

**Rural Municipality of Miltonvale Park Council  
MINUTES**

**Milton Community Hall**

**7:00 p.m., May 15 2024**

*Present:* Mayor Hal Parker, Councillors Paul Poole, Rosemarie Ramsay, Jamie Taylor, Andrew Frizzell, Leo Doucette and Spencer MacDonald; and CAO Shari MacDonald; Residents Sheila Curtis, David and Eva Mol

**1. CALL TO ORDER**

Mayor Parker called the meeting to order at 7:00 p.m.

**2. DECLARATION OF CONFLICT OF INTEREST**

Councillor Frizzell declared a conflict in relation to the Official Plan and Development Bylaw approval, as well as the conflict-of-interest allegation.

**3. APPROVAL OF AGENDA**

Motion 2024:49 – Moved by Councillor Jamie Taylor, seconded by Councillor Leo Doucette that **the agenda be approved**. Motion carried, 6-0.

**4. PUBLIC PRESENTATIONS/PETITIONS/DELEGATIONS**

There were no public presentations scheduled. Resident Eva Mol will have an opportunity to speak to her Conflict of Interest allegation later in the meeting.

**5. ADOPTION OF MINUTES**

Motion 2024:50 – Moved by Councillor Rosemarie Ramsay, seconded by Councillor Spencer MacDonald that **the minutes of the April 17, 2024, Regular Meeting be approved, with the correction of a typo on page 2, and that the minutes of the Closed Meetings 1 and 2 on April 17, 2024 also be approved**. Motion carried, 6-0.

**6. BUSINESS ARISING FROM THE MINUTES**

- i. **Hall Renovation - Enabling Accessibility Fund** - Councillors were reminded to keep possible projects in mind for the contract that currently has an end date of September 28, 2024, but could be extended to September, 2025.
- ii. **EV charger** –Canadian Electric Vehicle Charging Solutions (CEVCS) bid includes a \$120 monthly fee for Management Networking Software which would be included in the initial fee for the first five years of the contract. After then, the municipality could get a renewal offer from the existing provider, move software to another provider (chargers are OCPP compliant), turn the chargers into ‘plug and play’ (turn off networking to have free charging) or change out the hardware and software. Application EVF 114 was approved for a rebate of \$15,000 through the Electric Vehicle Charging Funding Program. All work must be completed, and final Project Completion Form submitted by September 30, 2024.

Motion 2024:51 – Moved by Councillor Jamie Taylor, seconded by Councillor Leo Doucette that **if the Electric Vehicle Funding Program will allow the municipality to get quotes from other providers, that the municipality do so, and if not, the municipality would move ahead with the project using CEVCS.** Motion carried, 6-0.

- iii. **Streetlights** – The municipality has not heard further from the developer regarding streetlights.
- iv. **Conflict of Interest Allegations** -Eval Mol and Denise MacDonald-Vail had been invited to speak to their complaint of Conflict of Interest against Councillor Frizzell at the April meeting. At that time, they requested more time to research their complaints and asked to speak at the May 15<sup>th</sup> meeting. Mayor Parker had granted their requests.

a. **Eva Mol** -Mrs. Mol read from the following prepared statement:

*“We are responding to the invite to address the Conflict of Interest complaint filed on March 15th, 2024 involving Councillor (sic) Frizzell and his attendance in meetings while his request for rezoning of his property was discussed. There is documentation provided thru (sic) the minutes of the Council meetings posted on the Rural Municipality Miltonvale Park website (sic). No documentation is evident in the minutes that Councillor (sic) Frizzell recused himself from the meetings during discussions regarding his rezoning application or any expressed possible conflict of interest. This does question whether a conflict of interest has occurred. If something is not documented it is then considered an action not taken.*

*The Meeting Dates noted in the complaint are:*

*September 30<sup>th</sup> (sic), 2023—Application #MP—1198-PID283325 & 658799- Rezone from Commercial (C1) and Agricultural (A1)to Light Industrial (M1) and lot revision. Action taken: The Developer was asked to contact the Development Officer to move forward with information that was requested. ( this is an update to the Council. Also unclear if Councillor (sic) Frizzell was addressed at this time as the Developer at the Council table as he was present in the meeting)*

*October11th, 2023 Application #MP- 1198-PID 283325 and 658799- Rezone from Commercial (C1) and Agricultural (A1) to Light Industrial (M1) and Lot revision. Action taken: The Development Officer met with the Developer on October 11th. ( this is an update to the Council)*

*January17th, 2024—Agenda Item #5-- Rezoning-PID 283325and 658799- A public meeting will be scheduled for the change to the Future Land Use Map in the Official Plan. Any Development Agreement would be finalized once the Bylaw and Official Plan amendments are approved. It was suggested that a tentative date for a public meeting be February28th, 2024.*

*Action taken: Scheduling a public meeting with council approval which involved the rezoning request information of the Councillor (sic) Frizzell. Also provided Councillor (sic) Frizzell information on a tentative timeline on the finalization of the Development Agreement.*

*On March 29th, 2024 an attachment of Additional Information was uploaded to the March 19<sup>th</sup> Meeting minutes. In this update the Council considered Councillor (sic)*

*Frizzells' (sic) attendance during the meetings as part of an administrative process and his attendance during these administrative processes are being reviewed by the Municipal Solicitor. It is stated that Council unanimously approved a motion that Councillor (sic) Frizzell was not present for any portion of a Council meeting since his application for rezoning was received, evaluated or discussed by Council when under consideration.*

*On reading the Additional Information document we felt that the Conflict of Interest complaint was addressed and a decision was made. We are unclear why we are now being asked to speak on this complaint. We are waiting for the information on the decision from the Municipal Solicitor outlining if this was a conflict of Interest or Administrative processes.”*

Ms. Mol thanked Council for allowing her to speak.

b. **Denise MacDonald-Vail** - Ms. MacDonald-Vail was not able to attend the meeting due to illness in the family and had sent an email that afternoon asking that it be circulated and read into the minutes. Although the Bylaw states that electors are to be given an opportunity to speak, Councillors agreed to hear her concerns, and the CAO read the portions of her letter that pertained to the Conflict of Interest allegations:

*“...in regard to the conflict of Interest Complaint. It was not stated in the minutes of three meetings: September 20<sup>th</sup> , 2023, October 18<sup>th</sup> , 2023 and finally January 17<sup>th</sup> , 2024, that Councillor Frizzell recused himself during discussions on a development application that involved/ pertained to Mr. Frizzell. The CAO of Miltonvale Park is very thorough with council minutes so I find it very unusual that such pertinent/ relevant information would not be included in the minutes since it involves a council member and possibility for a conflict of interest.*

*I also want to make the point that council has already voted and a decision was made a decision on this issue on March 29<sup>th</sup>(sic).*

*Council unanimously approved a motion at its meeting on March 20, 2024 affirming that Councillor Frizzell was not present for any portion of a Council meeting since his application for re-zoning was received, when his application for re-zoning was being evaluated or discussed by Council while it was under consideration.*

*So, I do not know why I was asked to respond to a complaint that was already decided by council.*

*I would like to end my statement with the following excerpt from a section under the Code of Conduct Bylaw for Miltonvale Park*

**PART II-PRINCIPLES**

**8.4 Members of Council are responsible for the decisions that they make. This responsibility includes acts of commission and acts of omission. In turn, decision-making processes must be transparent and subject to public scrutiny.**

*We have this right to ask and have clarity for actions of our council and the council members.*

*I am also requesting that the information I am providing is recorded in the official minutes of the May 15, 2024 Council Meeting for Miltonvale Park.  
Thank you for your time...”*

c. **Councillor Frizzell** - In accordance with the Conflict of Interest Bylaw, Councillor Frizzell is to be given a chance to respond to the complaints. Councillor Frizzell noted that he didn't know he was doing anything wrong, and he would have left if he had realized he was not supposed to be present.

Councillor Taylor noted that if any of the Councillors believed he was in conflict, he would have been reminded to leave.

David Mol suggested that it should be written in the minutes when people leave.

