



Dartmouth Cove Public Meeting

Wednesday, June 12, 6:30pm

Helen Creighton Room at the Alderney Gate Library

ITS'S NOT TOO LATE!!

AGENDA FRIENDS OF DARTMOUTH COVE

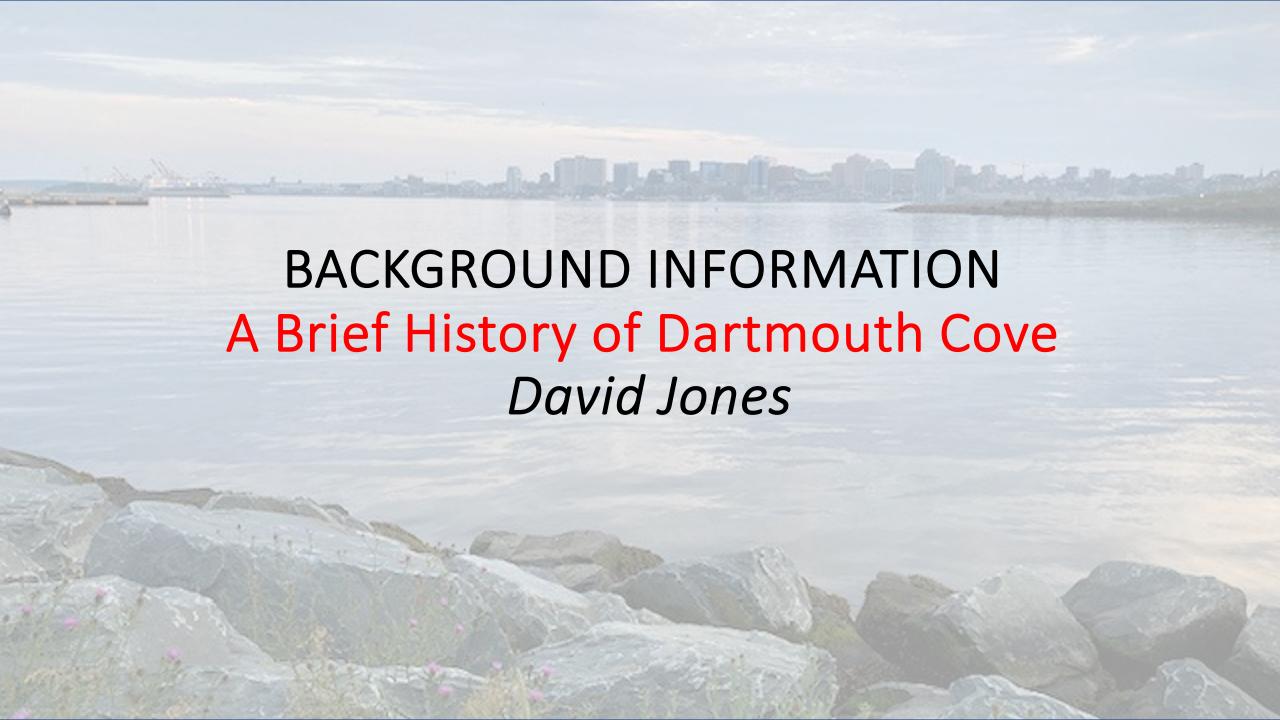
Welcome

- Background Why Are We Here?
- What's Happened Since we met last?
- What Can We Do?
- Legal Position Professor Phillip Saunders K.C
- Letters of Support
- Comments
 - Elected Reps
 - Members of the Public
 - Closing Remarks

Why Are We Here?

To show a united front OPPOSING the infilling application of a 2.7 hectare water lot situated in Dartmouth Cove which was approved by Transport Canada in April 2024

