

AGENDA

Regular Council Meeting – Rural Municipality of North Shore
7:00 pm Wednesday, April 10th, 2019
Grand Tracadie School Centre

1. CALL TO ORDER

2. APPROVAL OF THE AGENDA

2.1 Disclosure of Pecuniary or other Conflicts of Interest

3. APPROVAL OF THE MINUTES FROM MARCH 13th, 2019

4. BUSINESS ARISING FROM THE MINUTES/OLD BUSINESS

5. REPORTS

5.1 Committee Reports

5.2 CAO's Report – Jonathan MacLean

5.3 Mayor's Report – Mayor Gerard Watts

6. CORRESPONDENCE

Letter from Riptide Softball regarding Grant

Notice of Appeal to IRAC - Subdivision PID 763573

7. NEW BUSINESS

7.1 Resident Inquiries to Councillors

7.2 Resident - Kevin Doyle - Run-off Maryland Subdivision

7.3 MacLauchlan Heights - Horse Riding Business - Resident to be determined

8. BYLAWS.

8.1 Enforcement Bylaw # 2019-01 - Second Reading

8.2 Bylaw to Amend Land Use Bylaw # 2019 - 02 -- First Reading

8.3 Fee's Bylaw # 2019 - 03- First Reading

8.4 Bylaw to Amend Council Remuneration By-Law # 2019- 04- First Reading

9. IN CAMERA - HUMAN RESOURCES MATTER

Matter falls under Section 119 (d) of the Municipal Government Act regarding Closed Meetings

10. NEXT MEETING: Regular Council Meeting: Wednesday, May 8th, 2019 7:00 pm - North Shore Community Centre

11. ADJOURNMENT

APPROVED MINUTES
Regular Council Meeting – Rural Municipality of North Shore
Wednesday, April 10th, 2019

PRESENT:

Mayor Gerard Watts, Deputy Mayor Nancy MacKinnon, Councillors - Peter Vriends, Bob Doyle, Wanson Hemphill, Krista Shaw, Derek Cook and CAO Jonathan MacLean

REGRETS:

None

1. CALL TO ORDER: 7:04 pm by Mayor Watts

2. APPROVAL OF THE AGENDA:

It was duly moved and seconded that the agenda be approved

Moved by Councillor Shaw, seconded by Councillor Doyle

6-0

MOTION CARRIED 2019-04-36

2.1 DISCLOSURE OF CONFLICT OF INTEREST:

Part VI, Section 96 of the *Municipalities Act*

(1) A council member is in a conflict of interest if, in relation to a matter under consideration by the council, the member or a person closely connected to the member

(a) has any pecuniary interest;

(b) is a shareholder, officer, agent or director of a corporation or any other organization that has dealings or contracts with the municipality; or

(c) is a party to dealings or a contract with the municipality, or is a member of a partnership that has dealings or a contract with the municipality.

DECLARATIONS: *There were none.*

3. APPROVAL OF MINUTES:

It was duly moved and seconded that the minutes of the March 13th 2019, meeting be approved with the following correction item 6.1 - Lynn Murphy is spelled Lynne Murphy

Moved by Councillor Vriends, seconded by Councillor MacKinnon

6-0

MOTION CARRIED 2019-04-37

April 10th, 2019 Approved Regular Meeting Minutes, Rural Municipality of North Shore

4. BUSINESS ARISING FROM THE MINUTES/OLD BUSINESS:

Mayor Watts reported that Council had another meeting with Parks following up from the letters that were sent. The Watts Road Boardwalk was still under discussion with Parks. The potential of trails in Grand Tracadie Commons was also brought up and Parks would possibly be able to help with some design information. Parks has also agreed to provide North Shore with an easement on the Stanhope Lane area for a possible future well site.

5. REPORTS

5.1 Committee Reports

Recreation and Community Engagement Committee

Councillor Shaw highlighted the report in Appendix A with a focus on the request from the recently formed Riptide Softball Association - See Grant Request Letter Appendix B

It was duly moved and seconded to allow Riptide Softball Association to use the Grand Tracadie Ball Field this season at no charge.

