



## QUISPAMISIS TOWN COUNCIL

### REGULAR MEETING

### MINUTES

January 17, 2023, 6:00 pm

Council Chambers

Quispamsis Town Hall

- Present:
- Mayor Libby O'Hara
  - Deputy Mayor Mary Schryer
  - Councillor Mike Biggar
  - Councillor Noah Donovan
  - Councillor Kerrie Luck
  - Councillor Emil T. Olsen
  - Councillor Beth Thompson
  - Kennedy, Aaron; Acting CAO
  - Colbourne, Dwight; Municipal Planning Officer
  - Emmerson, Cheryl, Human Resources Manager
  - Jarvis, Jennifer, Municipal Planning Technologist
  - Losier, Gary; Director of Engineering & Works
  - MacInnis, Lisa; Assistant. Clerk
  - Purton Dickson, Dana; Director of Community Services
  - Roszell, Tim; Communications Manager
  - Snow, Catherine; Town Clerk
- Absent:
- Councillor Kirk Miller (family, medical)
  - Brandon, Krista, Town Treasurer

#### 1. Approval of Agenda

**Moved By** Deputy Mayor Schryer

**Seconded By** Councillor Thompson

The Agenda be approved as prepared.

**Motion Carried**

## **2. Mayor's Comments**

Mayor O'Hara opened her comments by wishing residents a Happy, Safe and Healthy New Year. She acknowledged the Town has a new strategic plan, a new budget, and shares the moving forward mantra of the Region to provide efficient services to the community in 2023.

Quispamsis, she stated, is proud of its many initiatives including gaining world recognition, noting the Town's recent participation in the World Junior Hockey Championships, as well as the recent announcement of a private school from France finding a place for its first Atlantic Canada home in the Greater Saint John region.

## **3. Treaty Acknowledgement - Moment of Reflection**

Councillor Donovan read the Treaty Acknowledgement – Moment of Reflection.

## **4. Disclosures of Interest**

Councillor Donovan declared a conflict of interest on Item 5. 1.

## **5. Presentations**

Councillor Donovan left the meeting.

### **5.1 KV Oasis Presentation - KV Farmer's Market Proposal - Arts & Culture Park - Saturdays from 10 am - 3 pm**

In Attendance: Amy Hickey, Ex. Dir., KV Oasis; Brian Boucher, and Krystal Cross, Planning and Management - Proposed KV Farmer's Market

Ms. Hickey presented to Council the Kennebecasis Valley Oasis Youth Centre's proposal for a Seasonal Farmer's Market to run on Saturdays from 10 am to 3 pm at the Arts & Culture Park from June 3 to September 30, 2023. Tables would be \$25 with no registration fees, no entrance fee and possibly they would hold two Christmas Markets with dates and details yet to be decided. The KV Oasis Youth Volunteer and Employment initiative would provide an opportunity for youth looking for work or volunteer opportunities and could potentially raise up to \$34,000 in fundraising revenue for Oasis. Ms. Hickey stated they will acquire what is needed by the Town for liability insurance noting they have already asked their insurer to provide a quote for up to \$5 million of liability coverage. Ms. Hickey concluded her presentation requesting Council's consideration of waiving the rental fees at the Arts and Culture Park on the dates indicated and also requested use of washrooms which they offered to maintain throughout the day, as well as access to electricity.

A Staff Report from the Director of Community Services referenced the Town's Policy No. 061; A Policy for Waiving or Reduction of Facility Rental Fees at Town Facilities. These requests are considered and approved by Council as part of the

annual budget process in the fall. The rental fees for 18 weekly bookings at the Arts & Culture Park and the two Christmas Markets, if held at the Moosehead Conference Centre, would cost a total of \$5,090.

Mr. Bouche, former manager of the Kingston Farmer's Market, informed Council the proposed KV Market should not compete with the Kingston Farmers Market as many of the vendors travel and do multiple markets on the same day. He feels there is sufficient vendors to support two successful markets.

**Moved By** Deputy Mayor Schryer

**Seconded By** Councillor Biggar

The KV Oasis be permitted to use the Arts & Culture Park every Saturday from June 3 to September 30, 2023 from 10 am to 3 pm to hold a Kennebecasis Farmer's Market, and the details be worked out under the direction of the Community Services Staff; and further, KV Oasis' request that the rental fees be waived for the 18 week booking be denied.

