

Minutes of a **Public Hearing** conducted by the Municipal Council for the Municipality of the County of Annapolis on **October 20, 2015**, at the Municipal Administration Building, Annapolis Royal, N.S. at 11:02 a.m.

**Present:** Warden Reg Ritchie, Deputy Warden Timothy Habinski; Councillors Marilyn Wilkins; Brian ‘Fuzzy’ Connell, Wayne Fowler, Paul McDonald, Gregory Heming, Alex Morrison, Frank Chipman, Martha Roberts, Diane LeBlanc, and Horace Hurlburt.

**Absent:**

**Also**

**Present:** CAO John Ferguson, Director of Community Services Albert Dunphy, Municipal Clerk Carolyn Young, other staff, and approximately 2 members of the public.

### **Format, Purpose and Procedure**

Warden Ritchie welcomed all, and noted that Council is holding a public hearing. At the end of the public hearing the public hearing will be closed and Council will return to its regular session of Council.

The purpose of a Public Hearing is to permit members of the public to make their views known to Council, via oral or written submissions, concerning the application before Council and to inform the public of Council’s intention to adopt an amendment to Part 7.21 of the Annapolis County East End Area Land Use Bylaw as to add the wording “Notwithstanding the minimum lot frontage requirements of this Bylaw, development permits shall be issued for development on lots created pursuant to the Subdivision Bylaw, where an existing lot that lacks frontage along a provincial or municipal street or highway or private road contain two or more existing main buildings is subdivided such that the normal frontage requirements cannot be met, provided that the new lot and the remainder lot contain at least one main building and all other applicable requirements of this Bylaw are satisfied.”

He added that all questions and comments throughout the public hearing are required to be addressed to the chair. The chair will afford an opportunity for public input and will ask that persons speaking identify themselves and their community each time so that their comments may be recorded in the minutes of these proceedings and that the person speaking identify if they are speaking in favour or against the application. Written presentations are acknowledged first, followed by public oral presentations. Questions and comments from Council members are asked to be held until all public comment is heard.

**Re: Application No. 2015-LUB-001: Amendment to the Upper Clements Area Land Use By-law**

#### **• *Presentation by Planner***

The Planner provided background and information on the process to date.

- *Application No. 2015-LUB-003*: is a Municipal Council-initiated Annapolis County East End Area Land Use Bylaw text amendment. Functionally, the amendment would be to add the wording “Notwithstanding the minimum lot frontage requirements of this Bylaw, development permits shall be issued for development on lots created pursuant to the Subdivision Bylaw, where an existing lot that lacks frontage along a provincial or municipal street or highway or private road contains two or more existing main buildings is subdivided such that the normal frontage requirements cannot be met, provided that the new lot and the remainder lot contain at least one main building and all other applicable requirements of this Bylaw are satisfied.” to Part 7.21 of the Annapolis County East End Area Land Use Bylaw.

#### **- *Planning process to date***

- September 8, 2015 – Special Session of Council

**Action** – Council initiates process to amend LUB and adopts PPP with PAC public Meeting scheduled for September 21, 2015 in the Nictaux Fire Hall.

- September 17, 2015 – PAC Ad appears in Annapolis County Spectator.
- September 21, 2015 - The Planning Advisory Committee (PAC) Meeting  
**Action** - Public Meeting held. Planner’s report reviewed. Motion made recommended Council approve amending East End Area LUB Part 7.21.
- September 21, 2015 – Special Session of Council  
**Action** - motion passed for 1<sup>st</sup> Reading and to hold Public Hearing on October 20, 2015
- October 8 and 15, 2015 - Public Hearing ads appear in AC Spectator.
- October 20, 2015 – Public Hearing. Staff prepared a Public Hearing agenda and planning process update report.

• ***Acknowledgement of Written Submissions***

The Municipal Clerk reported that no written submissions had been received on this matter.

• ***Call for Oral Presentations***

The Chair called three times for comments against the application. None were received.

The Chair called three times for comments in support of the application.

**Closing Comments and Adjournment**

The Warden thanked everyone for attending today and called for a motion to adjourn the public hearing and to return to the regular session.

**Adjournment**

It was moved by Councillor Wilkins, seconded by Councillor Leblanc, to adjourn the Public Hearing at 11:09 a.m. and to return to the regular session of Municipal Council. Motion carried unanimously.

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**Warden**

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**Municipal Clerk**