



**Regular Meeting of Council  
Tuesday, October 14, 2014 at 7:00 PM  
Council Chambers, City Hall**

**Mayor Clifford Lee presiding**

**Present:** Deputy Mayor Stu MacFadyen      Councillor Jason Coady  
Councillor Cecil Villard      Councillor Melissa Hilton  
Councillor David MacDonald      Councillor Rob Lantz  
Councillor Edward Rice      Councillor Terry Bernard  
Councillor Mitchell Tweel      Councillor Danny Redmond

**Also:** Roy Main, CAO      Donna Waddell, DCS  
Paul Smith, PC      Craig Walker, UM  
Scott Ryan, FM      Paul Johnston, PWM  
Alex Forbes, PM      Mandy Feuerstack, HRM  
Tim Mamyé, DFC      Ramona Doyle, SO  
Ron Atkinson, EconDO      Laurel Palmer Thompson, PDO  
Jesse Morton, PDO      Donna Hurry, TO  
Jen Gavin, CO      David Hooley, CS  
Tracey McLean, RMC

**Regrets:** Sue Fraser, PRM      Wayne Long, EDO

Mayor Lee welcomed the evening's Pages – Noah Bitar and Ryan Drew

**Minutes of the previous meetings were by motion adopted:**

**Regular Meeting – September 8, 2014**

**Public Meeting – September 30, 2014**

**REPORTS OF COMMITTEES / RESOLUTIONS**

**1. Protective & Emergency Services – Councillor David MacDonald**

Councillor MacDonald indicated his Committee's report was included in the weekend package.

A comment was made that the press release issued by the City's Communications Officer to the local newspaper and other media outlets regarding discarded syringes on city streets was helpful however it was suggested additional information needs to be communicated to the residents. Councillor MacDonald indicated this will be taken under consideration.

**Moved by Councillor David MacDonald  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, remove any fallen trees and subsequent under growth that would lead to the existence of animal life. Existing building material will be removed or placed neatly at the rear of the property out of the sight of all neighbors. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 48 Walthen Drive (PID# 361980) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown, and

That this resolution will include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**CARRIED 10-0**

**Moved by Councillor David MacDonald  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the Public Works Manager be authorized to remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 59 Sandlewood Street (PID# 999821) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown.

**CARRIED 10-0**

**Moved by Councillor David MacDonald  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, remove any fallen trees and subsequent under growth that would lead to the existence of animal life; remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 7 McKinnon Road (PID# 374215) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown, and

That this resolution will include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**CARRIED 10-0**

**Moved by Councillor David MacDonald**  
**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, remove any fallen trees and subsequent under growth that would lead to the existence of animal life; existing building material will be removed or placed neatly at the rear of the property out of the sight of all neighbors. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 519 St Peters Road (PID# 193029) in accordance with the terms of the Dangerous, Hazardous and Unightly Bylaw of the City of Charlottetown, and

That this resolution will include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**CARRIED 10-0**

**2. Advanced Planning & Priorities – Councillor Jason Coady**

Councillor Coady indicated his Committee had not met since the last Council meeting.

**3. Water & Sewer Utility – Councillor Edward Rice**

Councillor Rice indicated his Committee had not met since the last Council meeting. He noted that the Utility rebate programs continue - 130 low flow toilet and 54 clothes washer rebate applications have been submitted to date and construction on the Miltonvale Wellfield and Spring Park Combined Sewer Separation projects are still in progress.

An update was requested with respect to federal/provincial infrastructure funding for the Miltonvale Wellfield project. Councillor Rice indicated that he has not received any information regarding funding as yet.

**4. Urban Beautification & Sustainability – Councillor Rob Lantz**

Councillor Lantz indicated his Committee's report was included in the weekend package.

**5. Planning & Heritage – Councillor Rob Lantz**

Councillor Lantz indicated his Committee's report was included in the weekend package.

Concern was raised with respect to wording within Section 3 (3.58) and 4.6 (Site Development Principles) of the proposed amendments to the Zoning and Development Bylaw and it was suggested the third reading be deferred. Mayor Lee called for a seconder however no one came forward.

In response to a concern raised regarding the landscape design for the new development at the corner of Euston Street and University Avenue, Councillor Lantz indicated the developer (CADC) has committed to come back to Planning with a final landscaping plan which should address any concerns.

