additives for its preservation and may be collected manually or by using an automatic sampling device;
b) except as otherwise specifically provided in this By-Law, all tests, measurements, analyses and examinations of wastewater, uncontaminated water and stormwater, shall be carried out in accordance with the Atlantic Canada Wastewater Guidelines Manual; and
c) for each of the metals whose concentration is limited in this By-Law, the analysis shall be for the concentration of total metal, which includes all metal both dissolved and particulate.

6.7 Where testing of a sample is required for the purpose of determining the characteristics of contents of the wastewater, uncontaminated water or stormwater to which reference is made in this By-Law, said testing shall be conducted in accordance with the method hereinafter described or by mechanical sampling devices:

6.8 **Method of Sampling and Analysis:**

(a) A minimum of seven (7) grab samples shall be taken, one (1) each day at different days in any thirty (30) day period;
(b) Analyses shall be conducted separately on each day grab sample;
(c) The final results of these tests shall be averaged for this period to determine the characteristics and concentration of the effluent being discharged into the sewerage system or storm sewer system.

6.9 The Engineer may, from time to time, conduct such tests as are deemed necessary at the manhole, or may enter the industrial premises and conduct the tests as deemed necessary.

SPILLS

7.1 Every person who discharges or deposits or causes or permits the discharge or deposit of any matter in any public sewer that in nature or quantity is unusual or extraordinary shall immediately notify the Municipality.

7.2 For any of the discharges in subsection 7.1 for which the person is required to immediately notify the Municipality, the notification shall include the following information:

a) name of the company and the address of location of spill;
b) name of person reporting the spill and telephone number where that person can be reached;
c) time of the spill;
d) type and volume of material discharged and any potential hazards; and
e) corrective actions being taken to control the spill.

7.3 Within five days of a spill, the person responsible for the spill shall submit to the Municipality, a detailed written report describing the cause of the spill and the actions taken or to be taken to prevent a recurrence.

REPORTS

8.1 Any person who deposits, intends to deposit or permits or intends to permit the deposit of any wastes except domestic wastes into a sanitary shall file a Waste Survey Report with the Municipality.

8.2 The Waste Survey Report shall contain the following information and shall be signed by an authorized representative of the owner or operator;

a) name and address of the premises, and names of its owner and operator;
b) description of process operations, including waste discharge rates and contaminant concentrations, hours of operation and plans and reports certified by a professional engineer indicating proposed industrial expansion, addition, new construction, or proposed pre-treatment works; and
c) a schematic process diagram indicating waste discharge points and waste descriptions.

8.3 Where a change occurs in any information described in a Waste Survey Report, the owner or operator of the premises shall submit a new Waste Survey Report settling out the changes.

8.4 No person shall deposit any wastes other than domestic waste in any sanitary until:

a) a Waste Survey Report has been filed with the Engineer; and

b) the Engineer has confirmed, in writing, that the wastes will comply with the requirements of this By-Law.

8.5 As and when the Engineer deems it necessary, any user of the public sewerage system may be required to enter into a compliance program and to thereafter submit a letter of compliance.

8.6 A person, to whom a compliance program has been issued, shall not be prosecuted under this By-Law so long as the compliance program is being fully complied with.

SEWER CHARGES

9.1 Every owner of land on which any building is connected to a public sewer system, or on which a building is situate that the Engineer has ordered connection to a public sewer system, shall pay, to the Municipality, an annual Sewer Service Charge.

9.2 Equivalent User Units are set out in Schedule "A" of this By-Law. Each user property connected to the public sewer system shall be assigned an Equivalent User Unit by the Municipality and it shall be the responsibility of the property owner to ensure that the Municipality is notified of any changes that affect the Equivalent User Unit.

9.3 The annual sewer service charge for an Equivalent User Unit of 1.0, as referred to in Schedule "A", shall be determined annually by Municipal Council.

9.4 The sewer service charge shall be due and payable 30 days after billing.

9.5 The sewer service charge, if not paid by due date, shall bear interest at the same rate as charged on unpaid taxes.

9.6 The sewer service charge is a lien on the whole of the property subject to the sewer charge and may be collected in the same manner and with the same effect as unpaid rates and taxes under the Assessment Act.

9.7 Unpaid sewer service charges and interest thereon may be collected in the same manner as other rates and taxes.

9.8 Any real property in respect of which there are unpaid sewer service charges is liable to be sold in the same manner as is provided for the sale of land for unpaid rates and taxes pursuant to the Assessment Act.

9.9 Every person connecting to the public sewer system shall pay the building sewer connection charge therefor as may from time to time be set by the Municipality of the County of Antigonish.

9.10 The sewer connection charge shall constitute a lien on the real property being serviced and this charge includes interest thereon may be collected in the same manner as the sewer service charge.

9.11 The Municipality is not responsible for any part of a building sewer connection that is not on a public street, highway or sewer easement.

OFFENSES

10.1 Any person who contravenes any section of this By-Law is liable on conviction to a penalty of not less than $100.00 and not more than $1,000.00 and in default of payment to imprisonment for a term of not more than ninety (90) days.

VOLUNTARY PAYMENT

11.1 A person who is alleged to have violated this By-Law and where the notice so provides, may pay a penalty in the amount of $100.00 to the Municipality provided that said payment is made within a period of fourteen (14) days following the day on which the alleged violation was committed and where the said notice so provides for a voluntary payment, said payment shall be in full satisfaction, releasing and discharging all penalties incurred by the person for said violation.

REPEAL

12.1 The By-Law Respecting the Regulation of Discharges to the Public Sewer Systems of the Municipality of the County of Antigonish adopted by the Council of the Municipality of the County of Antigonish on the ___ day of _____, 20___, is hereby repealed.

