

September Council Session - 1969  
Tuesday, September 16, 1969

of the sewage treatment plant being part  
of Stage 2 of the Bedford-Sackville water  
and sewage system". (Motion carried).

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

"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

OCTOBER COUNCIL SESSION  
TUESDAY, OCTOBER 21, 1969

I N D E X   O F   M I N U T E S

Addition - 1969 Budget - Municipal School Board -----	18
Appointment - Councillor C. Baker - Municipal School Board -----	24
Appointment - Fire Wards - District #11 -----	23
Appointment - Special Constables - District #2 - Hallowe'en Night -----	22
Approval of Minutes - September Council Session -----	6
Back Bay Road, Terence Bay - Expropriation -----	12, 13
Baker, Councillor C. - Nomination - Municipal School Board -----	23
Baker, Councillor C. - Appointment - Municipal School Board -----	24
Baker, Councillor P. - Nomination - Municipal School Board -----	23
Beach - Chezzetcook - Lease - Department of National Defence -----	22
Bedford - Public Hearing - Tolson Property - Rezoning -----	1, 2
Bedford - Division Street - Expropriation -----	11
Budget - 1969 - Municipal School Board - Addition -----	18
Business Arising from Minutes:	
(a) Letter from Minister re Municipal Boundaries and Representation Act -----	2, 3
(b) Letter from Minister of Finance re Bill No. S-38 -----	3, 4
Central Mortgage & Housing Corporation - Development - Clarence Park -----	9, 10
Clarence Park - Central Mortgage & Housing Corporation - Development -----	9, 10
Clarification re Statements - Halifax Mail-Star - Director of Welfare -----	23
Committee Member - Threat -----	4, 5
Contract - Gulf Steel Limited -----	21
Correspondence - Minister of Finance -----	3, 4
Correspondence - Minister of Municipal Boundaries and Representation -----	2, 3
Correspondence - Nova Scotia Union of Municipalities -----	2
Cost - Schools -----	6
County Planning Board Report -----	7, 8
Department of Highways - Wages -----	4
Department of National Defence - Lease - Chezzetcook Beach -----	22
Development - Clarence Park - Central Mortgage & Housing Corporation -----	9, 10
District #2 - Appointment - Special Constable - Hallowe'en Night -----	22
District #2 - Temporary Borrowing - Junior High School -----	18, 19
District #10 - Temporary Borrowing - Junior High School -----	19-21
District #11 - Appointment - Fire Wards -----	23
Division Street, Bedford - Expropriation -----	11
Expropriation - Division Street, Bedford -----	11
Expropriation - Old German Road, Lake Major -----	14, 15
Expropriation - Road to Back Bay, Terence Bay -----	12, 13
Fenerty, A. J. - Upper Sackville - Notice of Intention to Rezone -----	8
Finance and Executive Committee Report -----	21, 22
Finance and Executive Committee Report - Supplementary -----	22
Fire Wards - Appointment - District #11 -----	23
Gulf Steel Limited - Contract -----	21
Halifax Mail-Star - Clarification - Statements - Director of Welfare -----	23
Items of Expenditures - School Capital Minutes -----	6
Junior High School - District #2 - Temporary Borrowing -----	18, 19
Junior High School - District #10 - Temporary Borrowing -----	19-21
Lake Major - Old German Road - Expropriation -----	14, 15
Lease - Department of National Defence - Chezzetcook Beach -----	22
Lists - Welfare Recipients -----	5

I N D E X   O F   M I N U T E S

(CONTINUED)

