

**EC2018-583**

POLICE ACT  
POLICE COMMISSIONER  
APPOINTMENT

Pursuant to subsections 16(1) and 16(3) of the *Police Act* R.S.P.E.I. 1988, Cap. P-11.1, Council appointed Thomas W. Jarmyn of Charlottetown (vice Hon. Gerard E. Mitchell, term expired) as Police Commissioner for the term of October 2, 2018 to October 2, 2021.

**EC2018-584**

MUNICIPAL GOVERNMENT ACT  
RURAL MUNICIPALITY OF GRAND TRACADIE  
AND  
RURAL MUNICIPALITY OF NORTH SHORE  
AND  
RURAL MUNICIPALITY OF PLEASANT GROVE  
RESTRUCTURING

Having under consideration a proposal to restructure from the Rural Municipalities of Grand Tracadie, North Shore and Pleasant Grove made pursuant to subsection 15(2) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1, which proposal includes the unincorporated area of land currently identified as provincial parcel ID# 141135; AND having under consideration the report of the Island Regulatory and Appeals Commission issued under the authority of subsection 19(1) of the aforesaid Act; AND having under consideration the recommendation from the Minister of Communities, Land and Environment made under the authority of section 20 of the aforesaid Act; AND pursuant to subsection 21(1) of the aforesaid Act, Council ordered:

- 1) that the Rural Municipality of Grand Tracadie, the Rural Municipality of North Shore, the Rural Municipality of Pleasant Grove and that parcel of land currently identified as provincial parcel ID#141135 are restructured to form one municipality, effective September 28, 2018;
- 2) that the new municipality be named the Rural Municipality of North Shore;
- 3) that the new Rural Municipality of North Shore is in the class of municipalities known as a rural municipality;
- 4) that the municipal boundaries of the new Rural Municipality of North Shore be the perimeter boundaries (excluding the common boundary) of the Rural Municipality of Grand Tracadie, the former Rural Municipality of North Shore and the Rural Municipality of Pleasant Grove, said boundaries being as described in Order-in Council EC425/84 establishing the Rural Municipality of Grand Tracadie

effective May 24, 1984, proclamations concerning the establishment of the Rural Municipality of North Shore pursuant to the *Community Improvement Act* of 1968 effective May 16, 1974, and in a proclamation concerning the establishment of the Rural Municipality of Pleasant Grove pursuant to the *Community Improvement Act* of 1968 effective August 7, 1980, and as may have been adjusted from time to time, and including all lands therein, and including the unincorporated parcel of land currently identified as provincial parcel ID# 141135, as delineated on a map depicting the boundaries of the new Rural Municipality of North Shore, as prepared by the Minister of Communities, Land and Environment, dated September 4, 2018;

- 5) that this Order be filed in the Registry Office for Queens County by the Minister of Communities, Land and Environment pursuant to subsection 21(3) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1, together with the map referred to in paragraph 4 of this Order;
- 6) that the interim council appointed pursuant to clause 21(2)(a) of the *Municipal Government Act* shall be comprised of an interim mayor Gordon Ellis and fifteen (15) interim councillors, namely – Derek Cook, Joe Doran, William (Billy) Doyle, Connie Egan, Melody Gay, Kim Meunier, Nancy MacKinnon, Kent MacLean, Beth Pretty, Jamie Rae, Shawn Reardon, Charity Sheehan, Peter Vriends, Justin Walsh and Gerard Watts;
- 7) that the new Rural Municipality of North Shore shall consist of six wards with a council consisting of one mayor to be elected at large and one councillor to be elected from each of the six wards, for a total of six councillors, which shall apply until such time as altered by the council in accordance with the *Municipal Government Act*;
- 8) that the mayor and six councillors elected in the November 5, 2018 election shall constitute the first elected council for the new Rural Municipality of North Shore;
- 9) that the interim council of the new Rural Municipality of North Shore shall proceed forthwith with the immediate adoption of a bylaw to govern election proceedings and election contribution and expense disclosures, to govern the election of its first council which election shall be held on November 5, 2018;
- 10) that the Information Sharing Agreement made between the former Rural Municipality of North Shore and Elections PEI dated July 31, 2018, shall apply to the November 5, 2018 election;
- 11) that the new Rural Municipality of North Shore shall possess all the property, rights, privileges and franchises and is subject to all liabilities, contracts, disabilities and debts of each of the Rural Municipality of Grand Tracadie, the former Rural Municipality of North Shore and the Rural Municipality of Pleasant Grove; and
- 12) that the transitional provisions prescribed by subsection 22(1) of the *Municipal Government Act* shall apply to the new Rural Municipality of North Shore except that:
  - a) any councillor of the Rural Municipality of Grand Tracadie, the former Rural Municipality of North Shore, or the Rural

