

Deputy Warden Nicholson stated he was not in agreement with two (2) garages but stated that this would be a matter for the Municipal School Board to recommend to Council and for Council to make a decision.

Councillor Gaetz inquired as to the possibility of sewer services in the Cole Harbour area and whether or not this budget should not be deferred until a definite decision had been made by the City of Dartmouth.

Councillor Johnson inquired as to what affect this proposed Capital Budget would have on the proposed school at Ross Road.

It was moved by Councillor Gaetz, seconded by Councillor Johnson:

"THAT the Capital Budget be deferred until the June session of Council". (Motion carried).

The Municipal Clerk tabled the Financial Reports of the Municipal School Board for the year 1969.

It was moved by Councillor Gaetz, seconded by Councillor Hudson:

"THAT the Financial Reports of the Municipal School Board for 1969 be received". (Motion carried).

It was moved by Councillor Tonks, seconded by Councillor Moser:

"THAT Douglas Ernest McCoombs, R.R. #1, South East Passage, Halifax County, N. S., be appointed as Constable for District No. 13". (Motion carried).

It was moved by Councillor Isenor, seconded by Councillor McCabe:

"THAT Gerald Privett, 61 Nova Terrace, Compartment 571, R.R. #1, Dartmouth, N.S., be appointed as Constable for District No. 14". (Motion carried).

It was moved by Councillor Gaetz, seconded by Councillor Daye:

"THAT Bernard McCluskey, 7 South Street, Halifax, N. S., be appointed as Constable for District No. 15". (Motion carried).

It was moved by Councillor Tonks, seconded by Councillor Baker:

"THAT Council adjourn until 6:15 p.m.". (Motion carried).

Council reconvened at 6:15 p.m., and agreed to a further adjournment until 7:30 p.m.

Council reconvened at 7:30 p.m.

Mr. Cox, Solicitor, advised Council that arising out of the Report of the Finance and Executive Committee a separate resolution should be passed with regard to tax rate re Standard Brands Limited.

It was moved by Councillor Baker, seconded by Councillor Moser:

"THAT the tax rate for Standard Brands Limited applicable to its real property, located in Lot 8A of the Lakeside Industrial Park, be fixed at the rate of \$4.00 per \$100 of assessment for a period of ten (10) years and that the assessment of this personal property of Standard Brands Limited at the same location be fixed at 33% of the real property assessment also for a period of ten (10) years".
(Motion carried).

The Clerk read the resolution with regard to the striking of the tax rate at the rate of \$3.93 per \$100 of assessment.

It was moved by Deputy Warden Nicholson, seconded by Councillor Baker:

"THAT WHEREAS the Assessment Roll as finally passed by Council pursuant to the Assessment Act, less the amount of assessment represented by fixed taxes, amounts to \$99,692,975.00;

AND WHEREAS the Estimates of the Council show that the sum of \$7,092,166.25 is required for the lawful purposes of the Municipality for the current year, and that the Estimated Revenue from all sources, other than rates, is \$3,180,458.70 for the year, and after making due allowances for the abatement and losses which occur in the collection of rates and taxes for the current year, leaves a net requirement of \$3,911,707.55;

AND WHEREAS it is deemed that a rate of \$3.93 on the one hundred dollars of the assessed value of the property on the Assessment Roll, amounting to \$99,692,975.00 is sufficient to raise such sum required to defray the expenses of the Municipality for the current year;

THEREFORE BE IT RESOLVED that Council hereby levies and authorizes the collection of a rate of \$3.93 on one hundred dollars of the assessed value of the property assessed on the Assessment Roll for the current year". (Motion carried).

Councillor Tonks stated that he could not agree with the recommended rate and moved the following amendment:

AMENDMENT: "THAT the Tax Rate be struck at \$3.72 and the Budget reviewed by the Finance and Executive Committee". (No seconder).

As there was no seconder to this motion, no action was taken.

Councillor Hudson stated that she felt that the rate of \$3.93 would only mean a deficit at the end of the year and moved the following amendment:

AMENDMENT: "THAT the Tax Rate be struck at \$4.00 per \$100 of assessment for the year 1969". (No seconder).

As there was no seconder to this motion, no action was taken.

The Municipal Clerk read the resolutions as passed at the Annual Session.

It was moved by Councillor Gaetz, seconded by Councillor P. Baker:

"THAT the minutes of the Annual Session of May 29, 1969, be adopted". (Motion carried).

It was moved by Councillor P. Baker, seconded by Councillor Daye:

"THAT the Annual Session of Council adjourn". (Motion carried).

Council closed with the singing of "God Save the Queen".

MINUTES

of the

SECOND YEAR MEETINGS

of the

THIRTY - SIXTH COUNCIL

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

APRIL COUNCIL SESSION
TUESDAY, APRIL 15, 1969

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MINUTES OF THE APRIL SESSION OF THE SECOND
YEAR COUNCIL OF THE THIRTY-SIXTH COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX.

The April session of Council convened on Tuesday, April 15, 1969, with Warden Settle presiding.

The Assistant Clerk called the roll.

The Assistant Clerk read a letter from Councillor Granville Snair who is in the hospital.

Council agreed for this letter to be received.

The Assistant Clerk read a letter from Dr. Ross Mitton of the Dartmouth Veterinarian Hospital.

It was moved by Deputy Warden Nicholson, seconded by Councillor Gaetz:

"THAT the letter from Dr. Mitton be received and referred to the Veterinarian Assistance Board". (Motion carried).

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

"THAT the Finance and Executive Committee investigate the matter of the grant as paid to the Veterinarian Assistance Boards in view of Dr. Mitton's letter". (Motion carried).

Councillor McCabe felt that this matter of subsidy for veterinarian service should be looked into very carefully because in his area perhaps the most active farming area in the County considered this service a very necessary thing.

The Warden called for a vote on the motion. (Motion carried).

The Assistant Clerk read a letter from the Honourable Harvey A. Veniot re complaints from people who were property owners affected by the zoning regulations of Peggy's Cove Commission.

Councillor P. Baker said that he knew of one person who was not suffering, that was the property owner who received \$40,000.00 for a "pile of rocks" in this area which was acquired by the Provincial Government; however, as to the other property owners, when they own property and have to pay taxes on it, cannot sell it or cut a tree or turn a sod, he suggested it was nothing short of a hardship and the government should be either prepared to purchase the land or release the restrictions on it. As to the designated area of public park, he said it had grown to be a health hazard with old car bodies, garbage, etc., scattered all along and even onto the highways and he felt it was ridiculous to restrict this land which was more than 10 miles from Peggy's Cove and not on the ocean at all.

It was moved by Councillor P. Baker, seconded by Councillor Moser:

"THAT a committee be set up to discuss the problem with the Honourable H. A. Veniot re Peggy's Cove Commission and land restrictions". (Motion carried).

Council agreed that the Warden appoint the committee and invite some of the property owners involved to meet with the Committee and the Minister.

