

MINUTES AND REPORTS

of the

FIRST YEAR MEETINGS

of the

Thirty-Third Council

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

Date of Meeting December 10, 11 and 12, 1958.

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MUNICIPALITY OF THE COUNTY
OF HALIFAX

Date of Meeting - December 10, 11 and 12, 1958.

December Council Session - 1958.

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MEETING OF THE DECEMBER SESSION OF THE
THIRTY-THIRD COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

FIRST DAY MORNING

December 10, 1958.

Council met at 10 a.m.

Roll called,

Council opened with the repeating in unison of the Lord's Prayer.

The Municipal Clerk reported on the results of the general Municipal Elections held last October and then swore in all Councillors.

The Municipal Clerk reported one absentee, Councillor Norman Cruikshank, who was administered the Oath of Office December 3rd. The Municipal Clerk said Councillor Cruikshank still was confined to the Hospital but expected to be released within several days.

The next order of business was the election of a Warden.

Councillor Redmond asked whether it was a requirement under the Municipal Act that a Warden be elected at this session of Council. The County Solicitor said that a new Council was sworn in and a Warden and Deputy Warden must be elected at the first session immediately following a general Municipal Election.

Councillors Burris and Settle moved:-

"The nomination of Councillor F. G. H. Leverman as Warden."

Councillor Stubbs suggested that the Warden for the Thirty-third Municipal Council be a resident of the eastern side of the Municipality.

Councillors Snair and Moser moved:-

"THAT nominations cease." Motion carried.

Warden Leverman then was declared elected and Councillor Moser moved a ballot be deposited in the name of Councillor F. G. H. Leverman.

First Day Morning Continued

Warden Leverman thanked Councillors for their expression of confidence and said he would continue to try and serve their interests and the interests of the County as a whole,

Councillors Curren and Archibald moved:-

"The nomination of Councillor George Burris as Deputy Warden."

Councillors White and Stubbs moved:-

"The nomination of Councillor Ira Settle as Deputy Warden,"

Councillor Blackburn moved:-

"The nomination of Councillor Current but withdrew the motion after Councillor Curren said he was not prepared to accept the nomination."

Councillors Snair and Spears moved:-

"THAT nominations cease." Motion carried,

Councillor Burris then was declared elected Deputy Warden on a 15-10 vote.

Councillors Burris and Settle thanked Councillors for their support.

Councillors Snair and Balcome moved:-

"THAT Frank Miller be appointed reporter for this session at the usual remuneration."
Motion carried.

Solicitor Cox then explained the appointment of new Committees to Council, outlining the provisions under the Municipal Act and the County By-laws. He said the Municipal Act contemplated first meetings of a new Council to be held in February but in Halifax County the Municipality had received legislation to hold Quarterly Meetings. He said it was his opinion that the new Committees should be appointed at this session, upon recommendation of a Nominating Committee. He said Council had the power to appoint at this meeting.

First Day Morning Continued

Councillor Redmond said he believed it desirable that the old Committees be retained until the appointment of new ones at the February Session. He said the time had arrived for a study of the remuneration received by Committee Members. He said some Councillors received as high as \$2,000 from Committee Meetings. A slight increase to all Councillors, he contended, with free service on Committees, would not only result in a saving to the Municipality but would provide for better government.

He said the County could save from \$15,000 to \$20,000 a year, Councillor Redmond suggested the appointments be delayed and a study made. He suggested elimination of travelling expenses up to a distance of 25 miles and beyond that distance payment on the basis of 10 cents per mile one way. He said Halifax City Council or Dartmouth Town Council did not pay Committee Members. He said Committee payments may be satisfactory in small Municipalities but not in a growing Municipality as Halifax.

Councillor Moser said that when Councillor Redmond was a Member of Committees in past Councils he (Councillor Redmond) did not attend on several occasions.

Councillor Redmond said he attended meetings when he received notices and when possible and would attend whether he received any remuneration or not.

Councillors Hanrahan and Burris moved:-

"THAT the Committees be set up at this session of Council."

Councillor Burris said that the fact Committees were set up at this session would not prevent a study of payments to Committee Members.

First Day Morning Continued

Councillors Redmond and Stubbs moved an amendment:-

"THAT in view of the fact that it is desirable to make a study of the system of Committee pay, that the appointment of Committees be delayed until the February Session of Council and that present Committees continue to serve until February and that newly-elected Councillors serve to replace their predecessors."

Councillor Blackburn asked whether it would be in order to discuss remuneration of Committee Members at this time. He suggested the question should be discussed before members of Committees were nominated.

The Warden said two motions were on the floor and he asked the County Solicitor to rule on the validity of the amendment,

The County Solicitor said it was his opinion the amendment was out of order because it violated the rules of Committee appointments. He said Committees would have to be nominated by a Nominating Committee,

The Warden then called for a vote on the motion and it carried.

Councillor Stubbs said it was her understanding of the By-laws that Council "may" appoint Committee Members, Council decided to appoint the Nominating Committee at Friday's session.

Councillors Spears and Snair moved:-

"THAT the Nominating Committee be appointed by the Chair." Motion carried.

A letter was read by the Municipal Clerk from the Nova Scotia Home for Colored Children requesting an increase in the Municipal Grant. It was referred to the Finance Committee.

A letter was read from the Salvation Army, acknowledging a Municipal Grant.

Communications were received from Cecil Coolen, Welfare Officer District No. 10, and Lloyd Fader, Overseer for the Poor, District No. 10, asking that they be relieved of their duties.

First Day Morning Continued

Councillor Percy Baker asked whether the officers could resign. He said there was a question of one Overseer for the Poor in his District refusing to act when a family was in need.

The County Solicitor said the officers were appointed on a yearly basis and their duties expired in February of next year. He said there was a penalty clause for failure to carry out duties.

A letter was read from Ethel Frances Gammell, thanking the Council for a Municipal Scholarship award.

A letter from the Halifax County Council of Home and School Associations was read in which the organization expressed its thanks to Council for giving it the opportunity to have a representative speak before Council on Regional Libraries.

The Halifax County Vocational High School submitted estimates for its annual budget and these were referred to the Finance Committee.

Letters were read from a Welfare Worker of the Children's Hospital and the Halifax Visiting Dispensary regarding the supply of medicines and drugs to Halifax County residents through the Dispensary.

The letter from the Dispensary stated that organization would be forced to discontinue supplying medicines and drugs to Halifax County residents unless the Municipal Grant were increased. A total of 1,500 prescriptions were filled out annually for County residents, the letter stated, and the Grant amounted to \$250.

Councillor Curren said it appeared that the service could be abused by some County residents who might be in a position to pay for the medicines or drugs.

In reply to questions of Councillors Blackburn and Baker, the Warden said that any District could provide medicines and drugs for residents of that District, providing the full cost was borne

First Day Morning Continued

by the District concerned. He said there was no provision for a sharing of costs with the Provincial Government such as in the case of food and clothing.

At the suggestion of the Warden, the question of further dispensary services to the residents of the County was referred to the Welfare Committee for study and a report at the February session.

Councillors Spears and Redmond moved:-

"THAT Council adjourn until 2 p.m."
Motion carried.

FIRST DAY AFTERNOON

December 10, 1958.

Council met at 2 p.m.

Roll called.

Warden F. G. H. Leverman in the chair,

Warden Leverman read a letter from the Manager of the Royal Bank of Canada extending an invitation to Councillors and Senior Administrative Officers of the Municipality to attend a reception at the Halifax Club Thursday, December 11th, from 5 to 7 p.m.

The Municipal Clerk read the report of the Finance Committee.

Questioning proposals of the Municipality to guarantee 35 percent of a loan of \$450,000 to the Children's Hospital, Councillor Flawn asked whether the grants now paid by the Municipality would continue under the new arrangements.

The Municipal Clerk said he felt the Municipality had committed itself to an amount of \$40,000 over a five-year period and that this amount was included in the Hospital's financial standing.

Commenting on the 29% of the \$450,000 to be borne by the Province, Councillor Redmond asked whether any mention was made by County Officials in their discussions with Provincial authorities, that other municipalities, outside of the City of Halifax, the Town of Dartmouth and the County should bear a share of the guarantee.

Warden Leverman said the question had been discussed, but that the Province did not intend to break down the 29 percent as far as other municipalities were concerned. The Province felt, Warden Leverman said, that since it had contributed millions over the years to the Hospital, it was time the County took on additional responsibility.

Councillor Settle said he felt recommendation of the Finance Committee that a Utility and Collection Department on the eastern

First Day Afternoon Continued

side of the harbor at Westphal was "a step in the right direction."

Warden Leverman said it was the intention of the County to establish the building for the convenience of eastern ratepayers and that if the plan worked out, a more expanded service might be provided.

Councillor Moser said the Municipality was limited to direct taxation and that education was a responsibility of the Province.

Referring to the Pugsley Commission Report, Councillor Flawn asked whether the reduction of approximately 10 percent in the Provincial sharing of foundation program costs would apply to new school construction already approved by Council or to schools contemplated for the future.

The Municipal Clerk said that the Pugsley Commission Report had been released only recently, and that a meeting was being sought with the Department of Education. He said it appeared that the 10 percent reduction as a result of the new "cash value" assessment on the Municipality, could have an overall effect on education costs to the County. He said the 10 percent could apply to the unpaid balances of schools built since 1939, new schools, teachers' salaries and maintenance. The County, he said, in addition to losing more than \$200,000 annually with respect to the foundation program and the same percentage of capital costs, also would be without its transitional grant by 1961.

Councillor Flawn said he questioned whether the Municipality should make an agreement with any party and then find out three years later that it would lose an additional 10 percent.

Warden Leverman said he understood that when percentages to be paid under the foundation program were laid down, a reassessment of the Municipalities would be undertaken every three years to determine equitable sharing of costs in relation to assessment.

First Day Afternoon Continued

Councillor Redmond said the Commission Report could have an adverse effect on the entire educational program of the County. The Province, he said, should realize that Halifax County was in a different position than most other Municipalities and that its responsibility had increased under the new school program and subsequent extensive development.

Councillor Redmond said if the Provincial sharing of costs were reduced, the Municipality would have a long way to go in providing every child with equal educational opportunities.

"How can we proceed to build new schools without the assistance we have been receiving?" asked Councillor Curren.

"That's why we made the suggestion to hold off any further school building program or other large capital expenditures until we can confer with the Minister of Education," said Warden Leverman,

Councillor Curren said if the Municipality were to lose the 10 percent of the Province's share of education costs including its school building program, the County would have many part-time classes in another year or two as in 1955.

Councillor Burris said he understood that the Pugsley Report took into consideration exempt property which did not show up on the County's net taxable assessment. "It appears to me that through our efforts to obtain grants in lieu of taxation, we might have penalized ourselves."

The inclusion of tax exempt property certainly did not help the County's position, Warden Leverman said.

Councillor Daye said he had been under the impression that the Province was trying to ease education costs to the Municipality. Now it looks as if they are trying to drown us in taxes," he said.

Councillor Evans said the Municipality was faced with a heavy tax burden now and also had to meet increased educational expenditures.

First Day Afternoon Continued

Warden Leverman said the Municipality had lived up to the challenge presented in the Pottier Report "but it appears we are going to pay for it now."

Councillors Snair and Turner moved:-

"THAT the report of the Finance Committee be adopted," Motion carried,

Councillors Turner and Evans moved:-

"BE IT RESOLVED THAT the Municipality borrow from the Eastern Trust Company the sum of \$1,000,000 until March 30, 1959, at the rate of 4 percent per annum interest;

AND BE IT FURTHER RESOLVED THAT the Warden and the Clerk be and the same are hereby authorized to execute all documents and papers necessary to give effect to this resolution." Motion carried,

Councillors Spears and Balcome moved:-

"RESOLVED THAT the Municipality guarantee to the Province of Nova Scotia an amount on behalf of the Children's Hospital in Halifax up to but not exceeding 30 percent of the total amount of \$450,000;

AND BE IT FURTHER RESOLVED THAT the Warden and Clerk be and the same are hereby authorized to execute all documents and papers necessary to give full effect to this resolution," Motion carried,

Former Councillor P. S. Ferguson addressed Councillors briefly and wished them every success in their deliberations. Mr. Ferguson retired from Council and several major Committees this year after thirty-two years of service to the Municipality,

The Clerk read the report of the Revenue Committee.

Councillor Blackburn asked whether the Revenue Committee had suggested any particular fee for contractors from outside Municipalities working in the Municipality of the County of Halifax,

Councillor Snair said the Committee was seeking authorization to investigate the licencing of outside contractors. Fees of \$10 for County contractors and \$50 for outside contractors had been mentioned he said.

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First Day Afternoon Continued

Councillors Snair and Archibald moved:-

"THAT the report of the Revenue Committee be adopted." Motion carried,

The Clerk read the report of the Parks and Public Lands Committee.

Councillor Moser called for action by the Province in acquiring land at Peggy's Cove, which the County might develop. He said he was disappointed that no mention of the Peggy's Cove land was made in the report. He said residents of the area were anxious that some action be taken, either on the Municipal or Provincial level.

Warden Leverman said he understood the land was being surveyed by the Province.

Councillor Spears questioned the advisability of the County accepting lands from subdividers or other owners when the Committee did not have funds for developing them as parks or playgrounds.

Councillor Curren said the Municipality should decide first on what type of land it could develop before accepting donations.

Councillor Redmond questioned whether land acquired by the County for parks was being developed wisely. He said the small beach at East Petpeswick could accommodate only 25 to 30 persons.

Councillor Settle said that in many cases subdividers had donated best land to the Municipality, some of it on lake frontages. He said that growing communities in new subdivisions soon would have service clubs and other organizations and they could be encouraged to assist in development once the County acquired land.

Councillors McGrath and Settle moved:-

"THAT the report of the Parks and Public Lands Committee be adopted." Motion carried.

The Clerk read the report of the Resources Committee.

First Day Afternoon Continued

Several Councillors questioned the advisability of spending \$1,000 toward fresh water reclamation in view of the possibility of Federal Government action on fresh water reclamation,

However, the \$1,000 proposed expenditure by the Municipality was only a suggestion of the Committee that it be included in next year's estimates. Solicitor Cox said inclusion of this suggestion in the general report would not bind the County to any expenditure.

Councillors Evans and Daye moved:-

"THAT the report of the Resources Committee be adopted," Motion carried.

Councillors Hanrahan and Evans moved:-

"THAT Council adjourn until 10 a.m. Thursday."
Motion carried.

SECOND DAY MORNING

December 11, 1958,

Council met at 10 a.m.,

Roll called. Warden F. G. H. Leverman in the chair,

Minutes of the First Day Morning and Afternoon were read by the Municipal Clerk.

Councillors Curren and Evans moved:-

"THAT the minutes of the First Day's Session, December 10th, be adopted as amended," Motion carried.

Warden Leverman told Councillors he had received a letter from Acadia Lines with a calendar from the firm, showing a scene of the North West Arm and Rotary taken during the visit to Halifax of Princess Margaret. The Warden said arrangements would be made for Councillors to receive a calendar.

The Clerk read the report of the Municipal School Board,

Warden Leverman asked the reasons for the increased enrolment of Grade XI students in the County from 298 in 1957 to 508 in 1958,

Mr. John MacKay, the Chief Administrative Officer of the School Board, said that the majority of the increase was accounted for in the new Halifax West Municipal High School.

Councillor Redmond asked whether school children from Grand Desert School would be transferred to West Chezzetcook,

Mr. MacKay said it was the intention of the School Board to transfer students in the higher grades to West Chezzetcook to relieve overcrowded conditions and the Grand Desert School would remain open.

In reply to questions of Councillor Settle, Mr. MacKay said the Board had not decided on acquiring additional land in the Woodlawn area at the present time but a study of the overall situation was being made. He said additional facilities at Cole Harbour would remove at least 100 pupils from the Woodlawn School. He said another school undoubtedly would be necessary for the Woodlawn area in the future years.

