

MINUTES OF THE MUNICIPAL COUNCIL MEETING
MARCH 14, 2006

Present: Chairman Mayor John P. Prall
 Councillor J. Richard Horsburgh
 Councillor Beth Easson
 Councillor Anna Ashford-Morton
 Councillor Michael E. Trinacty
 Mr. Bob Ashley, Chief Administrative Officer
 Ms. Michelle Millett, Recording Secretary

In Attendance: Mrs. Sara Keddy, Kings County Register
 Mr. Gerald Pineo
 Mrs. Ena Pineo
 Mr. Frank Lee
 Mr. Jack Hoganson
 Mr. Stan Maynard

Absent with Regrets: Deputy Mayor Donald E. Clarke
 Councillor Gary W. Whittier

1. The Chairman called the meeting to order at 6:04 p.m.

2. **Approval of the Agenda**

The Agenda was approved with the addition of the following two items under New Business item 6(a) Alternate for Kings Transit Board and 6(b) Kings Transit Budget Approval.

3. **Approval of the Previous Minutes**

The Chairman approved the Council minutes of February 14, 2006 as circulated.

4. **Committee Updates and Recommendations**

(a) **Recreation Advisory Committee**

Councillor Horsburgh reviewed his report briefly. He reported that Mr. Erle Dolsen had been nominated as Berwick's Volunteer of the Year. Councillor Horsburgh noted that all youth volunteers would receive recognition at the Volunteer Night Awards to be held April 26, 2006.

(b) **Planning Advisory Committee**

Councillor Trinacty reviewed the report. He reported that a number of concerned residents had attended the PAC meeting regarding the application by Mr. John Nichols to rezone Berwick Acres to R-2 zoning. Councillor Trinacty noted that the request that had been withdrawn by Mr. Nicols between the March PAC meeting and the March 14, 2006 Council meeting. Discussion took place regarding the directional signage for Veterans Drive.

Councillor Trinacty reviewed the Public Participation Program to be held in regard to Industrial changes to the MPS and LUB at 6:30 p.m. April 4, 2006 prior to the PAC meeting.

(c) Committee of the Whole

Mr. Ashley read the following motions.

(i) Apple Dome Conceptual Drawings

IT WAS MOVED and seconded that Council have included the Town's library and outdoor pool in conceptual drawings for the Apple Dome facility.

Motion Carried

Councillor Ashford-Morton asked about the addition of a youth recreation centre to the Apple Dome conceptual drawings.

(ii) Valley Waste Resource Management Budget

IT WAS MOVED and seconded that Council approve the 2006-07 Valley Waste Resource Management budget.

Motion Carried

Councillor Horsburgh noted that he would request Valley Waste Resource Management include two Council representatives in future budget discussions.

(iii) Food Bank Lease of Town-Owned Land on Orchard Street

Mayor Prall and other Councillors requested that a public input session be scheduled to replace the survey of Orchard Street residents in order to allow full citizen input to the decision to lease/purchase the land noted as PID#55237382 to the Berwick Food Bank. The meeting was scheduled prior to the April Council meeting, April 11, 2006, in Council Chambers of the Town Hall. The public would be notified by an advertisement placed in the Kings County Register.

5. Presentation

Ms. Erin Beaudin, Executive Director of the Kings CED joined the Council meeting at 6:30 p.m. and reviewed the function of the Kings CED. She reviewed projects that Kings CED had been involved with during the past year along with the 2006-07 Business Plan. Ms. Beaudin fielded questions from Councillors regarding Kings CED. Councillor Trinacty asked about the sustainable gas tax initiatives and if Kings CED is working in coordination with the Town of Berwick. Ms. Beaudin related that the Kings CED is not presently involved in the Gas Tax initiative.

At 6:55 p.m. the Council meeting adjourned to facilitate the Public Hearing in regard to Zero Lot Line Development at 7:00 p.m. Council reconvened following the Public Hearing at 7:12 p.m.