Municipality of Pleasant Grove who is not named as the interim mayor or a member of the interim council pursuant to paragraph 6 of this Order, shall not continue as a member of the interim council of the new Rural Municipality of North Shore;

- b) the Chief Administrative Officer for the Rural Municipality of Pleasant Grove and the Chief Administrative Officer for the Rural Municipality of Grand Tracadie shall not continue as employees of the new Rural Municipality of North Shore;
- c) the Official Plan and Land Use Bylaw of the former Rural Municipality of North Shore shall continue to apply to all those lands which comprised the former Rural Municipality of North Shore;
- d) upon completion of the required amendments to the new Rural Municipality of North Shore's Official Plan and Land Use Bylaw, and approval by the Minister of Communities, Land and Environment, the authority for land use planning and development control under the *Planning Act* R.S.P.E.I. 1988, Cap. P-8 for all those lands which comprised the Rural Municipality of Grand Tracadie and the Rural Municipality of Pleasant Grove, together with the parcel of land currently identified as provincial parcel ID# 141135, shall be transferred from the Minister of Communities, Land and Environment to the new Rural Municipality of North Shore;
- e) all other existing bylaws adopted by the former Rural Municipality of North Shore shall apply to the new Rural Municipality of North Shore; and
- f) any existing bylaws adopted by the Rural Municipality of Grand Tracadie or the Rural Municipality of Pleasant Grove are null and void.

This Order-in-Council comes into force on September 28, 2018.

**EC2018-585**

MUNICIPAL GOVERNMENT ACT  
RURAL MUNICIPALITY OF LADY SLIPPER  
AND  
RURAL MUNICIPALITY OF ELLERSLIE-BIDEFORD  
RESTRUCTURING

Having under consideration a proposal to restructure from the Rural Municipalities of Lady Slipper and Ellerslie-Bideford made pursuant to subsection 15(2) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1; AND having under consideration the report of the Island Regulatory and Appeals Commission issued under the authority of subsection 19(1) of the aforesaid Act; AND having under consideration the recommendation from the Minister of Communities, Land and Environment made under the authority of section 20 of the aforesaid Act; AND pursuant to subsection 21(1) of the aforesaid Act, Council ordered:

- 1) that the Rural Municipality of Lady Slipper and the Rural Municipality of Ellerslie-Bideford are restructured to form one municipality, effective September 28, 2018;

- 2) that the restructured municipality be named the Rural Municipality of Central Prince;
- 3) that the Rural Municipality of Central Prince is in the class of municipalities known as a rural municipality;
- 4) that the municipal boundaries of the Rural Municipality of Central Prince be the perimeter boundaries (excluding the common boundary) of the Rural Municipality of Lady Slipper and the Rural Municipality of Ellerslie-Bideford, said boundaries being as described in proclamations issued pursuant to the *Community Improvement Act* of 1974, effective May 26, 1983 for the Rural Municipality of Lady Slipper and effective December 8, 1977 for the Rural Municipality of Ellerslie-Bideford, and as may have been adjusted from time to time, and including all lands therein, as delineated on a map depicting the boundaries of the Rural Municipality of Central Prince, as prepared by the Minister of Communities, Land and Environment, dated September 4, 2018;
- 5) that this Order be filed in the Registry Office for Prince County by the Minister of Communities, Land and Environment pursuant to subsection 21(3) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1, together with the map referred to in paragraph 4 of this Order;
- 6) that the interim Council appointed pursuant to clause 21(2)(a) of the *Municipal Government Act* shall be comprised of interim mayor Rod Millar and six interim councillors, namely – Leslie Enman, Jason Grigg, Doug LeBlanc, Jonathan Smith, Julie Smith and Brian Whitehead;
- 7) that the Rural Municipality of Central Prince shall consist of one ward with a mayor and six councillors to be elected at large, which shall apply until such time as altered by the council in accordance with the *Municipal Government Act*;
- 8) that the mayor and six councillors elected in the November 5, 2018 election shall constitute the first elected council for the Rural Municipality of Central Prince;
- 9) that the Information Sharing Agreement made between the former Rural Municipality of Ellerslie-Bideford and Elections PEI dated July 25 and 26, 2018, shall apply to the November 5, 2018 election;
- 10) that the Rural Municipality of Ellerslie-Bideford Bylaw for Municipal Election Proceedings, Bylaw 2018-04, shall apply to the Rural Municipality of Central Prince, as of the effective date of this Order;
- 11) that the Rural Municipality of Central Prince shall possess all the property, rights, privileges and franchises and is subject to all liabilities, contracts, disabilities and debts of each of the Rural Municipality of Ellerslie-Bideford and the Rural Municipality of Lady Slipper; and
- 12) that the transitional provisions prescribed by subsection 22(1) of the *Municipal Government Act* shall apply to the Rural Municipality of Central Prince, except that:
  - a) any councillor of the former Rural Municipality of Ellerslie-Bideford or the Rural Municipality of Lady Slipper who is not named as the interim mayor or a member of the interim council pursuant to paragraph 6 of this Order, shall not continue as a

