



**TOWN OF SAINT ANDREWS**  
**PLANNING ADVISORY COMMITTEE MEETING**  
**MINUTES**

**May 18, 2022, 7:00 p.m.**  
**W.C. O'Neill Arena**

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**A. RECORD OF ATTENDANCE**

*A Planning Advisory Committee Meeting was held on Wednesday, May 18, 2022, at 7:00 p.m. with the following members were present:*

*Chair Chris Flemming, Vice Chair Jill Stewart, PAC Member Jeff Cross, Dwight Ingalls, Kevin Simmonds.*

*Paul Nopper, Clerk - Senior Administrator, Qi Vivian Peng, Junior Planner, Judy Hartford, Senior Development Officer, Southwest New Brunswick Service Commission.*

*Absent - Councillor Lee Heenan*

**B. APPROVAL OF AGENDA**

**Motion: 037 - 05/22**

**Moved By PAC Cross**

**Seconded By PAC Stewart**

*That the Agenda be approved as presented.*

**4 – 0**

**Carried**

**C. DECLARATION OF CONFLICT OF INTEREST**

**D. CONFIRMATION OF MINUTES**

**1. Minutes of the 220420 Planning Advisory Committee Meeting for April 20, 2022, 7:00 p.m.**

**Motion: 038 - 05/22**

**Moved By PAC Stewart**

**Seconded By PAC Simmonds**

*That the Minutes of the 220420 Planning Advisory Committee of Wednesday, April 20, 2022, at 7:00 p.m. be adopted.*

**4 – 0**

**Carried**

**E. AGENDA ITEMS**

- 1. PRESENTATIONS/DELEGATIONS**
- 2. ZONING APPLICATIONS**
- 3. VARIANCE APPLICATIONS**
- 4. TERMS AND CONDITIONS APPLICATION**

**1. 71 Thomas Avenue Terms and Conditions Application for a Fence, PAC220501**

Vivian Peng, Junior Planner, provided a presentation to the Planning Advisory Committee on the terms and conditions for the fence request at 71 Thomas Avenue. The property is zoned Serviced Residential with a request to have a 6-foot fence in the front yard which would be subject to terms and conditions. A review of Section 2.3(3) of the Town of Saint Andrews Zoning By-Law was provided outlining the processes for terms and conditions and a site visit reviewed by Town Staff. Terms and conditions recommended include:

1. The location of the fence shall be approved by the Town to ensure its proper access to watermain and other public utilities before installation.
2. Fence shall be properly maintained and it shall not be permitted to become a hazard to the safety of the public or become dilapidated.
3. No fence shall be electrified or incorporate barbed wire or other sharp dangerous materials in its construction.

It was noted that the proponent of 71 Thomas Avenue was not present at the meeting. PAC discussed the terms and conditions for the fence at 71 Thomas Avenue. PAC members noted that they had reviewed the property and asked the planners if the setbacks were going to be met? Planner Peng noted that all setbacks are met for the fencing. PAC asked what the design of the fence would be as there was no visual provided. Planner Peng identified the fence as metal deer fencing with black metal poles that meets the Zoning standards for the area of town. PAC asked for future reference if visuals could be provided for the fencing to support more informed decision processes. PAC also noted it is not their place to judge on the visuals of the fence if it meets the Zoning By-Law regulations but they are also aware of the aesthetics of the community.

**Motion: 039 - 05/22**

**Moved By PAC Stewart**

**Seconded By PAC Simmonds**

*That the Planning Advisory Committee permit a six-foot fence located within the front and flankage yard of the property in the SR Zone of the Town of Saint Andrews Zoning By-Law Z21-01, subject to terms and conditions for owner Rick Smith at 71 Thomas Avenue:*

1. The location of the fence shall be approved by the Town to ensure its proper access to the watermain and other public utilities before installation.
2. The fence shall be properly maintained and it shall not be permitted to become a hazard to the safety of the public or become dilapidated.
3. No fence shall be electrified or incorporate barbed wire or other sharp dangerous materials in its construction.

