municipality of cumberland

PUBLIC COUNCIL SESSION

AGENDA PACKAGE

For the meeting of

Date: Wednesday, September 2, 2020
Time: 6:00 p.m.
Place: Zoom Meeting

AGENDA PACKAGE

PUBLIC COUNCIL

Date: September 2, 2020

Time: 6:00 p.m.

ZOOM MEETING

1. **CALL TO ORDER**

   1.1 O' Canada

   1.2 Roll Call

2. **ADMINISTRATIVE AND PROCEDURAL ISSUES**

   2.1 Approval of Agenda

   2.2
   i. Approval of the minutes of the August 19, 2020 Council session
   ii. Approval of the minutes of the July 29, 2020 Council session
   iii. Approval of the minutes of the July 22, 2020 Council session

   2.3 i. Action List from July 8, 2020 Council meeting

   2.3 ii. Ongoing Actions from Previous meetings

   2.4 Delegations Presentation Petitions

   2.5 Public Hearings

   i. Council has approved First Reading on an Amendment to the Land Use By-Law to rezone PID25176561, North Shore Road, East Wallace. Council is not required to hold a Public Hearing prior to approving second reading. This approval is included under Policy and By-Law Issues later on the agenda.

   ACTION: Conduct Public Hearing

   ii. Council has approved first Reading of Development Agreement PID 25331653, 44 King Street, Parrsboro, Council is now required to hold a Public Hearing on the Agreement prior to approving Second Reading, such agreement is included under Policy and By-Law Issues later on the agenda.

   ACTION: Conduct Public Hearing

3. **STRATEGIC PRIORITIES ISSUES**

   3.1 Highspeed Internet Project

   An update regarding the signing of the agreement with Xplornet and about moving the project forward is included in the meeting package.

   ACTION: Information and discussion

3.1 (i) Congratulations to Staff

A second memo that expresses congratulations and appreciation to Cumberland and Colchester staff that worked on the Highspeed Internet Project for their efforts and leadership on this project.

ACTION: Motion of congratulations and appreciation to Michelle Byers and Mark Austin.

4. **MAJOR ORGANIZATIONAL ITEMS**

4.1 Mechanic Street Park Naming

A memo from staff detailing the results of the social media survey to name the Mechanic Street Park is included in your package

ACTION: Motion to approve the name of the Park.

4.1. (i) Mechanic Street Park Project Update

A memo providing an update on the status of the construction of the park on Mechanic Street in Springhill is also included in the package.

ACTION: Questions and Answers

4.2 Public Consultation – Former Parrsboro Town Hall

A memo det the results of the consultation process on the fate of the former Parrsboro Town Hall is included on the meeting material. There are also a number of related issues that Council needs to discuss and require decisions.

ACTIONS:

A motion to demolish the building located at 4030 Eastern Avenue, Parrsboro;

a motion to work with the Chief Librarian /Library Board to assess the suitability of the CIBC building as a Parrsboro Branch Library;

a motion to initiate discussions with the Parrsboro Playground Committee to determine the suitability of the site for a new playground; and

a motion to work with the Parrsboro and Area Historical Society to explore the installation of interpretive panels, signage, etc. on the site.

5. **ORGANIZATIONAL POLICY/BYLAW ITEMS**

5.1 Second Reading – Amendment to Land Use By-Law to rezone PID25176561, North Shore Road East Wallace.

Council has now approved First Reading and held a Public Hearing (agenda 2.5(i) and needs to consider Second Reading on this amendment.

ACTION: Motion to approve Second Reading and adoption of the By-Law

5.2 Second Reading – Development Agreement - PID25331653, 44 King Street, Parrsboro

Council has now approved First Reading of this Development Agreement and held a Public Hearing (Agenda 25(ii)) and needs to consider Second Reading to approve the Development Agreement

ACTION: Motion to approve Second Reading and adoption of the Development Agreement

5.3 Public Highway Signage By-Law and Tourism Signage Guidelines

A memo and draft Public Highway Signage By-Law are included in the meeting material. Staff will be in attendance to present the background and other relevant information regarding this matter.

ACTION: Motion to approve First Reading

6. **BUSINESS ISSUES**

6.1 Grant Request – Northumberland Boating Association

A memo detailing a grant request from the Northumberland Boating Association in included in the meeting material.

ACTION: Motion to approve the grant request.

6.2 Level II Building Official Certification

We are please to advise Council that one of our staff has successfully completed the Level II Building Official Certification. A memo providing details is included in the meeting material.

ACTION: Congratulations to Melissa

7. **INFORMATION ITEMS**

7.1 46th Annual Provincial Volunteer Award

Information regarding a Virtual Facebook Live Stream Event to be hosted by Communities, Culture and Heritage regarding Volunteer Recognition has been included in the meeting material.

ACTION: For Information

7.2 October Council Meetings

Council meetings have been scheduled for September 2nd, 9th, and 16th. In previous years council has limited the number of meetings or not held any meetings in the month of October due to Municipal Elections.

ACTIONS: Discussion and decision on October 2020 Council meetings.

8. **ADJOURNMENT**

8.1 The Queen

2.2

In March of 2020, in response to the Covid 19 Pandemic, the Minister of Municipal Affairs and Housing declared that Municipal Councils will not meet in person but will instead hold virtual meetings. Under this order Council of the Municipality of the County of Cumberland held Council video meetings via Zoom. This meeting was also streamed live on Facebook.

1. CALL TO ORDER

1.1 Warden Al Gillis called the August 19, 2020 Council session of the Municipality of the County of Cumberland to Order at 6:00 p.m.

1.2 Roll Call

Municipal Clerk, Brenda Moore, called the roll with the following Councillors present: Councillor Marlon Chase; Councillor Joe Van Vulpen, Warden Al Gillis; Councillor Welton, Councillor Barb Palmer, Councillor Dan Rector, Deputy Warden Ernie Gilbert, Councillor Mike McLellan, Councillor Don Fletcher, Councillor Doug; Williams, Councillor Maryanne Jackson; and Councillor Norman Rafuse.

Absent: Councillor Porter

Staff present: Steve Ferguson, Director of Community Development; Andrew MacDonald, Director of Finance; Justin Waugh-Cress, Director of Operations and Public Work; Michelle Byers, Manager of Community Development; Mike Carter, Fire Protection Services Coordinator; Shelley Hoeg, Communications and Executive Assistant to the CAO; Dannie Sampson, IT; and Brenda Moore, Municipal Clerk who recorded the meeting.

Media representatives present:
Bill Martin, Six Rivers News; and Maurice Rees, Shoreline Journal

2. ADMINISTRATIVE AND PROCEDURAL ISSUES

2.1 Approval of Agenda

The agenda was approved with the following addition:
6.2 Transfer Stations

2.2 Approval of the Minutes of the July 22, 2020 Council Meeting

The minutes of July 22, and July 29, 2020 were not available and will be included in the next meeting package.

2.3 Shinimicas Volunteer Fire Department

Chief Jesse Brine and Deputy Chief Matt Mundle were on had to provide a presentation to Council regarding the Shinimicas Fire Department. They elaborated on the losses resulting from the fire that destroyed the file hall, the replacement value of some of this equipment and the obstacles encountered when attempting to rebuild on the present site.
They also explained the plans for the new hall and the new location on which they wish to rebuild. The department is requesting the Municipality provide funding to assist with them construction of the new hall. Warden Gillis thanked the gentlemen for their presentation.

IT WAS MOVED by Councillor van Vulpen seconded by Councillor Rector to move forward with the design and tendering of the Shinimicas Fire Hall Project to the maximum of $770,000 to be funded thru insurance proceeds and long-term debt.

One Objection
MOTION CARRIED

3. STRATEGIC PRIORITIES ISSUES

There are no strategic priorities for this meeting.

4. MAJOR ORGANIZATIONAL ISSUES

There are no Major Organizational items for this meeting.

5. ORGANIZATIONAL POLICY/BYLAW ISSUES

There are no Organizational Policy/Bylaw Issues for todays meeting.

6. BUSINESS ISSUES

6.1 Cumberland Colchester agreement with Xplornet

IT WAS MOVED by Councillor Welton seconded by Councillor Williams that Council authorize the CAO or the Deputy CAO, and the Warden to execute the Agreement with Xplornet as discussed In Camera, conditional on the Municipality of Colchester's approval of the same terms.

No Objections
MOTION CARRIED

IT WS MOVED by Councillor van Vulpen seconded by Councillor Jackson to approve the amendments, as presented in camera, to the Rural Broadband and Connected Communities Agreement between the Municipalities of Cumberland and Colchester, and for that agreement to be executed by the CAO and the Warden.

No Objections
MOTION CARRIED

6.2 Transfer Station

Councillor van Vulpen asked when the transfer station charges are going to be initiated. Andrew explained we have an agreement in place with Global to have card readers installed at the stations, but we have not received the readers yet. He will follow up with them to see when they will arrive.

7. INFORMATION ITEMS

There are no information items for this meeting.

8. ADJOURNMENT

8.1 Adjournment

The meeting was adjourned at 7:13 p.m.

Warden Allison Gillis

Municipal Clerk Brenda Moore

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2.2 ii

In March of 2020, in response to the Covid 19 Pandemic, the Minister of Municipal Affairs and Housing declared that Municipal Councils will not meet in person but will instead hold virtual meetings. Under this order Council of the Municipality of the County of Cumberland held Council video meetings via Zoom. This meeting was also streamed live on Facebook.

1. CALL TO ORDER

1.1 Warden Al Gillis called the July 29, 2020 Council session of the Municipality of the County of Cumberland to Order at 6:00 p.m.

1.2 Roll Call

Municipal Clerk, Brenda Moore, called the roll with the following Councillors present: Councillor Marlon Chase; Councillor Joe Van Vulpen, Warden Al Gillis; Councillor Welton, Councillor Barb Palmer, Councillor Dan Rector, Deputy Warden Ernie Gilbert, Councillor Mike McLellan, Councillor Don Fletcher, Councillor Doug; William s, Councillor Maryanne Jackson; and Councillor Norman Rafuse.

Staff present: Rennie Bugley, Chief Administrative Officer; Steve Ferguson, Director of Community Development; Michelle Byers, Manager of Community Development; Mike Carter, Fire Protection Services Coordinator; Cathy Coon, Administrative Assistant; Shelley Hoeg, Communications and Executive Assistant to the CAO; Amanda MacLeod, Sustainable Communities Marketing Officer; Allie McCormick, Organizational Development and Innovation; Dannie Sampson, IT; and Brenda Moore, Municipal Clerk who recorded the meeting.

Media representatives present:
Bill Martin, Six Rivers News; Darrell Cole, Saltwire; and Maurice Rees, Shoreline Journal

2. ADMINISTRATIVE AND PROCEDURAL ISSUES

2.1 Approval of Agenda

The agenda was approved as presented

2.2 Approval of the Minutes of the July 22, 2020 Council Meeting

The minutes of July 22, 2020 will be included in the next meeting package.

3. STRATEGIC PRIORITIES ISSUES

There are no strategic priorities for this meeting.

