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Item No. 1.2
Harbour East-Marine Drive Community Council
January 13, 2022

TO: Chair and Members of Harbour East-Marine Drive Community Council

-Original Signed-

SUBMITTED BY:

Simon Ross-Siegel, Legislative Assistant

DATE: December 13, 2022

SUBJECT: Harbour East-Marine Drive Community Council – 2021 Annual Report

ORIGIN / LEGISLATIVE AUTHORITY

Section 27(1) of the HRM Charter states:

A community council shall hold an annual public meeting in the community in each year to report to the public concerning its activities and to receive the views of the public respecting all matters within its mandate. The powers and duties of Community Councils are outlined in section 25 of the HRM Charter.

Harbour East-Marine Drive Community Council requested that the Legislative Assistant maintain a record of the Community Council's business for the first annual meeting held in 2013 and annually held thereafter.

BACKGROUND

Harbour East-Marine Drive Community Council was established on December 3, 2012 by Administrative Order 48, Respecting the Creation of Community Councils.

Harbour East-Marine Drive Community Council includes the following districts:

- District 2 – Preston – Chezzetcook – Eastern Shore (Councillor David Hendsbee)
- District 3 – Dartmouth South – Eastern Passage (Councillor Becky Kent)
- District 4 – Cole Harbour – Westphal (Councillor Trish Purdy)
- District 5 – Dartmouth Centre (Councillor Sam Austin)
- District 6 – Harbourview – Burnside – Dartmouth East (Councillor Tony Mancini)

RECOMMENDATION

That the Harbour East-Marine Drive Community Council accept and table the 2021 Annual Report as presented.

DISCUSSION

Harbour East-Marine Drive Community Council met fifteen (15) times between December 16, 2020 and December 2, 2021, virtually via Microsoft Teams and Zoom and in person.

Community Council met on the following dates:

2020:

- December 16, 2020 (Special Meeting)

2021:

- January 7, 2021 (Special Meeting)
- February 4, 2021 (Special Meeting)
- March 4, 2021 (Special Meeting)
- March 25, 2021 (Special Meeting)
- April 1, 2021 (Special Meeting)
- May 6, 2021 (Special Meeting)
- May 20, 2021 (Special Meeting)
- June 3, 2021 (Special Meeting)
- June 24, 2021 (Special Meeting)
- August 5, 2021 (Special Meeting)
- September 2, 2021 (Special Meeting)
- October 14, 2021
- November 12, 2021
- December 2, 2021

Harbour East-Marine Drive Community Council's business for the period of December 16, 2020 to December 2, 2021 includes the following:

- 14 public hearings
- 0 variance appeal hearings
- 32 staff reports
- 0 reports from Board and Committees
- 1 Motion from a Community Council Member
- 0 requests for information reports brought forward by members of Community Council
- 103 piece of correspondence
- 0 petitions
- 4 presentations
- 1 speakers during public participation
- 16 information reports
- Community Council met in camera (in private) 4 times.

Public Hearings were held on the following matters:

December 16, 2020:

Case 22519: Development Agreement for 1129 West Petpeswick Road, West Petpeswick

Public Hearing held and closed. Motion approved that Harbour East Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the same form as set out in Attachment A of the staff report dated October 26, 2020; and
2. Require the agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

January 7, 2021:

Case 21813: Partial Rezoning of PID 41453945, Cow Bay

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Adopt the amendments to Schedule A, the zoning map of the Land Use By-law for Eastern Passage / Cow Bay, as set out in Attachment A of the staff report dated July 20, 2020; and
2. Request a staff report identifying issues of increasing environmental concern around the Cow Bay Lake area including the setback regulations of Cow Bay Lake and Barrier Pond, a discussion on the existing P-2 (Community Facility) Zone and the range of permitted uses within the Special Area Designation of the MPS for Eastern Passage/ Cow Bay.

February 4, 2021:

Case 22285: Development Agreement to allow a 12-storey multi-unit dwelling at 3 Bartlin Road, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement and discharging agreement, which shall be substantially of the form as set out in Attachments A and B of the August 12, 2020 report; and
2. Require the agreements be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

March 4, 2021:

Case 23274: Secondary Suites and Backyard Suites Housekeeping Amendments

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council adopt the proposed amendments to the Land Use By-laws for Dartmouth, Downtown Dartmouth, Lawrencetown and Planning Districts 8 & 9 as set out in Attachment A of the January 4, 2021 report.

