



**HALIFAX AND WEST COMMUNITY COUNCIL
MINUTES
July 19, 2022**

PRESENT: Councillor Lindell Smith, Chair
Councillor Patty Cuttell, Vice Chair
Councillor Kathryn Morse
Councillor Iona Stoddard
Councillor Shawn Cleary
Councillor Waye Mason

STAFF: Meg MacDougall, Solicitor
Andrea Lovasi-Wood, Legislative Assistant
Hannah Forsyth, Legislative Support

The following does not represent a verbatim record of the proceedings of this meeting.

The agenda, reports, supporting documents, and information items circulated are online at halifax.ca.

The meeting was called to order at 6:09 p.m., and Halifax and West Community Council moved into an In Camera (In Private) session at 6:42 and reconvened at 7:09 p.m. Halifax and West Community Council adjourned at 7:17 p.m.

1. CALL TO ORDER AND LAND ACKNOWLEDGEMENT

The Chair called the meeting to order at 6:09 p.m. and acknowledged that the meeting took place in the traditional and ancestral territory of the Mi'kmaq people, and that we are all treaty people.

2. APPROVAL OF MINUTES – June 21, 2022

MOVED by Councillor Cleary, seconded by Councillor Mason

THAT the minutes of June 21, 2022 be approved as circulated.

MOTION PUT AND PASSED.

3. APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS

Additions: None

Deletions: None

As provided for in Section 37 (1) of Administrative Order One, *Respecting the Procedures of the Council*, Community Council requested that item 15 IN CAMERA (IN PRIVATE) be considered prior to item 13.1.2 Case 22890: Land Use By-Law amendment for 48 and 50 Old Sambro Road, Halifax.

MOVED by Councillor Cleary, seconded by Councillor Morse

THAT the agenda be approved as amended.

MOTION PUT AND PASSED.

4. BUSINESS ARISING OUT OF THE MINUTES – NONE

5. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE

6. MOTIONS OF RECONSIDERATION – NONE

7. MOTIONS OF RESCISSION – NONE

8. CONSIDERATION OF DEFERRED BUSINESS – NONE

9. NOTICES OF TABLED MATTERS – NONE

10. HEARINGS

10.1 PUBLIC HEARINGS

10.1.1 Case 23016: Substantive Amendment to the Brunello Development Agreement, Timberlea

The following was before Community Council:

- Staff recommendation report dated May 26, 2022
- Correspondence from Sophie Babin, Collen and John Hunt, Yewon Min
- Staff presentation dated July 19, 2022
- Applicant presentation dated July 19, 2022

Notice of Motion was given on June 21, 2022.

Dean MacDougall, Planner III, gave a presentation on Public Hearing Case 23016 and responded to questions of clarification from Community Council.

The Chair opened the hearing and invited the applicant to come forward and address Community Council.

The hearing opened at 6:25 p.m.

Andrew Giles, Vice President of Development for The Links at Brunello, on behalf of the applicant gave a brief presentation and responded to questions of clarification from Community Council.

The Chair reviewed the rules of procedure for public hearings and called three times for any speakers to come forward and address Community Council; there were none.

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT the hearing be closed.

MOTION PUT AND PASSED.

The hearing closed at 6:36 p.m.

MOVED by Councillor Stoddard, seconded by Councillor Cuttell

THAT Halifax and West Community Council

1. Approve the proposed amending development agreement, which shall be substantially of the same form as set out in Attachment A of the staff report dated May 26, 2022; and

2. Require the amending development agreement be signed by the property owner within 120 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.

MOTION PUT AND PASSED.

10.2 VARIANCE HEARING - NONE

11. CORRESPONDENCE, PETITIONS & DELEGATIONS

11.1 Correspondence

Correspondence was received and circulated for items: 10.1.1 and 13.2.1.

For a detailed list of correspondence received refer to the specific agenda item.

11.2 Petitions – None

11.3 Presentation – None

12. INFORMATION ITEMS BROUGHT FORWARD – NONE

13. REPORTS

13.1 STAFF

13.1.1 Case 24241: Rezoning of 4510 Prospect Road, Bayside

The following was before Community Council:

- Staff recommendation report dated June 16, 2022

MOVED by Councillor Cuttell, seconded by Councillor Cleary

THAT the Halifax and West Community Council give First Reading to consider approval of the proposed amendment to Schedule A – Zoning Map of the Land Use By-law for Planning District 4 (Prospect), as set out in Attachment A of the staff report dated June 16, 2022, to rezone 4510 Prospect Road, Bayside from the I-3 (Local Service) Zone to the RRE-1 (Rural Residential E-1) Zone and schedule a public hearing.

MOTION PUT AND PASSED.

13.1.2 Case 22890: Land Use By-Law amendment for 48 and 50 Old Sambro Road, Halifax

The following was before Community Council:

- Staff recommendation report dated June 16, 2022

MOVED by Councillor Cuttell, seconded by Councillor Stoddard

That Halifax and West Community Council adopt the amendment to the Land Use By-law for Halifax Mainland, as set out in Attachment A of the staff report dated November 1, 2021, to rezone the lands at 48 and 50 Old Sambro Road, Halifax from the R-2P (General Residential) Zone to the R-3 (General Residential and Low-Rise Apartment) Zone.

MOTION PUT AND PASSED.

13.2 MEMBERS OF COMMUNITY COUNCIL

13.2.1 Councillor Cuttell – Request for staff report regarding a review of parking requirements for community centres for Planning District 5

The following was before Community Council:

- Request for Community Council consideration form from Councillor Cuttell
- Correspondence from Rena Maguire (Herring Cove Community Association)

MOVED by Councillor Cuttell, seconded by Councillor Cleary

THAT the Halifax and West Community Council direct the Chief Administrative Officer to provide a staff report regarding a review of the parking requirements for community centres and recreation centres within the Land Use By-law for Planning District 5 (Chebucto Peninsula).

MOTION PUT AND PASSED.

14. MOTIONS – NONE

15. IN CAMERA (IN PRIVATE)

MOVED by Councillor Cleary, seconded by Councillor Morse

THAT Halifax and West Community Council convene to In Camera (In Private) to discuss Item 15.2 LEGAL MATTER.

MOTION PUT AND PASSED.

15.1 In Camera (In Private) Minutes – June 21, 2022

This matter was dealt with In Camera (In Private) and ratified in public as follows:

MOVED by Councillor Cuttell, seconded by Councillor Cleary

THAT the In Camera (In Private) minutes of June 21, 2022 be approved as circulated.

MOTION PUT AND PASSED.

15.2 LEGAL MATTER – Private and Confidential Report

This matter was dealt with In Camera (In Private) and ratified in public as follows:

MOVED by Councillor Cuttell, seconded by Councillor Cleary

THAT the Halifax and West Community Council

1. Adopt the recommendations as outlined in the private and confidential report dated June 28, 2022; and

2. Direct that the private and confidential report dated June 28, 2022 be maintained private and confidential.

MOTION PUT AND PASSED.

16. ADDED ITEMS – NONE

17. NOTICES OF MOTION – NONE

18. PUBLIC PARTICIPATION – NONE

19. DATE OF NEXT MEETING – August 30, 2022 (if required)

20. ADJOURNMENT

The meeting was adjourned at 7:17 p.m.

Hannah Forsyth
Legislative Support