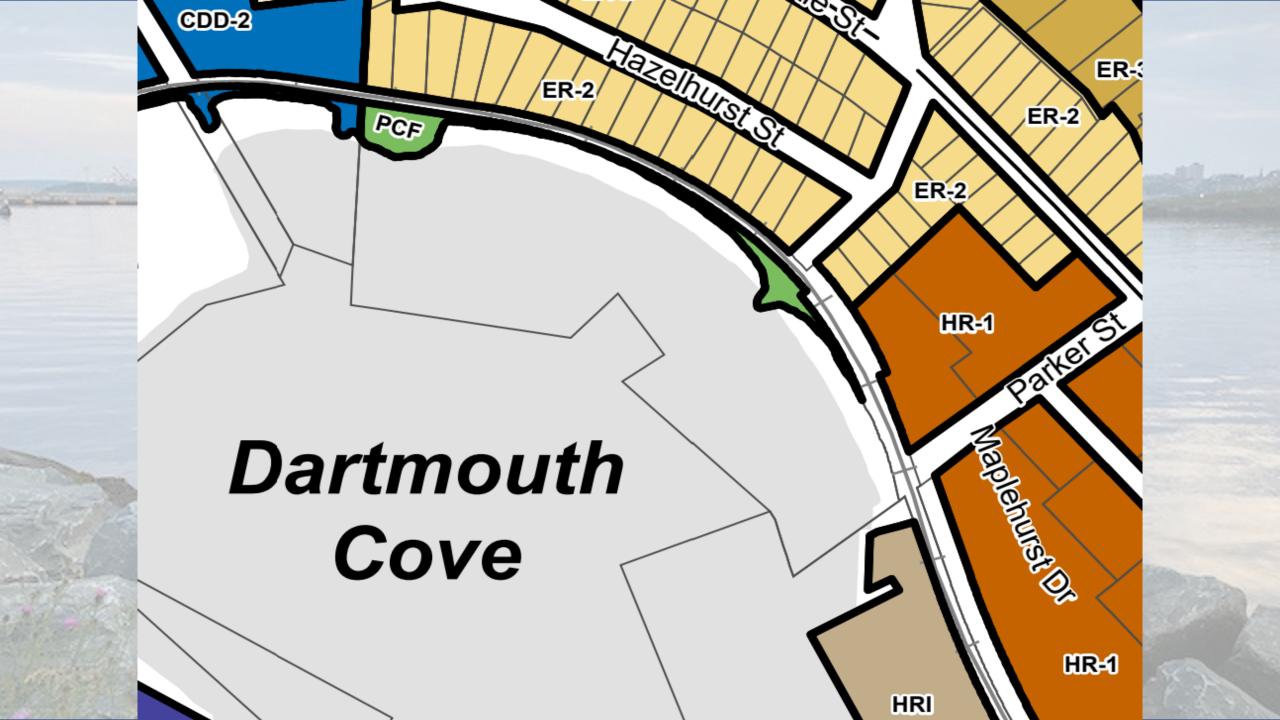
- To understand ways in which we can try to STOP this action
- To hear the opinions of our elected representatives and other specialists
- To give a voice to public concerns
- To add to our list of interested persons for distribution of information as it becomes available
- To encourage everyone to regularly check <u>www.savedartmouthcove.com</u>

