

# TOWN OF KENTVILLE COUNCIL COVID-19 PROTOCOL AGENDA September 28, 2020 AGENDA

4:00 p.m.

- 1. CALL MEETING TO ORDER AND ROLL CALL**
- 2. APPROVAL OF THE AGENDA**
- 3. APPROVAL OF THE MINUTES**
  - (a) Council meeting minutes, September 14, 2020**
- 4. UNFINISHED BUSINESS**
  - (a) Litter downtown / Part Time Downtown Clean Up Staff**
  - (b) Updated Noise Bylaw – First Reading**
- 5. RECOMMENDATIONS AND REPORTS**
  - (a) Councillors' and Mayor Reports**
    - (1) Councillor Andrew**
      - a. Kings Transit Authority**
      - b. Joint Fire Services Committee**
    - (2) Councillor Bolland**
      - a. Valley Waste Resource Management Authority**
    - (3) Deputy Mayor Gerrard**
      - a. Board of Police Commissioners**
    - (4) Councillor Maxwell**
      - a. KCA/PTA**
      - b. Annapolis Valley Trails Coalition**
      - c. Parks and Recreation Advisory Committee**
      - d. Bursary Selection Committee**
    - (5) Councillor Savage**
      - a. Investment (Perpetual Fund)**
      - b. Kings Regional Sewer Committee**
      - c. Diversity Kings**
    - (6) Councillor Pulsifer**
      - a. Annapolis Valley Regional Library**
      - b. Kings Point-to-Point**
  - (b) Mayor's Report**
    - a. Audit Committee**
    - b. Water Commission**
    - c. Regional Emergency Management Operation**

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- d. Regional Enterprise Network
  - e. Source Water Protection Advisory Group

**6. CORRESPONDENCE**

- (a) Housing in Kentville – Tammy Lutz – September 16, 2020
- (b) Noise By-Law – Hoebbers Family – September 3, 2020

**7. NEW BUSINESS**

- (a) Right to Know Week – September 28 to October 4, 2020
- (b) Review of Council Meetings Schedule

**8. PUBLIC COMMENTS**

**9. IN CAMERA**

- (a) Property Matter
- (b) Personnel Matter

**10. ADJOURNMENT**

DRAFT

## TOWN OF KENTVILLE COUNCIL MEETING COVID-19 PROTOCOL

### Meeting Minutes: September 14, 2020

This meeting was held via electronic means in accordance with the Direction from Minister Chuck Porter: “Effective at 2 pm on March 22, 2020, all municipal councils will discontinue holding their meetings in person, instead only virtual meetings may be held by video or telephone. Those virtual meetings must be recorded, and the minutes posted on a public website within 24 hours of the meeting.”

#### 1. CALL TO ORDER AND ROLL CALL

Mayor Sandra Snow called the meeting to order at 4:00 p.m.

#### PRESENT

Interim Chief Administrative Office (ICAO) Brian Smith reported that all members of Council were present: Mayor Sandra Snow, Deputy Mayor Craig Gerrard, Councillor John Andrew, Councillor Eric Bolland, Councillor Cathy Maxwell, Councillor Cate Savage and Councillor Lynn Pulsifer.

Staff in attendance included Interim CAO Brian Smith, Solicitor Geoff Muttart, Director of Planning Beverly Gentleman, Director of Finance Debra Crowell, Director of Engineering and Public Works David Bell, Director of Parks and Recreation Rachel Bedingfield, Police Chief Julia Cecchetto, IT Manager Jason Bethune and Recording Secretary Jennifer West.

#### REGRETS

#### DECLARATIONS OF CONFLICT OF INTEREST

None.

Note: “Points from Discussion” below show various comments made by individual councillors during debate. They do not necessarily represent the opinion of the group, nor do they always reflect accurate information.

#### 2. APPROVAL OF THE AGENDA

**It was moved that the agenda of September 14, 2020 be approved with the following additions**

- Addition – 5.e.2, Federation of Canadian Municipalities funding for asset management
- Addition – 5.f.3, Returning Officers Report
- Addition – 7.f Correspondence, Thomas

#### MOTION CARRIED

#### 3. APPROVAL OF THE MINUTES

**(a) Minutes of Special Council meeting on March 9, 2020**

**It was moved that the minutes of the Special Council meeting on March 9, 2020 be approved as distributed.**

- Councillor Maxwell was not present during this meeting. Councillor Maxwell indicates that she would like some comments removed from the minutes. The Chair indicates that these cannot be removed. Councillor Maxwell objects to the statements that she made inappropriate comments.
- Councillor Maxwell objects to the motion to approve these minutes.

#### **RECOMMENDATION TO COUNCIL**

It was moved by Councillor Cate Savage and seconded by Councillor Lynn Pulsifer

**That Council approve the minutes for the meeting of Council on March 9, 2020.**

#### **MOTION CARRIED**

*Councillors who voted in favour of this motion:*

*Andrew, Bolland, Gerrard, Pulsifer, Savage and Snow*

*Councillors who voted against this motion:*

*Maxwell*

#### **(b) Minutes of Council meeting on July 27, 2020**

- Regarding 7b, Covid-19 Reports, clarification that the report was removed during the meeting and not before the meeting.

#### **(c) Minutes of Emergency Council meeting on July 30, 2020**

#### **(d) Minutes of Emergency Council meeting on August 6, 2020**

#### **(e) Minutes of Emergency Council meeting on August 7, 2020**

#### **(f) Minutes of Emergency Council meeting on August 12, 2020**

#### **(g) Minutes of Emergency Council meeting on September 8, 2020**

#### **RECOMMENDATION TO COUNCIL**

It was moved by Councillor Eric Bolland and seconded by Councillor Cate Savage

**That Council approve the attached minutes (b) to (g) as distributed.**

#### **MOTION CARRIED**

*Councillors who voted in favour of this motion:*

*Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

### **4. PRESENTATION**

#### **(a) Stonemount Properties**

Andrew Amos, Senior Partner and Ian Boyd, Chief Financial Officer, with Catalyst Consulting Engineers, gave a presentation about the proposed seniors living complex by Stonemount Properties adjacent to the Kentville Business Park.

*Presentation available*

- **Points of Discussion**

- Will parking be available to residents as well as guests to the facilities (Gym, salon, theatre)? Some spaces will be dedicated to residents, and others will be open to guests.
- What are the issues that staff are concerned with for this property? It does not conform to the MPS. The space is dedicated to larger commercial uses. Moving forward with this project would require significant discussion and rezoning.
- What is the range of rent prices for these units? There are several suite sizes, including meals and amenities, rent is around \$2000/month.
- Why is highway access important? Residents want to be connected and be in walking distance of amenities, and want to be close to highway for friends and family visiting.
- Is there an age restriction for this facility? No.
- Have tried to purchase other properties in Kentville but can't proceed with a transaction in other locations. This is a great location and has a good landscape and access for development.
- Does the developer have any traffic or location concerns? There are many reasons for this site being appropriate.
- Shylah Drive as an access point for this facility may have some concerns. If traffic studies indicate that there are issues they will be addressed appropriately.

#### **(b) Kings Regional Emergency Management Organization – Proposed Wildfire Plan**

Dan Stovel, Coordinator with Kings Regional Emergency Management Organization, gave a presentation about the proposed emergency wildfire plan and procedures for municipal units within Kings County.

*Presentation available*

- **Points of Discussion**
  - Support for Kings REMO plans and planning.

## **5. DEPARTMENT REPORTS AND RECOMMENDATIONS**

### **(a) Finance**

#### **(1) Director's Report**

ICAO Smith received the report for the period ending August 31, 2020.

