



**PUBLIC COUNCIL SESSION**

**AGENDA PACKAGE**

**For the meeting of**

Date: Wednesday, June 2, 2021

Time: 4:30 p.m.

Place: Zoom Meeting

# AGENDA PACKAGE

## PUBLIC COUNCIL

Date: June 2, 2021

Time: 4:30 p.m.

ZOOM MEETING

### 1. CALL TO ORDER

#### 1.1 Territorial Acknowledgement

*We acknowledge that we are in Mi'kma'ki, the ancestral and unceded territory of the Mi'kmaq people*

#### **MOMENT OF SILENCE**

Council will hold a moment of silence in memory of the 215 Indigenous children whose remains were discovered at the Kamloops Indian Residential School.

#### 1.2 Roll Call

### 2. ADMINISTRATIVE AND PROCEDURAL ISSUES

#### 2.1 Approval of Agenda

#### 2.2 Approval of Minutes

- i) Approval of the May 19, 2021 Council Minutes
- ii) Approval of the May 27, 2021 Council Minutes

#### 2.3 Business Arising

May 19, 2021 Council Session

#### 2.4 Public Hearing(s)

There are no public hearings for today's meeting.

### 3. STRATEGIC PRIORITIES ISSUES

#### 3.1 Phased-In Assessment Program (Commercial Development Districts)

There is a Memo in the package outlining the background, next steps, timeline and action plan staff will undertake to develop the Municipal Planning Strategy Amendment and new Commercial Development District By-Law that will be required to implement a Phased-In Assessment Program for new commercial developments in defined locations.

**Action: Discussion and questions**

### 4. MAJOR ORGANIZATIONAL ITEMS

#### 4.1 Employment Agreement

Council will approve the final CAO Employment Agreement.

**Action: Motion to approve the CAO Employment Agreement**

### 5. ORGANIZATIONAL POLICY/BYLAW ITEMS

5.1 Second Reading on amendment to Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road, Kerrs Mill  
Staff have provided a memo outlining the background of the request to rezone 689 Kerrs Mill Road, Kerrs Mill. First Reading and public hearing were completed. Council could make motion for approval of Second Reading at this Council Session.

**Action: Motion to approve Second Reading of amendment to Land Use Bylaw to rezone PID 25172917, 689 Kerrs Mill Road, Kerrs Mill.**

5.2 Second Reading for Bylaw to Repeal Springhill Bylaws  
Council has approved First Reading of the Bylaw to Repeal Springhill Bylaws and also held a Public Hearing on the matter. Today, Council may make motion to approve Second Reading.

**Action: Motion to approve Second Reading of the Bylaw to Repeal Springhill Bylaws at this Council session.**

5.3 Second Reading of Public Highway Signage Bylaw  
Staff have provided a memo detailing the background on the Public Highway Signage Bylaw. Council is now at the stage to approve Second Reading, should they so wish.

**Action: Motion to approve Second Reading of the Public Highway Signage Bylaw**

## 6. **BUSINESS ISSUES**

6.1 Northern Region Climate Plan - Special Committee  
Councillor Houghtaling would like to propose that the Municipality of Cumberland County reach out to Towns of Amherst and Oxford, and Colchester County Councils to request an intermunicipal special committee to see if there is interest in working on a Climate Plan for the northern region. All these municipalities are facing similar challenges with the risk and threat of climate change and it will require a lot of staff hours and work to have to take this on individually.

**Action: Council could pass a motion to “ have staff reach out to the Councils of the Towns of Amherst and Oxford, and the Municipality of Colchester County to determine if they have interest in a joint committee to create a Northern Region Climate Plan.”**

6.2 Tender Award – T-MCC-2103 Shinimicas Fire Department Building  
The tender for the Shinimicas Fire Department Building (T-MCC-2103) closed May 19, 2021. Five bids were received. Staff have provided a memo outlining the details and recommending award.

**Action: Motion to award tender T-MCC-2103 Shinimicas Fire Department Building to the low compliant bidder Global Construction Maritimes for a value of \$599,900.00.**

6.3 Electric Vehicle Charging Station(s)  
Staff will provide a briefing to Council regarding the potential to locate Electric Vehicle Charging Stations in the communities of Springhill and Pugwash and also advise whether this may be able to receive funding under the NRCan grant.

**Action: Discussion and direction to staff**

6.4 Clarification of Tax Bill Due Dates

There were incorrect due dates in the motion regarding tax due dates which was passed on May 27, 2021 and at this meeting Council will pass a motion to clarify and correct the dates.

**Action: Motion to approve 2021/2022 Tax Due Dates**

6.5 Tender Award – 4030 Eastern Ave. Demolition

Staff have provided a summary of the Tender information in regard to the demolition of 4030 Eastern Avenue, Parrsboro.

**Action: Motion to award Tender for the demolition of 4030 Eastern Avenue, Parrsboro**

6.6 Pride Flag

Staff have received a request from Cumberland Pride for flying the Pride Flag at our facilities during the dates of June 14<sup>th</sup> to June 30<sup>th</sup>, 2021.

**Action: Motion to fly the Pride Flag during the dates of June 14<sup>th</sup>, to June 30<sup>th</sup>, 2021.**

7. **INFORMATION ITEMS**

There are no information items.

8. **ADJOURNMENT**

## 2.2 i)

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

### 1.2 Roll Call

Mayor Scott acknowledged the Municipality of the County of Cumberland is in Mi'kma'ki, the ancestral and unceded territory of the Mi'kmaq people.

The Mayor called the May 19, 2021 Council session of the Municipality of the County of Cumberland to Order at 3:32 p.m.

Brenda Moore, Municipal Clerk called the roll with the following members of Council present: Mayor Murray Scott, Councillor Fred Goud; Councillor Rod Gilroy, Deputy Mayor Kathy Redmond, Councillor Jennifer Houghtaling, Councillor Angela McCormick, Councillor Mark Joseph, Councillor Dale Porter, Councillor Carrie Goodwin.

Staff present Greg Herrett, CAO; Allie McCormick, McCormick Manager of Organizational Development & Innovation; Steve Ferguson, Director of Community Development; Andrew MacDonald, Director of Finance; Justin Waugh-Cress, Director of Operations and Public Works; Amanda MacLeod, Sustainable Communities Marketing Officer; Shelley Hoeg, Communications/Executive Assistant to the CAO; Michelle Byers, Manager of Economic Development; Will Balsler, Junior Planner; and Brenda Moore, Municipal Clerk who recorded the meeting.

Media present in the meeting:  
Bill Martin, Six Rivers News.

## 2. ADMINISTRATIVE AND PROCEDURAL ISSUES

### 2.1 Approval of Agenda

**IT WAS MOVED by Councillor Joseph seconded by Councillor Porter to approve the agenda as presented.**

**No Objections  
MOTION CARRIED**

### 2.2 Approval of the Minutes

**IT WAS MOVED by Deputy Mayor Redmond seconded by Councillor McCormick to approve the minutes of the May 5, 2021 Council meeting.**

**No Objections  
MOTION CARRIED**

### 2.3 Business Arising

Council was brought up to date on the business arising from the May 5, 2021 meeting and the ongoing business arising by the CAO.

#### #9 On Going Action

Council gave CAO and Shelley direction to arrange to have Mr. Gloade present to Council in June.

### 2.4 Public Hearing(s)

#### i. Public Hearing on amendment to Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road from Recreational Residential to Commercial Recreational

Mayor Scott called the Public Hearing to order at 3:39 p.m.

Will Balsler, Junior Planner, provided the background on the proposed amendment.

Mayor Scott asked if there were any submissions from the public or the applicant. The Junior Planner reviewed the submissions with Council.

#### **The following submissions were received for the Public Hearing:**

1. As a resident of the Kerrs Mill Road I wanted to tell you I support the change of land use bylaw for 689 Kerrs Mill road to commercial recreational for the establishment of a camp ground and domes. This is a young couple with a child that have moved into the area. This development will be positive for our area. Already they have been making inquiries about who to hire to get such work done. I have had a great conversation with the owners about this positive development. As a former guide

and outfitter I see great possibilities to reactive this service. It's been my experience that these new visitors to the camp ground will purchase local goods and services. As a wood lot owner we have already had some discussion on the sale of camp fire wood. As some one with a sustainable forest management plan through our local forest co-op, additional marketing opportunities are always welcome. For many years I sat on various boards and committees were we brain stormed to promote our area as a destination tourist area. It's been a long time coming, but now it starts. On a personal note the addition of a student to our local school will further support our community school. Looking forward to a positive vote by council on this matter. Thank you

2. To whom it may concern. Hello, I live on the Kerrs mills road. I see there's been a proposal made for a campsite /campground at civic number 686. Proposal of this property to made and to recreational property by all means is welcome to our community. With this property they wish to develop means that there well be jobs to fill. Jobs means more money coming into our community. Thank you for your time.

3. Staff received a phone call outlining the following concerns:

- Road; increased traffic.
- Tourists seem to think its cute to feed wildlife and as such there is a problem with foxes in the area.
- Impact on privacy of neighbours
- Noise: Will there be ATV's or other recreational equipment?
- Will this have an impact on the Wallace River?

4. As the adjacent property owner to the subject property I am writing with my concerns about the proposed development at 689 Kerrs Mill Road, Kerrs Mill. With regards to the process, I would note for your attention that the map shown in your memo dated April 7, 2021, "RE: First Reading on amendment to Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road, Kerrs Mill" is inaccurate. While I would expect that this administrative error is due to the timing of recent property transactions, the result is misleading. The property shown on the map in your memo represents the boundaries of the property before it was subdivided through an Instrument of Subdivision, attached, and "Lot 3" was sold to my company on March 12, 2021 with the deed being registered March 22, 2021. The result is that the subject property (Lots 1 & 2) is now less than half of its original size at 14.83 HA (36.65 ac +/-), whereas my adjacent property (PID 25508813) is 16.17 HA (40ac +/-). The deed for the subject property was dated March 31, 2021 and registered April 29, 2021. Notwithstanding the above, I purchased the 40 acre property with the intent to develop it in line with the existing zoning, Recreational Residential, with lower density residential uses in mind. Although I am not privy to the details of the developer's plans, I am concerned that a campground would not be compatible with quiet enjoyment of the existing Recreational Residential zoning for a number of dwellings. Simply put, had the zoning of the neighbouring property been Commercial Recreation when I was considering the purchase of my parcel back in February, I would have invested elsewhere. Further, I would like to know more about the environmental considerations given to such a development alongside the Wallace River and the impacts on local infrastructure to having this type of zoning in an otherwise residential and agricultural zone. While the proposed development may have merit in other areas that are more remote, I am afraid that I cannot support it in this area.

5. In regard to the rezoning application for PID 25172917, I would have to express concerns about the potential future use of fire pits/campfires as all properties surrounding are old growth forest. Without a view of the scope of the project, will there be a buffer created to slow the spread of any fire

6. Re proposed camp ground at 689 Kerrs mill road. We know this is possible late, but my father, living at 112 Kerrs mill road believes this is a good project and supports the same. Thank you On his behalf his son.

7. As a long-time resident on Easy Street, and now a home owner on Kerrs Mill Road, I have several concerns about this development.

1) Province - maintenance of the road is constantly required, with washouts being frequent. I could not even get the province to fix the damaged road signs at one of the Kerrs Mill. I am super concerned that the increased traffic from both the 9 hole golf course, and this new campground, will further deteriorate the road, and the Municipality isn't the decision maker here. Increased development on road by Municipal rezoning = more concern for state of Kerrs Mill Road

2) River - I am an environmentalist. I've watched the Wallace River become busier and busier with motorized boats, water skiers etc. I tried to raise my concerns about a "no-wake zone" on this incredible natural resource, home to migrating birds, and spawning ground for many fish species. The river is a draw to sports fishers from all over, and I am concerned about 20 camping spots suddenly further burdening the river.

3) Designation as resource land - this is sadly disappearing with the sudden buy up of properties... Will the corresponding taxes levied as a result benefit everyone on Kerrs Mill Road?

The Mayor asked if Council had any questions or comments. Hearing none the Mayor closed the Public Hearing at 3:45 p.m.

**IT WAS MOVED by Deputy Mayor Redmond seconded by Councillor Houghtaling to hold Second Reading of the Amendment to Land Use Bylaw to rezone PID 25172917, 689 Kerrs Mill Road, at the June 2, 2021 council meeting.**

ii. Public Hearing for Bylaw to Repeal Springhill Bylaws

Mayor Scott called the Public Hearing to order at 3:46 p.m.

Allie McCormick provided the background on the by-law.

Mayor Scott asked if there were any requests to speak at this meeting.

There were none. Mayor Scott asked if there were any submissions from the public. There was only one comment received.

*'After review I see no concern repealing these bylaws.*

*Very interesting bit of history.'*

The Mayor asked if Council had any questions or comments.

Hearing none the Mayor closed the Public Hearing at 3:48 p.m.

**IT WAS MOVED by Councillor Joseph seconded by Councillor McCormick to hold second reading of the By-Law to Repeal Former Town of Springhill By-Laws at the June 2, 2021 Council meeting.**

Municipality of the County of Cumberland By-Law 21-XX  
By-Law to Repeal Former Town of Springhill By-Laws

1. The following By-Laws adopted and in effect in the former Town of Springhill are hereby repealed:

42 T. of Springhill - Amendment to Curfew By-Law 1945

#47 T. of Springhill - Amendment to Public Scales and Weighers 1946

#48 T. of Springhill – Plebiscite of the Rate Payers 1947

#52 T. of Springhill - Amendment to Sheep Protection and Dog Regulation 1950

#53 T. of Springhill - Parking Meters 1950

#56 T. of Springhill - Parking Meters 1958

#57 T. of Springhill – Truckmen 1958

#58 T. of Springhill – Unsightly 1958

#59 T. of Springhill - Truckmen's By-Law 1959

#60 T. of Springhill - Truckmen's By-Law 1960

#61 T. of Springhill - Destruction of Documents and Records  
No Longer Required 1962

#62 T. of Springhill - Amendment to Truckmen Bylaw 1962

#66 T. of Springhill - Amendment to Truckmen Bylaw 1967

#68 T. of Springhill - Amendment to Truckmen Bylaw 1971

#70 T. of Springhill - Amendment to Truckmen Bylaw 1974

#76 T. of Springhill – Instalment Billing Payment 1979

2. This By-law shall come into force upon publication

**No Objections  
MOTION CARRIED**

iii. Public Hearings – Dangerous or Unsightly

The following public hearings for Dangerous or Unsightly properties were postponed till later in the meeting as the advertised time was 4:30.

