

The Municipality of the District of
BARRINGTON

Minutes of the regular meeting of the Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Wednesday, September 12, 2001.

The meeting was called to order by the Warden at 7:00 p.m. with the following members present:

- Warden Sterling Belliveau
 - Deputy Warden Eddie Nickerson
 - Councillor Angus Atkinson
 - Councillor Fred Bower
 - Councillor Louise Halliday
 - Councillor Dwayne Hunt
 - Councillor Wayne Smith
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- Brian Holland, Municipal Clerk
 - Lesa Rossetti, Deputy Clerk

ADDITIONS TO AGENDA

It was agreed that the Terry Fox Day Proclamation be added to the agenda.

Terry Fox Day Proclamation

The Terry Fox Day Proclamation was read by the Warden and he declared September 16, 2001 as Terry Fox Day.

APPROVAL OF MINUTES

Moved by D. Hunt and seconded by A. Atkinson that the minutes of the last meeting held August 22, 2001 be approved as circulated.

Motion carried.

MATTERS ARISING FROM THE MINUTES

Land at The Hawk - Tourist Rest Stop

The Clerk reported that a response has been received from the Department of Natural Resources, in regard to our request to lease property at The Hawk, for the purpose of establishing a picnic park. The letter advised that the Department, at this time, does not have property at The Hawk but that there is a small piece of crown land to the south of the property in question. The letter also advised that because of the sensitive nature of this area, the Integrated Resource Management Review for a lease would probably not be approved.

Deputy Warden Nickerson indicated that he would be discussing this matter further with Mr. Wilson of the Department of Natural Resources.

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INTERVIEW - TREVOR CUNNINGHAM, B.M.H.S. VICE PRINCIPAL

Mr. Trevor Cunningham, Vice Principal of the Barrington Municipal High School, appeared before the meeting. Mr. Cunningham advised that he recently secured the Vice Principal position at the Barrington Municipal High School. One of his priorities is to enhance school/community communications and relations through direct involvement with the municipal units and the Chamber of Commerce.

He informed members that a new Barrington High School is planned to be constructed within the next five (5) years.

A general discussion then took place with a number of questions being raised by councillors. One concern raised was the gathering of students in front of the high school. Mr. Cunningham indicated that he would discuss this matter with Mr. Buckland and provide an update to the Warden on steps which are being taken to resolve this matter.

Mr. Cunningham was thanked for appearing before Council.

CORRESPONDENCE

Crosswalk - Barrington Passage

The Clerk reported that a letter has been received from the Department of Transportation indicating that the crosswalk in Barrington Passage is proposed to be located at Trunk #3 and Route #330. Many councillors expressed concern regarding the proposed location of the crosswalk.

Moved by W. Smith and seconded by F. Bower that the installation of a crosswalk in Barrington Passage be delayed until after the results of the traffic light survey are received.

Motion carried.

It was agreed that a copy of the letter received from the Department of Transportation be forwarded to the Barrington Municipal High School Advisory Committee.

Moved by A. Atkinson and seconded by E. Nickerson that Mr. Joe Crowell of the Department of Transportation be requested to appear before Council to explain his views on the proposed location for the crosswalk and that representatives of B.M.H.S. and the School Board also be invited to attend this meeting.

Motion carried.

Yarmouth Airport Commission Association

The Clerk reported that a letter has been received from the Yarmouth Airport Commission Association which thanked Council for their consideration of their request for an operating subsidy, and also expressed their disappointment with the decision of Council to deny the request for financial assistance. The letter requested Council to reconsider their decision since the support of the Municipality of Barrington is vital to the airport's future.

The Clerk reported on financial commitments made by other municipal units.

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The matter was discussed in detail and it was the decision of Council that Mr. Fraser Howell, Manager of the Yarmouth Airport Commission Association, be advised that their request was considered during the budget process, and at that time it was the decision of members that no financial assistance be provided.

Notice of Appeal - Loyalist Lanes

The Clerk reported that correspondence has been received indicating that Loyalist Lanes is appealing the decision of Council not to approve the application submitted by Loyalist Lanes to amend the Planning Strategy and Land Use By-law, to permit lounges as an accessory use to recreational facilities in a Rural Development Zone. The requested amendments would enable Loyalist Lanes Ltd. to have a lounge in its present building located in Oak Park.

The Municipality will be notified of the date of the hearing.

Use of Space in Old Court House

A letter has been received from Mr. Grant Milroy on behalf of the Cape Sable Island Important Bird Area (IBA) which thanked Council for the use of office space at the Old Court House during the summer. Mr. Milroy is also requesting permission to continue using this space.

