

Cornwall, Prince Edward Island

**Regular Meeting of Council  
Wednesday, September 17, 2014 at 7:30 PM**

**Mayor** Glen ‘Barney’ Fullerton presiding  
**Present:** Deputy Mayor Corey Frizzell  
Councillor Peter Meggs  
Councillor Minerva McCourt  
Councillor Irene Dawson  
Councillor Marlene Hunt  
**Regrets:** Councillor Parker Beer  
**Also:** Kevin McCarville – Chief Administrative Officer  
Stephanie Cairns - Administrative Assistant

**CALL TO ORDER**

Mayor Fullerton called the meeting to order and welcomed those in attendance.

**APPROVAL OF THE AGENDA**

It was moved by Councillor Meggs and seconded by Deputy Mayor Frizzell the agenda was approved as circulated. Motion Carried.

**MINUTES**

It was moved by Councillor McCourt and seconded by Deputy Mayor Frizzell the Minutes of August 20, 2014 be approved as circulated. Motion Carried.

**BUSINESS ARISING**

Nil

**REPORTS OF COMMITTEES / RESOLUTIONS**

**1. PLANNING BOARD - Councillor Peter Meggs**

The report was included in the Council package.

(Councillor Hunt entered the meeting.)

**Resolution PL 19-2014, 2-6 unit Block Townhouses, 3 Heatherway Drive**

**Moved by Councillor Meggs  
Seconded by Councillor McCourt**

**RESOLVED:**

**WHEREAS** on July 30, 2014 the Town received an application for 2 – 6 unit Block Townhouse Dwellings to be located at 3 Heatherway Drive; and

**WHEREAS** the Town received favorable yet directive comments from both the Fire Marshalls Office and the Department of Transportation & Infrastructural Renewal; and

**BE IT RESOLVED** that Council grant a Special Development Permit for 2-6 unit Block Townhouse Dwellings to be located at 3 Heatherway Drive, being PID No. 247940.

Deputy Mayor Frizzell commented on the trees being removed from the property. Mayor Fullerton will follow up with this.

(Councillor Dawson entered the meeting.)

**QUESTION: CARRIED**

**Resolution PL 20-2014, Approval of application form for Subdivisions/Variations/Bylaw Amendments**

**Moved by Councillor Meggs  
Seconded by Councillor McCourt**

**RESOLVED:**

**WHEREAS** minor amendments were made to the application form for Subdivision/Variance/Bylaw Amendments in order to have the application form consistent with Schedule 'D' of the Town of Cornwall Zoning & Subdivision Control (Development) Bylaw 414; and

**WHEREAS** Section 22.7(1) of the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw 414 indicates the application form must be approved by the authority having jurisdiction which in this case is Council;

**BE IT RESOLVED** that Council approve the amended application form for Subdivision/Variance/Bylaw Amendments dated September 17, 2014.

**QUESTION: CARRIED**

Councillor Meggs noted random signage is appearing throughout the Town. Planning Board will be directing staff to enforce Section 5-Signage of the Town of Cornwall Zoning & Subdivision Bylaw.

Councillor Meggs noted the Town received an application for a propane tank dispenser to be placed at 58 Trans Canada Highway (PID 245506) to refill propane tanks. After Planning Board reviewed Section 13- General Commercial Zone (C1) of the Town of Cornwall Zoning & Subdivision Bylaw, it was agreed a permit will be issued subject to obtaining provincial and federal approvals.

**Resolution PL 21-2014, Amendment to Riverview Place Development Agreement**

**Moved by Councillor Meggs**

**Seconded by Councillor McCourt**

**RESOLVED:**

**WHEREAS** the Town and Riverview Place Inc. entered into a Subdivision Agreement and a Development Agreement both dated April 17, 2012 and an Amending Agreement dated November 26, 2012; and

**WHEREAS** the Town has identified Article (9) of the Development Agreement to be unenforceable; and

**WHEREAS** on September 8, 2014 the Town received a written request from Riverview Place Inc. to remove Article (9) from the Development Agreement, being the requirement to form Condominium Corporations for lots 15, 16, 17 and 18 in the Riverview Place Subdivision.