Minister of Finance - Correspondence -----	3, 4
Minister of Highways - Request re change in restricted area - Peggy's Cove -----	7
Minister of Lands & Forests - Troop Grant -----	7
Minister of Municipal Boundaries & Representation - Correspondence -----	2, 3
Minutes - Approval - September Council Session -----	5
Municipal School Board - 1969 Budget - Addition -----	18
Municipal School Board Report -----	16-18
Municipal School Board - Appointment - Councillor C. Baker -----	24
Municipal School Board - Nomination - Councillor C. Baker -----	23
Municipal School Board - Nomination - Councillor P. Baker -----	23
Nomination - Councillor C. Baker - Municipal School Board -----	23
Nomination - Councillor P. Baker - Municipal School Board -----	23
Notice of Intention to Rezone - A. J. Fenerty, Upper Sackville -----	8
Nova Scotia Union of Municipalities - Correspondence -----	2
Old German Road, Lake Major - Expropriation -----	14, 15
Peggy's Cove - Request - Minister of Highways re change in restricted area -----	7
Public Hearing - Richard F. Tolson, Bedford - Rezoning -----	1, 2
Public Works Committee Report -----	8, 9
Reports Re:	
County Planning Board Report -----	7, 8
Finance and Executive Committee Report -----	21, 22
Finance and Executive Committee Report - Supplementary -----	22
Municipal School Board Report -----	16-18
Public Works Committee Report -----	8, 9
School Capital Program Committee Report -----	18
Warden's Report -----	7
Request to Minister of Highways re change in restricted area - Peggy's Cove -----	7
Rezone - Notice of Intention - A. J. Fenerty, Upper Sackville -----	8
Rezoning - Richard F. Tolson, Bedford - Public Hearing -----	1, 2
Road to Back Bay, Terence Bay - Expropriation -----	12, 13
Sackville - Notice of Intention to Rezone - Fenerty Property -----	8
School Capital Minutes - Items of Expenditure -----	6
School Capital Program Committee Report -----	18
Schools - Cost -----	6
September Council Session - Approval - Minutes -----	5
Special Constable - District #2 - Appointment - Hallowe'en Night -----	22
Supplementary Report - Finance and Executive Committee Report -----	22
Temporary Borrowing - Junior High School - District #2 -----	18, 19
Temporary Borrowing - Junior High School - District #10 -----	19-21
Terence Bay - Back Road - Expropriation -----	12, 13
Threat - Committee Member -----	4, 5
Tolson, Richard F. - Bedford - Rezoning - Public Hearing -----	1, 2
Troop Grant - Minister of Lands & Forests -----	7
Wages - Department of Highways -----	4
Warden's Report -----	7
Welfare Recipients - Lists -----	5

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

The monthly session of Halifax County Council convened at 10:00 a.m., Tuesday, October 21, 1969, with Warden I. Settle presiding.

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

Council agreed to deal with the Public Hearing first on the agenda.

The Clerk advised that this Public Hearing had been duly advertised according to the Town Planning Act, that there had been no communications received in favour of this proposed rezoning but there had been considerable objection to it, including letters and petitions with a total of 129 names which had been checked out by the Assessment Department as to assessed property owners in the area.

Mr. Gough illustrated the area in question with large skematic maps.

Mr. G. H. Fitzgerald, Solicitor for the owner of the Tolson property, addressed Council in favour of the rezoning. He said that the owner is tied in on an option with people who wish to establish a tavern on this property and although he expected objection, the tavern would not be open during hours when children were going to school, that everyone coming out of the tavern would not be impaired or drunk and that the people would get used to it once things settled down. He suggested to Council that the matter be deferred until a later date because the residents' battle should rightly be with the Nova Scotia Liquor Commission Board when owners made application for a tavern and not in County Council.

Mr. David Bryson represented residents from Union Street, Bridge Street and Meadow Street in Bedford who were strongly against rezoning this lot commercial in the midst of a residential area, which street had only one exit, traffic problems at the intersection which would increase; and more than 60 children on Union Street alone had to go to school on this road. He said that the people did not particularly object to a tavern, but they did object to this land being zoned commercial for any business endeavour. He cited two precedents, one Raymond Fredericks who appeared before Judge Green May 18th-June 7th., for using a building on Union Street, in whole or in part for business and this was only used as an Insurance office, however, at that time the County felt strongly enough about it to warrant prosecution. Also the case of Morton Kelly who tried to have a lot rezoned to put a mobile home, both of which Council took exception action against and which received considerable publicity.

