



**Public Meeting of Council  
Thursday, September 16, 2010 at 12 noon**

**Mayor Clifford Lee presiding**

**Present:**      **Deputy Mayor Stu MacFadyen**      **Councillor David MacDonald**  
                         **Councillor Kim Devine**                              **Councillor Mitchell Tweel**  
                         **Councillor Rob Lantz**                                      **Councillor Peter McCloskey**  
                         **Councillor Melissa Hilton**                                      **Councillor Cecil Villard**  
                         **Councillor Terry Bernard**

**Also:**            **Roy Main – Chief Administrative Officer**  
                         **Joseph Coady – Director of Public Services**  
                         **Donna Waddell – Director of Corporate Services**  
                         **Phil Handrahan – Director of Fiscal and Development Services**  
                         **Scott Ryan – Finance Manager**  
                         **Don Poole – Planning Manager**  
                         **Sharon MacKinnon – City Clerk**

**Regrets:**        **Councillor Danny Redmond**

Mayor Lee called the meeting to order and welcomed everyone to the Council Chambers.

- 1. 44 Donald Drive (PID #768044) – request for variance request**  
As a followup to the September 13 Regular Monthly Council Meeting, clarification on the intent of average setups from the street was distributed to Council. It was noted the Zoning and Development Bylaw does not contain a penalty clause for non-complying developments and the only recourse is through the court system. Although non-compliance is rare, it was suggested the City should have the authority within the Bylaw to penalize developments that do not comply with the regulations in addition to the existing Stop Work Order.

**Moved by Councillor Kim Devine**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**  
That the request for a variance to the front yard setback from the required 50 feet to approximately 43 feet for the dwelling located at 44 Donald Drive (PID# 768044) be approved.

**CARRIED 9-0**

**2. 3<sup>rd</sup> reading of the “City of Charlottetown Zoning and Development Bylaw”** – to amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the vacant lot adjacent to 54 Greensview Drive (PID #385997) from Single-detached Residential (R-1L) Zone to Low Density Residential (R-2) Zone.

**Moved by Councillor Kim Devine  
Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the “City of Charlottetown Zoning and Development Bylaw” be read a third time and that the said Bylaw do now pass.

**CARRIED 9-0**

**3. 3<sup>rd</sup> reading of the “City of Charlottetown Zoning and Development Bylaw”** – to amend Appendix “G” – List of Permitted Uses in the Comprehensive Development Area – of the City of Charlottetown Zoning and Development Bylaw to permit a dental office on the ground floor, staff room and office storage in the basement, two residential apartments on the second floor and a residential unit on the third floor of the property located at 140 Water Street (PID #335349).

**Moved by Councillor Kim Devine  
Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the “City of Charlottetown Zoning and Development Bylaw” be read a third time and that the said Bylaw do now pass.

**CARRIED 9-0**

**4. 3<sup>rd</sup> reading of the “City of Charlottetown Zoning and Development Bylaw”** – to amend Appendix “A” of the City of Charlottetown Zoning and Development Bylaw to designate the property located at 11 Richmond Street (PID #339713) as a Heritage Resource.

**Moved by Councillor Kim Devine  
Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the “City of Charlottetown Zoning and Development Bylaw” be read a third time and that the said Bylaw do now pass.

**CARRIED 9-0**

5. 2<sup>nd</sup> and 3<sup>rd</sup> readings of 2010 Borrowing Bylaw – borrowing for certain capital and operating expenditures

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the said bylaw be read a second time and that the bylaw be committed to a Committee of the Whole Council, and the Mayor be Chairman of the Committee.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the Chairman reports progress of the Committee and that the Bylaw be adopted without amendments.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “**2010 BORROWING BYLAW**” and that it be read a third time at the next Public Meeting of Council.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the “**2010 BORROWING BYLAW**” be read a third time and that the said Bylaw do now pass.

**CARRIED 9-0**

**The meeting adjourned at 12:20 PM**