

**MUNICIPAL COUNCIL
MONDAY, FEBRUARY 14, 2011
1:30 P.M.**

A meeting of Municipal Council of the County of Inverness was held on Monday, February 14, 2011, at 1:30 p.m. at the Court House in Port Hood with the following in attendance:

Warden Duart MacAulay
Deputy Warden Gloria LeBlanc
Councillor Susan Mallette
Councillor Daniel Boudreau
Councillor Jim Mustard

Staff: Joe O'Connor, CAO
Eveylena Gillis, Council Recorder
Garett Beaton, Director/Public Works
Tanya Tibbo, Director/Finance
Harold MacIsaac, Solicitor

Media: Rankin MacDonald, Inverness Oran
Matt Raper, Reporter

CALL TO ORDER

Warden MacAulay called meeting to order at 1:30 p.m.

Warden Duart MacAulay asked for a moments silence in memory of Councillor Ed MacDonald.
Warden MacAulay expressed condolences to the family of Councillor MacDonald and also to Solicitor Harold MacIsaac on the death of his brother.

PRESENTATION BY JOHN MALCOLM - CAPE BRETON DISTRICT HEALTH AUTHORITY

Warden MacAulay welcomed John Malcolm, CEO, Cape Breton District Health Authority. Mr. Malcolm explained that the public meetings held throughout Inverness County provided information from communities on health challenges as well as health service priorities in rural areas of the district.

Mr. Malcolm outlined the many challenges facing the Health Authority such as a declining and aging population as well as a major recruitment due to retirees over the next several years.

PRESENTATION BY INVERNESS COUNTY CHAPTER OF COUNCIL OF CANADIANS RE: HYDRAULIC FRACTURING - WEST LAKE AINSLIE

Warden MacAulay welcomed Cora Lee Cameron and Daniel Gillis and representatives of the Inverness County Chapter of Council of Canadians. Ms. Cameron and Mr. Gillis provided information on the potential environmental risks of hydraulic fracturing on rural environments and presented the following resolution.

Moved by: Councillor Jim Mustard
Seconded by: Councillor Susan Mallette
Carried.

BE IT RESOLVED that Inverness County Council supports a province wide ban on the industrial use of slickwater hydraulic fracturing to extract oil and gas from underground rock formations.

IN DOING SO Council acknowledges the need to protect our valued fishing, agriculture and tourism industries by conserving glands and waters that continue to be held sacred by the Mi'kmaw Nation.

FURTHERMORE, Council supports a reframing of provincial energy policy to develop and promote alternative energy sources in the same manner that we wish to promote our beautiful County as fertile ground for sustainable economic development.

Council adjourned for a five minute break.

Warden MacAulay called meeting back to order at 3:15 p.m.

APPROVAL OF MINUTES

Moved by: Deputy Warden Gloria LeBlanc
Seconded by: Councillor Susan Mallette
Carried.

That the minutes of the January 10, 2011, Municipal Council meeting be approved.

BUSINESS ARISING FROM MINUTES

Page 3 - Disaster Relief - Margaree - Deputy Warden Gloria LeBlanc questioned the status of the Disaster Relief Funding for the Margaree area. Joe O'Connor advised that some monies have been approved for other areas of the Province but funding has still not been announced for the Margaree area.

FIRST READING - PROPOSED AMENDMENTS TO THE PORT HOOD MUNICIPAL PLANNING STRATEGY

Moved by: Councillor Susan Mallette
Seconded by: Deputy Warden Gloria LeBlanc
Carried.

**That the Port Hood Municipal Planning Strategy is hereby amended by:
Adding to Policy C-7: Permit within the Commercial Highway (C-2) Zone the following and similar types of uses: retail uses including gift shops, hotels, motels and tourist establishments, restaurants, automobile service stations.**

Moved by: Councillor Susan Mallette
Seconded by: Councillor Daniel Boudreau
Carried.

**That the Port Hood Municipal Planning Strategy is hereby amended by:
Inserting , immediately following Policy C-4:
Policy C-4A: It shall be the policy of Council to establish landscaping requirements in the Land Use By-Law where a new commercial use in the Commercial (C-1) Zone abuts an existing residential use.**

**Inserting, immediately following Policy C-8:
Policy C-8A: It shall be the policy of Council to establish landscaping requirements in the Land Use By-Law where a new commercial use in the Commercial Highway (C-2) Zone abuts an existing residential use.**

FIRST READING - PROPOSED AMENDMENTS TO THE PORT HOOD LAND USE BY-LAW

Moved by: Councillor Susan Mallette
Seconded by: Deputy Warden Gloria LeBlanc
Carried.