• 81 Wolsley Street, Springhill, PID 25244575, AAN 03901602

Mayor Scott called the Public Hearing to order at 4:31 p.m.

Justin Waugh-Cress Director of Engineering and Public works provided a

Power Point presentation to Council showing pictures explaining the

condition of the property and staff's recommendation regarding 81

Wolsley Street Springhill, PID 25244575, AAN 03901602. Mayor Scott

asked if the property owner or a representative of the property owner

had made any submissions. There were none. Mayor Scott asked if there

were any comments from the public. There were none. Mayor Scott

asked for questions or comments from Council. Hearing none he closed the Public Hearing at 4:34 p.m.

**IT WAS MOVED by Councillor McCormick seconded by Councillor Joseph to order the demolition and removal of the structure and all debris from 81 Wolsley Street, Springhill, PID 25244575, AAN 03901602, to an approved facility as soon as it can be arranged, with the leveling of the lot to normal standards for that area of the County.**

**No Objections  
MOTION CARRIED**

- 161 Main Street, Springhill, PID 25234337, ANN 01698028  
Mayor Scott called the Public Hearing to order at 4:35 p.m. Justin Waugh-Cress Director of Engineering and Public works provided a Power Point presentation to Council showing pictures explaining the condition of the property and staff’s recommendation regarding 161 Main Street, Springhill, PID 25234337, ANN 01698028. Mayor Scott asked if the property owner or a representative of the property owner had made any submissions. There were none. Mayor Scott asked if there were any comments from the public. There were none. Mayor Scott asked for questions or comments from Council. Hearing none he closed the Public Hearing at 4:38 p.m.

**IT WAS MOVED by Councillor McCormick seconded by Councillor Joseph to order the demolition and removal of the structures and all debris from 161 Main Street, Springhill, PID 25234337, ANN 01698028, to an approved facility as soon as can be arranged, with leveling of the lot to normal standards for that particular area of the County.**

**No Objections  
MOTION CARRIED**

- 1895 Wyvern Road, River Phillip PID 25084567 AAN 02613883  
Mayor Scott called the Public Hearing to order at 4:38 p.m. Justin Waugh-Cress Director of Engineering and Public works provided a Power Point presentation to Council showing pictures explaining the condition of the property and staff’s recommendation regarding 1895 Wyvern Road, River Phillip PID 25084567 AAN 02613883. Mayor Scott asked if the property owner or a representative of the property owner had made any submissions. There were none. Mayor Scott asked if there were any submissions from the public. There were none for the public hearing. Mayor Scott asked for questions or comments from Council. Hearing none he closed the Public Hearing at 4:40 p.m.

**IT WAS MOVED by Councillor McCormick seconded by Councillor Joseph to order the demolition and removal of the structures and all debris from 1895 Wyvern Road, River Phillip PID 25084567 AAN 02613883 to an approved facility by June 16, 2021, with the leveling of the lot to normal standards for the particular area of the County.**

**No Objections  
MOTION CARRIED**

**3. STRATEGIC PRIORITIES ISSUES**

3.1 Divestiture of Surplus Properties

An inventory of municipally owned properties that are not currently being utilized and have no known encumbrances to divestiture was included in the meeting material. Justin Waugh-Cress provided a brief explanation of the legend and an interactive map to view these properties which will be available to Councillors and the public.

**4. MAJOR ORGANIZATIONAL ISSUES**

There are no Major Organizational Issues for this meeting.

**5. ORGANIZATIONAL POLICY/BY-LAW ISSUES**

5.1 Meetings and proceedings of Council Policy

**IT WAS MOVED by Councillor Gilroy seconded by Councillor Porter to  
approve adoption of the Meetings and Proceedings of Council Policy.**

Municipality of Cumberland Policy 21-XX  
Council Meetings and Proceedings Policy

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**General**

1. The procedural requirements in this Policy are intended to complement and supplement, and not to replace, the requirements contained in applicable municipal legislation.
2. In this Policy, unless the context otherwise requires,
  - (1) "business day(s)" means a day when the Municipality's office is open for business;
  - (2) "Chair" means the presiding officer;
  - (3) "CAO" means the Chief Administrative Officer of the Municipality;
  - (4) "Committee of the Whole" means a committee consisting of all of the Councillors;
  - (5) "Council" means the Council of the Municipality;
  - (6) "Council Member(s)" include(s) the Mayor unless the context indicates otherwise;
  - (7) "majority" means more than one half of those present, unless the context indicates otherwise;
  - (8) "Municipality" means the Municipality of the County of Cumberland.
3. Unless otherwise specified pursuant to section 4, regular meetings of Council shall be held
  - (1) at the Council Chamber in the E. D. Fullerton Municipal Building, 1395 Blair Lake Road, Upper Nappan;
  - (2) commencing at 3:30 p.m. on the first and third Wednesday of each month, except that there shall be no regular meeting during the month of August.
4. Regular meetings of Council may be rescheduled, relocated or canceled
  - (1) by resolution or consensus, including a contingent resolution or consensus, of Council at a previous meeting three or more days in advance of the additional or special meeting;
  - (2) by resolution or consensus, including a contingent resolution or consensus, of Committee of the Whole at a meeting three or more days in advance of the additional or special meeting; or
  - (3) by the CAO on behalf of the Mayor, owing to unforeseen circumstance, provided the Mayor believes that the majority of Council Members would support such a step.
5. Additional or special meetings of Council may be convened
  - (1) by resolution or consensus, including a contingent resolution or consensus, of Council at a previous meeting three or more days in advance of the additional or special meeting;
  - (2) by resolution or consensus, including a contingent resolution or consensus, of Committee of the Whole at a meeting three or more days in advance of the additional or special meeting; or
  - (3) by the CAO on behalf of the Mayor, owing to unforeseen circumstances, provided the Mayor believes that the majority of Council Members would support such a step.
6. Specific notice to Council Members and to the public need not be provided of
  - (1) meetings held pursuant to section 3; or
  - (2) meetings held pursuant to subsection 1 and 2 of section 4 or 5;
 but, subject to any statutory relaxation of notice requirements, three days notice shall be specifically provided for other meetings to Council Members in the manner described in sections 7 and 8 and to the public in the manner described in section 9.
7. Subject to section 6, notice of meetings shall be provided in writing (including e-mail) to each Council Member.
8. Within 30 days following the first meeting of Council after a municipal election or by-election, the Municipality will provide each elected Councillor and the Mayor an official Municipal email address and a cell phone which the Council Member will maintain and use for conducting Council business, the Council Member will be expected to check these at least once per day. the Council Member shall also be responsible for checking the mailbox assigned to the Council Member and marked with the Council Member's name located at the E D Fullerton Municipal Building. The Council Member shall be deemed to have received any notice within one

business day of its being sent pursuant to this section.

9. Subject to section 6, notice of meeting shall be provided to the public by posting a "Notice of Council Meeting" containing the time, date and place of the meeting on the outer doors leading to the main lobbies of the Municipal Service Centres in Upper Nappan, Springhill, and Parrsboro; and on the Municipality's web site and social media accounts.

**Conduct of Meetings: General**

10. During a meeting Council may adjourn for short periods or move to another place, without ending the meeting.
11. At regular meetings of Council, except when Council resolves to defer approval of minutes for a maximum of one additional meeting, the minutes of the last preceding regular meeting and subsequent special meetings shall be reviewed and after all necessary corrections and amendments have been made and the minutes approved, the approved minutes shall be entered in the minute book of the proceedings of Council and such entry shall conclusively constitute the minutes of Council.
12. The minutes shall be kept by the Municipal Clerk and shall:
- (1) record the time when any Council member joins or leaves a meeting which is in progress;
  - (2) contain all resolutions, decisions by consensus and motions, with the name of the movers and seconders and a brief summary of the issues discussed;
  - (3) record the outcome of each vote; and
  - (4) mention reports, petitions and other papers submitted to Council only by their respective titles, or a brief description of their contents.
13. It shall be the duty of the Chair to:
- (1) open the meeting of Council by taking the chair and calling the Council Members to order;
  - (2) Read the territorial acknowledgement -The Municipality of the County of Cumberland acknowledges that we are in Mi'kma'ki, the ancestral and unceded territory of the Mi'kmaq people.
  - (3) ask the Council whether there is a consensus of an item of procedure or business, and if no Council Member indicates dissent, may treat the item as resolved to the same extent as if a motion had been duly moved, seconded and passed by vote;
  - (4) receive and submit to Council motions properly presented by a Council Member;
  - (5) put to a vote a question which is regularly moved and seconded or necessarily arising in the course of the proceedings and to announce the result of the vote;
  - (6) decline to put to a vote, a motion which infringes upon the rules of procedure;
  - (7) restrain the Council Members, when engaged in debate, within the rules of conduct of debate;
  - (8) enforce on all occasions, the observance of order and decorum;
  - (9) call by name any Council Member persisting in a breach of the rules of order of Council thereby ordering him or her to vacate the Council Chambers;
  - (10) inform the Council when necessary, or when referred to, on a point of order;
  - (11) permit the CAO to speak on any point upon request;
  - (12) permit proper questions to be asked through the Chair of any official or employee of the Municipality, to provide information to assist any debate;
  - (13) declare a meeting dissolved if no quorum has been achieved within 15 minutes after the scheduled meeting time; unless a Councillor has within the previous hour, indicated his or her arrival within 30 minutes after the scheduled meeting time; and
  - (14) adjourn the meeting when the business is concluded or, when an adjournment time has been set and approved by a majority vote or consensus, when the adjournment time has been reached, except when it is extended by unanimous consent.
14. At Council and Committee of the Whole meetings, unless a majority consents to a different order for that meeting, Council shall conduct business in the following order:
- (1) Call to Order
    - 1.1 Territorial Acknowledgement
    - 1.2 O Canada
    - 1.3 Roll call
  - (2) Administrative and Procedural Issues;
    - 2.1 Approval of agenda

- 2.2 Approval of minutes from the previous meeting
  - 2.3 Action List from Previous Meeting
  - 2.4 Delegations Presentations Petitions
  - 2.5 Public Hearings
  - (3) Strategic Priorities;
  - (4) Major Organizational Issues;
  - (5) Organizational Policy / By-Law Issues;
  - (6) Business Issues;
  - (7) Information Items; and
  - (8) Adjournment
  - 8.1 The Queen.
15. At the time the agenda is put forward for approval the Chair shall inquire of Council Members whether they have any new or other business. Council Members having such business shall then identify it for the Chair or shall lose the right to raise new or other business at the meeting.
  16. Every Council Member, prior to speaking on any question or motion, shall raise a hand and wait to be recognized by the Chair. When two or more Council Members raise their hands to speak, the Chair shall designate as the Council Member who has the floor the Council Member who, in the opinion of the Chair, first raised a hand.
  17. No Council Member shall speak for a second time on any question or motion until all Council Members who wish to speak have spoken once.
  18. The mover of a motion shall have the right to reply and sum up in closing the debate.
  19. No Council Member shall speak more than ten minutes upon any matter without the leave of Council.

#### **Conduct of Council Meetings: Motions and Voting**

20. The Chair shall state every question properly presented to Council and before putting it to a vote, shall ask "Is Council ready for the question?" and if no Council Member offers to speak, the Chair shall put the question, after which no Council Member shall be permitted to speak upon it.
21. The usual form of voting on any question shall be by the Chair calling for a show of hands, and any Council Member can call for, and obtain through the Chair, a recorded vote with each Council member's vote entered into the minutes. If the Chair believes a question is generally supported by Council, he or she may, instead of calling for a show of hands, ask if there are any objections to the motion or question. If no objections are voiced by any Councillor, the Chair may declare the matter resolved in the affirmative. If any objections are voiced by a Councillor, the issue shall be decided by vote.
22. A motion must be seconded and then repeated by the Chair or read aloud by the Municipal Clerk before it is debated. The Chair may direct that the motion be put in writing.
23. After reading of a motion by the Chair or Municipal Clerk, it shall be open for discussion.
24. A motion may at any time before the Council has voted on it be withdrawn by the mover with the consent of the seconder.
25. When any question is before the Council, the only motions in order shall be:
  - (1) a motion in amendment of the original motion;
  - (2) a motion to refer the question, including the motion and amendment if one is moved, to any committee;
  - (3) a motion to defer the consideration of the question either indefinitely or to a specified time;
  - (4) a motion to close the debate at a specified time;
  - (5) a motion that the question be put to a vote;
  - (6) a motion to adjourn.
26. When any one of the motions mentioned in the next preceding section has been made as an amendment to the original motion, no other motion may be made as an amendment to the original motion or to the amendment, except the following:
  - (1) to refer to a committee;
  - (2) to defer the consideration of the question;
  - (3) to close the debate at a specified time;
  - (4) that the question be put to a vote;
  - (5) to adjourn;
 any of which may be moved either to the original motion or to the amendment of the original motion.
27. A motion:
  - (1) that the debate be closed at a specified time; or
  - (2) that the question be put to a vote;

shall be put to a vote without further amendment or debate, but a motion that the question be put to a vote shall not itself be put to a vote until every Council Member who has not spoken on the question and claims a right to speak has been heard, and the mover of the question has had the right to reply and sum up as provided in section 18 herein.