Second Day Morning Continued

Councillor Stubbs questioned the policy of the School Board with regard to providing additional subjects in the schools, such as domestic science, industrial arts, physical training and music.

Mr. MacKay said the School Board was not teaching music in any of its schools. Approval was needed of Council, he said, before music could be taught. Industrial arts and domestic science were taught in the Armdale School as well as Port Wallis-Westphal, he said. Industrial arts also was taught in the Musquodoboit Rural High and the Halifax West Municipal High, he said, but these were schools built by the Provincial Government and industrial arts was part of that program.

Mr. MacKay said the Board has recommended industrial arts, physical training and domestic science be included in any new High School construction.

Councillor Spears asked whether the School Board had carried out investigation in schools regarding fire hazards. He said he had been informed by a member of the Waverley Fire Department that the school there was not equipped with fire extinguishers. He said he believed the matter was brought to the attention of the Fire Marshal's office.

Mr. MacKay said the maintenance staff of the School Board was instructed last fall to investigate all fire-fighting equipment in the County schools. He said the survey would be completed within a week. He said the Board followed in all cases the recommendations of the Fire Marshal's office.

Councillor Snair asked whether it should not be the practice to provide fire extinguishers in all schools. He said there was none at Black Point School.

Mr. MacKay said any request of trustees for fire extinguishers was complied with. He said that was one reason for the investigation -

Second Day Morning Continued

to determine the number of schools in the County without adequate fire protection.

Councillor Baker asked whether instruction was given on the use of fire extinguishers,

Mr. MacKay said the two and a half gallon water type extinguishers in use in the schools were easy to operate and that instructions were given by the Fire Marshal's Department,

Councillor Redmond asked whether investigation into fire hazards included means of exit, He said at Hope Ridge school there was only one exit and pupils had to pass the furnace room,

Mr. MacKay said there were two exits in each classroom but one exit was near the furnace room,

Councillor Stubbs asked whether the Municipality was endeavouring to obtain Federal Grants available for the teaching of pupils of the Department of National Defence personnel.

The Municipal Clerk explained that if the Municipality teaches DND pupils in its own schools, a non-resident fee is charged but the Municipality had not decided as yet whether it would take over the service schools in the area, He said that no firm offer in this respect had been made as yet by DND either to the Municipality or to the Town of Dartmouth,

Councillor Flawn said that enrolment and number of classrooms showed that there were 29,6 students in each classroom, He said that if an average of 35 pupils were taught in each classroom, the schools immediately carried a surplus space for 3,800 pupils.

Mr. MacKay said that under the Education Act a classroom should be divided if enrolment reaches 40 or over. However, he said that there were other factors involved, In Woodlawn School, for instance, Grade III has 56 students and this classroom was divided making 28 to

Second Day Morning Continued

each class, but Grade VI was not divided and contained 46 pupils, In Spryfield, he said, the average enrolment was from 33 to 34 pupils per classroom.

Councillor Flawn suggested that in the school program reserve classrooms were being built up to meet the needs of anticipated increased enrolment. He said he did not believe this was generally known to the public,

Mr. MacKay said that was one of the reasons why the Board did not feel that a new school was necessary at Woodlawn at the present time.

Councillor Stubbs said she felt teachers' bonuses should be paid across the board, to maintain the present teaching force, and said bonuses in certain districts imposed an additional burden on the ratepayers of those districts,

Councillor Blackburn asked whether any consideration had been given to increasing teachers' salaries,

Warden Leverman said that an announcement would be made shortly from a government level providing for increases to certain classes of teachers.

Councillor Moser urged that the province contribute more to teacher training and that school construction should be modified. He said he could not understand the reasoning for a 12-foot corridor in a school leading to an 8-foot exit.

Councillor Stubbs asked whether a Secretary to the School Board had been appointed. She stressed the importance of the Board establishing better public relations with the ratepayers.

Mr. MacKay said a Secretary to the Board had not been appointed as yet.

Second Day Morning Continued

Councillor Snair criticized the lack of action on the part of the Board in having a domestic hot water heater installed in the Black Point School.

Mr. MacKay said there were several other new schools in the County without domestic hot water and it was the policy of the Board to consider all equally.

Councillors Balcome and Evans moved:-

"THAT the report of the Municipal School Board be received." Motion carried.

Councillors Moser and Archibald moved:-

"THAT the Council adjourn until 2 p.m." Motion carried.

SECOND DAY AFTERNOON

December 11, 1958,

Council met at 2 p.m.

Roll called. Warden F. G. H. Leverman in the chair.

Councillor Moser took exception to statements of Councillor Redmond in Thursday's Halifax Mail-Star that Committee Meetings of Council were too expensive.

Councillor Moser said he had endeavoured to serve his District faithfully and did not intend to serve on Committees without remuneration. He said he did not think Councillor Redmond would be willing to serve without pay and he did not consider \$10.00 per Committee Meeting too expensive. He said that as a member of the Welfare Committee he left his home at 8 a.m. on the day of the meeting and did not return until 7 or 8 p.m. that evening.

Councillor Redmond said he would be out of order to discuss press reports. He said the report was correct and he did not intend to discuss it further.

Warden Leverman said it was the privilege of any Councillor to comment on press reports and he did not intend to deny Councillors that privilege.

The Clerk read the report of the School Capital Program Committee.

Councillor Isenor said there were several adjustments yet to be made to the Carroll's Corner school, including repairs to a leaking skylight and levelling of school grounds.

Councillor Flawn said the contractor was not released from his contract and that he had one year to remedy any defects before the School Capital Program Committee took action.

Councillor Settle asked whether there was any assurance that the Dartmouth Area High School would be completed by 1960.

Councillor Flawn said five sites were inspected but the Committee wanted to make certain that if it selected a site outside a serviced area it would prove economical. He said there was no question of

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Second Day Afternoon Continued

adequate supply of water but there was the problem of sewage, He said that it was hoped that the Port Wallis-Westphal (Basil Avenue) School would be completed by early January and that it was expected the trunk sewer would be hooked up for this school by the end of December. He said there was every reason to believe that the Woodlawn - Penhorn School would be ready after the Christmas holidays.

Councillor Stubbs asked the locations of the five sites being considered for the new High School.

Warden Leverman said the locations should not be made public because such publication might affect the land values in the area. He said the information could be made available to Councillor Stubbs if so desired.

Councillor Baker said he felt that every effort should be made to encourage the contractor for the Shad Bay School to hire as much local help as possible. He said his District No. 10 was faced with a serious unemployment situation.

Councillor Flawn said all contractors were asked to use as much local labor as possible but in most cases they had their own working force.

Councillor Redmond said that he had never been notified of School Capital Program Committee meetings for the awarding of school contracts, for his District.

Councillor Flawn said that he had always passed on to the Municipal Office the dates of School Capital Program Meetings so that Councillors in the Districts involved could be notified. He said that on one occasion in three years he had failed to notify one Councillor of a meeting.

Councillors Flawn and Curren moved:-

"THAT the report of the School Capital Program Committee be adopted." Motion carried.

Second Day Afternoon Continued

The Clerk read the report of the Welfare Committee,

Councillor Settle said the suggestion that the new Welfare Committee give consideration to the purchase of the Stanley Morash property adjacent to the Hospital property, had merit. He said there was a possibility the Committee could enter into contract with farmers of the area to grow crops on the property for Hospital use. He said the Institution could realize a saving in this way rather than purchase supplies from wholesalers.

Councillor Snair said it always had been the idea of the Committee to either rent or lease land near the Hospital so that farming could be carried on more efficiently.

Councillor Evans said he disagreed with Councillor Moser that the Institution could purchase vegetables as cheaply as growing them on the farm. He said a great deal depended on the ability of the farmer, the acreage and the proximity of the farmland to the Institution,

Councillors Moser and Snair moved:-

"THAT the report of the Welfare Committee be adopted." Motion carried.

The Municipal Clerk read the report of the Garbage Disposal Committee,

In reply to Councillor Blackburn, Warden Leverman said that the incinerator being built on Department of National Defence property at the Naval Magazine, could be used by any District which desired the service. He said that the rate to any particular District would be based on tonnage of garbage disposed of but details still had to be worked out.

Councillors Settle and Spears moved:-

"THAT the report of the Garbage Disposal Committee be adopted." Motion carried.

Second Day Afternoon Continued

The Clerk read the report of the Safety Committee,

Councillors Moser and Daye moved:-

"THAT the report of the Safety Committee be adopted." Motion carried.

The Clerk read the report of the Industrial Committee.

Councillors Curren and Settle moved:-

"THAT the report of the Industrial Committee be adopted." Motion carried.

Councillors Settle and Stubbs moved:-

"THAT Arthur A. Marsh, Terminal Road, Tufts Cove P.O., be appointed Welfare Officer in District No. 14." Motion carried.

Councillor William Henley said that he understood a meeting of all Committees of Council in October on amalgamation proposals for the eastern side of the harbour was to be kept in "strict confidence." He said that information was divulged and appeared in the press in this area. He said that if any Councillor were responsible for giving the information, action should be taken to prevent the Councillor from attending any further private sessions.

Councillor Howard Daye questioned the wisdom of the new Social Assistance in certain cases in the various Districts. He said that there were instances where men were capable of working and could find jobs if they applied themselves. He said, however, that they applied, instead, to the Welfare Officer and obtained relief. He said that when relief was made available too readily, men were not too anxious to obtain work.

Councillor Redmond said he agreed with the remarks of Councillor Daye.

Councillor Baker said that in his District fishing was the main industry and jobs were not readily available in the winter time. He said he knew of cases of dire hardships and that on several occasions

Second Day Afternoon Continued

the Welfare Officer had denied the persons relief orders. He said that this was one of the reasons why every effort should be made to provide local men with work if it were available in the area.

The Clerk read the report of the Trade Committee,

Councillors Turner and Daye moved:-

"THAT the report of the Trade Committee be adopted." Motion carried.

Councillor Moser and McGrath moved:-

"THAT Council adjourn until 10 a.m. Friday." Motion carried.

THIRD DAY MORNING

December 12, 1958.

Council met at 10 a.m.

Roll called, Warden F. G. H. Leverman in the chair,

Councillor Moser moved a vote of thanks to the Royal Bank of Canada for the reception tendered County Councillors at the Halifax Club Thursday evening.

The Municipal Clerk said that at the last session of the Municipal Council certain amendments were made to the Building Regulations and these Regulations could become part of the General Zoning By-law. He said that the Town Planning Act required that notice be given by advertising of Council's intention to rezone.

The Municipal Clerk said there were no written objections received to the planned Rezoning and he asked whether there was any person present to present their views. No persons responded at the public hearing, either to express their views, for or against, the rezoning.

The Municipal Clerk read the minutes of the Second Day Morning and Afternoon Sessions.

Councillors Flawn and Daye moved:-

"THAT the minutes of the Second Day Sessions be adopted as amended,"
Motion carried.

Warden Leverman said it was the prerogative of Council to decide whether the Municipal members of the School Board should be appointed at this session or at the February Session when the present three-year term expires.

He said that in 1955 the Municipal School Board representatives were selected first by Council and then the Standing Committees were nominated by the Nominating Committee.

Councillor Turner suggested that Council follow the 1955 procedure.

Third Day Morning Continued

Councillor Stubbs said she felt that Council should wait until the February Session to appoint its representatives to the School Board.

Councillors Archibald and Daye moved:-

"THAT the Council appoint its members to the Municipal School Board to take office at the expiration of the term of office of the present members appointed by the Municipality."
Motion carried.

Warden Leverman then explained the set up of the Municipal School Board upon the request of Councillor Hanrahan,

The Warden then called for nominations for a member of the Council to represent Halifax East on the Municipal School Board,

Councillor Snair nominated Councillor Settle, Councillor McGrath nominated Councillor Flawn and Councillor Daye nominated Councillor Redmond. Councillors Balcome and Archibald moved:-

"THAT nominations cease." Motion carried.

On the ballot, Councillor Settle received nine votes; Councillor Redmond and Flawn eight votes each and Councillor Settle was declared elected.

The Warden then called for nominations for Halifax West, Councillor Moser nominated Councillor Curren; Councillor Curren nominated Councillor Moser and Councillor McGrath nominated Councillor Hanrahan. Councillors Balcome and Isenor moved:-

"THAT nominations cease." Motion carried,

The ballot showed 15 votes for Councillor Curren; 6 for Councillor Moser and 4 for Councillor Hanrahan. Warden Leverman declared Councillor Curren elected.

The Warden called for nominations for the Musquodoboit Valley area and District No. 27.

Councillor Isenor nominated Deputy Warden Burris; Councillor Curren nominated Councillor Archibald. Councillors Spears and Daye moved:-

"THAT nominations cease." Motion carried.

Third Day Morning Continued

On the ballot, Deputy Warden Burris was declared elected on a 14-11 vote,

The Warden called for nominations for a Councillor at large to serve on the School Board.

Councillor Moser nominated Councillor Redmond; Councillor Blackburn nominated Councillor White; Councillor Turner nominated Councillor Henley; Councillor Balcome nominated Councillor Evans and Councillor Baker nominated Councillor Stubbs, Councillors Snair and Baker also were nominated but declined, Councillors Curren and Snair moved:-

"THAT nominations cease." Motion carried.

The Warden declared Councillor Redmond elected with 7 votes; Councillor Henley received 6; Councillor Evans 5; Councillor White 4 and Councillor Stubbs 3.

County Solicitor Cox said the election of a Councillor required a majority vote, that is, 14 votes, instead of a straight majority. He said that under these circumstances, Councillors Redmond and Settle could not be considered elected unless other procedure were taken.

Councillors McGrath and Turner moved:-

"THAT Council reconsider the election of members to the Municipal School Board for Halifax East and Halifax County at large - Councillors Settle and Redmond." Motion carried.

Councillors Flawn and Henley moved:-

"THAT Councillors Redmond and Settle be appointees of the Council on the Municipal School Board." Motion carried.

Warden Leverman then appointed a Nominating Committee to bring in Standing Committees. Deputy Warden Burris was named Chairman along with Councillors Curren, Moser, Settle and Daye.

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Third Day Morning Continued

Councillor Flawn asked that the Finance Committee of Council be reconstituted. He said that under the present system the Chairmen of Standing Committees were members of the Finance Committee.

County Solicitor Cox said that a change in the By-law would be necessary and this needed the approval of the Minister of Municipal Affairs.

Deputy Warden Burris said he was in favor of a change. Councillor Snair said he felt the present set up was satisfactory, in that Chairmen of all Committees were members of the Finance Committee and thus represented the Committees which had interest in the financing of the Municipality.

Councillors Spears and Burris moved:-

"THAT the matter of the selection of a Finance Committee be referred to the Law Amentments Committee for study and report at the next session of Council."
Motion carried.

Councillors Snair and Archibald moved:-

"THAT Council adjourn until 2 p.m."
Motion carried.

December 12, 1958.

THIRD DAY AFTERNOON

Roll called.

Warden F. G. H. Leverman in the chair.

The Clerk read the report of the County Planning Board.

Warden Leverman explained for the benefit of new Councillors that about a year ago recommendations were made by the Armdale Ratepayers Association that the Armdale area be re-zoned.

As a result, Council adopted recommendations of the Association, he said, and certain private lands were re-zoned as park areas.

The Warden said Council took this action without prior consultation with the owners affected. "My personal opinion is that I don't think we have the right to go on anyone's land and say we are zoning land for park purposes which can only be used for park purposes," Warden Leverman said,

He said there were instances mentioned in the report of County Planning referring to page 4, where two property owners strongly objected to the taking over of their property for park areas. "This particular way of doing things, to my mind, is not 100 percent correct," the Warden said.