4. MAJOR ORGANIZATIONAL ISSUES

4.1 Returning Officer Report

IT WAS MOVED by Councillor Rafuse seconded by Councillor Fletcher to approve the following Tariff of Fees and Expenses for the 2020 Municipal Election:

RETURNING OFFICER

For all services in connection with the municipal election and the Provincial CSAP election, an allowance of $7,500, plus expense allowances.

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ASSISTANT RETURNING OFFICER

(a) For assisting returning officer, for all services in connection with the municipal election and for acting in the absence of the returning officer, an allowance of $6,500. plus, expense allowances.

EXPENSE ALLOWANCE

A returning officer, assistant returning officer, deputy returning officer, poll clerk, and constable are authorized to be reimbursed for expenses
(a) For distance actually travelled by private car, the approved municipal rate per kilometer.
(b) For lunch, an allowance of $15; for supper, an allowance of $20. Receipts are required.

ELECTION COSTS

For advertising, postage, courier services, miscellaneous election supplies, ballot boxes, printing of ballots, election signs, poll books, mileage, rental of a polling stations or temporary office, and other incidental outlays necessary in conducting an election, the amount actually and reasonably spent, supported by invoices.

POLLING STATION RENTAL

For the use of facilities for advance polls and ordinary polling day $220 to $350 for each polling day.

No Objections
MOTION CARRIED

IT WAS MOVED by Councillor Fletcher seconded by Councillor Jackson to approve the use of the Provincial Voters' list as the Preliminary Voters' List.

No Objections
MOTION CARRIED

IT WAS MOVED by Councillor Welton seconded by Councillor van Vulpen that the Municipality conduct the 2020 Municipal Election solely through Alternative Voting.

7 nay votes
6 yeah votes
MOTION DEFEATED

4.2 Parrsboro Sewer

IT WAS MOVED by Councillor Jackson seconded by Councillor Rafuse to hold a Special Council Meeting on September 9, 2020, at 6 o'clock to conduct Public Hearings for the Public Sewer By-Law and the Local Improvement By-Law.

No Objections
MOTION CARRIED

5. ORGANIZATIONAL POLICY/BYLAW ISSUES

There are no Organizational Policy/Bylaw Issues for todays meeting.

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6. BUSINESS ISSUES

6.1 Pugwash Yacht Club-Grant Request

IT WAS MOVED by Councillor Welton seconded by Councillor Williams to provide a grant in the amount of $58,000 to the Pugwash Yacht Club for their infrastructure project with the funding coming from operating reserves.

No Objections
MOTION CARRIED

IT WAS MOVED by Councillor Jackson seconded by Councillor Palmer that Council accept donations on behalf of the Pugwash Yacht Club, and the Municipality provide charitable tax receipts to donors pending receipt of a description of how funds will be used by the Yacht Club and Municipality staff are satisfied with the use of funds.

No Objections
MOTION CARRIED

6.2 Shinimicas Fire Station - Update

It was the consensus of Council to have the Shinimicas Department attend a Council Meeting in August 19, 2020 at 6:00 p.m. to make a presentation to Council on the requirements for the proposed new fire hall and equipment.

6.3 Grant Request – Parrsboro Band Hall

IT WAS MOVED by Councillor Rafuse seconded by Councillor Fletcher to provide a grant in the amount of $3,000 to the Parrsboro Band Hall. Funds to come from Regional Funds.

No Objections
MOTION CARRIED

6.4 Tax Collection Report for May 2020

A Tax Sale Update, Tax Collection Report and Tax Receivable Analysis were included in the meeting material.

6.5 Celebration of Cliffs of Fundy Geopark Designation

IT WAS MOVED by Councillor Chase seconded by Councillor Palmer to approve Councillors Rafuse, Fletcher, Palmer, Welton, and Jackson, Deputy Warden Gilbert and Warden Gillis along with staff Michelle Byers and Rennie Bugley to attend the celebration of the recent designation as a UNESCO Global Geopark and be reimbursed for appropriate expenses.

No Objections
MOTION CARRIED

6.6 Springhill Road Signage

Staff will coordinate a work plan to move this item forward.

7. INFORMATION ITEMS

There are no information items for this meeting.

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8. ADJOURNMENT

8.1 Adjournment
The meeting was adjourned at 7:58 p.m.

Warden Allison Gillis

Municipal Clerk Brenda Moore

DRAFT

22(iii)

In March of 2020, in response to the Covid 19 Pandemic, the Minister of Municipal Affairs and Housing declared that Municipal Councils will not meet in person but will instead hold virtual meetings. Under this order Council of the Municipality of the County of Cumberland held the July 22, 2020 Council video meeting via Zoom. This meeting was also streamed live on Facebook.

1. CALL TO ORDER

1.1 Warden Al Gillis called the July 22, 2020 Council session of the Municipality of the County of Cumberland to Order at 6:00 p.m.

1.2 Roll Call

Municipal Clerk, Brenda Moore, called the roll with the following Councillors present: Councillor Marlon Chase; Councillor Joe Van Vulpen, Warden Al Gillis; Councillor Welton, Councillor Barb Palmer, Deputy Warden Ernie Gilbert, Councillor Don Fletcher, Councillor Doug; Williams, Councillor Maryanne Jackson; and Councillor Norman Rafuse.

Absent with regrets: Councillor Dan Rector, Councillor Mike McLellan

Staff present: Rennie Bugley, Chief Administrative Officer; Steve Ferguson, Director of Community Development; Andrew MacDonald, Director of Finance; Justin Waugh Cress, Director of Operations and Engineering; Shelley Hoeg, Communications and Executive Assistant to the CAO; Amanda MacLeod, Sustainable Communities Marketing Officer; Allie McCormick, Organizational Development and Innovation; Eric Levy, Organizational Development; Dannie Sampson, IT; and Brenda Moore, Municipal Clerk who recorded the meeting.

Media representatives present:
Bill Martin, Six Rivers News; and Maurice Rees, Shoreline Journal

2. ADMINISTRATIVE AND PROCEDURAL ISSUES

2.1 Approval of Agenda

The agenda was approved with the following additions

5.4 MPS/LUB Amendment
6.5 Grant Request- R Bell
6.6 East Cumberland Lodge – Property Acquisition

2.2 (i) Approval of the Minutes of the July 8, 2020 Council Meeting

IT WAS MOVED BY Councillor Fletcher seconded by Councillor Welton to approve the minutes of the July 8, 2020 Council meeting.

No Objections
MOTION CARRIED

2.3 Action Lists and on-going Action List from the July 8, 2020 Council Meeting

The Action Lists were reviewed, and Council was brought up to date on the actions and on-going actions.

2.4 Presentations, Delegations, Petitions, Public Hearing(s)

Deborah Cameron, Commodore and Rebecca Purdy, Vice Commodore, of the Pugwash Yacht Club, gave a presentation and funding request to Council on the proposed

harbour dredging and expansion of the Pugwash Yacht Club. Warden Gillis thanked the ladies for the presentation and advised that Council will discuss this at the July 29, 2020 Council meeting.

2.5 Alternative Voting By-Law

Warden Gillis called the Public Hearing to order at 6:38 p.m. The Warden asked if there had been any submissions from the public. It was confirmed by the Clerk that there had not. The Warden asked Council if there were any comments or questions. Deputy Warden Gilbert asked if the Municipality would need 2 by-laws, one for paper ballots and this one for other methods. Shelley Hoeg Assistant Returning Officer for the Municipality explained traditional paper ballot voting was covered by the Municipal Elections Act and a by-law would not be needed for that aspect of voting. Hearing no other questions or comments, the Warden closed the Public Hearing at 6:41.

3. STRATEGIC PRIORITIES ISSUES

There are no strategic priorities for this meeting.

4. MAJOR ORGANIZATIONAL ISSUES

4.1 Returning Officer Report

This item was deferred until the July 29, 2020 meeting.

4.2 Intellivote Agreements

IT WAS MOVED by Councillor van Vulpen seconded by Councillor Jackson that Council give authority to the CAO to execute an E Vote Service Agreement with Intellevote for the 2020 Municipal Election.

No Objections
MOTION CARRIED

IT WAS MOVED by Councillor Welton seconded by Councillor Palmer that Council authorize the CAO to execute an agreement with Intellevote to allow them to use our voters list for information for the 2020 Municipal Election.

No Objections
MOTION CARRIED

4.3 Priority Issues

The CAO provide a list of priorities in the meeting material that are items that Council should attempt to finish within the current term of office. There was discussion on the importance of these issues and why this Council should bring them to conclusion if possible. The Shinimicas Fire Department replacement and direction from the Federal Government on their intentions to build up the Advocate seawall were added to the list at the meeting.

4.4 Compensation Plan Review

Staff have invited a Councillor to sit on the compensation Plan Review Committee. Warden Gillis volunteered to be on this committee.

5. ORGANIZATIONAL POLICY/BY-LAW ISSUES

5.1 Dr Carson and Marion Murray Ice Allocation Policy

IT WAS MOVED by Councillor van Vulpen seconded by Councillor Rafuse to adopt the Dr. Carson and Marion Murray Ice Allocation Policy.

Municipality of Cumberland 20-XX
Ice Allocation Policy – Draft for Council Consideration on July 22, 2020

1. This Policy is entitled the "Ice Allocation Policy".

2. The purpose of the Ice Allocation Policy is to provide a set of consistent guidelines for all groups wanting to use the ice surface in the Richard Calder Arena (the "Arena"), which is part of the Dr. Carson and Marion Murray Community Centre (the "Community Centre"). This Policy will be implemented in a manner that ensures the Municipality of the County of Cumberland (the "Municipality") is providing fair ice times to users while optimizing facility usage.

3. This Policy applies to all ice user groups who use the Arena.

DEFINITIONS:

4. In this Policy, unless the context otherwise requires:

1) "Community groups" means a not-for-profit organization that offers programs and services to meet the needs of the community.

2) "Cumberland Jr. B Blues" means groups affiliated with Cumberland Jr. B Blues.

3) "Figure Skating Club Association" means groups affiliated with a skating club or groups affiliated with Skate Nova Scotia and/or Skate Canada.

4) "Ice user group" means community groups, Cumberland Jr B. Blues, Figure Skating Club Association, Minor Hockey Association, private, recreational, and schools.

5) "Minor Hockey Association" means groups affiliated with Cumberland County Minor Hockey Association, groups affiliated with another minor hockey association, or groups affiliated with Hockey Nova Scotia and/or Hockey Canada.

6) "Private" means a group or individual requesting for a privately run program or service that is for profit.

7) "Recreational" means a group or individual participating for recreational and/or leisure purposes in an unstructured program for personal satisfaction. This includes groups such as Pick Up Hockey, Cross Border Women's Hockey, and Nova Scotia Community College Hockey.

8) "Schools" means any school within the jurisdiction of Cumberland County.

5. ICE OPERATING SEASON

As a general guideline, the length of the ice season will be from September 1st until April 15th. The length of the season will be determined annually by the Municipality after consultation with local ice user groups. All ice user groups that rent ice on a regular basis will be invited to an annual ice user group meeting.