Moved by L. Halliday and seconded by W. Smith that the Cape Sable Important Bird Area (IBA) be permitted to continue using the office space in the Old Court House, at no charge, until December 31, 2001, at which time the situation will be reassessed.

Motion carried.

REPORT OF WARDEN

The Warden reported that he attended the official opening of the Barrington Bay Trail on September 9, 2001. This function was attended by approximately 150 members of the public.

SECOND READING - BY-LAW NO. 5 "COMMITTEES OF COUNCIL"

The Clerk reported that the second reading of By-law No.5 "Committees of Council" has been duly advertised in the Coast Guard Newspaper. Proposed amendments deal with the deletion of the Social Services Committee, changing of the wording from Director of Recreation to Recreation & Facilities Manager, and hours of committee meetings.

Moved by W. Smith and seconded by F. Bower that proposed amendments to By-law

No. 5 "Committees of Council" be approved in second reading.

Motion carried.

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SECOND READING - BY-LAW NO. 25 "TAX EXEMPTION BY-LAW"

The Clerk reported that second reading of By-law No. 25 "Tax Exemption By-law", has been duly advertised in the Coast Guard Newspaper. It is proposed that a new By-law No. 25 be adopted which will replace By-laws 25, 26, 29 and Policy 31. All exemptions by by-law will be done under one by-law and will be recorded as such. This by-law will include exemptions to non profit community and charitable organizations, exemptions to recreation facilities, exemptions to fire company properties, exemptions to historical societies, and exemptions to the Shelburne County Children's Aid Society.

Moved by D. Hunt and seconded by L. Halliday that the new By-law #25 "Tax Exemption By-law" to replace by-laws 25, 26, 29 and Policy 31, be approved in second reading.

Motion carried.

TENDERS - SURPLUS VEHICLES

It was reported that as instructed by Council an advertisement was placed in the Coast Guard Newspaper offering the 1985 Crawler 455G Loader and the 1992 Dodge Colt for sale by tender. The deadline for tenders was 4:00 p.m. on September 7, 2001. Tenders received are as follows:

Building Inspection Car

- Andrew Goreham - \$125.00
- Adam W. Lamrock - \$318.00

Moved by D. Hunt and seconded by F. Bower that the tender received from Adam W. Lamrock for the purchase of the 1992 Dodge Colt be accepted in the amount of \$318.00, plus H.S.T.

Motion carried.

Conflict of Interest

Deputy Warden Nickerson declared conflict of interest, vacated his seat and proceeded to the spectator area. Bud Nickerson is Deputy Warden Nickerson's stepfather.

1985 Loader

- Adam W. Lamrock - \$1,268.00
- Bud Nickerson Construction - \$5,050.00
- Harold Newell - \$2,600.00
- Thelbert Smith - \$1,200.00
- Gordon Williams - \$2,010.00

Moved by D. Hunt and seconded by W. Smith that the tender received from Bud Nickerson Construction for the purchase of the 1985 Crawler 455G Loader be accepted in the amount of \$5,050.00, plus H.S.T.

Motion carried.

Deputy Warden Nickerson then returned to his seat.

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PUBLIC HEARING RE: PROPOSED AMENDMENTS TO LAND USE BY-LAW - GROUP DWELLINGS

A Public Hearing was held to deal with proposed amendments to the Land Use By-law dealing with group dwellings.

Minutes of the Public Hearing are attached hereto and form part of the minutes.

Moved by E. Nickerson and seconded by F. Bower that the proposed amendments to the Land Use By-law to delete the header on page 48, Part 20, Zone Requirements 2(d) and inserting a new header to read: "(d) Apartments, Double Duplexes, Group Dwellings, Homes for Special Care" be approved.

Motion carried.

COMMITTEE AND BOARD REPORTS

Bay Side Home

Councillor Bower reported that final checks have been carried out at Bay Side Home and it is hoped that the home will reopen on Monday, September 24, 2001.

Public Works Committee

327 Unicorn Sea Cadet Corps Request

Moved by W. Smith and seconded by F. Bower that the two (2) rooms requested by the Cadet Corps on the right hand side of the Recreation Centre at Sherose Island be rearranged to accommodate use by the Cadet Corps as office and storage space as soon as possible.

Motion carried.

Finance and Administration Committee

Financing - Medical Clinic

It is recommended by the Finance and Administration Committee that the Medical Clinic be financed through a debenture in the amount of \$125,000.00.

