

Minutes
Resort Municipality Special Council Meeting
Friday, August 7, 2020
9:00 a.m.

The Special Council Meeting of the Resort Municipality was held on August 7, 2020 at the Resort Municipality Office and electronically with Zoom.

PRESENT: Mayor Matthew Jelley, Deputy Mayor Linda Lowther, Councillors: George Clark Dunning, In person Kenny Singleton. CAO – Brenda MacDonald.

ABSENT: Councillor Drost was absent for the beginning portion of the meeting. Councillor Brammer and Councillor Robinson.

VISITORS: Brodie O’Keefe joined for a portion of the meeting.

1. CALL TO ORDER:

Mayor Jelley called the meeting to order at 9:04 a.m.

2. APPROVAL OF AGENDA:

It was moved by Councillor Clark Dunning, seconded by Deputy Mayor Lowther that the agenda be adopted as presented. All in favor 3, 1 non-voting, 3 absent. Motion Carried.

3. DECLARATION OF CONFLICTS OF INTEREST:

No conflicts of interest were declared.

Councillor Drost joined the meeting.

4. COMMITTEE REPORTS:

PLANNING BOARD:

CBMF Drive-In Series Licensed Event:

- Cars will be searched coming into the venue;
- The public will order their drinks through the Murphy Hospitality Group. A responsible beverage server will deliver the beer / coolers to the parking spot. The public will have to be outside their car to be served and the server will ensure that the drinks are opened when they are provided to the public at their spot;
- There will be beer and coolers only sold at the events;
- To get a drink you must be 19+ to be served. If someone looks underage they will be asked to show their ID;
- There have now gone with a two drink limit per order based on concerns raised;
- The Murphy Hospitality Group app will keep track of orders going to vehicles so that they will know if someone is ordering a number of drinks to one location;
- Cars will be stopped randomly at the exit point at the end of the night. If they feel that they may be drinking too much the RCMP will be called;
- There were no searches of any vehicles to date coming into the site since they were not licensed events;
- RCMP is not a requirement for the site;
- Gates are closed for drive ups on the night of the event at 9:00 p.m.;
- The crowds to date have been middle age to seniors;
- It is expected that if the events go well this year that more of these types of events would be looked at for 2021 at the site;

It was moved by Councillor Clark Dunning, seconded by Councillor Drost that approval in principle be granted subject to: 1) that the event be limited to a two drink limit per order, 2) that the municipality be named as additional insured for the licensed event, 3) that feedback be provided by the RCMP on the licensed event, 4) meets the requirements of the Liquor Control Commission, 5) meets the requirements of the Provincial Fire Marshal's Office, 6) meets the requirements of the Department of Health and Wellness. All in favor 4, 1 nay, 2 absent. Motion Carried.

Brodie O'Keefe left the meeting.

Second Reading – Official Plan Amendment:

West Highland Contractors (Cavendish Road) – PID # 694976:

Official Plan Amendment Resolution:

Whereas an application was received from West Highland Contractors Ltd. to amend the Resort Municipality Official Plan General Land Use Map to change the designation of a portion of PID # 694976 from Resort Campground to Residential land use;

And whereas Council has considered the following general criteria:

- Conformity with applicable legislation;
- Community objectives;
- Changes in technical content; and
- Water and sewer and other infrastructure plans;

Be it resolved that the official plan amendment 2020-1, to amend the 2017 Official Plan General Land Use Map be hereby read a second time.