member of the interim council of the Rural Municipality of Central Prince;

- b) the Chief Administrative Officer for the Rural Municipality of Lady Slipper shall not continue as an employee of the Rural Municipality of Central Prince;
- c) all other existing bylaws adopted by the former Rural Municipality of Ellerslie-Bideford shall apply to the Rural Municipality of Central Prince; and
- d) any existing bylaws adopted by the Rural Municipality of Lady Slipper are null and void.

This Order-in-Council comes into force on September 28, 2018.

### **EC2018-586**

#### MUNICIPAL GOVERNMENT ACT TOWN OF THREE RIVERS ESTABLISHMENT

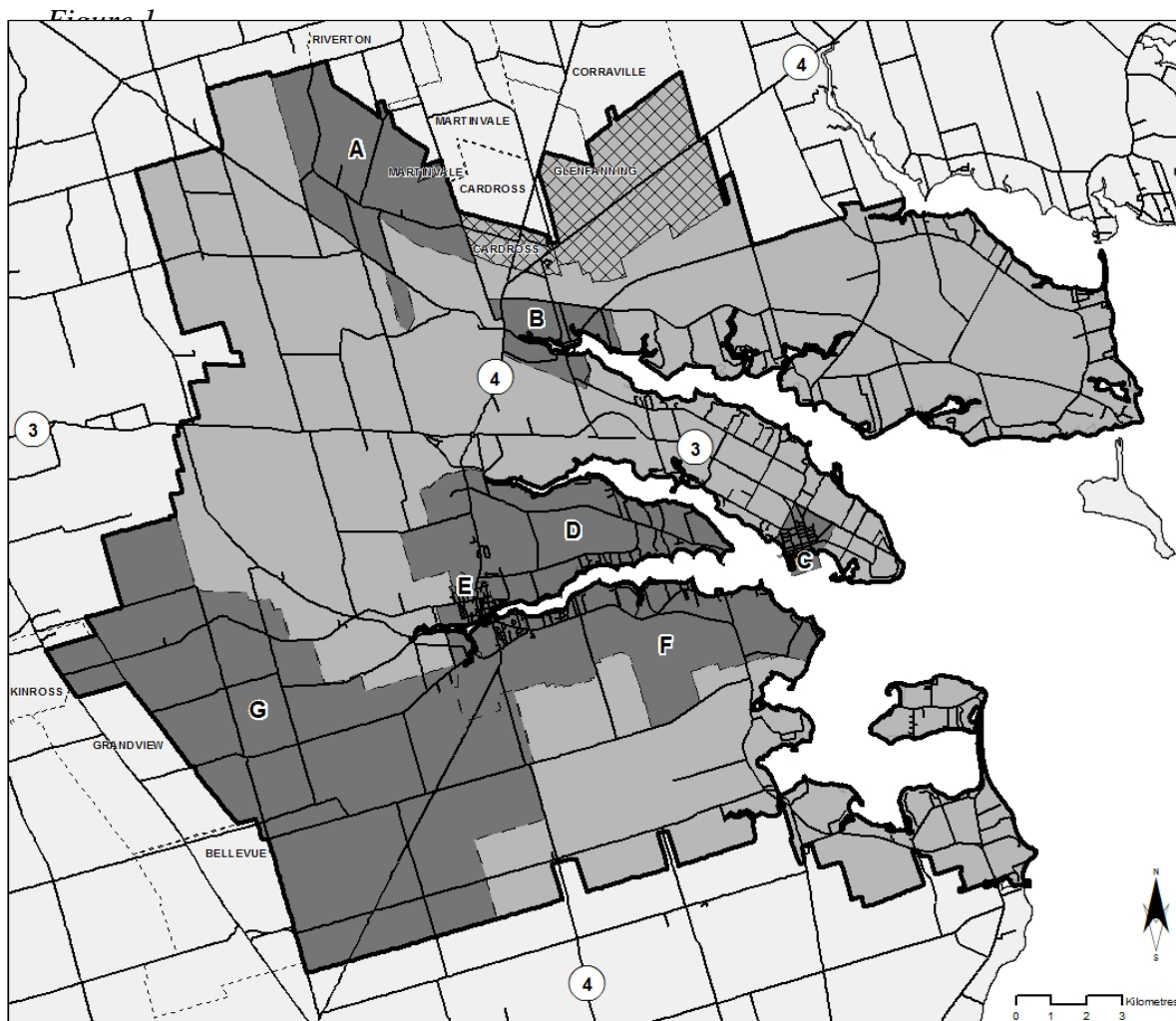
Having under consideration a proposal from the Rural Municipalities of Brudenell, Cardigan, Lorne Valley, Lower Montague and Valleyfield, filed with the Island Regulatory and Appeals Commission on the 5<sup>th</sup> day of March, 2018, together with a Memorandum of Settlement dated August 8, 2018, (hereinafter referred to as the “proposal”) to establish a new municipality made pursuant to subsection 15(1) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1, which proposal includes the five aforesaid municipalities, the Town of Georgetown, the Town Montague, the Montague Fire District, the Georgetown Fire District and the Cardigan Fire District and which proposal has been ratified by the Town of Georgetown and the Town of Montague; AND having under consideration the report of the Island Regulatory and Appeals Commission dated September 24, 2018, prepared under the authority of subsection 19(1) of the aforesaid Act; AND having under consideration the recommendation from the Minister of Communities, Land and Environment made under the authority of section 20 of the aforesaid Act; AND pursuant to subsection 21(1) of the aforesaid Act, Council ordered:

- 1) that the Rural Municipality of Brudenell, the Rural Municipality of Cardigan, the Town of Georgetown, the Rural Municipality of Lorne Valley, the Rural Municipality of Lower Montague, the Town of Montague and the Rural Municipality of Valleyfield and all unincorporated lands located within the boundaries established as the Montague Fire District, the Georgetown Fire District and the Cardigan Fire District, with the exception of:
  - the portions of Kinross, Bellevue, and Grandview to the northwest of the former Rural Municipality of Valleyfield and shown on the map marked as *Figure 1* below as “Portion of Civic Address Community Excluded From the Town of Three Rivers”; and
  - any unincorporated areas of land to the North and East of the boundary line described as follows:
    - i. Commencing at the Northeast corner of Lorne Valley;
    - ii. Thence in a southerly direction along the existing Eastern boundary of Lorne Valley to the rear boundary lines of the properties fronting on the North side of the Lorne Valley Road;

- iii. Thence in an easterly direction continuing along the rear boundary lines of the said properties to the rear boundary lines of the properties fronting on the Western boundary of the Cardigan Road;
- iv. Thence in a Northerly direction along the rear boundary lines of the said properties to the intersection of the Cardigan Road and Sigsworth Road;
- v. Thence in an Easterly direction along the rear boundary lines of the properties fronting on the North side of the Sigsworth Road to the rear boundary lines of the properties fronting on the North side of the Seven Mile Road;
- vi. Thence in a Northeasterly direction along the rear boundary lines of the properties fronting on the Seven Mile Road to the Eastern boundary of the Cardigan Fire District and shown on the map marked as *Figure 1* below as “Portion of Civic Address Community Excluded From the Town of Three Rivers”,

forms one new municipality, effective September 28, 2018;

- 2) that the municipal boundaries of the Town of Three Rivers are the perimeter boundaries (excluding any common boundary) of the Rural Municipality of Brudenell, the Rural Municipality of Cardigan, the Town of Georgetown, the Rural Municipality of Lorne Valley, the Rural Municipality of Lower Montague, the Town of Montague, the Rural Municipality of Valleyfield, the Montague Fire District, the Georgetown Fire District and the Cardigan Fire District with the exception of the areas listed in paragraph 1 of this Order and shown on a map depicting the boundaries of the Town of Three Rivers marked as *Figure 1* below;



**Map Legend**

- Boundary of the Town of Three Rivers
- Former Municipalities
- Former Unincorporated Area
- Portion of a Civic Address Community Included Within the Town of Three Rivers
- Portion of a Civic Address Community Excluded From the Town of Three Rivers
- Roads