28. A motion that the question be put to a vote shall preclude all amendments to the main question until the motion is decided, and shall be put to a vote, without debate, in the following words: "That this question be put to a vote." If this motion is resolved in the affirmative, the original question shall be put to a vote immediately, without any amendment or debate, but if such motion is resolved in the negative, then the Council shall continue to debate the question.
29. A motion to adjourn shall always be in order except in the following cases:
  - (1) when a Council Member is in possession of the floor;
  - (2) when the vote is being called;
  - (3) while the Council Members are voting; or
  - (4) when the adjournment was the last preceding motion.
30. The following questions shall be decided without debate:
  - (1) all motions as to priority of business or as to the suspension of the order of the day;
  - (2) a motion to allow any person other than the Council member to address the Council;
  - (3) a motion to postpone to a specified time or day;
  - (4) a motion to lay on the table when claiming a privilege over another person; and
  - (5) a motion to adjourn.
31. Amendments shall be put in the reverse order to that in which they are moved. Every amendment submitted shall be decided or withdrawn before the main question is put to vote. Only one amendment shall be allowed to an amendment and any further amendment must be to the main question.
32. Except for matters arising from correspondence, committee or other reports, agenda items, or notice of motion or other material circulated to Council Members on or before the day before the meeting, and except for matters arising from an *in-camera* meeting, no motion committing the Municipality to the expenditure of funds shall be accepted by the Chair for the consideration of Council except with the unanimous consent of Council Members present.
33. Any notice of motion given by a Council Member for a subsequent meeting may, in the absence of the Council Member giving such notice, be taken up by any other Council Member.

#### **Committee of the Whole Meetings**

34. Council hereby establishes a Committee of the Whole, consisting of all the councillors, to meet on the second Wednesday of each month commencing at 3:30 p.m. except that there shall be no meeting during the month of August.
35. Council or Committee of the Whole may cancel or re-schedule a meeting of the Committee of the Whole, providing the public is given at least three days' notice.
36. The Committee of the Whole will be responsible for all matters which would be of concern to the Municipal Council.
37. Meetings of the Committee of the Whole shall be open to the public, unless the Committee moves into an In-Camera session which complies with the Municipal Government Act (MGA) (Section 22(2)). The public, with permission from the majority of Council, may address the Committee, with a time limit of ten minutes. This excludes comments on matters where there are existing meeting procedures with First or Second Readings, or other matters that have a public process in place.
38. Staff reports and Councillor's reports shall be presented to the Committee of the Whole.
39. Committee of the Whole will meet for the purposes of discussion and possible recommendation to Council. No formal decisions will be made when the councillors are meeting as Committee of the Whole.
40. Committee of the Whole may, in its discretion, decide not to refer a staff recommendation to Council if the Committee feels that recommendation would not be appropriate at that time.
41. a) The Mayor shall act as chairperson and presiding officer at the meetings of the Committee of the Whole.  
 (b) In the absence of the Mayor, the Deputy Mayor shall so serve.

(c) In the absence of both the Mayor and Deputy Mayor, the Committee of the Whole may appoint a chairperson from the members present.

42. The Clerk shall keep minutes of the discussions and recommendations of the Committee of the Whole.

#### **Conduct of Meetings: Points of Order**

43. It shall be the duty of the Chair, and the privilege of any Council Member, to call any Council Member to order, who violates any established rule or order. A point of order must be decided before the subject under consideration is proceeded with.
44. When a Council Member is called to order, the Council Member shall remain seated and silent until the point is determined, until called upon by the Chair to be heard on the point of order.
45. A point of order is not debatable amongst other Council Members, unless the Chair invites discussion in an effort to assist in making a ruling. Where the Chair permits discussion of a point of order, no Council Member shall speak more than once.
46. Decisions of the Chair on points of order or procedure, including an order expelling and excluding a person from the Council Chambers pursuant to section 40 and 44, are not debatable but are appealable to Council by any Council Member. When an appeal is made from the decision of the Chair, the Chair shall simply put the question, "Shall the decision of the Chair be sustained?"
47. No Council Member shall use offensive or unparliamentary language or speak disrespectfully to or about anyone while in Council, or speak outside the parameters of the question in debate.
48. If a Council Member resists the rules of Council, willfully obstructs the business of Council or disobeys the decision of the Chair, or of Council on appeal, on any question or order or practice or upon the interpretation of the rule of Council after being called to order by the Chair, or otherwise disrupts the proceedings of Council, the Council Member may be ordered by the Chair to leave the Council Member's seat provided that a majority vote of Council shall be required to sustain the expulsion.
49. If the Council Member refuses to leave the Council Member's seat, the Chair may order the Council Member to be expelled and excluded from the Council Chambers.
50. Such Council Member may, by vote of Council, later in the meeting or at a subsequent meeting, be permitted to re-enter Council Chambers and to resume participation in Council's business with or without conditions.
51. Persons who are not Council Members or officers or employees of the Municipality shall observe silence and order in the Council Chambers, unless given permission to speak. Any such persons disturbing the proceedings of Council shall be called to order by the Chair and, if they fail to comply, shall be ordered, by the Chair, to be expelled and excluded from the Council Chambers, provided that a majority vote of Council shall be required to sustain the expulsion.
52. Such member of the public may, by vote of Council, later in the meeting or at a subsequent meeting, be permitted to re-enter Council Chambers with or without conditions.
53. An order of the Chair to expel a person from the Council Chamber pursuant to sections 40 and 44 of this Policy constitutes a direction from the Municipality to leave the premises for purposes of the *Protection of Property Act* and other applicable laws.
54. If any question arises that is not provided for by applicable legislation or the foregoing rules, it shall be decided according to the ruling of the Chair, having regard to general principles of parliamentary procedure to the best of the Chair's ability, but the Chair shall not be expected to conform its decisions with parliamentary procedure texts or precedents.
55. Any of the rules of order may be suspended in its operation by the unanimous consent of the Council Members present.
56. All former Council Meetings and Proceedings Policies of the Municipality are hereby repealed.

**No Objections**

**MOTION CARRIED**

#### **6. BUSINESS ISSUES**

##### **6.1 Electric Vehicle Charging Stations**

**IT WAS MOVED by Councillor Houghtaling seconded by Councillor Gilroy to request a staff report for the June 2, 2021 meeting of Council on the possibility of establishing an EV charger in Springhill and Pugwash, including whether the County may qualify for a Natural Resources Canada grant to cover 50% of the cost".**

**No Objections  
MOTION CARRIED**

6.2 Pier Road Loop Maintenance

A memo from the was included in the meeting material.

**IT WAS MOVED by Councillor Goodwin seconded by Councillor Gould to direct staff to negotiate an agreement with the Parrsboro and Area Harbour Commission for the Maintenance of the loop portion of Pier Road owned by the Commission.**

**No Objections  
MOTION CARRIED**

7. **INFORMATION ITEMS**

Proclamation – Access Awareness

An email from Sherry Costa-Lorenz, Provincial Coordinator, Nova Scotia League for Equal Opportunities speaking of Access Awareness was included in the meeting material. The Mayor proclaimed the week May 30- June 5, 2021 2021 Access Awareness Week in Cumberland County.

8. **ADJOURNMENT**

8.1 Adjournment

On motion by Councillor Joseph seconded by Councillor Gilroy the meeting was temporarily adjourned at 4:04 p.m.

The Meeting reconvened at 4:30 p.m. to allow Council to conduct Public Hearings for Dangerous or Unsightly properties item #2.4(i)(ii)(iii)

On motion from Councillor Gould seconded by Councillor Houghtaling the meeting adjourned at 4:40 p.m.

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Mayor Murray Scott

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Municipal Clerk Brenda Moore

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

### 1.2 Roll Call

Mayor Scott acknowledged the Municipality of the County of Cumberland is in Mi'kma'ki, the ancestral and unceded territory of the Mi'kmaq people.

The Mayor called the May 27, 2021 Council session of the Municipality of the County of Cumberland to Order at 5:32 p.m.

Shelley Hoeg, Municipal Clerk called the roll with the following members of Council present: Mayor Murray Scott, Councillor Fred Gould; Councillor Rod Gilroy, Deputy Mayor Kathy Redmond, Councillor Jennifer Houghtaling, Councillor Angela McCormick, Councillor Mark Joseph, Councillor Dale Porter, Councillor Carrie Goodwin.

Staff present Greg Herrett, CAO; Allie McCormick, Director of HR and Community Facilities; Andrew MacDonald, Director of Finance; Steve Ferguson, Director of Community Development; Justin Waugh-Cress, Director of Engineering and Operations; Amanda MacLeod, Corporate Communications Officer; and Shelley Hoeg, Municipal Clerk/Executive Assistant to the CAO.

## 2. ADMINISTRATIVE AND PROCEDURAL ISSUES

### 2.1 Approval of Agenda

**IT WAS MOVED by Councillor Joseph seconded by Councillor Porter to approve the agenda as presented.**

**No Objections  
MOTION CARRIED**

## 3. BUSINESS ITEMS

### 3.1 Presentation of 2021/2022 General Operating Budget

The Director of Finance presented the General Operating Budget to Council.

### 3.2 Presentation of Five-Year Capital Investment Plan

The Director of Finance presented the Five-Year Capital Investment Plan.

### 3.3 Low Income Exemption Policy

The Manager of Financial Services presented a draft Low Income Exemption Policy to Council.

**IT WAS MOVED by Deputy Mayor Redmond, seconded by Councillor Gould to give notice of Intent to Consider Adoption of the Low Income Exemption Policy at a future Council meeting.**

**No Objections  
MOTION CARRIED**

### 3.4 Approval of Operating and Capital Budgets

#### Estimates of Revenues and Expenditures

**IT WAS MOVED by Councillor Porter, seconded by Councillor Houghtaling that Council accept the following estimate of sums totaling \$31,031,804, which are required by the Municipality of Cumberland for the fiscal period ending March 31, 2022, prepared in accordance to Section 72 of the Municipal Government Act:**

	<b>2021/22 Budget</b>
<b>Revenue</b>	
Taxes	24,594,404
Grants In Lieu Of Taxes	2,408,453
Own Source Revenue	923,763
Sale Of Service	45,000
Conditional Grants	286,222
Unconditional Grants	1,591,254
Transfers From Own Funds And Agencies	973,459
Collections For Other Governments	209,249
<b>Revenue Total</b>	<b>31,031,804</b>
<b>Expenditures</b>	
General Government	6,078,854
Protective	8,665,072
Transportation	2,036,000
Environmental Health	4,717,384
Public Health	1,176,780
Environmental Development	1,263,260
Recreation & Culture	1,978,153
Education	4,907,052
Transmission Of Taxes	209,249
<b>Expenditures Total</b>	<b>31,031,804</b>

**No Objections  
MOTION CARRIED**

Tax Rates

**IT WAS MOVED** by Councillor McCormick, seconded by Councillor Joseph that the tax rates for the Municipality of Cumberland for the fiscal year ended March 31, 2022 be approved as follows:

**General tax rates**

Residential           \$1.19 per \$100 of assessment  
Commercial           \$2.78 per \$100 of assessment

**Area rates on properties in the community of Springhill**

Residential           \$0.86 per \$100 of assessment  
Commercial           \$2.18 per \$100 of assessment

**Area rates on properties in the community of Parrsboro**

Residential           \$0.48 per \$100 of assessment  
Commercial           \$1.19 per \$100 of assessment

**No Objections  
MOTION CARRIED**

Sewer Rates

**IT WAS MOVED** by Councillor Gilroy, seconded by Councillor Houghtaling that the rates for each of the sewage collection and treatment systems for the fiscal year ended March 31, 2022 be approved as follows:

<b>Springhill</b>	<b>\$265</b>	<b>per unit</b>
<b>Amherst Marsh</b>	<b>\$439</b>	<b>per unit</b>
<b>Biggs Drive</b>	<b>\$439</b>	<b>per unit</b>
<b>Joggins</b>	<b>\$439</b>	<b>per unit</b>
<b>Joggins Extension</b>	<b>\$559</b>	<b>per unit</b>
<b>Maccan</b>	<b>\$439</b>	<b>per unit</b>
<b>Pugwash</b>	<b>\$439</b>	<b>per unit</b>

River Hebert	\$439	per unit
Wallace	\$439	per unit
Parrsboro	\$50	Per Property (vacant lots & developed lots not connected)
Parrsboro Metered	\$2.65/cubic metre	

No Objections  
MOTION CARRIED

**Streetlights – Rural Systems**

IT WAS MOVED by Councillor Gould, seconded by Councillor Porter that the uniform flat rate of \$41.00 per assessment account for rural street light systems for the fiscal year ending March 31, 2022 be approved.

No Objections  
MOTION CARRIED

**Village Rates**

IT WAS MOVED by Councillor Joseph, seconded by Councillor Houghtaling that that following village rates be billed and collected at the same time and in the same manner as municipal taxes:

River Hebert	\$0.10 per \$100 of assessment
Pugwash	
Residential	\$0.335 per \$100 of assessment
Commercial	\$0.405 per \$100 of assessment

No Objections  
MOTION CARRIED

**Maintenance and Improvement of Private Road By-law**

IT WAS MOVED by Councillor Gilroy, seconded by Councillor Gould that following rates for the maintenance and improvement of private roads be billed and collected at the same time and in the same manner as municipal taxes:

Jackson’s Point Road Association \$34.16 per assessment account

No Objections  
MOTION CARRIED

**Due Date**

IT WAS MOVED by Councillor Gould, seconded by Councillor Joseph that the due date for the 2021/22 tax levy be July 16, 2022 with interest to be charged on outstanding tax accounts on or after July 17, 2022 at the rate of 1.25% per month, 15% per annum.

No Objections  
MOTION CARRIED

**General Borrowing Resolution**

IT WAS MOVED by Councillor McCormick, seconded by Deputy Mayor Redmond to authorize the borrowing of certain moneys from the Canadian Imperial Bank of Commerce to meet the current expenditure of the Corporation of the Municipality of the County of Cumberland (hereinafter called “the Corporation”) for the year ending March 31, 2022.

WHEREAS it is necessary to borrow the sum of \$11,500,000 (eleven million five hundred thousand dollars) from the Canadian Imperial Bank of Commerce to meet the new current expenditures of the Corporation until such time as the taxes to be levied therefore can be collected;

BE IT THEREFORE RESOLVED by the Municipal Council of the Corporation as follows:

1. THAT the Mayor and the Treasurer of the Corporation be, and they are hereby authorized under the seal of the Corporation to borrow from the Canadian Imperial Bank of Commerce up to the sum of \$11,500,000 (eleven million five hundred thousand dollars) as the same may be required from time to time to meet the now current expenditures of the Corporation which said expenditures has been duly authorized by Council; and
2. THAT the said Mayor with the Treasurer aforesaid, be, and they are hereby authorized to pay or allow to the said bank, interest on the sum of \$11,500,000 (eleven million five hundred thousand dollars) at Prime Rate per annum, which may be paid or allowed in advance by way of discount or otherwise howsoever as they may deem best; and
3. THAT the said sum of \$11,500,000 (eleven million five hundred thousand dollars) so to be borrowed shall be made payable on or before the 31st day of March, 2022, and the promissory note or notes of the Corporation, if any, given therefore, if made payable before the said 31st day of March, 2022, may be renewed by the said Mayor and Treasurer from time to time, but no renewal thereof shall fall due later than the said 31st day of March, 2022; and
4. THAT the said promissory note or notes of the Corporation, sealed with the corporate seal and signed by the Mayor and Treasurer of the Corporation be given from time to time as required, in security for the amounts borrowed from time to time under the provisions of this resolution; and
5. THAT giving of such renewal note or notes, as aforesaid, shall not be deemed satisfaction to the said bank of the said advance or interest, but as evidence only in indebtedness.