Mayor Parker noted that this is the first time in the almost 15 years he has been involved that the municipality has dealt with this issue.

Two of the complainants had asked why they were being asked to speak after Council had passed a motion stating Councillor Frizzell had not been present for any decision-making or evaluation of his application. The CAO clarified that the motion passed at the March meeting, was a result of the verbal accusation made at the Public Meeting of March 19, against Councillor Frizzell by a member of the public. It was suggested by the municipal planner, that, if Councillors believed that Councillor Frizzell was not in conflict of interest or not in the room when decisions about his re-zoning and lot revision were evaluated, that they pass a motion to that effect so that there would be a record in the minutes.

The written allegations from electors triggered the Conflict of Interest Bylaw which has a specific procedure to follow to deal with Conflict of Interest complaints. This involves reading the complaints into the meeting record, inviting the electors to speak to their complaint, allowing the Councillor to respond, and moving to a Closed meeting for Council to consider the information presented and make a decision.

*Sheila Curtis, David Mol and Eva Mol left the meeting at 7:21 p.m.*

The residents were invited to return after the deliberations.

Motion 2024:52 – Moved by Councillor Paul Poole, seconded by Councillor Jamie Taylor that **the meeting move to Closed Meeting under the Municipal Government Act 118.1 (g) the conduct of an investigation under, or enforcement of, an Act or bylaw; to discuss allegations of Conflict of Interest by Councillor Frizzell at the meetings of September 20, 2023, October 18, 2023 and January 17, 2024.** Motion carried, 6-0 at 7:22 p.m.

*Councillor Frizzell left the meeting at 7:22 p.m.*

Motion 2024:53 – Moved by Councillor Leo Doucette, seconded by Councillor Spencer MacDonald that **the meeting return to an open meeting.** Motion carried, 5-0, 7:32 p.m.

Councillor MacDonald left to invite the residents to return to the meeting, but they were no longer in the building.

It was noted that legal advice had been sought, comments from electors considered and the minutes reviewed. Councillor Frizzell was present in the September and October Council meetings; however, his application was not considered at those meetings.

**Motion 2024:54 – Moved by Councillor Paul Poole, seconded by Councillor Leo Doucette that Council find Councillor Frizzell not to be in Conflict of Interest for the meetings of September 20, 2023 and October 18, 2023.** Motion carried, 5-0.

It was noted that Councillor Frizzell was in attendance at the Council Meeting when the vote was taken to hold a public meeting to present the amendments to the Official Plan and Bylaws. Amongst the many amendments presented, was the proposed amendment to the Future Land Use Map which affected Parcels 283325 and 658799. It was also noted that anytime there had been discussion regarding the evaluation of the rezoning and lot revision, that Councillor Frizzell had been diligent in leaving the meeting.

**Motion 2024:55 – Moved by Councillor Jamie Taylor, seconded by Councillor Leo Doucette that Council find Councillor Frizzell to inadvertently be in Conflict of Interest for the meeting of January 17, 2024.** Motion carried, 5-0.

**Motion 2024:56 – Moved by Councillor Paul Poole, seconded by Councillor Rose Ramsay that as Councillors believe Councillor Frizzell was inadvertently in Conflict of Interest for the meeting of January 17, 2024, when the administrative decision to hold a Public Meeting was made, pursuant to subsection 96(6) of the Municipal Government Act, and under the authority of 8.2 of the Conflict of Interest Bylaw, that Council pardon Councillor Frizzell.** Motion carried, 5-0.

Councillor Frizzell returned to the meeting at 7:37 p.m. and was informed of the findings of Council regarding the Conflict of Interest complaint.

- i. **The Freedom of Information and Protection of Privacy Act (FOIPP) Request –** Eva Mol notified the CAO on May 6, 2024 that she will resubmit the FOIPP request she had made on behalf of herself, David Mol and Gezinus Vos under the “Protection of Personal Information.” The Access to Information Bylaw gives the CAO 30 days to respond to requests for information with the costs to gather the information deemed appropriate to share.
- ii. **FPEIM AGM Meeting** -Mayor Parker, Councillor Ramsay and the CAO attended the FPEIM meeting on April 29. Information from some of the presentations are online at the [FPEIM website](#).
- iii. **North River Fire Department** – The office has not received any further word on their spring annual meeting.
- iv. **Procedural Bylaw** – The CAO intends to review the procedural bylaw regarding presentations and public meetings. Suggestions included allowing people to speak for three minutes, a maximum of two times each, unless Council gave unanimous approval for further time. People should not be allowed to pass their speaking time to others. There would be maximum length set for a meeting, such as 2.5 hours. There was discussion regarding residents and landowners having priority to speak.

### 3. CORRESPONDENCE

- i. **Communities 13 Inc. Expansion Committee** - Rob MacAdam, who has been on the committee working to expand the APM Centre for the past three years, requested a letter of support for the expansion, as they continue to move forward with the process. Cornwall had their feasibility study presented to them. There is the opportunity for sponsorship with the expansion.

Motion 2024:57 – Moved by Councillor Jamie Taylor, seconded by Councillor Andrew Frizzell **that the Rural Municipality of Miltonvale Park write a letter in support of the proposed expansion of the Communities 13 Inc./APM Centre.** Motion carried, 6-0.

- ii. There was a request from a resident in Meadowvale Park for **assistance** in paying property tax.
- iii. **Councillor Jamie Taylor**, and his wife Leone Curtis expressed thanks to Council for the card and gift that was received following their wedding on March 3, 2024.
- iv. **FPEIM News - May 15 - PEI Forestry Commission** is requesting feedback from Islanders regarding forestry priorities and the issues facing PEI forests. There are public meetings from 7-9 p.m. in Summerside on May 23 and May 28 in Montague. Islanders can also respond to a [survey](#).
- v. ParticipACTION released the **2024 ParticipACTION Report Card** on Physical Activity for Children and Youth, *Rallying for Resilience: Keeping Children and Youth Active in a Changing Climate*. It highlights how effects of climate change could be particularly harmful for children and youth's physical activity. ParticipACTION is hosting a [webinar](#) on May 23, 2024, to provide insights into the Report Card.
- vi. Health Promotion and the Chief Public Health Office released a **Live Well PEI (Wellness) Action Plan**, and Consultation Paper, which provides an overview of wellness in PEI, sets wellness goals for Island residents, and proposes actions to reach these goals, under the brand LIVE WELL PEI. They are seeking input with an online survey for Islanders, and invited a municipal representative to a consultation from 8:30am-1:00pm in May 29 in Charlottetown, May 27 -Mill River, May 28 – Brudenell or June 6 – Summerside. Written submissions are also welcome.
- vii. **Federation of Canadian Municipalities (FCM)** confirmed Miltonvale Park's membership for 2024-2025 and reviewed the benefits: Unified advocacy, empowering tools, support for innovation, and networking opportunities.
- viii. May 10 - **Request for ball field rental** - Cody Gotell was seeking Wednesday nights from 6-8 p.m. for the 2024 season for a Men's league that requires one more field; however, the field is booked for Charlottetown Minor Ball.
- ix. **Immigration, Refugees and Citizenship Canada** - Citizenship Week takes place from May 13-19, 2024. Canadians show their pride in their history, culture, achievements and shared citizenship. Municipalities are encouraged to promote the support of newcomers on their path to citizenship, and provide them a chance to tell their citizenship stories.
- x. **Rural Beautification Society** – has a new “**COMMUNITY SPIRIT PEOPLES CHOICE AWARD**” for 2024. This competition is based solely on encouraging Community members to vote online for their Community. Prize - \$1000.00 for the winning Rural Town, and \$1000.00 for the winning Rural Municipality to put towards a project that will improve the outdoor space of their Community. The \$20 entry fee and

application are to be submitted by an authorized Council Member. Voting will take place on the Rural Beautification Society [website](#).