*See report for more information*

- Points of Discussion:
  - Regarding the deficit of the sanitary sewers, is this just the Kentville portion? This is only the area service for the Town.
  - Why is equipment capital above budget? This is a transportation budget- instead of selling two trucks they were kept in the fleet to promote social distancing of staff.
  - Schedule H refers to the funding owed by the County. The largest outstanding issue is with sanitary sewers. The Town has been receiving payment for water and recreation. The CAOs of Kentville and the County are still working on this issue.

#### **(2) Debenture Refinance – Kentville Police Service Building**

Director Crowell presented her report on the proposed debenture refinancing for the Kentville Police Service building. This resolution will extend the debenture for this building to 5 years, when it will be completely paid off.

*See report for more information*

**RECOMMENDATION TO COUNCIL**

It was moved by Councillor Cate Savage and seconded by Deputy Mayor Craig Gerrard

**That Council approve the pre-approval of Debenture Issuance to refinance the Town of Kentville Police Station in the amount of \$300,000. After ratification it be signed and forwarded to the Nova Scotia Municipal Finance Corporation.**

**MOTION CARRIED**

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

**(3) Withdrawal – Operating Reserve**

Director Crowell presented her report on the proposed withdrawal from operating reserves to cover the cost of retroactive remuneration associated with APA collective agreement.

*See report for more information*

**RECOMMENDATION TO COUNCIL**

It was moved by Councillor Cate Savage and seconded by Councillor John Andrew

**That Council approve the withdrawal from the Town of Kentville Operating Reserve 2020/2021 in the amount of \$47,578 to offset retroactive pay associated with the settlement of the 2020 APA collective agreement.**

**MOTION CARRIED**

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

**(b) Planning and Development**

**(1) Director's Report**

ICAO Smith received the Planning report for July and August 2020.

*See report for more information*

- Points of Discussion:
  - Readjustment of the property line near the cemetery caused a small change in the construction of the final building at Parsons Green.
  - Are there concerns about the density of the development at the Parsons Green site? The calculations from the Land Use Bylaw allow this development to proceed.
  - What is the status of the Mentoring Plus event? Is this open to the public? Will give council this information after the meeting.
  - The permits issued have been very well done this year during the pandemic.

**(2) Community Economic Development Coordinator's Report**

ICAO Smith received the CEDC report for July and August 2020.

*See report for more information*

- Points of Discussion:
  - The Centre Square Activation Project has been very successful.

**(c) Parks and Recreation**

**(1) Director's Report**

ICAO Smith received the Parks and Recreation report for July and August 2020.

*See report for more information*

- Points of Discussion:
  - Construction of the gazebo at Oakdene Park is proceeding, and should be completed by winter. The playground upgrade at KCA is not likely to be completed before winter due to delivery delays caused by Covid.
  - Development of the dog park is underway and requires some outreach to adjacent land owners.
  - What is the plan for the outside exercise programs? The fitness classes will likely be moved indoors at a later time.

**(d) Police**

**(1) Police Commission Report**

ICAO Smith received the Police Commission report for July and August 2020.

*See report for more information*

- Points of Discussion:
  - Congratulations on Chief Cecchetto's 30 year service medal.

**(e) Engineering and Public Works**

**(1) Director's Report**

ICAO Smith received the Engineering and Public Works report for July and August 2020.

*See report for more information*

- Points of Discussion:
  - Where will the sidewalk on Prospect begin and end? It will extend from Aliant to Church avenue.
  - The Main and Park street sidewalks, will they extend to Bonavista? Yes.
  - What is the small blue pipe running along Park St? This is temporary above ground water for Condon ave.
  - Good to see curbing and sidewalk going up to Bonavista.
  - Will the new bridge lights use older technology of buried sensors? Yes.

**(2) Asset Management Grant through the Federation of Canadian Municipalities**

Director Bell presented the Asset Management funding proposal for a Federation of Canadian Municipalities (FCM) grant. The Atlantic Infrastructure Management Network is helping municipalities prepare grant applications for FCM funding. Kentville is applying for funding with Oxford and Middleton, and the Town's share of the project is \$5,450.

*See report for more information*

#### **RECOMMENDATION TO COUNCIL**

It was moved by Councillor Cate Savage and seconded by Councillor Lynn Pulsifer

**That Council approve a resolution to support the asset management inventory funding from the FCM, and further that Council approve the allocation of \$5,450 to support the Town of Kentville's share of the asset management funding, and further that Council approve the addition the addition of \$5,450 to the 2021-2022 Capital Budget.**

#### **AMENDMENT**

It was moved by Councillor Cate Savage and seconded by Councillor Lynn Pulsifer

**That Council approve a resolution to support the Asset Management inventory funding from the Federation of Canadian Municipalities (FCM), and further that Council pre approve the allocation of \$5,450 to support the Town of Kentville's share of the asset management funding, and further that Council pre approve the addition of \$5,450 to the 2021-2022 Capital Budget.**

#### **MOTION CARRIED**

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

#### **(f) Administration**

##### **(1) Communication Report**

ICAO Smith received the Communications report for July and August 2020.

*See report for more information*

##### **(2) Chief Administrative Officer's Report**

ICAO Smith presented his report for August 2020.

*See report for more information*

##### **(3) Returning Officer's Report**

ICAO Smith received the Returning Officer's report for August 2020.

*See report for more information*

It was moved by Councillor Lynn Pulsifer and seconded by Councillor John Andrew

**That the reports from the directors be received by Council.**

#### **MOTION CARRIED**



Councillors who voted in favour of this motion:

Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow

## 6. BUSINESS ARISING FROM THE MINUTES / OLD BUSINESS

### (a) Report on Public Art Project – Jamie Peerless

ICAO Smith gave a verbal update on this project – currently it is not cost effective to create a mural on the east wall of the recreation centre.

## 7. CORRESPONDENCE

### (a) Municipality of the County of Kings – August 11, 2020

Vicki Brooke, Policy Analyst for the County of Kings, wrote to share news about a policy to fund school food programs across Kings County including schools within the Town of Kentville.

*Letter available*

### (b) Municipal Affairs and Housing – July 28, 2020

Minister Chuck Porter wrote to advise that the province will contribute \$9,520 toward the Centre Square Activation Project.

*Letter available*

### (c) Municipal Affairs and Housing – July 28, 2020

Minister Chuck Porter wrote to advise that the province will contribute \$12,750 toward the Kentville Gateway Project.

*Letter available*

### (d) Kentville Historical Society – August 11, 2020

Stephen Pearl, Co-chairman of the Kentville Historical Society, wrote to thank Council for the contribution of \$2,000 to this organization.

*Letter available*

### (e) Breanna Hall – July 28, 2020

Breanna Hall, Physician Community Navigator, wrote to introduce herself as she is new to this position.

*Letter available*

### (f) Sherri and Peter Thomas – September 11, 2020

Mr. and Mrs. Thomas wrote to express concern about paying taxes to the Town but not receiving services. They suggest releasing their address and those of their neighbours, to the County of Kings.

*Letter available*

- **Points of Discussion**

- This is a boundary issue that requires consulting with the Utility and Review Board. The Department of Transportation and Infrastructure Renewal confirm that the road at this address are provincial.
- Staff will continue to work on this issue.

## 8. NEW BUSINESS

### (a) Kings Regional Emergency Management Organization

Mayor Snow reviewed the presentation by Dan Stovel regarding the Kings REMO proposed plan in the event of a wildfire in the region.