Solicitor Cox said he thought there was a distinction between what Council could do and what it should do in its discretion. It is commonly accepted that a Zoning By-law is not rigid and it is perfectly within the power of Council to amend the Armdale Zoning By-law, the Solicitor advised. He said the Municipality had the power to do what it did under the provisions of the Town Planning Act.

Warden Leverman asked if Council adopted the report would it give notice of intention to re-zone the Armdale area.

The Solicitor said that was correct and a public hearing would be held at the February Session.

Third Day Afternoon Continued

The Warden also referred to page 3 of the report which contained a recommendation to re-zone property at 27 Winchester Avenue from residential to commercial.

Mr. Brooks, owner of the property, who intends to operate a bakery on the premises, told Council that the Nova Scotia Department of Health would approve of the bakery provided it met with sanitary requirements.

Councillor McGrath, referring to another section of the report, said there was occasions when original stakes for a building lot were removed and then misplaced, thus resulting in difficulties as to building lines when construction got underway.

The County Planning Engineer then explained to Councillor Stubbs the procedure under which the Department of Highways would take over secondary roads in the County.

Councillor Flawn asked whether any action had been taken on Russell Street in Woodside. The Engineer said it was not known who actually owned the road and until that was learned, no action could be taken on improvement.

Councillor Hanrahan enquired about Melville Avenue and its classification. He asked whether the road would be widened.

The Engineer said he did not know the classification of the road but he would investigate the situation.

Councillors McGrath and Snair moved:-

"THAT the report of the County Planning Board be adopted." Motion carried.

Councillors Archibald and Redmond moved a resolution:-

"THAT the following By-law to amend Chapter 23 of the Revised By-laws, 1957, the Building and Zoning By-law, be and the same is hereby passed." Motion carried.

Third Day Afternoon Continued

CHAPTER I

A BY-LAW TO AMEND CHAPTER 23 OF THE
REVISED BY-LAWS, 1957, THE BUILDING AND ZONING BY-LAW

1. Chapter 23 of the Revised By-laws, 1957, The Building and Zoning By-law, is amended by adding thereto immediately after Section 12 the following section:

12A. The inspector may cancel a permit issued by him when it appears to him that the person to whom he has issued a permit has violated a provision of this By-law.

2. Chapter 23 is further amended by adding thereto immediately after Subsection (2) of Section 13 the following subsection:

(2)A. The inspector may refuse to issue a permit under this By-law when

(a) the proposed building, alteration or repair is to be on a lot in a subdivision which was made subsequent to the establishment of the Town Planning Board of the Municipality of the County of Halifax and which has not been approved by the said Board, or

(b) a permit to build has not been obtained from the Department of Highways of the Province of Nova Scotia.

3. Subsection (1) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(1) Subject to Subsection (3) of this Section every building shall be at least twelve feet from any other building and at least eight feet from the rear and both side lines of the lot whereon it is situated and at least thirty feet from any street, road or highway boundary in front of such building. This section shall apply to non-commercial garages, except that, where unattached, non-commercial garages may be located not less than four feet from the rear and both side lines of the lot whereon they are situated.

4. Subsection (2) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(2) Where a building is situated on a corner lot it shall be at least thirty feet from the principal street, road or highway boundary abutting such lot, but may be a reasonable distance less than thirty feet from any other street, road or highway boundary abutting such lot. The County Planning Board may, upon application by the owner of any lot or his agent, determine what is the principal street, road or highway and what is a reasonable distance less than thirty feet.

Third Day Afternoon Continued

5. Subsection (3) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(3) When the appropriate walls of an industrial or commercial building are fireproof to conform with the provisions of the National Building Code the industrial or commercial building shall be exempt from the provisions in Subsection (1) of this Section with respect to rear and side buildings lines and the distance of a building from any other building.

6. Subsection (4) of Section 15 of Chapter 23 is amended by deleting the words "sixty-three feet from the centre line of any public highway" in the second and third lines thereof and substituting therefor the words "thirty feet from any street, road or highway boundary in front of such buildings."

7. Chapter 23 is further amended by adding thereto immediately after Subsection (2) of Section 22 the following subsection:

(2)A. An appeal shall lie to the Municipal Building Board by a person aggrieved by cancellation of a permit made by the inspector under the provisions of Section 12A of this By-law and the Municipal Building Board may uphold the cancellation or direct the inspector to reinstate the permit.

Councillors Balcome and Hanrahan moved:-

"THAT the Municipality give notice of its intention to re-zone the following properties:-

- (1) Lot #90, Melville Cove Park from residential to commercial;
- (2) Park areas shown on Armdale Zoning Plan to residential;
- (3) Havill Property to R2;
- (4) Ryan Property to R2;
- (5) Armdale Yacht Club be deleted from Armdale Zoning Plan;
- (6) Fenerty and Rackham properties to R1."

Councillor Spears said he understood Mr. Brooks had the consent of home owners on the street to start operation of his bakery.

The Solicitor said it was not his place to look into any possible "loopholes" in the County By-laws which would permit Mr. Brooks to operate at the present time. He said a public hearing would have to be held in February before any change in the Zoning Regulations could be made.

Third Day Afternoon Continued

Councillors McGrath and Snair moved:-

"THAT Boxing Day, 1958, be declared a Municipal Holiday and that the Municipal Offices be closed on that day." Motion carried.

The Clerk read the special report of the Revenue Committee.

Councillors Spears and Redmond moved:-

"THAT the special report of the Revenue Committee be adopted." Motion carried.

Councillors Settle and Archibald moved:-

"THAT Lawrence W. Hatton, 364 Portland Street, Dartmouth, be appointed a County Constable in District No. 14." Motion carried.

Councillors Snair and Balcome moved:-

"THAT Councillor Cruikshank receive his usual remuneration for this session of Council, because he was unfortunately prevented attending because of illness." Motion carried.

Solicitor Cox read resolutions of expropriation necessary for easement rights in the Armdale Gravity Section, south of Chocolate Lake and the Red Bridge Pond District to Basil Avenue on the Dartmouth side of the Harbour. He also read an expropriation re Rockingstone Road.

Councillors McGrath and Evans moved:-

"THAT the resolutions be passed." Motion carried.

"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every

Third Day Afternoon Continued

such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 62.0' more or less from the northeast corner of the said lot, as measured along the said north boundary;

THENCE southerly along a line which forms an angle measured in a clockwise direction between the said northeast boundary and the said line of 88° 46', a distance of 49.0' more or less;

THENCE southeasterly a distance of 24.0' more or less to a point on the south boundary of the said lot, said point being westerly 41.8' more or less from the southeast corner of the said lot, as measured along the said south boundary;

THENCE westerly along the south boundary, a distance of 33.2' more or less;

THENCE northwesterly along a line parallel to the second or 24.0 course, a distance of 7.2';

THENCE northerly along a line parallel to the first course, a distance of 59.2' more or less to the northern boundary of said lot;

THENCE easterly 20 feet along the said northern boundary to the point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

Third Day Afternoon Continued

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 41.8' more or less from the northeast corner of the said lot, as measured along the said north boundary;

THENCE easterly a distance of 52.3' more or less to a point on the east boundary, said point being distant southerly 31.6' more or less from the northeast corner of the said lot, as measured along the said east boundary;

THENCE southerly along the east boundary, a distance of 25.0' more or less;

THENCE westerly a distance of 93.9' more or less to the northwest corner of the said lot;

THENCE easterly along the north boundary, a distance of 33.2' more or less to point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11G made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

Third Day Afternoon Continued

BEGINNING at a point on the southwest boundary of the property of Prescott A. G. Symonds, said point being 127.9' more or less southeast of the southwest corner of the said property and also 473.9' more or less from the east street line of the road between Dartmouth and Waverley, both the 127.9' and the 473.9' being measured along the southwest boundary and prolongation thereof of the said property;

THENCE N10° 57' W, a distance of 66.6' more or less to a point on the northeast boundary of the said property, said point being 80.8' more or less southeasterly from the northerly corner of the said property, and also being 426.8' more or less from the east street line of the road between Dartmouth and Waverley, both the 80.8' and 426.8' being measured along the said northeast boundary and prolongation thereof;

THENCE southeasterly along the said northeast boundary, a distance of 40.0' more or less;

THENCE S 10° 57' E, a distance of 66.6' more or less to a point on the southwest boundary;

THENCE northwesterly along the southwest boundary, a distance of 40.0' more or less to the place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 073-11D, made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D., 1958, and more particularly described as follows:-

BEGINNING at a point on the southwest boundary of property of D. L. Creelman, said point being 47.2' more or less southeasterly

Third Day Afternoon Continued

of the southwest corner of the said property, the 47.2' being measured along the southwest boundary of said property;

THENCE N 80.40' W, a distance of 65.3' more or less to a point on the northwest boundary of said property;

THENCE northeasterly along the northwest boundary of said property 41.5' more or less to a point;

THENCE S 80 4' E, a distance of 120.04' more or less to a point on the southwest boundary of said property;

THENCE westerly along the southwest boundary of said property 39.8' more or less to the place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11A made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point, said point being the southwest corner of the property of C. A. Morris on the east street line of the road between Dartmouth and Waverley:-

THENCE northerly along the east street line of the road between Dartmouth and Waverley, a distance of 20';

THENCE southeasterly along a line parallel to the southwest boundary of the said property, a distance of 225' more or less;

THENCE southerly, a distance of 26.4' more or less to a point on the southwest boundary of the said property; said point being 242.5' more or less southeasterly of the southwest corner of the said property, the 242.5' more or less being measured along the said southwest boundary;

Third Day Afternoon Continued

THENCE northwesterly along the southwest boundary, a distance of 242.5' more or less to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11J made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southeast boundary of property of Vera Sibley, which point is 9.0' more or less southwest of the southeast corner of the said lot, and also 39.0' more or less southwest from the southwest street line of Chrysler Avenue both the 9.0' and the 39.0' being measured along the southeast boundary and the prolongation thereof of the said property:-

THENCE southwesterly along the said southeast boundary, a distance of 31.2' more or less;

THENCE N11°W, a distance of 48.3' more or less to a point on the northeast boundary of the said property, said point being 56.5' more or less northwesterly of the southeast corner of the said property measured along the said northeast boundary;

THENCE southeast along the said northeast boundary for a distance of 41.0' more or less;

THENCE S11°E for a distance of 13.6' more or less to the place of beginning."

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Third Day Afternoon Continued

"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11F made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D., 1958, and more particularly described as follows:-

BEGINNING at a point on the southwest boundary of the property of Augustus Higgins and being 426.8° more or less southeast of the east street line of the road between Dartmouth and Waverley, the 426.8° being measured along the southwest boundary of the said property;

THENCE N 9° 22° W, a distance of 53.3° more or less to a point on the northeast boundary of the said property, said point being 388.4° more or less southeasterly from the east street line of a road between Dartmouth and Waverley, the 388.4° being measured along the said northeast boundary;

THENCE southeasterly along the said northeast boundary, a distance of 40.0° more or less;

THENCE S9° 22° E, a distance of 53.3° more or less to a point on the southwest boundary;

THENCE northwesterly along the southwest boundary, a distance of 40.0° more or less to the place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and

Third Day Afternoon Continued

pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER the the lands to be affected by these rights are:

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11E made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southwest boundary of the said property of E. M. Perrot and being 388.4' more or less southeast of the east street line of the road between Dartmouth and Waverley, the 388.4' being measured along the southwest boundary of the said property;

THENCE N9° 22' W, a distance of 56.0' more or less to a point on the northeast boundary of the said property, said point being 348.0' more or less from the east street line of a road between Dartmouth and Waverley, the 348.0' being measured along the said northeast boundary;

THENCE southeasterly along the said northeast boundary, a distance of 39.8' more or less;

THENCE S9° 22'E, a distance of 56.3' more or less to a point on the southwest boundary;

THENCE northwesterly along the southwest boundary, a distance of 40.0' more or less to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

Third Day Afternoon Continued

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11H made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the northeast boundary of the said lot of Lloyd Newcombe, said point being 474° more or less southeast of the east street line of the highway between Dartmouth and Waverley, being measured along the said northeast boundary;

THENCE 40° more or less southeast along the said northeast boundary;

THENCE S $10^{\circ} 57' E$, a distance of $87.4'$ more or less to a point on the southwest boundary of the said property;

THENCE 41.0° more or less northwest along the said southwest boundary;

THENCE N $10^{\circ} 57' W$, a distance of $86.5'$ more or less to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in Plan No. 0731-11T made by E. R. Whitby, P.L.S., and dated the 28th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southern boundary of Lands of Prescott A. G. Symonds, said point being easterly along said southern boundary, a distance of 465.4 feet more or less from the eastern limit of Braemar Drive;

Third Day Afternoon Continued

THENCE S59° 35'E along said southern boundary of Prescott A. G. Symonds, a distance of 40 feet;

THENCE S10° 57'E, a distance of 26.6 feet;

THENCE N59° 35'W, a distance of 40.0 feet;

THENCE N10° 57'W, a distance of 26.6 feet to the point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11B made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southwest boundary of property of Donald C. Smith, said point being 250.8' more or less southeast of the southwest corner of the said property, the 250.8' being measured along the said southwest boundary:-

THENCE N8° 40'W, a distance of 65.9' more or less to a point on the northeast boundary, said point being 203' more or less southeasterly from the northwest corner of the said property, the 203' being measured along the said northwest boundary;

THENCE 39.5' more or less southeasterly along the northeast boundary of the said property;

THENCE S8° 40'E, a distance of 65.9' more or less to a point on the southwest boundary;

THENCE 39.5' more or less northwesterly along the southeast boundary to place of beginning."

Third Day Afternoon Continued

"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11I made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southwest boundary of the lands of Donald J. Price, said point being 15.5' more or less northwesterly from the southeast corner of the said property, measured along the southwest boundary:-

THENCE northwesterly along the said southwest boundary, a distance of 41.0' more or less;

THENCE N10° 57'W, a distance of 68.3' more or less to a point on the northeast boundary of the said property, said point being 132.9' more or less northeast of the northwest corner of the said property, the 132.9' being measured along the said northeast boundary;

THENCE southeasterly, a distance of 41.0' more or less along the northwest boundary of the said property;

THENCE S10° 57'E, a distance of 68.3' more or less to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes

Third Day Afternoon Continued

for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 64.8' more or less from the north-east corner of the said lot, as measured along the said north boundary;

THENCE southerly, a distance of 64.0' more or less to a point on the south boundary, said point being distant westerly 63.4' more or less from the southeast corner of the said lot as measured along the said south boundary;

THENCE westerly along the south boundary, a distance of 20.0' more or less;

THENCE northerly along a line parallel to the first course, a distance of 64.0' more or less to a point on the north boundary;

THENCE easterly along the north boundary, a distance of 20.0' more or less to point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

Third Day Afternoon Continued

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue in plan No. 0731-11C made by E. R. Whitby, P.L.S., and dated the 18th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the southern boundary of the land of S. J. Creelman, said point being 298.6 feet more or less easterly from Braemar Drive;

THENCE North $8^{\circ} 40' W$, 68.6 feet to the northern boundary of said lot;

THENCE South $58^{\circ} E$ 39.5 feet along the northern boundary of said lot;

THENCE South $8^{\circ} 40' E$ 14.8 feet to the western boundary of D. L. Creelman;

THENCE Southerly along boundary of D. L. Creelman 38.9 feet to the southern boundary of lands of S. J. Creelman;

THENCE North $58^{\circ} W$ 2.4 feet to the point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 63.4° more or less from the northeast corner of the said lot, as measured along the said north boundary;

Third Day Afternoon Continued

THENCE southerly, a distance of 64.0' more or less to a point on the south boundary, said point being distant westerly 62.0' more or less from the southeast corner of the said lot, as measured along the said south boundary;

THENCE westerly along the south boundary, a distance of 20.0' more or less;

THENCE northerly along a line parallel to the first course, a distance of 64.0' more or less to a point on the north boundary;

THENCE easterly along the north boundary, a distance of 20.0' more or less to point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents. and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the northern boundary of the said lot, said point being distant westerly 46.0' more or less from the northeast corner of the said lot, as measured along the said northern boundary;

THENCE southerly, a distance of 78.0' more or less to a point on the south boundary, said point being distant westerly 67.6' more or less from the southeast corner of the said lot, as measured along the said southern boundary;

THENCE westerly along the south boundary, a distance of 20.8' more or less;

THENCE northerly along a line parallel to the first course, a distance of 78.0' more or less to a point on the north boundary;

THENCE easterly along the north boundary of the said property to place of beginning."

