

COUNCIL MEETING AGENDA

Tuesday, June 21st, 2016 at 7:30pm

Municipal Administration Centre

- 1) Call to Order – Chairman, Warden Russell Boucher
- 2) Approval of Agenda
- 3) Approval of Municipal Council Minutes of May 24th, 2016
- 4) Business Arising from Minutes
- 5) Statutory Public Hearing
 - a) Central Antigonish Land Use By-law: amendment regarding accessory buildings in serviced areas.
- 6) Presentations
 - a) Community Grant Cheque Presentations
- 7) Correspondence
 - a) Ford Rice, Superintendent of Schools, Strait Regional School Board
 - Response to letter fair play in school sports
 - b) John Bain, Director, Eastern District Planning Commission
 - EDPC 2015-2016 Annual Report and Financial Statements (will be provided at meeting)
- 8) Committee Reports
 - a) Committee of the Whole – June 1st, 2016 E-poll
 - b) Committee of the Whole – June 7th, 2016
 - c) Committee of the Whole – June 16th 2016 E-poll
 - d) Committee of the Whole – June 21st, 2016 (will be provided at meeting)
- 9) Reports from Individual Council Members on Outside Boards, Committees, and Commissions
- 10) Miscellaneous Business
- 11) Adjournment



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

Municipal Council Meeting - Minutes

Tuesday, May 24th, 2016

7:30pm

Present: Warden Russell Boucher
Deputy Warden Owen McCarron

Councillors: Bill MacFarlane Rémi Deveau
Mary MacLellan Vaughan Chisholm
Hughie Stewart

Regrets: Councillor Angus Bowie
Councillor Pierre Boucher
Councillor Donnie MacDonald

Also present: Glenn Horne, Municipal Clerk/Treasurer
Shirlyn Donovan, Interim Deputy Clerk
Corey LeBlanc, Antigonish Casket
Matthew Draper, Port Hawkesbury Reporter
Bill MacCuish, 98.9 XFM
Greg Morrow, 101.5 The Hawk
Adam Rodgers, Solicitor- Boudrot Rodgers Law Firm
John Chiasson, Positive Action for Keppoch Society
Bill Dinn, Positive Action for Keppoch Society
Jeff Teasdale, Executive Director - CACL
Alex Cameron, General Manager - Antigonish Legion Branch 59
Kuli Malhotra
Matthew Schumacher

The meeting was called to order at 7:30pm by the Chair, Warden Russell Boucher.

APPROVAL OF AGENDA

Warden Boucher called for any additions or deletions to the agenda. The following item was added under Miscellaneous Business:

- Twinning of Highway 104

Min #2016-059 (Approval of Agenda)

MOVED by Councillor Deveau, SECONDED by Councillor MacLellan, that the agenda be approved as amended. Motion carried.

APPROVAL OF MINUTES

Warden Boucher called for the approval of the Municipal Council Minutes of April 19th, 2016.

Min #2016-060 (Approval of April 19th Council Minutes)

MOVED by Deputy Warden McCarron and SECONDED by Councillor MacFarlane, that the Municipal Council Minutes of April 19th, 2016 be approved. Motion carried.

BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

PRESENTATIONS

Dr. John Chiasson – Positive Action for Keppoch Society

Dr. Chiasson would like to thank Council on behalf of the PAK Society for all the support Council has shown. He wanted to present to Council some of the things PAK has been able to do over the years. He continued to show presentation video.

Warden Boucher thanked Dr. Chiasson and told them they are doing an excellent job.

Alex Cameron & Jeff Teasdale – Antigonish Legion Branch 59 and CACL

Mr. Cameron and Mr. Teasdale reviewed their presentation with Municipal Council. The two groups are looking to purchase and renovate the former Philatelic Centre. Mr. Teasdale went through a list of challenges and opportunities with the current space used by CACL. Their current building was purchased in 1979 and no longer meets the needs of the organization.

Next steps include:

- Successful bid to the Federal Government to purchase the building.
- Finalize financing and funding for the project.
- Seek local partnerships and collaboration on the project.
- Community consultation on May 25th, 7:00pm at the Legion.
- Renovation to begin Summer 2016.

Deputy Warden McCarron asked what would happen with the current Legion property. Mr. Cameron confirmed that both Legion properties on Main Street will have to be sold.

Councillor MacLellan asked what the financial ask is from the County. Mr. Cameron said they are looking for \$30,000 from the County. They would also require a letter from the County stating that they support this project.

Councillor MacLellan asked if it is risky relying on the sale of 3 buildings. Mr. Cameron said they currently have bridge funding from the bank.

There will be a lot of opportunity for cost savings for both organizations because they will split 50/50 on operation costs, maintenance, snow removal etc.

Warden Boucher thanked Mr. Cameron and Mr. Teasdale for their presentation.

