



ROTHESAY COUNCIL

OPEN SESSION
Tuesday, June 21, 2011
MINUTES



PRESENT: MAYOR WILLIAM J. BISHOP
DEPUTY MAYOR BLAIR MacDONALD
COUNCILLOR SCOTT COCHRANE
COUNCILLOR PAT GALLAGHER JETTE
COUNCILLOR TERRY KILFOIL
COUNCILLOR NORMA MULLETT
COUNCILLOR DON SHEA
COUNCILLOR TOM YOUNG

TOWN MANAGER JOHN JARVIE
TOWN CLERK MARY JANE BANKS
DIRECTOR OF DEVELOPMENT SERVICES (DDS) GAY DRESCHER

PUBLIC HEARING

By-law 2-10-03 (48 Clark Road) PID# 30240543

Documentation

26 May 2011

15 June 2011

8 June 2011

20 May 2011

DRAFT

1st Section 68 advertisement

2nd Section 68 Advertisement

Recommendation from Planning Advisory Committee

Staff Report

By-law 2-10-03

Appearances:

G. Drescher, Director of Development Services

Michelle Breen, Narges Bagher-Khan

Letters:

None received (16 June 2011)

Mayor Bishop called the Public Hearing to order at 7:35 p.m. and gave instructions to those in attendance, noting the legislative process and advising the hearing was duly advertised. DDS Drescher gave a brief presentation outlining the proposal for a personal services establishment for the property situate 48 Clark Road. She noted there is sufficient parking, there will be no exterior modifications and the Planning Advisory Committee has provided its recommendation. Counc. Shea requested clarification on accessibility and the location of parking. Ms. Breen advised the building will be wheelchair accessible and the proposal had been changed so all parking will be located in the rear of the building.

Mayor Bishop called three times for those wishing to speak in favour of the proposal.

Mayor Bishop called three times for those wishing to speak in opposition to the proposal.

MOVED by Counc. Young and seconded by Counc. Shea the Public Hearing be adjourned.

CARRIED.

The Public Hearing adjourned at 7:40 p.m.

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PUBLIC HEARING

By-law 2-10-04 (147 Hampton Road) PID# 30266845

Documentation

26 May 2011	1 st Section 68 advertisement
15 June 2011	2 nd Section 68 Advertisement
8 June 2011	Recommendation from Planning Advisory Committee
19 April 2011	Staff Report
DRAFT	By-law 2-10-04

Appearances:

**G. Drescher, Director of Development Services
David Stephen (Jenkei Holdings Ltd.)**

Request to appear:

Terry Melles, 31 Monaco Drive

Letters:

1 Letter signed by 25 Monaco Drive – Mr. & Mrs. W. Johnston
23 Monaco Drive – Charlene Buckley
27 Monaco Drive – Brenda Koval

Mayor Bishop called the Public Hearing to order at 7:41 p.m. and gave instructions to those in attendance, noting the legislative process and advising the hearing was duly advertised. DDS Drescher gave a brief presentation outlining the proposal to rezone a portion of the property. She noted this portion is part of a consolidation of smaller parcels and this is final parcel requiring rezoning to Central Commercial. She noted the property owner does not have a proposed development at the present time. There was a discussion with respect to the location of the diversion pipe for the stormwater project in Oakville Acres which may impact future development on the property.

Mayor Bishop called three times for those wishing to speak in favour of the proposal.

Mayor Bishop called three times for those wishing to speak in opposition to the proposal.

Terry Melles, 31 Monaco Drive and Wayne Johnston, 25 Monaco Drive raised the following: the property is pushing onto the flood zone area and although not against development, if the Oakville Acres project does not proceed there should not be any more development, request to install a fence to stop trespassing on abutting residential properties that is occurring now. DDS Drescher noted the installation of a fence can be addressed in the development agreement.

MOVED by Counc. Young and seconded by Counc. Kilfoil the Public Hearing be adjourned.

CARRIED.

The Public Hearing was adjourned at 7:45 p.m.