- xi. **Internet activity** -The office was notified of two incidents of unauthorized use of WWE content, which is possibly occurring from the free public wi-fi network.
- xii. Dr. Herb Dickieson thanked the municipality for the endorsement for the **UPEI Medical School** in 2019 and reported on its progress.
- xiii. During **Emergency Preparedness Week**, PEI EMO is offering free presentations and educational opportunities May 5-10 on Emergency Preparedness, FireSmart; and Emergency Vehicles.
- xiv. A professor from Carleton university circulated a survey about planning for **prison re-entry and diversion** to improve the support for people involved in the prison system.
- xv. **The Health Effects of Wildfire Smoke: A Webinar for Municipalities** -Health Canada will present about the health effects and protective measures related to wildfire smoke during a webinar May 8.
- xvi. The office and Councillor Poole received a concern from resident about vehicles parked too close to the **mailboxes at hall**, impacting mail pickup. The hall will be notified.
- xvii. **Municipal Affairs -E-News - Municipal Service Delivery Survey** -Municipal Affairs is conducting a survey of rural municipalities and towns in order to learn what services municipalities want to offer, document municipal interest in shared services, and better understand the challenges municipalities face. Municipal Affairs has contacted all CAOs for input. The survey will remain open until May 31, 2024.

A short discussion on service delivery was held. Trails and parks were seen as important. It was noted that the Province's goal is approximately 28 municipalities. Miltonvale Park may be seen to be a better option than Charlottetown or Cornwall for nearby municipalities who may be struggling. Brookfield, Ebenezer, Oyster Bed, and Warren Grove are some of the adjacent municipalities. It was suggested that the bigger we get, the better it would likely be. About 63% of PEI land is unincorporated, and is home to 30% of the population. West River uses a ward system after their incorporation. Land use planning is important.

The newsletter also contained information on the Official Plan/Land Uses, the Province's new social housing units, Climate Hazard Risk Information System and a Municipal Flood Risk Check-Up. There is increased funding available for the Community Capacity Building stream of the Rural Growth Initiative. Projects that are eligible may receive funding to cover up to 75% (up from 50%) of costs to a maximum of \$50,000 (up from \$20,000). The stream is also being expanded to increase the funding available for inclusion and economic growth activities. Projects must increase community or organizational capacity to support rural population growth, economic growth, or ability to provide services that enhance rural communities. Projects could include strategic planning, community infrastructure plans, regional economic development plans, diversity and inclusion initiatives, and training and skills development. Rural and Regional Development. There is also the Reception Centre Resiliency Fund.

Municipal Affairs resources can be found at [www.princeedwardisland.ca/municipal-governments](http://www.princeedwardisland.ca/municipal-governments)

- v. FOIPP -The Department of Finance received a request under the Act for the disclosure of the following record totals: taxable commercial assessment, taxable noncommercial assessment, taxable farm assessment, market value assessment, taxable assessment, residential assessment (included in non-commercial) and non-taxable assessment for each municipality and each fire district from January 1, 2023 to April 5, 2024. The municipality had no issue with the release of that information.
- vi. **Recreation PEI Newsletter** - Recreation PEI is hosting **High Five Principles of Healthy Child Development** on Tuesdays, June 18 (West Royalty Community Centre) and 25 (Room 125, Royalty Centre) for \$55 + HST per member. They are also holding The Principles of Healthy Child Development (PHCD), a 4-hour training for front-line leaders. **Fundamental Movement Skills** is Tuesday, June 18, 9:30 am-2:00 pm at the West Royalty Community Centre for \$20 (+hst) per member. **Quality Sport for Communities and Clubs** - This May 8, 2024, workshop is designed to connect and inform local sport clubs and their community partners, such as facilities, municipalities and schools, with tools, connections, resources and processes that support quality sport and physical activity at all levels. The **Membership Form 2024-2025** is available, and Miltonvale Park’s will be renewed. There is a **The Belonging Playbook Resource** – and information on **CPRA's Pre-Budget Submission**. Macphail Woods Forestry Project is launching a new nature education guidebook. **Supporting Teachers - A Field to Nature Education**  
<https://macphailwoods.org/resources/nature-education>
- vii. The Canada Mortgage and Housing Corporation invited Atlantic Canadian municipalities to a virtual consultation on the **housing supply catalogue** on May 2.
- viii. **Charlottetown** – Joushua McInnis forwarded **Wellfield Information** regarding extraction data. Mayor Parker noted that there are 219.969 imperial gallons in a m<sup>3</sup>. The City is allowed 206,210 gallons a day, which they exceeded 1-2 times last year. They appear to be taking what they need. There have not been any concerns regarding local wells reported to the office in years.

Extraction (m3)		Extraction (m3)		Extraction (m3)	
Month	Miltonvale	Month	Miltonvale	Month	Miltonvale
Jan-22	166,742	Jan-23	183,715	Jan-24	211,059
Feb-22	136,539	Feb-23	162,125	Feb-24	166,699
Mar-22	170,763	Mar-23	180,712	Mar-24	207,811
<b>Total Q1</b>	<b>474,044</b>	<b>Total Q1</b>	<b>526,552</b>	<b>Total Q1</b>	<b>585569.3704</b>
Apr-22	172,661	Apr-23	161,160		
May-22	162,761	May-23	182,353		
Jun-22	174,951	Jun-23	185,931		
<b>Total Q2</b>	<b>510,373</b>	<b>Total Q2</b>	<b>529,444</b>		
Jul-22	144,366	Jul-23	207,146		
Aug-22	189,150	Aug-23	235,441		
Sep-22	154,109	Sep-23	200,208		
<b>Total Q3</b>	<b>487,625</b>	<b>Total Q3</b>	<b>642,794</b>		
Oct-22	148,402	Oct-23	186,305		
Nov-22	147,635	Nov-23	181,643		
Dec-22	178,421	Dec-23	186,860		
<b>Total Q4</b>	<b>474,458</b>	<b>Total Q4</b>	<b>554,808</b>		

6. **REPORTS FROM STANDING AND AD HOC COMMITTEES**

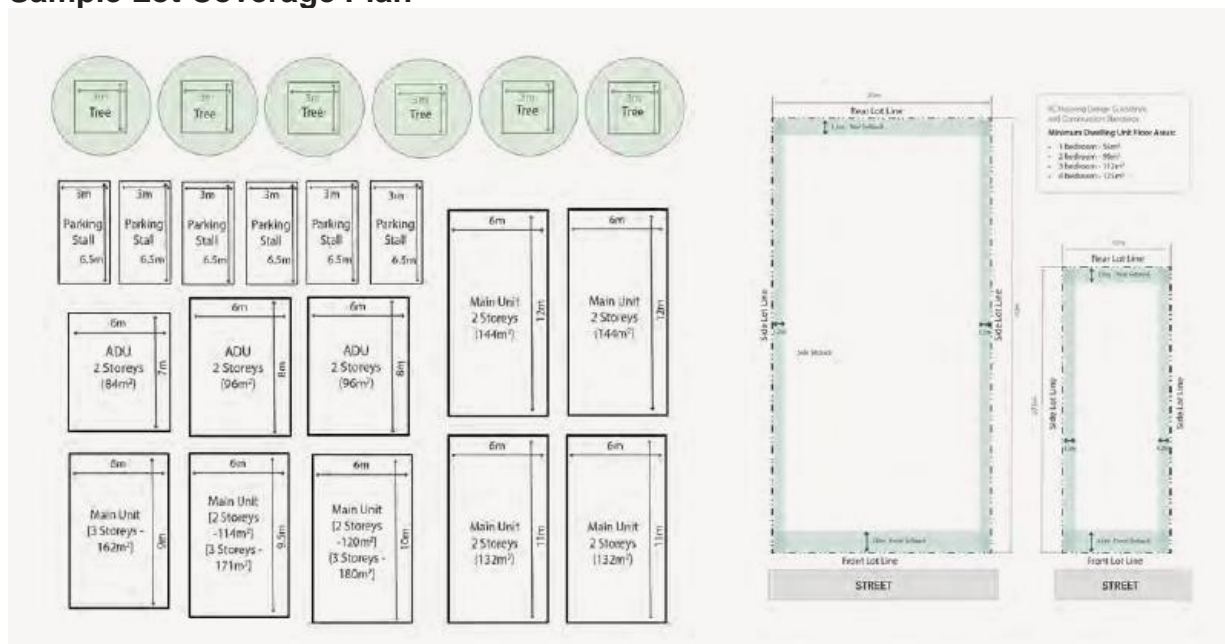
a. **Environment and Community Living**

- 1. Gentle Density Housing Bylaw Guide Webinar** – Councillor Taylor attended this webinar, designed to enhance the Small Housing movement, which was established a decade ago in British Columbia. A collaborative working relationship for stakeholders helps address the needs of the general home owner. Considerations are life changes (downsizing/retiring/loss of spouse/aging/health), multi-generational homes and group financing of homes, as in BC, the average home cost is 14 times the average annual salary. Sixty of the over 300 attendees were from the Atlantic region.