April 1, 2021:

Case 22847: Development Agreement for PIDs 00374652 and 41466160 Main Road at Silvers Lane, Eastern Passage

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed Development Agreement, which shall be substantially of the same form as set out in Attachment A with the exception that the second recital deletes the words "The Developer" and replaces them with "Garmar Investments Limited";
2. Approve, by resolution, the Discharging Agreement, which shall be substantially of the same form as set out in Attachment B with the exception that the second recital deletes the words "The Developer" and replaces them with "Garmar Investments Limited" and
3. Require that both the Development Agreement and Discharging Agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Case 22748: Amending Development Agreement for 30 and 38 Silvers Lane, Eastern Passage

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed amending development agreement, which shall be substantially of the same form as set out in Attachment A; and
2. Require the amending development agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

May 6, 2021:

Case 22198: Development Agreement for 4442 Clam Harbour Road, Clam Bay

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the same form as set out in Attachment A of the January 19, 2021 report; and
2. Require the development agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Case 22797: Rezoning and Development Agreement for 95 Caledonia Road, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council adopt the amendment to the Land Use Bylaw for Dartmouth, as set out in Attachment A of the January 22, 2021 report.

May 20, 2021:

Case 22651: Land Use By-Law amendment for lands fronting on Hines Road, Eastern Passage

Public Hearing held and closed. Motion defeated that Harbour East-Marine Drive Community Council adopt the amendment to the Land Use Bylaw for Eastern Passage/Cow Bay, as set out in Attachment A of the February 10, 2021 report.

August 5, 2021:

Case 22487: Development Agreement for 112 & 114 Wyse Road, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the same form as set out in Attachment A; and
2. Require the agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Case 22491: Development Agreement for 46 Maple Street, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the same form as set out in Attachment A; and
2. Require the agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

September 2, 2021:

Case 23221: Land Use By-law amendment for Eastern Shore Lifestyle Centre - 22324 Highway, Sheet Harbour

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council adopt the amendments to the Land Use Bylaw for Eastern Shore (East) Plan Area, as set out in Attachment A of the April 28, 2021 report.

Case 21584: Development Agreement for lands at 18 Rosedale Drive, and Floral Avenue, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the form as set out in Attachment A of the August 5, 2020 report; and
2. Require the agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

December 2, 2021:

Case 23374: Development Agreement for 246 Waverley Road and 2 and 4 Montebello Drive, Dartmouth

Public Hearing held and closed. Motion approved that Harbour East-Marine Drive Community Council:

1. Approve the proposed development agreement, which shall be substantially of the same form as set out in Attachment A of the September 27, 2021 report; and
2. Require the agreement be signed by the property owner within 240 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Variance Appeals – NONE

Additional information on the matters dealt with by Community Council and the minutes of the meetings can be viewed online at <https://www.halifax.ca/city-hall/agendas-meetings-reports>

Public Participation:

Members of public spoke to wide range of Municipal matters including: planning matters, planning appeal deadlines, process regarding planning appeals, incorporated boundaries for communities, and the importance of gender parity among elected representatives.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

RISK CONSIDERATION

There are no risk considerations associated with this report.

COMMUNITY ENGAGEMENT

In accordance with the July 29, 2020 direction of the Minister of Municipal Affairs and Housing under section 14 of the *Emergency Management Act*, and the April 19, 2021 provincial amendments to the *Halifax Regional Municipality Charter*, Community Council meetings are being held virtually. Community Council agendas and reports are posted on halifax.ca, and draft minutes of the meeting will be made available on halifax.ca.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with this report.

ALTERNATIVES

Harbour East-Marine Drive Community Council could choose not to accept the 2021 Annual Report. This is not the recommended action.

ATTACHMENTS

None.

A copy of this report can be obtained online at halifax.ca or by contacting the Office of the Municipal Clerk at 902.490.4210.

Report Prepared by: Simon Ross-Siegel, Legislative Assistant 902-490-6519