Mr. Stephen advised his last discussion with the Town indicated the diversion pipe would be along the back edge of the property in the buffer area. He advised he would look at the possibility of a fence but there is no current proposal for the property so he was unable to say how it might possibly fit in to a future development.

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PUBLIC HEARING

By-law 2-10-05 (45 Marr Road) (commercial)
PID# 00245415 (portion of)

Documentation

26 May 2011
15 June 2011
8 June 2011
20 May 2011
DRAFT

1st Section 68 advertisement
2nd Section 68 Advertisement
Recommendation from Planning Advisory Committee
Staff Report
By-law 2-10-05

Appearances:

G. Drescher, Director of Development Services

Letters of Objection:

Stephen Cooper 11 Old Mill Lane
Karen and Terry McKee 4 Old Mill Lane
Peter and Jean Scott 36 Marr Road
Pamela, Tana Sooh, Hermell St. Pierre 43 Marr Road
Florence & Frederick Pleadwell 37 Marr Road
Eileen and José Cardozo 39 Marr Road
John and Dorothy Stoltz 10 Old Mill Lane
Bonita Dionne 7 Old Mill Lane
Alta Scott 41 Marr Road
S. Rolfe, S. MacDougall 8 Old Mill Lane
Dave Cowan, 3 Highbrook Court

Request to appear:

Sheila MacDougall 8 Old Mill Lane
Mike Lewis, 28 Robinson Street

PUBLIC HEARING

By-law 2-10-06 (45 Marr Road) (multi-residential)
PID# 00245415 (portion of)

Documentation

26 May 2011
15 June 2011
8 June 2011
20 May 2011
DRAFT

1st Section 68 advertisement
2nd Section 68 Advertisement
Recommendation from Planning Advisory Committee
Staff Report
By-law 2-10-06

Appearances:

G. Drescher, Director of Development Services
David Long

Letters of Objection:

As above

Request to appear:

As above

Mayor Bishop called the Public Hearings to order at 7:50 p.m. and noted if there were no objections, the hearings would be held concurrently. There being none, he gave instructions to those in attendance, noting the legislative process and advising the hearing was duly advertised. DDS Drescher gave a brief presentation outlining both proposals. She noted the portion of the property fronting on Marr Road will be an office building with three units and the back half of the property will contain two – 8 unit apartment buildings. Ms. Drescher noted the proposal is in keeping with the intent of the Municipal Plan. Counc. Shea expressed concern with increased traffic and the entrance location, along with stormwater management. DDS Drescher advised the Zoning By-law contains stormwater management guidelines that must be met with any

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project. She also noted no development can exceed existing stormwater discharge. The front half of the property is currently piped to Marr Road and the back portion will be managed onsite through the development. It was noted emergency vehicle access will be considered as the project develops and snow removal will be the responsibility of the property owner. Deputy Mayor MacDonald requested additional information on stormwater management. DDS Drescher advised the applicant is required to hire an engineer to assess the proposal and confirm there will be no additional discharge as a result of the development.

Mayor Bishop called three times for those in favour of the proposal.

Mayor Bishop called three times for those in opposition to the proposal.

Sheila MacDougall, 8 Old Mill Lane spoke on behalf of residents in the Old Mill Lane area and noted the following: the proposed development is too large and overpowering for the existing small residential neighbourhood, increased traffic and noise, decreased property value, no benefit to existing residents, loss of green space and natural habitat, detrimental impact on wells and surface run-off, existing problems with Kingsview Apartments, increased litter and streetlights, businesses should not be allowed in a residential area and it could lead to more commercial development in residential areas.

The following people also spoke: Jim Kelly 30 Robinson Street, Mike Lewis 28 Robinson Street and Steve Cooper 11 Old Mill Lane. The following comments were made: trespassing and garbage issues with existing Kingsview Apartments, commercial development along Marr Road not an issue but back half of property will remove green space, concerns about low income rentals and further trespassing, concerns about buffer, traffic flow, noise, lighting, existing area is single family residential neighbourhood and apartment buildings will negatively impact the area and property values.