**Motion Carried**

## **6. Public Hearings**

Councillor Donovan returned.

### **6.1 (Nov.15/22) 247 Hampton Road, PID No. 0091827 - Rezoning Application - Proposed Medical Clinic - Residential (R1) to Central Commercial (CC)**

In Attendance: Dr. Monica Graves, Dr. Natalie Graves and Virtual Attendance: Nathan Merrithew

Doctors Monica and Natalie Graves made presentation to Council requesting the rezoning of 247 Hampton Road from Single and Two Family Residential to Central Commercial to accommodate a full range family practice including prevention/screening, inpatient hospital care, newborn care, prenatal and women's health, mental health, addictions, chronic, acute and palliative care. The Central Commercial zoning will allow operational flexibility and the potential for allied health professionals to rent space 1 – 2 days per week, and the flexibility to accommodate additional physicians.

Mayor O'Hara asked 3 times if anyone wished to speak for or against the proposed rezoning. No one spoke and no written objections were received.

Councillor Donovan read PAC's views indicating their support of the rezoning application subject to the conditions outlined in their Notice of Decision dated January 12, 2023.

**Moved By** Deputy Mayor Schryer  
**Seconded By** Councillor Luck

First reading be given to proposed Municipal Plan By-law Amendment No. 054-05; A By-law that would redesignate a parcel of land, consisting of approximately 1605 square meters, identified with PID No. 0091827 and Civic No. 247 Hampton Road, and situated on the corner of Hampton Road and Lake Road, from Residential to Commercial on the Future Land Use Plan that is attached to By-law No. 054.

**Motion Carried**

**Moved By** Councillor Olsen  
**Seconded By** Councillor Luck

Second reading be given to proposed Municipal Plan By-law Amendment No. 054-05; A By-law that would re-designate a parcel of land, consisting of approximately 1605 square meters, identified with PID No. 0091827 and Civic No. 247 Hampton Road, and situated on the corner of Hampton Road and Lake Road, from Residential to Commercial on the Future Land Use Plan that is attached to By-law No. 054.

**Motion Carried**

**Moved By** Councillor Luck  
**Seconded By** Councillor Donovan

First reading be given to proposed Zoning By-law Amendment No. 038-42 rezoning a parcel of land, consisting of approximately 1605 square meters, identified with PID No. 0091827 and Civic No. 247 Hampton Road, and situated on the corner of Hampton Road and Lake Road, from Single & Two Family Residential” (R1) to “Central Commercial” (CC), subject to the property owner entering into a development agreement pursuant to the provisions of Section 59 of the *Community Planning Act, 2017, Ch. 19*.

**Motion Carried**

**Moved By** Councillor Olsen  
**Seconded By** Councillor Biggar

Second reading be given to proposed Zoning By-law Amendment No. 038-42 rezoning a parcel of land, consisting of approximately 1605 square meters, identified with PID No. 0091827 and Civic No. 247 Hampton Road, and situated on the corner of Hampton Road and Lake Road, from Single & Two Family

Residential” (R1) to “Central Commercial” (CC), subject to the property owner entering into a development agreement pursuant to the provisions of Section 59 of the *Community Planning Act, 2017, Ch. 19*.

**Motion Carried**

**7. Minutes of Previous Meetings**

7.1 December 20, 2022 - Regular Meeting

**Moved By** Councillor Olsen

**Seconded By** Deputy Mayor Schryer

Minutes be approved as prepared.

**Motion Carried**

**8. Unfinished Business**

8.1 Carson Hill Subdivision - Phase 1 - Request for Extension to Subdivision Development Agreement by Developer, Andrew MacDonald

A request from Carson Hill Subdivision developer, Andrew MacDonald, requested an extension until October 30, 2023 to complete outstanding works that were not finished in the fall of 2022 to his subdivision due to supply issues and labor shortages.

A Staff Report from the Town’s Engineering Manager, Mark Morrison, indicated the Carson Hill Subdivision Agreement is set to expire on February 3, 2023. He noted the Developer has been showing consistent progress therefore an extension to the agreement is recommended.