Solicitor Cox, in reply to question, said it was his understanding that one of the requirements for the Nova Scotia Liquor Licensing Board for issuing a permit was that the applicant have property upon which he can legally operate a tavern. Regarding the Master Plan, he said there was a condition in the bylaws where property may be allowed to be used in a nonconforming way if it existed there prior to zoning, provided that the

property is not sold or extended or used for any other purpose than at the time of zoning, with the exception of minor repairs or extensions.

Councillor Giles pointed out that this property is in the center of a residential section where people chose to live away from commercial development for peace and tranquillity and would not have settled there had they anticipated commercial establishments in the area. He said he saw no reason to approve this rezoning for the purpose of a tavern because there were ample lots suitably located for such a purpose in the immediate vicinity.

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

"THAT the application for rezoning Lot T1 of the Richard F. Tolson property at Bedford from R1 (Single Family Residential Zone) to C2 (General Business Zone) be not allowed".  
(Motion carried).

Councillor Tonks said that a tavern was established in his district some years ago and the people did not object to the rezoning at the time, but since then there have been several accidents in front of the tavern and he believed if such a proposal was to come forward from his district again, the people would take action against it, and he did not feel that this situation should be encouraged in other districts.

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

The large audience in the galleries gave a spontaneous ovation to Council for their action in this matter.

The Clerk read a letter from the Nova Scotia Union of Municipalities and Council agreed that this letter be filed.

Warden Settle issued an invitation to Councillors for dinner at the Armview at noon.

Mr. Hattie read a letter from the Minister of Municipal Boundaries and Representation.

Councillor P. Baker said that from reading this letter he felt that the Cabinet and Mr. Veniot was asleep, on the one hand he says he respects the people's vote, and in the next he recommends against the holding of a plebiscite which would be binding on a decision for annexation. He did not think it was right or democratic for any three (3) men, no matter who they were, to be allowed to dictate the fate of thousands of people and he felt this matter should be reconsidered by the Premier in light of all the facts.

Deputy Warden Nicholson felt that in the event of proposed amalgamation, all the facts should be brought together, how much it would cost, the services to be provided, boundaries, etc., and explained to the people and then let them take a vote on it.

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

"THAT a further letter be sent to the Premier and to the Minister of Municipal Affairs requesting them to amend the Municipal Boundaries and Representation Act so that the Board of Public Utilities be required to hold a plebiscite in the case of annexation, after the Board has held its' hearing and after all the facts and financial implications are known both to people in the annexing Municipality and to people in the area to be annexed".  
(Motion carried).

Councillor Hudson asked whether Council felt that the results of such a plebiscite should be binding on the Board.

Warden Settle said that some time ago there was a plebiscite in District #12, half of the district voted one way and the other half the other way, so that it did not seem to prove anything.

Councillor Giles did not feel that it would accomplish anything other than to let the politicians know how the people felt about the subject but that this was an important feature. He said that in his district there was a 50-man committee set up to study the possibilities of amalgamation and he questioned whether it was right for 50 people to direct the direction in which the district would be steered.

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

Mr. Hattie read a letter from the Minister of Finance, Mr. Benson.

Deputy Warden Nicholson pointed out that this bill did have a very definite effect on the borrowing of money by the Municipality.

Warden Settle, in reply to Councillor Gaetz, said that the Bill may not limit the 20% but it would certainly narrow down the market because the mortgage companies and others buy these bonds.

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

"THAT the Minister of Finance of the Federal Government be asked to consider the establishment of a reserve fund that could be used as a loan fund to Municipalities". (Motion carried).

In reply to Councillor Tonks, Warden Settle said that there was a Municipal Loan Fund in the past but it was administered very strictly by the Provincial Government, they would not approve loans for projects which

had already begun, although he understood in other Provinces in Canada they were able to get the special loans without this stipulation.