CORRESPONDENCE

- i. Minister MacLellan – Transportation and Infrastructure Renewal

Min #2016-061 (Intersection Trunk 4 and Trunk 7 Letter)

MOVED by Councillor MacFarlane, SECONDED by Councillor MacLellan that Municipal Council send a letter to the Minister of Transportation and Infrastructure Renewal and our MLA thanking them for their commitment and suggesting interim measures be taken to improve the safety of the intersection. Motion carried.

- ii. Warden Michael Mosher – Municipality of the District of St. Mary's

Min #2016-062 (Letter to Minister in Support St. Mary's request for upgrades)

MOVED by Councillor Stewart, SECONDED by Councillor MacFarlane that Municipal Council send a letter to the Minister of Transportation and Infrastructure Renewal supporting the District of St. Mary's request for road upgrades. Motion carried.

COMMITTEE REPORTS

Committee of the Whole – May 3rd, 2016

Min #2016-063 (Speed Signs)

MOVED by Councillor MacFarlane, SECONDED by Councillor Chisholm that Municipal Council approve the purchase of 2 AC Speed Signs for \$3500 each. Motion carried.

Min #2016-064 (Georgetown 2.0 Solutions Conference)

MOVED by Councillor Deveau, SECONDED by Deputy Warden McCarron that Municipal Council approve Mr. Horne's attendance at the Georgetown 2.0 Solutions Conference. Motion carried.

Min #2016-065 (Cell Towers)

MOVED by Councillor MacLellan, SECONDED by Deputy Warden McCarron that the Municipality contribute \$45,000 per year for the next three years towards the erection of two cell phone towers in the District 1 and 2 areas contingent on funding from the provincial and federal governments. Motion carried.

Committee of the Whole – May 10th, 2016

Min #2016-066 (SPL Consulting Report)

MOVED by Councillor MacLellan, SECONDED by Councillor Chisholm that Municipal Council adopt the report from SPL Consulting. Motion carried.

Min #2016-067 (Strategic Initiatives Coordinator)

MOVED by Deputy Warden McCarron, SECONDED by Councillor Deveau that Municipal Council approve the position description for Strategic Initiatives Coordinator as presented. Motion carried.

Min #2016-068 (SPL Consulting Report)

MOVED by Councillor Deveau, SECONDED by Deputy Warden McCarron that Municipal Council approve the following staff appointments:

- *Andrew Jessons be appointed to the position of Public Works Supervisor*
- *Tony Giesbrecht be appointed to the position of Mechanic*
- *Shirlyn Donovan be appointed to the position of Strategic Initiatives Coordinator*

Motion carried.

Min #2016-069 (Collection Vehicle Operator Position)

MOVED by Councillor Chisholm, SECONDED by Councillor MacLellan that the Municipality initiate a public competition for the position of Collector Vehicle Operator. Motion carried.

Min #2016-070 (Community Partnership Grants)

MOVED by Councillor MacLellan, SECONDED by Councillor Stewart that Municipal Council approve the Community Partnership Grant recommendations as presented. Motion carried.

Min #2016-071 (Veterans Memorial Park)

MOVED by Councillor Deveau, SECONDED by Councillor Chisholm that Municipal Council contribute \$514.29 to the Veterans Memorial Park contingent on all other municipal units contributing equally. Motion carried.

Min #2016-072 (Property Tax Reduction)

MOVED by Deputy Warden McCarron, SECONDED by Councillor Chishom that that Municipal Council grant a reduction of 30% to the 2016 amount owing for tax account #09707956. Motion carried.

Min #2016-073 (Pomquet Community Centre)

MOVED by Councillor Deveau, SECONDED by Councillor MacFarlane that the Municipality send a letter of support to the Province stating that if the Pomquet Community Centre project moves forward they will transfer the land to the group for \$1. Motion carried.

Min #2016-074 (Street Light Request)

MOVED by Councillor Chisholm, SECONDED by Deputy Warden McCarron that Municipal Council approve the request for a street light in the cul-de-sac of Trotters Lane. Motion carried.

Committee of the Whole – May 24th, 2016

Min #2016-075 (Purchase and Sale Agreement: Former Antigonish Correctional Facility)

MOVED by Councillor MacDonald, SECONDED by Councillor MacLellan that Municipal Council approve the agreement of purchase and sale of the former correction facility with Big House Rentals. Motion carried.

Min #2016-076 (First Reading: Central Plan By-Law Amendment)

MOVED by Councillor MacDonald, SECONDED by Councillor MacLellan that Municipal Council approve first reading of the presented amendment to the Central Plan By-Law which would remove the maximum size limitation on accessory buildings in the Central Planning Area where such buildings are proposed for properties without access to central Municipal sewer services. Motion carried.