The Assistant Clerk read a letter from the Honourable Jack Davies, Federal Minister of Fisheries.

Councillor Tonks said he could not agree, that the fishermen in his district could no longer drag for groundfish where they had formerly because of the sand shifted by the dredging operations and he felt that the Minister should have a first-hand look at the site and talk to the fishermen. He said he had already supplied him with a new map showing the cottages and houses in the area and had sent a letter to the Prime Minister and four (4) members of the Federal Cabinet and that the Honourable Mr. Hellyer had replied that he had no authority in this area but he believed legislation was coming before the House to give him the necessary security.

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

"THAT a follow up letter be sent to the Honourable Jack Davies asking him to carry out an "on the spot" inspection in order to see the damage that has already been caused by this dredging and the adverse effect on the local fishermen". (Motion carried).

It was moved by Councillor C. Baker, seconded by Councillor P. Baker:

"THAT a letter be written to the Maritime Telegraph and Telephone Company Limited asking for improved telephone service in the Herring Cove and Pennant area". (Motion carried).

Councillor P. Baker said that a survey had been done in this area and as had been the case in his area some years ago, they plan over a 20-year period and when they promise to do something they usually do it but he felt that a letter was in order at this time.

The Warden called for a vote on the motion. (Motion carried).

Mr. Bensted, in reply to Councillor McCabe, said there had been no reply from either the Honourable Veniot or Honourable Donahoe regarding meat inspection service.

It was moved by Councillor McCabe, seconded by Councillor P. Baker:

"THAT the Department of Health and Agriculture of the Provincial Government be requested to bring in Provincial regulations similar to the Halifax County Board of Health regulations re inspected meat being sold at retail outlets".
(Motion carried).

The Assistant Clerk read the Supplementary Report of the County Planning Board.

It was moved by Councillor Tonks, seconded by Councillor Smeltzer:

"THAT the County Planning Board Supplementary Report be received".
(Motion carried).

In reply to Councillor P. Baker, Mr. Gough said that a mobile home could be located in a General Building area subject to the approval of the Planning Board.

Councillor P. Baker cited the case of a gentleman in the Waverley area who had applied to re-locate his trailer to a lot he owned down the road and this application was being held up awaiting a proposed zone change and he felt that this was discriminatory to people in the County who were having enough problems finding a place to live. He said that this man was presently parked on land which was being sold from under him due to the settling of an estate and if the Planning Board had the authority to approve of the re-location, he did not feel it fair to wait until the people had time to get up a petition against him.

Mr. Gough said that in his opinion this road should be rezoned in the same manner as other trunk roads.

Solicitor Cox ruled that it was within the jurisdiction of the Planning Board to approve or reject such an application.

Councillor C. Baker said this had come up yesterday and the Board understood that the man was presently making nonconforming use of the property.

Councillor Hudson believed that this property had been zoned general building area in error and the people believed that this zoning did not permit mobile home and had just found out differently recently and this is why the petition is being circulated.

Deputy Warden Nicholson said the Board was not informed that the property was sold out from under this man, they understood he just desired to move down the road.

In reply to Councillor McCabe, Mr. Gough said that the 500 foot from paved highway restriction only applied to such areas as designated

on the Zoning Plan and that it does not include hard surfaced roads in the Musquodoboit area.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor C. Baker, seconded by Councillor Daye:

"THAT Council give notice of its intention in the usual manner to amend the Zoning By-law by rezoning lots B2, B3, B10, and B11, Cross Subdivision, Westphal, from General Building Zone to Mobile Home Park (T) Zone". (Motion carried).

Councillor Hudson suggested that if this were approved that after rezoning the persons could move any number of mobile homes in this area.

Solicitor Cox said they would have to meet the regulations of the County Planning Board.

It was moved by Councillor Giles, seconded by Councillor C. Baker:

"THAT Council give notice of its intention in the usual manner to amend the Zoning By-law by rezoning lots 71 and 71B, formerly Valleyview Subdivision, Bedford, from R2 to R4 (General Residential Zone)". (Motion carried).

It was moved by Councillor Smeltzer, seconded by Councillor McCabe:

"THAT Council adjourn until 2:00 p.m.". (Motion carried).

AFTERNOON SESSION

The afternoon session of Council convened at 2:00 p.m., with Warden Settle presiding.

The Assistant Clerk called the roll.

The Assistant Clerk read the Report of the Public Works Committee.

It was moved by Councillor Smeltzer, seconded by Councillor McCabe:

"THAT the Report of the Public Works Committee be adopted". (Motion carried).

APRIL COUNCIL SESSION - 1969
TUESDAY, APRIL 15, 1969

It was moved by Councillor Johnson, seconded by Councillor Gaetz:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road in New Road Settlement;

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 maintaining the same at all times in good condition and shall have access to the said land at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below".

EXPROPRIATION FOR ROAD PURPOSES

GOVERNOR ROAD, NEW ROAD SETTLEMENT

ALL that certain lot, piece or parcel of land situate, lying and being at New Road Settlement in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan entitled "Existing Road, Governor Road, New Road Settlement, Halifax County, Nova Scotia" prepared by J. Forbes Thompson, N.S.L.S., dated the 3rd day of February A.D., 1969, Said lot being more particularly described as follows:

BEGINNING at a point on the Southern boundary of the main road of New Road Settlement said point marking the northeast angle of the 66' right-of-way herein described:

THENCE by the magnet of the year 1969 South twenty-nine degrees zero zero minutes east (S29°00'E) a distance of three hundred forty-two feet more or less (342'+) to a point;

THENCE South twenty-two degrees fifteen minutes east (S22°15'E) a distance of five hundred ninety feet more or less (590'+) to a point;

THENCE South zero nine degrees zero five minutes east (S09°05'E) a distance of one hundred sixteen feet more or less (116'+) to a point;

THENCE South eighty degrees fifty-five minutes west (S80°55'W) a distance of sixty-six feet more or less (66'+) to a point;

GOVERNOR ROAD - Continued

THENCE North zero nine degrees zero five minutes west (N09°05'W) a distance of one hundred thirteen feet more or less (113'+) to a point;

THENCE North twenty-two degrees fifteen minutes west (N22°15'W) a distance of five hundred seventy-five feet more or less (575'+) to a point;

THENCE North twenty-nine degrees zero zero minutes west (N29°00'W) a distance of three hundred nine feet more or less (309'+) or to the southern boundary of the main road;

THENCE North thirty-seven degrees zero five minutes east (N37°05'E) along the southern boundary of the main road a distance of seventy-two feet more or less (72'+) to the PLACE OF BEGINNING.
(Motion carried).

It was moved by Councillor McCabe, seconded by Councillor Isenor:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road in Middle Musquodoboit;

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 maintaining the same at all times in good condition and shall have access to the said land at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below".