Generally, the Arena will be closed for regular operations on:

- Labour Day
- Thanksgiving Day
- Remembrance Day
- Christmas Day
- Boxing Day
- New Year's Day
- Heritage Day
- Good Friday
- Easter Sunday

6. TIME DESIGNATION

Fair Time Designation is considered:

- 8:00 am – 5:00 pm (Monday – Friday)

Prime Time Designation is considered:

- 5:15pm- 11:00pm (Monday – Friday)
- 8:00am-11:00pm (Saturday & Sunday)

Statutory Holidays (if applicable)

- 7:00am-12:00am

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7. RATES

The chart below identifies the rates that will be in effect upon the adoption of this Policy.

	RATES (See notes and free ice time groups below)							
	Monday	**Tuesday**	**Wednesday**	**Thursday**	**Friday**	**Saturday**	**Sunday**	**Holidays**
Fair Time 8:00am-5:00pm	$99.00	$99.00	$99.00	$99.00	$99.00	-	-	$128.00
Prime Time 5:00pm-12:00am	$128.00	$128.00	$128.00	$128.00	$128.00	$128.00	$128.00	$128.00

NOTE: ***The rates above are per hour and include HST.***

NOTES AND FREE ICE TIME USER GROUPS

- Cumberland County Minor Hockey Association - 270 hours free; everything above and beyond, $99.00 (including HST) must be paid.
- Tournaments & Special Events affiliated with Cumberland County Minor Hockey or Skating Clubs - Free
- Skating Clubs- 200 hours free; everything above and beyond, $99.00 (including HST) must be paid.
- Community groups – Free
- Schools- Free
- Recreational – As set out in the above table.
- Private – As set out in the above table.
- Tournaments – Free

****Additional hours may be granted if ice is available****

8. ICE ALLOCATION GUIDELINES

The Municipality reserves the right to allocate ice time.

It is recognized that it is advantageous to maintain a reasonable amount of consistency with ice time scheduling from year to year, therefore consideration shall be given to the allocation of ice time based on the previous year, as well as demand.

Ice time is not guaranteed to any ice user group until a final schedule is received and approved by the Municipality.

9. ICE ALLOCATION PROCESS

The table below sets out the process and a tentative timeline for the pre-season allocation of ice time. The Municipality will annually review the timelines for the pre-season allocation of ice time.

Tentative Timeline:	
May 31	Ice rental packages sent to previous ice user groups. Ice rental packages include: • Ice request forms

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August 10	Revisions completed and tentative schedules circulated.

10. ICE RE-ALLOCATION

The Municipality reserves the right to reallocate ice time in the event of cancellations.

11. SPECIAL EVENTS AND TOURNAMENTS

When possible, special event and tournament requests should be submitted at the same time as regular ice requests.

12. GENERAL ICE AND FACILITY MANAGEMENT

Resurfacing/Ice flood schedules

Resurfacing scheduling and timing is at the sole discretion of the Municipality. No persons are allowed on the ice until the ice resurfacing machine and all municipal employees and volunteers have left the ice surface and the ice access doors have been closed.

Resurfacing will normally occur when ice time is complete, and 15 minutes will be scheduled for this work. Ice user groups may request additional resurfacing, which may be provided at the sole discretion of the Municipality.

Dressing Rooms

The Municipality reserves the right to allocate dressing rooms based on the number of participants and/or teams using the ice and other uses occurring in the Arena.

Any damages are to be reported to the Administrative Assistant or the Manager of Recreation Programs and Services at the Community Centre.

Dressing rooms will be available 30 minutes prior to scheduled agreement times and shall be vacated within 30 minutes of the expiration of the agreement time.

Curfew Ice

During special events and seasonal playoffs, all efforts will be made to maintain the scheduled ice times. If a game runs over the scheduled time, subsequent ice user groups will have their times adjusted accordingly. Ice user groups will be charged for extra time at the rates set out in this Policy.

New Organization or Emerging Sport

When reasonable, the Municipality will attempt to allocate ice time to enable establishment of new organizations and emerging ice sports. Ice time allocation will occur once the conditions and criteria outlined in this Policy are met. New organizations and emerging ice sports will be accommodated to provide for and meet community needs and Arena sustainability, while minimizing any adverse effects on existing users.

The Municipality reserves the right to reject applications and requests from users which are incomplete or contain incorrect information.

Payment for Ice Time

As a general principal payment for ice time shall be made at the time of booking or in advance of usage. User groups making commitments(s) for ice time in advance of the season, in accordance with the ice allocation policy, shall be invoiced monthly provided a signed contract is completed. User groups booking ice on a semi-regular basis throughout the season may be invoiced on a weekly basis at the discretion of the Municipality. The Municipality reserves the right to cancel and reallocate ice time due to delinquent accounts.

The nonpayment of invoices issued, or repetitive late payments, may result in the denial of future ice rentals.

Damages

Each ice user group shall be responsible for any damage incurred to the premises or property of the Municipality as a result of any act or omission of the applicant or the group or their members. Damages which occur to the facility shall be the responsibility of the group and individual who signs the rental agreement.

Cancellation

The Municipality will charge an ice user group for booked ice time unless it has been provided with at least 48 hours written notice of a cancellation. If the Municipality is notified of a cancellation in less than 48 hours, the ice user group will not be charged a cancellation fee if the Municipality is able to rebook that ice time with another ice user group.

Cancellation fees will also be waived if the Municipality decides, in its sole discretion, to waive notice due to inclement weather or other unavoidable and unforeseen circumstances.

The Municipality reserves the right to cancel any rental agreement upon notice to the user should the facility be required for emergency purposes.

The Municipality shall not be held responsible for any failure in supplying ice time due to circumstances beyond its control.

14. SUBLET

The ice user group shall not sublet or render to others the facility without written authorization from the Municipality.

15. INSURANCE REQUIREMENTS FOR ALL ICE USERS

All ice user groups must provide current certificates of insurance evidencing coverage as required by the Municipality.

MPS Policy 5-9A: Council shall consider proposals to establish commercial uses in the Lower Density
Residential Zone and Multi-unit Residential Zone by development agreement, subject to the
following criteria:
(a) the proposal shall be located in a conversion of on existing building and/or new construction that meets the scale and character of the surrounding neighbourhood;
(b) any potential nuisance on the surrounding neighbourhood shall be limited by the nature of
the use and/or restrictions placed on the use, such as screening, building design, and limits on
hours of operation; and
(c) the proposal shall meet the development agreement policies of Section 6.3.

No Objections
MOTION CARRIED

5.3 Alternative Voting By-Law
IT WAS MOVED by Councillor Jackson seconded by Councillor Williams to adopt the Alternative Voting By-Law.

Municipality of Cumberland

Alternative Voting By-Law 20-xx

BE IT ENACTED by the Council of the Municipality of the County of Cumberland, under the authority of Section 146A of the *Municipal Elections Act*, 1989 R.S.N.S. c. 300, as amended, as follows:

Short Title

1. This By-law shall be known as the "Alternative Voting By-law".

Definitions

2. In this by-law:

(a) "Act" means the *Municipal Elections Act*, 1989 R.S.N.S. c. 300, as amended;

(b) "advance poll" means the Tuesday immediately preceding ordinary polling day; and either

(i) one other day fixed by the Council by resolution that is either Thursday, the ninth day before ordinary polling day, or Saturday the seventh day before ordinary polling day; or

(ii) if Council has delegated its authority to fix a day to the Returning Officer, one other day fixed by the Returning Officer that is either Thursday, the ninth day before ordinary polling day, or Saturday the seventh day before ordinary polling day;

(c) "alternative polling days" means any hours and dates fixed by a resolution of Council for alternative voting;

(d) "alternative voting" means voting by telephone or via the internet and includes a combination of telephone and internet voting;

(k) "elector" means a person:
  (i) qualified to vote pursuant to the Act and the Education Act; and
  (ii) entitled to vote for an election pursuant to section 7 of this by-law;

(l) "final list of electors" means the final list of electors completed pursuant to section 40 of the Act;

(m) "friend voter" means a friend who votes for an elector pursuant to section 9 of this by-law;

(n) "internet ballot" means an image of a ballot on a computer screen including all the choices available to an elector and the spaces in which an elector marks a vote;

(o) "municipality" means the Municipality of the County of Cumberland;

(p) "normal business hours" means the time between 8:30 am and 4:30 pm Monday through to and including Friday;

(q) "ordinary polling day" means the third Saturday in October in a regular election year and in the case of any other election means the Saturday fixed for the election;

(r) "PIN" means the Personal Identification Number issued to an elector for alternative voting on alternative polling days;

(s) "plebiscite" means a plebiscite directed to be held by the Council pursuant to section 56(2) of the *Municipal Government Act;*

(t) "proxy voter" means an elector who votes by a proxy pursuant to the Act*;*

(u) "regular election year" means 2016 and every fourth year thereafter;

(v) "rejected ballot" means the refusal by an elector to accept a ballot in a race;

(w) "Returning Officer" means a Returning Officer appointed pursuant to the Act*;*

(x) "seal" means to secure the ballot box and prevent internet and telephone ballots from being cast;

(y) "special election" means a special election held pursuant to the *Act*, including a special election for a vacancy on a school board;

(z) "spoiled ballot" means an internet ballot or telephone ballot marked by an elector indicating a refusal to cast a vote for any candidate in a race;

(za) "system" means the technology, including software, that:
  (i) records and counts votes; and
  (ii) processes and stores the results of alternative voting during alternative polling days;

(zb) "System Elections Officer" means:
  (i) a person who maintains, monitors, or audits the system, and
  (ii) a person who has access to the system beyond the access necessary to vote by alternative voting.

(zc) "telephone ballot" means:
  (i) an audio set of instructions which describes the voting choices available to an elector; and
  (ii) the marking of a selection by an elector by depressing the number on a touch tone keypad;

Alternative Voting Permitted

3. Subject to this by-law, alternative voting shall be permitted on alternative polling days.

Notification of Electors

4. (1) The Returning Officer shall cause notice of alternative polling days to be

(a) identify the title "Election for Mayor" or "Election for Councillor" or "Election for School Board Member", as the case may be;

(b) identify the names or names by which they are commonly known of the candidates with given names followed by surnames, arranged alphabetically in order of their surnames and, where necessary, their given names, and

(c) warn the elector to "vote for one candidate only" or "vote for not more than (the number of candidates to be elected) candidates" as the case may be.

(2) No title, honour, decoration or degree shall be included with a candidate's name on an internet ballot or telephone ballot.

Oath

6. Any oath that is authorized or required shall be made in the form specified by the Act.

Electors

7. No person shall vote by alternative voting unless:

(a) the person's name appears on the final list of electors on the date chosen by Council for the final list of electors to be completed pursuant to section 40 of the Act; or

(b) the person's name does not appear on the final list of electors and:

(i) the person appears before the Returning Officer or the Deputy Returning Officer during normal business hours during alternative polling days; and

(ii) the person swears an oath in the prescribed by the Act.