David Long advised he is a life-long resident of Rothesay and owns several rental properties. He advised the commercial building development will be approximately 3000 square feet and the two apartment buildings will be upscale two storey, 8 unit buildings that will rent for more than \$1000/month. There will be no basement and the ground floor units will be wheelchair accessible. Mr. Long further advised the project will be tastefully done, upscale and well landscaped. He noted his current commercial property on Hampton Road is well-maintained and he will do the same with this development. The current property is 600 feet deep, there will be a buffer adjacent to the existing residential area and the proposal is in keeping with the Municipal Plan. He also noted he has purchased a one acre property that has existing storm sewer which will be tied in to the proposed development.

MOVED by Counc. Young and seconded by Counc. Kilfoil the Public Hearings be adjourned.

CARRIED.

The Public Hearing adjourned at 8:10 p.m.

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1. APPROVAL OF MINUTES

Regular Meeting 10 May 2011

Special Session 16 May 2011

MOVED by Counc. Shea and seconded by Deputy Mayor MacDonald the minutes of 10 May 2011 be approved as circulated.

CARRIED.

MOVED by Counc. Shea and seconded by Counc. Kilfoil the minutes of 16 May 2011 be approved as circulated.

ON THE QUESTION:

Counc. Kilfoil apologized to Council and the Clerk for the error in voting procedure. He knew he had not been in attendance at the Hearing and therefore ineligible to vote but got caught up in the discussion.

CARRIED.

1.1 Business Arising from Minutes

N/A

2. APPROVAL OF AGENDA

MOVED by Counc. Mullett and seconded by Counc. Gallagher Jette the agenda be approved as circulated.

CARRIED.

3. OPENING REMARKS OF COUNCIL

Mayor Bishop advised Canada Day celebrations will take place on the Rothesay Common at 12 noon on July 1st. He also noted there will be a BBQ this Friday, June 24th at the Town Hall, sponsored by the Department of Environment and announcements made as well. Mayor Bishop also noted the Town supports professional development for staff and advised Council Town Clerk Mary Jane Banks received her Certification Level 1 from the Association of Municipal Administrators of New Brunswick (AMANB) at their May conference. Counc. Cochrane advised Council the Clerk had also been elected as President of the Association at the conference.

4. DELEGATIONS

4.1 Oakville Acres Stormwater Management Project Terry Melles

14 June 2011

Letter RE: status report

Terry Melles appeared before Council and requested a status update on the Oakville Acres. She noted the design work had been done by CBCL and she thought the project was to be tendered in May but it has not proceeded. Mayor Bishop advised of the following: the Town has stated it will do the project but there has been a hold-up with land acquisition through the expropriation process. He gave a brief summary of the process now required under the Expropriations Act and advised the Town cannot proceed until the Expropriations Advisory Officer has completed his report. He also noted the provincial Department of Environment has given its approval but the approval of the federal Department of Fisheries and Oceans remains outstanding. Mayor Bishop advised any one of these factors on their own would cause delays in the project.

There was a general discussion with respect to the duration of the approvals and it was also noted the detention pond and diversion pipe do not have to proceed at the same time but it will be determined as the project progresses. Ms. Melles thanked Council for the update.

5. CORRESPONDENCE FOR ACTION

5.1 13 June 2011 Letter from Kennebecasis Valley Fire Department Inc. to Rothesay Council RE: Purchases of Goods/Services.

MOVED by Counc. Shea and seconded by Counc. Young the letter from Kennebecasis Valley

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Fire Department Inc. to Rothesay Council RE: Purchases of Goods/Services dated 13 June 2011 be forwarded to the Finance Committee.

CARRIED.

5.1.1 13 June 2011 Letter from Kennebecasis Valley Fire Department Inc. to Quispamsis Council RE: Purchases of Goods/Services.

MOVED by Counc. Shea and seconded by Counc. Kilfoil the letter from Kennebecasis Valley Fire Department Inc. to Quispamsis Council RE: Purchases of Goods/Services dated 13 June 2011 be received/filed.

CARRIED.