**BE IT RESOLVED THAT** Council enter a Second Amending Agreement with Riverview Place Inc., which would delete Article (9) from the Development Agreement.

Councillor Hunt expressed concerns with changes in the plans with this subdivision.

Councillors Meggs, Frizzell, McCourt and Dawson voted for the Motion.  
Councillor Hunt voted against the Motion.

**QUESTION: CARRIED**

**2. UTILITY COMMITTEE**

The report was included in the Council package.

Councillor Dawson noted that staff will be submitting four expressions of interest to the New Build Canada Fund on behalf of the Utility.

Councillor Dawson added the drilling on James Street was successful.

Councillor Dawson noted sewer flushing is scheduled to start Monday, September 22, 2014.

**3. PUBLIC WORKS COMMITTEE – Councillor Irene Dawson**

The report was included in the Council package.

Councillor Dawson reported work has been completed on the storm sewer on MacArthur Drive. Sidewalk construction on MacArthur Drive is progressing well and pouring of the concrete will begin tomorrow morning. Councillor Dawson noted positive feedback has been received from

the residents in the construction area.

Councillor Dawson reported that Public Works is going to be responsible for the enforcement of the Property Maintenance Bylaw.

**4. PARKS & RECREATION - Deputy Mayor Corey Frizzell**

The report was included in the Council package.

Deputy Mayor Frizzell gave a brief update on summer and fall programs. It was noted the 2014 summer program revenue was approximately 40% higher than budgeted due to an increase in summer camp enrollment.

Deputy Mayor Frizzell reported on events including the Terry Fox Run and Cornfest.

**5. FINANCE & ADMINISTRATION – Councillor Minerva McCourt**

The report was included in the Council package.

Councillor McCourt reported the Program Coordinator position has been advertised with the hopes of filling the position by late October.

Councillor McCourt added Matthew McNally accepted a new position. His position will remain vacant until the new Council is elected.

Councillor McCourt reported the Town received the first Gas Tax installment.

**Resolution FA 20-2014. Inspectors, Property Maintenance Bylaw**

**Moved by Councillor McCourt**

**Seconded by Deputy Mayor Frizzell**

**RESOLVED:**

**WHEREAS** the Town of Cornwall Property Maintenance Bylaw came into effect on August 20, 2014;

**BE IT RESOLVED THAT** Council appoints Matt Duffy, Doug Longmoore, and John Nordquist as Inspectors pursuant to Article 19 of the Property Maintenance Bylaw.

**QUESTION: CARRIED**

**6. COMMUNICATION – Mayor Glen ‘Barney’ Fullerton**

Nothing to report.

**7. OTHER**

Councillor Dawson gave a brief update on the FCM meeting in Quebec.

**Resolution G 06-2014, Cosmetic Pesticides**

**Moved by Deputy Mayor Frizzell**

**Seconded by Councillor Hunt**

**RESOLVED:**

**BE IT RESOLVED THAT** the Province of Prince Edward Island amend the Charlottetown Area Municipalities Act to enable municipalities to regulate cosmetic pesticides.

Councillor Meggs and Dawson agreed this should stay under the responsibility of the Province of PEI.

Councillors Hunt, Frizzell, and McCourt voted for the Motion.

Councillor Meggs and Dawson voted against the Motion.

**QUESTION: CARRIED**

Councillor Meggs reminded Council of the “Come Fill the Bus” event this Friday. Proceeds to the Heart & Stroke Foundation

**8. ADJOURNMENT**

The meeting adjourned at 8:58 pm.

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GLEN ‘BARNEY’ FULLERTON  
MAYOR

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KEVIN MCCARVILLE  
CHIEF ADMINISTRATIVE OFFICER