**No Objections  
MOTION CARRIED**

**Capital Investment Plan**

**IT WAS MOVED by Councillor Gilroy, seconded by Councillor Houghtaling that Council approve the 5-year Capital Investment Plan totaling \$20,936,211.**

<b><u>Year</u></b>	<b><u>Budget</u></b>
2021/22	6,724,555
2022/23	5,961,100
2023/24	3,625,555
2024/25	2,075,000
2025/26	2,550,000
<b>Total</b>	<b><u>20,936,211</u></b>

**No Objections  
MOTION CARRIED**

**2021/22 Capital Budget**

**IT WAS MOVED by Councillor Joseph, seconded by Councillor Porter that Council approve that 2021/22 Capital budget in the amount of \$6,724,555.**

	<b>2021/22</b>
<b>Project Categories</b>	
Municipal Buildings	335,000
Fire Protection Vehicles and Equipment	182,000
Fire Protection Facilities	800,000
By-law Enforcement Vehicle and Equipment	38,000
Public Works Vehicle and Equipment	235,000
Streets and Sidewalks	1,725,000
Water & Sewer Infrastructure	1,156,000
Community Economic Dev and Tourism	1,909,555
Recreation & Culture Facilities	160,000
Parks and Playgrounds and Sports fields	184,000
	<b>6,724,555</b>
<b>Funding Category</b>	
Municipal	2,935,142
Other	550,000
Provincial	162,166
Federal	3,077,247
	<b>6,724,555</b>

**No Objections  
MOTION CARRIED**

**4. ADJOURNMENT**

On motion by Councillor Gilroy, seconded by Councillor Houghtaling the meeting was adjourned.

\_\_\_\_\_  
Mayor Murray Scott

\_\_\_\_\_  
Municipal Clerk Shelley Hoeg

**MUNICIPALITY OF THE COUNTY OF CUMBERLAND**  
**ACTION LIST**  
**Public Council Meeting**  
**May 19, 2021**

<b><u>Action List from The Wednesday, May 19, 2021 Public Council Meeting</u></b>	<b><u>Responsibility</u></b>	<b><u>Completion</u></b>
1. Complete and distribute Action List.	Shelley	Completed
2. Complete Minutes.	Brenda	Completed
3. Negotiate an agreement with the Parrsboro and Area Harbour Commission for the maintenance of the loop portion of Pier Road owned by the Commission.	Justin	
4. Prepare a staff report to determine feasibility of 2 EV Charging stations (1 for each of Springhill and Pugwash) and investigate if Cumberland may be eligible to apply to NRCan for 50% funding.	Steve	On June 2 Agenda
5. Follow up on the Meetings and Proceedings of Council Policy.	Allie Brenda	Completed
6. Follow up on the motion to order the demolition of the residence at 81 Wolsley Street, leveling of the lot to acceptable standards applicable to that area of the County and removal of all debris, as soon as possible.	Justin Ron	Ongoing
7. Advertise for and hold Second Reading of the Bylaw to Repeal Springhill Bylaws at the June 2, 2021 Council session.	Allie Brenda	Completed
8. Advertise for and hold Second Reading of amendment to Land use Bylaw to rezone PID 25172917, 689 Kerrs Mill Road, for the June 2, 2021 Council session.	Will	Completed
9. Pursue Town of Amherst water extensions to 4 specific areas of the county.	CAO Justin	Ongoing Correspondence has been sent
10. Follow up on demolition order for 1895 Wyvern Road by June 16, 2021.	Justin Ron	Ongoing
11. Follow up on demolition order for 161 Main St. Springhill as soon as possible.	Justin Ron	Ongoing



**MUNICIPALITY OF THE COUNTY OF CUMBERLAND**

**ONGOING ACTION LIST**  
**(Public Council Meetings)**

<b><u>Ongoing Action Lists From Previous Public Council Meetings</u></b>	<b><u>Responsibility</u></b>	<b><u>Completion</u></b>
1. Divest the Municipality of the following 3 properties: Cowan St Springhill (PID 25226671) Cowan St Springhill (PID 25098831) King St Springhill (PID 25232042) McKay St Springhill (PID 2539633)	Justin	A realtor has been engaged and the properties should be listed by the end of the week of May 31
2. Refer the draft Youth Council Policy to the Policy and Bylaw Committee	Allie Brenda	On the May 18 <sup>th</sup> bylaw and policy committee meeting agenda
3. Follow up on the approval of a development agreement for 14 Chambers Blvd., Parrsboro	Will	Development Agreement has been sent for legal review by the proponent and then our Solicitor will review before it is signed off on.
4. Authorize the CAO to continue to work with the Town of Amherst regarding a request from a County resident to connect to the Town of Amherst sewer system, which runs past their property.	Greg	The Mayor and CAO of both units have discussed this item and it is currently ongoing
8. Develop a plan to create a Bylaw regarding Commercial Development Districts.	Steve Nelson Andrew MacD.	On June 2 Council agenda
9. Follow up on a presentation to Council regarding the indigenous history of Cumberland County.	Shelley	Awaiting a response from Mr. Gloade

## MEMORANDUM

3.1

**TO:** Murray Scott, Mayor; Greg Harrett, CAO; and Council  
**FROM:** Nelson Bezanson, Steve Ferguson, Andrew MacDonald  
**DATE:** May 26, 2021  
**RE:** **Commercial Development Districts**

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### **Background:**

Council has expressed interest in developing a Commercial Assessment Phase-in program by creating Commercial Development Districts (CDDs). Commercially assessed properties in such CDDs meeting the established criteria would be eligible for the phase in of up to 50% of assessment increases generated by either investment or redevelopment over a period of up to ten years. To utilize this program the Municipality must designate a CDD in its municipal planning strategy (MPS) and develop a by-law establishing the program criteria. CDDs must be serviced by water and wastewater and must not be enterprise or industry specific or lead to discriminating between businesses when providing incentives as this would violate the Agreement on Internal Trade with other provinces.

The Province suggests municipalities consider the goal and extent of such a program. From the discussions with Council so far it would seem that Council is interested in supporting economic growth in all areas or at least wishes to keep all options open.

Although several towns in Nova Scotia have created CDDs which include all commercial and industrial properties in the entire Town, others have directed Commercial Development Districts to historic downtowns, waterfronts, commercial strips and industrial parks. Only four rural municipalities were found with CDD's: CBRM, the District of Lunenburg, the District of Yarmouth and West Hants. Notably, all four of the rural municipalities with CDD's have created the CDD's in traditional downtowns, commercial strips and industrial parks.

In a large diverse municipality such as Cumberland the creation of Commercial Development Districts largely comes down to two basic options:

- Direct new growth in downtown cores and other commercial/industrial designated areas.
- Broadly promote investment in commercial development throughout the municipality.

As we move forward with this process staff will undertake the following work:

### **Next Steps:**

#### Public engagement:

Since approving a commercial development district requires an amendment to the Municipal Planning Strategy, staff must conduct a public engagement process. Such engagement will focus on reaching out primarily to businesses and business organizations such as Cumberland Business Connector, Development Associations, Chambers of Commerce and any active economic development committees. Such public engagement will gauge the level of support and interest, inform Council if the program will likely impact business decision-making and help determine boundaries of potential commercial development districts.

**Financial Impact assessment:** The province recommends that the municipality review commercial assessment values and trends in a desired area for at least the past five years to determine if the tool is appropriate for the area as well as the potential scope and impact on municipal revenues. Staff will

review historical assessments for potential commercial development districts to be considered as part of the process.

**Timeline:**

Staff expect to start public engagement in June and complete a preliminary round sometime in July. Following will be the completion of drafts and financial analysis with an anticipated first reading of an MPS amendment in Mid October and project completion date in December. Here is a brief outline of what will be involved amending the MPS and adopting a CDD By-Law: (subject to change)

- June: Public Engagement; Questionnaire/surveys for business owners and business organizations.
- July/August: Submit preliminary report to Council
- August/September, Finalize Draft MPS Amendment and CDD By-Law
- October: MPS Amendment and draft By-Law to Council-First Reading
- November: MPS Amendment and draft By-Law to Council-Public Hearing
- December: MPS Amendment and By-Law to Council-Second Reading
- December: Submit MPS Amendment and By-Law to Municipal Affairs for approval

**Action Plan:**

(See Attached)

**Commercial Development Districts (CDD) Program  
Wednesday, May 26, 2021  
ACTION PLAN**

<b>Action Item</b>	<b>Person(s) Responsible</b>	<b>Timeline</b>
<b>1. Prepare information for Council re. costs and benefits of such a program.</b>	Andrew M.	June-July
<b>2. Contact Town of Amherst Planner, Andrew Fisher, re. Program and inquire about heritage properties.</b>	Nelson	June
<b>3. Have discussions with Municipal Advisor and Mico Schwartzentruber at Municipal Affairs.</b>	Nelson	Ongoing
<b>4. Steve to engage Communications Staff in questionnaire process.</b>	Steve F.	June
<b>5. Book time to meet to develop questions and provide contacts for survey.</b>	Steve F. and Jonathan McClelland	June
<b>6. Use Town of Amherst By-Law as reference to create one for the County and research others around the province.</b>	Steve F.	July-August
<b>7. Use mapping to determine assessment changes, going back 5 years. Look at trends in potential areas. Determine which areas might qualify.</b>	Andrew M. and Steve F.	June-July
<b>8. Create CDD By-Law Timeline to mirror MPS amendment timeline</b>	Steve F.	June
<b>9. Create and be in charge of survey.</b>	Will Balser	June
<b>10. Host Business and Public Engagements.</b>	Nelson and Will Balser	June-July
<b>11. Report results back to Council.</b>	Nelson	July-August

**MEMORANDUM**

**TO:** Mayor and Council  
**FROM:** Will Balsler, Junior Planner, Development Officer  
**DATE:** June 2, 2021  
**RE: Second Reading on amendment to Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road, Kerrs Mill**

5.1

As a correction to the memo for First Reading from the April 7<sup>th</sup>, 2021 Council Meeting, the subject property has undergone a subdivision. The aerial and zoning maps have been updated to reflect this change.

**Background:** On March 26th, 2021, Planning and Development staff received an application regarding the property at 689 Kerrs Mill Road, Kerrs Mill - PID 25172917 (the "subject property").

The subject property is located along the Wallace River and Kerrs Mill Road, Southwest of Wallace. The application is for a rezoning to permit the development of Campground with year round rentals of 3-4 Geodesic domes.

**From the Land Use Bylaw: CAMPGROUND** means the use of land, or part thereof, for providing an overnight camping experience to the travelling public in tents, yurts, bunkies, or other similar structures, but does not include an RV park.



**Regulatory and Land Use Context:**

Current Zone: Recreational Residential (RRec)

Proposed Zone: Commercial Recreation (CRec)

The subject property is designated as Resource on Schedule A of the Municipal Planning Strategy (MPS). The current Country Residential zoning does not permit the development of a Campground.

The neighboring properties are mixed forested lots and cleared fields, zoned as Agriculture (AG) and Recreational Residential (RRec), and very few dwellings in the area.

Rezoning the subject property to Commercial Recreation (CRec) would allow the development of an Campground with 20 or fewer sites and is supported by Municipal Planning Strategy Policy 4-66A:



*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.*

**The following submissions were received for the Public Hearing:**

1. *As a resident of the Kerrs Mill Road I wanted to tell you I support the change of land use bylaw for 689 Kerrs Mill road to commercial recreational for the establishment of a camp ground and domes. This is a young couple with a child that have moved into the area . This development will be positive for our area . Already they have been making inquiries about who to hire to get such work done . I have had a great conversation with the owners about this positive development. As a former guide and outfitter I see great possibilities to reactive this service . It's been my experience that these new visitors to the camp ground will purchase local goods and services .*

*As a wood lot owner we have already had some discussion on the sale of camp fire wood . As some one with a sustainable forest management plan through our local forest co-op , additional marketing opportunities are always welcome . For many years I sat on various boards and committees were we brain stormed to promote our area as a destination tourist area. It's been a long time coming , but now it starts.*

*On a personal note the addition of a student to our local school will further support our community school. Looking forward to a positive vote by council on this matter. Thank you*

- 2. To whom it may concern. Hello, I live on the Kerrs mills road. I see there's been a proposal made for a campsite /campground at civic number 686. Proposal of this property to made and to recreational property by all means is welcome to our community. With this property they wish to develop means that there well be jobs to fill. Jobs means more money coming into our community. Thank you for your time.*
- 3. Staff received a phone call outlining the following concerns:*
  - Road; increased traffic.*
  - Tourists seem to think its cute to feed wildlife and as such there is a problem with foxes in the area.*
  - Impact on privacy of neighbours*
  - Noise: Will there be ATV's or other recreational equipment?*
  - Will this have an impact on the Wallace River?*
- 4. As the adjacent property owner to the subject property I am writing with my concerns about the proposed development at 689 Kerrs Mill Road, Kerrs Mill.*

*With regards to the process, I would note for your attention that the map shown in your memo dated April 7, 2021, "RE: First Reading on amendment to Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road, Kerrs Mill" is inaccurate. While I would expect that this administrative error is due to the timing of recent property transactions, the result is misleading.*

*The property shown on the map in your memo represents the boundaries of the property before it was subdivided through an Instrument of Subdivision, attached, and "Lot 3" was sold to my company on March 12, 2021 with the deed being registered March 22, 2021. The result is that the subject property (Lots 1 & 2) is now less than half of its original size at 14.83 HA (36.65 ac +/-), whereas my adjacent property (PID 25508813) is 16.17 HA (40ac +/-). The deed for the subject property was dated March 31, 2021 and registered April 29, 2021.*