6. CORRESPONDENCE - FOR INFORMATION

6.1 5 May 2011 Letter from Dalhousie University, Faculty of Medicine RE: Fundraising campaign.

MOVED by Counc. Young and seconded by Counc. Shea the letter from Dalhousie University, Faculty of Medicine RE: Fundraising campaign dated 5 May 2011 be referred to the Finance Committee.

CARRIED.

7. REPORTS

7.0 June 2011 Report from Closed Session

➤ By-law 5-03-1 A By-law to Amend By-law 5-03 (Streets and Sidewalks By-law)

MOVED by Counc. Cochrane and seconded by Counc. Young 1st Reading by Title be given By-law 5-03-1, "A By-law to Amend By-law No. 5-03, A By-law of the Municipality of Rothesay Respecting Streets and Sidewalks", as amended.

CARRIED.

The Clerk read By-law 5-03-1 by title.

MOVED by Counc. Cochrane and seconded by Deputy Mayor MacDonald 2nd Reading by Title be given By-law 5-03-1, "A By-law to Amend By-law No. 5-03, A By-law of the Municipality of Rothesay Respecting Streets and Sidewalks", as amended.

CARRIED.

The Clerk read By-law 5-03-1 by title.

7.1 13 January 2011 Fundy Region Solid Waste Commission Meeting Minutes

10 February 2011 Fundy Region Solid Waste Commission Meeting Minutes

16 March 2011 Fundy Region Solid Waste Commission Meeting Minutes

MOVED by Counc. Gallagher Jette and seconded by Counc. Shea the Fundy Region Solid Waste Commission Meeting Minutes dated 13 January 2011, 10 February 2011 and 16 March 2011 be received/filed.

CARRIED.

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7.2 10 March 2011 Kennebecasis Public Library Board Meeting Minutes
MOVED by Counc. Mullett and seconded by Deputy Mayor MacDonald the Kennebecasis Public Library Board Meeting Minutes dated 10 March 2011 be received/filed.

CARRIED.

7.3 13 April 2011 Kennebecasis Valley Fire Department Inc. Meeting Minutes
MOVED by Counc. Kilfoil and seconded by Counc. Gallagher Jette the Kennebecasis Valley Fire Department Inc. Meeting Minutes dated 13 April 2011 be received/filed.

CARRIED.

30 April 2011 Kennebecasis Valley Fire Department Inc. Unaudited Financial Statements
MOVED by Counc. Cochrane and seconded by Counc. Shea the Kennebecasis Valley Fire Department Inc. Unaudited Financial Statements dated 30 April 2011 be received/filed.

ON THE QUESTION:

It was noted the new fire engine has been ordered and is expected to be delivered in about eight months.

CARRIED.

7.4 27 April 2011 Rothesay Regional Joint Board of Police Commissioners Meeting Minutes

MOVED by Counc. Shea and seconded by Counc. Young the Rothesay Regional Joint Board of Police Commissioners Meeting Minutes dated 27 April 2011 be received/filed.

ON THE QUESTION:

It was noted labour negotiations are in progress.

CARRIED.

30 April 2011 Rothesay Regional Joint Board of Police Commissioners Financial Statements
MOVED by Counc. Shea and seconded by Counc. Young the Rothesay Regional Joint Board of Police Commissioners Financial Statements dated 30 April 2011 be received/filed.

CARRIED.

7.5 30 April 2011 Rothesay Unaudited General Fund Financial Statements
MOVED by Counc. Cochrane and seconded by Deputy Mayor MacDonald the Rothesay Unaudited General Fund Financial Statements dated 30 April 2011 be received/filed.

CARRIED.

30 April 2011 Unaudited Utility Fund Financial Statements
MOVED by Counc. Cochrane and seconded by Deputy Mayor MacDonald the Rothesay Unaudited Utility Fund Financial Statements dated 30 April 2011 be received/filed.