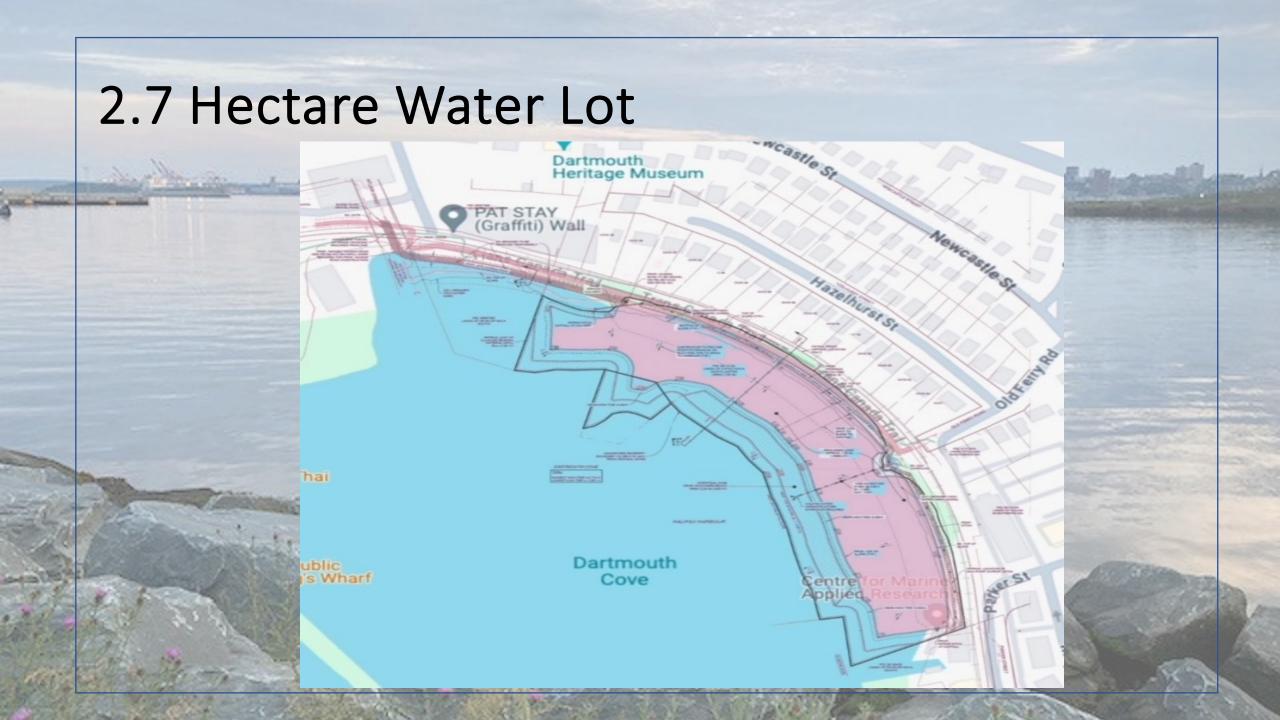




DARTMOUTH COVE CENTER PLAN MAP







The Site – Water Lot



The FACTS

The subject property is a pre confederation water lot

- Originally intended to be used for water access wharfs etc. not for infilling
- The property owner has applied to infill this property with approximately 99,700 m3 of Fill
- 42% of which will be Pyritic Slate
- 58% Non-Acidic Quarry Rock
- The fill will come from local excavation sites.
- The owner estimates a 2-6 year time frame including "monitoring". On-going dumping could happen 7 days per week.
- Once infilled The Municipality has the authority to assign Zoning as Park



The FACTS

- Friends of Dartmouth Cove was created and have advocated for the protection of the cove from unwanted and unnecessary infilling.
- On April 8th, Transport Canada approved the application to infill the lot
- In response, COVE (Center for Ocean Ventures and Entrepreneurship)
 launched a Judicial Review
- Department of Fisheries and Oceans must approve or deny
- If using pyritic slate, and NOT considered federally managed (as in this case)
 approval must also be received by the Provincial Department of
 Environment
- HRM continues to deny ability to control infilling due to Federal jurisdiction even though they were able to bring in a by-law to protect The Northwest Arm

The FACTS

- The owner with ties to Atlantic Road Construction & Paving indicate that if they are not able to proceed with infilling Dartmouth Cove with pyritic slate, the construction of the new hospital in Bayers Lake could be held up.
- The Port Authority opened a NEW pyritic slate Sequestration site at Ocean Terminal in May of 2023. Port officials indicated in a recent interview that there is no lack of space for anticipated infill for many years to come.
- The Port Authority is considering the creation of a cruise terminal on the Dartmouth side. Dartmouth Cove is too small for this type of development.
- Bruce Wood also stated that the marine habitat in Dartmouth Cove will be BETTER after they infill than before because they will "cap" the sediment, add a rock weed beach and reef balls
- Our MP and others have been working diligently on our behalf

MEMBERS OF COUNCIL

15.4.1 Councillor Austin – Dartmouth Cove Infilling [PDF]

HRM sent a letter to TC, but missed the deadline

A staff report released in September 2022 indicated that:

"The Municipality is not obligated to facilitate access to the Company's Water Lot across municipal property".

Stantec completed a report concerning potential pyritic slate disposal within HRM April 2023, but it has not been released to the public or council yet

HALIFAX

O. Box 1749 alifax, Nova Scotia 3J 3A5 Canada

Item No. 15.4.1

	R	equest for Cou	ncil's Considerat	ion
×	Included on Agenda (Submitted to Municipal Clerk's Office by Noon Thursday)		ed to Municipal Office by Noon	☐ Request from the Floor
Dat	te of Council Meeting: N	fay 31, 2022		
Sul	bject: Dartmouth Cove I	nfilling		
Mo	tion for Council to Cons	ider:		
The	at Halifax Regional Counc			
/	regarding the potential during the application surrounding land uses	I infilling of a wa is comment perion, proximity to ra	iter lot in Dartmou od. The submission ilway operations,	nission to Transport Canada th Cove (PID 00114132) on should consider the what development rights the
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HRM – NORTHWEST ARM

- In November 2023 Council approved a by-law which effectively prevents infilling of any water lot located within the Northwest Arm.
- At that time, Dartmouth Cove was not included
- However, Council directed the Chief Administrative Officer to:

