



**Regular Meeting of Council  
Monday, July 8, 2013 at 4:30 PM**

**Mayor Clifford Lee presiding**

**Present:** Deputy Mayor Stu MacFadyen Councillor Edward Rice  
Councillor Mitchell Tweel Councillor Cecil Villard  
Councillor Terry Bernard Councillor David MacDonald  
Councillor Rob Lantz Councillor Melissa Hilton (arr. 4:40pm)  
Councillor Jason Coady Councillor Danny Redmond

**Also:** Roy Main – CAO Donna Waddell – DCS  
Paul Smith – PC Tim Mamyne - DFC  
Paul Johnston – PWM Scott Ryan, FM  
Sue Fraser – PRM Dan Hughes – HRM  
Craig Walker – UM Hope Parnham – PDO  
Ron Atkinson – EconDO Alicia Packwood – PCC  
Donna Hurry, TO Wayne Long – EDO  
David Hooley – CS Tracey McLean- RMC

**Minutes of the previous meetings were by motion adopted:**  
Regular Meeting – June 10, 2013  
Public Meetings – June 11 & 26, 2013  
Committee Meetings of Council (Open) – June 18, 24 & 27, 2013

By request, Planning & Heritage was moved to the beginning of the Committee Reports.

**REPORTS OF COMMITTEES / RESOLUTIONS**

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

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

In response to a question raised regarding the Manager of Planning position, Councillor Lantz referred the question to the CAO who indicated the interview process is being conducted by the Human Resources Manager, Director of Corporate Services and himself.

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

**RESOLVED:**

That the request to proceed to the public consultation phase to consider an amendment to 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 Special Events Signage as an additional permitted use for the concert venue site located at 360 Grafton Street (PID# 825943) be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the request to amend Appendix “A” – Future Land Use Map of the Official Plan from Medium Density Residential to Commercial and an amendment to Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw from Low Density Residential (R-2) Zone to Parking (P) Zone to rezone the property at 17 First Street (PID# 276667) be approved.

A question was raised with regard to landscape design for the parking lot. Councillor Lantz indicated discussions have taken place to incorporate appropriate landscaping features into the lot as to avoid potential issues with area residents.

**CARRIED 10-0**

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

**RESOLVED:**

That the request to amend Appendix “A” of the City of Charlottetown Zoning and Development Bylaw to designate the property at 77 Upper Prince Street (PID# 359539) as a Heritage Resource and to consider an amendment to Appendix “A” Future Land Use Map of the Official Plan from Low Density Residential to Institutional, and an amendment to Appendix “H” - Zoning Map of the Charlottetown Zoning and Development Bylaw to rezone this property from Low Density Residential (R-2) Zone to Institutional (I) Zone, be rejected.

Councillor Lantz indicated 42 letters in support of the application were received thus far and only five letters in opposition have been received. He felt the applicants went out of their way to accommodate most of the concerns which were raised.

In response to a request for clarification, Councillor Lantz indicated the organization’s Board of Directors have agreed to pass a resolution reaffirming that they will seek to have the property rezoned back to a residential use if/when CHANCES no longer requires the property for their administrative offices.

**DEFEATED 10-0**

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

**RESOLVED:**

That the request to amend Appendix “A” of the City of Charlottetown Zoning and Development Bylaw to designate the property at 77 Upper Prince Street (PID# 359539) as a Heritage Resource and to consider an amendment to Appendix “A” Future Land Use Map of the Official Plan from Low Density Residential to Institutional, and an amendment to

Appendix "H" - Zoning Map of the Charlottetown Zoning and Development Bylaw to rezone this property from Low Density Residential (R-2) Zone to Institutional (I) Zone, subject to the signing of a Development Agreement, be approved.

The Mayor and CAO are hereby authorized to execute standard contracts/agreements to implement this resolution.