Moved by Councillor Shaw, seconded by Councillor Cook

6-0

MOTION CARRIED 2019-04-38

Councillor Shaw also highlighted that Riptide would like to use the Ball Fields at the North Shore Community Centre. These fields have not been used for Ball in a number of years and would need repairs and upgrades.

It was duly moved and seconded to explore the option of repairing the Ballfields at the North Shore Community Center to bring them up to the appropriate standard for playing ball on.

Moved by Councillor Shaw, seconded by Councillor MacKinnon

6-0

MOTION CARRIED 2019-04-39

Special Committee - Development of a Community Plan for the new Amalgamated Rural Municipality of North Shore

Councillor Vriend reported that the RFP had been issued and the committee would review the responses once the tender closes. The province has funding that can be applied for the new plan through the Community Development Capacity Building Fund.

It was duly moved and seconded to submit an application to the Community Development Capacity Building Fund for the Official Plan Review.

Moved by Councillor Vriends, seconded by Councillor Hemphill

6-0

MOTION CARRIED 2019-04-40

Water and Environment Committee

Councillor Hemphill reported that the committee met and viewed a power point presentation showing results of water testing from information provided by George Simmons from the Province. Overall there are good results but some areas need further research. The committee needs to do more education on water and sewer, more social media, possibly a summer meeting. Winter River Watershed offering to look at trout.

Councillor Hemphill reported that the Tracadie Commons property may have some issues with the right of way for access and boundary lines. A legal search of the property will cost about \$800 dollars. In order for any work or the possibility of building trails in the Commons a title search should be completed.

It was duly moved and seconded to spend up to \$1,000 to complete a title search and review of the right of way for the Tracadie Commons property

Moved by Councillor Hemphill, seconded by Councillor Vriends

6-0

MOTION CARRIED 2019-04-41

Planning Board

Planning Board Chair Cook reported the following development permits have been issued to date in 2019

- Cottages - 1

- Single Family Dwellings- 4
- Demolitions - 1
- Accessory Buildings - 5

EMO Committee

Councillor Cook reported that the North Shore Joint Emergency Measures Organization recently had a meeting are updating the calling tree, and the EMO Plan. NSJEMO will have a booth set up on Election Day to Recruit Volunteers

5.2 CAO's Report:

CAO's REPORT April 2019

- 2019-2020 Operating and Capital Budget submitted to the Province
- 2019-2020 Tax Rate submitted to the Province
- Notional Allocation for Gas Tax - Federal Budget Included a one time increase for this fiscal year the amount for North Shore has not yet been confirmed
- North Shore Official Plan and Bylaw - RFP issued closing April 18, 2019
- Council Remuneration - Bylaw Amendment - First Reading
- Fee's Bylaw - First Reading
- Amendment to Land Use Planning Bylaw - First Reading
- Bylaw Enforcement Bylaw - Second Reading
- The 2019 FPEIM annual meeting will be held on Monday, April 29, 2019, at the St. Peter's Bay Complex
- Committee Meetings to be posted 24 hours in advance
- Project Coordinator for Covehead Bay Stakeholder - MRSB has submitted all requests for Stakeholder Engagement and funding applications
- FCM - Federation of Canadian Municipalities Annual Conference - Quebec City May 31- June 3, 2019
- Meeting with Council and Parks Canada was April 2, 2019
- Events and Rec – Zane Nicholson – Event Bookings and organization, brochure and social media update and engagement

It was duly moved and seconded that all reports be approved as submitted

Moved by Councillor Shaw, seconded by Councillor Vriends

6-0

MOTION CARRIED 2019-04-42

6. CORRESPONDENCE

- 6.1 Letter from Riptide Softball regarding Grant - Appendix B
- 6.2 Notice of Appeal to IRAC - Subdivision PID 763573 - Appendix C

7. NEW BUSINESS

7.1 Resident Inquiries

- Question Regarding Playground prospects in Pleasant Grove
- Fishermen Raised concern of Christmas Trees that are placed on ice in Covehead Bay. They interfere with Mussell Fishery and Trout Fishing And should be removed before end of season
- Issue raised that horse are travelling on roads in MacLaughlan subdivision and this is a safety issue for the horses and the public
- Concern that sods from plowing the road are on Promenade and wondering when it will get cleaned up

7.2 Resident- Kevin Doyle- Run-off Maryland Subdivision

- Storm Water Management Plan only works in theory
- Needs to be discussed with Contractor
- Ensure Highway Act is Fulfilled
- Regulations need to be enforced
- Needs to be brought up to the Planning Board

7.3 MacLaughlan Heights - Horse riding Business- Mike Whalen

Major Concern- Horse Buggy Accident a few weeks ago

Two small dogs (10lb and 12lb) dogs barked at horses pulling a wagon. Horses galloped and took off coming loose of the wagon. Suggestion to let residents know when they take out the horses. Does not want to work together, scared about spooking the horses.