Gentle density housing meets needs of those who aren't being served by the current market, allows for more efficient use of residential land, preserves agricultural land and natural areas, allows for efficient service delivery, reduces personal expenditures and gives seniors an option to remain in their neighborhoods.

The Bylaw guide (developed in BC and scaled for Canada) expands on the Provincial Manual, is framed around a suggested workplan, provides a focus, and is a resource, rather than a manual. Infill housing takes longer, and learnings will occur over time. More information has been posted on Councillor Taylor's Google Drive.

### Sample Lot Coverage Plan



- 2. Cornwall & Area Watershed Group**

- Approximately 25 people attended the CAWG annual meeting on May 8, 2024 at the Milton Hall. Chair Ryan Mahoney presented an overview of activities for 2024, and treasurer Karlie Gallant presented the financial report. CAWG is in fairly good shape financially and is working to find more funding streams and grants. CAWG Project Manager Veronica Jendrick presented “When will you be clearing the trees form the waterways?” and highlighted the importance of large mass wood materials in streams and rivers, the benefits to the ecosystem and the management approach to

areas of concern. CAWG Coordinator Hannah MacLean shared details of 2023 and 2024 projects. Four CAWG Summer Crew were in attendance. Although no new volunteers joined the board, new memberships were purchased. Unfortunately, CAWG will not be able to harvest free trees for Canada Day. Attendees enjoyed local foods donated by JR's Pizza, Deep Roots Distillery and Mary's Bakery.

- b. **CAWG Special meeting**, May 13, 2024 addressed the shortfall in wage subsidy in 2024 and discussed the performance review for Coordinator, Hannah MacLean. The board met to review options after the three Skills PEI positions were shortened to 15 weeks, which will impact EI eligibility of the valued experienced employees. The board will try to find revenue sources to raise the \$8,302 required to hire staff for 18 weeks. CAWG was approved for a Canada Summer Jobs position for a youth placement (30 years of age or younger) 35 hours per week for 8 weeks (CAWG's cost - \$500). The board is developing a performance review form for the coordinator position and hopes to have the review completed by June 1, 2024.

3. **Emergency Animal Response Team (E.A.R.T)** – Their AGM was held at Milton Hall on Saturday May 11<sup>th</sup> with eight in attendance. Lynne Davis, the newly appointed President of the board, reflected on EART's activities, challenges and accomplishments for 2023. The group brainstormed ideas for 2024 and beyond, including public awareness, training topics & activities, community involvement, fundraising. They developed a schedule for monthly board meetings and monthly training. Diane Vanneste of North Rustico won the BBQ raffle.

#### 4. **Projects**

- i. **ACOA (Canada Community Revitalization Fund) and Rural Growth Initiative**  
Community Garden, Miltonvale Community Park and Strathrae Park
- a. **StrathRae** – The CAO has heard from a resident that the fence is being installed at StrathRae. The municipality does not yet have ownership of the parcels. Ideally, the gazebo should be installed by the end of June, if possible.
- ii. **Community Garden** – The well has been dug, and Maritime Electric needs to connect electricity to the property. Ran-Mac Electrical has completed as much electrical as can be done to date. Kevin MacLeod has started the greenhouse installation. The garden beds need to be constructed. Nathan Aten volunteered to construct more raised cedar beds for the cost of supplies. The picnic tables and benches need to be put together. The Wheatley River 4-H Club has received a 4-H Trust Grant to plant about 15 apple and pear trees which are now onsite. The field has been plowed several times. It was noted Princess Auto has \$88 L shaped raised beds for sale.
- iii. **New Horizons for Seniors (2023-24)**– The CAO submitted the final report submitted by April 30.
- iv. **New Horizons for Seniors Program (NHSP) Community 2024-25 Miltonvale Park – Life in the Movies** – \$9180 was approved. The movie subscription has been obtained. Highlights of planned events that were funded include:  
**April 2024** - Driving Miss Daisy (movie -April 21)– a 55 Drive Alive Education Course (6 attendees -May 13 -5 registered from IRSA didn't attend), a car maintenance education session (still planning) and Southern Cooking Session. (April 18 -19 registered); Movie night

**May** - Calendar Girls (movie night May 16)– “How to take better photos” (not organized yet), four free exercise classes (May 3,6,10,13 -55 exercisers)

**June** – Maudie - a session on arthritis and another on elder abuse/safety. Cooking Nova Scotian South Shore cooking (June 19).

**July** - Mrs. Harris Goes to Paris - Sewing/handcraft lessons and a night of relaxing, Armchair travel, Presentation on French cooking (July 18)

**August** - The Grand Seduction/On Golden Pond - Health Fair, foot care info; Food presentation - Fish or Newfoundland traditional foods (August 28).

**September** - Thelma and Louise - A car scavenger hunt (car rally) with teams comprised of seniors and youth, a session on online security protecting yourself from people with bad intentions/ abuse awareness, line dancing, Food presentation - Easy Lunches (Sept. 25)

**October** - Mamma Mia/ My Greek Wedding/Grease - Activities - 50-60s Dance, Display of wedding dresses and mementos (The North Milton WI is doing this with us June 21 & 22), Food Presentation - Greek cooking (Thurs. Oct. 24)

**November** -The Book Thief -Budgeting and effective ways of saving, Making a picture book about your life (seniors tell stories, youth draw) and Seniors paired with children - story time/seniors help kids read; Food presentation - meats, stews (Tues. November. 19)

**December** – Julia/Letters to Juliet - Cookie making activity, swap and recipe sharing, cookies delivered to shut-ins with pen pals/Christmas cards, made at a card-making session. Food presentation - Desserts (Tues. Dec. 3)

**January** -A Man Called Otto- Sessions about depression/loss/loneliness, and Wills & Estate Planning, and a seniors and youth activity (paint together, games etc.). Food presentation - Vegetarian/Lebanese (Tues. Jan. 21)

**February** - Breakfast at Tiffany's - Financial management session, Seniors Brunch, Food presentation -Brunch foods (Tues Jan. 11)

**March** - Grumpy Old Men -Preparing for seniors home/long term care/community care session, Food presentation- healthy snacks foods. (Tues Mar. 3)

- v. **PEI Seniors Secretariat Funding 2023-24 – “Miltonvale Park – Senior Matters”**. The final report was submitted.
- vi. **PEI Seniors Secretariat Funding** - The CAO applied for \$3370 for **Miltonvale Park Seniors – Gardens, Gallivanting. and Gosh Darn Technology**, but no funding decisions have been made yet.
- vii. **Active Transportation Plan** -- The Council still plans to present portions for the plan to the public in enough time to prepare an application for the late fall for the 2025 year.
- viii. **Gender | Equity | Diversity | Inclusion and Community Enhancement Program** Councillor Ramsay noted she has a contact for this project, and they are looking at planning events in August. The project includes a Drag Brunch, story time, workshop/round table, and Outrageous bingo to be held before December 31, 2024.
- ix. **ParticipACTION Community Challenge** – The municipality received \$1000 for a community wide activity challenge, including disk golf, painting, gardening, pickleball, walking, cycling, dog walking, Move more than Mayor, and a virtual walk. New staff member Norm Birt has been looking at activities for this project.
- x. **Family Violence Prevention Week** –The annual blanket making was held on Wednesday, May 15, “Wear Purple” day. Linda Sullivan prepared the blankets, and about 15 women attended and made 37 blankets for Anderson House.
- xi. **Car Show** – The Fathers of Confederation Car Show is scheduled for 12 noon -4 p.m. Saturday, June 15, with a rain date of Sunday,

