

**Rural Municipality of Kingston**  
**Regular Monthly meeting September 10, 2019**  
**Emyvale Recreation Centre**

**Action items highlighted in yellow:**

**Present:**

Chair Alan Miller  
Darlene MacDonald  
Keith Boire  
Alan Holmes  
Joe Dolphin  
Tom Coady  
Dwight Thompson

**Also Present:**

Administrator Dianne Dowling  
Theo Hogeterp - Resident  
Wayne Gairns - Resident  
Carolyn Wood – Clyde River Council  
Hilda Colodey – Clyde River Council

**1. Call to Order:**

Meeting called to order by Mayor Miller at 7:05 PM.

**2. Approval of Agenda:**

**Motion:**

*“To approve the Agenda with the deletion of the presentation by Pam Montgomey as she will not be in attendance.”*

(M) Alan Holmes

(S) Dwight Thompson

Motion carried.

**3. Approval of Minutes of July 9, 2019 meeting:**

**Motion:**

*“To approve the minutes of the July meeting as circulated.”*

(M) Darlene MacDonald

(S) Keith Boire

Motion Carried.

- 4. Discussion on the invitation to join the West River Amalgamation Group:** At this point the Mayor passed the floor over to Hilda Colodey and Carolyn Wood from Clyde River who has also received an invitation to join the West River amalgamation group. The Clyde River Representatives confirmed that initially Clyde River was a part of the West River study. They then decided to attend the Miltonville group meetings. The Mayor indicated that the Miltonville option became not feasible when several of the adjacent Communities opted out leaving no common boundry's with Miltonville for Kingston and Clyde River.

The group discussed some of the questions stemming from this invitation i.e.

What would the structure look like?

What the study addressed?

That is the procedure concerning the need for a public meeting to inform residents.

It was also noted that there has been no update from Municipal affairs on the election promise to address the Rural Municipality's concerns with the new Act. It was noted that a presentation from the Province would be helpful to provide some information on their vision of the future of Rural Municipal Government on PEI.

The representatives from Clyde River continued to express concern over the possible changes to the demographic of their community with the completion of the new Cornwall Bypass. Noted the old road will now be named Dog River Rte 227.

It was agreed that the Clyde River Council and Kingston Council will set up a meeting with the West River group. Also discussed inviting a representative from the Province but it was decided that that for the first step just have this initial meeting with the West River Group. Following that another meeting could be set up with any questions for the Provincial representatives.

The Mayors of both Clyde River and Kingston will arrange the date, location and time of the initial meeting.

At this point the Clyde River group left the meeting.

#### 5. Business arising from Minutes:

1. **Signage:** Nothing has been done on this item.

2. **Bank Account:** Gas tax bank account has been set up and the initial deposit of \$25.00 has been used for service charges. The Administrator requested a check for \$100.00 that should take care of any other service charges until the Gas Tax funds are deposited.

3. **Update on CDC Discussion with Pam Montgomery:** Deferred until the October meeting.

#### 6. Community Planning:

1. **Mr. Van Hul:** Nothing new to report

2. **Alan Miller:** Nothing new to report

3. **Alan Holmes:** Permit not picked up yet.

4. **Robert Sharkey:** Nothing new to report

5. **2068 Kingston Road:** Nothing more to report at this time. Council noted the property has sold.

6. **Marlene Roach:** Subdivision completed

7. **Allan Cotton:** Application for a 1 lot subdivision

#### Motion:

*"To approve this application pending receipt of stamped survey plans."*

(M) Darlene MacDoanld

(S) Keith Boire, Motion carried.

8. **Rob MacLean:** 13 Quinn Road accessory building – Application not received

9. **Hill Crest Farm Kingston:** application for construction of additional dairy barn. The applicant was present at the meeting and clarified that this addition will not make his farm an intensive livestock Operation. Explaining he has

270 acres and 170 head of cows making the operation at 2.25%. He said the existing barn holds 75 cattle and this new barn will provide shelter for his existing herd, there will be no expansion.

**Motion:**

*“To approve this application based on this this information.”*

(M) Alan Holmes

(S) Darlene MacDonald

Motion carried.

**10. Application for 1 lot subdivision 757 Peters Road:** Nothing to report.

At this point the Mayor indicated he would like to interrupt the Building discussion and address the request by Wayne Gairns for Council’s assistance in fixing up the Ball field. Wayne said there is interest using the field however it needs a lot of work to make it playable. He noted he is in the process of establishing a committee to begin the process. Mr. Gairn’s was advised there is funding available through the Communities Grant program and as soon as the committee has some more information the Administrator can provide him with an application. Tom Coady said he had the drag for the field at his house and would be happy to return it to the committee.

Mr. Gairns thanked Council and left the meeting.