Proxy Voting

8. A proxy voter shall not vote for an elector by alternative voting.

Friend Voting

9. (1) A friend voter shall only vote for an elector by alternative voting if:

(a) an elector is unable to vote because:

(i) the elector is blind;

(ii) the elector cannot read; or

(iii) the elector has a physical disability that prevents him or her from voting by alternative voting.

(b) the elector and the friend appear, in person, before the Returning Officer or the Deputy Returning Officer and take the prescribed oaths.

(2) A candidate shall not act as a friend voter unless the elector is a child, grandchild, brother, sister, parent, grandparent, or spouse of the candidate.

(3) The elector shall take an oath in the form prescribed by the Act providing that he or she is incapable of voting without assistance.

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Voting

10 (1) The system shall put internet ballots and telephone ballots cast by an elector in the ballot box.

(2) The system shall put spoiled ballots in the ballot box.

Seal

11. (1) Where alternative voting closes before the close of the polls on ordinary polling day, the system shall seal the ballot box until after the close of the poll on ordinary polling day.

(2) The system shall seal the ballot box even where fewer than ten persons from any polling district voted for a candidate during alternative polling days.

List of persons who voted

12. Where alternative voting closes before the close of the polls on ordinary polling day, the system shall:

(a) generate a list of all electors who voted by alternative voting; and

(b) on the Final List of Electors cause a line to be drawn through the name of all the electors who voted during alternative polling days.

13. (a) A printed and electronic copy of the lists under section 12 shall be delivered to the Returning Officer within 24 hours of the close of alternative voting.

(c) Where alternative voting closes at the close of the polls on ordinary polling day, the system shall generate a list of all electors who voted by alternative voting.

Counting

14. (1) At the close of ordinary polling day, the system shall generate a count of the telephone ballots and internet ballots in the ballot box that were cast for each candidate during alternative polling days.

(2) In counting the votes that were cast for each candidate during alternative polling days, the system shall count spoiled ballets and shall not count rejected ballots.

Tallying of Spoiled Ballots

15. At the close of ordinary polling day, the system shall tally the number of spoiled ballots that were cast during alternative polling days and the tally shall be delivered to the Returning Officer.

Recount by System

16. In the event of a recount, the system shall regenerate the election count and a printed copy of the regenerated count shall be given to the Returning Officer.

17. If the initial count and the regenerated count match, the regenerated count shall be the final count of the votes cast by alternative voting.

18. (1) If the regenerated count and the initial count do not match, the Returning Officer shall:

a) direct one final count be regenerated by the system of the votes cast by alternative voting, and

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Secrecy

20. An election officer and system election officer shall maintain and aid in maintaining the secrecy of the voting.

21. Every person in attendance at a polling station, or at the counting of the votes, shall maintain and aid in maintaining the secrecy of the voting.

Other Methods of Voting

22. If voting via the Internet through the unsupervised use of a personal computing device is permitted during an election, voting shall be permitted by some other means on each advance polling day and on ordinary polling day.

Severability

23. If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

Prohibitions

24. No person shall:

(a) use another person's PIN to vote or access the system unless the person is a friend voter;

(b) take, seize, or deprive an elector of his or her PIN; or

(c) sell, gift, transfer, assign or purchase a PIN.

25. No person shall:

(a) interfere or attempt to interfere with an elector who is casting an internet ballot or telephone ballot;

(b) interfere or attempt to interfere with alternative voting; or

(c) attempt to ascertain the name of the candidate for whom an elector is about to vote or has voted.

26. No person shall, at any time, communicate or attempt to communicate any information relating to the candidate for whom an elector has voted.

Offences and Penalty

27. (1) A person who:

(a) violates any provision of this by-law; or

(b) permits anything to be done in violation of any provision of this by-law; is guilty of an offence.

(2) A person who contravenes subsection (1) of this section is guilty of an offence and is liable, on summary conviction, to a penalty of not less than five thousand dollars and not more than ten thousand dollars and in default of payment, to imprisonment for a term of two years less a day, or both.

(3) In determining a penalty under subsection (2), a judge shall take into account:

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No Objections
MOTION CARRIED

5.4 MPS LUB Amendments

IT WAS MOVED by Councillor Chase seconded by Deputy Warden Gilbert to approve first reading of the following proposed Municipal Planning Strategy/Land Use By-Law amendments

MPS Amendments to Consider:
3.2 Key Directions.
Add recognizing Geo-Hazards when siting developments.
4.6.3 Floodplains.
Change the name of Environmental Zone to better reflect the floodplain hazard.
4.6.7 Geo-Hazards.
Add policy statement directing development away from and/or protect against geological hazards.
Policy 4-5: Public Streets.
Restrict new Public Streets to contiguous connections with existing Public Streets.
Policy 4-7: Private Roads. Permit Private Roads in other zones where it would be unsustainable to maintain new public streets. Restrict new private roads from wildlife corridors, flood zones and geohazards.
Policy 5-35 Rezoning. Add Geo-Hazards and protecting wildlife corridors to the list of items for consideration by Council when approving a rezoning.
Policy 6-19 Amending the land Use By-law & Adopting Development Agreements. Add Geo-Hazards and protecting wildlife corridors to the list of items for consideration by Council before approving a Development Agreement.

LUB Amendments to Consider:
3.3.4 Location Certificates. Change "dwelling" to "building" (Housekeeping).
4.4.2 Existing Undersized Lots. Add table of minimum lot sizes for undersized lots in other zones.
4.16.2 Watercourse & Shoreline Buffers. Consider a reduced buffer of 15m for RV Parking sites.
4.74 Non-conforming Structures. Make it clear that non-dwellings can't be replaced in different location and still be non-conforming (housekeeping).
5.20 Woods Cabins. Add Wilderness cabin as a use (to align with new Building Regulations)
5.21A Recreational Vehicle Parking Sites.
• Clarify that parking sites are only required for permanent parking (more than 4 months a year).
• Allow on existing undersized lots in the RRec, under 900m2
• Specify that RV Parking Sites are permitted as a main use and permitted on undersized lots.
8.1 Lower Density Residential Zone.
Add grouped dwellings, multi-units and townhouses by site plan agreement.
Allow conversion of large older homes to multi-unit by site plan agreement.
Allow conversion of large older homes for four or fewer housekeeping units by site plan agreement.
Allow conversion of large older homes for more than four housekeeping units by development agreement.
8.1.5 (also 9.1.5,11.4.5, and 11.6.5) Permit taller accessory buildings by site plan agreement in CMix, RLow RCou RRec zones.
8.1.6 Special Requirements. (also 11.1.6,11.2.6,11.5.6,12.8.7,12.9.7,12.10.7 [+typo in numbering] and
12.11.7) Allow one dwelling and one short-term rental per lot instead of one or the other in all zones.
9.1 Mixed-use Zone.

Clarify the total number of dwelling units and/or housekeeping units is four or fewer per lot (Housekeeping).
12.1 Highway Commercial Zone.
Add certain uses allowed in the General Commercial Zone by Site Plan Agreement.
12.4 Commercial Recreation Zone.
12.4.2B Require Campgrounds and Recreational Vehicle Parks to obtain approval by Site Plan Agreement.
12.8 Wellfield 2B Zone.
12.8.3 (b) correct reference to Flood Fringe Overlay (housekeeping).
12.11.3 Wellfield Zone WB3. Permit the expansion of a conforming use or Level 2 Home Based Business by site plan agreement.
12.11.4 Consider permitting other uses compatible with a 25-year time-of-travel by Development
Agreement (rezoning is not possible in wellfields).
13 Site Plan Approval Criteria.
Add criteria for additions mentioned above.
14 Definitions.
Agro-Tourism/Agricultural related industries. Clarify differences.
Heavy commercial. Add definition for Heavy Commercial.
Residential Facility. Expand definition to be clear that these include special care facilities such as nursing homes, group homes.
Sports Field. Add definition.

No Objections
MOTION CARRIED

6. BUSINESS ISSUES

6.1 Parrsboro Lions Arena

IT WAS MOVED by Councillor Rafuse seconded by Councillor Fletcher to approve a grant in the amount of $2,500 from Regional Grants for the Parrsboro Lions Arena.

6 Nay Votes
5 Yay Votes
MOTION DEFEATED

6.2 Grant Request – Geological Association

IT WAS MOVED by Councillor Chase seconded by Councillor Welton to approve a grant in the amount of $2,500 for Cumberland Geological Association. Funds to come from Regional Grant Funds.

No Objections
MOTION CARRIED

6.3 Council Meetings

IT WAS THE CONSENSUS of Council that there would be no regularly scheduled Council Meetings in August. If it becomes necessary to hold a Council Meeting the CAO will notify Council well in advance of calling a meeting.

6.4 Mechanic Street Park Naming

IT WAS MOVED by Councillor Chase seconded by Councillor Jackson to direct staff to proceed with the Park naming project.

No Objections
MOTION CARRIED

6.5 Distinguished Persons Grant Request

INFORMATION ITEMS

7.1 Provincial Volunteer Recognition

An email from the Department of Communities Culture and Heritage updating Council on plans for holding the Provincial Volunteer Award Celebration as a broadcast style virtual Facebook livestream event on Monday, September 28, 2020.

8. ADJOURNMENT

8.1 Adjournment

The meeting was adjourned at 7:38 p.m.

Warden Allison Gillis

Municipal Clerk Brenda Moore

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2.3

MUNICIPALITY OF THE COUNTY OF CUMBERLAND

ACTION LIST

Public Council Meeting
July 8, 2020

Action List from The Wednesday, July 8, 2020 Public Council Meeting	Responsibility	Completion
1. Complete and distribute Action List.	Rennie	Completed
2. Complete and distribute Meeting Minutes.	Brenda	Completed
3. Post draft minutes on our website within 24 hours of the meeting.	Shelley	Completed
4. CAO to submit a FOIPOP application to Department of Municipal Affairs and Housing to request information regarding: i) sewer system funding ii) the Financial Sustainability Grant iii) the loss of funding for police officers under the Additional Officers Program	Rennie	
5. Forward correspondence to the Nova Scotia Utility and Review Board requesting they review the Orders with respect to dissolution of the former Towns of Springhill and Parrsboro and determine if the results were in fact in the best interest of all residents of the restructured municipality.	Rennie	
6. Forward correspondence to the Premier copied to Minister of Justice and the Minister of Municipal Affairs requesting the Province consider legislating Amendment 11 out of the contract for municipal police services.	Rennie	
7. Forward correspondence to all Municipalities with municipal police services requesting they provide a letter of support for Cumberland's request to the Premier and the two Ministers that the Province consider legislating Amendment 11 out of the contract for municipal police services.	Rennie	
8. Request support from the NS Federation of Municipalities and the Association of Municipal Administrators for our request that the Province	Rennie	

consider legislating Amendment 11 out of the contract for municipal police services		
9. Forward correspondence to the Premier copied to Minister of Justice and the Minister of Municipal Affairs requesting the Province reimburse the Municipality of Cumberland for legal fees incurred managing the APA issue.	Rennie	
10. Staff to advertise Public Hearing and 2nd Reading of the proposed amendment to rezone PID 25176561, 45 North Shore Road, East Wallace to Commercial Recreation.	Nelson Will	
11. Have the Ice Allocation Policy added to the July 22nd Council agenda for adoption.	Steve Rachael Shelley	On agenda as item 5.1
12. Staff to follow up on approval of a remittal in the amount of $244.64 to adjust the 2019 commercial tax levy portion on AAN 02849577.	Kim Jen M	
13. Staff to follow up on a **regional grant** in the amount of $2500 for Cumberland County Exhibition.	Melanie Shelby	Complete
14. Staff to follow up on a **regional grant** in the amount of $3,000 to repair and reinstall the docks at Dingy Beach.	Melanie Shelby	Complete
15. Staff to follow up on a **regional grant** in the amount of $2,500 to Amherst Little League, conditional on the Amherst Little League Program going forward this year.	Melanie Shelby	Not going forward
16. Staff to follow up on the approval of the reallocation of the Town of Oxfords Arena grant in the amount of $18,500 to Regional Grant Funds.	Vicki Melanie	Complete
17. Advise the Cumberland YMCA that their 2nd quarterly installment in the amount of $33,066 has been approved.	Steve	
18. Advise the Mayor of Colchester that the Warden and CAO have been approved to represent the Municipality on a joint committee to discuss a permanent memorial for the victims of the April 18 and 19 tragedy.	Brenda	Completed