That Halifax Regional Council direct the Chief Administrative Officer to:

- Initiate a process to consider amendments to the Regional Centre Secondary Municipal Planning Strategy, the Halifax Municipal Planning Strategy, the Regional Centre Land Use By-law, and the Halifax Mainland Land Use By-law to restrict water lot infilling on the Northwest Arm; and
- Follow Administrative Order 2023-002-ADM, the Public Participation Administrative Order.
- 3. Request that staff engage with the Federal government to explore the Minister's willingness to adopt or otherwise permit further restrictions with respect to infilling in Dartmouth Cove and prepare a supplemental staff report regarding the initiation of bylaw amendments to the Regional Centre Secondary Municipal Planning Strategy to restrict water lot in filling in Dartmouth Cove

HRM - Dartmouth Cove

- HRM continues to stress the unwillingness between Transport Canada and HRM to work together to protect Dartmouth Cove in the same manner as was done with the North West Arm.
- Transport Canada continues to state their willingness to work with HRM to establish bylaws and notes in their approval to Bruce Wood,
 - "Please note that it is the owner's responsibility to comply with any other applicable laws and regulations including any related Halifax Regional Municipality land-use or zoning bylaws in effect."
- Friends of Dartmouth Cove asked to see these staff reports and/or other information demonstrating this unwillingness. They were told this was not publicly available..

HRM – Dartmouth Cove cont.

Friends of Dartmouth Cove submitted a FOIPOP request for all material pertaining specifically to this
request from November 2023 until April 2, 2024

Request that staff engage with the federal government to explore the Minister's willingness to adopt or otherwise permit further restrictions with respect to infilling in Dartmouth Cove and prepare a supplemental staff report regarding the initiation of bylaw amendments to the Regional Centre Secondary Municipal Planning Strategy to restrict water lot infilling in Dartmouth Cove

The results of the FOIPOP request indicated that no records could be found!

A thorough search of municipal records in relation to this request was undertaken in the Office of the CAO including Government Relations and External Affairs and staff have communicated they were not able to locate any records responsive to this request. This letter is to advise that responsive records for the above noted request could not be found.



WHAT CAN BE DONE NOW?

The most important thing we can each do is contact the Department of Fisheries and Oceans (DFO) and SUBMIT our opposition e-mails/letters to them as well as others regarding this project

 It is especially helpful if any of you have a marine, biology, or science background to support your opinions.

Encourage Anyone who uses the Cove for: fishing (lobster), business, recreation or for any other reason to write as well

Write HRM asking them to give Dartmouth Cove the same protection as the Northwest Arm AND to DENY Atlantic Road Construction and Paving access over their lot.

Write Build Nova Scotia to DENY the applicant access over their lot so as to block the proponent from accessing the water lot.

DON'T GIVE UP!!!

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LETTERS OF SUPPORT

Center for Ocean Ventures and Entrepreneurship (COVE)

We continue to share our concerns regarding the impediments to navigation and safety and the contradiction this proposed project poses to the national blue economy strategy. As it stands, the proposed project as presented will impact operations for us, our partners, and clients, during any construction and more permanently once the area is infilled.

We understand the concerns from the community as well, many of our employees live in Dartmouth and appreciate your efforts in ensuring that the facts are shared more broadly.

Kindest regards,

Melanie Nadeau

Chief Executive Officer

COVE | 27 Parker Street | Dartmouth, NS | B2Y 4T5 | Canada 902-449-0152

melanie.nadeau@coveocean.com

LETTERS OF SUPPORT

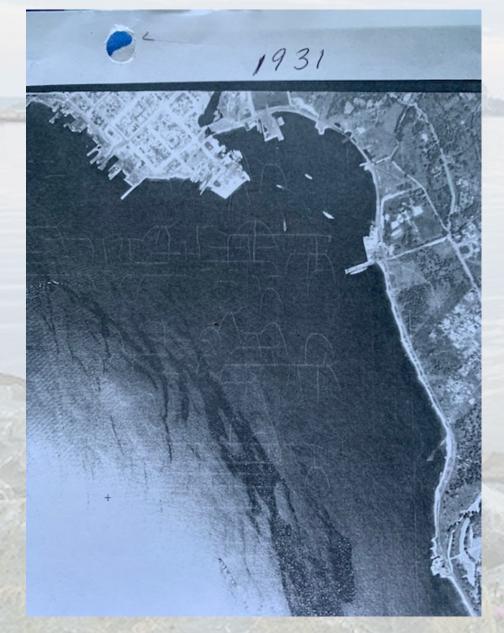
- The Honorable Senator Stanley Kutcher MD, FRCPC
- MLA Zach Churchill Leader of the Official Opposition
- Member of Parliament, Darren Fisher
- https://www.instagram.com/reel/C8FrzalJpVD/?igsh=MWtjZTlrcjV0M3d3cA==