*Report available*

#### RECOMMENDATION TO COUNCIL

It was moved by Councillor Cate Savage and seconded by Councillor Eric Bolland

**That Council approve the Kings Regional Emergency Management Support Plan dated March 2020 – Wildfire Preparedness and Response Plan, dated March 2020, from the Kings Regional Emergency Management Organization.**

#### MOTION CARRIED

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

## 9. IN CAMERA

It was moved by Councillor Cate Savage and seconded by Councillor John Andrew

**That Council proceed to a closed session at 5:50 pm to discuss a legal matter.**

#### MOTION CARRIED

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Savage, Pulsifer and Snow*

It was moved by Councillor Eric Bolland and seconded by Councillor Lynn Pulsifer

**That Council return to open session at 6:17 pm**

#### MOTION CARRIED

*Councillors who voted in favour of this motion: Andrew, Bolland, Gerrard, Maxwell, Pulsifer, Savage and Snow*

## 10. ADJOURNMENT

It was moved

**That the September 14, 2020 meeting of Council be adjourned at 6:19 p.m.**

**MOTION CARRIED**



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**TO:** Council

**SUBMITTED BY:** Brian T. Smith, Interim CAO

**DATE:** September 23, 2020

**SUBJECT:** First Reading – Chapter 100 Noise By-Law

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**ORIGIN**

Council discussed the Noise By-Law at several recent sessions, the most recent being Council on July 27, 2020.

**BACKGROUND**

When the draft Noise By-Law was last discussed by Council in July, most of the comments were about Section 3.0 Scope, and the provisions for specific Decibel Levels during day and night-time hours.

Staff were asked to do further work on the wording in that Section (adding continuous to Section 3.1), to clarify the definition of A-weighted continuous noise levels, and look into separating the Industrial Park and other commercial areas from the residential areas in terms of regulation of noise levels.

**DISCUSSION**

The Noise By-Law was one of the carry forward issues identified as part of the transition to the Interim CAO. After reviewing the minutes and video from the last Council session and consulting with the solicitor, it was decided to use a slightly revised base or model by-law. The Interim CAO has had experience with this model in use by another Valley town, and it had been updated as recently as 2016.

The following changes were made:

- 1) Council did a poll among its members on July 27<sup>th</sup>, after discussing noise levels in Section 3, and it appears that the poll supported the following levels, which are now included Section 3 in the proposed Noise By-Law:

<b>7:00am – 10:00pm</b>	<b>90 dBA</b>
<b>10:00pm – 7:00am</b>	<b>65 dBA</b>

There was some discussion about what other Town By-Laws had for levels, and some of these are listed here for information:

	Bridgewater	Truro	Wolfville	Windsor-W.H.*
7:00am – 10:00pm	90 dBA	65 dBA	65dBA	55/65 dBA
10:00pm – 7:00am	75 dBA	55 dBA	55 dBA	45/55 dBA

\*Windsor West Hants has separate levels for Commercial & Residential/or Institutional properties.



- 2) The definition for “A-weighted continuous noise levels” in most of the sample Town By-Laws relies upon one used in the Ontario Municipal Code (similar to the Municipal Government Act in Nova Scotia), which has a Section 29 on Noise, a section that would apply to Ontario municipalities generally. Here is some text from that document that is helpful in explaining the meaning of the “A-weighted” term:

Section 5-29.02 Definitions

*(c) “A-weighted sound level” shall mean the sound pressure level in decibels (dBAs) as measured with a sound level meter using the A-weighted filter network (scale) at slow response and at a pressure of twenty (20) micropascals. The A-weighted filter de-emphasizes the very low and very high frequency components of sound in a manner similar to the response of the human ear, and is a numerical method of rating human judgement of loudness.*

The meaning of this term is important, but in practical terms enforcement of a Noise By-Law will not depend on whether our by-law enforcement staff see measured sound levels exactly on the limits prescribed, but upon whether the sound levels are generally below or above the limits. In most cases, the noise by-law complaints involve individuals or organizations that are not respecting the needs of their neighbours for peace and quiet or are not aware of the concerns they have generated with a machine or activity. Section 2.0 Definitions in the enclosed Draft by law provides this more complete definition.

- 3) As the Windsor/West Hants Prevention of Excessive Noise By-Law provides as an example, it is possible to exclude a particular land-use type or area from the provisions of a municipal by-law. As a starting point for the Kentville Noise By-Law, it is suggested Council provide an exemption for properties within the boundaries of the Kentville Industrial Park and the properties in the Highway Commercial Zone along Park Street on the West End of Town. This is included in Section 5.11 of the proposed by-law.
- 4) Although not raised earlier in the Council review of this by-law, the proposed by-law provides in Section 6.0 for the granting of an exemption by the CAO rather than Council, as this would seem to be an administrative matter. There is a provision to appeal a decision by the CAO to Council should an applicant seek a second review of their application.

**POLICY IMPLICATIONS**

The institution of a Noise By-Law provides a policy context for this element of enforcement in terms of noise and nuisance complaints received by the Town.

**BUDGET IMPLICATION**

The addition of a Noise By-Law will require some minor equipment purchases and add to the enforcement burden of our Police and By-Law officials.

**ATTACHMENTS**

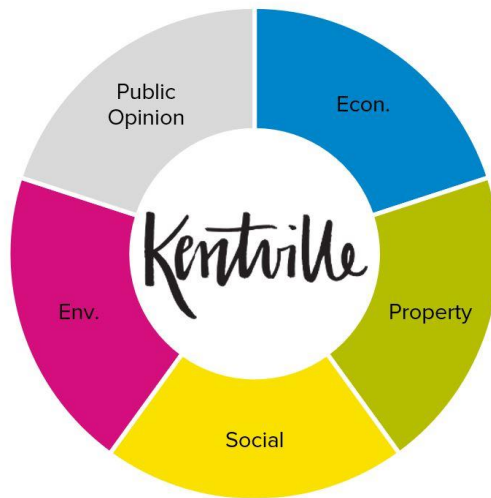
Council is aware that some correspondence has been received over time from residents involved with this noise issue. This Council package includes correspondence received from Pierre Hoebers on July 31, 2020 which relates to the issues under consideration.

**RECOMMENDATION**

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**That Council give First Reading to the proposed Noise By-Law, Chapter 100 enclosed with this report.**

Town of Kentville Decision Wheel:





## TOWN OF KENTVILLE BY-LAW CHAPTER 100 NOISE BY-LAW

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### 1.0 PURPOSE

This Bylaw is entitled the " Noise By-Law".

### 2.0 DEFINITIONS

- 2.1. "A-weighted sound level" shall mean the sound pressure level in decibels (dBAs) as measured with a sound level meter using the A-weighted filter network (scale) at slow response and at a pressure of twenty (20) micropascals. The A-weighted filter de-emphasizes the very low and very high frequency components of sound in a manner similar to the response of the human ear and is a numerical method of rating human judgement of loudness.
- 2.2. CAO means the Chief Administrative Officer of the Town of Kentville;
- 2.3. Construction includes erection, alteration, repair, dismantling and demolition of structures and includes structural maintenance, hammering, land clearing, moving of earth, rock or felled trees, rock breaking, grading, excavating, the laying of pipe or conduit whether above or below ground level, working with concrete, alteration or installation of any equipment, the structural installation of construction components or materials in any form whatsoever, the placing or removing of any construction related materials and includes any related work, but does not include blasting;
- 2.4. Construction equipment means any equipment or device designed and intended for use in construction or material handling including but not limited to air compressors, air tracks, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks, loaders, backhoes, scrapers, pavers, generators, off-highway haulers or trucks, ditchers, compactors and rollers, pumps, concrete mixers, graders and other material handling equipment;
- 2.5. Council means the Council of the Town of Kentville;
- 2.6. Dwelling Unit means living quarters, accessible from a private entrance either outside a building or in a common area within a building, that are occupied or, if unoccupied, are reasonably fit for occupancy, and that:

- 2.6.1. contain kitchen facilities within the unit; and
- 2.6.2. have toilet facilities that are not shared with the occupants of other dwelling units;
- 2.7. Emergency Response Personnel includes police, fire departments or brigades, registered emergency services providers, search and rescue personnel, provincial, regional or municipal Emergency Measures Organizations, ambulance or emergency health services providers and includes volunteer or military personnel responding to an apparent condition of emergency;
- 2.8. Enforcement Officer includes a By-law Officer, Compliance Officer, Dog Control Officer or any other person appointed by the CAO or empowered by legislation to enforce this By-law;
- 2.9. Motor Vehicle includes an automobile, motorcycle, farm tractor or a self-propelled implement of husbandry, an off-highway vehicle as defined in the Off-Highway Vehicle Act, and any other vehicle propelled or driven otherwise than by muscular, gravitational or wind power, except a motorized Wheelchair;
- 2.10. Occupier means:
  - 2.10.1. A person who is a tenant of a dwelling unit, or
  - 2.10.2. A person who has responsibility for, or control over, a dwelling unit or the activities there carried on.
  - 2.10.3. For greater certainty, there may be more than one occupier of a dwelling unit.
- 2.11. Owner means a person or entity who actually owns the dwelling unit and to whom the property is deeded;
- 2.12. Police Officer means a member of the Kentville Police Service or municipal police force lawfully employed in the Province of Nova Scotia;
- 2.13. Private Property means real property upon which a dwelling unit is located, including driveways, lawns, yards and surrounding areas;
- 2.14. Sound System include a public address system, radio, compact disc player, computer or computer accessory, loud speaker, microphone, or any other device or apparatus, whether operated electrically, mechanically or in any other way whatsoever, whether moveable or stationary, whether located inside or outside a dwelling unit or motor vehicle, that reproduces, amplifies, emits, or transmits sounds;
- 2.15. Town means the Town of Kentville

### 3.0 SCOPE

- 3.1. The following acts, among others, are hereby declared to be noises which disturb *continuously* or tend to disturb the peace and tranquility of any person located within the boundaries of the Town of Kentville or any portion of it:

3.1.1. Making any noise or combination of noises which, when measured on any property on which the noise is heard or the noises are heard, exceeds the applicable A-weighted continuous noise level as follows:

7:00 am -10:00 pm                      90 dBA

10:00 pm - 7:00 am                      65 dBA

3.1.2. The operation of any noise-creating blower power fan or any internal combustion engine, the operation of which causes noise due to the explosion of operation gases or fluids, unless the noise from such blower or fan is muffled and such engine is equipped with a muffler device sufficient to attenuate excessive noise.

#### **4.0 OTHER PROHIBITIONS**

4.1. No person shall engage in any noise-making activity that unreasonably disturbs or tends to disturb the peace and tranquility of any person located within the boundaries of the Town of Kentville;

4.2. No person shall operate or cause or permit to be operated any sound system at such a level that the resulting sound is heard in a dwelling unit, other than the dwelling unit in which the sound system in question is located

4.3. No person who is in a dwelling unit shall be:

- 4.3.1. fighting,
- 4.3.2. screaming
- 4.3.3. shouting, or
- 4.3.4. singing

and thereby cause any loud and unnecessary noise heard on another property or at a boundary line of the other property, or in a dwelling unit other than the dwelling unit in which the noise is generated;

4.4. No occupier shall allow or permit to occur in the dwelling unit of which that person is the occupier, any activity prohibited as outlined under Section 4(4) above;

4.5. No occupier or owner shall engage in or permit any activity in a dwelling unit which unreasonably disturbs the peace and tranquility of the Town or any portion of it.

#### **5.0 EXEMPTIONS**

This By-Law does not apply to:

5.1. Employees of the Town of Kentville, the Province of Nova Scotia, the Government of Canada, Nova Scotia Power Incorporated, and any regulated utility when these employees are acting in the ordinary course of their duties;



- 5.2. Noises emitted by machinery or equipment when used under the provisions of (1) above;
- 5.3. A person or a corporation, or an employee of such person or organization, reasonably performing work at the request of any party described in (1) above;
- 5.4. Noise emitted by machinery or equipment used in snow removal and snow clearing operations.
- 5.5. Noises in connection with athletic, recreational or school activities in arenas, playing fields, courts, school grounds or Town park areas between the hours of 7:00 am and 11:00 pm;
- 5.6. Noises in relation to religious activities between the hours of 7:00 am and 11:00 pm;
- 5.7. Noises in relation to parades, street dances, or other community activities between the hours of 7:00 am and 11:00 pm subject to permission having been granted under Section 6 of this By-law;
- 5.8. Noises in connection with the Apple Blossom Festival and any event organized by the Town of Kentville that occurs between 7:00 am and 11:00 pm;
- 5.9. Notwithstanding any other provisions of this By-law, it is lawful to emit or cause or permit the emission of noise in conjunction with:
  - 5.9.1. Emergency Response Personnel services undertaken for the immediate health, safety and welfare of any person;
  - 5.9.2. Emergency Measures Response Personnel services undertaken for the preservation of property; and
  - 5.9.3. Emergency Response Personnel services undertaken for the purpose of training exercises;
- 5.10. Construction and construction equipment activities between the hours of 7:00 am and 8:00 pm.
- 5.11. Noises generated as part of normal industrial and commercial operations within the Kentville Industrial Park (Shiloh Drive to Town limits) and the lands zoned Highway Commercial on the west end of Kentville.

## 6.0 GRANT OF EXEMPTIONS

An exemption from the application of this By-Law may be granted by the CAO upon receipt of a completed "Temporary Noise Permit Exemption Application" at least 10 days before the activity which may violate this By-Law. The request for an exemption may be in the form in Schedule 1, under the following terms:

- 6.1. In deciding whether or not to grant an exemption, the CAO shall give consideration to the social or commercial benefit of the proposed activity to the Town, the views of any residents of the Town which may be known to the CAO, the proposed hours of operation of the proposed noise making activity, the impact on residents, and the proposed duration of the subject activity;

- 6.2. Any exemption granted shall specify the time period, not in excess of six months, during which the exemption shall be effective and the exemption shall be in written form and shall include such terms and conditions as the CAO deems appropriate;
- 6.3. In deciding whether or not to grant an exemption, the CAO shall give the applicant and any person or persons who may be affected by the proposed activity an opportunity to be heard. The CAO shall notify, by regular mail, all property owners within 100 meters, advising that an application for an exemption has been received, and the CAO shall invite comment about the request for an exemption. Said notification shall be in Form 2, Noise Exemption Permit Application Notification.
- 6.4. The CAO may refuse to grant any exemption.
- 6.5. If the CAO determines that a breach of an exemption has taken place the CAO may revoke the exemption.
- 6.6. Upon the granting of an exemption by the CAO, the CAO shall deliver, by ordinary mail, to all property owners within 100 meters of the location of the exempt activity, notification of the exemption and information respecting an appeal. This notification shall be in the form of Schedule 2: Noise Exemption Permit Application Notification.
- 6.7. The decision of the CAO may be appealed by any person to Council. The grounds of appeal are limited to:
  - 6.7.1. a refusal by the CAO to grant an exemption; or
  - 6.7.2. the terms or condition of an exemption granted by the CAO.
- 6.8. Such an appeal must be initiated by notice in writing by any person to Council and received by the Municipal Clerk of the Town within seven (7) days of the mailing date of Schedule 2: Noise Exemption Permit Application Notification.
- 6.9. Upon notification of an appeal, Council shall convene to hear the appeal within three (3) business days. The appellant or appellants shall have an opportunity to address Council before a decision is rendered. The decision of Council shall be final and take effect immediately.
- 6.10. An applicant who is granted an exemption to this By-Law by the CAO or Council shall sign and abide by all of the Terms and Conditions in Schedule 3.