*Notwithstanding the above, I purchased the 40 acre property with the intent to develop it in line with the existing zoning, Recreational Residential, with lower density residential uses in mind. Although I am not privy to the details of the developer's plans, I am concerned that a campground would not be compatible with quiet enjoyment of the existing Recreational Residential zoning for a number of dwellings. Simply put, had the zoning of the neighbouring property been Commercial Recreation when I was considering the purchase of my parcel back in February, I would have invested elsewhere.*

*Further, I would like to know more about the environmental considerations given to such a development alongside the Wallace River and the impacts on local infrastructure to having this type of zoning in an otherwise residential and agricultural zone.*

*While the proposed development may have merit in other areas that are more remote, I am afraid that I cannot support it in this area.*

Additional Comments received after the memo deadline, but read at the May 19<sup>th</sup> Public Hearing:

1. *In regards to the rezoning application for PID 25172917, I would have to express concerns about the potential future use of fire pits/campfires as all properties surrounding are old growth forest. Without a view of the scope of the project, will there be a buffer created to slow the spread of any fire*
2. *Re proposed camp ground at 689 Kerrs mill road . We know this is possible late , but my father, living at 112 Kerrs mill road believes this is a good project and supports the same . Thank you On his behalf his son.*
3. *As a long-time resident on Easy Street, and now a home owner on Kerrs Mill Road, I have several concerns about this development.*

*1) Province - maintenance of the road is constantly required, with washouts being frequent. I could not even get the province to fix the damaged road signs at one of the Kerrs Mill. I am super concerned that the increased traffic from both the 9 hole golf course, and this new campground, will further deteriorate the road, and the Municipality isn't the decision maker here. Increased development on road by Municipal rezoning = more concern for state of Kerrs Mill Road*

*2) River - I am an environmentalist. I've watched the Wallace River become busier and busier with motorized boats, water skiers etc. I tried to raise my concerns about a "no-wake zone" on this incredible natural resource, home to migrating birds, and spawning ground for many fish species. The river is a draw to sports fishers from all over, and I am concerned about 20 camping spots suddenly further burdening the river.*

*3) Designation as resource land - this is sadly disappearing with the sudden buy up of properties... Will the corresponding taxes levied as a result benefit everyone on Kerrs Mill Road?*

**Recommendation:** Approve Second Reading of the proposed amendment to the Land Use Bylaw to rezone PID 25172917, at 689 Kerrs Mill Road.

**Options:** Council can decide to approve or refuse the proposed amendment, or request that further information be provided as per MPS Policy 6-20. These are the requirements for adopting an amendment from the Municipal Government Act, Section 219:

*(2) A council may amend a land-use by-law in accordance with policies contained in the municipal planning strategy on a motion of council or on application.*

*(3) A council shall not adopt or amend a land-use by-law except to carry out the intent of a municipal planning strategy.*

If Council approves the amendment, a notice will be placed in a local newspaper notifying residents of Council's decision and setting out the right of appeal. The appeal period lasts 14 days from the date of publication.

Under section 250 (1) of the MGA, Council's decision to amend or refuse to amend the Land Use Bylaw can be appealed to the Nova Scotia Utility And Review Board (NSUARB) by an aggrieved person or the applicant. This appeal must be made "...on the grounds that the decision of the council does not reasonably carry out the intent of the municipal planning strategy".

**Next Steps:** If the amendment passes second reading, staff will prepare advertisements notifying the public of Council's decision. If it is rejected, staff will notify the applicant. Both notices set out the rights to appeal.

MEMORANDUM

**TO:** Council

**FROM:** The Policy and By-Law Committee

**DATE:** May 28, 2021

**RE:** Second Reading for By-Law to Repeal Springhill By-laws

---

5.2

**By-Law to Repeal Springhill By-Laws**

The Policy and By-Law Committee reviewed by-laws of the former Town of Springhill and recommend Council begin the process to repeal a number of by-laws that were considered outdated and obsolete. Council approved First Reading of the By-Law to Repeal Springhill By-Laws at the April 21, 2021 Council Meeting and held a Public Hearing on May 19, 2021. Today, Council may make a motion to approve Second Reading of the By-Law. This By-Law includes the following:

#42	1 Page	T. of Springhill - Amendment to Curfew By-Law 1945
#47	1 Page	T. of Springhill - Amendment to Public Scales and Weighers 1946
#48	3 Pages	T. of Springhill – Plebiscite of the Rate Payers
#52	2 Pages	T. of Springhill - Amendment to Sheep Protection and Dog Regulation 1950
#53	6 Pages	T. of Springhill - Parking Meters
#56	3 Pages	T. of Springhill - Parking Meters
#57	5 Pages	T. of Springhill - Truckmen
#58	3 Pages	T. of Springhill - Unsightly
#59	3 Pages	T. of Springhill - Truckmen’s By-Law
#61	7 Pages	T. of Springhill - Destruction of Documents and Records No Longer Required 1962
#62	2 Pages	T. of Springhill - Amendment to Truckmen Bylaw 1962
#66	2 pages	T. of Springhill - Amendment to Truckmen Bylaw 1967
#68	4 Pages	T. of Springhill - Amendment to Truckmen Bylaw 1971
#70	3 Pages	T. of Springhill - Amendment to Truckmen Bylaw 1974
#76	1 Page	T. of Springhill – Instalment Billing Payment

**If Council is in agreement a motion to approve Second Reading of the By-Law to Repeal Springhill By-Laws is in order.**

---

Municipality of the County of Cumberland By-Law 21-XX

By-Law to Repeal of Former Town of Springhill By-Laws

---

1. The following By-Laws adopted and in effect in the former Town of Springhill are hereby repealed:

- #42 T. of Springhill - Amendment to Curfew By-Law 1945
- #47 T. of Springhill - Amendment to Public Scales and Weighers 1946
- #48 T. of Springhill – Plebiscite of the Rate Payers
- #52 T. of Springhill - Amendment to Sheep Protection and Dog Regulation 1950
- #53 T. of Springhill - Parking Meters
- #56 T. of Springhill - Parking Meters
- #57 T. of Springhill – Truckmen
- #58 T. of Springhill – Unsightly
- #59 T. of Springhill - Truckmen’s By-Law
- #61 T. of Springhill - Destruction of Documents and Records No Longer Required 1962
- #62 T. of Springhill - Amendment to Truckmen Bylaw 1962
- #66 T. of Springhill - Amendment to Truckmen Bylaw 1967
- #68 T. of Springhill - Amendment to Truckmen Bylaw 1971
- #70 T. of Springhill - Amendment to Truckmen Bylaw 1974
- #76 T. of Springhill – Instalment Billing Payment

2. This By-law shall come into force upon publication.

Clerk’s Annotation For Official By-Law Book

Date of first reading: April 21, 2021  
Date of Advertisement of Notice of Intent to Consider:  
Date of second reading:  
\*Date of advertisement of Passage of By-Law:  
Date of mailing to Minister a certified copy of By-Law:

**I certify that this By-Law was adopted by Council and published as indicated above.**

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Date

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

42

Amendment to Curfew By-law  
of the Town of Springhill, N.S.

Be it enacted and ordained by the Town Council  
of the Town of Springhill, N.S., as follows -

That paragraph 2 of the existing Curfew By-law  
of the Town of Springhill, N.S., passed on the 18th  
day of October, A.D. 1926, and approved October 26th,  
A.D. 1926, and included in the Consolidation of By-Laws  
and Ordinances of the Town of Springhill, N.S.,  
approved by the Minister of Municipal Affairs of the  
Province of Nova Scotia on the 20th day of June, A.D. 1944  
be repealed, and the following substituted -

"No boy or girl under the age of Fourteen Years shall  
be, or remain on, or in, any street or public place  
of the Town after the Curfew Whistle has blown unless  
accompanied by one of his or her parents or guardians  
or some adult authorized for such person by one of  
his or her parents or guardians."

I certify that the foregoing amendment to the By-law  
was passed at a meeting of the Town Council of the Town  
of Springhill, N.S., in the Council Chamber of the Town  
Hall, on the 8th (Eighth) day of December A.D. 1944.

42

*A. G. Nelson*

Town Clerk

Springhill, N.S.  
~~December 8th, 1944.~~  
November 5th, 1945

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>Let Stanley</i>	
Municipal Commissioner	
APPROVED this <i>2nd</i> day	of <i>November</i> 19 <i>45</i>
<i>J. Russell Quance</i>	
Minister of Municipal Affairs	

47

Be it enacted and ordained by the Town Council of the Town of Springhill, Nova Scotia, by authority of Section 142 of the Acts of the Province of Nova Scotia for the year 1941, The Towns Incorporation Act that the following attached additional By-Laws be added to the By-Laws of the Town of Springhill.

1. The following provisions and words of the By-Laws of the Town of Springhill, having reference to public scales and weighers are hereby struck out and repealed:

- (a) Sections 1 and 2 of Chapter 28.
- (b) The words "public weighers and" in the first line of Section 5 of Chapter 28.
- (c) Clause (a) of Section 5 of Chapter 28.

47

I certify that the attached addition to the By-Laws of the Town of Springhill was passed at a meeting of the Town Council of the Town of Springhill duly called and held in the Council Chamber in the Town Hall, Springhill, N. S., on the Sixth day of November A. D. 1946.

*W. J. Leebow*

Town Clerk

Springhill, N. S.,  
6<sup>th</sup> November  
~~September~~, 1946.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>Lettrandy</i>
APPROVED this <u>12<sup>th</sup></u> day of <u>December</u> , 19 <u>46</u>
<i>J. P. Quirre</i> Minister of Municipal Affairs

52

DEPT. OF MUNICIPAL AFFAIRS  
AND SUCCESSION DUTY OFFICE  
MAR 30 1950  
PROVINCE OF NOVA SCOTIA

BE IT ENACTED AND ORDAINED by the Town Council  
of the Town of Springhill, Nova Scotia, by authority  
of Section 3 of Chapter 8 of the Acts of 1927 entitled  
"The Sheep Protection and Dog Regulation Act 1927 as  
amended by Chapter 38 of the Acts of 1936 that the  
following attached amending By-Law be added to the  
By-Laws and Ordinances of the Town of Springhill.

52

Section 3 of Chapter 18 of the By-Laws of the Town of Springhill is repealed and the following substituted therefor :

3. On or before the first Monday in May in each and every year, the owner of each dog within The Town of Springhill shall procure such dog to be registered, described, numbered and licensed in the office of the Town Clerk of the said Town, and shall on each registration pay to the Town Clerk for each dog or spayed bitch a tax of Three Dollars, and for each bitch, other than a spayed bitch a tax of Ten Dollars, and every such license shall be in force until the first Monday in May of the year next ensuing.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*[Signature]*  
Deputy Minister

APPROVED this 6<sup>th</sup> day of April 1950

*[Signature]*  
Minister of Municipal Affairs

I CERTIFY the attached Amendment to the By-Laws of the Town of Springhill was passed at a meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the 13th. day of April, 1961, and at least two weeks after a Notice of Motion to enact the said amendment to the By-laws was made at a regularly called meeting of the said Council.

Dated at Springhill, N.S. this 2nd. day of November, A.D. 1962.

*Aly Aclow*

Clerk of the Town of Springhill.

62

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*W. E. M. Oscey*  
Deputy Minister

APPROVED this *19<sup>th</sup>* day of *December* 19 *62*

*H. Clayton Ferguson*  
Minister of Municipal Affairs

AMENDMENT TO THE BY-LAWS OF THE TOWN  
OF SPRINGHILL, N.S. ENTITLED "TRUCKMEN"

---

Section 18 of The By-Laws and Ordinances of the Town of Springhill, N.S. entitled "Truckmen" as it relates particularly to "Trucking Rates" and more particularly to Trucking Rates for trucking Coal and trucking Materials to the Dump is repealed and the following is substituted therefor.

Trucking Coal--- 1 Ton.....	\$1.50
Trucking Coal... $\frac{1}{2}$ Ton.....	\$1.10
Trucking Materials to Dump per Truckload.....	\$2.00

THE TOWN OF SPRINGHILL

*bylaw file  
re trucking*

MOTION TO AMEND THE  
BY-LAWS OF THE TOWN  
OF SPRINGHILL IN  
RESPECT TO TRUCKMEN

BE IT ENACTED AND ORDAINED by the Town Council of the Town of Springhill by authority of Section 248 of the Motor Vehicle Act that the following By-Law be added to the By-Laws of the Town of Springhill:-

1. Section 18 of Chapter 14 of the By-Laws of the Town of Springhill relating to Truckmen is repealed and the following substituted therefor:

18. No licensed truckman of the Town of Springhill shall charge less nor more than the following rates for trucking within the Town of Springhill:

(a) For trucking coal,  $\frac{1}{2}$  Ton - \$1.50  
1 Ton - \$2.00

(b) Waiting time, per hour - \$3.00

(c) Moving furniture and household goods from one building entrance to another building entrance but not to include pick-up or distribution of same within building;

Per load by  $\frac{1}{2}$  Ton Truck - \$3.00

Per load by 1 Ton Truck - \$4.50

(d) Delivery of grocery orders from store to residence - \$ .35

(e) Weekly pick-up and disposal of garbage from residential property upon continuous contract, per week; - \$ .35

(f) Trucking as follows:

Common building bricks, per 1,000	-	\$7.00
Flour, per hundred weight	-	.20
Electrical Refrigerators, each	-	2.00
Pressed Hay, per ton	-	3.50
Lumber, per load by $\frac{1}{2}$ Ton Truck	-	3.00
per load by 1 Ton Truck	-	4.50
Gravel, per load by $\frac{1}{2}$ Ton Truck	-	3.00
per load by 1 Ton Truck	-	4.50
Pianos each, without assistance	-	15.00
with assistance	-	10.00
Trucking Kitchen Range Stoves, each	-	2.50
Cased groceries, cased liquid goods, cased dry goods, hardware, ashes, waste and similar goods and material not specifically rated in this section:		
Per load by $\frac{1}{2}$ Ton Truck	-	2.50
Per load by 1 Ton Truck	-	4.00

(g) Other goods, materials and services and other quantities and weights not specifically mentioned in this section at rates in proportion to the above rates excepting however that the minimum charge shall not be less than: 1.00



THE TOWN OF SPRINGHILL

CERTIFICATE

I, A. G. ALLBON, of Springhill, Nova Scotia, Clerk of the Town of Springhill, do certify:-

THAT the foregoing enactment of By-Law in respect to Truckmen was passed and resolved by the Council of the Town of Springhill at a regularly called meeting of the Council held on the 3<sup>rd</sup> TH. day of May A. D. 1967, notice of the intention to move the said enactment and resolution having been given two weeks previous to the said meeting held on the 16<sup>th</sup> day of May A.D. 1967 as required by the By-Laws of the Town of Springhill.