It was reported by the Clerk that the debenture will be financed over ten (10) years.

Moved by D. Hunt and seconded by W. Smith and carried:

WHEREAS Section 66 of the Municipal Government Act provides that the Municipality of the District of Barrington, subject to the approval of the Minister of Housing and Municipal Affairs, may borrow to expend funds for a capital purpose authorized by statute;

AND WHEREAS clause 65 (an) of the Municipal Government Act authorizes the Municipality of the District of Barrington to borrow funds for the purchase of buildings for a medical centre to encourage medical doctors, dentists and other health professionals to locate in the Municipality or a part of it;

BE IT THEREFORE RESOLVED

THAT under the authority of Section 66 of the Municipal Government Act, the Municipality borrow a sum or sums not exceeding One Hundred Twenty-five Thousand Dollars (\$125,000) in total for the purpose set out above, subject to the approval of the Minister of Service Nova Scotia and Municipal Relations;

THAT the sum borrowed by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary;

THAT the issue of debentures be postponed pursuant to Section 92 of the Municipal Government Act and that the Municipality borrow from time to time a sum or sums not exceeding One Hundred Twenty-five Thousand Dollars (\$125,000) in total from any chartered bank or trust company doing business in Nova Scotia.

THAT the sum be borrowed for a period not exceeding Twelve (12) months from the date of the approval of the Minister of Service Nova Scotia and Municipal Relations of this resolution;

THAT the interest payable on the borrowing be paid at a rate to be agreed upon; and

THAT the amount borrowed be repaid from the proceeds of the debentures when sold.

Business Occupancy Tax - Pizza Delight

Moved by D. Hunt and seconded by L. Halliday that the Business Occupancy Tax, in the amount of \$1,559.06, be written off the tax account in the name of Pizza Delight.

Motion carried.

Barrington Municipal Waterfront Development Committee

New Member

Moved by D. Hunt and seconded by L. Halliday that the Municipality advertise for

additional members for the Waterfront Development Committee and that applications be received until the positions are filled.

Moved by E. Nickerson and seconded by W. Smith that the above motion be amended to require applications to go directly to the Waterfront Development Committee first, and the Committee will recommend individuals to Council for appointment to the Committee.

Motion carried.

The above motion as amended was then put to a vote.

Motion defeated.

Much discussion then took place regarding the appointment of members to the Waterfront Development Committee.

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Moved by L. Halliday that Councillor Smith convey Council's frustration in the appointment of members to serve on this Committee.

There being no seconder the motion was declared lost.

During discussion of this matter the status of Ginger Goreham's application was questioned.

Moved by A. Atkinson and seconded by E. Nickerson that Councillor Smith inform members of the Waterfront Development Committee that Council would like to know the status of Ginger Goreham's application to serve as a member of the Committee and if the application is denied by the Committee, Council would like to know why.

Motion carried.

It was agreed by members that from now on applications from individuals wishing to serve on the Waterfront Development Committee will first be considered by the Committee, and the Committee will recommend appointments to Council.

Hiring Committee

The Clerk reported that it is necessary to select a date to hold a meeting of the Hiring Committee to deal with applications for Canteen Worker at the Arena. The deadline for applications is Monday, September 17, 2001.

It was agreed by members that the Hiring Committee would meet on September 17, 2001 at 7:00 p.m. The Recreation Committee Meeting scheduled for that evening will follow.

ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 9:00 p.m.

PUBLIC HEARING RE: AMENDMENTS TO LAND USE BY-LAW RE: GROUP DWELLINGS

September 12, 2001

The Public Hearing was called to order by the Warden at 8:00 p.m., in the Council Chambers, in the Administrative Centre, in Barrington, N.S., with the following members present:

- Warden Sterling Belliveau
- Deputy Warden Eddie Nickerson

- Councillor Angus Atkinson
- Councillor Fred Bower
- Councillor Louise Halliday
- Councillor Dwayne Hunt
- Councillor Wayne Smith

- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

It was reported that the Public Hearing was being held to deal with proposed amendments to the Land Use By-law. The amendments will delete the header on page 48, Part 20, Zone Requirement 2(d) and insert a new header to read: "(d) Apartments, Double Duplexes, Group Dwellings, Homes for Special Care".

The Clerk reported that the required notice had been placed in the Coast Guard Newspaper.

There were no presentations, either verbal or written, made by the public at this meeting.

The Public Hearing was then adjourned.