**4 – 0**

**Carried**

**2. 73 Frederick Street Terms and Conditions for a Fence, PED220507**

*Judy Hartford, Senior Development Officer, provided a presentation to the Planning Advisory Committee regarding terms and conditions*

for a fence at 73 Frederick Street. There are two parcels of land that would need to be consolidated prior to the fence installation. The property is zoned Serviced Residential with a request for a 6-foot fence to be located in the front and flankage yards of the property. A review of Section 2.3(3) of the Town of Saint Andrews Zoning By-Law was provided outlining the processes for terms and conditions. The Secondary Municipal Plan was referenced as this property is located in the Town Plat and the highest quality of material needs to be selected for the fence. Visuals were provided to PAC of the property and the proposed fence location. Recommended terms and conditions that should be included with the fence are:

1. That the two parcels of land (PID 15152697 and 15152689) shall be consolidated prior to the issuance of a development permit.
2. The proposed fence shall not obstruct the line of vision at the street intersection within the sight triangle.
3. No fence in any Residential or Commercial Zone shall be electrified or incorporate barbed wire or other sharp dangerous materials in its construction.
4. The fence shall be maintained so that it does not become unsightly, dilapidated, or unsafe.

Amber Garber, the proponent of 73 Frederick Street, was present to answer questions from the PAC. Mrs. Garber noted that the PIDs would be combined and that David Bartlett, Lawyer, was in the process of completing paperwork and signatures. Mrs. Garber requested a Town representative come to her property during the installation to ensure the sight triangle was clear and met the standards. Clerk Nopper noted a staff member would be on-site to review the sight triangle. PAC asked what the plan was for the existing fencing. Mrs. Garber stated the fence would be taken down upon completion of the new fence installation. Currently, the fence is protecting gardens from deer. It was noted that the trestles on the property were to support the grape vines that have been growing for the last 10 years and that they would not be removed. PAC had no issues with the trestles but would make an amendment to the terms and conditions that the existing fence is removed once the new fence was installed.

**Motion: 040 - 05/22**

**Moved By PAC Stewart**

**Seconded By PAC Cross**

That the Planning Advisory Committee permit a six-foot fence located within the front and flankage yard of the property in the SR Zone of the Town of Saint Andrews Zoning By-Law Z21-01, subject to terms and conditions for owner Amber Garber of 73 Frederick Street:

1. The parcels (PIDs 15152697 and 15152689) shall be consolidated prior to the issuance of a development permit.
2. The proposed fence shall not obstruct the line of vision at a street intersection within the sight triangle.
3. No fence in any Residential or Commercial Zone shall be electrified or incorporate barbed wire or other sharp dangerous material in its construction.

4. *The fence shall be maintained so that it does not become unsightly, dilapidated, or unsafe.*

**Amended**

**Motion: 041 - 05/22**

**Moved By PAC Stewart**

**Seconded By PAC Cross**

*That the Planning Advisory Committee add the additional term and condition that:*

5. *That the existing deer fence be removed once the new fence is stalled.*

**4 – 0**

**Carried**

**Motion: 042 - 05/22**

**Moved By PAC Stewart**

**Seconded By PAC Cross**

*That the Planning Advisory Committee permit a six-foot fence located within the front and flankage yard of the property in the SR Zone of the Town of Saint Andrews Zoning By-Law Z21-01, subject to terms and conditions for owner Amber Garber of 73 Frederick Street as amended:*

1. *The parcels (PIDs 15152697 and 15152689) shall be consolidated prior to the issuance of a development permit.*
2. *The proposed fence shall not obstruct the line of vision at a street intersection within the sight triangle.*
3. *No fence in any Residential or Commercial Zone shall be electrified or incorporate barbed wire or other sharp dangerous material in its construction.*
4. *The fence shall be maintained so that it does not become unsightly, dilapidated, or unsafe.*
5. *That the existing deer fence be removed once the new fence is installed.*

**4 – 0**

**Carried**

**5. SIGN APPLICATIONS**

**F. NEW BUSINESS**

**G. PAC MEMBER COMMENTS**

**H. CLOSED ITEMS**

**I. ADJOURNMENT**

**Motion: 043 - 05/22**

**Moved By PAC Flemming**

*At 7:23 p.m. that the meeting be adjourned.*

**Carried**



Chris Flemming, Chair

Paul Nopper, Clerk - Senior  
Administrator