## **7.0 PENALTY AND ENFORCEMENT**

- 7.1. Any Enforcement Officer or Police Officer may enter upon private property for the purpose of investigation and enforcement of this By-law;
- 7.2. In a prosecution for a violation of this By-law, evidence that one person, including a Police Officer or Enforcement Officer, is unreasonably disturbed by a prohibited activity is prima facie evidence that the peace and tranquility of the Town or any portion of it is unreasonably disturbed;
- 7.3. Any Police Officer or Enforcement Officer who believes on reasonable and probable grounds that there has been a violation of this by-law may issue a Summary Offence Ticket;

7.4. Every person who contravenes or fails to comply with any of the provisions of this By-Law shall be liable to a penalty of not less than two hundred dollars (\$200.00) for a first offence, not less than four hundred dollars (\$400.00) for a second offence, and not less nine hundred dollars (\$900.00) for a third and any subsequent offence.

7.5. Any person, upon conviction or upon a guilty plea, who does not pay his or her penalty within the time specified by the Court, shall be liable to imprisonment for a period of time to be determined by the Court.

**8.0 REPEAL**

8.1. Any previous Noise Control By-laws and amendments thereto are repealed upon coming into force of this By-law.

**9.0 CLERK'S ANNOTATION FOR OFFICIAL BY-LAW BOOK**

Date of first reading:

Date of advertisement of Notice of Intent to Consider:

Date of second reading:

\*Date of advertisement of Passage of By-law:

Date of mailing to Minister a certified copy of By-law:

I certify that this Noise By-Law – Chapter 100, was adopted by Council and published as indicated above

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Date

\*Effective Date of the By-Law unless otherwise specified in the By-Law

## Schedule 1. Temporary Noise Exemption Permit Application

The Town of Kentville's Prevention of Excessive Noise By-law No. 64 allows a person to apply for a permit to engage in any activity that creates a noise that is otherwise prohibited by this by-law. The application must be received in writing at least ten (10) calendar days prior to the requested issuance date and time of the noise for which an exemption is sought.

Submit form(s) to the CAO, Town of Kentville, 354 Main Street, Kentville, N.S. B4N 1K6

Location of noise activity:

Type of noise (music, construction, etc.):

Reason for request (exceeds noise levels, exceeds hours allowed, etc.):

Estimated time of events (example 5am-10am):

Any other information the applicant wishes to submit (attach a separate sheet of paper).

Date(s) of event

Applicant Name:

Print Name:

Applicant Mailing Address:

(Street) (City, Province, Postal Code)

Phone: Daytime: Night: Cell:

Email:

Property Owner Name if different from Applicant:

Note: If different, applicant must attach letter from property owner authorizing use.

Address:

(Street) (City, Province, Postal Code)

If application is denied or modified, applicant may appeal to Town Council.

Applicant Signature:

Print Name:

Date:

**Town of Kentville, By Law Chapter 100: Noise By-Law**

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OFFICE USE (TOWN OF KENTVILLE)

Application is:         Approved             Modified             Denied

By:                      Date:

Applicant notified:    Mail             Fax             Email             Telephone

By:                      Date:

Appeal decision:

Permit Issued:

By:                      Date:

Permit:

Note to Applicant: The Town will deliver, by mail, a notice to all property owners within 100 meters of the property upon which the noise originates if an exemption is granted. The decision of the CAO regarding this request is appealable to Council by the applicant or any person.

## Schedule 2: Noise Exemption Permit Application Notification

Name of Property Owner

Address of Property Owner  
(Street)  
(City, Province, Postal Code)

Dear Resident or Business Occupant,

In accordance with the Town of Kentville's Prevention of Excessive Noise Bylaw, you are being notified that an application has been submitted to the Town of Kentville requesting a permit for a temporary exemption to the provisions of the Prevention of Excessive Noise Bylaw for the purpose of (type of noise)

The requested dates/times are (month, date, year, times)

Pursuant to this By-Law, the Chief Administrator Officer (CAO) of the Town of Kentville has the discretion to grant or refuse to grant an exemption. The decision of the CAO may be appealed to Town Council.

If you wish your views on this application to be known to the CAO, you should immediately contact the CAO in writing at 354 Main Street, Kentville, or by calling 902-679-2503 or by email at [CAO@Kentville.ca](mailto:CAO@Kentville.ca).

Respectfully,

Signature  
Name  
Title

### Schedule 3, Terms & Conditions

The applicant agrees to abide by the following terms and conditions:

Individuals in attendance are expected to abide by all posted parking signage. On-street parking is restricted to a maximum that is indicated.

If the applicant is not the owner of the property for which the exemption is requested, the applicant shall provide a letter of approval granting the applicant permission to apply for a noise exemption. Where the property owner is a professional entertainment or event venue, no letter of approval is required.

The applicant shall post in a conspicuous location the letter of approval for the requested noise exemption and shall be able to produce a copy of the letter during the event if requested by a law enforcement official.

The applicant will abide by any additional terms and conditions identified by the CAO and set out in the letter of approval granting the requested noise exemption

Issued permits may be revoked at the sole discretion of the CAO.

Failure to comply with any terms and conditions of the noise exemption may be considered by the CAO in any future requests for an exemption from this bylaw.

#### Agreement & Signature

Applicant's Signature

Date

Town of Kentville Office Use Only

The above exemption to the Town of Kentville's Noise Bylaw is:

Approved: [ ]

Approved, but with the following conditions: [ ]

Not Approved: [ ]

Town of Kentville, CAO

Date

# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

**Name:** John Andrew

**Date:** Sept. 24

**Date of Last Council Meeting Attended:** June 8

**Date of Last Council Advisory Meeting Attended:** Sept. 14

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
	Kings Transit Authority	It took much of the past four years for KTA to emerge from some significant accounting errors that occurred prior to 2016. The Transit Authority must now focus on adapting to the needs / wants of those who would utilize public transportation. Kentville is a significant partner in this important service and must return to the table with clear expectation based on our specific need.
Sept 24	Accessibility Advisory Committee	This Committee is gaining steam with Kentville poised to become an accessibility champion before the 2030 objectives are met. A consultant has been retained to help us chart the course for this important work and this Committee is made up of competent people whose hearts and minds are engaged.
Sept 24	Joint Fire Service	Kentville Fire Department continues to be a regional leader in the volume of calls responded to as well as for providing training and support for other small Fire Departments.

### Conference and Trip Attendance and Synopsis

Date	Conference/Travel	Synopsis
		-

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis
July 30, Aug 6 & 7, 12, Sept 8	Emergency Council Meetings	Personnel matters

### Committee Meeting Synopsis – Completed by Committee Representative only

Detail	Synopsis		
Committee Name		Meeting Date:	
Meeting Highlights:			





# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

<b>Budget:</b>	
<b>New Projects:</b>	
<b>Policy Changes:</b>	

Calls concerning the need for affordable housing are ongoing both from those in need and others who still believe I was involved in a plan to develop “low rental” housing in the north end of Town. My own enthusiasm for the issue is likely partially responsible for this misunderstanding. It is my sincere hope that a newly constituted Council will seek to engage with and facilitate True Affordable Housing. We are facing a crisis here that is only getting worse with our lack of action.

The brief time with Interim CAO Brian Smith has been positive for Kentville’s citizens and Council alike. CAO Smith has been prompt, attentive and communicated thoroughly with Council through his updates. He has established a standard that I hope will be met for a very long time once a new CAO is in place.