EXPROPRIATION FOR ROAD PURPOSES

ARCHIBALD ROAD, MIDDLE MUSQUODOBOIT

ALL that certain lot, piece or parcel of land situate, lying and being at Middle Musquodoboit in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan entitled "Existing Road, Archibald Road, Middle Musquodoboit, Halifax County, Nova Scotia" prepared by J. Forbes Thompson, N.S.L.S., dated the 21st day of January A.D., 1969. Said lot being more particularly described as follows:

BEGINNING at a point on the eastern boundary of the Old Glenmore Road. Said point marking the northwest angle of the 40' wide right-of-way herein described:

THENCE by the magnet of the year 1969 South forty-nine degrees ten minutes east ($S49^{\circ}10'E$) a distance of three hundred one feet more or less ($301'+$) to a point;

THENCE North eighty-six degrees thirty minutes east ($N86^{\circ}30'E$) a distance of two hundred forty-five feet more or less ($245'+$) to a point;

THENCE South eighty-eight degrees zero five minutes east ($S88^{\circ}05'E$) a distance of one hundred eighty feet more or less ($180'+$) to a point;

THENCE Southerly a distance of forty feet more or less ($40'+$) to a point;

THENCE North eighty-eight degrees zero five minutes west ($N88^{\circ}05'W$) a distance of one hundred seventy-eight feet more or less ($178'+$) to a point;

ARCHIBALD ROAD - Continued

THENCE South eighty-six degrees thirty minutes west
(S86°30'W) a distance of fifty feet more or less (50'+) to a point;

THENCE South zero three degrees thirty minutes east
(S03°30'E) a distance of two hundred ninety-six feet more or less
(296'+) or to the northern boundary of a public highway;

THENCE westerly along the northern boundary of said public
highway a distance of forty feet more or less (40'+) to a point;

THENCE North zero three degrees thirty minutes west
(N03°30'W) a distance of two hundred ninety-six feet more or less
(296'+) to a point;

THENCE South eighty-six degrees thirty minutes west
(S86°30'W) a distance of one hundred sixty-eight feet more or less
(168'+) to a point;

THENCE North forty-nine degrees ten minutes west (N49°10'W)
a distance of three hundred eighteen feet more or less (318'+) or to
the eastern boundary of the Old Glenmore Road;

THENCE north easterly along the eastern boundary of said
Old Glenmore Road a distance of forty feet more or less (40'+) to
the PLACE OF BEGINNING. (Motion carried).

APRIL COUNCIL SESSION - 1969
TUESDAY, APRIL 15, 1969

It was moved by Councillor Giles, seconded by Deputy Warden Nicholson:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road in Bedford;

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 maintaining the same at all times in good condition and shall have access to the said land at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below".

EXPROPRIATION FOR ROAD PURPOSES

EMERSON STREET, BEDFORD

ALL that certain lot, piece or parcel of land situate, lying and being in Bedford in the County of Halifax, Province of Nova Scotia, and being seventeen and five tenths feet (17.5') measured perpendicular from the centre line more particularly described below:

BEGINNING at a point on the east boundary of a sixty-six foot (66') right-of-way now or formerly called Rutledge Street;

THENCE north sixty-two degrees zero minutes east (N62°00'E) a distance of two hundred and forty-two feet (242.0');

THENCE north sixty degrees zero minutes east (N60°00'E) a distance of one hundred and thirty-two feet (132.0');

THENCE north sixty-three degrees fifty-two minutes east (N63°52'E) a distance of three hundred and seventy-six and six tenths feet (376.6');

ALL the above described lot, piece or parcel of land being more particularly shown outlined in red on a plan drawn by D. V. Purcell, P.L.S., and dated the 11th day of October 1967. (Motion carried).

April 15, 1969

It was moved by Councillor Gaetz, seconded by Councillor Johnson:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road in Preston;

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 maintaining the same at all time in good condition and shall have access to the said land at all times by its servants, employees, workmen, and agents, and that the compensation for the said rights to the land be \$1.00.

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR ROAD PURPOSES

GLASGOW ROAD, PRESTON

ALL that certain lot, piece or parcel of land situate, lying and being at Preston in the County of Halifax, Province of Nova Scotia. Said lot being shown on a plan entitled "Existing Road, Glasgow Road, Preston, Halifax County, Nova Scotia, prepared by J. Forbes Thompson, N.S.L.S., dated the 14th day of February A.D., 1969. Said lot being more particularly described as follows;

BEGINNING at a point on the northern boundary of the #7 Highway said point marking the south-western angle of the fifty foot (50') right of way herein described;

THENCE by the magnet of the year 1969 north twenty-seven degrees forty minutes west (N27°40'W) a distance of fifty feet more or less (50'±) to a point marking the beginning of a curve;

THENCE along a circular curve to the left an arc distance of forty-eight and nine tenths feet more or less (48.9'±) to a point;

THENCE north eighty-five degrees zero five minutes west (N85°05'W) a distance of four hundred and twenty feet more or less (420'±) to a point;

THENCE north fifty-nine degrees fifteen minutes west (N59°15'W) a distance of two hundred and forty-two feet more or less (242'±) to a point;

THENCE south eighty-eight degrees fifteen minutes west (S88°15'W) a distance of sixty feet more or less (60±) to a point;

THENCE north zero one degrees forty-five minutes west (N01°45'W) a distance of fifty feet more or less (50'±) to a point;

THENCE north eighty-eight degrees fifteen minutes east (N88°15'E) a distance of seventy-four feet more or less (74'±) to a point;

THENCE south fifty-nine degrees fifteen minutes east (S59°15'E) a distance of two hundred and forty-six feet more or less (246'±) to a point ;

THENCE south eighty-five degrees zero five minutes east (S85°05'E) a distance of four hundred and nine feet more or less (409'±) to the beginning of a curve;

THENCE along a circular curve to the right an arc distance of ninty-seven and eight tenths feet more or less (97.8'±) to a point;

THENCE south twenty-seven degrees forty minutes east (S27°40'E) a distance of forty-eight feet more or less (48'±) or to the northern boundary of the #7 Highway;

THENCE westerly along the northern boundary of #7 Highway a distance of fifty feet more or less (50'±) to the PLACE OF BEGINNING. (Motion carried).