Real concerned about a child on a bicycle, this type of activity is not right for this area. Residents have to shovel manure into the ditch. Who would want this in a subdivision, we have rats and more flies than ever. Can't communicate with her. She phoned the RCMP and said she did not have a problem with Janice- but threatened to shoot the dogs. Horse camp caused increased traffic. Children on the street in buggies Camps are supposed to be licenced. Up to 70 cars parking along street and people knocking on doors of neighbours to ask to use washroom.

Concerned about safety.

Need to Review Zoning

8. BYLAWS

8.1 Enforcement Bylaw #2019-01 - Second Reading

Removed from Agenda

8.2 Bylaw to Amend Land Use Bylaw #2019-02 - First Reading

Mayor Watts referred Councillors to the Bylaw to Amend Land Use Bylaw in the Council package

It was duly moved and seconded that Bylaw #2019-02 Bylaw to Amend Land Use Bylaw be read a first time

Moved by Councillor Vriends, seconded by Councillor MacKinnon

6-0

MOTION CARRIED 2019-04-43

It was duly moved and seconded to approve the first reading of Bylaw #2019-02 Bylaw to Amend Land Use Bylaw.

Moved by Councillor Shaw, seconded by Councillor Vriends

6-0

MOTION CARRIED 2019-04-44

8.3 Fees Bylaw #2019-03 - First Reading

Mayor Watts referred Councillors to the Fees Bylaw in the Council package

It was duly moved and seconded that Bylaw #2019-03 Fees Bylaw be read a first time

Moved by Councillor Vriends, seconded by Councillor MacKinnon

6-0

MOTION CARRIED 2019-04-45

It was duly moved and seconded to approve the first reading of Bylaw #2019-03 Fees Bylaw.

Moved by Councillor Doyle, seconded by Councillor MacKinnon

6-0

MOTION CARRIED 2019-04-46

8.4 Bylaw to Amend Council Remuneration Bylaw #2019-04 - First Reading

Mayor Watts referred Councillors to the Bylaw to Amend Council Remuneration Bylaw in the Council package

It was duly moved and seconded that Bylaw #2019-04 Bylaw to Amend Council Remuneration Bylaw be read a first time

Moved by Councillor Cook, seconded by Councillor Doyle

6-0

MOTION CARRIED 2019-04-47

It was duly moved and seconded to approve the first reading of Bylaw #2019-04 Bylaw to Amend Council Remuneration Bylaw.

Moved by Councillor Vriends, seconded by Councillor Shaw

6-0

MOTION CARRIED 2019-04-48

9. IN CAMERA- HUMAN RESOURCES MATTER

Matter falls under Section 119 (d) of the Municipal Government Act regarding Closed Meetings

- 10. NEXT MEETING:** Regular Council Meeting, Wednesday, May 8th, 2019, 7:00 pm - North Shore Community Centre

11. ADJOURNMENT:

SIGNED: Gerard Watts, Mayor

DATE:

SIGNED: Patsy MacKinnon, Interim CAO

DATE:

Recreation and Community Engagement Committee
Report
April 1, 2019
6:00pm

Committee Members:

Councillor Shaw, Councillor Doyle, Charity Sheehan, Kim Meunier

Also in attendance: Zane Nicholson, Recreation and Events Coordinator, Jonathan MacLean CAO and Gerard Watts, Mayor (briefly).