# COUNCILOR REPORT

## KENTVILLE TOWN COUNCIL

**Name:** Eric Bolland

**Date:** September 23, 2020

**Date of Last Council Meeting Attended:** July 27,2020

**Date of Last Council Advisory Meeting Attended:** Sept 14,2020

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
Sept 16	Valley Waste Resource Mgmt	See notes below

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis
N/A		

### Misc Events

Date	Synopsis
August-Sept	<ul style="list-style-type: none"> <li>Attended a few of the town square evening music events</li> </ul>
Sept 1st	<ul style="list-style-type: none"> <li>Coffee with Intern CAO Smith</li> </ul>

### COMMITTEE MEETING SYNOPSIS – COMPLETED BY COMMITTEE REPRESENTATIVE ONLY

Detail	Synopsis		
<b>Committee Name</b>	Valley Waste Resource Mgt	<b>Meeting Date: Sept 16</b>	
	GM report: <ul style="list-style-type: none"> <li>➤ Thank-you to retiring board members, Chair John Kinsella, Co-chair Barry Corbin &amp; myself</li> </ul>		

# COUNCILOR REPORT

## KENTVILLE TOWN COUNCIL

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	<ul style="list-style-type: none"><li>➤ distribution of surplus and the dollar amount for municipal partners is pending and will be shared with CAOs by email</li><li>➤ cottage country transition to curbside pickup is a major success for over 1000 residents.</li><li>➤ the last re-sort reuse center is currently closed due to Covid restrictions and lack of space for distancing customers</li><li>➤ the operating fund as of July 31st had a net surplus of +\$375,000</li><li>➤ items such as no spring clean-up saved \$81,000 , reduced fuel prices \$24,000 plus other items resulted in this surplus</li><li>➤ staff reduction has taken place as a result of the staffing review and a full report will be coming to the new board after the October elections</li></ul> <ul style="list-style-type: none"><li>• Next meeting : TBA</li></ul>
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# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

**Name:** Craig Gerrard

**Date:** September 25, 2020

**Date of Last Council Meeting Attended:** July 27, 2020

**Date of Last Council Advisory Meeting Attended:** September 14, 2020

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
July 29, 2020	Kentville Water Commission	
Aug 4, 2020	Meeting with the Mayor	
August 6, 2020	Emergency Council	
August 7, 2020	Emergency Council	
August 11, 2020	Special	
August 28, 2020	Police Commission	
September 8, 2020	Emergency Meeting Council	
September 10, 2020	NSAPG	Fall conference cancelled
September 24, 2020	JFSC	Payment from Aldershot for fire services in the amount of 63000. Of which Kentville portion is 30%. This is based on a contract from when Kentville Fire belonged to Kentville. Fire dept has entered into talks to Aldershot Base re remuneration for fire services. We should be part of those talks. As should the county.

### Conference and Trip Attendance and Synopsis

Date	Conference/Travel	Synopsis

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis



# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL


### Committee Meeting Synopsis – Completed by Committee Representative only

Detail	Synopsis		
Committee Name		Meeting Date:	
Meeting Highlights:			
Budget:			
New Projects:			
Policy Changes:			

### Misc Events

Date	Synopsis

# Councilor Report

## Kentville Town Council

**Name:** Cathy Maxwell

**Date:** Sept 23/20

**Date of Last Council Meeting Attended:** July 22/20

**Date of Last Council Advisory Meeting Attended:** Sept 14/20

**Date of Last Governance Session Attended:**

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
Aug 28/20	Police Commission	See Chair Gerrard's report
Sept 2/20	AVTC AGM	See report included
Sept 22/20	KCA PTA	See report included

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis
July 22/20	Public Hearing	Concerning rezoning a parcel of land
Aug 4/20	Kentville Plays Oakdene Park	A beautiful day for this event and it was very well attended. The event had many different stations with social distancing in place. Children as well as parents were enjoying themselves. Kudos Kentville Rec.
Aug 20/20	Tara Stevens Concert Oakdene Park	A perfect evening for this event, again with social distancing in place. Very well attended and enjoyed by all.
Aug 25/20	Meet with CAO Smith	A nice chat with our new interim CAO
Aug 27/20	The Melborns at Oakdene Park	Another great evening for the final event of the Oakdene Concert series this



# Councilor Report

## Kentville Town Council

		summer. Again, the event was well attended and enjoyed by all. A great get away from COVID 19 stress and social distancing was clearly in evidence!
Aug 27/20	Learning to drum Under the Gazebo	What fun this event was for those in attendance! The leaders taught the group an African drumming song and I must say the learners did a fantastic Job. Thanks to Genevieve Allen Hern and KBC for organizing these events this summer providing another Stress diversion from COVID 19!
Sept 4/20	Met with Kentville Citizen	An interesting discussion concerning our dog bylaw and the need for updating with work that needs to be done on definitions.
Sept 9/20	Lions Club Jam Session in Centre Square	These Lions Jam sessions were very well attended each Wed. evening in Centre Square and provided another COVID 19 stress diversion for many in our community. Many thanks to the Kentville Lions Club for doing this event.
Sept 11/20	Celebration for Police Chief	A celebration to recognize 30 years in policing for Chief Cecchetto. She was awarded her Governor General 30 year in Policing medal.

# Councilor Report

## Kentville Town Council

### Committee Meeting Synopsis – Completed by Committee Representative only

Synopsis- AGM			
<b>Committee Name</b>	AVTC	<b>Meeting Date:</b>	Sept 2/20
<b>Meeting Highlights:</b>	<p>The website is up and running, please check it out at : DestinationTrails Nova Scotia.com The new website had 750 visits in August in spite of Covid 19. Several events have been cancelled due to COVID 19 and rescheduled – Geo Cashing- May20/21, NS Trails Conference Sept 20/21. Judy Russell from AVCC did a presentation on Tourism and its impact on the Annapolis Valley. One of their goals is to promote bike tourism and they are finding bikers want to visit local wineries, craft beer locations, Cideries and restaurants. AVCC has the new trail website on their site. The locomotive that was at Upper Clements Park is now in Middleton, on their trail site. An idea is to have box cars along the route for small businesses in the summer.</p>		
<b>Budget:</b>	The 3-year operating budget was presented.		
<b>New Projects:</b>	Will be determined at the next meeting		
<b>Policy Changes:</b>	None		

### Committee Meeting Synopsis – Completed by Committee Representative only

Synopsis			
<b>Committee Name</b>	KCA PTA	<b>Meeting Date:</b>	Sept 22/20
<b>Meeting Highlights:</b>	<p>Officers were set for this school year with Laura Churchill Duke staying on as President. The group is still going to carry out some fundraising events although some of their more popular events cannot take place. Meet the teacher events will not be held \, however the principal will be</p>		



# Councilor Report

## Kentville Town Council

	<p>sending out alerts frequently. The school is going to try and do the events the children love such as The Pumpkin drop. These events will be held but will look quite different. The school is looking for tree stumps for students to sit on outside. The plan is to teach outside when possible. Some stumps will need to be small for those in the younger grades. If anyone is able to donate stumps please contact the school. The PTA sent thanks to the Town of Kentville for helping weed the large gardens in the front of the school.</p> <p>Nourish Your Roots is one of the first fundraisers. You can go to the Nourish Your Roots website and order your vegetable boxes and designate which school you would like the money to go to. A great idea for Thanksgiving or any day. Let's support KCA in this fundraiser.</p>
<b>Budget:</b>	Approximately \$8000
<b>New Projects:</b>	Several Teacher Appreciation events will be held as well as a few other fundraisers through the year Ex: Christmas Wreaths
<b>Policy Changes:</b>	



# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

**Name:** Cate Savage

**Date:** September 23 2020

**Date of Last Council Meeting Attended:** September 14<sup>th</sup>

**Date of Last Council Advisory Meeting Attended:**

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
September 9 <sup>th</sup>	IAC	Reviewed portfolio with IA – Value just north of 13 million. A fulsome discussion around the changes now and coming in the world of investing. COVID has prompted the IAC to review it's IPS in order to meet the changing times. Discussions had around a growth versus income type portfolio.
September 17 <sup>th</sup>	Regional Sewer Committee	<ul style="list-style-type: none"> <li>-Pepsico and technician – formal plan – better controls now</li> <li>- Letter from environment – remedial work since July (updates to ops manual – contingency plans – core content wont change)</li> <li>- operational updates are such that TSS BOD and Ecoli are all in order (acceptable levels) and it's important to note that the aeration project completed in May</li> <li>- capital updates – Near bridge in Kentville the pipework is complete well within budget</li> <li>- reviewed year end financials 2020 County sewer</li> </ul>
September 8 <sup>th</sup>	In camera meeting	Personnel
September 16	Meeting – IAC	Joint meeting with Mayor Snow and IA TD Wealth to discuss IPS – G26 – options with the changing investment environment.