June 16. Registration will be \$20 (or \$15 in advance) per vehicle. Donations and proceeds will be accepted for the Upper Room Food bank. Admission will be \$2 each or \$5/family or a donation for the food bank. CMP are happy to host the car show again. The Winsloe Lions Club will staff the canteen, and Councillor Doucette and the North Rustico Food Market will donate the food for the BBQ. They may leave some of the food at the hall for part of the day. Any extra food could be donated to the food bank. Posters have been circulated. Roger Smith and his group will play music, and staff will also ask John MacAllar to entertain. Businesses could be asked for door prizes, and it is possible that booths could be set up, if requested. There is a Facebook event which could be used for promotion <https://fb.me/e/1WHqrnAob>. Staff will contact Transportation regarding signage prior to the event and for show day, Direct Nutrisciences regarding public parking at their lot, and Thomson Septic for port-a-potties. Councillor Taylor will pick up the donation box and banner from Nicole at the Upper Room, who will also help promote the Car Show. Trophies should be purchased this year for prizes, and dealerships approached for sponsorships. It was suggested that plaques be purchased for the People's Choice Award and the Best in Show, and other categories. Councillor Poole will forward a suggested list to the CAO.

- xii. **Canada Day** – The municipality received \$840 in a Celebrate Canada grant, and staff will begin to plan the event, including the usual activities.

#### d. **Activities**

1. **Yoga** classes continue on Tuesdays and Fridays with Leone Curtis at 9 a.m. for mat and 10:30 a.m. for chair classes.
2. **Exercise** – KK Pinkowski is now leading Active Aging classes on Monday and Friday mornings. Numbers are staying strong, and plans are to continue until at least May 24 and then evaluate weekly.

#### e. **Park**

1. Charlottetown **Minor Ball** has booked the ballfield beginning June 10 for Mondays - Thursday at 6 p.m. and Saturdays at 9 a.m.
2. **Cricket** – The PEI Tuskers group want to use the park on Saturday and Sunday evenings from 5:30-7:30 p.m.
3. **Pickleball** – The Pickleball players set up the windscreens on May 11 and are starting regular play on Saturday, May 18. They reported that the park is in need of a clean up, and the outdoor garbage can needs to be emptied. They forwarded long term suggestions from the pickleball committee, including purchasing a defibrillator, better marking for the first aid kit, lights for the courts and more benches or moveable chairs. There are 24 plastic lawn chairs at the park. Ernie Coles intends to buy matting for the walkway to keep gravel off the courts. They may use the back gate for a second entrance this year and may move a picnic table there. The group did express appreciation for the support of the municipality.

4. **Opening** -Brad Coles opened the park on May 14 and turned on the water. Unless the summer staff starts soon, Joanie MacKinnon will likely be hired to clean.
  5. DNS Grasscutting will be engaged to cut the **grass** at the park again.
- f. **Community Pasture** – The Province’s contract for the pasture with Miltonvale Park has a 90-day cancellation clause, which they enacted, effective May 15, 2024. The Province had recently advised the municipality to not sign a lease with farmer, although the municipality had earlier passed a motion that Earl Hambly could rent pasture in 2024. He intended to plant oats (90 days) and let the fields closest to jail grow in hay. The Provincial archologist is interested in area around the gravestones; however, the farmer was not intending to plow it this year. The CAO will investigate the impacts on property tax for the parcels, and it is likely that Mr. Hambly can harvest a crop this year.
- g. **Community signs** – The “Welcome to Miltonvale Park” sign at the Oyster Bed Bridge entrance still needs to be replaced.
  - h. **APM Centre** – Miltonvale Park representative Sheila Curtis is planning to attend the Board meeting at the APM Centre on May 28<sup>th</sup> to review the budget for the facility.
  - i. **2 Billion Trees** -The CAO has not yet heard from the funders regarding the application for 28 spruce trees and 14 maple trees for parkland in the municipality.
  - j. **Community Garden** - The CAO is still planning to apply to the [Island Community Food Security Fund](#) for items such as seeds/weeder, plants, small tool and supplies for the garden. Some of the Wheatley River 4-H apple and pear trees arrived on May 14 and will be planted soon.
- iii. **Emergency Measures**
- a. **PEI Disaster Financial Assistance Program for Municipalities** -The CAO will submit the municipal claim when time permits, before the September 2025 deadline.
  - b. **EMO Workshop** – Councillor Poole attended the EMO Reception Center workshop in Emerald on May 7 which shared information on the [Reception Centre Application](#), the database that holds all reception centre information. Councillor Poole noted that approximately 60 people attended, and that you often don’t know what you need, until you need it.
  - c. **Radios** –The EMO committee has not met recently. A former fire chief from Lennox Island noted at the workshop they had communication issues when the cell service was down.
  - d. **Generators** –Councillor Taylor forwarded instructions for generators and a draft equipment loan form to the Council office.
  - e. **Red Cross** -The municipality still needs to develop a contract with the hall regarding the warming center; the CAO has acquired some agreement templates.
  - f. **Council generator** – All the quotes required to submit the application to the Reception Center Resiliency Fund were received. After an email to Councillors, the office accepted the quote from Chandler’s Motor Repair for 50kw generator, as they had another potential buyer. This generator is the same price as a 40kw generator which would take approximately eight months to arrive. The Province needed to recertify the hall as a Reception Center, and a site visit occurred on May 9. Certification was received on May 10. The municipality can make expenditures 90 days before approval of the grant, which usually takes about 45 days. Coles Construction will install the cement base, with RanMac Electrical quoting the electrical work. Jordan Chandler and the potential sub-contractors met at hall on May 13 to discuss the project. Mr. Chandler was also going to reach out to another propane installer for a second quote.

- g. **St. John's Anglican Church** had inquired if the municipality would be interested in them being an EMO warming center -no word back re propane/generator

**iii Personnel Committee**

- a. Council still needs to approve the **CAO contract**. Councillor Ramsay did provide a first draft, which the CAO started to revise by including duties outlined in the Municipal Government Act.
- b. The municipality needs to approve an employee **code of conduct**.
- c. Norm Birt, a Miltonvale Park resident, has a contract through **Skills PEI** from April 22 -August 8 with the municipality. Although his wage began at minimum wage, the CAO intends to increase it by \$1/hour. He is very enthusiastic and very much enjoying the experience, after being out of the workforce for quite a while. Coralee Keefe was also placed with the municipality; however, she became ill, and then was offered a permanent position after working 5.5 hours. She was paid for the time worked.
- d. **Summer students**- Funding was received for the following youth/student positions:
- i. **Canada Summer Jobs (CSJ)** – one youth for eight weeks, for a 35 hours/week, reimbursed at half the minimum wage.
  - ii. **Post-Secondary Student Program (PSSP)** – two post secondary students, reimbursed at minimum wage plus vacation for 14 weeks/40 hours, for the Assistant to CAO and a Park student.
  - iii. **Jobs For Youth (JFY)** - one youth, age 15-29, for eight weeks, with the municipality reimbursed minimum wage, plus vacation pay for eight weeks of 40 hours.  
Applications have been opened on WorkPEI, and the CAO hopes to review them in the next few days.
- e. **Watershed Worker** – None of the funding programs supported a watershed worker.

Motion 2024:58 – Moved by Councillor Rosemarie Ramsay, seconded by Councillor Spencer MacDonald **that the Rural Municipality of Miltonvale Park donate \$2268, which is the amount equivalent to Canada Summer Job student funding, to the Cornwall and Area Watershed Group to support their summer staffing and projects in the area.** Motion carried.