THIS IS TO CERTIFY THAT the foregoing By- Law was passed at a duly called meeting of the Council of the Municipality of the County of Antigonish held on the day of

GIVEN under the hands of the Warden and Clerk and the seal of the Municipality this day of

WARDEN

CLERK

Schedule "A"

TYPE OF USER	NUMBER OF EQUIVALENT USER UNITS
Single Family Dwelling	1.0
For each doctor or dentist in a private home, add	1.0
For each beauty or barber shop in a private home, add	0.75
Mobile Home	1.0
Individual Apartment	1.0
Senior Citizen's Home, per unit	0.6
Hospitals and Homes with Medical Care Facilities without laundry facilities, per bed	0.5
With laundry facilities, per bed	0.75
Schools, per classroom, without cafeteria or gym	1.0
With cafeteria or gym	1.5
With second gym, add	0.5
With both cafeteria and gym	2.0
Doctor's Office, Dentist's Office, Beauty or Barber Shop	1.0
Tourist Trailer Park with hook-up facilities, dump station	1.0
Per space	0.75
Each additional bathroom	0.3
Hotels, Motels, and Tourist Cottages with housekeeping facilities, per room or unit	0.5
Without housekeeping facilities, per room or unit	0.3
With a swimming pool, add	1.0
Tourist Home/Bed and Breakfast with one bathroom	1.2
Each additional bathroom, add	0.3
Churches, Church Halls, each washroom facility	0.3
Buildings owned by Fraternal Organizations, Clubs, Halls, each washroom facility	0.3
Fire Halls and Fire Stations with washroom facilities	1.0
Laundromat	1.0
Each machine, add	0.5
Service Stations with washroom facilities	1.0
With dump station	1.0
Car Wash Facilities, each bay	1.0
Restaurant, Cafeteria, Snack Bar	2.0
Premises licensed by Nova Scotia Liquor Commission:	
Restaurant, Lounge, Dining Room or Club	2.0
Shopping Centres, Grocery Stores, Manufacturing & Processing, other larger	
Metal Outlets, Restaurants with more than 20 seats (per sq. ft. of floor area)	13¢
Retail Outlets (ie; clothing stores, rent-alls, home decorating), Car Dealerships,	
Heavy Commercial, Industrial, Furniture Stories, Office Buildings, Warehouses	
with washroom facilities (per sq. ft. of floor area)	10¢

Memo

TO:	Committee of The Whole
FROM:	Staff: Eastern District Planning Commission
DATE:	January 8, 2015
RE:	Issues that arose at the December 16, 2014 Public Hearing for the Draft Antigonish Fringe MPS & LUB.

Summary:

Staff have been directed to look into the best options on how to proceed with the *Draft Antigonish Fringe Municipal Planning Strategy and Land Use By-law*, which was tabled by Council after the Public Hearing held on December 16th, 2014.

At the Public Hearing concerns were raised by Somerled Properties Inc. with respect to three specific aspects of the General Commercial (C-2) zone. These specific aspects are the following:

1. Automobile service stations are by Development Agreement;
2. The Architectural and Site Design Guidelines; and
3. Maximum height for Ground Signs of 10.7 metres (35 feet).

The reason the C-2 zone requires a development agreement for automobile sales and service stations is to give Council an added layer of assurance that what is agreed upon in the development agreement will be exactly what is built for many years to come, because a development agreement is registered against title. A site plan approval can also ensure that a good development is constructed on a specific property, but a development agreement typically gives the Municipality more flexibility and room for negotiation.

There is a history in the Fringe area with the tire business, Vern's Tires, which created a situation prompting Council to require certain types of future automobile related commercial developments be by development agreement. Also, through conversations between the Town and County's Planning Advisory Committees, there is an appreciation between the two Municipalities that development agreements for new commercial developments located in the Gateway area close to the Town could have mutual benefits to both Municipal units.

The next issue is the architectural and site design guidelines, which are a positive way of encouraging better quality building and site designs. Staff suggest that it is a good idea to include the site design and architectural design guidelines simply as guidelines rather than hard and fast regulations. This is a good way of letting developers know what standard of development Council wishes to see and will hopefully hasten the process by getting a better quality first draft of a site design plan from the outset.

The third item to be reviewed by Staff is the maximum height of ground signs. Currently, the draft document has increased the maximum height of ground signs from 16 feet to 35 feet. Allowing taller signs under specific conditions in specific areas does not have a simple solution. Currently, under the development agreement provisions, the height of a sign could fall under one of the items that could have a variance. This would be part of a whole development

agreement process. In addition, the Area Advisory Committee agreed that 35 feet was a reasonable height in a commercial zone.

After the Public Hearing staff received an offer from Somerled to propose possible amendments to the document which would address their concerns. Unfortunately submissions for the Public Hearing cannot be entertained at this time. Nevertheless, if either of the options below are accepted, staff would then be in a position to work with the development community in finding a solution to the signage question. Signage for the C-2 and C-3 zones could be dealt with through an amendment to the Land Use By-law, which staff could work on as a priority.

Options:

Legitimate concerns have been raised at the Public Hearing concerning specific aspects of the proposed Commercial Zones. Two options are presented to address this situation.

Option #1: While the concerns raised at the Public Hearing are worth reviewing they are one component of a large and wide ranging policy document. Staff advise approving the document as advertised. Staff will also immediately begin work to review the specific issues that were raised and work with the development community to address these issues. Once solutions are found the issues can be dealt with through amendments after the Draft Fringe Plan has been approved by the Minister.

Option #2: Council could defeat the Draft Antigonish Fringe MPS and LUB and give Staff specific recommendations for changes to the new draft document. Staff would then work on the changes to the document and discuss the changes with the Area Advisory Committee and the Planning Advisory Committee before advertising the new Draft Fringe document in *The Casket.*