4. Committee Updates and Recommendations

(a) Committee of the Whole

Mr. Ashley reviewed the previous conversation regarding a general public information session in order to bring Food Bank members attending the meeting to status quo. He reported that Mr. Lee had given him conceptual plans for the Food Bank building and those plans were passed to Councillors.

Councillor Trinacty requested that Food Bank volunteers participate in the Town Hall meeting to be held April 11, 2005 at 7:00 p.m. Mr. Lee noted that noted that these conceptual drawings were a draft only and that the conceptual drawings would need to be rotated sideways in order for the proposed building to fit the lot. Councillor Ashford-Morton asked what else the lot may be used for and Mr. Lee replied that other uses may include a clothing and furniture depot.

Mayor Prall indicated that a building known as the Hiltz Building currently housed seasonal public works Berwick Electric Commission equipment. Mr. Lee noted that the full lot would not be utilized. Mr. Ashley agreed to have a staff report regarding a final decision for the Food Bank location for Council on April 4, 2006 in conjunction with the Public Input session.

Mr. Lee noted that the lease is up July 31, 2006 on the current property. Mr. Ashley noted that the motion listed as 5(c) would not be passed due to the request for public input.

(iv) Discussion took place regarding the signage for the Veteran's Drive.

IT WAS MOVED and seconded that Council rename the Cottage Street extension to Veterans Drive complete with appropriate signage including a poppy with a black centre.

Motion Carried

Councillor Trinacty thanked the Committee for the work done by the Veteran's Memorial Committee in the past and the future.

(v) **IT WAS MOVED and seconded** that Council set the interest rate charged on overdue accounts at 12.7% per annum (1.0% per month - compounded) for fiscal 2006/07.

Motion Carried

- (vi) **IT WAS MOVED and seconded** that Council increase the qualifying household income level to \$20,982 and exemption amount to \$240 (or the amount of taxes whichever is less) for the taxation year 2006/07.

Motion Carried

- (vii) **IT WAS MOVED and seconded** that Council approve the budget of \$2,375 for the 2006 Berwick Princess Tea Committee.

Motion Carried

5. Business Arising

(a) Zero Lot Line Provisions ~ MPS & LUB Amemndments

Councillor Trinacty reviewed the report.

IT WAS MOVED and seconded that Council approves second reading of amendments to the Berwick Municipal Planning Strategy as follows:

1. That the following new policy be inserted after Policy P-1-14

“It shall be the intent of Council to include in the Land Use By-law provisions for the regulation of development within the residential zones consistent with this Strategy including but not limited to minimum lot area, minimum lot frontage and yard set back requirements. These provisions will vary according to the specific use and the specific zone. Notwithstanding however it will be the intent of Council to enable zero lot line development in the R-2 and R-3 Zones and by Development Agreement for residential uses containing four or more units as provided for in Policy 1-1.7.”

Motion Carried

IT WAS MOVED and seconded that Council approve second reading of amendments to the Land Use By-law as follows:

That the following new provision be added to Part 9, Residential Two Family R-2 Zone

9.4.1 Zero Lot Line

Notwithstanding Part 9.2 the minimum side yard requirement for the common lot line may be reduced to zero (0) for semi-detached dwellings.

Motion Carried

IT WAS MOVED and seconded that Council approve second reading of amendments to the LUB including adding the following new provision to Part 10, Residential Multi-Unit R-3 Zone.

10.3 Zero Lot Line

Notwithstanding Part 10.2 the minimum side yard requirement for the common lot line may be reduced to zero (0) for Row house dwellings.

Motion Carried

6. New Business

(a) Nominate Alternate to Kings Transit

IT WAS MOVED and seconded that Council nominate Richard Horsburgh as the alternate for the Kings Transit Board.

Motion Carried

7. Next Meeting Date

The next meeting of Council will be held April 11, 2006 at 7 p.m.

8. Hearing of no further business the Chairman adjourned the Council meeting at 8:48 p.m.

Mayor John Prall
Chairman

Michelle Millett
Recording Secretary