In response to a question regarding the Development Agreement, Councillor Lantz referred the question to the PDO who noted the agreement may cover issues such as landscaping, parking agreement, aspects relating to the designation as a Heritage property (outside of the building), etc.

**CARRIED 10-0**

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

**RESOLVED:**

That the request for a variance to the lot area requirement from 5,231.5 square feet to approximately 4,265 square feet to permit a third unit in the existing converted dwelling at 205 Euston Street (PID# 360560) be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the request for a variance to the lot area requirement of 41,335.2 square feet to 22,340 square feet to allow the condominium building currently under construction to be converted from 22 units to 24 units within the previously approved structure at 41 Richmond Street (PID#s 339903 & 339895) be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the amendments to the City of Charlottetown Official Plan and Zoning and Development Bylaw (as attached), to implement the 500 Lots Area Development Standards and Design Guidelines be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the application for a garage to be located in the rear yard at 11 Richmond Street (PID# 339713) as per Jeffery Design Drawing and as presented to Heritage Board, be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the application for signage to be located on the retaining wall at 130 Queen Street, the Confederation Centre of the Arts (PID# 340422) as presented to Heritage Board, be rejected.

Councillor Lantz noted the initial sign was fairly extravagant therefore Heritage Board advised the applicant to modify the sign appropriately.

**DEFEATED 9-1**  
**Councillor Coady registered an “aye” vote**

**Moved by Councillor Rob Lantz**  
**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the application for signage to be located on the retaining wall at 130 Queen St., the Confederation Centre of the Arts (PID# 340422) as presented to Heritage Board be approved.

**CARRIED 9-1**  
**Councillor Coady registered a “nay” vote**

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

**RESOLVED:**

That the application for signage for Mavor’s Restaurant to be located on the Art Gallery building overlooking the Grafton Street plaza at 130 Queen Street, the Confederation Centre of the Arts (PID# 340422) as presented to Heritage Board, be rejected.

Mayor Lee suggested the motion be deferred so Council have time for further review. Moved by Councillor Lantz and Seconded by Councillor Villard that the motion be deferred. Motion was Carried.

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

**RESOLVED:**

That the application for a permanent art gallery banner to be located on the Art Gallery building overlooking the Amphitheatre at 130 Queen Street, the Confederation Centre of the Arts (PID# 340422) as presented to Heritage Board, be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That heritage component of the application for an accessory building as per Chandler Architecture Drawings WWC13-020 and for landscaping, as presented to Heritage Board, at

230 Prince Street (PID# 346320) be approved.

**CARRIED 10-0**

**1<sup>st</sup> and 2<sup>nd</sup> readings of the “Zoning and Development Bylaw”**

To amend the City of Charlottetown Zoning and Development Bylaw to implement the 500 Lots Area Development Standards and Design Guidelines.

**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> and 2<sup>nd</sup> readings of the “Zoning and Development Bylaw”**

To amend Appendix “H” Zoning Map of the City of Charlottetown Zoning and Development Bylaw from Low Density Residential (R-2) Zone to Parking (P) Zone to rezone the property at 17 First Street (PID# 276667)

**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> and 2<sup>nd</sup> readings of the “Zoning and Development Bylaw”**

To amend Appendix “A” of the City of Charlottetown Zoning and Development Bylaw to designate the property at 77 Upper Prince Street (PID# 359539 as a Heritage Resource and to make an amendment to Appendix “H” Zoning Map of the City of Charlottetown to rezone the property from Low Density Residential (R-2) Zone to Institutional (I) Zone.

**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**

By request, Parks, Recreation & Leisure Activities was moved to the second item of the Committee Reports.

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

Councillor Hilton indicated her Committee’s report was included in the weekend package. Volunteers of the Month Award for July was presented to Valerie Kneebone and Nina Costain.

A question was raised regarding the proposed opening of the East Royalty Soccer Complex. Councillor Hilton indicated the complex is still under construction however she will update Council once closer to completion.