**Building Cont:**

**11. Application for Single Family Dwelling Lloyd Stevenson: Dwelling to be constructed on the approved Cotton subdivision noted above.** The Administrator clarified that Mr. Stevenson had formerly received approval to construct on lot 22 in Westwood Hills, however he is not following through with this location and is now requesting the approval for this new location. He is also requesting the fee he paid previously be applied to this new application.

**MOTION:**

*“To rescind the former approval for permit # 12-2019 P for Westwood Hills lot 22 and apply the fee paid to this new application for Kingston Road.*

(M) Joe Dolphin

(S) Tom Coady

Motion carried

**MOTION:**

*“To approve the application from Lloyd Stevenson for construction of a single family dwelling on part of PID # 627620.”*

(M) Tom Coady

(S) Keith Boire,

Motion carried

**12. Letter concerning opting out of enforcing the National Building Code regulations:**

Letter appended to these minutes below:

**Motion:**

*“To enter into the provided agreement with the Province to provide for administration and enforcement of the National Building Code Act on behalf of the Rural Municipality of Kingston.”*

(M) Joe Dolphin

(S) Alan Holmes, Motion carried

**6. Finance Report:**

1. Bank Statements attached. Need check for \$100.00 to deposit in the Gas Tax account to cover service Charges and to pay the Fire Dues for September. The Administrator noted that she had just done a deposit and has another two checks to deposit this week all for building permit fees collected.

**7. Other Business:**

1. The mayor reported as a follow up to the June meeting he had checked into the possibility of constructing a solar farm for servicing the community. He was given a name Erin Taylor and will follow up with this individual.

2. **Additional Bylaws:** Only one additional Bylaw needs to be given second reading. This bylaw will be circulated to Council again and reviewed prior to the October meeting. The other Bylaw approved at the June meeting has been signed and sealed and a copy sent to the province for their records.

The Council Procedures Bylaw will be tabled until the next meeting.

3. **Planning Review:** Deferred until the October meeting.

4 **Gas Tax Funding:** Dwight gave those present an update on the project. He noted that the October meeting will have two proposals for Council to review. He indicated the only other issue is the approval to pass on the Gas Tax Money to a third Party, who will own the infrastructure. Also discussed after the hurricane this would be an opportune time to apply for funding for the installation of generators in the centers to provide a space for residents to go in case of power outages. This will be on the agenda for October and Keith volunteered to get a price on installation.

**8. Adjournment:**

**Motion:**

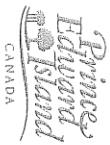
“Being there no further business to adjourn the meeting at 8:35 pm”

(M) Alan Holmes (S) Tom Coady

**Meeting Adjourned.**

Submitted,

Dianne Dowling Administrator



Agriculture  
and Land

Office of the Minister  
PO Box 2000, Charlottetown  
Prince Edward Island  
Canada C1A 7N8

Agriculture  
et Terres



Bureau du ministre  
C.P. 2000, Charlottetown  
Île-du-Prince-Édouard  
Canada C1A 7N8

August 12, 2019

Mayor Alan Miller  
PO Box 648  
Cornwall PE C0A 1H0

Dear Mayor:

During previous stakeholder consultations with municipalities, the Department communicated that while the new *Building Codes Act, S.P.E.I. 2017, c.61* (referenced in this letter as "the Act") requires all municipal councils to assume responsibility for both the administration and enforcement of the legislation within their municipality, it also allows any municipal council to enter into an agreement with the Minister that will transfer over the responsibility for administration and enforcement to the Province.

The specific wording that allows for this is contained in subsection 4(3) of the Act as follows:


*A council of a municipality and the Minister may enter into an agreement providing for the administration and enforcement of this Act in the municipality by the Minister and, in that case, the Minister shall be responsible for the administration and enforcement of this Act in the municipality.*

To assist in our planning, we would like to determine which municipalities intend to enter into the agreement transferring the responsibility for the Act to the Province. Staff from our Department are prepared to answer any and all of your questions you may have regarding the administration and enforcement of the Act and can be available to make a presentation to Council or your staff as needed. You may contact the Chief Building Standards Officer, Joshua Collins, directly at 902-368-4677 or via email: [jscollins@gov.pe.ca](mailto:jscollins@gov.pe.ca) with your questions. Staff from Municipal Affairs are also available to assist municipalities with the development of resolutions of Council prior to execution of the agreement.

If it is your council's intention to transfer the responsibility for the Act to the Province, you may complete the enclosed agreement by September 30<sup>th</sup>, 2019 and return it to:

Joshua Collins, P.Eng  
Chief Building Standards Officer  
31 Gordon Drive  
PO Box 2000, Charlottetown PE  
C1A 7N8

Sincerely,

  
Bryce Thompson  
Minister

Encl.

Tel/TEL : 902 368 4820

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