It was moved by Councillor Gaetz, seconded by Councillor Hudson:

Municipality of the County of Halifax,
Temporary Borrowing Resolution,
Street Paving - \$2,761.52

"THAT WHEREAS by Section 6 of Chapter 186 of the Revised Statutes, The Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of the said Act and notwithstanding any of the provisions of any special or general Act of the Legislature of Nova Scotia, every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of improving and maintaining streets;

AND WHEREAS by Section 8 of the said The Municipal Affairs Act is is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS it is deemed necessary by the Municipal Council of the Municipality of the County of Halifax to borrow a sum not exceeding Two Thousand Seven Hundred Sixty-one Dollars and fifty-two cents (\$2,761.52) for the purpose of improving and maintaining streets;

AND WHEREAS by the Municipal Affairs Act such sum in the discretion of the Municipal Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS it is deemed expedient to postpone the issue of such debentures and to borrow such sum, not exceeding Two Thousand Seven Hundred Sixty-one Dollars and fifty-two cents (\$2,761.52) as may be necessary for the purpose aforesaid from the Royal Bank of Canada at Armdale, Nova Scotia, the sum so borrowed to be repaid said Bank from the proceeds of said debentures when sold;

BE IT THEREFORE RESOLVED that the Municipality of the County of Halifax do, under and by virtue of the Municipal Affairs Act, and subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the said Municipality, a sum not exceeding Two Thousand Seven Hundred Sixty-one Dollars and fifty-two cents (\$2,761.52) for the purposes aforesaid;

THAT under and in accordance with said The Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

THAT the issue of such debentures be postponed and that the said Municipality do, under and by virtue of the provisions of Section 148 (1) of Chapter 7 of the Acts of 1955, the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow a sum or sums of money not exceeding Two Thousand Seven Hundred Sixty-one Dollars and fifty-two cents (\$2,761.52) from the Royal Bank of Canada at Armdale, Nova Scotia;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months with interest thereon to be paid said Bank at the rate of 7 3/4 per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the said debentures when sold". (Motion carried).

In reply to Councillor Tonks, Mr. Gallagher said that the estimated cost for sewage installation is: 45% for the Department of Highways, 45% for the abutters and 15% for the County, but in the case of a corner lot where two streets intersect and both are paved, the length of the longest side is computed as the abutter's share, and in the case in question, he agreed that the County's share was close to 50%.

Councillor P. Baker advised Council of a recent meeting with officials of Central Mortgage and Housing Corporation, the Nova Scotia Housing Commission, the Water Authority and the Provincial Board of Health and interested Councillors, where they tried to determine what was hold up approval of co-operative housing by Central Mortgage and Housing Corporation and it appears that the red tape can be laid at the doorstep of the Central Mortgage and Housing Corporation, and their regulations.

It was moved by Councillor P. Baker, seconded by Councillor Tonks:

"THAT whereas there is an acute shortage of adequate housing in the County of Halifax;

AND WHEREAS the Council believes that the encouragement of co-operative housing in the County of Halifax will help relieve this housing shortage;

BE IT RESOLVED that this Council request Central Mortgage and Housing Corporation to review immediately its present policies which discourage co-operative housing development in the County of Halifax and urge the Corporation to put into force immediately new policies designed to encourage co-operative housing development in the County of Halifax".
(Motion carried).

Warden Settle said that a study of sewage disposal in Halifax County had been suggested by Mr. Rowe of the Nova Scotia Water Resources Commission and he had written to Mr. Rowe to ask what steps the County should take to get this study underway by the Nova Scotia Water Resources Commission.

The Assistant Clerk read the Report of the Municipal School Board.

It was moved by Councillor Gaetz, seconded by Councillor Hudson:

"THAT the Report of the Municipal School Board be received". (Motion carried).

The Assistant Clerk read the Report of the School Capital Program Committee.

It was moved by Councillor Giles, seconded by Deputy Warden Nicholson:

"THAT the Report of the School Capital Program Committee be adopted". (Motion carried).

Councillor P. Baker questioned the spending of \$70,000.00 for portable classrooms and asked if this was justified or whether some of the presently vacant school rooms could be utilized and the surplus schools, and he named three (3) schools which had vacant classrooms.

Councillor Hudson said that some of these rooms were being held as auxiliary classroom facilities as soon as teachers could be obtained, and if the room in the Oldfield School was to be used, for example, it would involve great cost in transportation.

Councillor Daye agreed that this expenditure should be justified

but he felt that no matter what savings the School Capital Program Committee came up with, the Municipal School Board went ahead and got anything they recommended.

Councillor Tonks said the solution to saving the \$70,000.00 was quite simple, "we just do not approve it!". He said he understood a new school was planned in one area for 1972 where there were schools being declared surplus now and he wondered how many similar instances there were in the County and if the School Capital Program Committee was aware of these.

Councillor Hudson agreed that Council could vote against the \$70,000.00 and stated there is no Provincial regulation that children have to be sent to school until they are seven (7) years of age, but she contended that you cannot eliminate the higher grades and if the younger children are kept out of school for two (2) years, then the very Councillors voting against this money now would be "yelling next year because the children are not going to school".

It was moved by Councillor Tonks, seconded by Councillor P. Baker:

AMENDMENT

"THAT the section dealing with portable schools be deleted".
(Amendment defeated).

Deputy Warden Nicholson felt that Council must be realistic and if Council waits until next month and makes a decision to go ahead, it will be too late to install the portable schools in time.

Councillor McCabe observed that the time is getting so short now between school age and the time when they reach Social Security age, that the children should get into school as early as possible so that they can make a contribution to the community.

Councillor Giles cautioned that if the children are kept out of school until they are seven (7) years of age, it will just be adding two (2) years on their age at the other end of their education which is going to be more expensive.

In reply to Councillor P. Baker, Councillor Hudson said that when some of the parochial schools are closed out sometimes the Municipal School Board buys surplus furniture at a great saving and stores them until they are needed.

Councillor Giles said that there were two (2) schools which have been phased out and the 200 desks were pushed into a corner and the new school equipped with new furniture.

It was moved by Councillor Tonks, seconded by Councillor P. Baker:

"THAT this Report be deferred to the Annual Session of Council". (Motion defeated).

It was moved by Councillor Giles, seconded by Councillor Johnson:

"THAT Mr. Perry, Superintendent, of the Municipal School Board, be invited to appear before Council". (Motion carried).

Mr. Perry, in reply to Councillor P. Baker, explained that in the Sir John A. MacDonald High School next year they would take the present Grade 6 classes, which would then be Grade 7, it would mean an increase to 1,630 pupils for that school, in which the present enrollment is 1,319 and with the Grade 11 and 12 students numbering 163 graduating, it would still leave 300 extra students in that school which only has a capacity of 1,300 students, this is using a 30-room school with six (6) Business Education rooms and Labs and crush areas as a 43-room school served by the feeder school of East St. Margaret's, Shad Bay, Terence Bay, Brookside, Timberlea and Hubbards. He said that the Board has approved a plan whereby two (2) present Grade 6 classes, which are now in existence in Indian Harbour, will be retained there as Grade 7 and by putting the primaries on a half-time basis and occupying the crush area or auditorium by erecting a partition, they feel that this will accomodate the students. He said the two (2) rooms in Timberlea will be used by the two (2) Grade 6's staying there as Grade 7 next year, but the auditoriums will have to be partitioned off, and also in the Glengarry School. He said that there are four (4) spare rooms in Hubbards and in that area there are three (3) classes of Grade 6, or 81 students which will occupy three (3) of these rooms. He said that the Board proposes to transport those from the Hammonds Plains Road down to Hubbards to three (3) of the four (4) classrooms. He said that at Brookside the Grade 6 will remain there as Grade 7 and in the Shad Bay, Terence Bay school there are 81 in Grade 6 this year who will be using the three (3) proposed portable schools which would be erected on the school property at Shad Bay and that the one (1) spare classroom in Terence Bay will be used next year.