In response to a question with regard to potential uses for the landfill site in East Royalty, Councillor Hilton indicated the Committee would follow up and advise.

**Moved by Councillor Melissa Hilton**  
**Seconded by Councillor David MacDonald**

**RESOLVED:**

That the City of Charlottetown adopts the Victoria Park Comprehensive Plan as a guiding document to advance short, medium and long term plans for the Park, as well as enable the City to incorporate management policy and guidelines that will best support this parkland as one with historical, ecological and recreational significance.

Councillor Hilton thanked all involved in the process as well as citizens who actively engaged in community consultations such as online surveys, youth workshops, stakeholder and user group interviews and public meetings. She indicated the Plan can be accessed on the City's website ([www.charlottetown.ca](http://www.charlottetown.ca)), by signing out a memory stick or request a hard copy.

Concern was raised regarding recommendations in the Plan pertaining to the boardwalk, the Caretakers House utilized by the potters and the Kiwanis Baseball Field. Councillor Hilton indicated the Plan is a guiding document and all recommendations will be carefully reviewed.

It was suggested City Council or the responsible Standing Committee review the possibility of attaining the parcel of land which the Prince Edward Home currently sits on so that the property complements Victoria Park.

**CARRIED 8-1**

**Councillor Tweel registered a nay vote  
Deputy Mayor MacFadyen was out of the room during the vote**

**Moved by Councillor Melissa Hilton  
Seconded by Councillor David MacDonald**

**RESOLVED:**

That the City of Charlottetown enter in an agreement with the Charlottetown Yacht Club for the operation of a public slip at its property, under the terms and conditions as attached.

In response to concerns raised regarding the lack of a public slip on the waterfront for recreational motorized watercraft, Councillor Hilton indicated the concern could be dealt through the Victoria Park Master Plan. She further indicated slips can be accessed at Peakes Wharf and off Beach Grove Road.

**CARRIED 9-1**

**Councillor Tweel registered a "nay" vote**

**Moved by Councillor Melissa Hilton  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accepts the bid of \$40,770.68 (HSTE) from Diversified Metal Engineering Ltd. for a floating dock system for the purpose of launching non-motorized recreational watercraft at the Charlottetown Waterfront,

And that this amount will be drawn from the approved 2013 Parks and Recreation Capital Budget.

**CARRIED 10-0**

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

Councillor Bernard indicated his Committee's report was included in the weekend package. He noted construction on the Airport roundabout was completed on June 28, 2013 and the St. Peters/Belvedere/Brackley Pt. roundabout design is near completion.

Concern was raised regarding some complaints of speeding transit buses in the Sherwood/Parkdale area. Councillor Bernard indicated the Committee would follow up and advise.



The Committee was commended on the newly resurfaced Brighton Road (west of North River Road) and how accommodating it is for cyclists. Councillor Bernard indicated that Cycling PEI was consulted in this regard. He further indicated that when the street list for paving in 2014 is complete, the Committee will continue to work with the association to identify which streets are appropriate for cycling lanes.

In response to a question raised regarding in-kind services provided by the Public Works Department, Councillor Bernard advised that these services are being tracked and a report will be available at the end of the year.

#### **4. Water & Sewer Utility – Councillor Edward Rice**

Councillor Rice indicated his Committee had not met since the last Council meeting. With regard to the Combined Sewer Separation Project, he advised Council that reinstatement has been completed in the Desbrisay Crescent area, pipes are being installed on Spring Park Road and installation of a new gravity sewer main along North River Road will begin at the end of July 2013.

#### **5. Administrative Services – Councillor Cecil Villard**

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

It was requested that the Committee provide a report to Council regarding the City's hiring process.

It was requested that more detailed information be included in the Committee's Report to Council. Councillor Villard indicated he would advise the Committee's resource person concerning the request.