ON THE QUESTION:

Deputy Mayor MacDonald requested an update on the Hillside Development project. Town Manager Jarvie advised two of three main components of the project are essentially complete and the Town is responsible for repairing the highway as a result of the damage incurred during the highway crossing. He noted the Grove Avenue to Dunedin Road project has slowed in progress and he will be meeting with the consulting engineer and expressing Council's concern. It was suggested the contractor or consulting engineer appear before Council. Town Manager Jarvie advised he would prepare a report for Council in July with respect to the project status, noting if the contract is delayed there are financial penalties that should be paid.

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CARRIED.

7.6 18 May 2011 Public Works and Infrastructure Committee Meeting Minutes

MOVED by Counc. Mullett and seconded by Counc. Shea the Public Works and Infrastructure Committee Meeting Minutes dated 18 May 2011 be received/filed.

CARRIED.

➤ Curbside Recycling

MOVED by Counc. Mullett and seconded by Counc. Cochrane Council offer a two-stream recycling service every second week, including the provision of 2 recycling containers.

ON THE QUESTION:

Deputy Mayor MacDonald questioned the procedure of Committee recommendations, noting they are advisory to Council. He requested a staff recommendation be provided to Council. It was noted the staff recommendation was provided to the Committee for consideration. It was identified there has been no action taken thus far with respect to curbside recycling other than to include it as part of the garbage collection tender. Mayor Bishop noted there will be an announcement this Friday, June 24th as well.

MOVED by Deputy Mayor MacDonald and seconded by Counc. Shea the two-stream recycling service request be tabled.

CARRIED.

7.7 May 2011 Building Permit Monthly Report

MOVED by Counc. Gallagher Jette and seconded by Counc. Kilfoil the May 2011 Building Permit Monthly Report be received/filed.

CARRIED.

7.8 6 June 2011 Draft Planning Advisory Committee Meeting Minutes

MOVED by Counc. Young and seconded by Counc. Gallagher Jette the Draft Planning Advisory Committee Meeting Minutes be received/filed.

CARRIED.

➤ Public Hearing French Village Road (Bonney) Rezoning By-law 2-10-08

MOVED by Counc. Young and seconded by Counc. Cochrane Council schedule a Public Hearing for **Monday, August 8, 2011** commencing at **7:30 p.m.**, in accordance with the *Community Planning Act*, RSNB (1973) Chapter C-12, and amendments thereto, to give consideration to an amendment to Zoning By-law 2-10 to rezone a portion of the property situate generally French Village Road, identified as PID# 00230060 to allow for continuing pit operations.

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ON THE QUESTION:

Counc. Cochrane noted the change in date for the June Council meeting does not allow adequate time to schedule hearings for July and as a result, there is another month added on to the process for the developers. He suggested the hearing be scheduled for July 25, 2011. Deputy Mayor MacDonald asked if there was some urgency or if a specific request had been received. Counc. Cochrane suggested it would be appropriate to hold the hearings on a separate night so as not to extend the process because of the change of date for the June Council meeting.

Amending Motion

MOVED by Counc. Young and seconded by Counc. Kilfoil the Public Hearing be scheduled for Monday, July 25, 2011 commencing at 7:30 p.m.

**Amending Motion CARRIED.
MAIN MOTION as amended CARRIED.**

➤ Public Hearing 8 Marr Road (Irving) Rezoning By-law 2-10-09

MOVED by Counc. Young and seconded by Counc. Cochrane Council schedule a Public Hearing for Monday, July 25, 2011 commencing at 7:30 p.m., in accordance with the Community Planning Act, RSNB (1973) Chapter C-12, and amendments thereto, to give consideration to an amendment to Zoning By-law 2-10 to rezone the property situate generally 8 Marr Road, identified as PID# 00242552 to allow for commercial development purposes.

CARRIED.

➤ Public Hearing 94 Hampton Road (Irving) Rezoning By-law 2-10-10

MOVED by Counc. Young and seconded by Counc. Kilfoil Council schedule a Public Hearing for Monday, July 25, 2011 commencing at 7:30 p.m., in accordance with the Community Planning Act, RSNB (1973) Chapter C-12, and amendments thereto, to give consideration to an amendment to Zoning By-law 2-10 to rezone a portion of the property situate generally 94 Hampton Road, identified as PID# 00242479 to allow for future development potential.