19. Follow up on the direction of Council to open the Glooscap Campground to transient campers.	Steve	
20. Staff were directed to waive the hiring provisions of the Personnel Policy for hiring additional staff for the 2020 camping season for the Glooscap Campground and to have a person hired in the near future.	Steve Allie	Complete
21. Follow up on the direction of Council to increase the budget for the Parrsboro Whitehall Road Culverts Replacement Project to $150,00 with the additional funds to come from Gas Tax Reserve Funds; and to award the contract for Tender T-MCC-2006, Parrsboro Whitehall Road Culverts Replacement to Cumberland Paving in the amount of $108,352.50 plus HST; and that the paving be packaged with other work and tendered separately.	Justin Jon E	Complete

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2.3(i)

MUNICIPALITY OF THE COUNTY OF CUMBERLAND

ONGOING ACTION LIST
(Public Council Meetings)

Ongoing Action Lists From Previous Public Council Meetings	Responsibility	Completion
1. Move forward with a mail-out to gather feedback on the property at 4030 Eastern Avenue.	Amanda Macleod	Ongoing
2. Follow up on ice usage reports to measure whether enrolments in programs increase due to free ice time.	Steve Rachael	Anticipated this item will be completed in December 2020
3. Prepare a communication on Council's decision for free ice time.	Shelley	Ongoing in conjunction with other items related to this issue.
4. Provide an update on the replacement of street signs project for Springhill.	Maggie Communities in Bloom	Ongoing
5. Follow up on the approval of the grant to RHJADA, $2,250 from District 2	Melanie	Pending land transaction
6. Follow up on the approval of the following Demolition Orders: (i) Property located at 6 North Greville Rd, Port Greville, N.S.	Ron M.	Pending
7. Follow up on the approval for staff to investigate the need and cost of backup power for the Community Centre.	Mike J. The plan is to put plugs in the two larger rooms to accommodate the present generators at the Center. This work will be done from EMO's present year's budget and should be completed by end of March. The larger picture of a generator and separate switch panels is more complicated, and I hope to have a total cost for this in Spring.	
8. Prepare a report regarding the potential incremental collection costs and tipping fees for not for profit organizations.	Ron M. Justin	Ongoing, Acquiring info delayed due to pandemic
9. Follow up on the approval of Council to relocate the Carnegie Medal currently located in the former Town Hall building to the Dr. Carson and Marion Murray Community Center.	Jon E. Rachel	Ongoing

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10. Defer the grant request of the Chignecto Glooscap Snowmobile Association to a future meeting pending information on the eligibility of the assoc'n to receive a 50% rebate on HST.	Andrew Steve	Pending info re: HST Rebate
11. Follow up on the approval of the Programs and Services Review, including the following: a. Discussions with Municipal Affairs staff regarding information requirements and support. b. Develop an Action List with responsibilities and timelines.	Rennie Andrew	Ongoing
12. Complete a document that details a program that encourages voter turnout, candidate interest, and women candidates for the 2020 municipal election.	Rennie Shelley	Ongoing

municipality of cumberland

2nd

2.5(1)

MEMORANDUM

TO: Warden and Council

FROM: Nelson Bezanson, Municipal Planner

DATE: **September 2**, 2020

RE: **Second Reading on amendment to Land Use Bylaw to rezone PID 25176561, 45 North Shore Road, East Wallace**

Background: On June 2, 2020, Planning staff received an application from Matina Jost, President of 3336894 Nova Scotia Limited (the "applicant") regarding the property at 45 North Shore Road, PID 25176561 (the "subject property").

The subject property is owned by 3336894 Nova Scotia Limited and is located in the community of East Wallace. The property is undeveloped and is approximately 23 hectares (57 acres) with 760m (2500 ft) of frontage on Lazy Bay. The application is to rezone the property to Commercial Recreation to permit the development of an RV Park and Campground in up to 3 phases (phasing plan attached).

Regulatory and Land Use Context:
Current Zone: Recreational Residential
Proposed Zone: Commercial Recreation

The subject property is designated as *Resource* on Schedule A of the Municipal Planning Strategy and zoned as *Recreational Residential*.
The current Recreational Residential. (RRec) zoning of the property does not permit the development of an RV Park or Campground.



A majority of the neighboring properties are cultivated fields, a horse pasture and a few dwellings. The property to the west has a small motorcycle campground.

Rezoning the property to Commercial Recreation (CRec) would allow the development of an RV Park and Campground, is consistent with the Resource Designation, and is supported by MPS Policy 4-66A: *"Council shall, in the Land Use By-law, create the Commercial Recreation Zone, intended to permit outdoor commercial recreation uses, such as campgrounds, RV parks, golf course, and driving ranges. Permitted uses shall include outdoor commercial recreation operations, limited residential development, and a limited range of supportive commercial uses. Zone standards shall be in keeping with the large area of land these uses require for the activity, parking, and on-site services."*

Next Steps: If council approves second reading, staff will prepare advertisements for the adoption of the amendment and the appeal period. The amendment will be completed upon the passing of the appeal period.

Recommendation: Give second reading to and approve the proposed amendments to the Land Use Bylaw.

Alternative: Council can decide to reject the proposed amendment, or request that further information be provided.

public hearing comments

Zella Perry <zperry@ns.sympatico.ca>

Thu 2020-08-13 4:35 PM

To: Will Balser <wbalser@cumberlandcounty.ns.ca>

This is in response to your ad in the Chronicle Herald on Aug 12, 2020.
Wallace Area Development Association is a society of community volunteers interested in making this area a better place to live and prosper. We feel the proposed RV Park at East Wallace will add to the betterment of our community by attracting more people to the North Shore who will make use of our amenities, both commercial and recreational. WADA volunteers have worked to develop the Lazy Bay hiking trail on the adjoining property and should expect increased enjoyment of the trail. WADA fully endorses this project and offers our unqualified support.
Doug Perry, North Wallace
President, WADA

municipality of cumberland

2.5(i)

MEMORANDUM

TO: Warden and Council

FROM: Will Balser, Junior Planner

DATE: September 2, 2020

RE: **Second Reading: Development Agreement PID 25331653, 44 King St., Parrsboro**

Background: Planning staff have received an application from the Parrsboro Band Association, (the "applicant") regarding the property at 44 King St, Parrsboro, PID 25331653 (the "subject property").

The subject property is owned by the Parrsboro Band Association and is located in the community of Parrsboro. The property is a former church currently used as a Band Hall / Concert Space. The application is to permit a liquor license as an accessory use at the facility.

A majority of the neighboring properties are single family dwellings and an elementary and high schools. The property is very close (120m) from Upper Main St.

Regulatory and Land Use Context:
Current Zone: Low Density Residential

The subject property is designated as *Residential* on Schedule A of the Municipal Planning Strategy and zoned as *Low Density Residential*.

The current zoning of the property permits commercial, (including a liquor license) by development agreement.

MPS Policy 5-9A: Council shall consider proposals to establish commercial uses in the Lower Density Residential Zone and Multi-unit Residential Zone by development agreement, subject to the following criteria:

(a) the proposal shall be located in a conversion of an existing building and/or new construction that meets the scale and character of the surrounding neighbourhood;

(b) any potential nuisance on the surrounding neighbourhood shall be limited by the nature of the use and/or restrictions placed on the use, such as screening, building design, and limits on hours of operation; and

(c) the proposal shall meet the development agreement policies of Section 6.3.

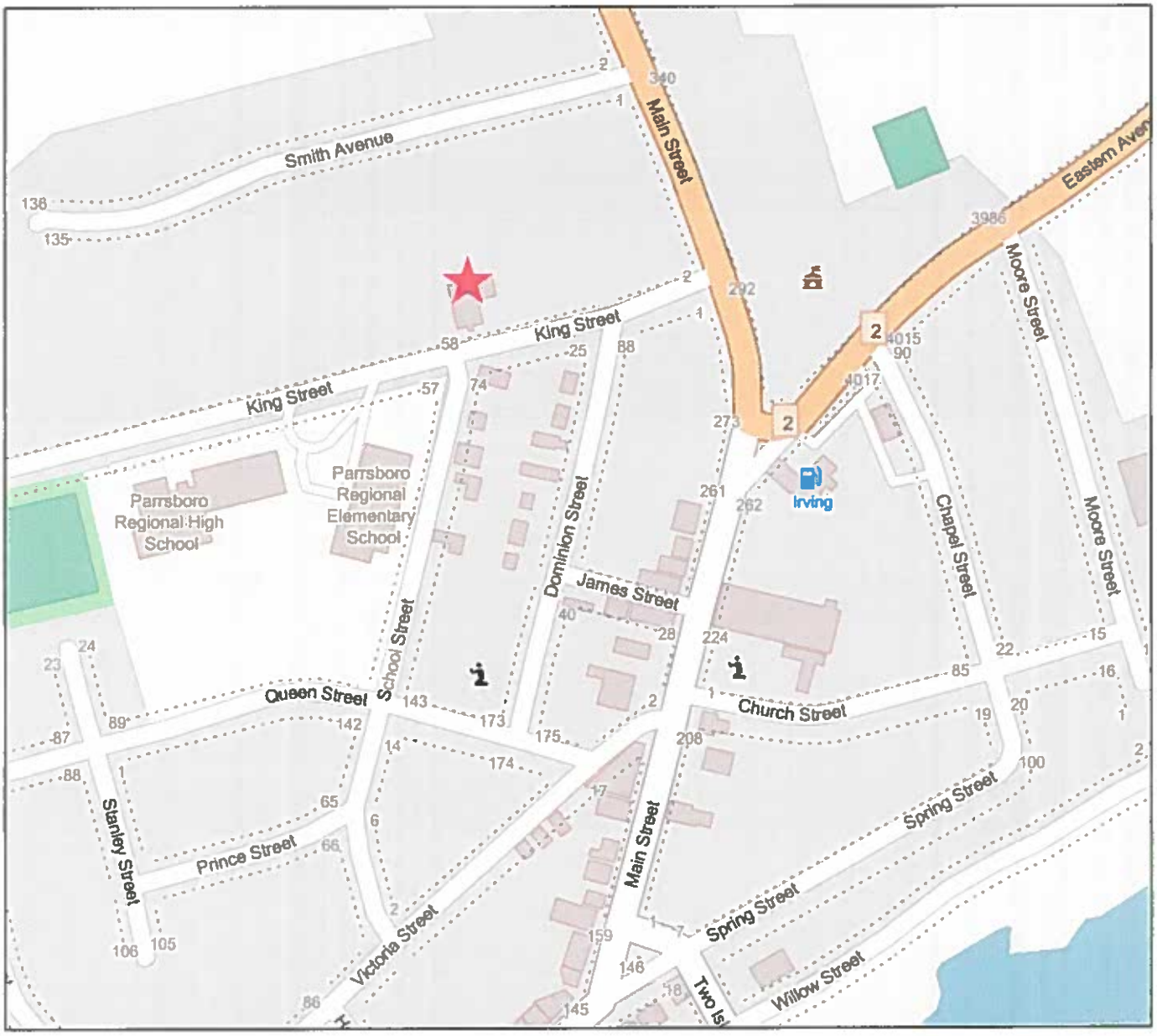


Figure 1: Location

Next Steps: If council approves second reading, staff will prepare advertisements for the adoption of the Development Agreement and the appeal period. The agreement will be completed upon the passing of the appeal period, and the signature of all parties.

