

WEST HANTS REGIONAL MUNICIPALITY
Fences and Arbitration Committee Meeting Agenda
November 29, 2022 – 10:00 a.m.
Held in person, Council Chambers at 76 Morison Drive and via ZOOM



1. Call to Order
2. Attendance
3. Approval of the Agenda, including additions or deletions
4. Approval of the 2022-11-23 Fences and Arbitration Meeting Minutes
5. Fencing Complaint WHRM22-01 – PID 45018645 - Status Update
 - a) By Law Enforcement, Ryan Parker (updated report and / or photos)
6. Chief Administrative Officer, Mark Phillips Update
7. Next Meeting Date / Adjournment

1. Call to order

Chair S. McLean called the meeting to order at 10:02 am

2. Attendance

Scott McLean, Chair, Councillor, District 2
Tim Marsh, Nova Scotia Federation of Agriculture
Mark Phillips, Chief Administrative Officer
Deanna Snair, Municipal Clerk
Shawn Levy, By-Law Enforcement Officer
Tim Leslie, Manager of Building and Fire Protection Services

Regrets:

Madelyn LeMay, Director Planning and Development
Ryan Parker, By-Law Enforcement Officer

Introductions were completed for the record.

3. Approval of the Agenda, including additions or deletions

**MOVED BY TIM LESLIE AND TIM MARSH THAT THE AGENDA BE APPROVED.
MOTION CARRIED**

4. Approval of the 2022-11-23 Fences and Arbitration Meeting Minutes

**MOVED BY TIM LESLIE AND TIM MARSH THAT THE 2022-11-23 FENCES AND
ARBITRATION MEETING MINUTES BE APPROVED. MOTION CARRIED.**

5. Fencing and Arbitration Complaint WHRM 22-01, PID 45018645

By-Law Officer Levy provide a brief update to the committee. On Friday, November 25, 2022, By-Law Officers inspected Mr. Morashs' fence to determine if it was in compliance with the Order issued to Mr. Morash on Wednesday, November 23, 2022.

Mr. Morash did not complete any fencing. The solar panel was stood back up and the fence next to the river was working again.

A map was reviewed outlining potential paths a single strand fence could be installed.

By-Law Officers met with a vendor on Monday, November 28, 2022, to determining a fencing solution, costs and timeline of when the work could be completed. The vendor/contractor prefer to go with fencing Option two (2) as indicated on the map provided. An excavator will be used to clear the thorn bushes. The contractor felt that given the up and down terrain, that 8-foot fence posts were the best material to use. The posts will be pushed into the ground 3-4 feet by the excavator and wire will then be attached. The contractor could begin as early as Thursday and estimates they will be into the second day to complete the job. The contractor

will provide a quote once he receives additional information from the excavation operator that he uses. The fencing would meet the standards. One of the neighbouring properties have provided permission to the contractor to use their land as an access point for machinery to install the fence. The neighbours want a resolution. The RCMP confirmed they can provide support/assistance in the matter. They would arrive on site with the contractor to ensure the peace is kept and leave depending on how volatile Mr. Morash becomes.

Staff and Councillors continue to receive verbal complaints. When By-Law went to inspect the fence, fresh cow tracks were seen on the neighbouring lawn, and it was noted where the cattle went through the barb wire fence smashing it down and breaking a wooden fence post off.

6. Chief Administrative Officer, Mark Phillips Update

CAO Phillips provided a brief update highlighting that in addition to the letter that was sent to the Department of Environment and Climate Change on Tuesday, November 23, 2022, a formal complaint regarding the health and wellbeing of the animals was also filed. There has been no correspondence received from the Province of the Department of Environment and Climate Change since the last meeting.

Consensus of the committee was that the concern relayed more to timing. Although costs were also a concern, they were not at the forefront. CAO and the committee also recognized there could be additional costs due to an excavator being used vs manual labour, and also that an excavator could be more disruptive.

The committee felt that By-Law would set the scope of the work to be completed, provide direction and along with the contractor, RCMP and themselves a safety plan would be determined with a defined “stand down” term for all involved. They could do check ins and answer any questions that that may arise during construction of the fence.

MOVED BY CHAIR S. MCLEAN AND TIM MARSH THAT THE FENCES AND ARBITRATION COMMITTEE DIRECT STAFF TO DETERMINE A FENCING SOLUTION BASED ON SCENERIOS TWO (2), THREE (3) OR FOUR (4) FROM THE SUGGESTED OPTIONS PROVIDED UP TO A COST OF \$8,000. MOTION CARRIED

5. **Next Meeting Date / Adjournment**

The next meeting of the Fences and Arbitration Committee will be determined at a later date if there was a need.

**MOVED BY SCOTT MCLEAN AND TIM MARSH TO ADJOURN AT 10:24 A.M.
MOTION CARRIED.**

The meeting ended at 10:24 a.m.

Chair Scott McLean