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Third Day Afternoon Continued

"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax, and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point being the northwest corner of the said lot;

THENCE easterly along the north boundary for a distance of 20.0' more or less;

THENCE southerly along a line parallel to the west boundary of the said lot, a distance of 67.2' more or less;

THENCE southwesterly, a distance of 31.2' more or less to a point on the west boundary;

THENCE northerly along the said west boundary, a distance of 91.2' more or less to point of beginning."

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*WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose

Third Day Afternoon Continued

the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 68.0' more or less from the northeast corner of the said lot, as measured along the said north boundary;

THENCE southerly a distance of 75.0' more or less to a point on the south boundary, said point being distant westerly 66.4' more or less from the southeast corner of the said lot, as measured along the said south boundary;

THENCE westerly along the south boundary, a distance of 20.0' more or less;

THENCE northerly along a line parallel to the first course, a distance of 75.0' more or less to a point on the north boundary;

THENCE easterly along the north boundary of the said lot 20.0' to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R.

Third Day Afternoon Continued

Whitby, P.L.S., and dated the 19th day of November A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the east boundary of the said lot, said point being 60.0' more or less, southerly from the northeast corner of the said lot as measured along the east boundary;

THENCE southerly along the said east boundary, a distance of 31.2' more or less;

THENCE southwesterly, a distance of 76.5' more or less to a point on the south boundary, said point being distance 26.0' more or less east of the southwest corner, as measured along the south boundary;

THENCE westerly along the said south boundary, a distance of 26.0' more or less to the southwest corner of the said lot;

THENCE northeasterly, a distance of 117.1' more or less to point of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing sewer and water mains through portions of Westphal in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:-

ALL that certain lot, piece or parcel of land situate, lying and being at Westphal, in the County of Halifax and Province of Nova Scotia, and being outlined in blue on a plan made by E. R. Whitby, P.L.S., and dated the 19th day of November, A.D. 1958, and more particularly described as follows:-

BEGINNING at a point on the north boundary of the said lot, said point being distant westerly 66.4' more or less from the northeast corner of the said lot, as measured along the said north boundary;

THENCE southerly, a distance of 75.0' more or less, to a point on the south boundary, said point being distant westerly 64.8' more or less from the southeast corner of the said lot, as measured along the said south boundary;

Third Day Afternoon Continued

THENCE westerly along the south boundary, a distance of 20.0' more or less;

THENCE northerly along a line parallel to the first course, a distance of 75.0' more or less to a point on the north boundary;

THENCE easterly along the north boundary of the said lot 20.0' to place of beginning."

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"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing a trunk sewer through portions of Westphal and Port Wallis in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands, and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

The lands to be affected by this right are:-

ALL that certain lot, piece or parcel of land situate, lying and being on the northern side of the main highway at Graham's Corner, Halifax County, Nova Scotia, and being a right-of-way fifteen feet in width, the boundaries of which are parallel to the centre line of the trunk sewer shown on plan entitled "Plot Plan of Sewer Right-of-Way M.H. 18A-M.H.20" prepared by Engineering Service Company, dated October 21, 1958, and certified by K. R. Mitchell, P.L.S., said lot being a portion of lands of J. G. Graham and more particularly described as follows:-

BEGINNING at a point of intersection of the west and north boundaries of the trunk sewer right-of-way near M.H.19;

THENCE N41° 32°E parallel to the centre line of the M.H. 18A-M.H. 19 portion of the sewer, and the prolongation thereof; twenty (20) feet to the shore of Lake Mic Mac;

THENCE S48° 28°E, a distance of fifteen (15) feet to the prolongation of the centre line of the M.H. 18A-M.H. 19 section of the sewer;

THENCE S41° 32°W along the aforesaid centre line of the trunk sewer, a distance of fifteen (15) feet or to the north boundary of the trunk sewer right-of-way near M.H. 19 on the M.H. 19-M.H. 20 section of the sewer;

THENCE N71°-05°W, along the said north boundary of the trunk sewer right-of-way sixteen (16) feet or to the point of beginning, containing an area of 262.5 square feet more or less, all bearings being magnetic in the year 1957."

Third Day Afternoon Continued

"WHEREAS the Council is of the opinion that the hereinafter described rights in the hereinafter described land are required for the purpose of constructing a sewer through portions of Westphal and Port Wallis in the County of Halifax;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for wires of all kinds, in, under and upon the said lands, and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the Municipality of the County of Halifax shall have access to the said lands at all times, by its servants, employees, workmen and agents, and that the compensation for the said rights to land be \$1.00;

ALL that certain lot, piece or parcel of land situate on the southern side line of the main highway at Graham's Corner in the County of Halifax and shown outlined in red and marked "Road Reserved" on the plan prepared by W. S. Crooker, P.L.S., dated June 17, 1957, a copy of which plan is attached hereto and being more particularly described as follows:-

COMMENCING on the south side of Main Street, also known as route #7 Westphal in Halifax County at the intersection of the Highway Reserve and the western line of a property belonging to Michael Driscoll, formerly belonging to one L. Morash and shown as lot #8 on a plan prepared by W. S. Crooker, P.L.S., and dated June 17, 1957;

THENCE south $14^{\circ} 32'$ east following the western boundary of lot #8 belonging to Michael Driscoll, a distance of 204 feet more or less to a point being the north west corner of a lot belonging to Donald J. McDonald;

THENCE south $14^{\circ} 32'$ east a prolongation of the above mentioned line along the western boundary of Donald J. McDonald, a distance of 144.6 feet more or less to a point being the south west corner of the Donald J. McDonald lot;

THENCE south $75^{\circ} 28'$ west, a distance of 40 feet to a point being at right angles to the aforesaid mentioned line;

THENCE north $14^{\circ} 32'$ west along the road reserve, a distance of 67 feet more or less or until it meets the south east corner of one Cyril Beazley;

THENCE north $14^{\circ} 32'$ west along the eastern boundary of Cyril Beazley's property until it intersects the south reserve of main street, also known as Route #7;

THENCE in an easterly direction following the highway reserve, a distance of 40 feet more or less to the point of beginning."

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Third Day Afternoon Continued

"WHEREAS the Council is of the opinion that the hereinafter described lands are required for the purpose of laying out, opening, constructing, repairing, improving and maintaining a street, curbs, sidewalks, gutters, bridges, culverts and retaining walls on Rockingstone Road, so-called, in Spryfield, in the County of Halifax and Province of Nova Scotia;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the hereinafter described lands for the purpose of laying out, opening, constructing, repairing, improving and maintaining a street, curbs, sidewalks, gutters, bridges, culverts and retaining walls on Rockingstone Road, so-called, and that the compensation for the said lands be \$1.00;

ALL that certain lot, piece or parcel of land situate, lying and being at Spryfield, in the County of Halifax and Province of Nova Scotia, and being shown on a portion of Rockingstone Road on a plan of Rockingstone Road Right-of-Way prepared by Robert E. Gough, P.L.S., dated December 11, 1958, and more particularly described as follows:-

COMMENCING at an iron pipe at the intersection of the southern reserve of Dekker Street and the eastern reserve of Rockingstone Road;

THENCE south $26^{\circ} 30'$ east along the eastern reserve of the said Rockingstone Road, 214.3 feet to a stake, said stake being the point of beginning;

THENCE continuing south $26^{\circ} 31'$ east, a prolongation of the eastern reserve of the Rockingstone Road, 162.4 feet to an iron pin;

THENCE south $28^{\circ} 13'$ east, a distance of 569.1 feet to an iron pin;

THENCE south $14^{\circ} 06'$ west, a distance of 334.0 feet to an iron pin;

THENCE north $75^{\circ} 54'$ west, or at right angles to the aforesaid line, a distance of 66 feet to an iron pipe;

THENCE north $14^{\circ} 06'$ east, a distance of 308.5 feet to a point which is in Kidston's Lake;

THENCE north $28^{\circ} 13'$ west, a distance of 543.6 feet to an iron pin;

THENCE north $26^{\circ} 30'$ west, a distance of 162.4 feet to a point being on the northern boundary of John Kidston's land;

THENCE north $63^{\circ} 30'$ east along the northern boundary of John Kidston, a distance of 66 feet to the place of beginning;

ALL bearings are copied to the Magnetic Meridian and observed on December 11, 1958."

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Third Day Afternoon Continued

The Clerk read the report of the Public Services Committee.

Councillors Settle and Curren moved:-

"THAT the report of the Public Services Committee be adopted." Motion carried.

Deputy Warden Burris and Councillor Curren moved:-

"THAT the report of the Nominating Committee be adopted as amended."

Councillors Stubbs and McGrath moved an amendment:-

"THAT Councillor Stubbs replace Councillor Blackburn on the Welfare Committee and Councillor Blackburn replace Councillor Stubbs on the Public Services Committee."

The amendment was defeated and the motion carried.

The Clerk read the minutes of the third day morning. Mr.

Miller read the minutes of the third day afternoon.

Councillors Snair and Turner moved:-

"THAT the minutes of the third day's session, December 12th, be adopted as amended." Motion carried.

Councillors Spears and Snair moved:-

"THAT Council adjourn." Motion carried.

Third Day Afternoon Continued

The Clerk read the report of the Public Services Committee.

Councillors Settle and Curren moved:-

"THAT the report of the Public Services Committee be adopted." Motion carried.

Deputy Warden Burris and Councillor Curren moved:-

"THAT the report of the Nominating Committee be adopted as amended."

Councillors Stubbs and McGrath moved an amendment:-

"THAT Councillor Stubbs replace Councillor Blackburn on the Welfare Committee and Councillor Blackburn replace Councillor Stubbs on the Public Services Committee."

The amendment was defeated and the motion carried.

The Clerk read the minutes of the third day morning. Mr.

Miller read the minutes of the third day afternoon.

Councillors Snair and Turner moved:-

"THAT the minutes of the third day's session, December 12th, be adopted as amended." Motion carried.

Councillors Spears and Snair moved:-

"THAT Council adjourn." Motion carried.

December Council Session - 1958

REPORT OF THE FINANCE COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

You will all recall having read in the Daily Press of the financial condition which is facing the Children's Hospital in Halifax. This situation is due largely to the fact that there is a discrepancy in the rate of maintenance for indigent patients, which is fixed by statute at \$9.00 a day and the actual operating costs of the Hospital is almost \$17.00 per patient per day.

There have been repeated meetings between members of the Board of Governors of the Hospital, the Minister of Health, Mayors of the City of Halifax and the Town of Dartmouth, and the Warden of the Municipality and others, over a period of nearly a year and a half. Investigating all possibilities of enabling the Children's Hospital to keep its doors open until the new Hospital Plan comes into effect on January 1, 1959 - in fact last year the Minister of Health almost changed the legislation with respect to the Children's Hospital, so that the actual daily rates of maintenance would be paid rather than the present statutory \$9.00 per day.

It is sufficient perhaps to say that all other schemes that have been considered have involved the expenditure of a considerable sum of money on the part of the City, the Town and the Municipality in order to help the Hospital meet its obligations.

Attached to this report is a copy of a letter from the Minister of Public Health of the Province of Nova Scotia, the Hon. Mr. R. A. Donahoe. This letter sets out the financial position of the Hospital at the present time and explains very clearly the present proposal with respect to assistance to the Children's Hospital and you will see from it that what is now proposed is that the Province

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Finance Committee Report Continued

of Nova Scotia will guarantee payment to an amount of \$450,000 to the Bank, provided the City of Halifax, the Municipality of the County of Halifax and the Town of Dartmouth each guarantee their respective share, based on the percentage of actual Hospital days of patients from each Municipality in the last year.

What this actually means is that the Municipality of the County of Halifax is being asked to guarantee the overdrafts and deficits of the Children's Hospital in much the same manner as the Municipality was asked to guarantee the building of the Halifax-Dartmouth Bridge. It is a matter of lending our credit along with the City, the Town and the Province, until such time as the Hospital can pay the loan off after the new Hospital Scheme comes into effect on January 1st next.

You will see from Mr. Donahoe's letter that from estimates made it would appear that this loan will be paid back in ten years.

This Committee has approved the scheme in principle and now recommends to Council that the Municipality give a guarantee to the Province of Nova Scotia to an amount of 30% of the total amount guaranteed of \$450,000. The Council of the City of Halifax has already agreed to guarantee their share of 35%; the Council of the Town of Dartmouth has already guaranteed its share of 6% and the whole scheme is now merely awaiting the final decision of the County with respect to the matter.

All Councillors who sat in the last Council have been informed of this situation by letter, but approval of this report and probably a formal resolution is necessary before the County can become a party to the proposals outlined with respect to the Children's Hospital.

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Finance Committee Report ContinuedMUNICIPAL BUILDING - EASTERN SIDE OF THE HARBOUR -

Council will recall that your Finance Committee has been asked to investigate the possibility of providing some office facilities on the Dartmouth side of the Harbour for convenience of ratepayers living in areas adjacent to the Town of Dartmouth. Your Committee has studied carefully reports of the heads of Departments; have interviewed the Councillors from the areas concerned, and have gone quite carefully into the picture of tax collection, water bill payments and other phases of Municipal administration.

All water accounts can be paid through any branch of the Royal Bank in Dartmouth as it is and the Municipal Collector reports that approximately 80% of tax collections are mailed into the office rather than ratepayers proceeding to the office. It would also appear that many of the ratepayers of the County who do go to the Collector's Office to pay the tax bill in person, have other business to which they wish to attend; other questions they might wish to ask or have some questions with respect to their tax account. Just what proportion of the remaining 20% would come from the area concerned is hard to estimate and after going very carefully into all details in connection with this matter, it would appear that to set up duplicate collection offices, with duplicate tax ledger accounts, and duplicate assessment records, with extra assessment staff, would be a costly procedure and would require the hiring of additional administrative staff to carry out these responsibilities.

Our water utility, however, presents a different picture. A few years ago there were only about 200 customers but we are now approaching 2,000 water customers on the Dartmouth side of the

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Finance Committee Report Continued

Harbour. For the most part people are quite happy to make their payments as arranged at the Bank for their water accounts but when house services are to be installed, many of these are handled by the contractors themselves, rather than private individuals, and it is felt that it would be much more convenient if an office could be established on the Dartmouth side of the Harbour with separate telephone listings, so that service calls of any kind with respect to water and sewer could be more conveniently handled and so that the ratepayer concerned would not have to be delayed in getting his service call attended to, or his house service connected up or whatever the case may be. It is, therefore, recommended by your Finance Committee that the Public Services Committee be empowered to erect a small office building in Westphal on lands presently owned by the Municipality in this area, for the purpose of setting up a Utility Service and Collection Department to more adequately serve the ratepayers on the Eastern side of Halifax Harbour. The cost of a small Administration Building, such as your Committee has in mind, should be approximately \$15,000.

LOAN EASTERN TRUST COMPANY -

With new school construction underway, trunk sewers on both sides of the Harbour and some sewer and water distribution mains, our temporary borrowings, as authorized by Council, had arisen to a figure slightly in excess of One Million Dollars in October of this year. According to our temporary borrowing resolutions, monies that are temporarily borrowed are to be from the Royal Bank of Canada at a rate of 5%.