CARRIED.

7.9 8 June 2011 Draft Finance Committee Meeting Minutes

MOVED by Counc. Cochrane and seconded by Deputy Mayor MacDonald the draft Finance Committee Meeting Minutes be received/filed.

ON THE QUESTION:

Counc. Cochrane noted in the last item he attended a meeting in Fredericton, not in Halifax.

CARRIED.

➤ Kennebecasis Valley Players Funding request

MOVED by Counc. Cochrane and seconded by Counc. Kilfoil Council approve the payment of \$5000 to the Kennebecasis Valley Players to assist with the production costs for Shakespeare on the Common in 2011.

ON THE QUESTION:

Counc. Gallagher Jette asked what amount had been provided last year and was advised the KVPlayers had not received any funding. She asked if the request had been reviewed and if there were any other funding sources. Mayor Bishop advised the request had been reviewed by the Finance Committee and no funds were provided from anywhere else.

CARRIED.

➤ Rothesay Regional Joint Board of Police Commissioners Purchasing Limits

MOVED by Counc. Cochrane and seconded by Counc. Shea Resolved: that Council accept the request from the Rothesay Regional Joint Board of Police Commissioners and approve an amendment to Section 11.03 of the Municipal Agreement to revise purchasing limits to require a

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public tender for any purchase of \$25,000 or greater.

CARRIED.

- Environmental Trust Fund Awards for Rothesay (July meeting)

7.10 14 June 2011 Draft Parks and Recreation Committee Meeting Minutes

MOVED by Counc. Shea and seconded by Counc. Young the draft Parks and Recreation Committee Meeting Minutes dated 14 June 2011 be received/filed.

CARRIED.

- Renforth Wharf floating docks

Deputy Mayor MacDonald questioned where the request had originated from. Mayor Bishop noted a written request had been received and he had received numerous verbal requests. The Clerk advised the original written request had been provided to Council and it was referred to the Parks and Recreation Committee for a recommendation. Town Manager Jarvie advised the wharf reconstruction project raised the height about one and half feet and a floating dock would make for easier access. The question of costs was raised and it was noted there were no costs included in the recommendation. Town Manager Jarvie advised the cost is approximately \$20,000. Recreation Director Jensen advised if Council decided to proceed, quotations would be obtained from additional vendors. It was further noted a floating dock was not budgeted for this year.

MOVED by Counc. Shea and seconded by Counc. Mullett the request for a floating dock for the Renforth Wharf be referred to the Finance Committee for consideration in the 2012 budget.

CARRIED.

7.11 15 June 2011 Draft Public Works and Infrastructure Committee Meeting Minutes

MOVED by Counc. Mullett and seconded by Deputy Mayor MacDonald the draft Public Works and Infrastructure Committee Meeting Minutes dated 15 June 2011 be received/filed.

CARRIED.

- Maliseet Drive – storm drainage project

MOVED by Counc. Mullett and seconded by Counc. Shea Council add a storm drainage project at Maliseet Drive to the current capital budget.

ON THE QUESTION:

Deputy Mayor MacDonald questioned the costs for the project. Town Manager Jarvie advised residents from the area had appeared before the Public Works and Infrastructure Committee. He noted the area subject to the most difficulty is the future road so it was logical to do the project now so as not to disturb future development. Town Manager Jarvie advised the work would be done by Town staff with some additional engineering costs and materials. Deputy Mayor MacDonald reiterated his request for a staff report to support the Committee's recommendation. Counc. Cochrane noted the Committee recommendation is forwarded to Council with the supporting documentation which includes the staff report. Deputy Mayor MacDonald suggested the staff report should be to Council and there should be sufficient documentation to support the recommendation. Counc. Gallagher Jette questioned the costs for the project and who would pay for it. Town Manager Jarvie advised costs would be recovered from the property owner but not in the short run.

NAY votes recorded from Deputy Mayor MacDonald and Counc. Gallagher Jette.

CARRIED.

- Operations Summary documentation

RECEIVED FOR INFORMATION.