### Conference and Trip Attendance and Synopsis

Date	Conference/Travel	Synopsis

# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

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### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis
September 11 <sup>th</sup>	KPS	Attended Chief Julia Cecchetto – Governor General Exemplary Police 30 year bar.

### Committee Meeting Synopsis – Completed by Committee Representative only

Detail	Synopsis		
Committee Name		Meeting Date:	
Meeting Highlights:			
Budget:			
New Projects:			
Policy Changes:			

### Misc Events





# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

Name: Lynn Pulsifer

Date: September 23, 2020

Date of Last Council Meeting Attended: September 14, 2020

Date of Last Council Advisory Meeting Attended: March 9, 2020

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
July 23/20	Accessibility Advisory	Held via Zoom. Guest speaker was Cynthia Bruce, Instructor at Acadia, and she spoke on moving forward with the Provincial Accessibility Act and implementing the required standards by 2030. Importance of Aiming for Excellence to make participation in communities possible for a broad spectrum of individuals. And that we can't settle for minimum standards or just physical access. She does see improvement, but we will need to look at government to help fund the beyond the "minimum" standards.
July 29/20	Kentville Water Commission and Source Water Protection	Meeting via Zoom. Reports given by Engineer, David Bell on the Well Fields, Water, Engineering Update and Capital Projects
July 27, August 6, 7, 12, Sept 8/20	Emergency Council Meetings	Personnel and Legal
August 11/20	Annapolis Valley Regional Library Board	Finance Committee met re discussion of a new van purchase and tendering process.
August 25/20	Kings Point to Point	Funding grants have been received from all funding partners. The Province is supplying all transits with non-medical face masks. KPPT received box of 500 in July. Ridership has increased to average of 40 trips per day, compared to April & May of 15 – 20 a day,
Sept 15/20	Mentoring Plus	Discussion by three collaborating organizations, New Glasgow, Truro and Kentville, along with three Coordinators. Mike Cameron, Kentville's Coordinator reported on his activities reaching out to the Agricultural sector, Deputy Police Chief, Kentville's Active Living Coordinator to be participants in knowledge exchange. A new website is being launched. Have retired people come together A quarterly report will be out in October.
Sept 17/20	Annapolis Valley Regional Library Board	Libraries throughout the Valley busy with AVRL libraries distributing over 24,000 reusable cloth masks. Some programming was done via Zoom, with monthly Trivia Night and Trivia software. A training outline has been developed for Zoom tech hosts, and

# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

		Zoom storyline begins on October 8 <sup>th</sup> .
Sept 22/20	Kings Point to Point	Board Meeting, followed by Annual Meeting. A new website has been launched. Stats for August show total drives from last August at 2,304 with this August 1, 173. Total sales last August were \$33,531 with this August at \$19,839. Drives originating in Kentville this August were 210, last August was 404.

### Conference and Trip Attendance and Synopsis

Date	Conference/Travel	Synopsis

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis

### Committee Meeting Synopsis – Completed by Committee Representative only

Detail	Synopsis		
<b>Committee Name</b>	Kings Point to Point Annual Meeting		September 22/20
<b>Meeting Highlights:</b>	Chairs Report – successful year for this charitable, non-profit organization, which provides door-to-door service from Aylesford to Hants Border. Used by all ages and ability, especially accessible transportation. Inquiries are received daily, as well as clients dropping into our store-front office in Kentville. There were an		



# COUNCIL COMMITTEE AND ATTENDANCE REPORT

## KENTVILLE TOWN COUNCIL

	additional three drivers hired this year and one addition to office staff. Two new vans were also purchased this year, for a total of 10 vehicles. Wheel chair clients account for 22 per cent of ridership.
<b>Budget:</b>	There has been no change in fares since 2012. Funding comes from CTAP, Towns and Municipality of Kings, as well as Provincial Grants. Kings Point to Point is in excellent financial shape, thanks to Faye Brown, Manager.
<b>New Projects:</b>	
<b>Policy Changes:</b>	

### Misc Events

Date	Synopsis

# Councilor Report

## Kentville Town Council

**Name:** Sandra Snow

**Date:** 23 September 2020

**Date of Last Council Meeting Attended:** 14 September 2020

**Date of Last Council Advisory Meeting Attended:** 9 March 2020

**Date of Last Governance Session Attended:** N/A

### Committee Meeting Attendance and Synopsis

Date	Committee	Synopsis
23 Jul 20	VREN Regional Economic Recovery Taskforce	Virtual Advisor program is open and is free to access Briefing by REAP NS
23 Jul 20	VREN Board Meeting	Update on activity
24 Jul 20	Engage NS	Quality of Life Meeting
27 Jul 20	Council Meeting	Noise Bylaw LUB – Schools in R2 Zone LUB – Election Signs Opening of the VIC Remuneration Policy Meeting Policy
29 Jul 20	Kentville Water Commission Meeting	Quarterly meeting
20 Jul 20	Source Water Protection Committee Meeting	Quarterly meeting
30 Jul 20	Emergency Council Meeting	Personnel
5 Aug 20	MFC Board Meeting	Requests for COVID-19 funding
6 Aug 20	VREN Regional Economic Recovery Taskforce	Briefing by Energy and Mines
6 Aug 20	Emergency Council Meeting	Legal
7 Aug 20	Emergency Council Meeting	legal



# Councilor Report

## Kentville Town Council

12 Aug 20	Emergency Council Meeting	Legal
20 Aug 20	VREN Regional Economic Recovery Taskforce	Hiring 3 new contractors The Virtual Advisor has very low uptake – it is available and is free
3 Sep 20	VREN Regional Economic Recovery Taskforce	Job fairs Develop NS moving forward with internet 97% coverage by 2022
8 Sep 20	Emergency Council Meeting	legal
9 Sep 20	Investment Committee	Monthly Meeting Value 7 Sep 20: \$13,593,194
15 Sep 20	Quality of Life LLT	Summer check-in
17 Sep 20	VREN Regional Economic Recovery Taskforce	Update
22 Sep 20	Kings Point to Point	2019/2020 AGM, and financial statements. The society had an increase in revenue of 13% year over year and made 27,000 trips. The fares have remained the same since 2012.
23 Sep 20	Quality of Life LLT	Follow-up to plan next actions for Leadership Team.

### Town of Kentville Event Attendance and Synopsis

Date	Event	Synopsis
24 Jul 20	Ryan's Park	Ground breaking ceremony
5 Aug 20	Kentville Rotary	Mayor's Update to membership
11 Aug 20	Meeting with Interim CAO	Welcome and to do list
11 Sep 20	Presentation	Chief of Police 30 Year Medal
18 Sep 20	TD Bank 50 <sup>th</sup>	TD Bank celebrated 50 years in Kentville. Due to COVID restriction, it was a photo op only, no invitations, no speeches or cake.