The Eastern Trust Company had some excess money that it wanted to invest until March 30, 1959, at 4% interest, and your Committee

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Finance Committee Report Continued

was successful in negotiating such a loan with the Trust Company which will save the Municipality at least \$5,000 in interest costs. However, where our temporary borrowing resolutions, as approved by Council, call for borrowing from the Bank, we would ask Council to approve a separate resolution, authorizing a temporary borrowing until March 30, 1959, from the Eastern Trust Company at a rate of 4% interest. Actually, this loan has been negotiated already but a formal resolution is still required by the Trust Company as a matter of record.

NEW ACCOUNTING MACHINE -

About a year and a half ago Council authorized the purchase of an Accounting Machine as the volume of business was increasing almost monthly in the Municipal Office and it was almost impossible to keep ledgers up-to-date by medium of hand entries and hand posting without the addition of several members to our staff. It was some-time after ordering the machine that it arrived and was put into service. First of all were the Halifax County Hospital accounts and starting with the first of January, 1958, the County ledgers were transferred over to machine accounting.

It had been hoped when this procedure had started that a single machine could cope with the situation and handle all necessary posting, payroll work, water billing, etc., but it now proves that there is just simply too much volume for one machine to handle. As a matter of fact our ledgers are now pretty well posted up to date and this only, because we were fortunate enough to be able to borrow a matching machine to our present accounting machine, which has been used by the Accounting Office for the last month and a half and in this way work has been brought pretty well up-to-date. It had

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Finance Committee Report Continued

been hoped by this Committee when machine accounting was instituted that the Finance Committee would be able to get monthly reports as to expenditure almost automatically from the Accounting Department, Your Committee feels that the addition of one more accounting machine is necessary at this time to keep up with the increased volume of work going through the Accounting Office and also to provide adequate management reports which the Finance Committee should be able to receive monthly. Normally items of this nature are dealt with at the Annual Session of Council in February but where the price of this type of machine proposed to be purchased has already been increased by 5% in the United States, it would appear that a similar price increase can be anticipated in Canada before too long. Also we are advised that if ordered now we will save the 3% Sales Tax that comes into effect on January 1st,

Your Committee, therefore, recommends that one Style F1502 Typing Sensimatic Accounting Machine be purchased from the Burroughs Adding Machine of Canada Limited at a price of \$8,588.00, and that the cost of this machine be a charge to the Surplus Account of the Municipality of the County of Halifax.

HOSPITAL ACCOUNTS -

Your Committee has reviewed the attached list of Hospital Accounts amounting to \$3,302.06. These accounts have been followed up, not only through our own office but through National Collection Service, and it has been ascertained that these accounts are virtually uncollectible, due to a variety of reasons. Your Committee recommends that Council authorize the writing off of the attached accounts to the amount of \$3,302.06,

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Finance Committee Report ContinuedPOSSIBLE CHANGE - EDUCATIONAL COSTS -

The Daily Press of Tuesday, December 9th, carried its story that would indicate that the Provincial sharing and Foundation Program costs will be reduced from 43.49% to 33%. This is a direct result of the Pugsley Royal Commission on assessments, making a new "cash value" assessment in all Municipalities throughout the Province of Nova Scotia. The provision for the setting up of such a Commission is in the Education Act, as also is the formula to be used when working out the percentages of the costs of education that are to be borne by the Municipality itself and by the Department of Education of the Province of Nova Scotia. The Warden and the Chairman of the Finance Committee have discussed this matter in a preliminary sense with the Minister of Education, who indicated that although he could make no change in the Assessment Commission's report, nor in the resulted percentages as fixed by formula, he would be glad to sit down and discuss this matter with County Officials after the report had been made public. This, of course, was impossible to arrange in the short time since the reports have been made public. However, your Committee feels that it would be in the best interests of the Municipality to carry out such meetings with the Minister of Education to see if some adjustment might not be worked out with respect to the proposed reduction in Provincial sharing of Education costs and until this fact is known your Committee recommends that any further school building programs or other large capital expenditures be deferred until such time as your Finance Committee has had an opportunity to discuss the matter with the Minister of Education and make a study as to the full effect this change will make on the financial structure of this Municipality.

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Finance Committee Report Continued

The reassessment, as you will be hearing from the Revenue Committee, is nearing completion but exact totals will not be known until final rechecks are carried out and the new assessment rolls added. We had hoped to have the figures for at least some districts at this session of Council but unfortunately the Assessment Department has not been able to give us these totals thus far.

Mr. Purcell, the Director of Assessment, has said that the new assessment should total anywhere between One Hundred and Fifty Million and One Hundred and Eighty Million Dollars. This compares with a net taxable assessment for the year 1958 of \$60,906,475.00. Now this increase in assessment does not necessarily mean an increase in taxes. What we are doing is bringing the assessment picture up-to-date. It is impossible, year by year, for the Assessment Department to completely evaluate the whole system and over a period of years there are bound to be certain discrepancies, particularly with respect to land values, creep into the assessment picture, so that it is necessary, every few years, to make a complete readjustment or reassessment in order to insure that the tax load is being distributed fairly and equitably. Now, if the Municipality only required to raise exactly the same number of dollars in the year 1959, as they did in the year 1958, then any new tax rate should be exactly in proportion to the increase in assessment. However, the natural increases in assessment will vary this figure to some degree and any changes with respect to the total amount of tax dollars that have to be raised through taxation will also vary this figure. Actually speaking, Municipal expenditures should not vary too much next year,

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Finance Committee Report Continued

but with the expanded school program, it is highly probable that 1959 will require once again additional costs for education purposes.

Your Committee at this time is not proposing to forecast what the new tax rate will be. All we can say at this time is that the new assessment does not, of itself, mean increased taxation and if more tax dollars must be raised next year over 1958, then do not forget that, that amount of money would have had to have been raised whether we were reassessing the Municipality or not. Once again, we wish to reiterate the fact that reassessment is a complete revaluation of the whole situation in order to insure that the tax load is being spread as fairly and equitably as possible.

Respectfully submitted,

(Signed by the Committee)

Adopted December 10, 1958.

LIST OF ACCOUNTS TO BE WRITTEN OFF

DISTRICT NO. 12 -

Mader, George.....	\$ 232.50	
Denty, Frank (Drugs).....	2.50	
Peters, Carl Francis.....	27.00	
Umlah, Ralph.....	792.00	
Slaunwhite, Reginald.....	<u>34.50</u>	\$ 1,088.50

DISTRICT NO. 13 -

Andrews, David.....	222.26	
Conrod, George L.....	<u>45.00</u>	267.26

DISTRICT NO. 16 -

Cross, Wilfred.....	<u>83.00</u>	83.00
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DISTRICT NO. 17 -

Redmond, Mona.....	647.15	
Romo, Louise.....	<u>241.50</u>	888.65

DISTRICT NO. 18 -

Foster, Clarence.....	<u>153.00</u>	153.00
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DISTRICT NO. 19 -

Baker, Maurice.....	<u>90.00</u>	90.00
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DISTRICT NO. 20 -

Monk, Mrs. Elizabeth.....	<u>36.00</u>	36.00
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DISTRICT NO. 23 -

Brown, Mrs. Margaret.....	<u>171.00</u>	171.00
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DISTRICT NO. 27 -

Stevens, James.....	<u>488.65</u>	488.65
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DISTRICT NO. 28 -

Powell, Linda and Deborah.....	<u>36.00</u>	<u>36.00</u>
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\$ 3,302.06

PROVINCE OF NOVA SCOTIA
MINISTER OF PUBLIC HEALTH

Halifax, November 5, 1958.

Dear Warden Leverman:

The Province of Nova Scotia has been approached by the Board of the Children's Hospital for financial assistance to enable it to continue operations and to care for accrued obligations pending the coming into force of the Hospital Insurance Plan. The financial position of the Hospital is as follows: It is obligated to the Bank of Montreal for an overdraft of \$125,000.00; it has trade obligations, as of October the 30th, of \$154,606.41; in addition, it is estimated that the deficit of the Hospital, as of December 31st, 1958, will add to the above amounts a further \$177,565.00.

There have been repeated conferences between the officials of the Hospital, the Mayors of Halifax and Dartmouth, the Warden of the County of Halifax and myself as Minister of Health. As a result of these conferences the Province of Nova Scotia has indicated its willingness to guarantee payment of the sum of \$450,000.00 to the Bank of Montreal. The Children's Hospital has agreed to allocate to the servicing of the debt thus guaranteed, seventy-five per cent of its annual revenues from its endowment income, of its share of the Municipal per capita Hospital contribution, of its revenue under the Hospital Plan from superior accommodation (private and semi-private rooms), and of any amounts paid to it from the United Appeal. It is understood that any recovery of Accounts Receivable made by the Hospital will be applied to the deficit figure mentioned above, thus reducing the amount guaranteed to the Bank.

It is estimated that the revenues from the above-named sources should pay off the Bank obligation in a period of approximately ten years, at which time the guarantors will be released. It is conceivable that private support of the Children's Hospital during the period may substantially shorten the guarantee period.

Warden F. G. H. Leverman,
P. O. Box 561,
Halifax, N. S.

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Warden F. G. H. Leverman

November 5, 1958.

The decision of the Government of Nova Scotia to make this guarantee was on condition that the City of Halifax, the Municipality of the County of Halifax and the Town of Dartmouth would, in turn, give a guarantee to the Province to be responsible for, respectively, thirty-five per cent, thirty per cent and six per cent of the total amount guaranteed. These percentages are based on the percentage of hospital days provided by the Children's Hospital to residents of the respective Municipalities.

During the past number of years both the Province of Nova Scotia and the City of Halifax have made substantial contributions to current operating costs in order to enable the Hospital to continue operations. To a lesser degree the County of Halifax has made similar contribution. With the inception of the Hospital Insurance Plan in Nova Scotia on the 1st of January next, the future current operating expenses of the Hospital will be cared for by the Hospital Insurance Plan; thus the Hospital's present problem is to continue operations until the Plan comes into effect and to make financial arrangements to care for its past obligations.

I cannot stress too strongly the urgency of the need in this case. Without some such assistance as is being proposed, the Hospital will not be able to continue operations. The Hospital will, however, as has been pointed out, have certain revenues available once the Hospital Plan comes into effect and it seems reasonable that these revenues should be earmarked for the liquidation of the present obligations.

I urge you strongly to give favourable consideration to this request and to pass the necessary resolutions of Council at the earliest possible moment. Legislation necessary to ratify this procedure can be sought at the next Session of the Legislature and I have every reason to believe that the legislation will be forthcoming.

Yours very truly,

(Sgd.) R. A. DONAHOE,

Minister of Public Health,

REPORT OF THE REVENUE COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

Your Committee has been working along closely with the Director of Assessment in connection with the reassessment of all real property in the Municipality of the County of Halifax. The Director reports that everything is progressing, as well as can be expected, with such a large undertaking as a complete reassessment of the whole County and that all members of the staff are working overtime to complete the assessment rolls before the end of the year. In all, eighteen districts have been just about completed, and the other five are well underway.

Once again it would appear that almost 2,000 additional assessments will be added to the rolls of the Municipality for this year. As the County grows, and the number of assessments grow each year, it means that field work of each man in the Assessment Department is constantly increasing, so that now we have reached a level whereby each member of the Department has more assessments to look after in the field than he should properly have. The table below will show the number of assessments in the Municipality, year by year, and the average number of assessments per Assessor:-

Year	Assessment	Number of Assessments	Number of Field Assessors	Average number of Assessments per Assessor
1951	\$38,861,400	25,940	6	4,323
1952	39,891,875	27,553	6	4,592
1953	41,856,925	29,267	6	4,877
1954	44,707,150	31,181	6	5,196
1955	47,894,025	33,523	6	5,587
1956	53,025,525	35,903	7	5,129
1957	58,728,525	37,870	7	5,410
1958	60,906,475	39,714	7	5,673

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Revenue Committee Report Continued

In view of the above, your Committee recommends that the Revenue Committee be authorized to advertise for an additional Assessor in the Assessment Department of the Municipality, so that the new man can be taken on early in the new year and receive his training indoors during the early winter months. This means that he will be of real use to the Assessment Department in the field starting in March or April of 1959 as work is started on the 1960 assessment.

You will have all read in the daily press that the City of Halifax is thinking of seeking special legislation at the next session of the Legislature, whereby an employer must deduct Poll Tax at source for any person in his employ who is liable to pay a Poll Tax. The situation at the present time is that Poll Tax-payers are supposed to pay their Poll Tax where they reside, and thus, if a person resides in the Municipality, he should pay his Poll Tax to the Municipality and if the City's Poll Tax is higher, and he produces his Poll Tax Receipt from the County Collector's Office, then he only pays the difference between the County Poll Tax and the City Poll Tax. It would appear, however, that with a check-off system, such as proposed, although we have not seen the actual proposed legislation as yet, it might very well be that the entire Poll Tax will be deducted at source. In the year 1959 our Poll Tax goes up to \$15.00 and your Committee is somewhat concerned about the ultimate effect of the proposed legislation that the City is proposing on County finances. It could mean a serious loss in revenue for the Municipality. Your Committee plans to follow this matter up closely and will be reporting to Council again on this matter at the first available opportunity.

Most trades are licensed in the City of Halifax and the City derives a considerable revenue from this source. A survey of the

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Revenue Committee Report Continued

general area would indicate that most of the plumbing and electrical contractors are carrying out work in County areas, because most of the new building is being carried out in various areas of the Municipality. Certainly most of the housing is being constructed in County areas and your Committee recommends that Council authorize this Committee to make a thorough study of the effect of licensing all general contractors, electrical contractors, plumbing contractors and other trades, where the firm concerned is located in some other Municipal jurisdiction, but is carrying on business in the County of Halifax, and also the possibility of licensing the same trades in the County, but to a smaller amount, as the Committee feels that there will be a considerable revenue produced through such a source.

With respect to the possibility of the Municipality acquiring additional sources of revenue, your Committee has discussed, to some extent, the possibility of asking for legislation at the next session of the Legislature for a transfer tax on real estate. Your Committee has not gone into all angles or all the ramifications as to the possibility of establishing such a Tax, but once again your Committee recommends that Council authorize the Revenue Committee to make a thorough study of the possibility of instituting a transfer Tax on real estate, so that a complete report may be brought into Council at the earliest possible opportunity.

Respectfully submitted,
(Signed by the Committee)

Adopted December 10, 1958.

December Council Session - 1958REPORT OF THE PARKS AND PUBLIC LANDS COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

Considerable progress has been made in improving existing park lands and in acquiring others since your Committee last reported. We feel that the County is making rapid strides in providing park areas. In this regard special appreciation is due to a number of individuals, organizations and companies who have made this possible.

Improvements at the W. D. Piercey Memorial Park, which was officially opened this summer, have made this park a fine addition to the area. The organizations who are operating it deserve much credit.

Considerable work was done at Penhorn Park and Sellars Park this summer and we feel that these parks will soon compare with similar parks anywhere.

At West Petpeswick what was a hazard has been transformed into a fine beach park. Although considerable work remains to be done, it is already a credit to the County and much appreciated.

New Parks - Deeds to lands at Kidston Lake and Williams Lake have been received. These two areas, with the former containing the famous "rocking stone" will need considerable work to be made suitable for park purposes and we recommend that early consideration be given to this. We also feel that every effort should be made to try and develop these under a dollar-for-dollar sharing agreement which the Federal Government has offered to the Provincial Government.

There are possibilities of other park lands in the Commodore Park Subdivision, the Settle Subdivision, Manor Park Subdivision, Tom O'Shanter Subdivision, Thornhill Park Subdivision and the B. D. Stevens Subdivision, being turned over to the County in the

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Report of the Parks and Public Lands Committee Continued

near future and we hope that every consideration will be given to developing these lands as soon as possible,

The County owns a piece of land at Long Cove in Bedford, and we recommend that this be surveyed next Spring, and consideration given to developing it.

