

**Cornwall, Prince Edward Island
Council Minutes**

July 20, 2011

Regular Meeting of Council
Cornwall, Prince Edward Island

Wednesday, July 20, 2011 at 7:30 PM

Mayor Glen "Barney" Fullerton presiding

Present: Deputy Mayor Corey Frizzell
Councillor Minerva McCourt
Councillor Peter Meggs
Councillor Marlene Hunt

Also: Kevin McCarville - Chief Administrative Officer
Stephanie Cairns - Administrative Assistant

Regrets: Councillor Irene Dawson
Councillor Parker Beer

Mayor Fullerton called the meeting to order and welcomed everyone.

Moved by: Deputy Mayor Corey Frizzell
Seconded by: Councillor Minerva McCourt

RESOLVED:
The agenda be approved as circulated.

CARRIED 2011-07-1788

Moved by: Councillor Peter Meggs
Seconded by: Deputy Mayor Corey Frizzell

RESOLVED:

The Minutes of June 15, 2011 be approved with a revision.

CARRIED 2011-07-1789

Moved by: Councillor Minerva McCourt

Seconded by: Deputy Mayor Corey Frizzell

RESOLVED:

The Minutes of June 23, 2011 be approved as circulated.

CARRIED 2011-07-1790

Moved by: Deputy Mayor Corey Frizzell

Seconded by: Councillor Marlene Hunt

RESOLVED:

The public Minutes of May 31, 2011 be approved as circulated.

CARRIED 2011-07-1791

Moved by: Deputy Mayor Corey Frizzell

Seconded by: Councillor Minerva McCourt

RESOLVED:

The public Minutes of June 28, 2011 be approved as circulated.

CARRIED 2011-07-1792

BUSINESS ARISING

Councillor Meggs inquired into the status of the Fine Revenue payment. The CAO advised payment to May 31st, 2011 has been received.

REPORTS OF COMMITTEES / RESOLUTIONS

1. UTILITY - Councillor Irene Dawson

The CAO reported on Councillor Dawson's behalf.

He reported the tender for the Cornwall wastewater lagoon aeration upgrades was advertised and closes on July 29th at 2:00 pm.

The Town received confirmation from the Department of Fisheries and Oceans on the requirements for the fish ladder project. This project is time sensitive and may not get completed in 2011.

Councillor Hunt made a request for an assessment of the Hyde Pond from the Department of Environment. Mayor Fullerton agreed to follow up on this.

2. PUBLIC WORKS - Councillor Irene Dawson

The CAO reported a small addition to the sidewalk on the corner of Lowther Drive/John Street should be completed next week.

New "Welcome to the Town of Cornwall" signs have been installed. The Committee agreed flowers wouldn't be suitable for these locations.

Councillor Hunt would like the Committee to reconsider this.

Councillor Hunt requested the Committee contact the Dept. of Transportation to consider building a pedway under the Trans Canada Highway from Centennial Drive to the mall parking lot.

Deputy Mayor Frizzell advised Minister MacKinley confirmed millings on the Ferry Road will take place when the work begins on the DeSable stretch of the Trans Canada Highway.

3. PLANNING BOARD - Councillor Peter Meggs

The report was included in the package.

Moved by: Councillor Peter Meggs

Seconded by: Councillor Minerva McCourt

RESOLVED:

WHEREAS Bylaw 403I, a Bylaw to amend the Town of Cornwall Zoning and Subdivision (Development) Bylaw, was first read and approved by Council on June 15,

2011 and

WHEREAS the proposed amendments were advertised and presented at a public meeting held on May 31, 2011

BE IT RESOLVED that Bylaw 403I, a bylaw to amend the Town of Cornwall Zoning and Subdivision (Development) Bylaw be hereby read and approved a second time.

CARRIED 2011-07-1793

Moved by: Councillor Peter Meggs
Seconded by: Councillor Minerva McCourt

RESOLVED:

WHEREAS Bylaw 403I, a bylaw to amend the Town of Cornwall Zoning and Subdivision (Development) Bylaw, was first read and approved by Council on June 15, 2011 and

WHEREAS Bylaw 403I, a bylaw to amend the Town of Cornwall Zoning and Subdivision (Development) Bylaw was read and approved a second time by Council on July 20, 2011 and

BE IT RESOLVED that Bylaw 403I, a bylaw to amend the Town of Cornwall Zoning and Subdivision (Development) Bylaw be formally adopted and that the Mayor and Chief Administrative Officer be authorized to affix their signatures and corporate seal of the Town thereto to formally declare the said Bylaw be passed.

CARRIED 2011-07-1794

Councillor Meggs reported Planning Board reviewed input received at the public meeting held on June 28, 2011, as well as reviewed the legal opinion of the Town solicitor.

Moved by: Councillor Peter Meggs
Seconded by: Councillor Minerva McCourt

RESOLVED:

Council deny the request to rezone parcel number 640227, being 354 Trans Canada Highway, from Single Family Residential (R1) to General Commercial (C1).

Councillor Hunt agrees this rezoning should be denied as there is a heritage home on the property. However she hopes Council would consider a variance in the future.

CARRIED 2011-07-1795

Councillor Meggs noted the Town received an application to sever two lots off an original parcel of land where four lots would have to share a common right-of-way and three of the lots would have no frontage. This property is zoned Agricultural. The Board reviewed Section 4 and 18 of the Zoning and Subdivision Bylaw and the Objectives of Section 4.2 of the Official Plan and came to the conclusion that the proposed development is not suitable for this area.