DATED this Third day of June A.D. 1967.

A. G. Allbon  
Clerk.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

W. M. Moseley  
Deputy Minister

APPROVED THIS 20<sup>th</sup> day of July 1967

Donald C. R. Neil  
Minister of Municipal Affairs

THE TOWN OF SPRINGHILL

NOTICE OF MOTION

I, hereby give notice that, at the next meeting of the Council of the Town of Springhill to be held two weeks after the meeting at which this Notice is given, I shall make the following motion.

DATED the 23 day of November A.D. 1971.

*Herbert Roff*

-----  
COUNCILLOR OF THE TOWN OF SPRINGHILL

68

*This copy for D. Clark*

THE TOWN OF SPRINGHILL

MOTION TO AMEND THE  
BY-LAWS OF THE TOWN  
OF SPRINGHILL IN  
RESPECT TO TRUCKMEN

BE IT ENACTED AND ORDAINED by the Town Council of the Town of Springhill by authority of Section 273 of the Motor Vehicle Act that the following By-Law be added to the By-Laws of the Town of Springhill:-

1. Section 18 of Chapter 14 of the By-Laws of the Town of Springhill relating to Truckmen is repealed and the following substituted therefore:-

18. No licensed truckman of the Town of Springhill shall charge less nor more than the following rates for trucking within the Town of Springhill:

(a) For trucking coal,  $\frac{1}{2}$  Ton - \$2.00  
1 Ton - \$3.00

(b) Waiting time, per hour \$4.00

(c) Moving furniture and household goods from one building entrance to another building entrance but not to include pick-up or distribution of same within building;

Per load by  $\frac{1}{2}$  Ton Truck \$4.00  
Per load by 1 Ton Truck \$5.50

(d) Delivery of grocery orders or parcels from store to residence \$ .50

(e) Weekly pick-up and disposal of garbage from residential property upon continuous contract, per week; \$ .50

(f) Trucking as follows:

Common building bricks, per 1,000	\$8.00
Flour, per hundred weight	.30
Electrical Refrigerators, each	3.00
Pressed Hay, per ton	4.50
Lumber, per load by $\frac{1}{2}$ Ton Truck	4.00
per load by 1 Ton Truck	5.50
Gravel, per load by $\frac{1}{2}$ Ton Truck	4.00
per load by 1 Ton Truck	5.50



THE TOWN OF SPRINGHILL

CERTIFICATE

I, <sup>D. E. MADDISON</sup>~~A. C. ALLEN~~, of Springhill, Nova Scotia,

Clerk of the Town of Springhill, do certify:-

THAT the foregoing enactment of By-Law in respect to Truckmen was passed and resolved by the Council of the Town of Springhill at a regularly called meeting of the Council held on the 14 day of December A.D. 1971, notice of the intention to move the said enactment and resolution having been given two weeks previous to the said meeting held on the 23 day of November A.D. 1971 as required by the By-Laws of the Town of Springhill.

DATED this 15 day of December A.D. 1971.

D. E. Maddison

THE TOWN OF SPRINGHILL

NOTICE OF MOTION

I, hereby give notice that, at the next meeting of the Council of the Town of Springhill to be held two weeks after the meeting at which this Notice is given, I shall make the following motion.

DATED the 11 day of June A.D. 1974.

*Herbert R. Rife*

-----  
COUNCILLOR OF THE TOWN OF SPRINGHILL

THE TOWN OF SPRINGHILL

MOTION TO AMEND THE  
 BY-LAWS OF THE TOWN  
 OF SPRINGHILL IN  
 RESPECT TO TRUCKMEN

BE IT ENACTED AND ORDAINED by the Town Council of the Town of Springhill by authority of Section 273 of the Motor Vehicle Act that the following By-Law be added to the By-Laws of the Town of Springhill:-

1. Section 18 of Chapter 14 of the By-Laws of the Town of Springhill relating to Truckmen is repealed and the following substituted therefore:-

18. No licensed truckman of the Town of Springhill shall charge less nor more than the following rates for trucking with the Town of Springhill:
- |   |         |
|---|---------|
| (a) For trucking coal, ½ Ton  | \$ 2.50 |
| For trucking coal, 1 Ton  | 4.00    |
| (b) Waiting time, per hour  | 6.00    |
| (c) Moving furniture and household goods from one building entrance to another building entrance but not to include pick-up or distribution of same within buildings;   |         |
| Per load by ½ Ton Truck (short wheel base)  | \$ 4.50 |
| Per load by ½ Ton Truck (long wheel base)   | 6.00    |
| Per load by 1 Ton Truck   | 6.00    |
| (d) Delivery of grocery orders or parcels from store to residence, each   | \$ .65  |
| (e) Weekly pick-up and disposal of bagged or boxed garbage from single family residential property upon continuous contract, per week;  | .65     |
| (f) Trucking as follows:  |         |
| Common building bricks, per 1,000   | \$10.00 |
| Flour, per hundred weight   | .40     |
| Electrical Refrigerators, each  | 3.50    |
| Pressed Hay, per ton  | 5.00    |
| Lumber, per load by ½ Ton Truck (short wheel base)  | 4.50    |
| Lumber, per load by ½ Ton Truck (long wheel base)   | 6.00    |
| Lumber, per load by 1 Ton Truck   | 6.00    |
| Gravel, per load by ½ Ton Truck (short wheel base)  | 4.50    |
| Gravel, per load by ½ Ton Truck (long wheel base)   | 6.00    |
| Gravel, per load by 1 Ton Truck   | 6.00    |
| Pianos each, without assistance   | 40.00   |
| with assistance   | 25.00   |
| Trucking Kitchen Range Stoves, each   | 4.00    |
| Cased groceries, cased liquid goods, cased dry goods, hardware, ashes, waste and similar goods and material not specifically rated in this section:   |         |
| Per load by ½ Ton Truck (short wheel base)  | 4.00    |
| Per load by ½ Ton Truck (long wheel base)   | 5.50    |
| Per load by 1 Ton Truck   | 5.50    |
| (g) Other goods, materials and services and other quantities and weights not specifically mentioned in this section at rates in proportion to the above rates excepting however that the minimum charge shall not be less than: | 1.50    |

THE TOWN OF SPRINGHILL

CERTIFICATE

I, DOUGLAS MADDISON, of Springhill, Nova Scotia, Clerk of the Town of Springhill, do certify:-

THAT the foregoing enactment of By-Law in respect to Truckmen was passed and resolved by the Council of the Town of Springhill at a regularly called meeting of the Council held on the 25 day of June A.D. 1974, notice of the intention to move the said enactment and resolution having been given two weeks previous to the said meeting held on the 25 day of June A.D. 1974 as required by the By-Laws of the Town of Springhill.

DATED this 25 day of June A.D. 1974.

D. E. Maddison

DOUGLAS MADDISON

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<u>J. Robertson</u>	Departmental Solicitor
APPROVED this <u>July 18</u> day	
of <u>July</u> 19 <u>74</u>	
<u>[Signature]</u>	Minister of Municipal Affairs

NOTICE OF MOTION

TO THE TOWN COUNCIL OF THE TOWN OF SPRINGHILL.

TAKE NOTICE that at the next regular meeting of the Council of the Town of Springhill to be held after the expiration of two weeks after the giving of this notice that I will move the attached motion, namely, a motion to enact a by-law of the Town of Springhill having reference to

**DESTRUCTION OF DOCUMENTS AND RECORDS  
NO LONGER REQUIRED.**

DATED AND GIVEN at a regularly called meeting of the Council of the Town of Springhill held at Springhill, N. S. this twenty-first day of June A.D., 1962.

*Ralph Porter*  
Councillor of  
The Town of Springhill

Bh/T30-61  
(dstr-doc)

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
Deputy Minister
APPROVED this.....day of.....19.....
Minister of Municipal Affairs

61

BE IT ENACTED AND ORDAINED by the Town Council  
of the Town of Springhill, Nova Scotia, by authority of  
Section 243 of Chapter 293 of the Revised Statutes of Nova  
Scotia 1954 as amended by Section 4 of Chapter 50 of the  
Acts of 1961, that the following attached By-Law become part  
of the By-Laws of the Town of Springhill.

DESTRUCTION OF DOCUMENTS AND RECORDS NO LONGER REQUIRED

1. The Council of the Town of Springhill may by resolution in the form set out in schedule "B" of this By-Law, cause the destruction of any documents or records after they are no longer required provided that the Clerk submits to the Council his affidavit setting forth each of the documents or records to be destroyed and that he has personally examined each of the documents or records proposed to be destroyed and that there is nothing of value therein.

2. The Affidavit of the Clerk setting out that he has personally examined each document or record and that there is nothing of value therein may be in the form as set out in Schedule "A" of this by-law.

3. Nothing in this by-law shall authorize the destruction of the following documents:

(a) deeds, mortgages or other documents or records relating to the title of real property;

(b) court records;

(c) records required to be kept by any statute;

(d) records less than five (5) years old;

(e) minutes, by-laws or resolutions of the Council;

(f) plans and surveying records;

(g) receipts, paid or honoured cheques and invoices other than those in respect to construction or capital expenditures, hospital notices and receipts, and payroll records less than seven (7) years old;

(h) receipts, paid or honoured cheques and invoices with respect to construction less than ten years old;

(i) coupons, redeemed bonds and similar documents less than ten (10) years after repayment of issue;

(j) books of Account and ledgers less than ten (10) years old;

(k) copies of receipts for rates and taxes and assessment rolls less than ~~twenty~~ <sup>Seven</sup> (7) years old;

(l) the affidavit of the clerk made pursuant to this by-law;

Schedule "A"  
Affidavit of Clerk

IN THE MATTER OF THE BY-LAWS OF THE TOWN OF SPRINGHILL

-and-

IN THE MATTER OF THE DESTRUCTION OF DOCUMENTS AND RECORDS  
OF THE TOWN OF SPRINGHILL.

I, \_\_\_\_\_ of \_\_\_\_\_  
in the County of Cumberland, Clerk of the Town of Springhill,  
make oath and say:

- 1. That I am the Clerk of the Town of Springhill;
- 2. That I have personally examined each of the documents or records listed immediately below pursuant to a by-law permitting the destruction of documents and records no longer required:

- (a)
- (b)
- (c)
- (d)
- (e)

3. That the aforesaid list does not contain any document or record exempt from destruction pursuant to the by-laws of the Town of Springhill or the Towns' Incorporation Act of the Province of Nova Scotia;

4. That to the best of my knowledge there is nothing of value contained therein;

5. That the said documents and records are no longer required by the said Town of Springhill.

SWORN before me at \_\_\_\_\_ )  
 in the County of \_\_\_\_\_ )  
 Province of Nova Scotia, this \_\_\_\_\_ )  
 day of \_\_\_\_\_, A.D., 19\_\_\_\_ ) \_\_\_\_\_  
 ) Clerk  
 )  
 \_\_\_\_\_ )  
 Commissioner, etc. )  
 )  
 )

Schedule "B"

RESOLUTION OF THE COUNCIL OF THE TOWN OF SPRINGHILL.

WHEREAS the documents and records of the Town of Springhill as set out in the affidavit of the Clerk sworn to the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_ are no longer required;

AND WHEREAS according to the said affidavit of the Clerk the said documents and records have been personally examined by the Clerk and he has determined that there is nothing of value therein and that the said documents and records do not include any documents or records which are exempt from destruction pursuant to the by-laws of the Town of Springhill or the Towns' Incorporation Act of the Province of Nova Scotia;

BE IT THEREFORE RESOLVED that the said documents and records as set out in the said Affidavit of the Clerk be forthwith removed and destroyed.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the Town of Springhill duly held on the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_.

GIVEN under the hands of the Mayor and the Clerk and under the corporate seal of the said Town of Springhill this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

I CERTIFY the attached By-Law of the Town of Springhill was passed at a Meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the 26th. day of July A.D., 19<sup>62</sup> (and at least two weeks after a Notice of Motion to enact the said By-Law was made at a regularly called Meeting of the said Council).

DATED at Springhill, N. S. this 16th. day of August A.D., 19<sup>62</sup>.

*W. G. Alton*

CLERK OF THE TOWN OF SPRINGHILL

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*W. G. Alton*  
Deputy Minister

APPROVED this 22<sup>nd</sup> day of August 1962

*Mr. Hayden Ferguson*  
Minister of Municipal Affairs

DOWN ON SPYING

RECORDS NO LONGER AVAILABLE  
DESTRUCTION OF DOCUMENTS AND

BY

NY-124

CONFIDENTIAL  
SECRET  
TOP SECRET

TOWN OF SPRINGHILL  
Instalment Billing By-Law

BL/T 30-76  
(billing)

In each year, an amount of one half of the rates and taxes levied against a property in the previous year shall be due and payable to the treasurer on the first day of March.

The rates and taxes levied against the property for the current year, less the payment made under Section 1 of this By-law, shall be due and payable on a date to be determined by council by resolution.

THIS IS TO CERTIFY that the foregoing is a true copy of a by-law duly passed at a duly called meeting of the Council of the Town of Springhill duly held on the 28th day of November, 1978. GIVEN under the hand of the Clerk and under the seal of the Town this 29th day of November, 1978.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Departmental Solicitor	
APPROVED this <i>29th</i> day	
of <i>January</i> 19 <i>79</i>	
<i>[Signature]</i> Minister of Municipal Affairs	

*[Signature]*  
CLERK

76

53

DEPT. OF MUNICIPAL AFFAIRS  
AND SUCCESSION DUTY OFFICE  
AUG 29 1950  
PROVINCE OF NOVA SCOTIA

#53 PAGE 1 OF 6

**BE IT ENACTED AND ORDAINED** by the Town Council  
of the Town of Springhill, Nova Scotia, by authority of  
Sub-Section 31A, Section 239 of Chapter 3 of the Acts  
of Nova Scotia 1941, The Towns Incorporation Act as amended  
that the following attached amending By-Law be added to the  
By-Laws and Ordinances of the Town of Springhill.