**iv Finance/Payment of Accounts**

- a. **Remittance** – As a quarterly remitter, the most recent filing of CRA remittances for the municipality was for the end of March, 2024.
- b. **Reports and Payment of Accounts** - Due to time constraints, the financial statements for April are not available. There have been no unusual expenses or income.
- c. **AER** – The Annual Expenditure Return was submitted electronically to the Infrastructure Secretariat on May 13, and followed by a paper copy on May 15, 2024.
- d. The **Audit** for 2023-24 has been scheduled for July 8-9 with MRSB.
- e. **Term Deposits** – The term deposits which matured were reinvested as follows: a \$100,000 deposit at 4.9% for 18 months, \$50,000 at 4.3 % for 42 months, and two deposits of \$100,000, plus a \$50,000 deposit at one year for 3.9%.

7. **REPORT FROM CAO** – The CAO sent regular email updates with events, and is working to confirm dates for installations of the pickleball coating and new playground equipment. She completed Council and planning board meeting minutes, worked on the AER, submitted the report for the New Horizons for Seniors, and worked on the community garden project, advertised student positions, attended the FPEIM meeting, included the Council disclosure sheets on the website, and helped to orient Norm Birt to his position. Items that need to be completed include the EMO Resiliency application, Food Security application, establish the community garden, hire students, submit the paperwork for the Official Plan and Bylaw amendments, accounting, prepare a Code of Conduct Policy for Employees (s 86-2-f) and the CAO Terms and Conditions of Employment (section 95); EMO radios, the park EV project application, apply for the GST rebate, and have the park readied for summer.

## 9. RECOMMENDATIONS FROM THE PLANNING BOARD

Planning Board Chair Paul Poole reviewed recent developments in Planning.

### a. Permits Issued

- i. **MP-06-24** MILTON STATION-Development Permit for PID 283598 was approved on 2024-04-17 to install a fence.
- ii. **MP-07-24** MILTON STATION -Development Permit for PID 1000983 was approved on 2024-05-01 for an accessory building (600 sq. ft.) on the North York River Road.
- iii. **MP-08-24** SPRINGVALE -Development Permits for PID 449140 was approved on 2024-05-01 for an accessory building (310 sq. ft.) at 17748 Rte. 2.
- iv. **#MPS 158** was approved at PID 585489 for a 1 Lot off subdivision.
- v. **#MP 1210** was approved at PID 281790 for a 1 Lot off subdivision.

b. **Appeals** -There are no active appeals at IRAC.

### c. Enforcement

- i. **PID 283085** - The CAO drafted a letter to the owners of PID No. 283085 regarding their not meeting the conditions of their consent order, and circulated it to the Mayor and Planning Board Chair for comments. It was noted that the pile of fill, placed without a permit, is approximately four feet high, and fairly far from the road. It was suggested that the letter be sent through the lawyer, and the status of the driveway be reviewed. The municipality does still have the right to remove the fill at the owner's expense.
- ii. **PID 281030** – A concern was raised from a resident about the activity on PID 291030 on the Crabbe Road. The owners are landscaping to fill in the former shale pit and hope to be finished by the end of the week. Two other concerns related to the property were received at the Council Office after the Planning Board meeting.
- iii. **Poultry** - Leo Doucette noted at Planning Board that he had received complaints from a neighbour regarding poultry excrement from the animals of a nearby resident. The neighbour is working with the owner of the poultry to erect a snow fence to keep them contained. It was noted there has been garbage dumped along the Crabbe Road and the North York River Road, including coolers and a toilet.
- iv. **Dumping Tree Branches** -The Development Officer is also dealing with a neighbour's concern about the dumping of tree branches and leaves on an adjacent property on the Sleepy Hollow Road. Councillor Frizzell

will speak to the owner of the property where the dumping has occurred, as the owner has not yet responded to the Development Officer.

- d. **Applications in Progress** - In most instances, more information is required to finish processing the following applications:
- i. Application #MP-1195 to construct 23 new single unit dwellings at PID **444232**
  - ii. PID **901769** – for a single unit dwelling and private garage.
  - iii. PID **283739** -Final approval for the next two phases of the subdivision.
  - iv. Application #MP-1198-PID **283325 & 658799** – The rezoning from Commercial (C1) and Agricultural (A1) to Light Industrial (M1) is progressing through the Council approval phases.
  - v. Application #MP1207 PID **241059** for change of use.
  - vi. Application #MP 1208 PID **922740** for a single unit dwelling.
  - vii. Application #MP 1209 PID **280792** for a 1-Lot off subdivision.
  - viii. Application #MP 157 PID **280800** for a 1-Lot off subdivision
- e. **Applications Requiring Input/Updates**

*Councillor Frizzell left the meeting at 8:53 p.m. due to a Conflict of Interest.*

- i. **Amendments - Rezoning - PID 283325 and 658799** – Council approved the Official Plan amendment, and the Bylaw amendment received first reading and approval on April 17, 2024. The lot revision will be dealt with when the amendments take effect after approval by the Minister.

- ii. [Bylaw Amendment Bylaw 2024-14-A01](#) (housekeeping amendments)

Motion 2024:59 - Moved by Councillor Jamie Taylor seconded by Councillor Paul Poole  
*Whereas Section 16 of the Planning Act allows municipalities to adopt and amend bylaws to implement their official plan;*

*And whereas Council has complied with the processes established in section 18 of the Planning Act and with EC 640 / 97 – Planning Act Minimum Requirements for Municipal Official Plans;*

*And whereas the Planning Board and the Council for the Rural Municipality of Miltonvale Park have identified changes to be made to the Rural Municipality of Miltonvale Park Development Bylaw (2021) and*

*And whereas public engagement was undertaken, including a presentation of the proposed amendments to the Official Plan (2021) and Development Bylaw (2021) to the public at a meeting held on March 19, 2024, at which residents and other interested persons were invited to make representation in accordance with sections 11 and 18 of the Planning Act;*

*And whereas the proposed 2021 Development Bylaw Amendment 2024-12-A01 was recommended by Planning Board for Council reading and approval at a meeting held on April 11, 2024;*

*And whereas the proposed [Official Plan Amendment OPA-2024-01](#) was approved at a public meeting of Council on April 17, 2024;*

*And whereas Bylaw Amendment Bylaw2024 -14-A01 was read and approved a first time at a Council meeting on April 17, 2024,*

**Be it resolved that the Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A01](#), be hereby read a second time; and**

**Be it further resolved that the Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A01](#), be hereby approved. MOTION CARRIED, 5-0.**

Motion 2024:60 - Moved by Councillor Spencer MacDonald seconded by Councillor Leo Doucette

*“Whereas Section 16 of the Planning Act allows municipalities to adopt and amend bylaws to implement their official plan;*

*“And whereas Council has complied with the processes established in section 18 of the Planning Act and with EC 640 / 97 – Planning Act Minimum Requirements for Municipal Official Plans;*

*“And whereas Rural Municipality of Miltonvale Park [Bylaw Amendment, Bylaw 2024-14-A01](#) was read and approved at two separate meetings of Council held on different days;*

**Be it resolved that Rural Municipality of Miltonvale Park [Bylaw Amendment, Bylaw 2024-14-A01](#) be hereby formally adopted.**

**Be it further resolved that Bylaw 2024-14-A01, being a Bylaw to amend the Zoning & Subdivision Control (Development) Bylaw #2021-14 in the Rural Municipality of Miltonvale Park, is hereby enacted as a Bylaw of the Municipality and the Mayor and Chief Administrative Officer be hereby authorized to sign the Bylaw and apply the Municipality’s seal thereto.**

*MOTION CARRIED, 5-0.*

**2. [Bylaw Amendment Bylaw 2024-14-A02](#) (Zoning Map)**

Motion 2024:61 - Moved by Councillor Jamie Taylor, seconded by Councillor Paul Poole  
*Whereas Section 16 of the Planning Act allows municipalities to adopt and amend bylaws to implement their official plan;*

*And whereas Council has complied with the processes established in section 18 of the Planning Act and with EC 640 / 97 – Planning Act Minimum Requirements for Municipal Official Plans;*

*And whereas the Planning Board and the Council for the Rural Municipality of Miltonvale Park have received an application to amend the Zoning Map in the Rural Municipality of Miltonvale Park Development Bylaw (2021);*