Moved by Councillor Peter Meggs

Seconded by Councillor Minerva McCourt

RESOLVED:

Council deny the application to subdivide parcel 948265, being 191 Cornwall Road.

CARRIED

2011-07-1796 Councillor Meggs noted the Town received an application to divide one lot into two, PID 246322. The request is for a multi-unit building to be located on each lot. Planning Board agreed residential is the best use of the property. Final approval would be granted once the Department of Highways reviews and approves access.

Moved by Councillor Peter Meggs

Seconded by Councillor Minerva McCourt

RESOLVED:

Council grant preliminary approval for a 1 lot subdivision of Parcel 246322, being 438 Trans Canada Highway.

CARRIED

2011-07-1797 Councillor Meggs noted the Town received a request from the Developer of the Madison Heights subdivision to have an additional lot approved on a piece of land that was deeded to the Town for a trail. However, the trail was not placed in the correct location and approval of this lot would not have any effect on the trail. The Developer is willing to deed the trail where it is actually located to the Town and will incur any costs associated with same. Planning Board approves this concept providing the Department of Highways does as well. Councillor Meggs noted the Parks and Recreation Committee reviewed the plan and has no concerns.

Moved by Councillor Peter Meggs

Seconded by Councillor Minerva McCourt

RESOLVED:

Council grant preliminary approval for a 1 lot subdivision of parcel 246884, located in Madison Heights.

Councillors Meggs, McCourt, and Frizzell voted for the Motion.

Councillor Hunt voted against the Motion.

CARRIED

2011-07-1798 Councillor Meggs noted the Town received a request for an accessory building to be placed within the 75' buffer as this property has a watercourse at the back of it. The Developer indicated he has a permit from the Department of Environment for the work done in the area. Planning Board reviewed Section 21.4 of the Zoning and Subdivision Bylaw and felt there was no direct impact on the wetland or watercourse.

Moved by Councillor Peter Meggs Seconded by Councillor Minerva McCourt

RESOLVED: Council approve a 24 foot variance to the rear yard of parcel 945477, being 13 Newsons Court to allow for an accessory building.

Councillor Hunt feels the wetland needs to be protected and to respect the 75' buffer that she feels is not large enough and therefore cannot support this motion. Councillor Hunt believes this is setting a bad precedence.

Councillors Meggs, McCourt, and Frizzell voted for the Motion.

Councillor Hunt voted against the Motion.

CARRIED

2011-07-1799 4. PARKS & RECREATION - Deputy Mayor Corey Frizzell The report was included in the Council package.

Deputy Mayor Frizzell reported the Committee will be recommending to Council to enter into a three year contract to host the 55+ Summer Games for 2012, 2013, and 2014.

Deputy Mayor Frizzell advised there will be a "Wall of Fame" at the Terry Fox Sports Complex featuring outstanding athletes from the Cornwall area.

Deputy Mayor Frizzell noted several complaints have been received regarding parking/access to the Terry Fox Sports Complex, specifically for people with mobility issues.

Deputy Mayor Frizzell advised a date and tentative route has been set for the Stanley Cup Parade. Deputy Mayor Frizzell noted the Town received the "Tobacco Free Policy" signage for Town properties from the Province. Councillor Hunt would like to see the APM Centre adopt this policy as well.

5. FINANCE & ADMINISTRATION - Councillor Minerva McCourt

The reports were included in the Council package.

Councillor McCourt noted there was a drawing included in the package displaying the proposed new logo and paint colors for the transit system.

The Committee recognized the efforts of Kim Meunier and Dean Lewis on their work with the scoreboards and the TFSC and saving the Town thousands of dollars.

Councillor McCourt moved

Deputy Mayor Frizzell seconded

RESOLVED:

Council accept the quote from H-Line Enterprises in the amount of \$6,160.00, GST included, to supply infrastructure and install scoreboards at the Terry Fox Sports Complex.

CARRIED 2011-07-1800

Councillor McCourt moved Deputy Mayor Frizzell seconded

RESOLVED:

Council accept the quote from Jamieson Electric and Refrigeration Ltd. in the amount of \$13,674.00, plus GST, to supply and install electrical wiring to scoreboards at the Terry Fox Sports Complex.

CARRIED 2011-07-1801 Councillor McCourt noted the Committee authorized the installation of two street lights on Livingston Crescent.

Councillor McCourt noted the Committee is working with the RCMP, EMS, and various organizations to make the Stanley Cup Parade day a huge success.

Councillor Hunt expressed the need for bus shelters within the Town.

6. COMMUNICATION -Mayor Glen "Barney" Fullerton

Mayor Fullerton congratulated David and June Sanderson, Cornwall Veterinary Clinic, celebrating 20 years in operation.

Mayor Fullerton reported the ground work has begun on the Civic Centre renovation.

7. OTHER The CAO commented the librarian has been advised to purchase the sign for the library.

Councillor Hunt expressed the importance on educating residents on the need of a permit for a pool and fence.

Deputy Mayor Corey Frizzell moved Councillor Minerva McCourt seconded

RESOLVED: It shall be the policy of the Town of Cornwall to remove graffiti from Town property within 24 hours of the notification of the graffiti.

CARRIED 2011-07-1802

Councillor Hunt commented she would like to see the Town promote artists within the Town by providing art classes. She would also like to see the "Youth Drop In"™ program resume when the Civic Centre renovations have been completed.

8. ADJOURNMENT

The meeting adjourned at 8:45 PM _____

GLEN "BARNEY" FULLERTON
MAYOR

KEVIN MCCARVILLE
CAO