Recommendation: **Give second reading to and approve the proposed Development Agreement**

Alternative: Council can decide to reject the proposed agreement, or request that further information be provided.

THIS AGREEMENT made this ___ day of _____, 2020

BETWEEN:

PARRSBORO BAND ASSOCIATION, a society, incorporated pursuant to the laws of the Province of Nova Scotia (hereinafter the "**Developer**")

OF THE FIRST PART

- and -

MUNICIPALITY OF THE COUNTY OF CUMBERLAND, a municipal body corporate, incorporated pursuant to the laws of the Province of Nova Scotia (hereinafter the "**Municipality**")

OF THE SECOND PART

WHEREAS:

I. The Developer is the registered owner of certain lands located at 44 King Street, Parrsboro, Nova Scotia and which lands are more particularly described in Schedule "A" attached hereto (hereinafter the "Lands");

II. The Developer wishes to obtain permission pursuant to section 8.1.4 of the Municipality's Land Use Bylaw to use the Lands for commercial purposes and in particular for a licensed liquor establishment;

III. The Lands are situated within an area designated "Residential" on the Future Land Use Map of the Municipality's Municipal Planning Strategy and zoned "Lower Density Residential" on the Zoning Map and the Land Use By-Law;

IV. Policy 5-9A of the Municipal Planning Strategy and section 8.1.4 of the Land Use Bylaw allow council to consider the proposed development of the Lands only by development agreement;

V. On _____, 2020, Council for the Municipality approved the above-noted request;

THEREFORE in consideration of the benefits accrued to each party from the covenants herein contained, the parties agree as follows:

PART 1: GENERAL REQUIREMENTS AND ADMINISTRATION

1.1 Applicability of Agreement

The Developer agrees that the Lands shall be developed and used only in accordance with and subject to the terms and conditions of this Agreement.

1.2 Applicability of Land Use By-law and Subdivision By-law

Except as otherwise provided for herein, the development, use and subdivision of the Lands shall comply with the requirements of the Land Use By-Law and the Subdivision By-law for the Municipality of the County of Cumberland.

1.3 Applicability of Other By-laws, Statutes and Regulations

1.3.1 Further to section 1.2, nothing in this Agreement shall exempt of be taken to exempt the Developer, lot owner or any other person from complying with the requirements of any by-law of the Municipality applicable to the Lands (other than the Land Use By-law and to the extent varied by this Agreement), or any other statute or regulation of the Provincial or Federal Government and the Developer or Lot Owner agree(s) to observe and comply with all such laws, by-laws and regulations, as may be amended from time to time, in connection with the development and use of the Lands.

1.3.2 The Developer shall be responsible for securing all applicable approvals associated with the on-site and off-site servicing systems required to accommodate the development, including but not limited to sanitary sewer system, water supply system, storm water sewer and drainage system and utilities. Such approvals shall be obtained in accordance with all applicable by-laws, standards, policies, and regulations of the Municipality and other approval agencies.

1.4 Conflict

1.4.1 Where the provisions of this Agreement conflict with those of any by-law of the Municipality applicable to the lands (other than the Land Use By-law to the extent varied by this Agreement) or any provincial or federal statute or regulation, the higher or more stringent requirements shall prevail.

1.4.2 Where the written text of this Agreement conflicts with the information provided in any schedules attached to this Agreement, the written text of this Agreement shall prevail.

1.5 Costs, Expenses, Liabilities and Obligations

The Developer shall be responsible for all costs, expenses, liabilities and obligations imposed under or incurred in order to satisfy the terms of this Agreement and all Federal, Provincial and Municipal laws, by-laws, regulations and codes applicable to the Lands.

1.6 Provisions Severable

The provisions of this Agreement are severable from one another and the invalidity or unenforceability of one provision shall not affect the validity or enforceability of any other provision.

PART 2: DEFINITIONS

2.1 Words Not Defined under this Agreement

All words unless otherwise specifically defined herein shall be as defined in the applicable Land Use By-law and Subdivision By-Law.

2.2 Definitions Specific to this Agreement

The following words used in this Agreement shall be defined as follows:

(a) "Lands" shall mean certain lands located at 44 King Street, Parrsboro, Nova Scotia and which lands are more particularly described in Schedule "A" attached hereto;

PART 3: USE OF LANDS, SUBDIVISION AND DEVELOPMENT PERMITS

3.1 Permitted Uses of the Lands

The use(s) of the Lands permitted by this Agreement are the following:

(a) A licenced liquor establishment; and
(b) Those uses permitted in the underlying zoning by the Land Use By-law, as amended from time to time.

3.2 Hours of Operation

3.2.1 Alcohol may only be served until 12:00 a.m.

3.2.2 Amplified sound may only be permitted inside the building on the Lands until 11:30pm daily. There shall be no amplified sound permitted outside the building on the Lands at any time. For the purpose of this Agreement the term "amplified sound" shall mean sound increased in volume through the use of electronic equipment such as speakers or amplifiers.

3.3.3 The business operated on the Lands shall be permitted to operate as follows:

Monday through Thursday from 12pm to 12:00 a.m.; and

Friday through Sunday from 12pm to 1:00 a.m.

3.4 Signage

3.4.1 In addition to signs permitted under the Land Use By-law, one wall sign shall be permitted provided it does not exceed a sign area of 0.8 square meters per lineal meter of the wall on which the sign is affixed. The said sign does not have to adhere to sections 7.15.1 (a) and 7.15.1(b) of the Land Use By-law.

3.4.2 The sign referred to in section 3.4.1 must adhere to section 7.5 of the Land Use By-law.

PART 4: AMENDMENTS

4.1 Substantive Amendments

The following items are considered by both parties to be substantive and may not be changed or altered except by amendment to this Agreement in the form of a further development agreement incorporating the intended change:

(a) Permitted uses as outlined in section 3.1 of this Agreement; and

(b) Hours of Operation as outlined in section 3.2 of this Agreement.

4.2 Non-Substantive Amendments

4.2.1 All matters in this Agreement not specified in section 4.1 above are non-substantive matters which may be changed or altered without a public hearing, but with the written consent of Council, provided that Council determines that the changes do not significantly alter the intended effect of this Agreement.

4.2.2. A discharge of this Agreement shall not be a substantive matter and may therefore be discharged by Council at the request of the Developer.

PART 5: REGISTRATION, EFFECT OF CONVEYANCES AND DISCHARGE

5.1 Registration

A copy of this Agreement and every amendment or discharge of this Agreement shall be recorded at the Land Registration Office for Cumberland County, Nova Scotia and the Developer shall incur all costs in recording such documents.

5.2 Subsequent Owners

5.2.1 This Agreement shall be binding upon the parties hereto, their heirs, successors, assigns, mortgagees, lessees and all subsequent owners, and shall run with the Lands which are the subject of this Agreement until this Agreement is discharged by Council.

5.2.2 Upon the transfer of title to the Lands or any part of the Lands, the subsequent owner(s) thereof shall observe and perform the terms and conditions of this Agreement.

5.3 Commencement of Development

5.3.1 In the event that development on the Lands has not commenced within one (1) year from the date of registration of this Agreement at the Land Registration Office, as indicated herein, the Agreement shall have no further force or effect and henceforth the development of the Lands shall conform with the provisions of the Land Use By-law.

5.3.2 For the purposes of this section, commencement of development shall mean the issuance of a development permit for the permitted use of a licensed liquor establishment.

5.4 Discharge of Agreement

5.4.1 If the Developer fails to complete the development within two (2) years from the date of the registration of this Agreement at the Land Registration Office Council may review this Agreement, in whole or in part, and may:

(a) Retain this Agreement in its present form;
(b) Negotiation an new agreement; or
(c) Discharge this Agreement.

PART 6: ENFORCEMENT AND RIGHTS AND REMEDIES ON DEFAULT

6.1 Enforcement

The Developer agrees that any officer appointed by the Municipality to enforce this Agreement shall be granted access onto the Lands during all reasonable hours without obtaining consent of the Developer. The Developer further agrees that, upon receiving written notification from an officer of the Municipality to inspect the interior of any building located on the Lands, the Developer agrees to allow for such inspection during any reasonable hour within twenty-four hours of receiving such request.

6.2 Failure to Comply

If the Developer fails to observe or perform any condition of this Agreement after the Municipality has given the Developer thirty (30) days written notice of the failure or default, then in each such case:

(a) The Municipality shall be entitled to apply to any court of competent jurisdiction for injunctive relief including an order prohibiting the Developer from continuing such default and the Developer hereby submits to the jurisdiction of such Court and waives any defense based upon the allegation that damages would be an adequate remedy;

(b) The Municipality may enter onto the Lands and perform any of the covenants contained in this Agreement or take such remedial action as is considered necessary to correct a breach of this Agreement, whereupon all reasonable expenses whether arising out of the entry onto the Lands or from the performance of the covenants or remedial action, shall be a first lien on the Lands as be shown on any tax certificate issued under the *Assessment Act*;

(c) The Municipality may by resolution discharge this Agreement whereupon this Agreement shall have no further force or effect and henceforth the development of the Lands shall conform to the provisions of the Land Use By-law; or

(d) In addition to the above remedies, the Municipality reserves the right to pursue any other remedy under the *Municipal Government Act* (Nova Scotia) in order to ensure compliance with this Agreement.

[signature page to follow]

IN WITNESS WHEREOF the said parties to these presents have hereunto set their hands and affixed their seals the day and year first written above.