# Councilor Report

## Kentville Town Council

### Conference Attendance and Synopsis

Date	Conference	Synopsis
23 Jul 20	NSFM Webinar	Municipal Action Plans for Ending Racism and Discrimination
30 Jul 20	AVCC Webinar	Welcoming Workplaces
30 Jul 20	NSFM Webinar	Weathering the Economic Storm
13 Aug 20	NSFM Webinar	Quality of Life – Engage NS
27 Aug 20	NSFM Webinar	Main Street Community Workbook
28 Aug 20	Asset Management Cohort - Bridgewater	Attended the conference in Bridgewater with Director of Engineering and GIS technician. Excellent cohort, developed draft policy and committee make up. Preparing for more input as we move forward with the water system.
15 Sep 20	NSFM Webinar	Unconscious bias and ways to address diversity
17 Sep 20	FCM Webinar	Table Officer Candidate Speeches

### Misc Events

Date	Synopsis
14 Aug 20	415 Long Range Patrol Squadron Change of Command parade
3 Sep 20	Meeting with Returning Officer – Nomination Papers
9 Sep 20	MADD 25 year celebration – Certificate for KPS
14 Sep 20	Rotary Luncheon at Paddy's
16 Sep 20	Coffee with Duncan – Sable Shortbread
16 Sep 20	Investment policy meeting – Investment Advisor and Chair

September,16,2020

To whom it concerns,

I am writing to you regarding the families in poverty with low incomes. There is a lack of affordable housing in the Valley and surrounding areas. There are people struggling to put a roof over their head AND provide themselves with the basic needs. I once in recent years took blankets, pillows and some other necessities to a young lady living in her car, it was heartbreaking to see that she needed so much more and know, I could not fix the problem for her.

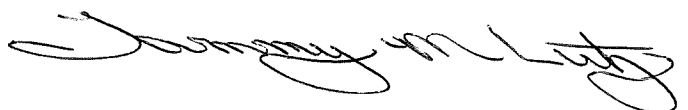
It has come to my attention that there is a man in his late sixties, with mental health issues who needs an advocate to speak for him, and ears that can make a difference. There are others living in this state as well, a sad situation of a couple sleeping in their car and giving their child to a family member so at least the child has a roof and proper care. That child needs its parents. In another situation is the mother of 3 children, ages 13,12,9 who stays with her parents in a 2 bedroom house, where there isn't enough room for her children to live, but with her low income ( working part-time) cannot afford the prices of rent for an appropriate living space. All she wants more than anything, is a space where her children can stay with her.

Something more needs to be done to help the homeless and the helpless. The list of people in need of help goes on and on. I'm hoping this reaches the people who care and can take action in this lack of affordable housing crisis. For the people crying in the dark to themselves because they think they have nothing or no one to turn to. I am speaking on their behalf, and hoping to somehow make a difference.

I much appreciate your time and consideration in this matter. Please don't forget these people.

Passionately and Sincerely,

Tammy M Lutz

A handwritten signature in black ink, appearing to read "Tammy M Lutz", written in a cursive style.

## Brian Smith

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**From:** pierre hoebers <pierrehoebers48@gmail.com>  
**Sent:** Thursday, September 3, 2020 11:34 AM  
**To:** Brian Smith  
**Subject:** Fwd: Noise Bylaw Comments

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hi Brian, As requested ....Pierre

----- Forwarded message -----

**From:** pierre hoebers <pierrehoebers48@gmail.com>  
**Date:** Fri, Jul 31, 2020 at 1:57 PM  
**Subject:** Noise Bylaw Comments  
**To:** Sandra Snow <ssnow@kentville.ca>, Craig Gerrard <cgerrard@kentville.ca>, <cao@kentville.ca>, Catherine Savage <catherine.savage@rbc.com>, <cmaxwell@kentville.ca>, <ebolland@kentville.ca>, <jandrew@kentville.ca>, <lpulsifer@kentville.ca>

Your Worship Mayor Sandra Snow and Town Councillors

In reference to the Council meeting Monday, July 27, we would like to address a few comments made by the members over the past three sessions including today: (normal conversation is 60dBA, not 70) – 70 is equal to office noise or a vacuum cleaner.

- **Decibel levels for dishwashers, refrigerators, etc.** This is a mute point as any noise coming from such items would never be heard on an adjacent neighbors property. The issue is noisy equipment heard inside a neighbour's home.
- **Continuous noise.** When one hears a monotone drone in their own house for 8-12 hours at night time, this is a continuous noise. Some municipalities define continuous noise anything that lasts past one hour.
- **Police did not feel there were any issues with the problem.** – The police reported back to us that they could do nothing because the Bylaw was not enforceable as advised by Muttart Law firm. Consequently, the police would not address the issue directly with our neighbours.
- **Ontario has a decibel reading of 70 at nighttime?** Not sure of the relevance to this for Nova Scotia homeowners. If you are referring to the City of Toronto, they have between 11PM and 7AM, nothing allowed exceeding 50 (A-weight) or 65 (C-weight). C-weight is used for the transmission of base noise from music which does not apply here as you are using A-weight. At night for Ottawa, they do have a decibel for heat pumps, air-conditioners, as well as pump and filtration systems in pools – no more than 50 (A-weight).
- **55dBA too low for nighttime (one Counsellor stated).** With the exception of people working shifts, it is safe to say the majority of citizens sleep between 10PM and 7AM. Since most of us know this, all citizens need to have a heightened awareness of the possible consequences to their neighbours, especially if equipment and machines are not running properly. Therefore, as it has been proven in this age of mechanisms and machinery, 55dBC is not too low when considering it is well known sleep disturbances and deprivation are clearly linked to poor health.

WHO (WORLD HEALTH ORGANIZATION) STATES, 'Both continuous and intermittent noise indoors lead to sleep disturbances – starting at 30 decibels'. They also state in reference to 'dwellings', 'at night, levels at the outside of living space should not exceed 45 LAeq (continuous sound level) and 60 LAmax (a/weight), so people may sleep with the bedroom window open'. WHO recommends limiting outdoor night noise levels to 40 decibels.

THE NOVA SCOTIA DEPARTMENT OF ENVIRONMENT STATES, 'Noise legislation should be designed primarily to protect public health and within reasonable economic restraints provide a quiet and restful environment in which to live, work, and play. They recommend:

- Less than 65 dBA between 7AM and 7PM (It is not necessary to have 90dBA as you have already addressed the exceptions in the new bylaw)
- Less than 60 dBA between 7PM and 11PM
- Less than 55 dBA between 11PM and 7AM

We have not seen or heard of any noise bylaw that allows an A-weight reading of 65 at nighttime. All citizens have the absolute right to 'peace and quiet' within the walls of their own home. Everyone has different tolerances of noise when it comes to sleeping. But when an individual has an issue, the Police should be able to enforce the By Law so there is a congenial agreement for both parties, but 'addressing the issue' should always be done when it comes to any citizen's health.

The above is shared as constructive dialogue. Thank you again to Council and Staff for pursuing a revised noise bylaw that present and future citizens can depend on.

Pierre and Corinne Hoebbers



**PROCLAMATION  
RIGHT TO KNOW WEEK  
September 28 to October 4, 2020**

WHEREAS the Town of Kentville has adopted the principles of openness, transparency and accountability; and

WHEREAS *Part XX* of the *Municipal Government Act* gives citizens a right of access to information in the custody or under the control of the Town of Kentville; and

WHEREAS access to information ensures citizens of Nova Scotia have the opportunity for meaningful participation in the democratic process; and

WHEREAS a celebration of the right of citizens to access information will facilitate informed public participation in policy formulation, ensure fairness in government decision-making and permit the airing and reconciliation of divergent views; and

WHEREAS the Town of Kentville joins all other Canadian jurisdictions and democracies world-wide in acknowledging international Right to Know Week;

THEREFORE be it resolved that I, Mayor Sandra Snow, of the Town of Kentville, do hereby proclaim September 28 to October 4, 2020 to be Right to Know Week in the Town of Kentville.