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

Councillor P. Baker brought up the letter from the Minister of Highways regarding scab wages paid to highway workers. He said that he believed that the Minister was misinformed by his advisors, that these men received \$1.25 per hour plus 4% vacation pay and this was for men who worked 9-10 months a year as long as there was work, and some of these men had worked on the highways for as long as 21 years, that the men had no choice but to pay union dues and were not protected by the Union, and he felt that after a man worked for 20 years he should have some sort of protection, sickness pay or protection for his family. He pointed out that these men could not work on days when the weather was bad and did not get paid and some of them had to be subsidized by County Welfare.

Councillor C. Baker felt that although these rates of pay were inherited from another Government, he believed these people were very poorly paid.

In reply to Councillor McCabe, Councillor P. Baker said he believed these workers would qualify for Unemployment Insurance and Canada Pension now and he did not know what percentage of highway workers were on the welfare rolls because, of course, the cases kept changing; however, he did know of three (3) but then there were school bus drivers also on welfare rolls.

Councillor Gaetz said that from other publication in Canada, other areas were also asking for a raise in the minimum wage rate and that the minimum wage had increased from \$1.00 in 1965 to \$1.25. He did not believe these workers were that much worse off than others in Canada and pointed out that stand-by crews were paid for a full 40-hour week whether there was work for them or not.

Councillor Tonks said that only yesterday there was a walkout in a firm in his district because the company hired an unskilled employee for \$1.47 an hour which was more than some of the people were getting who had been there for 12 years so that the Provincial Government is not that far off.

Councillor Tonks asked for his Terms of Reference he had requested at the last Council Session which the Warden had agreed to provide. Warden Settle said that there would be a full scale debate on this matter when it came up later on the agenda.

Councillor Tonks said it was brought before the Welfare Committee last week and as a result, the Chairman of the Committee invited him outside to settle the matter. He felt that a threat to a Councillor should warrant a fine as in sports.



Councillor P. Baker said he would second that motion if it would include that a Committee member or Councillor should not be allowed to jump up and pound the table, shout, swear and disrupt the meeting.

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

"THAT if a threat is presented to a Councillor at a Committee meeting that there be a fine of \$50.00 imposed on the Councillor making the threat".  
(Motion withdrawn).

Councillor Tonks said that there was a motion passed before the Committee that lists of welfare recipients be provided to them and he felt the Director of Welfare was remiss in not providing the lists in accordance with motion and the Chairman was remiss in his duties not to see that they were provided.

Councillor P. Baker pointed out that he had received a phone call and later a written directive from Mr. Gaum, Provincial Minister of Welfare, that if these lists were provided, the Province would withdraw its sharing of welfare costs and it would mean that the County would have to pay 100% of that \$500,000.00 plus budget. He said that he served this Committee as best he could but if this was not suitable to Council, they had the alternative to replace him on the Committee; however, he would not defy a directive from the Provincial Minister of Welfare and would not be told what to do by a Committee member.

Councillor Tonks said that these lists were necessary for the Committee to be able to prepare the report that was expected of them and if they were not able to do that, then the Welfare Committee should be abolished.

Mr. Hattie, in reply to Councillor Giles, said he did not believe the Provincial Government was aware that lists were being provided in other municipalities, but he believed the same directive went out to all municipalities.

Councillor Johnson said that Councillor could go into the Welfare Department at any time and discuss any of the cases in his district and he had done so many times, in fact last year he had been invited to go into the Welfare office to give information on some of the cases from his district. He said that this is the policy of this particular Department.

Councillor P. Baker said that the Welfare Department will not make prepared lists for Councillors because it is impossible, the cases change, many of them every week, but they are available for Councillors to inspect.

Councillor Tonks withdrew his motion.

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

October Council Session - 1969  
Tuesday, October 21, 1969

"THAT the minutes of September 16, 1969,  
Council Session be approved".  
(Motion carried).

Councillor Hudson asked to have a report on the cost of schools, after they were completed, particularly Sir John A. MacDonald High School and the George P. Vanier Junior High School. Councillor Hudson said that she had made a motion requesting such a report for the October session.

Mr. Hattie said that all of the schools had now received final approval by the Medical Health Officer, Dr. Cameron, there were four or five (4 or 5) awaiting either Department of Highways or Fire Marshal's approval.

