



Town of Shelburne
Minutes of the Regular Council Meeting
Wednesday, November 15th, 2017 7:00 p.m.
Council Chambers, 168 Water Street, Shelburne, NS

Council Members Present

Mayor Mattatall
Deputy Mayor Rick Davis
Councillor Harold Locke
Councillor Sheldon Ringer
Councillor Nolan Young

Staff Present

Dylan Heide, CAO
Julie Ferguson, Clerk

Call to Order

Mayor Mattatall called the meeting to order at 6:30 p.m.

Appointment of Deputy Mayor

Councillor Harold Locke was appointed the Deputy Mayor for the year.

Approval of the Agenda

Locke – Young

THAT the Agenda for the Regular Town Council Meeting of November 15th, 2017 be approved as presented.

CARRIED

Approval of the Minutes

Davis – Ringer

THAT the Minutes from the Regular Town Council Meeting of November 1st, 2017 be approved as presented.

CARRIED

Locke – Davis

THAT the Minutes from the Special Town Council Meeting of November 7th, 2017 be approved as presented.

CARRIED

Delegations

a) Robert & Glenna Redding – Placement of Signage

Robert and Glenna Redding presented to Council regarding their concerns about safety while entering / exiting their property due to the placement of the Town signage and the Fall's Lane intersection.

Locke – Ringer

THAT Staff hire an engineering firm to look at Ohio intersection signage with a ceiling of \$2,500. These funds are to be drawn from the special operating reserve.

CARRIED

b) Bill Chidiac – Appeal re Interest Charged

Bill Chidiac spoke to Council about his appeal process, over his purchase of the former Legion building in 2015, from Commercial to Residential zoning through PVSC. Mr. Chidiac asked Council for an appeal of interest charges accrued while he was awaiting a response on his appeal.

Locke – Young

THAT Staff do a report on Bill Chidiac's account in order to review his request to reduce his interest charges on the legion property which he purchased in 2015.

CARRIED

Correspondence

Action Required:

a) Municipality of the District of Shelburne

Young – Davis

THAT Staff send a letter to the Municipality of the District of Shelburne suggesting that a staff member could be added to the Town of Shelburne's current Community & Economic Development Department and the services of this department could become an economic development shared service package for interested units.

CARRIED

b) Juniper House – Letter – Shine a Light on Woman Abuse Campaign

Davis – Locke

THAT Staff hang a strand of purple Christmas lights on the Town Office building, advertise the campaign on the electronic sign, and to paint the existing awareness ribbon purple on the sidewalk.

CARRIED

c) Southwest Nova Biosphere Reserve Association – Letter – Signage

Young – Locke

THAT Staff enquire about the price for a UNESCO attachment to the community identification signage.

CARRIED

For Information:

d) Southwest Nova Biosphere Reserve Association – Management / Action and Strategic Plan

e) Town of Lockeport – Letter – Support for Dialysis Unit in Shelburne

f) Municipality of Clare – Letter – Support for Dialysis Unit in Shelburne

g) Western Counties Regional Library – Annual Report

Council Items

a) Mayor Mattatall – Closure of Aberdeen Street

Davis – Locke

THAT the Town Council hereby close to public use all portions of Aberdeen Street and abutting streets described as follows:

ALL that certain parcel situated on the eastern side of Mowatt Street in Town of Shelburne, Shelburne County, Nova Scotia shown as Parcel AB-1 on Acker & Doucette Surveying Inc. Plan No. 068AD2017 titled "Final Plan of Subdivision showing Parcel V, Parcel W and Block CB, lands of Town of Shelburne and James MacAlpine", certified by Kyle R. T. Bower, N.S.L.S. on October 30, 2017.

Parcel AB-1 being more particularly described as follows:

BEGINNING at a point on the eastern boundary of Mowatt Street at the southwestern corner of Lot MJ-1, lands conveyed to Margaret Elaine Johnston by indenture filed as Document No. 103884467 at Shelburne County Land Registration Office;
THENCE North 67 degrees 33 minutes 00 seconds East, 240.67 feet along the southern boundary of Lot MJ-1 to the western boundary of Parcel HA-1, Hammond Street;
THENCE South 22 degrees 17 minutes 56 seconds East, 60.00 feet along the western boundary of Parcel HA-1 to the northeastern corner of Lot BC-1, lands conveyed to Chegoggin Baptist Church by indenture filed as Document No. 100688812;

THENCE South 67 degrees 33 minutes 00 seconds West, 240.65 feet along the northern boundary of Lot BC-1 to the eastern boundary of Mowatt Street;

THENCE North 22 degrees 19 minutes 22 seconds West, 60.00 feet along the eastern boundary of Mowatt Street to the point of beginning; CONTAINING an area of 14,440 square feet.