53

BL / T 30 - 53  
(20A/meters)

CHAPTER 20A  
PARKING METERS

1. In this Chapter unless the context otherwise requires -
  - (a) "Parking" means parking as defined by The Motor Vehicle Act.
  - (b) "Parking Meter" means an automatic mechanical meter or device indicating thereon the length of time a vehicle may be parked in a parking space, having a receptacle for receiving coins of Canadian money, a slot in which such coins may be deposited, a timing mechanism to indicate the passage of time during which parking is permissible and displaying a signal when the said length of time has elapsed and brief instructions as to their operation and use.
  - (c) "Traffic Authority" means the Traffic Authority of the Town as appointed under the Provisions of The Motor Vehicle Act.
  - (d) "Vehicle" means a vehicle as defined by The Motor Vehicle Act.
2. The Police Committee is hereby authorized and directed, from time to time, to erect, maintain or replace parking meters adjacent to such spaces which have been specified and marked off for the parking of vehicles by the Traffic Authority of the Town on the following portions of the highways of the Town: on Main Street between Chapel Street and Lisgar Street; on the East side of Church Street between Main Street and Drummond Street; on the East side of Elgin Street between Main Street and Fir Street ; on the East side of Victoria Street between Main Street and Drummond Street; on the East side of Elm Street between Main Street and Drummond Street; and on Junction Road between Main Street and Queen Street.
3. When one of the spaces mentioned in Section 2 above has erected adjacent thereto a parking meter such space shall be a metered parking space as hereinafter referred to.
4. All parking meters shall be under the general control of

the Police Committee.

5. The driver of a vehicle shall not park a vehicle within a metered parking space in the Town during the hours from Eight o'clock in the morning to Six o'clock in the afternoon on Mondays, Tuesdays, Wednesdays, Thursdays and <sup>Saturdays</sup> ~~Fridays~~, and from Eight o'clock in the morning to Ten o'clock in the afternoon on <sup>Fridays</sup> ~~Saturdays~~, excepting upon a statutory holiday or upon a day proclaimed to be a holiday by the Mayor of the Town, unless immediately upon the commencement of such parking the driver deposits a coin or coins of Canadian money in the parking meter adjacent thereto. 1958 #56, S.5

*Alta  
K.R.*

6. The driver of a vehicle shall not allow such vehicle to <sup>at any time during the hours mentioned in Section 5 above</sup> remain parked in a metered parking space in the Town unless the parking meter adjacent to such metered parking space indicates that the length of time a vehicle may be parked in such metered parking space has not expired.

*Alta  
K.R.*

7. The driver of a vehicle occupying a metered parking space <sup>at any time during the hours mentioned in Section 5 above</sup> in the Town shall pay for the privilege of such occupancy by depositing in the parking meter adjacent to such metered parking space a coin or coins of Canadian money to the value of One Cent for every twelve minutes of such occupancy.

8. The coins deposited into the parking meters shall be paid into the general revenue of the Town.

9. The Police Committee shall make regulations as to the collection of and accounting for the receipts of parking meters.

10. No person shall

- (a) deface, tamper with, or wilfully break, destroy, or injure any parking meter installed or erected under this Chapter or

-3-

(b) deposit or cause to be deposited in any parking meter installed or erected under this Chapter anything other than Canadian money of the denominations of one cent, five cents, or ten cents.

11. (1) The driver of a commercial vehicle shall be exempted from the requirements of Sections 5, 6 and 7 of this Chapter, when

(a) Such vehicle is actually engaged in loading or unloading goods, wares or merchandise, and

(b) The period of time such vehicle remains in any one metered parking space does not exceed one half hour, and

(c) While such vehicle displays a parking meter permit issued under Sub-section 2 of this Section.

(2) Parking Meter Permits shall be designed by the Town Clerk, bear thereon a short description of their use, expire on the Thirty-First day of December in each year, effective only in respect to a certain vehicle, and shall be issued by the Town Clerk upon payment to him of the sum of Five Dollars per year, or for an equitable proportion of the said sum when such permit is issued less than twelve months before the expiry date.

12. It shall be the duty of the police officers of the Town to attach to any vehicle found parked or left standing in violation of Sections 5, 6 and 7 of this Chapter, a notice that such vehicle has been illegally parked and instructing the driver thereof to report at the Police Office of the Town.

13. Any person violating Sections 5, 6 or 7 of this Chapter shall be liable to a penalty not exceeding Five Dollars, and in default of payment to imprisonment not exceeding Five Days.

14. Any person violating Section 10 of this Chapter shall be liable to a penalty not exceeding Fifty Dollars, and in default of payment to imprisonment not exceeding One Month.

I CERTIFY the attached Amendment to the By-laws of the Town of Springhill was passed at a Meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the Twenty-fourth day of August A.D.1950.

Dated at Springhill N.S. this Twenty-fourth day of August A.D.1950.

*A. G. Feunoy*  
Clerk of the Town of Springhill.

DEPARTMENT OF MUNICIPAL AFFAIRS  
Recommended for approval of the Minister  
*W. H. Ouellet*  
Deputy Minister  
APPROVED this *11<sup>th</sup>* day of *September* 19*50*  
*Robert H. ...*  
Minister of Municipal Affairs

TOWN OF SPRINGHILL

PARKING VIOLATION  
BY-LAW

The Spring Hill

1996

**CHAPTER 20A**  
**PARKING METERS**

BE IT ENACTED AND ORDAINED by the Town Council of the Town of Springhill, Nova Scotia, by authority of Sub-Section 36 of Section 243 of Chapter 293 of The Revised Statutes of Nova Scotia, 1954, The Town's Incorporation Act, the the following attached amending By-Law be added to the By-laws and Ordinances of the Town of Springhill.

56

56

CHAPTER 20A  
PARKING METERS

SECTION 5 of Chapter 20 A of the By-Laws of the Town of Springhill as enacted by the Council of the Town of Springhill on the 24th.day of August A.D.1950 is amended by striking out the word "Fridays" in the fourth line thereof and substituting therefor the word "Saturdays" and by striking out the word "Saturday" in the sixth line thereof and substituting therefor the word "Fridays".

PARKING METERS

I CERTIFY the attached amendment to the By-Laws of the Town of Springhill was passed at a meeting of the Council of the Town of Springhill regularly called and held at the Town of Springhill on the 24th. day of April, A.D.1958.

Dated at Springhill, N.S. this 25th. day of April A.D.1958.

*W. E. A. Aleson*

Clerk of the Town of Springhill, N.S.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*W. E. A. Aleson*  
Deputy Minister

APPROVED this 26<sup>th</sup> day of May 1958

*W. E. A. Aleson*

*(repealed  
July 13)*

Be it enacted and ordained by the Town Council of the Town of Springhill, Nova Scotia, by authority of Section 142 of the Acts of the Province of Nova Scotia, for the year 1941, The Towns Incorporation Act that the following attached additional By-Laws be added to the By-Laws of the Town of Springhill.

1. In this By-Law the word Town shall mean the Town of Springhill.

2. Where under Section 142 of the Towns Incorporation Act being Chapter 3 of the Acts of 1941, the approval of the ratepayers of the Town is required, such approval shall be given by a plebiscite of the ratepayers of the Town taken for the purpose as provided by the said Act and the following provisions shall apply to such plebiscite.

(a) A ratepayer may vote in any ward in which he is assessed but shall not vote in more than one ward.

(b) Officials appointed to conduct and receive the vote, provided they are ratepayers, may vote in the ward where they are conducting and receiving the vote.

(c) Ballots shall be printed and the conducting, receiving, return and recount of the vote shall be the same as under the Towns Incorporation Act for the election of Mayor and Councillors in so far as the same may directly apply or by necessary amendment could be made to apply but not in so far as they may be inconsistent with the provisions of this By-Law

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- 2 -

or with provisions of the Towns Incorporation Act directly applying to a plebiscite of the Ratepayers.

(d) There shall not be any advance poll in a plebiscite of the Ratepayers.

(e) During the holding of the poll no person shall be entitled or permitted to be present in the polling place other than the officers appointed to conduct and receive the vote in such polling place, and one agent for each side of the question being voted on, provided each such agent is appointed in writing by at least five ratepayers to watch the vote on their behalf and such appointment shall state for which side of the question the agent is appointed.

(f) Every official appointed to conduct and receive the vote and every agent as mentioned in (e) above, present within the place where a plebiscite of the Ratepayers is being held, who, except as may be legally done in a plebiscite of the Ratepayers of the Town.

(1) gives to any person a ballot paper or

(11) offers to give any voter any advice as to which side of the question being voted on he should vote or

(111) interferes with the voter in the exercise of his right to vote or

(1V) divulges to any person the side of the question being voted on for whom any voter has voted shall be liable for every such offence to a penalty of Twenty Dollars, and in default of payment to imprisonment for ten days

(g) Every person who

(1) not being entitled to vote knowingly and

- 3 -

wilfully votes or

(11) fraudulently tenders more than one ballot paper when voting or

(111) attempts to vote under the name of any other voter, shall for every such offence be liable to a penalty of Fifty Dollars and in default of payment to imprisonment for one month.

2. A Plebiscite of the Ratepayers of the Town may be held in conjunction and along with any election for Mayor or Councillor.

I certify that the attached addition to the By-Laws of the Town of Springhill was passed at a meeting of the Town Council of the Town of Springhill duly called and held in the Council Chamber in the Town Hall, Springhill, N.S., on the 31<sup>st</sup> day of January A.D. 1947.

*A. G. Alton*

Town Clerk

*A. J. Stacey*  
Mayor

DEPARTMENT OF MUNICIPAL AFFAIRS Springhill, N.S.	N.S.
Recommended for approval of the Minister	30th 1947
<i>LeBarney</i> Municipal Commissioner	
APPROVED the <u>2<sup>nd</sup></u> day of <u>February</u> 19 <u>47</u>	
<i>J. Duane Duerr</i> Minister of Municipal Affairs	
<i>Feb 7/47</i>	

59

re trucking licenses

BE IT ENACTED AND ORDAINED by the Town Council of the Town of Springhill, Nova Scotia, by authority of Section 248 of Chapter 184 of The Revised Statutes of Nova Scotia 1954, The Motor Vehicle Act, that the following attached By-Law become part of the By-Laws and Ordinances of the Town of Springhill.

57

BL/T 30-57  
(trucks)

TRUCKMEN

1. All By-Laws of the Town of Springhill relating to regulating and licensing persons transporting for hire goods by means of any vehicle and in particular Sections 13 to 27 inclusive of Chapter 14 of the By-Laws of the Town of Springhill relating to Truckmen are repealed and the following substituted therefor.

M.V. act  
248

13. No person shall engage in the business of the transportation of goods, wares, merchandice, fuel, furniture, ashes, rubbish, materials and other things, for hire, wages or reward from one point within the Town of Springhill to another point within the Town of Springhill unless such person holds a truckman's license issued by the Town of Springhill, provided that this section shall not apply to a person engaged in such business if such person does not solicit or accept such business from the general public, and shall not apply to such persons who are public utilities as defined by The Public Utilities Act.

*which is in force*

14. Truckmen's Licenses shall be issued on the recommendation of the Committee of the Council having authority over licenses, and shall expire on the First day of May every year.

15. The fee for a Truckman's license shall be an amount for each vehicle used by the licensee in the business of trucking, as follows:

248  
2 (d)

- (a) A vehicle commercially rated as having a capacity of one-half ton \$10.00
- (b) A vehicle commercially rated as having a capacity ~~of~~ exceeding one-half ton but not exceeding one ton \$12.00
- (c) A vehicle commercially rated as having a capacity exceeding one ton \$14.00

16. A truckman's license shall be in the form as set out in

17. Every licensed truckman of the Town of Springhill shall display his name on each vehicle employed under his license and the words "Truckman's License No. \_\_\_\_\_"

18. No licensed truckman of the Town of Springhill shall charge less nor more than the following rates for trucking with the Town of Springhill:		charge less
(a) For trucking coal, 1/2 Ton	\$ 2.50	the Town of
For trucking coal, 1 Ton	4.00	
(b) Waiting time, per hour	6.00	
(c) Moving furniture and household goods from one building entrance to another building entrance but not to include pick-up or distribution of same within buildings;		\$1.00
Per load by 1/2 Ton Truck (short wheel base)	\$ 4.50	1.50
Per load by 1/2 Ton Truck (long wheel base)	6.00	
Per load by 1 Ton Truck	6.00	2.50
(d) Delivery of grocery orders or parcels from store to residence, each	\$ .65	1.50
(e) Weekly pick-up and disposal of bagged or boxed garbage from single family residential property upon continuous contract, per week;	.65	3.00
(f) Trucking as follows:		7.00
Common building bricks, per 1,000	\$10.00	.17
Flour, per hundred weight	.40	
Electrical Refrigerators, each	3.50	2.00
Pressed Hay, per ton	5.00	
Lumber, per load by 1/2 Ton Truck (short wheel base)	4.50	3.00
Lumber, per load by 1/2 Ton Truck (long wheel base)	6.00	1.50
Lumber, per load by 1 Ton Truck	6.00	2.50
Gravel, per load by 1/2 Ton Truck (short wheel base)	4.50	3.00
Gravel, per load by 1/2 Ton Truck (long wheel base)	6.00	4.50
Gravel, per load by 1 Ton Truck	6.00	2.50
Pianos each, without assistance	40.00	3.00
with assistance	25.00	2.50
Trucking Kitchen Range Stoves, each	4.00	3.00
Cased groceries, cased liquid goods, cased dry goods, hardware, ashes, waste and similar goods and material not specifically rated in this section:		7.50
Per load by 1/2 Ton Truck (short wheel base)	4.00	5.00
Per load by 1/2 Ton Truck (long wheel base)	5.50	2.00
Per load by 1 Ton Truck	5.50	3.00
(g) Other goods, materials and services and other quantities and weights not specifically mentioned in this section at rates in proportion to the above rates excepting however that the minimum charge shall not be less than:	1.50	2.00
		3.00

1959 1960  
1.20-1.00  
1.25 1.40

2.00

1974 # 70, S. 18

Special rates

Minimum rate, excepting coal and black ashes for 1/2 ton truckload	1.50
1 ton truckload	2.50
Minimum rate for any article or goods	1.00

19. Any person who contravenes any of the provisions contained in Sections 13 to 18 inclusive above shall be liable to a fine of Ten Dollars and in default of payment to imprisonment for a term not exceeding ten days.