Once again, it was suggested that City Council meet with Minister Gail Shea to discuss federal job losses in Charlottetown. Mayor Lee indicated that meetings have been held with the federal government over the past several months. He further indicated that Minister Shea was present at one of those meetings.

#### **6. Economic Development & Culture – Deputy Mayor Stu MacFadyen**

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package. He extended thanks to the Canada Day Committee and City Staff for their efforts during the Canada Day festivities at Victoria Park.

In response to a question regarding funding applications through Heritage Canada, Deputy Mayor MacFadyen indicated the Committee would follow up and advise on what specific projects are proposed.

A list of previous and upcoming City events for 2013 was requested.

**Moved by Deputy Mayor Stu MacFadyen**

**Seconded by Councillor Terry Bernard**

#### **RESOLVED:**

That the City of Charlottetown enter into an agreement (as attached) with the Acadian Games Society (La Société des Jeux de l'Acadie Inc.) to host the 2015 Acadian Games (Jeux de l'Acadie 2015),

And that the Mayor and CAO are hereby authorized to execute standard contracts/agreements to implement this resolution.

**CARRIED 10-0**

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

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

In response to an update request, Councillor MacDonald indicated the Committee continues to work on the report regarding the Resource Officer at Colonel Gray.

**Moved by Councillor David MacDonald**

**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That Raw Events be permitted to close access to Victoria Row for paid street dance events on the following dates:

- Saturday, July 13, 2013
- Saturday, August 3, 2013
- Saturday, August 31, 2013

Events to be hosted from 9:00 PM to Midnight on each night requested. Site plan has been submitted and approved by Police, Fire Services and Dept. of Health.

And that approval is subject to approval of liquor licensing through the PEILCC

And further that approvals for events on Aug 3 & 31, 2013 are contingent on Raw Events meeting and maintaining requirements for licensing, event timing, etc.

A question regarding consultation with businesses in the area was raised. Councillor MacDonald referred the question to the EDO who indicated Victoria Row Merchants Association, Confederation Centre of the Arts, The Guild, businesses on the street, landlords, residents of the area and local area businesses have all been a part of the process and are in favour of the event.

It was suggested that more events such as this should be held at the new Charlottetown Festival and Events Centre on Grafton Street.

**CARRIED 9-1**

**Deputy Mayor MacFadyen registered a "nay" vote**

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

Councillor Coady indicated his Committee had not met since the last Council meeting. He took the opportunity to announce that the PEI Council of People with Disabilities recently recognized the Civic Advisory Board for Persons with Disabilities for their work with The Rhythmic Arts Project (TRAP).

An update was requested with respect to a proposed new fire station. Councillor Coady indicated there is no new information in this regard.

**9. Urban Beautification & Sustainability – Deputy Mayor Stu MacFadyen**

Deputy Mayor MacFadyen indicated his Committee had not met since the last Council meeting. He noted that the deadline for Make Charlottetown Bloom applications is July 16, 2013.

It was suggested that the City submit a proposal to ACOA for funding for more waste receptacles. Mayor Lee indicated that the City does not have money in the budget to cost share such an application.

**10. New Business**

**Moved by Deputy Mayor Stu MacFadyen**

**Seconded by Councillor David MacDonald**

**RESOLVED:**

That the City provide funding to the Charlottetown Civic Centre Board for the purpose of acquiring a court surface and the various apparatus required including backboards, clocks, timers, etc.,

And that Staff identify sources of funding for the expenditures for the Administrative Services Committee when the final cost figures for the necessary acquisitions are provided by the Charlottetown Civic Centre Board

And further that the City commit to allocating additional operating funding to the Charlottetown Civic Centre Board of \$50,000 per year in each of 2014, 2015 and 2016 for the purpose of marketing.

In response to a question of total cost for apparatus required, the CAO indicated the estimated cost is \$200,000.

**CARRIED 8-2**  
**Councillors Redmond and Coady registered “nay” votes**

**The meeting adjourned at 6:30 PM**