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8. OLD BUSINESS

N/A

9. NEW BUSINESS

BUSINESS ARISING FROM PUBLIC HEARINGS

(see Public Hearing Documentation)

9.1 48 Clark Road (Rothesay Laser Clinic - Commercial) By-law 2-10-03

- 8 June 2011 Memorandum from Planning Advisory Committee
- DRAFT By-law 2-10-03

MOVED by Council. Cochrane and seconded by Council. Kilfoil 1st Reading by Title be given By-law 2-10-03, "A By-law to Amend the Zoning By-law".

CARRIED.

The Clerk read By-law 2-10-03 by title.

MOVED by Council. Cochrane and seconded by Council. Shea 2nd Reading by Title be given By-law 2-10-03, "A By-law to Amend the Zoning By-law".

CARRIED.

The Clerk read By-law 2-10-03 by title.

9.2 147 Hampton Road (Jenkei Holdings - Commercial) By-law 2-10-04

- 8 June 2011 Memorandum from Planning Advisory Committee
- DRAFT By-law 2-10-04

MOVED by Council. Cochrane and seconded by Council. Kilfoil 1st Reading by Title be given By-law 2-10-04, "A By-law to Amend the Zoning By-law".

CARRIED.

The Clerk read By-law 2-10-04 by title.

MOVED by Council. Young and seconded by Council. Mullett 2nd Reading by Title be given By-law 2-10-04, "A By-law to Amend the Zoning By-law".

ON THE QUESTION:

It was noted there had been a request for fencing and the developer indicated he may be prepared to install it as part of the development. DDS Drescher advised it could be included in the development agreement.

CARRIED.

The Clerk read By-law 2-10-04 by title.

9.3 45 Marr Road (Commercial property) By-law 2-10-05

- 8 June 2011 Memorandum from Planning Advisory Committee
- DRAFT By-law 2-10-05

MOVED by Council. Kilfoil and seconded by Deputy Mayor MacDonald 1st Reading by Title be given By-law 2-10-05, "A By-law to Amend the Zoning By-law".

CARRIED.

The Clerk read By-law 2-10-05 by title.

MOVED by Council. Kilfoil and seconded by Deputy Mayor MacDonald 2nd Reading by Title be given By-law 2-10-05, "A By-law to Amend the Zoning By-law".

CARRIED.

The Clerk read By-law 2-10-05 by title.

9.4 45 Marr Road (Multi-unit residential) By-law 2-10-06

- 8 June 2011 Memorandum from Planning Advisory Committee

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DRAFT By-law 2-10-06

MOVED by Deputy Mayor MacDonald and seconded by Counc. Shea 1st Reading by Title be given By-law 2-10-06, “A By-law to Amend the Zoning By-law”.

ON THE QUESTION:

Counc. Young advised he was not in favour of the apartment building development. It was noted some of the concerns raised would be addressed in the development agreement – stormwater management, setbacks, buffer and entrance and water and sanitary sewer connections. Counc. Shea expressed concern about the development of a flag lot. It was clarified the property will remain as one lot and there will be no subdivision.

YEA votes recorded from Deputy Mayor MacDonald, Councs. Cochrane, Mullett and Kilfoil.

NAY votes recorded from Councs. Gallagher Jette, Shea and Young.

CARRIED.

The Clerk read By-law 2-10-06 by title.

MOVED by Deputy Mayor MacDonald and seconded by Counc. Cochrane 2nd Reading by Title be given By-law 2-10-06, “A By-law to Amend the Zoning By-law”.

CARRIED.

The Clerk read By-law 2-10-06 by title.

10. NEXT MEETING

The next regular meeting of Council will be held Monday, July 11, 2011.

MOVED by Counc. Young and seconded by Counc. Kilfoil Council schedule a special meeting for Monday, July 25, 2011 to commence immediately following Public Hearings.

CARRIED.

11. ADJOURNMENT

MOVED by Counc. Young and seconded by Counc. Kilfoil the meeting be adjourned.

CARRIED.

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The meeting adjourned at 9:20 p.m.

MAYOR

CLERK