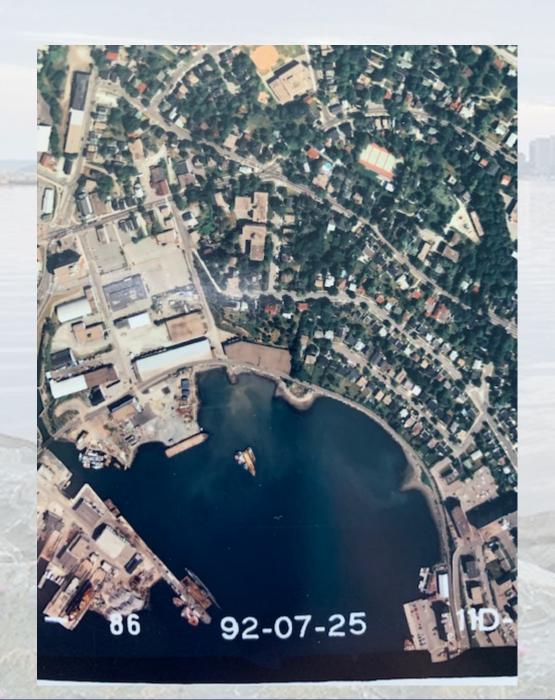


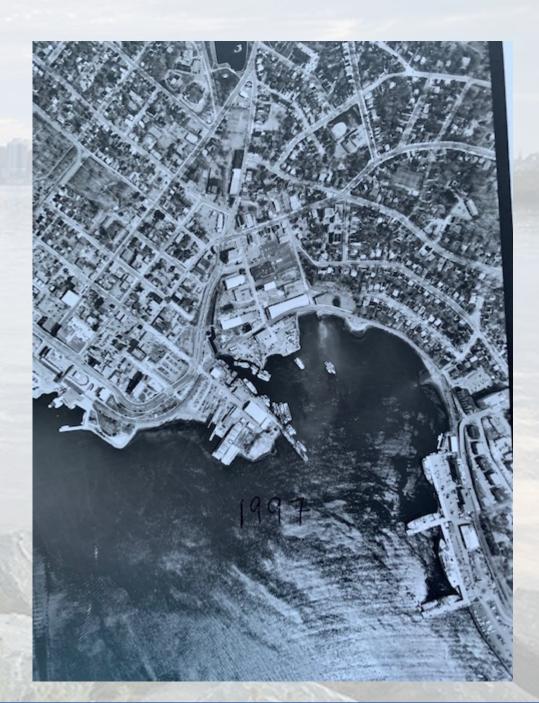


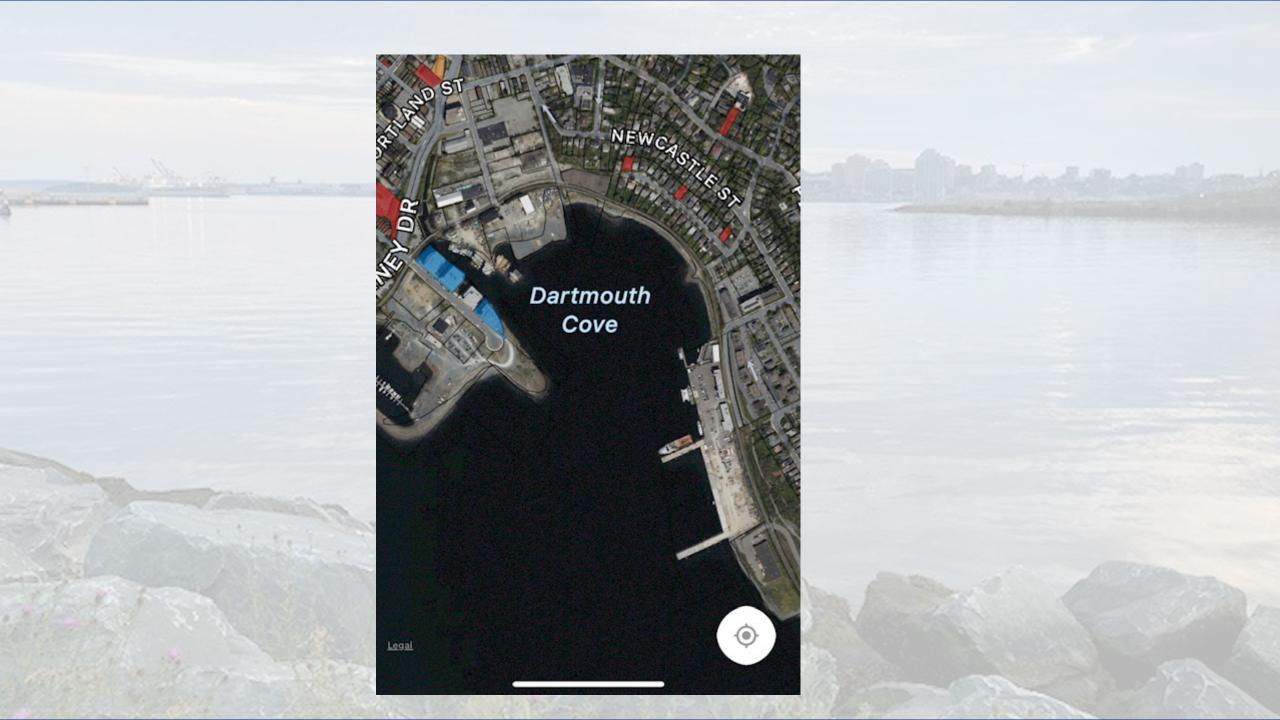
Aerial Photos



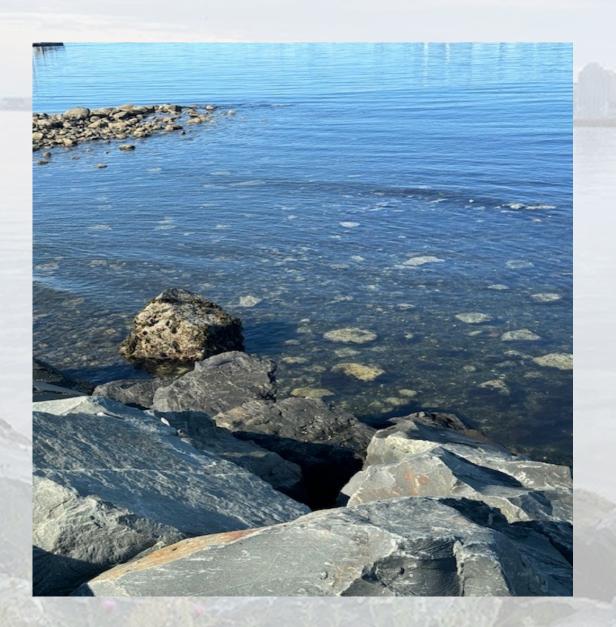








EXISTING ROCKWEED