Martinique Beach - We have explored all possibilities of having Martinique Beach being taken over as a public beach and in this connection have had a meeting with the Minister of Lands and Forests. We regret to report no progress in this matter and since the time limit for determining whether it would be taken over for park purposes has passed, we have grave fears that it may be sold to commercial interests.

This would be a betrayal of the birthright of Nova Scotians. Not only would it be lost to our own people, but one of the finest beaches in the Province would be lost as a tourist attraction. We feel that further strong representation should be made, not only to the Minister of Lands and Forests, but also to the Minister of Trade and Industry.

Insurance - During the past summer liability insurance was taken out to protect the County in the event of accidents at the various parks in operation. We would recommend that this insurance be extended to cover other parks as they are developed.

Respectfully submitted,

(Signed by the Committee)

Adopted December 10, 1958.

December Council Session - 1958

REPORT OF THE RESOURCES COMMITTEE

To His Honor the Warden and Members of the Municipal Council,
Councillors:-

Marshland Reclamation - Since early this year your Committee has had hope that something tangible might be forthcoming in the way of a policy from the Federal Government. To date we regret that nothing has been accomplished. However, we now believe, as a result of discussions, that the Halifax Federal members will seek some action in this matter.

Provincial Government engineers have inspected the situation and it is their view that Crawford's Bridge is not responsible for the situation which causes flooding.

It has been suggested that if the County Council took the initiative in trying to reclaim some of these lands, the Federal Government might assist. We would, therefore, suggest for Council's consideration the inclusion of \$1,000 in next year's estimates to begin work on reclamation. There has been indication that the Federal Government might get into fresh water reclamation, and this might be a means toward getting action.

Veterinary Board - We have been informed by Mr. Peter Stewart, Agricultural Representative, that the new Veterinary Board in Musquodoboit Valley is functioning well and that it is the feeling that veterinary service provided is reasonably good.

The Board is endeavouring to bring a younger Veterinary Surgeon into the district in the anticipation that he would develop a worthwhile business that would enable him to concentrate on attention to larger animals.

Naval Operations - At the last session of the Council the matter of RCN ships and aircraft operating in areas close to shore and interfering with the operations of fishermen was brought up.

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Report of the Resources Committee Continued

This matter has been discussed by Naval Officials with various groups of fishermen and we believe that good relations and liaison now exists between the two groups so that both are able to operate successfully.

We have had assurance from the Navy that they are most anxious to co-operate and we believe it will. There perhaps has been some fault on both sides, and we have been given to understand that where naval ships have not complied with regulations, the matter has been properly dealt with by the responsible authorities.

Respectfully submitted,

Adopted December 10, 1958.

(Signed by the Committee)

December Council Session - 1958REPORT OF THE MUNICIPAL SCHOOL BOARD

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

The Municipal School Board wishes to present to the Municipal Council at its December Meeting the following information and certain recommendations for Capital work in the year 1959.

Enrollments

At the opening of school in September 1958, it was found that the total enrollment for the Municipality of the County of Halifax was 22,507 school children. This compared with 20,623 school children attending the schools in September 1957. The enrollment is broken down as follows, along with the comparison for the year 1957:

<u>GRADES</u>	<u>1958</u>	<u>1957</u>
Auxiliary Class	56	47
Primary	2984	2549
Grade I	2365	2408
Grade II	2512	2360
Grade III	2419	2346
Grade IV	2318	2283
Grade V	2250	2106
Grade VI	2108	1787
Grade VII	1809	1616
Grade VIII	1323	1168
Grade IX	1038	899
Grade X	732	660
Grade XI	508	298
Grade XII	<u>85</u>	<u>52</u>
	<u>22,507</u>	<u>20,623</u>

The table on enrollments indicates that there is a considerable increase in the number of children entering the Primary grades. The next noticeable increase appears in grade V and continues from there

Municipal School Board Report Continued

on into the high school grades, where there are 210 more grade XI students registered than in 1957, as well as an increase of 40% in grades XII Registration.

No. Teachers & Classification

In September 1958, there was a total of 761 teachers. This compares with a total of 698 teachers in September 1957.

Classification of the teachers is as follows: With a comparison of classifications for the year 1957.

<u>Classifications</u>	<u>1958</u>	<u>1957</u>
Professional Certificate Class I (Academic)	27	24
Professional Certificate Class II (High School)	96	93
Professional Certificate Class III	35	31
Teachers License Class I	29	26
TL2's	276	248
TL3's	184	157
TL4's	67	66
Teaching Permit Class I	12	15
TP2's (Without Degrees)	34	38
TP2's (With Degrees)	1	--
Total	761	698

In the chart on the analysis of teachers, the Board wishes to bring to your attention, the following facts:

1. There are a large number of teachers that do not have pedagogical training.
2. The small increase in the number of professional trained teachers in the three top brackets.
3. The concentration of untrained teachers is in the small rural and village communities.

Municipal School Board Report Continued

In our high school set-up we have experienced some difficulty in staffing the schools completely, so that, at the present time, three of our high schools are still not fully staffed. It would appear, therefore, that something more must be done in order to attract teachers to a situation where there is a constant growth in school population and where additional facilities have to be provided annually.

The Board would like to pay tribute to the excellent work being done by the teachers of the County. It is recognized that when you employ over 750 teachers that some will not be as efficient as others. We are pleased that a large number of our teachers are improving their standards through extra curricula study.

RECOMMENDED CAPITAL PROGRAM

BEECHVILLE

Estimated Cost
\$17,000.

It is recommended that a one-room addition be added to the present Beechville school. It would be necessary to install indoor sanitation, a disposal field, drilled well and a teachers' room in this school. At the present time, grades IV and up are going to the Lakeside school. There is an enrollment at present of 35. By making this a two-room school more of the younger children could be left at home rather than walking to Lakeside school. This too, would relieve some of the overcrowding at the Lakeside school.

EASTERN PASSAGE
(COW BAY)

Estimated Cost
\$48,000.

It is recommended that a three-room addition be added to the present Southeast Passage school. It would then be possible to teach Primary to grade V inclusive in the Southeast Passage School. It would be necessary to have a teachers' room in this new addition.

Municipal School Board Report Continued

MIDDLE SACKVILLE
Estimated Cost
\$58,000.

It is recommended that a wing consisting of four rooms be added to this school. This would then give them ten academic classrooms. There were four rooms added to this school five years ago. These rooms are now filled to capacity and Primary and grade I are on half-time. They are adding approximately 30 students a year. This school would teach from Primary to grade VIII inclusive. Provision should be made for a Principal's Office and also a library.

HERRING COVE
Estimated Cost
\$42,000.

It is recommended that two additional rooms be added to the present Herring Cove School. If this were done, it would then be possible to teach Primary to grade VIII inclusive in the Village at Herring Cove. Each teacher would have one class. It might be necessary to acquire more land in order to add these rooms to the present Herring Cove school. It is recommended that a suitable library, to seat approximately 25 be added to this school.

ROCKINGHAM
Estimated Cost
\$175,000.

It is recommended that a ten-room school be erected in the Kearney Lake, Prince's Lodge area. This school, along with the present Grosvenor Park school, would look after the requirements in that area, that is, from Primary to grade VIII inclusive. It would eliminate conveyance from Kearney Lake to the Central Rockingham school. By so doing, it would relieve the overcrowding for next year at the Central Rockingham school. The

Municipal School Board Report Continued

growth in this area is very great. During the year 1958 there were over 130 homes built in the area. It is estimated that in 1959 there will be at least 100 additional homes built. There is still 300 lots of land to be sold. At the present time the Grosvenor Park school is on half-time in the Primary grades. This school should have a crush area, a library, a teachers' room and a Principal's office. It is recommended that one of the rooms be used to teach Science in VII and VIII and be supplied with a Demonstration table.

W. CHEZZETCOOK
Estimated Cost
\$12,000.

It is recommended that two rooms in the basement of this school be finished so that they could be used as classrooms. This school would teach from Primary to grade IX inclusive. It could, therefore, relieve an overcrowding at Grand Desert and take care of the growth in the West Chezzetcook area.

STACKING CHAIRS
Estimated Cost
\$2,500.

It is recommended that 500 stacking chairs be purchased for the schools for the year 1959. Distribution of those chairs could be decided at a later date.

EAST CHEZZETCOOK
Estimated Cost
\$500.

It is recommended that additional land be purchased adjoining the East Chezzetcook school.

SPRYFIELD
Estimated Cost
\$210,000.

It is recommended that a new twelve-room school be erected in the vicinity of the Central Spryfield school. This school would teach grades VI, VII and VIII. It should be provided with a crush area, library, Principal's Office, Teachers' Room and a Demonstration table in

Municipal School Board Report Continued

one of the rooms for the teaching of Science in grades VII and VIII.

COLE HARBOUR
Estimated Cost
\$80,000.

A five-room school to teach Primary to grades VI is recommended. This school to be built on or near the present school. It is the intention that the old school be used for classrooms. It is recommended that a crush area, teachers' room, small library be provided. It is suggested that in building this school that provision be made for a further extension in the future of approximately four rooms. The building of this school will eliminate considerable conveyance from Cole Harbour. At the present time there are 90 children to be conveyed to Woodlawn. This school could also accommodate the Upper Lawrencetown children.

Total estimated
Capital needs
\$645,000.

As far as Woodlawn is concerned it would relieve their classes and it is the intention of the board that a further study be made of the whole situation in this area so that additional recommendations may be forwarded at the June Meeting of Council.

We would like to bring to your attention, at this time, that there will be further Capital recommendations in our February Report to Council.

Respectfully submitted,
MUNICIPAL SCHOOL BOARD,
W. A. BUSSELL,
Chairman of the Board.

Received December 10, 1958.

December Council Session - 1958REPORT OF THE SCHOOL CAPITAL PROGRAM COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

Herewith is the interim progress report of the School Capital Program Committee to December 5, 1958.

1. 1956 PROGRAM - BALANCE

(a) Fall River East - Awaiting final (one year) inspection.

2. 1957 PROGRAM - BALANCE

(a) Tufts Cove - Harbourview Senior School - Completed,

(b) Eastern Passage - Tallahassee School - Completed.

(c) Spryfield - Elizabeth Sutherland Memorial School - Completed.

(d) Indian Harbour - East Saint Margaret's Consolidated School - Completed.

(e) Jollimore - J. W. MacLeod School - Completed.

(f) Port Wallis-Westphal - Basil Avenue - Under construction.

(g) Woodlawn - Penhorn Park School - Under construction.

(h) Lucasville - Completed.

(i) Elderbank - Under construction,

(j) Wellington Station - Grand Lake - Under construction.

(k) Shad Bay - Contract awarded - anticipated completion date August 20, 1959.

(l) Musquodoboit Harbour - Under construction.

(m) Port Wallis-Westphal - Admiral Westphal School - Science Desks - Completed.

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School Capital Program Committee Report Continued3. NAMING OF SCHOOLS

Your Committee is still awaiting suggestions for names for the following schools:-

Port Wallis-Westphal (Basil Avenue)
Elderbank
Wellington Station - Grand Lake
Shad Bay

4. 1958 PROGRAM

- | | | |
|---|---|--|
| (a) <u>Ketch Harbour</u> | - | Completed, |
| (b) <u>Beaver Bank</u> | - | Purchase of land for new disposal field. No action taken. |
| (c) <u>Woodside (South)</u> | - | Present school site has been surveyed. Plans being prepared. |
| (d) <u>Bedford-Sackville Area High School</u> | - | Site selected. Provincial Government approval obtained. Action being taken to purchase property. |
| (e) <u>Dartmouth Area High School</u> | - | Five sites inspected. Report received from Canadian-British Engineering Consultants advising water and sewerage potential for each site. Owners to be interviewed regarding available acreage and price. |
| (f) <u>Porter's Lake</u> | - | Removal of trees and levelling, as requested by Municipal Council, at September Meeting, now completed. |

Respectfully submitted,

Adopted December 11, 1958.

(Signed by the Committee)

December Council Session - 1958REPORT OF THE WELFARE COMMITTEE

To His Honor the Warden and Members of the Municipal Council,
Councillors:-

At the September Session of Council this Committee reported on the matter of acquiring a former Military Hospital Building, plus some additional buildings at Elkins Barracks at Eastern Passage for the use of Welfare Patients and at that time it was reported that the matter was in the hands of the Department of National Defence at Ottawa and that the Committee expected that these buildings would be turned over to Crown Assets Disposal Corporation in the not too distant future. Those buildings have now been turned over and the Municipality has been asked to place a bid.

The property consists of a parcel of land, containing approximately 6.25 acres; a main building large enough to house approximately 100 patients; two smaller buildings, suitable for staff quarters, and two smaller shed-like buildings. This property is fenced with approximately 1,550 lineal feet of 7-foot chain link fence with double gate. Also included are the electrical distribution, water distribution and sewage distribution systems within the boundaries of the above mentioned parcel of land. This property has been surveyed carefully by the Committee, Dr. Malcolm, Mr. Lynch and the Planning Engineer and with the information that the Committee has before it, we would recommend to Council that the Municipality of the County of Halifax make an offer of \$9,000.00 for the property at Elkins Barracks. We attach to the original copy of this report an Army Plan No. E 5/1, which sets forth in map form the area proposed to be purchased.

There will be some additional costs with respect to changing windows in the main building to some extent and some other repairs of a more or less minor nature and War Assets Disposal Corporation has indicated that the Municipality would have to assume the cost of

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Welfare Committee Report Continued

a survey so that a proper description can be drawn up for the deed from Crown Assets Disposal Corporation to the Municipality of the County of Halifax. We do not foresee any outlay with respect to the latter, as between our Planning Department and School Capital Department they should be able to get the survey carried out at no extra cost to the Municipality.

Your Committee regrets to report that Mr. E. V. Smith, the Superintendent of our Hospital, has had a bad Coronary Attack, He was in Hospital for about six weeks and presently is on a three-month sick leave authorized by the Committee, at the end of which time further medical reports will be received. In the meantime, Dr. Malcolm is carrying on as Medical Superintendent and Mr. Tom Lynch, the Assistant Superintendent, as Chief Administrative Officer. Heart Attacks of the nature of that with which Mr. Smith was stricken, are very serious and sometimes a long period of rest is necessary following hospitalization. Mr. Smith is making a good recovery as far as is known and we trust that it will not be too long before he is completely restored to good health.

At the last Council Session we advised that the Committee had appointed a Mr. C. Mooy as Farm Manager, replacing Mr. Walter Schaad, who had resigned. Mr. Mooy has taken hold of the farm operation at the Hospital County Hospital and is doing what the Committee feels is excellent work. The Committee has gone into the matter of farm policy with Mr. Mooy to a considerable extent and it is our opinion that next year will see a greater effort made in the production of milk, eggs and pork, rather than vegetable production. Your Committee still proposes to have a fair amount of early vegetables and early potatoes grown but it appears that in the long run the development of too large a vegetable crop takes too much time and too much labour to effectively care for and therefore, it is cheaper

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Welfare Committee Report Continued

to purchase the greater bulk of vegetables consumed at the Hospital rather than try to grow more than can be successfully cared for by the small farm staff at the Hospital.

Your Committee wishes to report that the new T.B. Unit instituted earlier this year is progressing very satisfactorily. Although it started off in a small way, the male side is filled to capacity with 25 patients and we have 22 patients on the female side, making a total of 47 patients in the T.B. Unit that was organized to accommodate 50 patients.