Also in attendance to present were two members of the community representing the Riptide Softball Association

Meeting Discussions:

1. Jeremy and Barry presented to the committee on expanding through Softball PEI to have teams with the Rural Municipality of North Shore as their home base. The presenters asked to use both the field at Grand Tracadie and the field(s) at the North Shore Community Centre. Fields haven't been used for softball in close to 20 years. They presented quotes for fencing and new backstops should this become something the community deems appropriate and necessary. They stated the demand for ball diamonds has grown to the point that fields are no longer available. They opened registration and currently have enough for two teams in under 10, two teams in under 12 and some players for under 8. They are hosting a softball clinic on April 6, 2019 at the NSCC. League would run from May to September. Committee asked a number of questions and deemed the field to the back of the property to be most suitable due to safety concerns around proximity to our playground equipment. Zane and Jonathan stated this would not interfere with the North Shore Sharks Soccer Association as they had access to fields that hadn't been used the last number of years. Motion was made to bring to Council.
2. Finalized plans for the Childrens Easter Party to be held Monday April 22, 2019 1pm-2pm at the North Shore Community Centre. This is a free event and we have changed up the activities offered this year and will now include an outdoor egg hunt(weather permitting), photo booth, crafts and snacks. Zane to send out an email to all past volunteers to remind them of our new Criminal Record Check policy and ensure they submit the forms prior to the day in order to volunteer. Zane stated he would go through supplies and purchase anything outstanding needed for the event.
3. A community member requested gym time to provide a free childrens volleyball program during our volunteer meet and greet last month. Zane reported that the drop in badminton would be ending and that gym time would be made available for this program. More details will be discussed in the coming weeks.

4. Patrick Ledwell and Mark Haines will be coming to the NSCC on April 27, 2019. Tickets are moving slowly and the Recreation & Community Engagement Committee would like to ask that all Councillors assist in promoting the event.
5. Terms of Reference were updated. A lengthy discussion was had regarding our vision for recreation and community engagement as we move forward with our newly amalgamated area - more specifically how it relates with respect to the community offering recreation opportunities by outside businesses/groups or the community actually hosting and designing our own programming. Discussion will continue on this as it pertains directly to the possibility of increasing the role/hours of the Recreation & Events Coordinator.

Due to the length of time with the presentation, subsequent discussion on the proposal, Terms of Reference and finalizing Easter Party, the remainder of the agenda was moved to the next meeting.

Meeting adjourned at 9:00pm.



To whom it may concern,

We would like to introduce Riptide Softball Association to your council. We are a newly formed association that strongly supports the growth of Softball in PEI. Our association is focusing on growing softball North East of Charlottetown to Mt Stewart. Riptide Softball Association is dedicated to providing the best Softball experience to the youth of our community. We will foster, promote and teach softball in our own communities. Riptide Softball Association promotes a healthy, positive and safe environment with a strong focus on development, moral conduct, sportsmanship and teamwork.

The feedback that we have had from the community is very positive. There is a huge interest in softball in our community, therefore we would like to ask for your support for our association and allow us the use of the field and building at the Tracadie Ball Field. Each team would need one practice time and one game time a week. Our projected numbers have us needing field times every day of the week and possibly two times on Saturday. We expect the association to continue to grow as players move up the divisions as well as new interest in the sport this would mean that we would quickly outgrow one field. Due to this growth we also ask that you consider the use of the ball field space at the North Shore Community Centre.

Riptide Softball Association is keen to see the sport of softball continue to grow in Prince Edward Island and our community which would result in successful recreational and competitive softball programs. We strive to see each program thrive and to create Rep Travel Teams in all of our age divisions in the future.

Kind regards,

Riptide Softball Association

A handwritten signature in black ink, reading "Jeremy C. Fraser". The signature is written in a cursive style with a large, sweeping initial "J".



CARR, STEVENSON & MACKAY
BARRISTERS AND SOLICITORS

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P.O. Box 522
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Prince Edward Island
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April 2nd, 2019

VIA EMAIL AND REGULAR MAIL

Rural Municipality of North Shore Council
2120 Covehead Road, Rte. 25
York, PE C0A 1P0

Dear Sir/Madam:

RE: Notice of Appeal from North Shore Council's March 13th, 2019 Decision

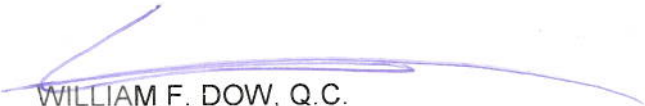
Please be advised we represent Patrick C. Morris and Kalmia Simmonds with respect to the captioned matter.