Councillor P. Baker then asked about sending children to school at the age of six (6) instead of five (5). Mr. Perry replied that most parents wanted their children sent to school before they were five (5).

In reply to Councillor C. Baker, Mr. Perry said that they did not plan to use the Ketch Harbour School after the new school was built.

Councillor Tonks asked how many children there are per room throughout the County and Mr. Perry said that he could not give a definite figure at this time.

Councillor P. Baker observed that most of these portable classrooms were proposed for his area and this was hardly surprising because of the large growth of population there in the past few years and new school construction having been in the Eastern part of the County.

The Warden called for a vote to defer the motion. (Motion defeated).

The Warden called for a vote on the Amendment. (Amendment defeated).

It was moved by Deputy Warden Nicholson, seconded by Councillor Gaetz:

Municipality of the County of Halifax,
Temporary Borrowing Resolution,
\$70,000.00 - Portable Schools.

"THAT WHEREAS by Section 6 of Chapter 186 of the Revised Statutes, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of the said Act and notwithstanding any of the provisions of any special or general Act of the Legislature of Nova Scotia, every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for school purposes and erecting or purchasing or improving lands for such buildings;

AND WHEREAS by Section 8 of the said the Municipal Affairs Act it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS it is deemed necessary by the Municipal Council of the Municipality of the County of Halifax to borrow a sum not exceeding Seventy Thousand Dollars (\$70,000.00) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for school purposes and erecting or purchasing or improving land for such buildings;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the Municipal Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS it is deemed expedient to postpone the issue of such debentures and to borrow such sum, not exceeding Seventy Thousand Dollars (\$70,000.00) as may be necessary for the purpose aforesaid from the Royal Bank of Canada at Armdale, Nova Scotia, the sum so borrowed to be repaid said Bank from the proceeds of said debentures when sold;

BE IT THEREFORE RESOLVED that the Municipality of the County of Halifax do, under and by virtue of the Municipal Affairs Act, and subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the said Municipality a sum not exceeding Seventy Thousand Dollars (\$70,000.00) for the purposes aforesaid;

THAT under and in accordance with said The Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

THAT the issue of such debentures be postponed and that the said Municipality do, under and by virtue of the provisions of Section 148 (1) of Chapter 7 of the Acts of 1955, the Municipal Act and subject to the approval of the Minister of Municipal Affairs borrow a sum or sums of money not exceeding Seventy Thousand Dollars (\$70,000.00) from the Royal Bank of Canada at Armdale, Nova Scotia;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months with interest thereon to be paid said Bank at the rate of 7 3/4 per centum per annum and that the amount so borrowed be repaid said Bank from the proceeds of the said debentures when sold". (Motion carried).

The Assistant Clerk read the Report of the Finance and Executive Committee.

It was moved by Councillor Giles, seconded by Councillor Gaetz:

"THAT the Report of the Finance and Executive Committee be approved".
(Motion carried).

Councillor Tonks took exception to the Finance and Executive Committee accepting a tender lower than the highest tender for surplus schools.

It was moved by Councillor Tonks, seconded by Councillor Hudson:
AMENDMENT

"THAT the highest tender with regard to the Hammonds Plains School and Marinette School be accepted". (Amendment defeated).

Deputy Warden Nicholson said that negotiations had been going on for several years by the Hammonds Plains Fire Commissioners and considering the service they were providing to the community, it was felt that this tender acceptance was justified; as to the school in Marinette, Mr. Curry has a large family and lived in the immediate area, while the other tenderer is largely speculating and it was felt that for a matter of \$50.00 it was better to help provide the man with a decent home.

Councillor P. Baker agreed with this saying that Mr. Curry has been sick at times and has had to appeal for help and it was cheaper to accept his tender than have to pay high rents for him through Welfare later, that he is well known and respected in the area and his children go to school there.

Councillor Giles said that the school in Hammonds Plains was built with money from the people of the community and when the School Board took it over they assumed the balance of the mortgage on it and were now declaring it surplus although there is still a debt on it which the people of Hammonds Plains are willing to pay off the outstanding debt and actually the land that it is sitting on cannot have a clear title only to the Fire

Commissioners of Hammonds Plains.

Councillor Tonks said that here is a case where the Hammonds Plains School did cost the County some money, so what about the two (2) schools in Eastern Passage, if they were being declared surplus on which there was no debt, and cost the County nothing. He pointed out that one of the tenderers on the Cow Bay School, Mr. C. A. Myers, devoted many years of his life to this Council and Mrs. Conrad, who tendered, had difficulties also and he wondered if they would be dealt with in the same light as the others. He said he could not go along with it when it meant throwing away \$3,050.00.

The Warden called for a vote on the Amendment. (Amendment defeated).

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor Tonks:

"THAT the rental for the Eastern Passage Fire Hall be cancelled and the Fire Department be reimbursed with the money which had been paid over the last three (3) years". (No seconder).

In reply to Councillor P. Baker, the Assistant Clerk, Mr. Bensted, said that Robb Engineering is heating the building where the Eastern Passage Fire Department is housed and the County pays a portion of that heat and charges rent to the Fire Department.

It was moved by Councillor P. Baker, seconded by Councillor Johnson:

"THAT the matter of rental charges re the Eastern Passage Fire Department be referred to the Finance and Executive Committee". (Motion carried).

The Assistant Clerk read the Supplementary Report of the Finance and Executive Committee.

It was moved by Councillor P. Baker, seconded by Deputy Warden Nicholson:

"THAT the Supplementary Report of the Finance and Executive Committee be adopted". (Motion carried).

It was moved by Councillor P. Baker, seconded by Deputy Warden Nicholson:

"THAT the matter of outstanding accounts re Lieutenant Governor Warrant cases, Indian patients, and Department of Veteran Affairs cases be referred to the Finance and Executive

Committee for any action that might be necessary in order to collect these accounts". (Motion carried).

Councillor P. Baker said that \$40,000.00 was received from the Department of Indian Affairs due to the pressure placed on that Department by the Board of Management of the Halifax County Hospital, that this debt dated back to the 1950's and they were given to understand that further payments would be made from the end of March, 1969, by the Provincial Government. He said that besides the 11 Indian patients, there were some 20 Governor Warrant cases and also a bill for Department of Veteran Affairs patients for some \$20,000.00, which the Board had tried to collect and the Nova Scotia Hospital Insurance Commission said verbally that they would pay the amount for these patients, but the municipalities are still responsible for the Governor Warrant cases back to January 1, 1967.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor P. Baker, seconded by Councillor Giles:

"THAT George R. Carlton, Hatchet Lake, be appointed as County Constable re dogs, replacing Vincent Norris". (Motion carried).

It was moved by Councillor P. Baker, seconded by Councillor Gaetz:

"THAT Joseph Arthur Marson, Lower Prospect, be appointed as County Constable". (Motion carried).