Signed, Sealed and Delivered in the presence of:

PARRSBORO BAND ASSOCIATION

_____

Witness signature

_____

Per:

Signed, Sealed and Attested to by the proper signing officers of the Municipality of the County of Cumberland

MUNICIPALITY OF THE COUNTY OF CUMBERLAND

_____

Witness signature

_____

Per: Allison Gillis (Warden)

_____

Witness signature

_____

Per: Rennie J. Bugley (CAO)

municipality of cumberland

3.1

MEMORANDUM

TO: COUNCIL
FROM: Michelle Byers
DATE: **August 28, 2020**
RE: Highspeed Internet Project – Signing of Agreement with Xplornet

The purpose of this memo is to provide information regarding the status of the Cumberland-Colchester agreement with Xplornet and a brief outline of the next steps for this project.

On August 21, 2020, the Municipalities of Cumberland and Colchester formally executed the agreement with Xplornet Communication Inc. This was completed by Zoom, and you can see the "picture" from the singing ceremony below!

The project is well underway, with new wireless services offered in many parts of the region already and is expected to be complete within three years. Staff will be meeting with Xplornet representatives monthly for project updates as this project moves forward. I will continue to share updates with Council as more information becomes available about the timeline and schedule for the project.

If Councillors receive questions from residents regarding service availability, please direct them to communicate directly with Xplornet or Cumberland Satellite. Cumberland Satellite is the local distributer and installer of Xplornet's products.

Xplornet's toll free sales number
1 (877) 969-3152

Cumberland Satellite
902-597-2654 or sales@cumberlandsatellite.ca



Colchester Mayor Christine Blair, Cumberland Warden Al Gillis, and Xplornet Vice-President Jeff Burlock sign the Cumberland-Colchester Xplornet Communications Inc. Rural Broadband Agreement via Zoom on 21 August 2020.

municipality of cumberland

3.1(1)

MEMORANDUM

TO: Council
FROM: Rennie Bugley and Steve Ferguson

DATE: August 27, 2020

RE: CONGRATULATIONS TO STAFF LEADING THE HI-SPEED INTERNET PROJECT

The purpose of this memo is to express our congratulations and thanks to the staff who lead the way for more than a year make the Cumberland-Colchester High Speed Internet Project to reality, namely Michelle Byers of Cumberland and Mark Austen of Colchester.

Michelle and Mark worked tirelessly to enhance our prospects of being one of the first areas of the Province to benefit from the Development Nova Scotia Internet Trust initiative by issuing a competitive procurement process that not only achieved that goal but did so with enhanced internet speeds, better coverage, and the acquisition of dark fibre that together will benefit our residents, businesses and communities for years to come.

We feel this is perhaps the most important good news stories for our region in many years. It will help businesses to locate and grow, and improve the quality of life for our people, throughout the Municipalities.

CONGRATULATIONS MICHELLE AND MARK!

Rennie and Steve

municipality of cumberland

4.1

MEMORANDUM

TO: Council

FROM: Vicki Weaver

DATE: August 2, 2020

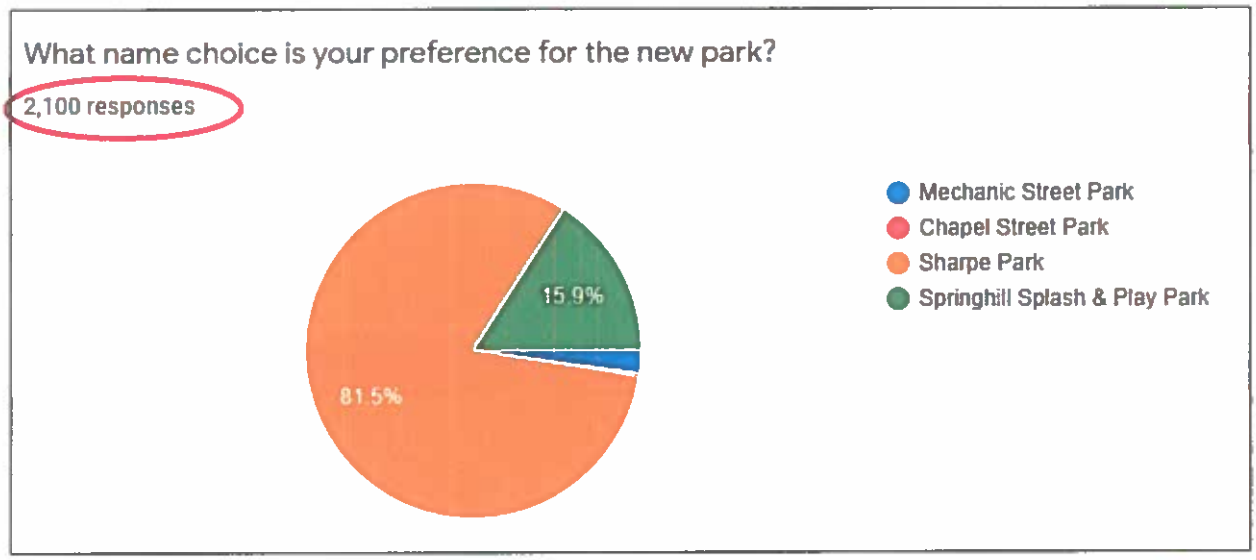
RE: Mechanic Street Park naming

At the Council meeting on July 22, the committee working on Mechanic Street Park requested, and received, approval from Council to host a public naming process for the park.

The goal was to reach out to the community through social media as well as offering a colouring page for children to submit their choices. Unfortunately, it was deemed unsafe to ask the grocery store to hand out these pages with too many people touching the same items in the time of COVID.

We forged ahead with the social media survey, and we were pleasantly surprised at the rate of participation. The community showed us that they are definitely interested in being involved and having their say. This was a simple way to make that happen.

We received 2,100 responses, with an overwhelming majority of 81.5% (1,712 responses) voting for Sharpe Park.



One suggestion that came up a few times on social media was that we combine two of the names and call it Sharpe Splash & Play Park. The committee is in favour of this name.

municipality of cumberland

STAFF RECOMMENDATION:
Staff recommends that Council officially declare the park "Sharpe Splash & Play Park"

MOTION:
If Council agrees, the following motion would be in order:
To declare the park on Mechanic Street in Springhill be officially named the "Sharpe Splash & Play Park"

municipality of cumberland

4.1(i)

MEMORANDUM

TO: Council

FROM: Vicki Weaver

DATE: August 25, 2020

RE: Mechanic Street Park update

The purpose of this memo is to update Council on the status of the construction at the park on Mechanic Street in Springhill.

The following items have been completed:
-2 playground systems installed (one for 18 months-5 years and the other for 5-12 year olds)
-splash pad installed
-safety surfacing installed (engineered wood fibre surface – high impact attenuation for falls, looks natural, and knits together to make surface accessible)
-shelter constructed
-seating and garbage bins installed
-power connected
-water & sewer connected
-park naming survey has been completed
-one temporary trail camera is in place

A number of unexpected things have held up the opening of the park this summer. Most notably, we struggled with NS Power from May right through to August. We finally got power connected this week. Now that the power has been connected, the splash pad would be usable. However, to make the park functional and safe we still have landscaping to install. Unfortunately, we also have a water conservation advisory in effect for Springhill. This will directly impact the installation of sod and the significant amount of constant watering needed to keep the sod alive. This process can take several weeks.

The following items are still to come:

Test run of the splash pad	Now that power has been connected, this request has been sent
Maintenance and operations training	Community Centre maintenance staff & Andrew Thomas will be trained
Landscaping	Includes leveling with topsoil, adding sod, and installation of accessible walking paths, regular watering
Parking lots on Mechanic Street & Chapel street	Being installed by Springhill Public Works
The re-planning of "Phase 2"	A few minor changes and omissions from the original will be requested – as listed below

Basketball court	We are requesting a change of location from the original plan. We want to preserve a big apple tree at the front of the park for esthetics reasons.
Washroom facility	We will be requesting a change to a single occupancy washroom and having it built out of more fire-resistant materials
Fencing	Fencing was not part of the original request, but we would like to install it beside the two properties for privacy reasons. Also, a low fence or border wall to keep cars and Off Highway Vehicles from entering the park
Lighting	Phase 2 – planning to change from the proposed option of 5 decorative lamp standards as the cost is too high
Bike racks	Part of Phase 1 Waiting on installation

The deficiency list has also been sent to ABC. They have responded to most of the items in a positive way and have made the changes requested. We are still waiting on a few items to be completed.

municipality of cumberland

4.2

MEMORANDUM

TO: CAO, Rennie Bugley & Council

FROM: Amanda-Leigh MacLeod, Sustainable Communities Marketing Officer

DATE: July 30, 2020

RE: Public consultation of fate of building at 4030 Eastern Ave. (the former Parrsboro Town Hall)

At the February 5, 2020 Council Meeting, it was moved by Councillor Gilbert seconded by Councillor Rafuse that the final report on the condition of the former Parrsboro Town Hall be released to the public when it is received by the Municipality. The report was received in the spring of 2020 and placed on our website.

The report can be found on the municipal website at https://cumberlandcounty.ns.ca/resident-services/forms-applications.html

A request on the website for residents to submit their feedback on the report initially resulted in citizens involved in a playground interest group to provide responses. Two further requests for feedback were issued, one web-based and one a hard-copy flyer distributed in the former town.

CBC covered this topic in a digital print article on July 4, 2020 found here https://www.cbc.ca/news/canada/nova-scotia/repairs-to-parrsboro-town-hall-could-cost-more-than-800k-1.5636808

All response deadlines have since passed, and I have been able to review the 37 responses from individuals and one response from a community group. I received only digital responses, and I have included the full collection following this memo.

Of the feedback garnered from individuals, 28 of the responses did not favour restoring the building. Many of these responses showed dismay in coming to that conclusion but did they did not see the financial burden justifiable.

There were 3 responses were in favour of restoring the building. Six responses did not explicitly show favour one way or another.

There were 20 responses which supported a playground, especially an accessible one, on the land currently occupied by the former town hall.

The one community group which responded, fittingly, was the Parrsborough Shore Historical Society. They too found the financial reality of saving the entire building too cumbersome. They did offer suggestions for alternative methods to continue to share the heritage of the building.

municipality of cumberland

5.3

MEMORANDUM

TO: Warden and Council
FROM: Will Balser, Junior Planner
DATE: September 2, 2020
RE: **Public Highway Signage By-law and Tourism Signage Guidelines**

Background: In May of 2018, The Nova Scotia Border Committee requested a bylaw to control signage on Highway 2 between the Tourist Bureau and the Amherst Town Boundary in an effort to improve the appearance of this key access point to all of Cumberland County. Staff completed a public engagement process in June 2018, which consulted local landowners, members of the business community, and staff from the Town of Amherst.

The Municipal Government Act gives Municipalities the authority to regulate signage within their jurisdiction. However, this authority does not extend to land next to public roads. Section 49 of the Public Highways Act applies to public highways vested in the Crown. Under the Public Highways Act, the Province can delegate its authority over signage in areas of provincial jurisdiction to municipalities. Municipalities may develop by-laws to prohibit or regulate signage on any part of a highway that is within their boundary and designated in the by-law, (excluding controlled access highways).