Please find enclosed a Notice of Appeal regarding the North Shore Council's March 13th, 2019 decision to deny the application for subdivision of property at 21 Deanna Lane, in Stanhope, PE, being provincial parcel number 763573.

The Notice of Appeal was filed with the Island Regulatory and Appeals Commission on today's date.

Yours truly,

CARR, STEVENSON & MacKAY


WILLIAM F. DOW, Q.C.
/mdt

Encl.

Notice of Appeal

(Pursuant to Section 28 of the *Planning Act*)


TO: The Island Regulatory and Appeals Commission
National Bank Tower, Suite 501, 134 Kent Street
P.O. Box 577, Charlottetown PE C1A 7L1
Telephone: 902-892-3501 Toll free: 1-800-501-6268
Fax: 902-566-4076 Website: www.irac.pe.ca

NOTE:
Appeal process is a public process.

TAKE NOTICE that I/we hereby appeal the decision made by the Minister responsible for the administration of various development regulations of the *Planning Act* or the Municipal Council of North Shore (name of City, Town or Community) on the 13th day of March, 2019, wherein the Minister/Community Council made a decision to deny the application for subdivision of property at 21 Deanna Lane, in Stanhope, Prince Edward Island, being provincial parcel number 763573. An email advising of the decision was provided on March 18, 2019 and is attached hereto. (attach a copy of the decision).

AND FURTHER TAKE NOTICE that, in accordance with the provisions of Section 28.(5) of the *Planning Act*, the grounds for this appeal are as follows: (use separate page(s) if necessary)
That the decision is in conflict with the intent and objectives of the Community of North Shore Official Plan and Land Use Bylaw; that the decision does not have merit based on sound planning purposes and is contrary to sound planning principals; and such further and other grounds as may appear upon receipt and review of the record upon which the decision was based, and as counsel may advise.

AND FURTHER TAKE NOTICE that, in accordance with the provisions of Section 28.(5) of the *Planning Act*, I/we seek the following relief: (use separate page(s) if necessary)
That the Commission substitute its own decision for the one appealed, allow the appeal, quash the decision to deny the application for subdivision of property at 21 Deanna Lane, in Stanhope, Prince Edward Island, being provincial parcel number 763573, and approve the subdivision of provincial parcel number 763573 as requested by the Appellants.

Name(s) of Appellant(s): Patrick Morris and Kalmia Simmonds Signature(s) of Appellant(s): 
Please Print
Mailing Address: 65 Queen Street City/Town: Charlottetown
Province: Prince Edward Island Postal Code: C1A 7L1
Email Address: wfdow@csmlaw.com Telephone: (902) 892-4156

Dated this 2nd day of April, 2019.
day month year

IMPORTANT

Under Section 28.(6) of the *Planning Act*, the Appellant must, within seven days of filing an appeal with the Commission serve a copy of the notice of appeal on the municipal council or the Minister as the case may be.

Service of the Notice of Appeal is the responsibility of the Appellant

Information on this Form is collected pursuant to the *Planning Act* and will be used by the Commission in processing this appeal. For additional information, contact the Commission at 902-892-3501 or by email at info@irac.pe.ca.

From: [Jonathan MacLean](#)
To: [Melissa Trowsdale](#); pat@experiencehyundai.com
Cc: [Derek French](#)
Subject: Re: Subdivision of 21 Deanna Lane, Stanhope - Patrick Morris and Kalmia Simmonds
Date: March 18, 2019 2:19:46 PM
Attachments: [Planning Board Meeting Minutes Feb 26, 2019.pdf](#)

Good Afternoon Melissa and Pat

The subdivision application for 21 Deanna was on the agenda for the February 26th Planning Board meeting, at this meeting Planning Board passed a motion to recommend to Council to deny the subdivision application. Please see attached copy of the meeting minutes. Planning Board Chair made a motion at the March 13th, 2019 Regular Council meeting to deny the application, this motion was seconded and Carried. I will provide the minutes from that meeting once approved.

Thanks
Jonathan