That the Port Hood Land Use By-Law is hereby amended by:

- Inserting, the Special Requirements for Part 12, the Commercial (C-1) Zone:
Special Requirement: Landscaping**
- 5. Where a new commercial use in a Commercial (C-1) Zone abuts an existing residential use, landscaping of not less than five (5) feet in height and five (5) foot wide grassy landscaped buffer be installed and maintained along the common lot line.**

Inserting, the Special Requirements for Part 13, the Commercial Highway (C-2) Zone:

Special Requirement: Landscaping

- 3. Where a new commercial use in a Commercial Highway (C-2) Zone abuts an existing residential use, landscaping of not less than five (5) feet in height and a ten (10) foot wide grassy landscaped buffer be installed and maintained along the common lot line.**

Inserting, the following addition to Part 19, "Definitions"

- 29 A Landscaping means any combination of trees, shrubs, flowers or other horticultural elements, decorative stonework, paving screening or other architectural elements, all of which are designed to enhance the visual amenity of a property or to provide as a screen between abutting uses in order to mitigate objectionable features between them.**

**Moved by: Councillor Susan Mallette
Seconded by: Councillor Jim Mustard
Carried.**

**That The Port Hood Land Use By-Law is hereby amended by:
Adding the following to Part 13, Section 1, C-2 Zone Permitted Uses:
- Automobile Service Stations.**

DATE OF PUBLIC HEARING

It was agreed that staff review dates for a Public Hearing with the Eastern District Planning Commission.

DATE OF BY-ELECTION

**Moved by: Deputy Warden Gloria LeBlanc
Seconded by: Councillor Susan Mallette
Carried.**

That the date for the By-Election in District #6 be held on April 16, 2011.

APPOINTMENT OF RETURNING OFFICER

**Moved by: Councillor Susan Mallette
Seconded by: Councillor Jim Mustard
Carried.**

That Dernie Gillis be appointed Returning Officer for the April 16th By-Election in

District #6.

TAX WRITE-OFF

The following tax accounts were presented from the Finance Dept. for write-off:

<u>District #</u>	<u>Account #</u>	<u>Name</u>	<u>Amount</u>
#6	04960416	Roger & Tracey Harper	\$530.40 plus interest (house burnt)
#6	07202482	Wayne Collet	\$889.45 plus interest (mobile home sold)
#5	04330315	Port Hood & District Recreation Commission	\$5203.78 plus interest (should not have been

c
h
a
r
g
e
d
)

Moved by: Deputy Warden Gloria LeBlanc
Seconded by: Councillor Susan Mallette
Carried.

That the tax accounts as presented be approved for write-off.

PETITIONS AND RESOLUTIONS

STRATHLORNE TREE NURSERY

Councillor Jim Mustard reported that a workshop was held at the Strathlorne Tree Nursery on February 1st with respect to the viability of the Nursery.

QUIT CLAIM DEED

Joe O'Connor advised that a request was received from the lawyer of Daniel Graham, for a Quit Claim Deed from the Municipality for the Counties' interest in an old railway bed which is crossing his property at Mabou Harbour.

Moved by: Councillor Susan Mallette
Seconded by: Councillor Daniel Boudreau
Carried.

That a Quit Claim Deed be issued to Daniel Graham for an abandoned portion of
MUNICIPAL COUNCIL PAGE 6 FEBRUARY 14, 2011

the Mabou and Gulf Railway Line owned by the Municipality.

UPGRADING OF PAVED ROADS

Councillor Daniel Boudreau read a letter from Gordon Aucoin on behalf of the residents of St. Joseph du Moine, Grand Etang, Cheticamp, Petit Etang and surrounding areas with respect to the rundown state of roads in these areas. Councillor Boudreau asked that this correspondence be forwarded to the Minister of Transportation and Allan MacMaster, MLA.

CLOSURE - SERVICE CANADA COMMUNITY SITES

Councillor Boudreau provided information from several concerned citizens of the County along with a petition with respect to the impending closure of the Service Canada Site in Cheticamp.

Moved by: Councillor Daniel Boudreau
Seconded by: Councillor Susan Mallette
Carried.

That correspondence be forwarded to the Minister responsible for Service Canada with a copy to Rodger Cuzner, MP, expressing disappointment with the governments' decision to close Service Canada Sites in Inverness County.

BUILDING CANADA FUND

Deputy Warden Gloria LeBlanc requested that due to the announcement of additional funding through the Building Canada Fund-Communities Component that the application for the St. Joseph du Moine/Grand Etang Wastewater Management Project be reviewed.

A motion was made by Councillor Boudreau, seconded by Councillor Mustard that Council adjourn to "In Camera".

A motion was made by Councillor Mallette, seconded by Councillor Mustard that Council

adjourn to "Open Council".

RECOMMENDATIONS OF "IN CAMERA"

PORT HOOD/INVERNESS ARENAS

**Moved by: Councillor Susan Mallette
Seconded by: Councillor Jim Mustard
Carried.**

**That the agreed upon taxes for the Port Hood & Inverness Arenas be written off
and**

MUNICIPAL COUNCIL

PAGE 7

FEBRUARY 14, 2011

the agreements for payment of the outstanding taxes be accepted.

CONSEIL DES ARTS DE CHETICAMP

**Moved by: Councillor Daniel Boudreau
Seconded by: Deputy Warden Gloria LeBlanc
Carried.**

**That a letter of support be forwarded to the Conseil des arts de Cheticamp in their
efforts to address their financial situation for the upcoming 2011 season.**

ADJOURNMENT

**With no further business to discuss, a motion was made by Councillor Boudreau, seconded
by Councillor Mallette that meeting adjourn at 4:10 p.m.**

WARDEN

CLERK