**Moved By** Councillor Thompson

**Seconded By** Councillor Biggar

Whereas the Developer has been showing consistent progress, and testing results and site visits have been favorable, Council grant an extension to the Developer’s Agreement of the Carson Hill Estates Subdivision Phase 1 development for completion of all works by September 30, 2023.

**Motion Carried**

**9. Correspondence (none)**

**10. By-laws**

10.1 (Nov.15/22) Proposed Zoning By-law Amendment No. 038-41; Introduction of Development Permits (Consideration of 3rd and Final Reading)

**Moved By** Deputy Mayor Schryer

**Seconded By** Councillor Thompson

Whereas a notice has been published on the town of Quispamsis website pursuant to Section 15(3) and 15(4) of the *Local Governance Act*, summarizing the content of proposed Zoning By-law Amendment No. 038-41;

And Whereas the proposed by-law amendment introduces Development Permits to close the gap in the Town's permitting processes created by the new *Building Code Administration Act*; and also implements housekeeping items recommended by the Planning Staff to strengthen the Zoning By-law, including provisions surrounding cannabis regulation, garden suite provisions, lot boundary verification, provisions for surface water drainage, and provisions for elevations of new structures and residential driveways;

And Whereas proposed Zoning By-law Amendment No. 038-41 received first and second reading at the December 20, 2022 Regular Meeting;

BE IT THEREFORE RESOLVED THAT third and final reading be given to Proposed Zoning By-law Amendment No. 038-41.

**Motion Carried**

10.2 (Jan.21/23) Request for Review of By-law No. 025; A By-law of the Municipality of Quispamsis Regulating Taxicab Operations

Councillor Luck expanded upon her correspondence which referenced the increasing number of impaired driving offences in the KV, as well as certain conditions stated in the Town's current Taxicab By-law No. 025. The By-law provides a taxicab owner/operator who holds a valid owner's license from another municipality to be exempted from the provisions of the By-law when dropping off passengers in the Town who were picked up outside the Town, or when picking up passengers in the Town for drop off outside the Town. However, the By-law does not allow them to bring residents from one point to another within the Town without a valid Quispamsis Taxicab License. She noted this creates a huge barrier for residents who want to get home safely from a local bar, restaurant, or another residence that is located within the town.

Acting CAO Kennedy noted both the towns of Quispamsis and Rothesay had adopted the same Taxicab By-laws back in 2002, as they were to be enforced by the Kennebecasis Regional Police Force. He stated the By-laws should be

reviewed again by the two towns and updated accordingly and should also be in sync with the new Ridesharing By-law No. 062.

**Moved By** Councillor Olsen

**Seconded By** Councillor Luck

By-law No. 025; A By-law of the Municipality of Quispamsis Respecting the Licensing of Taxicabs be referred to Staff and the Town Solicitor for review of relevant updates, including the ability to use licences from other jurisdictions to offer taxicab services within the territorial limits of the town of Quispamsis.

**Motion Carried**

**11. New Business** (none)

**12. Reports**

12.1 Town of Quispamsis Building Report As At December 2022

12.2 Provincial Boundaries Commission - January 13, 2023 - Acting CAO Kennedy's Presentation & Letter from Rothesay

12.3 FCM's Partners for Climate Protection (PCP Program)- Confirmation of Quispamsis' Milestone 4 Achievement

12.4 PAC Annual Review for 2022

12.5 Planning Advisory Committee December 13, 2022 Meeting Minutes

12.6 Royal Canadian Legion Kennebecasis Branch No. 58 - Thank You - Use of qplex for 2022 Remembrance Day Ceremony

12.7 Quispamsis Sport Hosting Program - Grant Recipient - Kennebecasis Valley Minor Hockey Association - The McDonalds a to Mc U11 Recreational Family Day Tournament

12.8 Quispamsis Sport Hosting Program - Grant Recipient - Kennebecasis Valley High School - 2023 Mariner Riverboat Classic Basketball Tournament

**Moved By** Councillor Olsen

**Seconded By** Councillor Thompson

Reports be received and filed.

**Motion Carried**

13. **Business Arising from Committee of the Whole** (None)

14. **Adjournment**

**Moved By** Councillor Thompson

**Seconded By** Councillor Olsen

Meeting adjourn.

**Motion Carried**

Meeting adjourned at 7:00 p.m.

X

Elizabeth (Libby) O'Hara  
Mayor

X

Catherine Snow  
Town Clerk