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

"THAT the Clerk be authorized to borrow the sum of \$400,000.00 from the Nova Scotia Trust Company for a period of three (3) months with interest at the rate of 7 1/2%". (Motion carried).

It was moved by Councillor C. Baker, seconded by Councillor P. Baker:

"THAT WHEREAS the lobster fishery is an important element of the economy of the Municipality of the County of Halifax;

AND WHEREAS the fishery is threatened by illegal fishing;

AND WHEREAS it is understood that it is the intention of the Department of Fisheries to remove from the Halifax area the large patrol vessel and station it in the Gulf of St. Lawrence during the closed season;

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Tuesday, April 15, 1969

AND WHEREAS in order to protect the fishery from illegal fishing during the closed season it is necessary to have a large properly equipped fishery patrol vessel permanently stationed in this area properly equipped with radar, depth sounder, radio telephone and efficient search light;

BE IT RESOLVED that this Council request the Minister of Fisheries to order that such a large patrol vessel be stationed in the Halifax area during the closed season in order to protect the lobster fishery from illegal fishing during the period first of June to first of December by patrolling the Halifax Harbour area and the eastern and western approaches thereto". (Motion carried).

Solicitor Cox explained the new legislation regarding the Police Services Act, being Bill 129, as it applied to this County saying it looked like quite an improvement over the old legislation and would become effective on proclamation.

It was moved by Deputy Warden Nicholson, seconded by Councillor Giles:

"THAT Council adjourn".
(Motion carried).

Council closed with the singing of "God Save the Queen".

M I N U T E S

of the

S E C O N D Y E A R M E E T I N G S

of the

T H I R T Y - S I X T H C O U N C I L

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

MAY COUNCIL SESSION
TUESDAY, MAY 20, 1969

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MINUTES OF THE MAY SESSION OF THE SECOND
YEAR COUNCIL OF THE THIRTY-SIXTH COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX.

The May session of the Council of the Municipality of the County of Halifax convened at 10:00 a.m., Tuesday, May 20, 1969, with Warden Settle presiding.

Following the Lord's Prayer, the Assistant Clerk called the roll.

Council agreed to deal first with the public Hearings on the agenda.

The Assistant Clerk introduced the Public Hearing of the James A. Cross property from General Building Zone to Mobile Home Park (T) zone and advised Council that this had been duly advertised and a petition received dated May 6, 1969, which he read to Council signed by Mr. Dennis J. Rogers with 73 signatures out of the 76 submitted reported as bona fide signatures by the Assessment Department. This petition was against the rezoning.

Mr. Bill Kidd, articling Clerk with the firm of Drury, Huestis, Anderson, Dickie & Kimball, appeared before Council representing the owners of the mobile homes who were applying for their rezoning so as to relocate their mobile homes on these lots. Mr. Kidd described the applicants, length of residence in the area, number of children and occupations and made the following points:

1. Applicants purchased these lots so that they could move from the 120 unit Westphal Trailer Park where the lots are very small and crowded so that they would have space and privacy.
2. Applicant's investment (\$1,000 for the lot plus \$500 for bulldozing and landscaping).
3. That with the work the applicants plan for their lots, including car garages, further landscaping and Mobile Homes valued at \$10,000 or more it would appreciate rather than depreciate the properties surrounding for the area is presently semi-swamped.
4. Mobile Homes are not new to the area, since there is already one on Barbara Drive and others in the area which are very attractive.
5. Whether a Mobile Home or a permanent dwelling is located on these lots, they will have to have soil tests and be approved and one lot has already been approved and they have every reason to believe that the soil tests on other lots will be approved.
6. These lots are at the end of a dead end street and secluded from the rest of the subdivision and the road.
7. The only people this might be affecting were the people on Barbara Drive and with only one exception the residents had agreed to the Mobile Homes.
8. Because of the location, this will not change the land use of the area. Mr. Kidd circulated photographs of the Mobile Homes which would be moved

to these lots and also of other mobile homes in the area.

In reply to Councillor Smeltzer, Mr. MacCormack said that his mobile home was valued at \$10,500. Solicitor Cox advised that it would be assessed for not its purchase price but for its resale value.

Deputy Warden Nicholson added that there was an allowance of 15% for furniture and 25% for depreciation which brought the assessment of the mobile home down to approximately 50% of its value at the outset and 5% depreciation reduction each year.

Mr. Dennis Rogers, the owner of property at 7 Karen Drive, Dartmouth, said he did not have all the maps and photographs and other hogwash that had been presented to Council this morning but these trailers would be abutting his back yard where it is swampy and the sewage was running into the swamp. He said that the wooded area behind the lots could also be cut down and rezoned and there was no knowing how many trailers might be located there. He said that the residents of the subdivision with homes from \$15,000 to \$26,000 value had worked very hard to improve the area and raise the value of their homes and he understood that the people signing the petition in favour of the rezoning were mostly relatives of Mr. Cross, the applicant. He said that some time ago there was a proposal to put in an asphalt plant in general area and this was discouraged and before that a proposal for a garbage dump in the general area, but the people had approached Councillors and they had agreed with the residents. He said that the real estate agents said that these trailers would depreciate their homes and that they looked bad enough where they were now as you go along #7 Highway.

Mrs. Bernard Walsh, 1 Hillsborough Drive, said these mobile homes would be facing her property and since their Councillor was unable to speak on their behalf, they had come in to make the submission on their own. She feared devaluation of her own property and that the mobile home lots would not be kept up in an attractive fashion and that this change of zoning would open the way for others. She realized that these people had invested a lot of money on this but questioned that they had done this without approval and that as homeowners they wanted to protect the values of their own homes.

Mr. Bensted, the Assistant Municipal Clerk, read the portion of the Report of the County Planning Board dealing with this proposed rezoning.

It was moved by Councillor C. Baker, seconded by Councillor P. Baker:

"THAT the proposed rezoning of the James A. Cross property at Westphal be deferred to June Session of Council".
(Motion carried).

In reply the Deputy Warden Nicholson, Warden Settle said that this was well within the three mile limit of the Dartmouth City limits.

The Assistant Clerk introduced the Public Hearing on the property of George Zinck, of Bedford, from R2 to R4, advising that it had been duly

advertised in the proper manner and read a petition having ten (10) names on it submitted by Mrs. P. Mossman of Bedford.

Mr. George Zinck, owner of the property, said that this lot was on a corner and questioned the references to retaining walls and mounds of earth on the property. He said that he keeps his properties in first class condition and plans to build a first class building and keep it that way and it would mean more revenue to the County.

Mr. Mossman addressed Council questioning the remarks that some signatures were not authentic. He said that his property was next to the one in question and certainly he was a bona fide petitioner and the other, Mr. Weaver, was ill and in Fall River and had agreed on the phone to sign and his wife had signed the petition per her own name for him and this signature could be obtained if necessary. He questioned the fact that his own property was not circled on the map submitted to Council.