And, ALL that certain parcel situated on the eastern side of Mowatt Street in Town of Shelburne, Shelburne County, Nova Scotia shown as Parcel AB-2 on Acker & Doucette Surveying Inc. Plan No. 068AD2017 titled "Final Plan of Subdivision showing Parcel V, Parcel W and Block CB, lands of Town of Shelburne and James MacAlpine", certified by Kyle R. T. Bower, N.S.L.S. on October 30, 2017.

Parcel AB-2 being more particularly described as follows:

BEGINNING at a point on the eastern boundary of Parcel HA-1, Hammond Street, at the southwestern corner of Parcel X, lands conveyed to James MacAlpine by indenture filed as Document No. 108476699 at Shelburne County Land Registration Office;
THENCE North 67 degrees 33 minutes 00 seconds East, 239.53 feet along the southern boundary of Parcel X and the southern boundary of lands conveyed to Shreeji Holdings Limited by Indenture filed as Document No. 98991368 at Shelburne County Land Registration Office, to the western boundary of Digby Street;

THENCE South 22 degrees 16 minutes 13 seconds East, 60.00 feet along the western boundary of Digby Street to the northeastern corner of lands conveyed to Henry Neves Pedro and Amanda Bragg Pedro by indenture filed as Document No. 101146398 at Shelburne County Land Registration Office;

THENCE South 67 degrees 33 minutes 00 seconds West, 239.50 feet along the northern boundaries of lands conveyed to Henry Neves Pedro and Amanda Bragg Pedro and Parcel Y, lands conveyed to James MacAlpine by indenture filed as Document No. 108476699 at Shelburne County Land Registration Office to the eastern boundary of Parcel HA-1;

THENCE North 22 degrees 17 minutes 56 seconds West, 60.00 feet along the eastern boundary of Parcel HA-1 to the point of beginning; CONTAINING an area of 14,371 square feet.

And, ALL that certain parcel situated on the eastern side of Mowatt Street in Town of Shelburne, Shelburne County, Nova Scotia shown as Parcel HA-1 on Acker & Doucette Surveying Inc. Plan No. 068AD2017 titled "Final Plan of Subdivision showing Parcel V, Parcel W and Block CB, lands of Town of Shelburne and James MacAlpine", certified by Kyle R. T. Bower, N.S.L.S. on October 30, 2017.

Parcel HA-1 being more particularly described as follows:

BEGINNING at a point on the western boundary of Parcel Y, lands conveyed to James MacAlpine by indenture filed as Document No. 108476699, at the northeastern corner of Lot AB-2;

THENCE South 67 degrees 22 minutes 35 seconds West, 60.00 feet along the northern boundary of Lot 2AB;

THENCE North 22 degrees 17 minutes 56 seconds East, 173.97 feet along the eastern boundaries Lot 2AB, Parcel AB-1, Aberdeen Street, and Lot MJ-1, lands conveyed to Margaret Elaine Johnston by indenture filed as Document No. 103884467 at Shelburne County Land Registration Office;

THENCE North 66 degrees 00 minutes 27 seconds East, 60.02 feet to the northwestern boundary of Parcel X, lands conveyed to James MacAlpine by indenture filed as Document No. 108476699;

THENCE South 22 degrees 17 minutes 56 seconds East, 175.40 feet along the western boundaries of Parcel X, Parcel AB-2, Aberdeen Street, and Parcel Y to the point of beginning; CONTAINING an area of 10,481 square feet.

And, ALL that certain parcel situated on the eastern side of Carleton Street in Town of Shelburne, Shelburne County, Nova Scotia shown as Parcel AB-X on Acker & Doucette Surveying Inc. Plan No. 069AD2017 titled "Final Plan of Subdivision showing Parcels AB-X, AB-3, AB-4, ABO-5 & CW- 1 lands of Town of Shelburne located at Aberdeen Street, Carleton Street, Cornwallis Street & Clements Street, Town of Shelburne, Shelburne County, Nova Scotia, certified by Kyle R. T. Bower, N.S.L.S. on October 31, 2017.

Parcel AB-X being more particularly described as follows:

BEGINNING at a point on the eastern boundary of Carleton Street at the southwestern corner of Block R2, Lands of Sharon Diane Garland;

THENCE North 67 degrees 35 minutes 53 seconds East, 540.17 feet along the southern boundaries of Block R2, Cornwallis Street and lands of Nabil Chidiac to the western boundary of Clements Street;

THENCE South 22 degrees 09 minutes 57 seconds East, 60.00 feet along the western boundary of Clements Street to the northeastern corner of Lot AH-1, lands of Arnold MacKenzie Hammond;

THENCE South 67 degrees 35 minutes 53 seconds West, 540.31 feet along the northern boundaries of Lot AH-1, lands of Arnold M. Hammond and Valentina Dawn Hammond, Lot 1 lands of Sandra-Lynne Ruth Green, Parcel CW-1, Cornwallis Street, and lands of Arnold M. Hammond and Valentina Dawn Hammond to the eastern boundary of Carleton Street;

THENCE North 22 degrees 02 minutes 07 seconds West, 60.00 feet along the eastern boundary of Carleton Street to the point of beginning; CONTAINING an area of 32,414 square feet.