**Former Municipalities**

- A Rural Municipality of Lorne Valley
- B Rural Municipality of Cardigan
- C Town of Georgetown
- D Rural Municipality of Brudenell
- E Town of Montague
- F Rural Municipality of Lower Montague
- G Rural Municipality of Valleyfield



- 3) that the new municipality be named the Town of Three Rivers;
- 4) that the new Town of Three Rivers is in the class of municipalities known as a town;
- 5) that this Order be filed in the Registry Office for Kings County by the Minister of Communities, Land and Environment pursuant to Subsection 21(3) of the *Municipal Government Act*;
- 6) that the interim council appointed pursuant to clause 21(2)(a) of the *Municipal Government Act* shall be Merrill Scott as interim mayor, together with ten (10) interim councillors, namely:
  - i. the seven (7) individuals holding the positions of mayors of the former Rural Municipality of Brudenell, the former Rural Municipality of Cardigan, the former Town of Georgetown, the former Rural Municipality of Lorne Valley, the former Rural Municipality of Lower Montague, the former Town of Montague and the former Rural Municipality of Valleyfield; and
  - ii. three other representatives from the previously unincorporated areas of the Town of Three Rivers, to be appointed by the Minister of Communities, Land and Environment;
- 7) that the Interim Chief Administrative Officer shall be Kevin Jenkins of Stratford, Prince Edward Island, who shall also be the Municipal Electoral Officer;
- 8) that each employee of the former Rural Municipality of Brudenell, the former Rural Municipality of Cardigan, the former Town of Georgetown, the former Rural Municipality of Lorne Valley, the former Rural Municipality of Lower Montague, the former Town of Montague and the former Rural Municipality of Valleyfield shall continue as an employee of the Town of Three Rivers and with the same rights and duties subject to the direction of the Interim Chief Administrative Officer;
- 9) that the Town of Montague Bylaw for Municipal Election Proceedings, Bylaw 2018-10, shall apply to the Town of Three Rivers, as of the effective date of this Order;
- 10) that the Information Sharing Agreement made between the former Town of Montague and Elections PEI dated July 12, 2018, shall apply to the November 5, 2018 election;
- 11) that the interim council referred to in paragraph 6 of this Order, shall amend the Town of Montague Bylaw for Elections Proceedings, Bylaw 2018-10 to provide for wards based on the wards depicted in the proposal;
- 12) that the first elected council for the Town of Three Rivers shall consist of one mayor to be elected at large and twelve (12) councillors to be elected in accordance with the bylaw referred to in paragraph 9 of this Order, as amended in accordance with paragraph 11 of this Order, and shall be based on the wards established by the interim council referred to in paragraph 9;

- 13) that the mayor and twelve (12) councillors elected in the November 5, 2018 election shall constitute the first elected council for the Town of Three Rivers;
- 14) that within one year from the date of the first election, the council shall make a determination with respect to the size of council under subsection 78 (1) of the *Municipal Government Act* and shall immediately thereafter appoint an Electoral Boundaries Commission to establish before the next municipal election either six wards or eight wards depending on the decision of council with respect to the number of councillors;
- 15) that the wards created by the Electoral Boundaries Commission referred to in paragraph 14 of this Order shall be in accordance with subsection 39(3) of the *Municipal Government Act*;
- 16) that the Town of Three Rivers shall possess all the property, rights, privileges and franchises and is subject to all liabilities, contracts, disabilities and debts of each of the former Rural Municipality of Brudenell, Rural Municipality of Cardigan, Town of Georgetown, Rural Municipality of Lorne Valley, the Rural Municipality of Lower Montague, Town of Montague and Rural Municipality of Valleyfield; and
- 17) that pursuant to clause 21(2)(d) of the *Municipal Government Act*, the following provisions apply to the Town of Three Rivers:
  - a) until such time as the first elected council of the Town of Three Rivers takes office, the interim council shall not act in respect of the following matters without the Interim Chief Administrative Officer appointed in paragraph 7 of this Order first obtaining written approval from the Minister of Communities, Land and Environment:
    - the establishment and amendment of tax rates;
    - the establishment and amendment of financial estimates;
    - the establishment and amendment of capital and operating budgets;
    - the sale and purchase of capital assets;
    - the approval and amendment of contracts;
    - the establishment, amendment and repeal of bylaws under the *Municipal Government Act* and *Planning Act*;
    - the decisions regarding applications in respect of subdivision, land use and development for which council retains approval authority under the Official Plans and bylaws referred to in clause 17(i) of this Order; and
    - the assumption of new liabilities;
  - b) ownership and maintenance of all public roads in the Town of Three Rivers shall be vested with the Minister of Transportation, Infrastructure and Energy except for:
    - i. those roads vested in the former Town of Georgetown which shall be vested in the Town of Three Rivers; and
    - ii. those roads vested in the former Town of Montague which shall be vested in the Town of Three Rivers until such time as the transfer of the roads to the Government occurs pursuant to an agreement between the former Town of Montague and the Government;