Min #2016-077 (Jumpstart Day Proclamation)

MOVED by Councillor Stewart, SECONDED by Councillor MacLellan that Municipal Council proclaim May 28th as Jumpstart Day in Antigonish County. Motion carried.

Min #2016-078 (Grant Writing Workshop)

MOVED by Councillor Chishlm, SECONDED by Councillor Deputy Warden McCarron that Municipal Council approve Councillor MacLellan's attendance at the Grant Writing Workshop. Motion carried.

Min #2016-079 (Letter to Province Regarding Bill 177)

MOVED by Councillor MacDonald, SECONDED by Councillor MacLellan that Municipal Council send a letter to the Province expressing concerns over the lack of consultation for Bill 177. Motion carried.

MOTIONS

Min #2016-080 (Striking the Tax Rate)

MOVED by Deputy Warden McCarron, SECONDED by Councillor MacLellan that Municipal Council adopt the budget and strike the tax rate as per the resolution attached to the May 24, 2016 Municipal Council Minutes. Motion carried.

Min #2016-081 (Borrowing Resolution)

MOVED by Councillor Stewart, SECONDED by Councillor Deveau that Municipal Council approve the borrowing resolution as attached to the May 24th, 2016 Municipal Council Minutes. Motion carried.

Min #2016-082 (2016 Capital Investment Plan)

MOVED by Councillor Chisholm, SECONDED by Councillor Stewart that Municipal Council approve the Capital list (as attached) as approved capital projects for the 2016 Capital Investment Plan submission. Motion carried.

Warden Boucher thanked staff for their time and effort in getting the budget and tax rate set.

UPDATES/REPORTS FROM INDIVIDUAL COUNCIL MEMBERS

Deputy Warden McCarron reported that he attended:

- Care Van Meeting
- St. Andrews Consolidated School Meeting – Makers Space

Councillor MacLellan reported that she attended:

- Saltscapes Exhibition
- Fit4Lit Running Event Meetings

Councillor Chisholm reported that he attended:

- Meeting for twinning the Highway – declaring June 11th “Twin the Highway Day”

Warden Boucher reported that he attended:

- Joint Town and County Council Meeting
- StFX Convocation
- Lieutenant Governors Awards

MISCELLANEOUS BUSINESS

Twinning of Highway 104

We hate to bring it up after another fatality but it brings up the fact that twinning is a necessity and something should be done as soon as possible.

MOTION TO ADJOURN

Min #2016-083 (Motion to Adjourn)

MOVED by Councillor Chisholm, SECONDED by Deputy Warden McCarron that the Council meeting adjourns at 8:41pm. Motion carried.

Warden Russell Boucher

Glenn Horne, Municipal Clerk/Treasurer

To: **Glenn Horne, Municipal Clerk Treasurer**

From: **Planning Staff (EDPC)**

Date: **May 24, 2016**

Reference: **Nine Hundred Square Foot Maximum Size Limitations on Accessory Buildings mandated in the General Provision Section of the Central Antigonish Municipal Planning Strategy and Land Use By-law.**

Request for Exemptions.

Recommendation:

It is the recommendation of staff that Council remove the maximum size limitation on accessory buildings in the Central Planning Area where such buildings are proposed for properties without access to central Municipal sewer services. These areas are characterized by larger lots sizes than in areas with access to piped sewer services and typically are also characterized by a wider spectrum of permitted uses. This proposed amendment would also be in keeping with the provisions found in the adjacent planning area under the Antigonish Fringe Municipal Planning Strategy and Land Use By-law.

Analysis:

The General Zone provisions found in a Land Use By-law (LUB) apply to all zones within a planned area. Therefore the requirement restricting accessory buildings to 900 square feet automatically was applied to all properties in unserved areas. While the Municipal Planning Strategy (MPS) is silent on accessory buildings size limits *per se*, the restriction of accessory buildings to a size more consistent with more urban areas of the County would seem to be contrary to the intent of the MPS expressed in Policy L-1.1 which states: *"It shall be the policy of Council to establish a Rural Development Designation as shown on the Generalized Future Land Use map. The rural development designation is intended to support a rural approach to development that will include supporting mixed uses, agriculture and other land-based livelihoods that require larger lots and generally rely on private services."*

Staff have received applications for larger garages in the Rural Development (RD-1) Zone and in cases where the property is being used for agriculture, fishery or forestry uses these permits have been issued because the zone allows, among other typical rural uses: *"Agricultural uses, including intensive livestock operations; Fishing and fishing-related uses; Forestry and forestry-related uses"*. In instances however where the applicant has a large property but is not operating a farm, a forestry operation or using the accessory building to store a fishing boat or gear, there is an understandable reluctance to claim the building is being used for these uses. From staff's point of view a larger automobile garage has no more of a land use impact than would any of the above referenced uses. Therefore in keeping with the existing policy for a *"...rural approach to development..."* staff recommend that Council remove the maximum size limitation on accessory buildings in the Central Planning Area where such buildings are proposed for properties where there are no central Municipal sewer services.