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

Councillor Tonks asked that the items of expenditure approved by the Capital Building Committee be described and itemized, otherwise, there was no point in sending the minutes of those meetings out.

Deputy Warden Nicholson asked exactly what the Councillor wanted? He said that these figures represent progress payments made to the Contractor on a percentage basis of work done and included all facts: electrical, structural, plumbing, etc., on a percentage basis of the whole job.

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

"THAT in the future the entire costs of schools, furniture, etc., be made available to Council at the time of the final inspection of that school".  
(Motion carried).

Deputy Warden Nicholson said that if this was broken down, what would happen, for example, in the case of the Cole Harbour Junior High School which was turned over to the Municipal School Board before it was completed and workmen still there? He said that the incinerator had been opened right up doing considerable damage to the unit, the chimney and perhaps the roof, and there was a question as to who is responsible for this? He said this was not the heating system but the incinerator used to burn garbage and was not supposed to be left unattended.

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

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

AFTERNOON SESSION

The afternoon session reconvened at 2:00 p.m., with Warden Settle presiding.

The Clerk called the roll.

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

"THAT the Minister of Highways be requested to change the restricted area from the sign at Middle Point at Indian Harbour and move this sign to the top of the hill this side of the whale's back near Peggy's Cove". (Motion carried).

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

"THAT the Minister of Lands & Forests be requested to take over the "Troop Grant" as an additional to the Peggy's Cove Commission property". (Motion carried).

The Clerk read the Report of the Warden to Council.

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

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

The Clerk read the Report of the County Planning Board.

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

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

Referring to the application for side yard reduction in the Pinedale Park Subdivision, Councillor P. Baker questioned the fact that a subdivider who had to have the land surveyed for a building permit and who was experienced in subdividing should find himself in this position.

Councillor Giles said the point in question was, why did the owner put in the foundation before the footings were approved, it appeared obvious that he was trying to put the Planning Board and this Council in a corner for he was not justified in putting in the foundation in the first place. He felt it was a case of misrepresentation.

Councillor Tonks said this looked like lack of backbone on the

October Council Session - 1969  
Tuesday, October 21, 1969

part of the Planning Board to ask Council to approve something contravening the Bylaws on the one hand and coming into this Council this morning for a Public Hearing on a property without a recommendation. Councillor Tonks showed Council a water sample which had been sent from the Trailer Park at Westphal advised that the water problems in the Beaver and Ettinger Subdivision were still not settled. He asked if there was any assurance from similar problems happening with the approval of new T zones.

Councillor C. Baker said that the Planning Board had to deal with many problems of builders and usually bent over backwards to help them but sometimes as in this case the final decision is passed over to Council.

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

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

"THAT Council give notice in the usual manner of its intention to rezone land of A. J. Fenerty at Upper Sackville from General Building Zone and General Building Area to Mobile Home Park (T) Zone". (Motion carried).

Councillor Hudson said that this land contained five (5) acres and felt it absolutely necessary to have mobile home provision but doubted whether water and sewer could be properly and economically provided for a mobile home development so small and suggested 20 acres so that there would not be the resultant sloppy parks which now exist in the County.

Mr. Gough advised that the ideal size for a mobile home park was difficult to establish, because the terrain in some areas of Halifax County was not expensive to landscape, especially in the Sackville area, it could be done economically in a lot of five (5) acres, that there was no problem with income for these owners, the problem was for more quality.

Councillor Tonks asked if there was any way people can be protected from having to use water of the sort he illustrated with sample.

Councillor McCabe said that about 75% of the wells in Halifax County have sand in them but he questioned whether there was anything wrong with the water other than the water level was low. He felt that a five (5) acre mobile home site could be made much more attractive than one with 400 units on it.

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

The Clerk read the Report of the Public Works Committee.