Solicitor Cox said that unless there was a properly executed Power of Attorney, that it was not an acceptable signature if some other person signed on their behalf. He also replied to question of Councillor Hudson that it was the prerogative of Council to determine who would be affected by a proposed zone change, whether it would be within 100 feet, etc., this was something which Council had to decide.

Mr. Mossman said that being adjacent to the property in question, they had initiated the petition and circulated it to residents and the signatures had all been witnessed by his wife. He said that the property had not been well maintained and there was no reason to believe that it would be in the future.

In reply to Councillor Hudson, Mr. Gough said there was two of the signatures of the 10 on the petition, Mr. Weavers and another one which he thought was the case of a different member of the family than the one assessed signing the petition were not verified by the Assessment Department.

Councillor Giles said that this Council has been saying that this Master Plan is the Plan of the County and must be adhered to and approving this application would be contrary to the Master Plan. He said that the surrounding homes were nice homes. He said that there were two (2) other vacant properties and if this was approved, he understood that there would be an attempt to have the other two rezoned for apartments and he felt that this was very wrong in a residential area.

It was moved by Councillor Giles, seconded by Councillor Hudson:

"THAT the proposed rezoning of the
George E. Zinck property, Bedford,
(Lots 71 and 71B) be rejected".
(Motion carried).

Mr. Bensted, in reply to Councillor Hudson, said that a survey had been done re water and sewer capacities for the proposed building and that was sufficient capacity for this proposed building.

Councillor Giles pointed out that although there might be sufficient water and sewer capacities for this one proposed building, he doubted whether it would be sufficient for others which would follow.

Warden Settle presented Mr. Frank Rogers, Psychiatric Attendant at the Halifax County Hospital, with a Winston Churchill Memorial Fund Scholarship Medallion, explaining that Mr. Rogers had taken his training in England and that this was a very high honour since only a very few were awarded throughout the world each year.

Mr. L. Havers, Acting Administrator of the Halifax County Hospital, said that this award was something which was quite exceptional and required extensive travel and tours of the top ranking institutions in North America and a very exacting thesis. Mr. Havers said that as a member of the staff of Halifax County Hospital he felt they were very fortunate to have such a man with such wide exposure as Mr. Rogers, who chose to come and work at the Halifax County Hospital.

Warden Settle declared a five (5) minute recess.

It was moved by Deputy Warden Nicholson, seconded by Councillor Baker:

"THAT the May Session be adjourned
to go into Annual Session". (Motion carried).

Mr. Havers, Acting Administrator of Halifax County Hospital, introduced Mr. Flock, the newly appointed Director of Occupational Therapy at the Halifax County Hospital, to Council, and also Mr. Jessome, the Director of Social Work for the Halifax County Hospital.

The May Session of Council then resumed.

Councillor P. Baker referred to a recent item in the May 14th., issue of the Halifax Mail-Star where he was quoted as having said that Council spent two hours deciding on a \$50 expenditure and passed a \$1,000 expenditure without question, also, he was quoted as saying there was too much dry rot here in Council. Councillor Baker said that he had not made these statements and if he had any statements to make regarding this Council, he would not go behind anybody's back or behind closed doors but would make his statements here on the Council floor.

Mr. Bensted read a letter from Councillor Tonks who is in hospital as a result of an accident. Council agreed that this letter be filed.

Mr. Bensted read a letter from Mr. I. W. Akerley, Minister of Highways, re connecting road from Pennant to Terence Bay.

Councillor P. Baker felt that there should be immediate follow up on this matter, that the situation had changed since annexation and it is necessary to travel some seven (7) miles through the City, Spryfield area, to go back to the County because of this road not being completed, also the tuitions which this County had to pay for students now attending the former County schools which were taken over with annexation. He said that transporting school children 80 miles a day was ridiculous and that perhaps

an appeal should be made to the Federal Government. He suggested that the Honourable Minister was not familiar with the details and that they should be brought to his attention. He said that he was not so concerned with tourism as to the welfare of the people in the Herring Cove, Ketch Harbour, Terence Bay and Shad Bay areas who needed this road and in case of catastrophe would be bottled in.

It was moved by Councillor P. Baker, seconded by Councillor C. Baker:

"THAT the delegation that previously met with the Minister of Highways request another meeting with the Minister of Highways and the Minister of Education re connecting road from Pennant to Terence Bay". (Motion carried).

Councillor C. Baker concurred with these remarks, saying that it appeared that no thought had been given to the Pennant and Harrietsfield area and Ferguson's Cove were apparently also forgotten and this letter was certainly not realistic.

Councillor Hudson said that although this motion might not get the road built, it might hasten the amalgamation of the school boards and then students would attend whatever school was nearest them and that would do away with tuition.

The Assistant Clerk read a letter from Maritime Telegraph and Telephone Company re telephone service.

Council agreed to receive this letter.

Mr. Bensted read letters from Central Mortgage and Housing Corporation and from Mr. Robert L. Stanfield. Council agreed that these letters be filed.

Mr. Bensted read a letter dated May 14, 1969, from the Department of Highways saying that the Governor-In-Council had recinded the declaration restricting the Parkway in the Peggy's Cove area and Councillors were in agreement with this Order and that this letter be filed.

Mr. Bensted read a letter addressed to Councillor Gaetz from District #15 Ratepayers of West Lawrencetown.

It was moved by Councillor Gaetz, seconded by Councillor Daye:

"THAT this letter be turned over to the Finance and Executive Committee". (Motion carried).

The Assistant Clerk read a letter from Mr. Andrew Thompson that he was unable to act on the Building Board. Council agreed to deal with this later in the session.

The Assistant Clerk read letters from Mr. Vernard Daye and Mr. Samuel Rhuda accepting their appointments to the Appeal Court. Council

agreed that these letters be filed.

Council agreed to hear from the delegation from East Preston with their submission:

Reasons why we think a new Consolidated and Integrated Elementary School is a great necessity in our age.

It is our sincere belief that:

- (a) The Negro child in our area is facing a challenging future and he must be prepared educationally in the best environment possible and we feel such a school will meet this need;
- (b) The child born and raised in a confined ghetto is deprived of preparing himself both culturally and socially for the wider world of which he is a part and the sooner he becomes aware of this the easier it will be for him to become a part of his society;
- (c) The failure of many of our students to successfully complete high school is attributed to lack of incentive and drive in All Negro school;
- (d) We believe that in a day when such stress is placed on inter-racial action, the school must spearhead this program and allow children to mix in an integrated environment;
- (e) The over-crowded schools presently serving our community does not serve to the benefit of student to receive the ultimate in teaching;
- (f) Additions made to the present buildings in our community will only delay for many years the total integration of the school population and consequently progress will be delayed;
- (g) We believe that failure to erect such a school at this particular time will consequently deter the education of our children and keep the community back approximately twenty years;
- (h) We believe that grade seven is too late to take children out of segregated schools whereas they will not only be introduced to more complex studies, but will also be expected to adapt themselves to integration from a social point of view.

Mrs. Matthew Thomas, East Preston, presented her submission to Council.