The setting aside of the space for the T.B. Unit has perhaps made for some crowding in other sections of the Institution at the present time. However, if we are able to develop the Home for the Aged at Elkins Barracks, most of our Welfare patients would be removed from our Cole Harbour Hospital and it would then become truly a Mental Hospital. This will not only bring down our total number of patients, which presently is about 600, but will provide for the complete segregation of the different classes of patients required before the Federal Government will share in the costs of Welfare patients in Municipal Institutions and before the Department of Health is willing to share in its one-third of the cost of caring for Insane patients.

You will have all noticed in the Press that the City of Halifax is adopting a similar policy, as they have taken over from the Federal Government the old Infectious Diseases Hospital on the shore of Bedford Basin in the northend of the City and are establishing there a Home for Aged to be known as the Basin View Home. When this Institution is in complete operation, it will probably mean that some of the patients we care for at our Cole Harbour Hospital

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Welfare Committee Report Continued

from the City of Halifax will be removed to City Institutions. However, your Committee rather anticipates that the space left by the Halifax City patients at Cole Harbour will be rapidly taken up by other patients that the Department of Health of the Province of Nova Scotia is anxious to place in our Cole Harbour Institution.

Another item in connection with the farm operation that your Committee wishes to report on is the fact that the Bell Farm, which the Hospital has leased for a number of years, has been sold and your Committee has entered into a new agreement to lease approximately nine acres of cleared land, suitable for cultivation from Stanley Morash, for the sum of \$75.00 per year for a 5-year period. This property is immediately adjacent to the Hospital property at Cole Harbour and your Committee strongly recommends that the new Committee should give earnest consideration toward obtaining an option or perhaps purchasing outright this property.

Respectfully submitted,

Adopted December 11, 1958.

(Signed by the Committee)

December Council Session - 1958

REPORT OF THE GARBAGE DISPOSAL COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

Work on the new Municipal Incinerator at Bedford is progressing well, although some unforeseen circumstances combined with a considerable spell of wet weather, may put back the opening by a month.

The foundation walls of the building and the concrete footing for the stack are completed and the construction of the building proper is in progress. Most of the refractory brick is on hand, but installation of this may be delayed about three weeks in order to allow the concrete to cure. All other materials are on hand.

The original road into the Incinerator presented a dangerous condition at the highway approach and as a result your Committee has arranged for a direct access which will give a level approach over a shorter distance. This will also lessen the maintenance costs.

Your Committee has also now approved the installation of a 20-ton truck scale with an automatic recording and printing device. This means that every load will be weighed accurately and the driver of each truck provided with a slip on which the amount of his load tallied.

In this way districts and other persons using the Incinerator will be charged for the amount of garbage actually disposed of. Rates have not yet been worked out but we have every reason to believe they will be most reasonable and that an actual figure can be arrived at shortly.

We have received a request from the RCN which indicates it is desirous of becoming a customer burning nearly two tons of garbage and waste weekly, and this is being followed up.

Respectfully submitted,

(Signed by the Committee)

Adopted December 11, 1958.

December Council Session - 1958REPORT OF THE SAFETY COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

You will recall that at the June Session of Council, the following resolution was passed:-

"THAT the matter of a Magistrate's ruling with respect to whether a .22 calibre rifle is a firearm, be turned over to the Safety Committee of this Council for investigation, and after all the facts are known, the Committee report back to Council with respect to the matter."

At the September Session, the Committee reported that as the matter was still before the Courts, there could be no further report to Council at that time.

Since this report was made to Council, we wish to advise that the particular case was appealed to the County Court. The Magistrate had dismissed the charge without reason - which is his right - and when the appeal was heard by the County Court, the case was also dismissed because the Crown had not perfected its appeal.

Also at the last session of Council we reported that the Solicitors had been asked to draft a By-law with respect to safety precautions to be taken with respect to the cleaning of or repairs of Bulk Storage Tanks or Tank Cars.

No By-law has been drafted because the matter is highly complicated and highly technical in its nature. It is questionable whether the County has the legislative authority to pass such a By-law. The matter has been discussed with the Fire Marshal but further discussions will have to be held and it may well be that the regulations would still be up to the Fire Marshal under the Fire Protection Act and all the County should do is perhaps have a By-law of a very general nature and perhaps work out some method of co-operation between the County authorities and the Fire Marshal's Office. We recommend that the new Committee continue study on this matter.

Respectfully submitted,
(Signed by the Committee)

Adopted December 11, 1958.

December Council Session - 1958REPORT OF THE INDUSTRIAL COMMITTEE

To His Honor the Warden and Members of the Municipal Council,

Councillors:-

Halifax County has been described on a number of occasions recently as "the fastest growing municipality in the Maritimes." There is every indication of this,

Since the previous session of Council, a Washington, D.C., survey firm which specializes in placing shopping centres, has spent some time with County Officials discussing all the suburban areas. Since returning to his home office he has made several long distance calls to get further information.

Another survey firm is presently gathering information and even during the present session County Officials are working with this firm in gathering information,

We believe this interest augers well for the future of the County,

By now all Councillors will have received a copy of a recent issue of The Financial Post in which a large amount of space was given to this growing Municipality. Another article in a similar vein appeared in the Daily Commercial News, and still another article will shortly appear in a national business magazine.

Your Committee is taking every opportunity to bring attention to this County and its great industrial potential. We have every reason to believe that other articles dealing with the opportunities offered in the County will be appearing in other media,

At the September Session we reported that the float which your Committee entered in the Halifax and Dartmouth Natal Day parades had won prizes in both. We are now proud to report that in the parade arranged by the Provincial Government to mark the 200th Anniversary of Government by representation, our float won another trophy,

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Industrial Committee Report Continued

Your Committee is continuing to follow up a number of contacts, and there is every reason to believe that at least some of these will prove beneficial to the County.

While it is too early yet to make any announcements, there is indication that some firms may divulge plans for locating in the County in the near future,

Respectfully submitted,

Adopted December 11, 1958.

(Signed by the Committee)

December Council Session - 1958

REPORT OF THE TRADE COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

At the September Session of Council this Committee recommended and Council passed a new By-law entitled "A By-law to amend Chapter 16 of the Revised By-laws, 1957, The Trade and Licensing By-law, and Chapter 9 of the Revised By-laws, 1957, The Health and Sanitation By-law."

These By-laws dealt with the licensing of people engaged in the business of disposal of domestic sewerage and laid down regulations as to the type of containers that should be used by those engaged in this type of business.

The By-law has been approved by the Minister of Municipal Affairs in part only, because the Municipal Act does not clearly give sufficient legislative authority for the Council to pass a By-law to license Collectors of Sewage. We, therefore, recommend in this regard, that the matter be referred to the Law Amendments Committee of the Council so that legislation can be drawn up, prior to the meeting of the Legislative, so that the Legislative Authority will be enacted whereby the Municipality will have the authority to pass such a By-law.

With respect to the matter of licensing Private Fishing Pools, the Committee has gone into this matter to some considerable extent and recommends that no action be taken with respect to licensing of this nature at the present time,

Respectfully submitted,

(Signed by the Committee)

Adopted December 11, 1958.

December 12, 1958.

REPORT OF THE COUNTY PLANNING BOARD

TO HIS HONOUR THE WARDEN AND MEMBERS OF THE MUNICIPAL COUNCIL:

GENTLEMEN:

The County Planning Board, under the Chairmanship of Councillor Ira Settle, has held seven (7) regular meetings and one (1) special meeting since the last session of Council. The special meeting was held to study the implications involved in the zoning of the Halifax International Airport; representatives from other interested parties attended this special meeting and they are as follows:

Mayor Charles A. Vaughan, Halifax,

Mr. Saunders,)

Representatives from Dept. of Transport, Moncton,
Mr. Lantinga,)

Mr. Hibbert, Board of Trade, Halifax,

Warden F. G. H. Leverman, County of Halifax,

Mr. R. G. Hattie, Municipal Clerk and Treasurer,

Mr. George West, Commissioner of Works, Halifax,

Mr. D. J. Bird, Director of Community Planning,

Mr. Edmund Morris, M. P.,

Mr. Chester A. Keen, Department of Highways,

Mr. Napier, Architect,

Councillor Mary T. King-Myers, District 27,

Councillor Elect T. B. Blackburn, District 27,

Councillor Ira Settle, Chairman, Planning Board,

Councillor J. B. Davis,

Councillor Daniel J. MacNeil,

Councillor Granville Snair,

Councillor John S. Donaldson,

Councillor C. Gregory McGrath,

Mr. Rhydwen, Assistant Municipal Clerk,

Mr. Charles F. Reardon, Planning Engineer.

The Board will have further information to report on this particular

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subject at the February session of Council.

The Board handled 275 items including Road Improvement Petitions, preliminary zoning plan of Fairview, house locations and miscellaneous items along with the regular subdivision plans during the regular meetings.

House Lines. The Board recommends that the location of the following dwellings be approved:

Lot 420, Sunnybrae and Brookdale Subdivision. (123 Coronation Avenue, Fairview.) Sketch by Orrin A. Clark, dated September 24, 1958, showing the location of the dwelling as being 6.3 feet and 6.7 feet from the western side line and 3.0 feet and 3.25 feet from the eastern side line. This dwelling is not a new dwelling but had been built a few years before certification was necessary for foundations. (Permit issued March 28, 1956) A letter was received from Stewart, Smith & MacKeen on behalf of Mr. Binder.

Lot C-11, Wedgewood Avenue, Wedgewood Subdivision, Birch Cove. Sketch by Orrin A. Clark, dated November 7, 1958, showing the foundation as being 4.1 feet from the southern boundary line and 28 feet from Wedgewood Avenue. The 4.1 feet on the southern boundary line is not the boundary line of the next lot but rather the boundary line of a 10-foot walkway between lot C-11 and lot C-10. The Contractor had taken his measurements from the far side of the walkway and thought that he was 14.1 feet from the southern boundary line.

Lot 168, Thornhill Subdivision, Spryfield.

This dwelling is located 6 feet from the boundary line of lot #170. After considering the facts presented by W. C. Risley in a letter dated December 4, 1958, the Board is prepared to recommend the location of the dwelling as outlined be approved by Council.

Rezoning, Armdale District.

The Board recommends that the following properties be rezoned in the Armdale Zoning Area.

(1). Lot #90 Melville Cove Park, which is 27 Winchester Avenue, Armdale. The Board recommends the rezoning of this property from

Residential to Commercial because of the particular circumstances outlined in a letter from the owner of the property, Mr. J. E. Brooks. The Board, before making a recommendation for the rezoning of 27 Winchester Avenue, Armdale, had an inspection made of the premises by Mr. Vincent, County Health Inspector for District 12, and the Provincial Sanitary Inspector from Dr. Cameron's Dept; both Mr. Vincent and Dr. Cameron's Department gave their consent for a bakery to be located in this building. Letters were received by the County Planning Board from both Mr. Vincent and Dr. Cameron on this matter; a letter was also received from the National Health and Welfare Department stating that they are not concerned with the layout, specifications and so forth of building requirements for food plants but they have a responsibility to the public to see that all foods or products prepared or manufactured and stored, etc., for sale are in accordance with the requirements laid down by this Act. They assured the Board that when this bakery goes into operation it will receive their inspections.

(2) Park Areas:

The Board recommends the rezoning of the Park Area shown on the Armdale Zoning plan back to their respective residential zoning.

(a) Mr. Havill's Property. The Board recommends that Mr. Havill's property, which is shown as a parcel of land surrounded by houses built on Stonehaven and Edgehill Roads, be rezoned as Residential R1.

(b) Edmonds Grounds. The Board recommends that this be rezoned as Residential R2.

(c) Ryan Property. The Ryan property, which is a jib of land extending from the North West Arm just east of the Armdale Yacht Club, be rezoned as Residential R2.

(d) Armdale Yacht Club. The Board recommends that the Armdale Yacht Club, which is now zoned as Parks and Public Lands, be deleted from Armdale Zoning. The reason for this deletion is that this is Dominion Government owned land and is only

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leased by the Armdale Yacht Club.

(e) The properties of Mr. Fenerty and Mr. Paul Rackham, which land is to the north of Fenwood Road, lie between Fenwood Road, Creseent Avenue and Chocolate Lake. The Board recommends that this be rezoned as Residential R1.

The property owners were approached, with the exception of Edmonds Grounds, by the Planning Engineer and they strongly objected to having their property zoned as Park Area.

Master Plan.

A master plan of the suburban districts of the Municipality of the County of Halifax showing existing and proposed developments, such as water and sewer lines, overall proposed and existing zoning areas, street numbering in existing subdivisions, existing and proposed roads and their classification, proposed by-pass roads under consideration now by the Department of Highways, proposed rotaries now under consideration by the Department of Highways, parks and playgrounds deeded to the Municipality of the County of Halifax and parks under negotiations for deeding to the County of Halifax, existing schools and school locations and many other things pertaining to a master plan is being prepared. The Board hopes to have a preliminary plan ready for the February meeting of Council.

Road Improvement Program, 1958.

Under the Road Improvement Program, two (2) roads have now been completed and the contract let for one (1). The roads completed are:

MacLennan Avenue, which links Tower View Subdivision and Fleming Heights Subdivision:

MacIntosh Road and MacIntosh Extension in Spryfield, which is in District #11.

The contract has been let for Punch Bowl Drive, Spryfield.

The Board has received many inquiries from throughout the suburban areas for this service on road improvement.

Many more roads have been surveyed under the program of Road Improvement and these roads are as follows:

Parkstone Road, Tuft's Cove;

Yorkshire Avenue, Tuft's Cove;

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Kuhn's Road, Westphal;
MacIntosh Road, Spryfield;
Old Henry Road, Spryfield;
Rockingstone Road, Spryfield;
Main Street, Bedford;
High Street, Bedford;
Hamshaw Property, Kearney Lake;
Forest Hill Drive, Rockingham;
Church Street, Rockingham;
Three (3) proposed cross streets, Rockingham;
Lynn Road, Armdale;
Bermuda Road, Armdale;
Hillcrest Road, Lower Sackville.

When the deeds are completed for the roads mentioned above and the residents sign these deeds, then the Department of Highways will take these over and maintain them.

Amendments to the Building and Zoning By-Law.

The Board has considered and recommends the following Amendments to the Building and Zoning By-Law:

1. Chapter 23 of the Revised By-Laws, 1957, The Building and Zoning By-Law, is amended by adding thereto immediately after Section 12 the following section:

12A. The inspector may cancel a permit issued by him when it appears to him that the person to whom he has issued a permit has violated a provision of this By-Law.

2. Chapter 23 is further amended by adding thereto immediately after Subsection (2) of Section 13 the following subsection:

(2) A. The inspector may refuse to issue a permit under this By-Law when:

(a) the proposed building, alteration or repair is to be on a lot in a subdivision which was made subsequent to the establishment of the Town Planning Board of the Municipality

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of the County of Halifax and which has not been approved by said Board, or

(b) a permit to build has not been obtained from the Dept. of Highways of the Province of Nova Scotia.

3. Subsection (1) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(1) Subject to Subsection (3) of this Section every building shall be at least twelve (12) feet from any other building and at least eight (8) feet from the rear and both side lines of the lot whereon it is situated and at least thirty (30) feet from any street, road or highway boundary in front of such building. This section shall apply to non-commercial garages, except that, where unattached, non-commercial garages may be located not less than four (4) feet from the rear and both side lines of the lot whereon they are situated.

4. Subsection (2) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(2) Where a building is situated on a corner lot it shall be at least thirty (30) feet from the principal street, road or highway boundary abutting such lot, but may be a reasonable distance less than thirty (30) feet from any other street, road or highway boundary abutting such lot. The County Planning Board may, upon application by the owner of any lot or his agent, determine what is the principal street, road or highway and what is a reasonable distance less than thirty (30) feet.