It was moved by Councillor Clark Dunning, seconded by Deputy Mayor Lowther that the Council amend the Official Plan General Land Use Map to change the designation of a portion of Provincial Parcel # 694976 from the Resort Campground to the Residential Zone. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Approval of Second Reading – Official Plan Amendment:

It was moved by Councillor Clark Dunning, seconded by Councillor Drost that the second reading of the Official Plan Amendment be approved as presented. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Second Reading – Zoning Amendment – West Highland Contractors Ltd. (Simpson Mill Road) – PID # 694976:

Whereas an application was received from West Highland Contractors Ltd. for Simpson Mill Road, PID # 694976 for a zoning amendment from the Resort Commercial Zone to the Residential Zone under the Resort Municipality, 2017 Zoning and Subdivision Control (Development) Bylaw 2020-2 to change the zoning map from (RD3) Resort Campground Zone to (R1) Residential Zone;

And whereas zoning bylaw amendment 2020-2, a bylaw to amend the 2017 Zoning and Subdivision Control (Development) Bylaw was read,

Be it resolved that zoning bylaw amendment 2020 – 2, a bylaw to amend the 2017 Zoning and Subdivision Control (Development) Bylaw be hereby read a second time.

It was moved by Councillor Clark Dunning, seconded by Deputy Mayor Lowther that the bylaw amendment to amend the Zoning map to show a portion of Property # 694976 from the current Resort Campground (RD3) Zone

to R1 (Residential) Zone be approved as presented. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Approval of Second Reading:

It was moved by Councillor Clark Dunning, seconded by Councillor Singleton that the second reading of the Zoning Amendment for PID # 694976 to change a portion of the land from the current Resort Campground (RD3 Zone to R1 (Residential) Zone be approved as presented. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Adoption of Official Plan Amendment:

It was moved by Councillor Clark Dunning, seconded by Deputy Mayor Lowther that the Council adopt the Official Plan General Land Use Map to change the designation of a portion of Provincial Parcel # 694976 from the Resort Campground to the Residential Zone. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Adoption of Zoning Amendment:

It was moved by Councillor Clark Dunning, seconded by Councillor Singleton that the Council adopt the Zoning Amendment for PID # 694976 to change a portion of the land from the current Resort Campground (RD3 Zone to R1 (Residential) Zone be approved as presented. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

5. Swimming Rock Work:

Rock and fencing price:

Four contractors were contacted regarding pricing for work on the swimming rock with rock removal and fencing.

Highfield Construction was the only company that submitted a bid.

Rock Removal:

It was moved by Councillor Singleton, seconded by Councillor Drost that the price of \$740.00 plus HST be approved for the costs of removing four rocks at the Swimming Rock. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Chain Link Fence on the bank:

It was moved by Deputy Mayor Lowther, seconded by Councillor Singleton that the price of \$8,990.00 plus HST be approved for the costs of installing chain link fence on the cliff. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

Fence around the boundary:

It was moved by Deputy Mayor Lowther, seconded by Councillor Drost that the price of \$3,490.00 plus HST be approved for the costs of installing a boundary fence at the site. All in favor 4, 1 non-voting, 2 absent. Motion Carried.

6. OTHER:

In Camera Matters:

Councillor Drost wanted it recorded in the minutes that in camera matters should only be dealt with on land, legal and human resource matters based on the Municipal Government Act.

Abutment – Route 6 and 13:

Mayor Jelley was to meet with Island Coastal at 6:30 in the morning on the abutment at Route 6 and 13 near the former wax museum property and the contractor was not on site and forgot about the meeting. He is waiting for a new meeting date and time.

Mayor Jelley did speak with Adam Doiron and he is supportive of the abutment going in by his property.

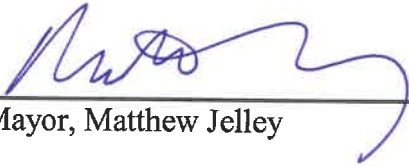
Scott and Sandi Lowther:

An e-mail was received with concerns on the construction project on Route 13 and the fact that the project was not being completed in accordance with the noise bylaw.


There is no noise bylaw for the Resort Municipality. The construction project is done by the Department of Transportation, Infrastructure and Energy and the project is located in the highway right-of-way and no permit was required. The municipality can issue time restrictions on development permit applications and development agreements but nothing else.

7. ADJOURNMENT:

Mayor Jelley adjourned the meeting at 9:36 a.m.



Mayor, Matthew Jelley



Brenda MacDonald, CAO