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That pursuant to the requirements of Section 20 of the Planning Act, R.S.P.E.I, 1988, Cap. P-8, and the requirements of Section 2.1 of the Zoning and Development Bylaw, Council hereby appoints Jesse Morton as a designate Development Officer / Licensing Inspector to administer provisions of the Zoning and Development Bylaw, and any other Bylaws under the Planning & Heritage Department regarding Licensing Inspection applications, and

That this designation of authority shall cease if the job duties of this employee no longer requires the designation, if the employee terminates employment with the City of Charlottetown, or upon further written notice.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the request to consolidate the properties at 201 University Avenue (PID#s 357624 & 357640), subject to the receipt of signed, pinned survey plans, be approved.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the request for an amendment to Appendix “G” – List of Approved Properties in the Comprehensive Development Area Zone and Their Permitted Uses – to permit the construction of a Dental Office on the property at 369 Grafton Street (PID# 408062) be approved.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the request to locate a mobile classroom as a temporary use on the property at 7 Trafalgar Street (PID# 369637) be approved.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

That the following resolution approved by Council September 08, 2014 be rescinded:

*That the proposed amendments to the City of Charlottetown Zoning and Development Bylaw to remove the words “(See Licensed Premises below)” following “Eating and Drinking Establishments” under the List of Permitted Uses for Section 18 (Highway Commercial Zone), Section 19 (Shopping Centre Commercial) and Section 21 (Mixed Use Corridor Zone) be approved,*

And that the proposed bylaw given 1st and 2nd reading on September 8, 2014 be abandoned.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

That Council approve the following amendments to the City of Charlottetown Zoning and Development Bylaw to clarify the regulations for Eating and Drinking Establishments in commercial zones as follows:

- Remove the words “(See Licensed Premises below)” following “Eating and Drinking Establishments” under the List of Permitted Uses for Section 18 (Highway Commercial Zone), Section 19 (Shopping Centre Commercial) and Section 21 (Mixed Use Corridor Zone); and
- Remove the references to “Eating and Drinking Establishments” from the licensed premises regulations in Section 18.4, Section 19.6, and Section 21.8.

**CARRIED 10-0**

**1<sup>st</sup> & 2<sup>nd</sup> readings of the Zoning and Development Bylaw** – To amend Appendix “G” of the City of Charlottetown Zoning and Development Bylaw – List of Additional Properties in the Comprehensive Development Area Zone and Their Permitted Uses – to add Dental Office as a permitted use for the property at 369 Grafton Street (PID# 408062).

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

That the bylaw to amend the “City of Charlottetown Zoning and Development Bylaw” be read a first time.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**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 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the Chairman reports progress of the Committee and that the bylaw be adopted without amendment.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “City of Charlottetown Zoning and Development Bylaw” and that it be read a third time at the next Public Meeting of Council.

**CARRIED 10-0**

**1<sup>st</sup> & 2<sup>nd</sup> readings of the Zoning and Development Bylaw** - To amend the City of Charlottetown Zoning & Development Bylaw to remove the words “(See Licensed Premises below)” following “Eating and Drinking Establishments” and remove references to “Eating and Drinking Establishments” in Sections 18.4, 19.6 & 21.8.

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the bylaw to amend the “City of Charlottetown Zoning and Development Bylaw” be read a first time.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz  
Seconded by Councillor Jason Coady**

**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 10-0**

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

That the Chairman reports progress of the Committee and that the bylaw be adopted without amendment.

**CARRIED 10-0**

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “City of Charlottetown Zoning and Development Bylaw” and that it be read a third time at the next Public Meeting of Council.

**CARRIED 10-0**

**3<sup>rd</sup> reading of the Zoning and Development Bylaw** – To amend the City of Charlottetown Zoning and Development Bylaw to implement the regulations and clarify the processes for the 500 Lots Area, Waterfront Zone and Port Zone.

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

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

**CARRIED 9-1**

**Councillor MacDonald recorded a “nay” vote**

**3<sup>rd</sup> reading of the Zoning and Development Bylaw** – To amend Section 32.9.1 – Green Roofs – of the City of Charlottetown Zoning and Development Bylaw as well as the addition of a definition for “Green Roof”.

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Jason Coady**

**RESOLVED:**

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

**CARRIED 10-0**

**3<sup>rd</sup> reading of the Zoning and Development Bylaw** – To amend the City of Charlottetown Zoning and Development Bylaw

**Moved by Councillor Rob Lantz**

**Seconded by Councillor Jason Coady**

**RESOLVED:**

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

**CARRIED 10-0**

**6. Parks, Recreation & Leisure Activities – Councillor Melissa Hilton**

Councillor Hilton indicated her Committee's report was included in the weekend package. Volunteer of the Month for October was presented to Natalie Dow.

**7. Administrative Services – Councillor Cecil Villard**

Councillor Villard indicated his Committee's report was included in the weekend package.

**8. Public Works, Street Lighting & Transit – Councillor Terry Bernard**

Councillor Bernard indicated his Committee had not met since the last Council meeting. He indicated the new payment options (smart cards, smart phones and coins) for parking meters have been implemented and operation is set to begin October 27, 2014.

**9. Economic Development & Culture – Deputy Mayor Stu MacFadyen**

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package.

**10. New Business**

There was no New Business.

**The meeting adjourned at 7:45 PM**