*aya*

The Council of the Town of Springhill may suspend for any period of time or cancel any truckman's license if ~~in its sole judgment~~ ~~it is of the opinion that~~ the holder of such license

- (A) Has contravened any of the provisions of Sections <sup>17</sup> 13 to 18 inclusive above, or
- (b) Has refused or failed to serve the public courteously and efficiently, or
- (c) Has failed to maintain vehicles and equipment adequate, to efficiently serve the public as a truckman, or
- (d) Has conducted his business as a truckman in a careless manner or in a manner dangerous to the public, or
- (e) Has operated the vehicles concerned with his license in a manner contrary to law.

*Not a matter for opinion of Council*

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*[Signature]*  
Deputy Minister

---

APPROVED this *3<sup>rd</sup>* day of *June* 19 *58*

*[Signature]*  
Minister of Municipal Affairs

I CERTIFY that attached By-Laws of the Town of Springhill were passed at a meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the 24th.day of April A.D.1958 and amended by deletion of sections as marked and initialed in conformity with a resolution of Council passed at a meeting regularly called and held on the 23rd.day of May, A.D.1958.

---

  
Clerk of the Town of Springhill, N.S.

*60*  
*Truckmen amendment*

TRUCKMEN'S BY-LAW

---

BE IT ENACTED AND ORDAINED by the Town Council  
of the Town of Springhill, N. S. by authority of Section  
248 of Chapter 184 of the Revised Statutes of Nova Scotia  
1954, The Motor Vehicle Act, that the following attached  
amendment to the By-law entitled "Truckmen" be made to the  
By-laws and Ordinances of the Town of Springhill, N. S.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i>
Deputy Minister
APPROVED this.....day of.....19.....
Minister of Municipal Affairs

AMENDMENT TO THE BY LAWS OF THE TOWN  
OF SPRINGHILL, N. S., ENTITLED "TRUCKMEN"

Section 18 of the By laws and Ordinances of  
the Town of Springhill, N. S. entitled "Truckmen",  
as it relates to "Trucking Rates", is amended and the  
following is substituted therefor:

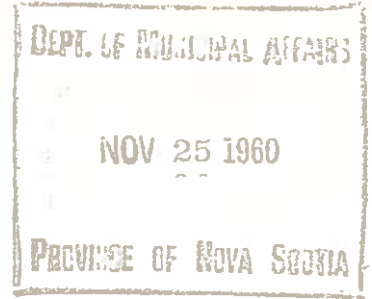
Coal ..... ½ Ton .....\$1.00  
Coal..... 1 Ton .....\$1.40

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>W. E. Seely</i>	
Deputy Minister	
APPROVED this <i>7<sup>th</sup></i> day	of <i>December</i> 19 <i>60</i>
<i>H. Hayden Ferguson</i>	
Minister of Municipal Affairs	

A. G. ALLBON  
CLERK AND TREASURER



OFFICE OF TOWN CLERK & TREASURER  
SPRINGHILL, NOVA SCOTIA



November 24, 1960.

*W.E.*

Mr. W. E. Moseley, Q. C.,  
Deputy Minister of Municipal Affairs,  
Prov. of Nova Scotia,  
Halifax, N. S.

Dear Mr. Moseley:

I am enclosing two copies of the amendment  
to the Trucking By-Law, which was passed, at a meeting  
of the Town Council held on Nov. 17th.

It would be appreciated if you would get the  
approval of the Minister. Thank you kindly.

Yours truly,

*A. G. Allbon*

A. G. Allbon,  
Town Clerk.

encls.  
rh

*This letter will have to  
remain attached to the  
bylaw to certify it was passed*

**TRUCKMEN'S BY-LAW**

---

BE IT ENACTED AND ORDAINED by the Town Council  
of the Town of Springhill, N.S., by authority of Section  
248 of Chapter 18<sup>4</sup> of The Revised Statutes of Nova Scotia  
1954, The Motor Vehicle Act, that the following attached  
amendmegt to the By-law entitled "Truckmen" be made to the  
By-laws and Ordinances of the Town of Springhill, N.S.

59  
//

AMENDMENT TO THE BY/LAWS OF THE TOWN  
OF SPRINGHILL, N.S., entitled "TRUCKMEN"

---

Section 18 of the By-laws and Ordinances of  
the Town of Springhill, N.S. entitled "Truckmen",  
as it relates to "Trucking Rates", is amended and the  
following is substituted therefor:

Coal.....1/2 Ton.....\$ 1.20  
Coal .....1 Ton ..... \$ 1.75

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for  
approval of the Minister

I CERTIFY the attached Amendment to the By-Laws of the Town of Springhill was passed at a meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the 23rd.day of April A.D.1959, and at least two weeks after a Notice of Motion to enact the said amendment to the By-Laws was made at a regularly called meeting of the said Council.

Dated at Springhill, N.S. this 23rd.day of April, A.D.1959.

*A.G. Albon*

---

Clerk of the Town of Springhill

Department  
of  
Municipal Affairs

File No.  
#58

BE IT ENACTED AND ORDAINED by the Town Council  
of the Town of Springhill, Nova Scotia, by authority of  
Section 243A of Chapter 293 of the Revised Statute of  
Nova Scotia 1954, The Town's Incorporation Act that the  
following attached By-Law become part of the By-Laws  
and Ordinances of the Town of Springhill.

Bk/T 30-58  
-----  
(unsight)

Extra Street  
Policies

1. Subsections (2),(3),(4) and (5) of Section 243A of Chapter 293 of the Revised Statutes of Nova Scotia 1954, as enacted by Section 5 of Chapter 52 of the Acts of 1957 shall apply to the whole of the Town of Springhill, said subsections being as follows:

(2) No person shall

(a) Permit a building, fence, wharf, wall or other structure owned or occupied by him and being within an area mentioned in any such by-law, to be or to become partly, demolished, decayed or deteriorated so as to be dangerous, unsightly, offensive or unhealthful; or

(b) Permit to remain on any land owned or occupied by him and being in any such area any ashes, junk, rubbish, refuse, cleanings of yards, bodies or parts of automobiles or other vehicles or machinery, or any other thing, so as to be dangerous, unsightly, unhealthful or offensive.

(3) Should a condition described in subsection (2) arise or exist, whether it arose before or after the passing of this Act or of the by-law, the council may instruct the clerk to serve notice on the owner or occupier requiring him to remedy the condition described in the notice; such notice may be served by being posted in a conspicuous place upon the building, fence, wharf, wall, structure or land or may be personally served upon the person named therein.

(4) In event of the failure of the person so served with notice, to remedy the condition described in the notice within thirty days after service, any person authorized by the council may enter upon the land/which the condition exists, without writ, warrant or other legal process and remedy the condition which the council has required to be remedied; and the actual cost of so doing may be recovered as a debt from the person so served, by action brought by the clerk in the name of the town in any court of competent jurisdiction

58

- 2 -

jurisdiction within sixty days after the cost is incurred.

(5) After notice has been served under subsection (3) any person who permits or causes a condition referred to in this Section or who fails to comply with the terms of said notice, shall be liable on summary conviction to a penalty of not more than fifty dollars and in default of payment to imprisonment for a term of not more than thirty days; every day during which such condition is not remedied is a fresh offence.

I CERTIFY the attached By-Law of the Town of Springhill was passed at a Meeting of Council of the Town of Springhill regularly called and held at the Town of Springhill on the 28th. day of August A.D. 1958 (and at least two weeks after a Notice of Motion to enact the said By-Law was made at a regularly called Meeting of the said Council.)

Dated at Springhill N.S. this 29th. day of August A.D. 1958.

*EX-103*

*A. J. Allison*

Clerk of the Town of Springhill.

<b>DEPARTMENT OF MUNICIPAL AFFAIRS</b>
Recommended for approval of the Minister
<i>W. H. Seely</i>
Deputy Minister
APPROVED this <u>9<sup>th</sup></u> day
of <u>September</u> 19 <u>58</u>
<i>[Signature]</i>
Minister of Municipal Affairs

COM. OF BIRMINGHAM

MEMORANDUM

TO :

FROM :

SUBJECT :

MEMORANDUM FOR THE RECORD

Extra Guard  
Kobland

## MEMORANDUM

**TO:** Mayor and Council  
**FROM:** Will Balsler, Junior Planner, Development Officer  
**DATE:** June 2, 2021  
**RE:** **Second Reading of Public Highway Signage Bylaw**

---

5.3

**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. Two open houses were held in Upper Nappan on June 18th and July 24th, 2018 to give the public, land owners, and business owners an opportunity to voice concerns, and provide input. Advertising for the open houses included two newspaper ads, door hangers to every business along Route 2, phone calls to all sign owners, and the Municipality of Cumberland's Facebook page, website, and newsletters. Most feedback received was regarding design standards, placement, and number of signs, and was overall supportive of the regulations.

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.

The Town of Amherst passed a motion of support for the bylaw on February 24, 2020.

The By-Law and Policy committee recommended that Council approve the Bylaw on March 12, 2021.

**No submissions were received for the public hearing.**

**Recommendation:** Second Reading to the Public Highway Signage Bylaw.

**Next Steps:** Staff will prepare advertisements notifying the Public of Council's Decision.

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## Public Highway Signage By-Law

5.3

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### **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

## MEMORANDUM

**TO:** Greg Herrett, CAO

**FROM:** Justin Waugh-Cress, P.Eng.

**DATE:** May 21, 2021

**RE:** Tender Award – T-MCC-2103 Shinimicas Fire Department Building

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6.2

The tender for the Shinimicas Fire Department Building (T-MCC-2103) closed May 19, 2021. Five bids were received.

The low bid received was from Global Construction Maritimes, the value of the bid was \$599,900.00 +HST. The bidder provided proof of insurance, WCB clearance letter, Safety Certification, bid bond, and company profile. All documents submitted were current.

This project is proposed to be funded through insurance proceeds and long term debt. Insurance proceeds are \$560,645.09. Well drilling, on-site wastewater system, and parking lot finishes are not included in the tender.

**Action Requested:**

**Motion to award tender T-MCC-2103 Shinimicas Fire Department Building to the low compliant bidder Global Construction Maritimes for a value of \$599,900.00.**

**MEMORANDUM**

**TO:** Council

**6.4**

**FROM:** CAO

**DATE:** June 2, 2021

**RE:** Tax Due Date Clarification

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At our May 27, 2021 Special Session of Council the following motion was provided to Council:

“That the due date for the 2021/22 tax levy be July 16, 2021 with interest to be charged on outstanding tax accounts on or after July 17, 2021 at the rate of 1.25% per month, 15% per annum.”

When the motion was read aloud, the due dates of the motion were incorrectly amended to reflect 2022. Staff would like to clarify this issue by Council ratifying a motion containing the following wording:

That the due date for the 2021/22 tax levy be July 16, 2021 with interest to be charged on outstanding tax accounts on or after July 17, 2021 at the rate of 1.25% per month, 15% per annum.

**MEMORANDUM**

6.5

**TO:** Greg Herrett, CAO  
**FROM:** Justin Waugh-Cress, P.Eng.  
**DATE:** May 11, 2021  
**RE:** Tender Award – 4030 Eastern Ave. Parrsboro Demolition

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The tender issue for the demolition of 4030 Eastern Ave. closed May 4, 2021. Five bids were received prior to closing.

The low bid of \$57,070.00 + HST was submitted by Mercer Equipment & Excavation Ltd. The bid was found to be compliant with the tender requirements.

This work can be funded with Letter of Intent funding.

**Action Requested:**

**A motion to award tender.**

**Motion:**

**“To award Tender “T-MCC-2102 Building Demolition – Parrsboro , NS - 4030 Eastern Avenue – Former Town Hall” to Mercer Equipment and Excavation Ltd. for a value of \$57,070.00 + HST”**



Tender Opening Form

DOC#\_T-MCC-2101\_\_\_\_\_

Project:\_Parrsboro Building Demolition

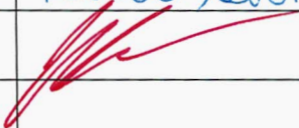
Department:

Date Invited:\_\_\_\_\_ Due Date: \_May 4, 2021\_\_\_ Date Opened: \_\_May 4, 2021\_\_\_

Amount in Budget: \$\_\_\_\_\_

	<b>Vendor</b>	<b>Comments</b>	<b>Price</b>
1	Verhagen Demolition		85,000
2	Asbestos Abatement		98,500
3	CK Earthworks		65,143
4	Dexter		88,000
5	Mercer Excavation		57,070
6			

Tenders Opened in the presence of:

<b>Name</b>	<b>Signature</b>	<b>Date</b>
<b>Kellie Seaman</b>	<i>Kellie Seaman</i>	<b>May 4, 2021</b>
<b>Justin Waugh-Cress</b>		<b>May 4, 2021</b>

**MEMORANDUM**

**TO:** Council  
**FROM:** Shelley Hoeg, Municipal Clerk  
**DATE:** June 1, 2021  
**RE:** Flag Request

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6.6

**Background**

Council has received a request from Cumberland Pride, for the Pride Flag to be flown at our facilities from June 14<sup>th</sup>, to June 30<sup>th</sup>, 2021. The Municipality is a proud partner with Cumberland Pride and will be providing joint activities throughout the Municipality.

Cumberland Pride had been working with a staff member who's position was re-organized and resulted in the Clerk's office only hearing of this request on Friday, May 28<sup>th</sup>, 2021.

**Recommendation**

The Clerk is recommending Council approve the request to fly the Pride Flag at our facilities from June 14<sup>th</sup>, to June 30<sup>th</sup>, 2021.