And, ALL that certain parcel situated on the eastern side of Carleton Street in Town of Shelburne, Shelburne County, Nova Scotia shown as Parcel CW-1 on Acker & Doucette Surveying Inc. Plan No. 069AD2017 titled "Final Plan of Subdivision showing Parcels AB-X, AB-3, AB-4, AB-5 & CW-1 lands of Town of Shelburne located at Aberdeen Street, Carleton Street, Cornwallis Street & Clements Street, Town of Shelburne, Shelburne County, Nova Scotia, certified by Kyle R. T. Bower, N.S.L.S. on October 31, 2017.

Parcel CW-1 being more particularly described as follows:

BEGINNING at a point on the northwestern boundary of Big Rock Road at the southeastern corner of lands of Brian Howard Nickerson and Rose Nickerson;

THENCE North 21 degrees 23 minutes 19 seconds West, 204.98 feet along the eastern boundary of lands of Brian Howard Nickerson and Rose Nickerson to the southwestern corner of Parcel AB-4, Aberdeen Street;

THENCE North 67 degrees 35 minutes 53 seconds East, 53.40 feet along the southern boundary of Parcel AB-4 Aberdeen Street to the northwestern corner of Lot 1, lands of Sandra-Lynne Ruth Green;

THENCE South 22 degrees 10 minutes 49 seconds East, 144.92 feet along the western boundary of Lot 1, to the northwestern boundary of Big Rock Road;

THENCE southwesterly 46.39 feet along a 386.96 foot radius curve to the left, being the curved northwestern boundary of Big Rock Road;

THENCE South 18 degrees 54 minutes 46 seconds West, 36.08 feet along the northwestern boundary of Big Rock Road to the point of beginning.

CONTAINING an area of 9,475 square feet. BEARINGS are Nova Scotia Coordinate Referencing System Grid Bearings based on the Nova Scotia 3 degree Modified Transverse Mercator Projection, referred to Central Meridian 64 degrees 30 minutes West.

AND THAT the portions of Aberdeen Street and abutting streets above described be closed, and that all rights of public use therein be forever extinguished.

CARRIED

b) Mayor Mattatall – Lion’s Hall Giving Tree

Locke – Ringer

THAT the Town of Shelburne donate \$200 to the Lion’s Hall Giving Tree and include it in the annual Grants to Organizations process at CP & V.

CARRIED

c) Mayor Mattatall – Municipal Awareness Week

Mayor Mattatall informed the public of the Town Infrastructure Tours taking place on Tuesday November 21st, 2017 at 10 a.m. and 2 p.m. Interested residents were asked to book a seat on the tour through the Town Clerk. Mayor Mattatall also told residents to watch for other Municipal Awareness announcements on our social media channels.

Staff Reports

a) Monthly Staff Report

Council accepted the Monthly Staff Report for information.

b) Year to Date Financial Report

Council accepted the Year to Date Financial Report for information.

c) Report from WSP Canada Inc.

Davis – Young

WHEREAS Town staff have, at the direction of Council, conducted a thorough public participation program including several public meetings considering the potential for an Off-Highway Vehicle route through the town; and,

WHEREAS the Town has taken the additional step of contracting WSP Canada Ltd. to complete an Off-Highway Vehicle Route Plan investigating potential alternative routes as a component of this public participation program; and,

WHEREAS there has not been significant support from Town residents for any Off-Highway Vehicle route through the Town;

NOW THEREFORE, be it resolved that the Town of Shelburne give no further consideration to the potential for an Off-Highway Vehicle Route through the Town, pending the results of a public plebiscite on the subject, to be conducted at the time of the next municipal election in 2020.

CARRIED

Ringer – Davis

THAT Staff write to the Department of Natural Resources as a follow-up in the conclusion of our studies on routes and public feedback expressing that the Town will not want Off-Highway Vehicles on the rail trail. The letter should also ask for a response that acknowledges the Town’s intentions for the trail.

CARRIED

New Business

Councillor Davis

Councillor Davis expressed condolences from the Town to the families and loved ones of both Gerald Harris and Richard D’Entremont.

Adjournment

Davis – Locke

THAT the Regular Town Council Meeting of November 15th, 2017 be adjourned at 8:02 p.m.

CARRIED

Mayor

Clerk