*And whereas public engagement was undertaken, including a presentation of the proposed amendments to the Zoning Map on May 30, 2023 and the proposed amendments to the Official Plan (2021) and Development Bylaw (2021) to the public at a meeting held on March 19, 2024,*

*at which residents and other interested persons were invited to make representation in accordance with sections 11 and 18 of the Planning Act;*

*And whereas the proposed 2021 Development Bylaw Amendment 2024-12-A02 was recommended by Planning Board for Council reading and approval at a meeting held on April 11, 2024;*

*And whereas the proposed [Official Plan Amendment OPA-2024-02](#) was approved at a public meeting of Council on April 17, 2024;*

*And whereas Bylaw Amendment Bylaw 2024 -14-A02 was read and approved a first time at a Council meeting on April 17, 2024,*

**Be it resolved that the Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A02](#), be hereby read a second time; and**

**Be it further resolved that the Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A02](#), be hereby approved. MOTION CARRIED, 5-0.**

Motion 2024:62- Moved by Councillor Leo Doucette, seconded by Councillor Spencer MacDonald

*“Whereas Section 16 of the Planning Act allows municipalities to adopt and amend bylaws to implement their official plan;*

*“And whereas Council has complied with the processes established in section 18 of the Planning Act and with EC 640 / 97 – Planning Act Minimum Requirements for Municipal Official Plans;*

*“And whereas Rural Municipality of Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A02](#) was read and approved at two separate meetings of Council held on different days;*

**Be it resolved that Rural Municipality of Miltonvale Park [Bylaw Amendment Bylaw 2024-14-A02](#) be hereby formally adopted.**

**Be it further resolved that Bylaw 2024-14-A02, being a Bylaw to amend the Zoning & Subdivision Control (Development) Bylaw #2021-14 in the Rural Municipality of Miltonvale Park, is hereby enacted as a Bylaw of the Municipality and the Mayor and Chief Administrative Officer be hereby authorized to sign the Bylaw and apply the Municipality’s seal thereto. MOTION CARRIED, 5-0.**

*Councillor Frizzell returned to the meeting at 8:56 p.m.*

- iii. **Variance request** - WaterTight Plumbing & Heating (PID 283242) requested a variance to the front yard setback of the new commercial building that was approved in July 2022, and reissued (Permit 2024-02) on February 14, 2024. They had first requested a variance of 6.3 m from the originally approved 14.3 m, which was reduced from the requirement of 15.24 m. The Department of Transportation would allow a setback no

less than 11.32 m, which is the same setback as the current building. Letters requesting feedback were sent to neighbours, as required by the Development Bylaw. One response was received, from Joyce Blackett, who was in agreement with the proposed setback as its purpose was to allow vehicular traffic to turn on the property to avoid having to back out onto the Lower Malpeque Road.

Motion 2024:63- Moved by Councillor Paul Poole, seconded by Councillor Spencer MacDonald that, **as recommended by Planning Board, Council approve the variance request for PID 283242, to allow a front yard building setback of 11.32 m. from Lower Malpeque Road.**

Motion carried, 6-0.

- f. **Inquiries** - Andrew Smith, a potato farmer requested permission to place 100 tons of lime (approximately 6-7 loads) on PID 283085 using the entrance off the Lower Malpeque Road. He would plan to deliver the lime out to other properties over the next two weeks and distribute it all. He said the owners of the property are agreeable to the plan, but advised him to check with the municipality. The Development Officer determined that a permit would be required.

**10. INQUIRIES BY MEMBERS OF COUNCIL** -There were no inquiries.

**11. OTHER -BYLAWS**

- a. [Bylaw Enforcement](#) – A bylaw may be required to allow for bylaw enforcement. There is no template yet from Municipal Affairs.
- b. **Procedural Bylaw** – Amendments could be considered as it is silent on procedures for public meetings.

**12. INTRODUCTION AND READING OF AMENDMENTS and BYLAWS** – The Bylaw amendments were read, approved and adopted in the Planning Board Report.

**13. ADJOURNMENT**

Motion 2024:64- Moved by Councillor Spencer MacDonald that **the meeting be adjourned**, and Mayor Parker declared it so, at 9:00 p.m.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
CAO

\_\_\_\_\_  
June 19, 2024  
Date approved

Next Meetings:

Regular Council Meeting- Wednesday, June 19 at 7 p.m.

Committee Meetings – Planning Board – June 6 at 7 p.m. if required  
EMO Committee

## BYLAW # 2024-14-A01

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A bylaw to amend the Rural Municipality of Miltonvale Park Zoning & Subdivision Control (Development) Bylaw (2021), Bylaw #2021-14 (the "Bylaw"), relating to zoning, subdivision and development within the Rural Municipality of Miltonvale Park.

This Bylaw is made under the authority of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8 and the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1.

BE IT ENACTED by the Council of the Rural Municipality of Miltonvale Park as follows:

1. **Section 3.1 of the Bylaw is amended by**
  - a) the deletion of clause (1)(g) and the renumbering of the subsequent clauses accordingly; and
  - b) the deletion of the period following "j) Subdivide or consolidate a Parcel or Parcels".
2. **Section 3.14 of the Bylaw is amended by the renumbering of the subsections following subsection (7) as subsection (8) and subsection (9).**
3. **Section 3.15 of the Bylaw is amended by the following:**
  - a) In subsection (5) by the deletion of the words "Amendments to the Official Plan or this bylaw approved by Council also require approval by the Minister responsible for administering the Planning Act."; and
  - b) In subsection (9) by the deletion of the words ", until the approval from the Minister responsible for administering the Planning Act or any successor legislation has been granted for the necessary amendments" and the substitution of the words "any necessary amendments approved by Council have taken effect."
4. **Section 3.17 of the Bylaw is amended by the deletion of subsection (1) and the addition of the following:**
  1. Any appeal of a decision in respect to the administration of this Bylaw shall be undertaken in accordance with Part V of the *Planning Act*.
5. **Subsections 3.18(1) and 3.18(2) of the Bylaw are amended by the deletion of the word "bylaw" and the substitution of the word "Bylaw".**
6. **Section 4.2 of the Bylaw is amended by:**
  - a) the deletion of the words "when the Side Yard Setback is at least as wide as the minimum required setback for the Main Building" in Clause (2)(e); and
  - b) the addition of the "or the minimum Yard Setback for the applicable Zone, whichever is greater" following the words "5 m (16.40 ft)".

7. Section 4.3 of the Bylaw is amended by:

a) The deletion of subsection (1) to (7) and the substitution of the following:

"1. The standards for Accessory Buildings shall be as follows:

	All zones				
Used for human habitation	Only where a dwelling is a permitted accessory use				
More than one Accessory Building permitted	All zones except the O2 Zone				
	Farm or Resource Use property, Commercial Zone, Industrial Zone	All other parcels			
Located in front yard or flankage yard	No restriction	Not permitted			
Setback from Lot Line	Zone setbacks apply	1.5 m (4.92 ft) except common garages for semi-detached dwellings			
Minimum distance from <i>main building on the lot</i>	As required under the National Building Code	The greater of 1.5 m (4.92 ft) or any applicable National Building Code standard			
Maximum height	Zone standards apply	4.60 m (15.1 ft) where Lot is less than 0.405 ha (1 acre) or is located in RS1 Zone			
		7.62 m (25 ft) where Lot is equal to or greater than 0.405 ha (1 acre)			
	Farm or Resource Use property, Commercial Zone, Industrial Zone	Lot is < 0.202 ha (0.5 acre)	Lot is equal to or greater than 0.202 ha (0.5 acre) but less than 0.405 ha (1 acre) or is located in the RS1 Zone and is equal to or greater than 0.202 ha (0.5 acre)	Lot is between 0.405 ha (1 acre) and 1.22 ha (3 acres)	Lot is greater than 1.22 ha (3 acres)
Maximum combined gross Floor Area of all Accessory Buildings on Parcel	No restriction	10% of the Lot Area	the greater of 10% or 112 sq m (1,205.6 sq ft)	10% of the Lot Area	10% of the Lot Area
Maximum gross Floor Area of an individual Accessory Building	No restriction	93 sq m (1,001 sq ft)	112 sq m (1,205.6 sq ft)	140 sq m (1,507 sq ft)	186 sq m (2,002 sq ft)
	Residential Lot (including commercial uses on a Residential Lot)	All other parcels			
Zone Standards	Standards of this section apply	Zone Standards for the Main Building apply			
Reduced setback in rear yard	Not permitted	Minimum Setback of 4.57 m (15 ft) if the Accessory Building is less than 600 sq m (6,458.3 sq ft) and is smaller than the footprint of the Main Building			