5. Subsection (3) of Section 15 of Chapter 23 is repealed and the following substituted therefor:

(3) When the appropriate walls of an industrial or commercial building are fireproof to conform with the provisions of the National Bldg. Code the industrial or commercial building shall be exempt from the provisions in Subsection (1) of this Section with respect to rear and side building lines and the distance of a building from any other building.

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6. Subsection (4) of Section 15 of Chapter 23 is amended by deleting the words "sixty-three (63) feet from the centre line of any public highway" in the second and third lines thereof and substituting therefor the words "thirty (30) feet from any street, road or highway boundary in front of such buildings."

7. Chapter 23 is further amended by adding thereto immediately after Subsection (2) of Section 22 the following subsection:

(2) A. An appeal shall lie to the Municipal Building Board by a person aggrieved by cancellation of a permit made by the inspector under the provisions of Section 12A of this By-Law and the Municipal Building Board may uphold the cancellation or direct the inspector to reinstate the permit.

Respectfully submitted,

(Signed by the Committee)

Adopted December 12, 1958.

December Council Session - 1958REPORT OF THE PUBLIC SERVICES COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

We beg to submit herewith the interim report of this Committee, so that Council may be advised of the work that this Committee has been carrying out since the last session of the Council,

ARMDALE-FAIRVIEW TRUNK SEWER -

The first phase of the Armdale-Fairview Trunk Sewer system, which originates in the vicinity of Springvale Subdivision, carries on through a section of the northend of the City, under the new overpass, picking up the Fairview area on its way, and so to Bedford Basin, is just about completed, and as a matter of fact is in use from Rufus Street to the outfall. There is a small section to the north of Fairview from Vimy Avenue to Evans Avenue, which has yet to be constructed, and a small section toward the vicinity of Springvale Subdivision is yet to be constructed. The Engineers estimate the work will be completed early in the new year.

Phase 2 of this Trunk Sewer will be advertised in tomorrow's papers with tenders to close on Friday, the 19th of December, 1958.

PUMPING STATION - ARMDALE NO. 1 -

I am pleased to report that the City Council, on recommendation of the Town Planning Board of the City of Halifax, has rezoned as Commercial a small lot of land on the City side of the Dutch Village Road near the foot of Springvale Avenue, and adjacent to Mount Olivet Cemetery, as Commercial. Negotiations are being carried out with the Subdivider concerned and it is felt that this Pumping Station will be under construction early in the new year.

PUMPING STATION - ARMDALE NO. 2 -

At the last session of Council your Committee reported that initial approaches had been made to the Deputy Minister of Highways with respect to placing this Station on property owned by the

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Report of the Public Services Committee Continued

Department of Highways at the Traffic Circle. These negotiations have now been successfully completed, although there was considerable delay, as the Engineers had to submit several plans to the Department, relative to crossing the Traffic Circle, and before final approval was obtained.

The Station itself has been designed but there is considerable difficulty in getting manufacturers to design the particular type of pump that is necessary to do the job on this Pumping Station. This has further delayed the finalization of plans for this Pumping Station and it is not likely that tenders can be called until early spring.

FAIRVIEW HIGH PRESSURE SYSTEM -

The work here is pretty well completed. Outstanding is the cross connecting water link on Hillcrest Avenue and completion of Coronation and Rosedale Avenue to Willett Street.

SCHOOL AVENUE -

In September the Committee suggested that if negotiations can be completed with the Nova Scotia Light and Power Company to grant the Municipality an easement on the northern strip of the Power Company's property on School Avenue, that water and sewer services should be installed on this street. Subsequent to this recommendation, it now appears that the Department of Highways is considering an approach to the City of Halifax for the Bicentenary Highway, that will parallel the present Bedford Highway, and then back of Fairview. It will probably make its approach toward the City in the general vicinity of School Avenue. The grades here seem to be suitable for highway construction. Before anything definite can be ascertained, the Department of Highways will have to do considerable field survey work and for this reason your Committee does not

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Report of the Public Services Committee Continued

propose to proceed any further as it would be unwise for the Municipality to install services on a street that may become part of an approach highway in the not too distant future. Your Committee will be reporting to Council again on this matter when plans of the Department of Highways become crystallized.

ARMDALE GRAVITY FEED SYSTEM -

Tender for the Armdale Gravity Feed System was awarded in September to Modern Construction Company Limited for an amount of \$177,000.00. This is Phase I of the Armdale Gravity Feed System and is that part of the Armdale area to the north of Chocolate Lake. **Work has** been started on Crescent Avenue in an effort to get water and sewer services installed here, as well as the Highway's drainage system on this street, and although the contractor has had many setbacks, due to washouts and bad weather, it now appears that this initial part of the installation will be completed in the near future.

As reported at the September Session of Council, Phase II of the Armdale Gravity Feed System, which is that part of the area that can be served by Gravity Feed, and lies south of Chocolate Lake, requires some twenty-six easements over private property. The descriptions for these expropriations have been prepared by the Engineering Department and the resolutions in connection therewith by the Solicitors, and these will be introduced as separate resolutions from this report. Your Committee recommends the approval of these expropriations as being necessary for the installation of both water and sewer services for Phase II of the Armdale Gravity System.

DARTMOUTH COUNTY MAIN TRUNK SEWER -

Phase III, which brings this Main Trunk Sewer almost to the Red Bridge Pond, is practically complete. By agreement with the Department of Highways, the paving of the main road, where it was cut for

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Report of the Public Services Committee Continued

the installation of this sewer, will not be done until spring as the Highway Department felt that it was too late to successfully pave this section of road this year,

SEWER LATERALS TO MAIN TRUNK SEWER -

The contract has been let to Trynor Construction Company Limited in an amount of \$158,000.00. This work is just starting and will be carried on during the winter months.

Sewer laterals from nearer Red Bridge Pond, as far as the Basil Avenue School, are, or should be, under construction. The contract was let to Harbour Construction Company Limited to do this work in an amount of \$ 74,498.90. This work should have commenced approximately two weeks ago but was held up because of difficulty in getting highway permits, as the Department of Highway was not anxious to have the connecting link on the edge of the main highway constructed because of winter conditions. This matter has now been overcome and the contractor was supposed to be starting yesterday on this work. Due to the delay in starting, it would appear that the contractor will be delayed on his finishing date and it is not likely that this can be finished before the middle or perhaps even the end of January, as construction tends to slow down under winter conditions. Every effort will be made to see that this work is carried out as quickly as possible.

In this connection a large number of easements are required over private property in order to make the connecting link from the vicinity of Basil Avenue to the main highway. Your Committee recommends the approval of these expropriations as being necessary for the installation of this section of sewer mains,

TUFTS COVE AREA -

Installations of both water and sewer in the Tufts Cove area are practically concluded. The contractor has one or two small

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Report of the Public Services Committee Continued

items to finish up and then this job will be completed, except for the Ejector Station on Church Road. It is hoped to proceed with the construction of this as soon as possible but with the winter weather setting in it may be that the Engineers will not recommend the actual construction of the work until spring.

SHEARWATER WATER SUPPLY -

At the September Council Session we reported as follows:-

"Several discussions have been held before the Board of Public Utilities in connection with the supply of water to BMCS Shearwater and it is fair to state that the Department of National Defence and ourselves are fairly well agreed on the type of agreement that should be entered into by the Department of National Defence and the Municipality. Only one factor remains to be settled and that is whether Ottawa prefers to advance the capital required, interest free, or pay a somewhat higher rate, which they would have to pay if the Municipality capitalized this extension, as our only means of obtaining money is on the open market over a relatively short term and at a much higher rate of interest than the Federal Government has to pay. This matter has been referred to National Defence Headquarters approximately three weeks ago and we are still awaiting a final decision on this matter. Once a decision has been reached on this point, we will be prepared to enter into an agreement and proceed with the work as quickly as possible. We wish to point out at this time, however, that there will be some future delays, as there will be a considerable amount of private property that will have to be crossed and in all probability assessments will have to be expropriated at the December session of Council in order that the work may be completed."

The Committee wishes to say that the situation remains unchanged, except that we have been given to understand, through our

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Report of the Public Services Committee Continued

Federal Member, that Scheme A and Scheme B have been before the Treasury Board in Ottawa for a preliminary hearing, and it is assumed that the formal decision, one way or another, should be received before too long. Our Local Members are following this matter up on our behalf.

ROCKINGHAM AND SPRYFIELD AREAS -

Considerable preliminary work has been done in both these areas and it had been hoped to have further reports at this time. One of the most important things, of course, from a financial point of view, in estimating probable future rates, is the matter of assessment and with the reassessment nearing completion, the Assessment Department has simply not had time to dig up all assessment figures required before estimated rates can be determined. Neither area has been lost sight of and once the reassessment has been completed and the new rolls are available, further follow up will be done with regard to both these areas. We hope that by the Annual Session in February at least preliminary reports and perhaps recommendations should be forthcoming.

SMALLER EXTENSIONS -

The smaller extensions to our water and sewer systems on the Dartmouth side of the Harbour, we wish to report the following have been completed:-

Louisburg Lane
Spikenhard Street
Farquharson Street
Braemar Drive
Oakwood Avenue
Penhorn Drive
Fader Street
Celtic Road

Under construction at the moment:-

Chestnut Lane Subdivision
Raymoor Drive

FAIRVIEW AREA - (BETWEEN WILLETT STREET AND DUMBRACK STREET) -

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Report of the Public Services Committee Continued

This is one of the first areas in the whole County of Halifax where water and sewer services are available, as a new Subdivision is being opened up. A Subdivider has already agreed with the Public Service Commission to pay \$90.00 a lot as a capital contribution toward the installation of water services. Your Committee, at a November meeting, passed the following resolution:-

"BE IT RESOLVED THAT the Public Services Committee of the Council agree to recommend to the Council at its December Session an expenditure of \$62,000.00 for extending sewer services on Melrose, Sunnybrae, Rufus and Frederick Streets, between Willett Street and Dunbrack Street, and,

BE IT FURTHER RESOLVED THAT this Committee recommend to the Council at its December Meeting that special legislation be sought at the next session of the Legislature, whereby the lot owner, be it the Subdivider or other person, be required to pay to the Municipality the foot frontage charge of \$5.00 per foot frontage with a five-year time limit for installation of sewer services on these streets in Fairview, lying between Willett Street and Dunbrack Street, and,

BE IT FURTHER RESOLVED THAT this Committee recommend to Council that installation of the sewer services be proceeded with immediately as the extension to the present contract with Standard Paving Maritime Limited for the installation of sewers on Melrose, Sunnybrae, Rufus and Frederick Streets, between Willett Street and Dunbrack Street, on the basis of individual agreements between the Municipality and the lot owner, whereby the sum of \$5.00 per foot frontage is paid prior to the actual construction being carried out on Melrose Avenue and the half block of Sunnybrae Avenue."

This will be the first time that the Public Services Committee has been able to negotiate with a Subdivider with respect to contributing toward the construction costs of both water and sewer installations, prior to the subdivision being opened up. Your Committee recommends that this work be proceeded with and proposes to introduce separate from this resolution, a temporary borrowing resolution to an amount of \$62,000.00 to carry out the construction work.

ROCKINGSTONE ROAD -

A situation has arisen which you have all read about in the local press, whereby the Rockingstone Road, which is the main access

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Report of the Public Services Committee Continued

to one of our larger schools, is flooded during the fall rains, although this was not apparent at the time the new school was built in this area. This is also the road that leads to a new park that has been deeded to the Municipality recently by the Heirs of Arthur Kidston. What is involved is raising a portion of the roadway where it crosses a stream and placing a suitable culvert underneath the roadway, so that excess water can flow freely from one side of the road to the other and not across the road, thus washing it out. Our Planning Engineer estimates that the cost of doing this work will amount to approximately \$5,200.00. Your Committee recommends and proposes to introduce separately from this report, that the roadway be expropriated. It is a full 66-foot width and conforms in other respects to Highway standards.

Your Committee further recommends that in order to remove this unforeseen condition that can become dangerous to people using this road, particularly the large number of small school children who have to cross this low point to go to school, that the Council authorize an expenditure up to \$5,200.00 to complete this work. There is a possibility, due to others being interested in the use of this road, that there will be some recovery, perhaps as high as 50% of the cost of carrying out this work.

WINTER WORKS PROGRAM -

There is a possibility that some of the labour costs of work that is being done by the Municipality now will be shared by the Federal Government under the Winter Works Program Scheme. Preliminary enquiries have been made to the Department of Municipal Affairs of the Province of Nova Scotia in this regard and just this week forms have been received from the Department to be filled

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Report of the Public Services Committee Continued

out and forwarded to the Department of Labour in Ottawa. Your Committee proposes to take advantage of the Winter Works Scheme, provided the increased costs of labour do not exceed the estimate return of 50% of labour costs from the Federal Government.

Respectfully submitted,

Adopted December 12, 1958.

(Signed by the Committee)

December Council Session - 1958SPECIAL REPORT OF THE REVENUE COMMITTEE

To His Honor the Warden and Members of the Municipal Council.

Councillors:-

Since this session of Council opened, three cases have been referred to the Committee where the individual concerned has made a formal request to be relieved from the current year's taxes. There is a provision, as many of you are aware, in the Assessment Act, whereby Council may relieve a person from the current year's taxes only, providing that, that person files a statutory declaration, stating the circumstances, financial and otherwise, of the individual concerned.

A statutory declaration has been filed in connection with each of the three cases listed below and in addition to which your Committee has had other independent reports on each individual mentioned. After careful investigation your Committee recommends that the following persons be relieved from payment of the current year's taxes:-

Mrs. Constance Moore	38½ Mountain Road, Kline Heights
Mrs. Alvin J. Slaunwhite	Terence Bay
Mrs. Wilfred (Gertrude) Swan	53 Withrod Drive, Armdale

Adopted December 12, 1958.

Respectfully submitted,
(Signed by the Committee)

December Council Session - 1958REPORT OF THE NOMINATING COMMITTEE

To His Honor the Warden and Members of the Municipal Council,
Councillors:-

We, the members of the Nominating Committee, beg to submit
the following nominations for Standing Committees:-

REVENUE COMMITTEE

- Councillors Spears, Blackburn, Henley, Daye, Archibald, Burris and Sellars.

PUBLIC SERVICES COMMITTEE

- Councillors Flawn, White, Stubbs, Spears, Curren, Hanrahan and Settle,

WELFARE COMMITTEE

- Councillors Snair, Moser, Balcome, MacKenzie, Daye, Blackburn and Archibald.

TRADE COMMITTEE

- Councillors Turner, Williams, Baker, Evans, White, Stubbs, and Cruikshank.

RESOURCES COMMITTEE

- Councillors Evans, Archibald, Cruikshank, Redmond, Henley, Isenor and Sellars,

SAFETY COMMITTEE

- Councillors Moser, Isenor, Daye, Hanrahan, McGrath, Williams and MacKenzie.

ARBITRATION COMMITTEE

- Councillors Burris, Cruikshank and Settle.

JURY LISTS

- Councillors Stubbs, Isenor, and Hanrahan,

PARKS AND PUBLIC LANDS COMMITTEE

- Councillors McGrath, Isenor, Evans, Flawn, Blackburn, White and Baker.

INDUSTRIAL COMMITTEE

- Councillors Balcome, Spears, Sellars, MacKenzie, Blackburn, Cruikshank and Williams.

COUNTY PLANNING BOARD

- Councillors McGrath, Settle, Daye, Hanrahan, Moser, and Snair.

SCHOOL CAPITAL PROGRAM COMMITTEE

- Councillors Flawn, Curren and Balcome

LAW AMENDMENTS COMMITTEE

- Councillors Redmond, Baker, Sellars, Henley, Turner, Isenor, and Snair.

FINANCE COMMITTEE

- Warden Leverman, Deputy Warden Burris, Councillors Spears, Flawn, Snair, Turner, Evans and Moser,

Respectfully submitted,

(Signed by the Committee)

Adopted December 12, 1958.