Municipalities that wish to regulate signage along provincial roads must submit a proposed bylaw to the Minister of the Department of Transportation and Infrastructure Renewal. The Minister may approve some or all of the by-law, attach conditions, or approve it with changes. The Minister may also revoke or vary the by-law.

Update: Over the past year, a comprehensive set of guidelines were developed establishing which businesses would be eligible for signs, where they could be erected and other details necessary to manage a signage program. The signage guidelines were also fully developed with materials, letter heights, typefaces etc. necessary to ensure professional quality, consistent signage.

Although the initial signage program is targeted for the border entrance area, additional sign types and program details have been created to ensure that the program can be easily adopted for other areas of the Municipality. The sign program has been designed to work with other tourism initiatives whether led by the Municipality or other parties and community-based tourism signage. As an example; Cape d'Or signage has been added as an addendum to the standard. Likewise, other specific tourism initiatives such as the Fundy Geopark can easily be accommodated within the tourism signage program.

By offering a comprehensive signage program, visitors can easily find local attractions and services. This signage program is designed to help travellers feel welcome, safe and comfortable, while adding value to Cumberland County's tourism assets.

The Town of Amherst Council approved the By-law and Guidelines on February 24, 2020, shown in the attached memo.

Next Steps: If approved by Council, staff will submit the By-law to the Department of Transportation and Infrastructure Renewal Once approved, the Minister can then delegate authority to control signage in the designated area to the Municipality. Once the Municipality has such authority, whoever is designated as Program Administrator would work to roll out the program.

Public Highway Signage By-Law

General:

1. This By-Law is entitled the "Public Highway Signage By-Law".

2. This By-Law is made pursuant to the provisions of Section 49A of the *Public Highways Act.*

3. Nothing in this By-Law is intended to limit or change the application of the Municipality's Land Use By-Law.

4. Should any section of this by-law be declared by a court of competent jurisdiction as ultra vires or illegal for any reason, the remaining parts shall nevertheless remain valid and binding and shall be read as if the offending section or part has been struck out.

5. Should the provisions of this by-law be found to conflict with any provisions of any other by-law of the municipality, the provisions of the by-law providing the greater degree of safety shall prevail.

Definitions:

6. In this By-Law:

    a. "Municipality" means the Municipality of the County of Cumberland;

    b. "Council" means the Council of the Municipality;

    c. "Public Highway" means a roadway vested in Her Majesty in right of the Province of Nova Scotia, and for clarity includes the full width of the roadway, including what is commonly referred to as the "public right of-way". As set out in section 15 (1) of the Public Highways Act, a Public Highway is deemed to be at least 20.1168 metres in width until the contrary is shown; and

    d. "sign" means a structure or device used to advertise or draw attention to any product, place, person, business, institution, or organization, including any directional or way-finding purpose, and including any posts or other material installed to support the sign. Signs placed by, or under the authority of, the Province of Nova Scotia or the Municipality are not subject to this By-Law.

Purpose:

7. The purpose of this By-Law is to eliminate or reduce unsightly accumulations of signs within designated portions of Public Highways in the Municipality.

8. The intention is to protect the scenic beauty along the public and private roads in Cumberland County, promote vehicular and pedestrian safety, and provide for sign advertisement in a uniform and consistent manner where Council has determined that it is warranted.

Interpretation:

9. This By-Law does not apply to:

    a. any part of a highway that has been designated as a controlled access highway under section 21 of the *Public Highways Act*;

    b. signs placed by, or under the authority of, the Province of Nova Scotia or the Municipality; and

    c. campaign signs during an election or plebiscite in the area in which the sign is located or any sign specifically exempted under section 49 of the *Public Highways Act*.

Signs Prohibited

10. Signs, including existing signs, are prohibited within the sections of Public Highway designated in Schedule "A" of this By-Law.

Removal of Signs

11. Any sign existing within the sections of Public Highway designated in Schedule "A" of this By-Law at the time it becomes effective shall be posted with a notice indicating that the sign will be removed by the Municipality after thirty days, unless the sign is first removed by the owner. When the notice period has elapsed, the sign may be removed by the Municipality.

12. Any sign placed in contravention of this By-Law may be removed by the Municipality without notice.

13. Any signs removed by the Municipality will be destroyed. The Municipality is not responsible for any losses or damages suffered by the owner of a sign as a result of the sign being removed and destroyed.

Administration and Enforcement

14. The Municipality's Engineer or designate is authorized and responsible to take any action or perform any work required to implement and achieve the purpose of this By-Law. The Engineer or designate may retain and direct the services of third parties in order to carry out work and exercise authority as set out in this By-Law.

15. This By-Law comes into force upon approval by the Minister of Transportation and Infrastructure Renewal, and upon publication.

Schedule "A"

All that section of Fort Lawrence Road, Cumberland County extending 150m in either direction from the intersection with Trunk 2, (also known as Old Trunk 2 and Highway 2); and also Trunk 2, in Fort Lawrence, from its intersection with the Fort Lawrence Road, south to the limits or boundary of the Town of Amherst, are hereby designated for the purposes of the Public Highway Signage By-Law of the Municipality of Cumberland.

Clerk's Annotation For Official By-Law Book

Date of first reading _____, 2020

Date of advertisement of Notice of Intent to Consider: _____, 2020

Date of second reading: _____, 2020

***Date of advertisement of Passage of By-Law:** _____, 2020

Date of mailing to Minister a certified copy of By-Law: _____, 2020

I certify that this Insert Title Here BY-LAW was adopted by Council and published as indicated above.

_____ _____, 2020

Municipal Clerk **Date**

***Effective Date of the By-Law unless otherwise specified in the text of the By-Law**

FW: Signage bylaw council memo

Tamara Porter <TPorter@amherst.ca>
Fri 2020-08-28 8:53 AM
To: Will Balser <wbalser@cumberlandcounty.ns.ca>

1 attachments (21 KB)
DM Christie Memo Entrance Signage.docx;

Good morning Will,
Please see attached the memo that was passed by Town of Amherst Council.

The attached memo from DM Christie to Mayor/Council went to COW on February 24, 2020. The following motion was passed at that time:

Moved By Deputy Mayor Christie
Seconded By Councillor MacKenzie
That Council endorse the Municipality of the County of Cumberland Public Highway Signage Bylaw.
MOTION CARRIED

Tamara Porter
Acting Business Development Officer
Active Living Coordinator
Cell: 902-694-2161
Email: tporter@amherst.ca
1 of the top 15 most active Communities in Canada - Participaction Canada
1 of the Best Places to Live in Canada- MoneySense

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MEMO

TO: Mayor Kogon and Members of Council

FROM: Deputy Mayor Christie

DATE: February 24, 2020

RE: **Entrance Signage**

Over the past few months I have been working with the Entrance Development Committee and the County of Cumberland with respect to improving the look and feel of the area of Fort Lawrence between the NS Welcome Centre and the boundary of Amherst.

The Committee is now in a position to submit a draft signage bylaw to County Council for approval. While the Town of Amherst has no official role to play in the approval of the bylaw, the Committee has asked that I discuss it with Council and seek Council's endorsement of the bylaw. The bylaw and additional information are attached.

I will be recommending and seeking Council's endorsement.

municipality of cumberland

6.1

MEMORANDUM

TO: Staff & Council
FROM: Melanie Prendergast
DATE: August 25, 2020
RE: Grant Request for Council Review

Organization	Project	Request	Staff Recommends
Northumberland Boating Association	The Association supports the development of recreational boating in the Cumberland and Colchester areas of the Northumberland Strait. Volunteers work together to place channel markers, support community events and encourage safety and social networking of the boating members. They are requesting assistance to purchase a new boat trailer to replace the one they have had for 10 years. It is no longer road worthy or repairable. Since they have no means to launch and remove the boat as needed, they are forced to leave the boat in the water permanently for the full boating season. They can crane it out of the water however the boat is needed weekly to realign buoys that drift out of place in both the Pugwash River and River Philip. Another major issue with having to leave it in the water is that it's tying up a "Docking / Mooring Spot" at one of the Marinas. Up to this point in time, the rented space has been provided to the association "free of charge". The trailer cost is $4188. They have raised $1975 to go towards its purchase.	**$2094**	**$2094 Regional Funds**

Uncommitted funds that are left in Regional Funds as of August 25, 2020: $4273.51
$5273.51 (Current balance) -$1000 (reserved for Cumberland County Museum pending paperwork) = $4273.51 in Regional Funds

Please see next page for remaining District Funds.

municipality of cumberland

Uncommitted funds that are left in District Funds as of August 25, 2020:

District 1	923.00	District 8	923.00
District 2	923.00	District 9	923.00
District 3	923.00	District 10	923.00
District 4	783.00	District 11	depleted, over by $77
District 5	923.00	District 12	depleted, over by $77
District 6	923.00	District 13	923.00
District 7	923.00		

6.2

municipality of cumberland

MEMORANDUM

TO: Rennie Bugley – CAO, Justin Waugh-Cress - Director of Engineering & Operations

FROM: David Buell, Permit and Inspection Supervisor

DATE: August 27, 2020

CC: Allie McCormick – Human Resources

RE: Level II Building Official Certification

In these changing and challenging times, I am delighted to offer some good news that I trust you will communicate with staff and council. It is with extreme pleasure that I inform you that one of our very own has attained the highest certification for a building official in the province of Nova Scotia.

Melissa Siddall has just been informed that she has passed the final examination required to qualify her as a level II building official as certified by the Nova Scotia Building Code Training and Certification Board.

Melissa was among a few individuals through out the province, and the first female in Cumberland County, who endured an intensive accelerated training program implemented by NSBOA and NSBCTC in response to AMANS request to have a pool of "boots on the ground" certified building officials from which to draw.

This achievement demonstrates Melissa's commitment to professional and personal growth as well as her dedication and promotion of customer service, community value, the public interest and safety. All characteristics of the qualities welcomed, instilled, nurtured, and promoted in our employees here in Cumberland County.

Please, join me at your earliest opportunity, in congratulating Melissa on her milestone. This is an accomplishment that is a first for Cumberland County and reflective of several firsts, and exemplary service that the Permit and Inspection group, and indeed all our employees, provide.

Regards

David L Buell, CBO, CFI
Permits & Inspections Supervisor
municipality of cumberland
Municipality of Cumberland,
Upper Nappan Service Center
Phone 902-667-3853

municipality of cumberland

7.1

MEMORANDUM

TO: Council

FROM: Michelle Herrett

DATE: **August 28, 2020**

RE: 46th Annual Provincial Awards

With the unpredictability of the pandemic status through-out the summer and fall, and because volunteers are key to making our communities so vibrant and resilient, the Department of Communities, Culture and Heritage has decided to host a broadcast style, virtual Facebook live stream event on Monday, September 28th.

This year, First Nation and Municipal, Representative Volunteer Award recipients will not be required to attend in-person. Awards and event programs will also be shipped to each recipient. A hyper-link will be distributed to all award recipients in advance, to view the live stream event.

This event will also be advertised through social media to encourage all Nova Scotians to watch it live, or at a more convenient time.

Production plans are well underway with more details to follow over the next several weeks.