The Assistant Clerk read the Warden's Report to Council.

It was moved by Councillor Gaetz, seconded by Councillor C. Baker:

"THAT the Report of the Warden be received". (Motion carried).

The Assistant Clerk read the Report of the County Planning Board.

It was moved by Councillor Gaetz, seconded by Councillor Daye:

"THAT the Report of the County Planning Board be adopted as amended". (Motion carried).

Councillor Giles referred to minutes of the Planning Board meeting going back to the Board of Health and the requirement for double soil testing, which he said was causing considerable delay in construction and this in turn led to other delays. He charged that the Board of Health are always saying that they have such great powers but that they did not have the guts to enforce their regulations. He said that a Mr. E. Boutilier had written to the County last October that the property next to him had effluent running over the property, that it was owned by a widow and was sold to a Mr. MacIntosh who rented it, that it was an old shack and in deplorable condition and that he had been ordered to fill in a dug well but had not done it. He said there were at least 5 problematic areas of this nature and asked why the Board of Health is not doing something about it. He said that it appeared that the only ones to get a fair hearing from this County was people in the profit making business but he came here to represent the individual who was not getting fair treatment. He charged that this Council is getting so frustrated, it is like a creature eating its' own tail and is going to devour itself. He said that this man has been given permission to use this lot for profit making and was not being forced to comply to the regulations by the Department of Health.

The Assistant Clerk advised that this property had changed hands and a disposal bed could not be approved because of the location of the dug well on the property and that much correspondence had taken place. He said he received a letter last Friday and had turned it over to Dr. Cameron for investigation and full report at the next meeting. He agreed that the owner had not acted quickly but the letter is in Dr. Cameron's hands now.

Councillor P. Baker said that with all due respect to Councillor Gile's remarks, he felt he was not properly informed, that he did not personally remember this particular case because there were dozens of cases that they handled and took action on, but they had to act within the powers given them and these powers are limited. He said that Dr. Cameron comes in with recommendations and they are accepted and sometimes not accepted. He said the Board of Health could do with more co-operation in matters of Health, and cited the case of the Department of Highways official saying it was not his concern that sewage was running down into the ditches where his men were working, and this for example was something they could do with some co-operation in protecting the health of the people in this County.

Councillor Cleveland also assured Councillor Giles that this matter would be taken up at the next meeting.

In reply to Councillor Gaetz, re MacDonald Trailer Park in Porter's Lake, the Assistant Clerk reported that a letter had gone out to Mr. MacDonald following the last Board of Health meeting ordering him

to take action within 10 days.

The Assistant Clerk read the Report of the Public Works Committee.

It was moved by Councillor Smeltzer, seconded by Councillor Johnson:

"THAT the Report of the Public Works
Committee be adopted". (Motion carried).

Mr. Gallagher explained the location at White's Lake of the Road and said that it was a C2 road which had not been taken over by the Department of Highways but that it had been surveyed and the deed presented to the Department for takeover with no cost to the abutters.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor P. Baker, seconded by Councillor Snair:

"THAT WHEREAS The Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road in Whites Lake, Halifax County, Nova Scotia;

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

THEREFORE IT IS 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 maintaining the same at all times in good condition and shall have access to the said land at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below".

EXPROPRIATION FOR ROAD PURPOSES

STONY BEACH ROAD

AT WHITES LAKE, HALIFAX COUNTY, NOVA SCOTIA

All that certain lot, piece or parcel of land situate, lying and being at Whites Lake in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan entitled "66' Right-of-Way, Stony Beach Road, Whites Lake, Halifax County, Nova Scotia" prepared by J. Forbes Thompson, N.S.L.S., dated the 17th day of April A.D., 1969. Said lot being more particularly described as follows:

BEGINNING at an iron pin set on the Northern boundary of Route # 33 at Whites Lake said point also marking the South-west angle of the 66' right-of-way herein described;

THENCE by the magnet of the year 1958 North forty-two degrees thirty minutes West ($N42^{\circ}30'W$) a distance of five hundred and twenty-one and six tenths feet more or less ($521.6'_{\pm}$) to a point;

THENCE North forty-five degrees zero zero minutes East ($N45^{\circ}00'E$) a distance of sixty-six feet more or less ($66'_{\pm}$) to a point;

THENCE South forty-two degrees thirty minutes East ($S42^{\circ}30'E$) a distance of five hundred and twenty-one and fifteen hundredths feet more or less ($521.15'_{\pm}$) to an iron pin on the northern boundary of said Route # 33.

MAY COUNCIL SESSION - 1969
TUESDAY, MAY 20, 1969

STONY BEACH ROAD - CONTINUED

THENCE South forty-four degrees thirty-three minutes West
(S44°33'W) along the northern boundary of Route # 33 a distance
of sixty-six feet more or less (66'±) to the PLACE OF BEGINNING.

It was moved by Councillor Giles, seconded by Councillor Snair:

"THAT Council adjourn until 2:00 p.m."
(Motion carried).

AFTERNOON SESSION

The afternoon session of Council convened at 2:00 p.m., with Warden Settle presiding.

The Assistant Clerk called the roll and gave a report on Mr. Hattie's condition saying that he expected to be back in the office part days this week.

Councillor P. Baker advised Council that despite the meetings that had been held with representatives of every level of government and the promises made and some restrictions lifted, the money being available, the moderate income family with a down payment and able to meet financial conditions are not able to arrange mortgages; he gave examples of groups and individuals throughout the County who had contacted him to assist in getting mortgages arranged and he had gone to the offices of Central Mortgage and Housing and the Nova Scotia Housing Commission until they were tired of seeing him and even some co-op housing developments were not being approved. He said he did not know whether other Councillors were living in such a utopia that they did not have housing problems in their districts, but he seemed to be the only one talking about it and he felt the Public Housing Committee should be reactivated and called the Housing Committee and that there was a great deal the Committee could do if it was active and he refused to accept anything less than action. He said that we hear talk of discrimination but "you do not have to have a dark face to be discriminated against in this County because a lot of the white middle-income families in this County are being discriminated against".

It was moved by Councillor P. Baker, seconded by Councillor Daye:

"THAT the Public Housing Committee be requested to seek an immediate meeting with the Provincial Minister on Housing in order to see what can be done about the serious lack of housing".
(Motion carried).

Deputy Warden Nicholson said that they are throwing millions into concrete structures and there is the land available but the people cannot build without building permits and mortgages.

Councillor C. Baker and Councillor Daye told of similar problems due to lack of housing in their areas and favoured the reactivation of the Housing Committee to meet with the Minister of Housing.

Deputy Warden Nicholson said he would be happy to meet with the Minister but was not very optimistic about it. He believed that the authorities should be more realistic and warned Council that relaxations in regulations were bound to conflict with Bill No. 89.

Councillor Johnson said there was also a great need in his area for housing and people who had the money and were willing and able to pay mortgages, that they could get \$4,000 or \$5,000 for a car but not a cent