



Minutes
Peggy's Cove Commission
Thursday, September 12, 2019

Members in Attendance

John Campbell – Chair
Gary Logan – Vice Chair
Aonghus Garrison
Peter Richardson
Matt Whitman – HRM Councillor
Gordon Smith – Dept. of Municipal Affairs
Jeannie Chow – Dept. of Business
Graham Fisher – Dept. of Municipal Affairs

Member Regrets

1. Call to Order (Gary Logan – Vice Chair)

Meeting called to order at 3:05 pm

1.1. Approval of Agenda

NOTE: Order of Agenda items shifted

2. Approval of Commission Minutes of July 18 and September 12, 2019

Deferred to next meeting

3. Declaration of Conflicts of Interest

John Campbell declared a conflict with Development Application submitted

5. Other Business

5.1 New Applications

Development application submitted as a residential renovation – no commercial impact – windows and doors in compliance

Motion: Development application reviewed, *upon motion, duly seconded*, the Commission approved the application as submitted. **Motion carried**

Clarification from Commissioner Richardson on his previous application which was deemed as part of existing structure so compliant under existing bylaws

Discussion ensued about bylaw review and rules widely acknowledged and treatment consistent. If no change to structure it would meet criteria – if new development with a change to zoning and if met permits PCC would not be involved i.e. uses of building

Commissioner Campbell joined the meeting and resumed as Chair

Issue on businesses in residential zone and who needs to submit an application will continue to apply – either triggered by development application or complaint – zoning being forefront but how to best monitor for compliance with bylaws and enforcement. Add to next agenda on preserving uniqueness and approaches going forward – suggestions to send copy of Act and Bylaws to new businesses in a welcome letter. Suggestion to paraphrase on website and PCC’s legal authority made known.

5.2 **Survey Update** – no initial responses so Gordon to resend survey requesting commissioner’s responses within the week

Multiple returned surveys – Commissioner Garrison to provide update for future mailings.

5.3 **Correspondence** – Commissioner Logan drafted a letter to Minister on expiry of commission terms – agreed to format, sign and send to Minister.

5.4 Public Meeting – should have survey results before meeting along with vacancies and DNS Master Plan. Survey results to be send before next meeting to collate results and set date.

4. **Bylaw enforcement/compliance**

Topic of enforcement discussed in June and what powers does PCC have in the enforcement of bylaws. Graham consulted legal counsel within his dept. and the recommended approach was to consult with municipality/HRM on authority to issue summary offence tickets through bylaw officers. PCC to provide a letter to HRM with request to act on PCC’s behalf ensuring compliance with bylaws.

Motion: Confirm with HRM that they have jurisdiction formal protocol/process (through Dept of Justice) to enforce PCC bylaws, ***upon motion, duly seconded***, the Commission to research the bylaws of HRM vs. PCC (cc Councilor Whitman). ***Motion carried***

6. **Other Business**

6.1 **Governance Document**

Expenses – change process to amend/expand section for housekeeping with 3 months in order to meet year-end disclosure.

Motion: Amend governance document, ***upon motion, duly seconded***, approach approved to amend as proposed. ***Motion carried***

6.2 **Expiration of Terms**

Discussion on addressing the expiration of current terms of Commissioners with a suggestion to

Propose extending invitation to ABC staff to join next meeting to explain application process.

7.0 Adjournment

Since there was no further business, the meeting was adjourned at 4:30 pm.

Next meeting October 10, 2019.