



ROTHESAY

PUBLIC HEARING – By-law 1-19-01 (Mulberry Lane)
Rothesay Town Hall Common Room
Tuesday, November 12, 2019
7:00 p.m.



PRESENT: MAYOR NANCY GRANT
DEPUTY MAYOR MATT ALEXANDER
COUNCILLOR GRANT BRENNAN
COUNCILLOR PETER J. LEWIS
COUNCILLOR BILL McGUIRE
COUNCILLOR DON SHEA

TOWN MANAGER JOHN JARVIE
TOWN CLERK MARY JANE BANKS
DIRECTOR OF OPERATIONS (DO) BRETT McLEAN
DIRECTOR OF PLANNING/DEVELOPMENT (DPDS) BRIAN WHITE
DIRECTOR OF REC/PARKS (DRP) CHARLES JENSEN
TREASURER DOUG MacDONALD
ADMINISTRATIVE ASSISTANT LIZ POMEROY

ABSENT: COUNCILLOR TIFFANY MACKAY FRENCH
COUNCILLOR MIRIAM WELLS

PUBLIC HEARING **By-law 1-19-01 (Mulberry Lane)**

Introduction **Mayor Grant**

Documentation

15 August 2019	First Notice sent to affected property owners
19 September 2019	Public Hearing Notice sent to affected property owners
19 September 2019	Public Hearing Notice posted to website
7 November 2019	Memorandum from Town Clerk Banks
	Aerial photo
DRAFT	By-law 1-19-01

Appearances: Director of Operations Brett McLean, PEng

Comments/Appearances:	9 September 2019	Letter from 6 Mulberry Lane (<i>response to 1st Notice</i>)
	21 October 2019	Letter from 9 Mulberry Lane
	22 October 2019	Letter from 11 Mulberry Lane
	23 October 2019	Letter from 8 Mulberry Lane (<i>rec'd 1 Nov 2019</i>)

Mayor Grant called the public hearing to order at 7:05 p.m. and gave instructions to those in attendance. She noted the hearing had been duly advertised and Director of Operations (DO) Brett McLean would be giving a presentation on the proposed By-law 1-19-01 (Mulberry Lane).

DO McLean advised: property owners inquired about converting Mulberry Lane from a private lane to a public road; they were informed that work was required to upgrade the road to meet Town standards before the Town can assume ownership and ongoing maintenance; By-law 1-19-01 enables the necessary work to be completed and cost shared by all property owners in the area (including the Town); and the scope of work includes the hard-surfacing of the road, upgrades to drainage systems, and the creation of a turnaround to permit larger vehicles such as garbage trucks and snow plows to travel in and out of the area with ease.

ROTHESAY

Public Hearing – By-law 1-19-01 (Mulberry Lane)

Minutes

-2-

12 November 2019

Counc. Brenan inquired about the following: the origin of the project; property acquisition; current ownership; division of cost; and implications if a property is sold.

Town Manager Jarvie responded with the following: the project was a result of residents who expressed an interest in converting Mulberry Lane to a public road; a portion of land at the end of Mulberry Lane must be acquired in order to create a turnaround; Mulberry Lane is currently owned by an estate; the cost will be shared by 11 property owners (9 residences, one vacant lot, and Stuart Dobbin Park owned by the Town); and typically when a property is sold the remaining portion is paid in full or assumed by the new owner(s).

Mayor Grant called three times for those wishing to speak against the proposal.

Ken Collins, 6 Mulberry Lane, inquired about ownership of the road. Town Manager Jarvie advised the road is currently owned by an estate. Mr. Collins gave a brief history of the area noting the former town of Fairvale constructed the road, complete with municipal sewer lines, but chose not to pave it due to opposition received from property owners citing an unnecessary expense due to minimal traffic. He noted Town staff presented a proposal to property owners last summer that identified an annual cost of roughly \$150 over a period of 30 years. He added the change to \$350 annually over a period of 20 years was not presented to property owners. He further noted staff informed owners the project was to be tied into the raising of Cameron Road.

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

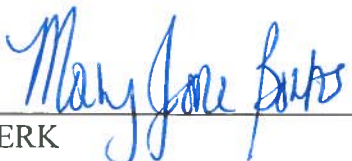
There being none, Mayor Grant thanked all in attendance.

Mayor Grant noted the matter will be discussed further in Open Session.

MOVED by Deputy Mayor Alexander and seconded by Counc. Lewis the public hearing be adjourned.
CARRIED.

The public hearing adjourned at 7:15 p.m.


MAYOR


CLERK