WATER BUNDLE CEREMONY

June 9th 2024



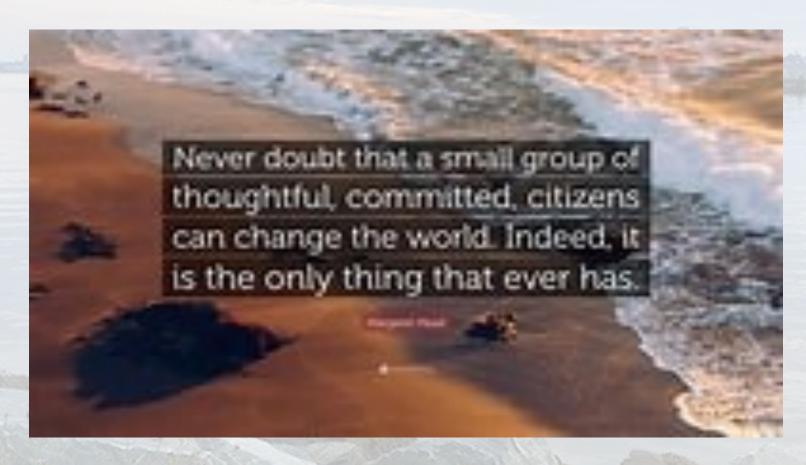


https://drive.google.com/file/d/1vUo17Bg70vHGG5IW7WTaChQCDTTJdxuZ/view?usp=sharing





THANK YOU!!!



TOGETHER WE CAN SAVE DARTMOUTH COVE!!