- b) Subsections (6) and (7) shall be renumbered as subsections (2) and (3) respectively.
8. **The Bylaw is amended by the deletion of section 4.4.**
  9. **The Bylaw is amended by the deletion of section 4.10.**
  10. **The Bylaw is amended by the deletion of subsection 4.25(2) and the addition of the following:**
    - "2. Without limiting the foregoing, the following uses are not permitted in any zone:
      - a) satellite dishes greater than 0.61 m (2 ft) in diameter; and
      - b) Salvage Yards."
  11. **The Bylaw is amended by:**
    - a) In clause 4.28(1)(a), the deletion of the words 'side or Rear'; and
    - b) In clause 4.28(1)(b), the deletion of the words 'the front, rear, or side Yards' and the substitution of the words 'any Yard'.
  12. **The Bylaw is amended by the deletion of subsection 4.31 and the substitution of the following:**
    - "1. A Swimming Pool shall be permitted in the MHP, RS1, R1, A1 and O1 Zones subject to the following conditions:
      - a) a Development Permit has been issued for the Swimming Pool;
      - b) a 1.8 m. (6 ft.) high Fence fully encloses the Swimming Pool and is constructed in such a manner so as to impede unauthorized Persons from entering over or under said Fence;
      - c) any gate on such Fence is self-closing and self-latching to prevent its opening from outside the fenced area;
      - d) notwithstanding clause 4.31(1)(b), the Development Officer may allow one or more Buildings to take the place of a portion of the Fence so long as the Swimming Pool is fully enclosed by the Fence and Building(s);
      - e) The Owner shall satisfy any other conditions related to the Maintenance and safety of the Swimming Pool; and
      - f) The Swimming Pool shall not be located in a Yard that abuts a Highway."
  13. **Section 4.34 of the Bylaw is amended by the following:**
    - a) The deletion of the words "energy facilities" in subclause (10)(g)(ii) and the substitution of the words "Energy Facilities"; and
    - b) The addition of the following after subsection (11):
      - "12. Section 4.34 does not apply to Wind Energy Facilities with a nameplate capacity equal to or greater than 1 megawatt."
  14. **Subsection 8.3(1) of the Bylaw is amended by adding 6.0 m (19.7 ft) as the Flankage Yard Setback (minimum) for an Interior Lot.**

15. Subsection 9.2(1) of the Bylaw is amended by the deletion of the following words “with a Lot Area of 12,140.57 m<sup>2</sup> (3 acre) or less”.
16. Schedule 2 of the Bylaw is amended by the following:
  - a) The deletion of the period and the addition of a comma after the words “intensity of Use or size of a Structure or Building” and the addition of the words “but does not include an excavation pit as defined in the *Excavation Pit Regulations, EC146/17*” at the end of the definition of “Development”.
  - b) The deletion of the definition of “Excavation Pit”.
17. Schedule 4 of the Bylaw is amended by the deletion of “excavation pits” and the associated permit fee.
18. Schedule 6 of the Bylaw is amended by the deletion of the existing text and the addition of the updated Part IV Special Regulations D – Stratford Region, Charlottetown Region, Cornwall Region and Summerside Region from the *Planning Act Subdivision and Development Regulations* current to the effective date of this Bylaw.

### Readings and Approval

This Bylaw received first reading and formal approval at the Council meeting of \_\_\_\_\_, 2024.

This Bylaw received second reading and formal approval at the Council meeting of \_\_\_\_\_, 2024.

This Bylaw was declared to be passed on \_\_\_\_\_, 2024.

\_\_\_\_\_  
 Mayor  
 (signature sealed)

\_\_\_\_\_  
 Chief Administrative Officer  
 (signature sealed)

### Ministerial Approval

This Bylaw, Bylaw 2024-14-A01, is hereby approved.

Dated on this \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
 Minister of Housing, Land and Communities

# BYLAW # 2024-14-A02

A bylaw to amend the Rural Municipality of Miltonvale Park Zoning & Subdivision Control (Development) Bylaw (2021), Bylaw #2021-14 (the "Bylaw"), relating to the zoning of PID 283325 and a portion of PID 658799 in the Rural Municipality of Miltonvale Park.

This Bylaw is made under the authority of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8 and the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1.

BE IT ENACTED by the Council of the Rural Municipality of Miltonvale Park as follows:

1. **Zoning Map: Schedule 1 of the Bylaw, is amended by the change in zoning, as indicated in the Figure 1 below, of:**
  - a) PID 283325 changed from a combination of General Commercial (C1) and Agricultural (A1) to Light Industrial (M1);
  - b) A 1.8 -acre portion of PID 658799 changed from Agricultural (A1) to Light Industrial (M1).

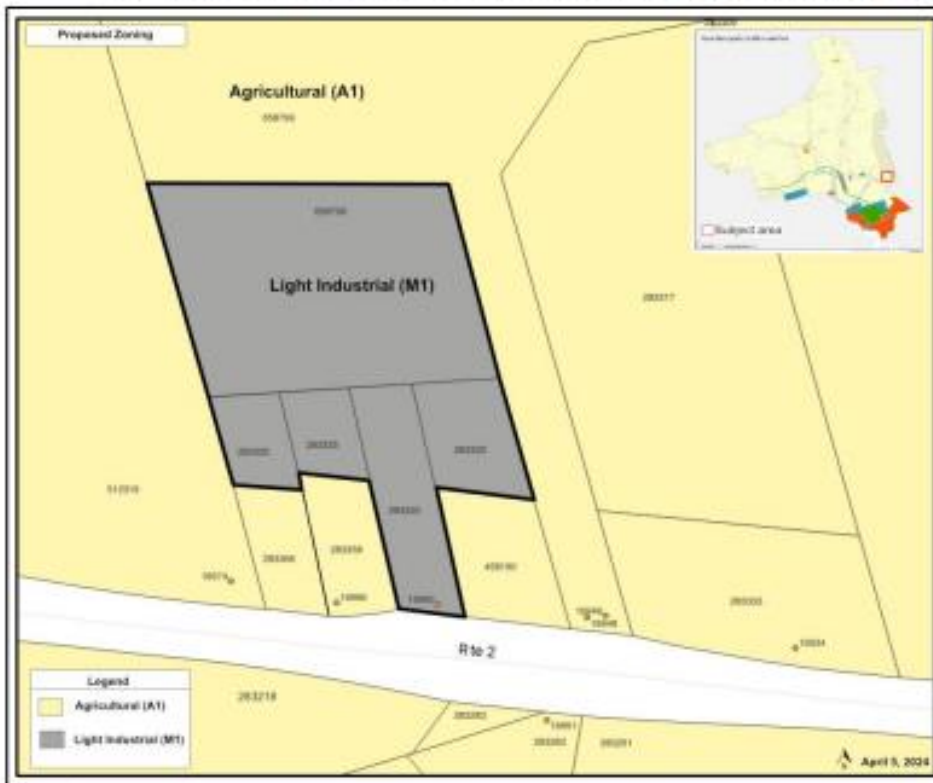


Figure 1 – new zoning

**Readings and Approval**

This Bylaw received first reading and formal approval at the Council meeting of \_\_\_\_\_, 2024.

This Bylaw received second reading and formal approval at the Council meeting of \_\_\_\_\_, 2024.

This Bylaw was declared to be passed on \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor  
(signature sealed)

\_\_\_\_\_  
Chief Administrative Officer  
(signature sealed)

**Ministerial Approval**

This Bylaw, Bylaw 2024-14-A02, is hereby approved.

Dated on this \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Minister of Housing, Land and Communities