- c) the interim council and any elected councils of the Town of Three Rivers shall honour all the terms and provisions contained in a Memorandum of Settlement signed on the 8th day of August 2018 by
- i. the mayor of the former Town of Montague and ratified by its council,
  - ii. the mayor of the former Town of Georgetown and ratified by its council,
  - iii. the mayor of the former Rural Municipality of Brudenell and ratified by its council,
  - iv. the mayor of the former Rural Municipality of Cardigan and ratified by its council,
  - v. the mayor of the former Rural Municipality of Lorne Valley and ratified by its council,
  - vi. the mayor of the former Rural Municipality of Lower Montague and ratified by its council,
  - vii. and the mayor of the former Rural Municipality of Valleyfield and ratified by its council;
- d) the position of interim Chief Administrative Officer shall be discontinued only at such time that the first elected council of the Town of Three Rivers appoints a Chief Administrative Officer in a manner consistent with section 6 of the Memorandum of Settlement referred to in paragraph 17(c) of this Order;
- e) until such time as an elected council of the Town of Three Rivers adopts a remuneration bylaw pursuant to section 82 of the *Municipal Government Act*, the remuneration due shall be as follows:
- i. members of the former Rural Municipality of Brudenell, former Rural Municipality of Cardigan, former Town of Georgetown, former Rural Municipality of Lorne Valley, former Rural Municipality of Lower Montague, former Town of Montague and former Rural Municipality of Valleyfield who are not continuing on the interim council shall be entitled to compensation as established under any respective honorarium bylaws passed by those former municipalities up to and including December 6, 2018;
  - ii. members of the interim council shall be entitled to compensation at the rate as provided to the mayor of the former Town of Montague under the Town of Montague Honorarium Bylaw 2014-01;
  - iii. elected members of the council of the Town of Three Rivers shall be entitled to compensation at the rate established under the former Town of Montague Bylaw 2014-01 or any subsequent bylaw adopted in accordance with section 82 of the *Municipal Government Act*;
- f) except where otherwise stated in this Order, all bylaws continued or adopted pursuant to the *Municipal Government Act* shall remain in effect for each of the following former municipalities in which those bylaws were continued or adopted:
- i. the former Rural Municipality of Brudenell,
  - ii. the former Rural Municipality of Cardigan,
  - iii. the former Town of Georgetown,
  - iv. the former Rural Municipality of Lorne Valley,
  - v. the former Rural Municipality of Lower Montague,

- vi. the former Town of Montague, and
  - vii. the former Rural Municipality of Valleyfield;
- g) all bylaws referred to in clause 17(f) above shall remain in effect until such time as they are repealed by the interim council or an elected council of the Town of Three Rivers;
- h) the elected council of the Town of Three Rivers shall comply with the requirements for a municipal emergency management program pursuant to subsection 14(c) of the *Municipal Government Act* by September 28, 2021;
- i) the Official Plans and bylaws adopted pursuant to the Planning Act R.S.P.E.I. 1988, Cap. P-8 within the boundaries of the Town of Three Rivers shall remain in effect only within the boundaries to which they apply and the authority of the Minister of Communities, Land and Environment for land use planning and development control on lands within the boundaries of the Town of Three Rivers that are not subject to the aforesaid Official Plans and bylaws shall also continue to apply until such time as a new Official Plan and bylaws for the Town of Three Rivers are approved pursuant to the *Planning Act* by the Minister;
- j) at such time as a new Official Plan and bylaws for the Town of Three Rivers are approved pursuant to the *Planning Act* by the Minister of Communities, Land and Environment, the authority for land use planning and development control on lands that rests with the Minister shall be transferred to the Town of Three Rivers; and
- k) the elected council of the Town of Three Rivers shall satisfy the requirements for municipal planning services pursuant to subsection 14(b) of the *Municipal Government Act* by September 28, 2023.

This Order-in-Council comes into force on September 28, 2018.