Proposed Amendment:

A BY-LAW TO AMEND THE LAND USE BY-LAW
FOR THE MUNICIPALITY OF THE COUNTY OF ANTIGONISH

The *Central Antigonish Land Use By-law* for the Municipality of the County of Antigonish is hereby amended as follows:

1) In Part 6 adding the following text in bold:

Accessory Buildings

6.A.1. *Accessory uses, buildings and structures shall be permitted in any zone within the Planning Area but shall not:*

- a. *be used for human habitation, except in the Rural Development (RD-1) and Hamlet Residential (HR-1) Zones, where they will be referred to as “garden suites”, and shall meet the Building Code regulations;*
- b. ***in areas serviced with municipal sewer services, exceed 83.6 square metres (900 sq. feet) in total floor area;***
- c. *be located in the front yard of the lot with the exception of seasonal roadside stands, parking area booths and school bus shelters;*
- d. *be located a minimum of 0.6 metres (2 feet) from said lot line in any zone, except for seasonal roadside stands, accessory buildings with no windows or perforations on the side of the building facing the abutting lot line;*
- e. *on a corner lot, be located in the rear yard or in the side yard that is adjacent to the flanking street; **and***
- f. *be built closer to a street than the main building on a parcel that is in a non-residential zone.*

This is to certify that the resolution of which this is a true copy, was duly passed at a duly called meeting of the Municipal Council of the Municipality of the County of Antigonish held on the ____ day of June 2016

Given under the hand of the Municipal Clerk and under the corporate seal of the said Municipality this ____ day of June 2016

Mr. Glenn Horne, Municipal Clerk

June 7, 2016

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

Dear Mr. Horne:

Thank you for your letter dated January 16, 2016, in which you shared concerns about fair play in school sports in the Strait Regional School Board.

I brought your concerns to the Board's Policy Committee for their information and consideration. The Policy Committee asked our Board's Nova Scotia School Athletic Federation (NSSAF) staff representative to bring this important topic to the attention of the NSSAF Board of Governors.

I am happy to advise you that this concern was discussed during the April 2016 meeting of the NSSAF Board of Governors. As a result, the NSSAF has passed a motion directing the incoming Executive Director to gather information from the Regions in preparation for the topic of fair play and equal playing time at the junior high/middle school level to be further discussed at the NSSAF's Fall 2016 District Coordinator's Workshop.

It is my understanding that following this discussion, research and consultation during 2016-2017, a Fair Play Policy will be finalized and incorporated into the 2017-2018 NSSAF Handbook.

Participation in, and education through, school sports is an integral part of our students' school experience. Thank you very much for taking the time to bring this important topic to my attention.

Sincerely,



Ford Rice
Superintendent of Schools

cc Francine Boudreau, Chair
Strait Regional School Board
Janice Campbell, Member of the NSSAF Board of Directors (Highland Region)
Strait Regional School Board



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

TO: MUNICIPAL COUNCIL
FROM: GLENN HORNE, MUNICIPAL CLERK TREASURER
SUBJECT: COMMITTEE OF THE WHOLE REPORT
DATE: JUNE 21, 2016

An e-Poll was circulated on June 1st, 2016 to address the following item of Municipal business.

The following recommendations were made:

The Committee of the Whole recommends to Municipal Council that a public competition be initiated for the following:

- Full time position of Physical Activity Coordinator.
- 1 year term position as Recreation Programmer



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

TO: MUNICIPAL COUNCIL
FROM: GLENN HORNE, MUNICIPAL CLERK TREASURER
SUBJECT: COMMITTEE OF THE WHOLE REPORT
DATE: June 7th, 2016

Committee of the Whole was convened at 5:41pm on Tuesday, June 7th, 2016. The following Councillors were present:

Warden Russell Boucher
Deputy Warden McCarron
Councillor MacLellan
Councillor Chisholm
Councillor MacFarlane
Councillor Deveau
Councillor Stewart
Councillor MacDonald
Councillor Boucher

Regrets: Councillor Bowie

The following recommendations were made:

- The Committee recommends that Municipal Council approve bursaries in the amount of \$200 each to École Acadienne de Pomquet and the East Antigonish Education Centre.



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

TO: MUNICIPAL COUNCIL
FROM: GLENN HORNE, MUNICIPAL CLERK TREASURER
SUBJECT: COMMITTEE OF THE WHOLE REPORT
DATE: JUNE 21, 2016

An e-Poll was circulated on June 16th, 2016 to address the following item of Municipal business.

The following recommendation was made:

The Committee of the Whole recommends to Municipal Council that Stuart Jessens be hired for the position of Collection Vehicle Operator, effective June 20, 2016