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

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

Councillor Tonks said that the proposed development of sewer and water services in Eastern Passage was quite impressive but he did not think the project would ever get off the ground. He pointed to the Canadian-British and Public Utilities Reports both recommending these installations in the past and read a letter in the Mail-Star dated back in 1964 from a former Councillor from District #13 pointing out his dissatisfaction with the matter then. Councillor Tonks said he was dissatisfied with the administration of this Council and particularly the County Board of Health who failed to rectify the water problem in the Beaver and Ettinger Subdivision on the one hand and Council allowing the Gulf Oil people to put a trailer on the District Fire Station property and damaged a fence and created a mess on the property.

Mr. Gallagher presented a report on his study of the proposed water and sewer installation in Eastern Passage and Cole Harbour which systems he strongly recommended should be interdependent.

Deputy Warden Nicholson said he would like to see water and sewer in all these areas but questioned whether the County could afford the capital cost of such services.

Mr. Hattie outlined the several factors which would have to be taken into consideration in capitalizing such a project and said it was hoped that by 1970 starts could be made on both sides of the Harbour scheduled for development in the proposed regional plan.

Councillor C. Baker said he was not opposed to this report but questioned why the Meadowbrook Subdivision was bypassed by the sewer when new installations were begun in other areas. Mr. Gallagher replied that it was a matter of distance and that with present development in the area an extension of the services would be uneconomical, however, he felt that proposed new development in the area could change the picture.

Councillor Tonks said he felt the only way Eastern Passage was going to get water and sewer services was by amalgamation to Dartmouth and that neither this report or anything else was going to influence his decision to meet with his ratepayers and seek amalgamation with Dartmouth with their support. He pointed to the 177 serviced lots at Clarence Park and compared its' situation at the end of a little used runway to the position of new proposed development at the end of the most used runway.

Deputy Warden Nicholson reminded Council that Central Mortgage and Housing Corporation had refused to loan money for housing development in Clarence Park and asked who Councillor Tonks wanted verification from, the Premier? The Councillor replied "Exactly!".

October Council Session - 1969  
Tuesday, October 21, 1969

Councillor Tonks asked why he was not called in as the District Councillor on negotiations with Central Mortgage and Housing Corporation until two (2) days before it came to Council and why he was not invited to sit with the dignitaries at the opening of Ocean View Manor as others were?

Solicitor Cox said that the statement by a previous Councillor was not correct, that the Agreement had to be ratified by Council before it could be signed.

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

"THAT representation be made to the Prime Minister of Canada asking that he review the decision of Central Mortgage and Housing Corporation to the effect that the Central Mortgage and Housing Corporation property located at Eastern Passage, Halifax County, Nova Scotia, be sold for Industrial use only and not residential". (Motion carried).

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

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the land hereinafter described is required for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks at Bedford, Halifax County;

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 land hereinafter described for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks and that the compensation for the said land be

BE IT RESOLVED FURTHER that the land to be expropriated is:"

DIVISION STREET

BEDFORD, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain lot, piece or parcel of land situate, lying and being in Bedford, in the County of Halifax, Province of Nova Scotia, bounded and more particularly described as follows:

BEGINNING at the south east corner of an existing thirty-five foot (35') right-of-way now or formerly called Emmerson Street;

THENCE south twenty-six degrees zero eight minutes east (S26°08'E) a distance of one hundred and twelve feet more or less (112'±);

THENCE south sixty-three degrees fifty-two minutes west (S63°52'W) a distance of fifty feet (50');

THENCE north twenty-six degrees zero eight minutes west (N26°08'W) a distance of one hundred and twelve feet more or less (112'±) to the south boundary of the above mentioned Emmerson Street;

THENCE north sixty-three degrees fifty-two minutes east (N63°52'E) along the above mentioned boundary of Emmerson Street, a distance of fifty feet (50') or to the place of Beginning.

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

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

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the land hereinafter described is required for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks at Terence Bay, Halifax County;

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 land hereinafter described for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks and that the compensation for the said land be

BE IT RESOLVED FURTHER that the land to be expropriated is:"

ROAD TO BACK BAY

TERENCE BAY, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain lot, piece or parcel of land situate, lying and being at Terence Bay in the County of Halifax, Province of Nova Scotia, said right-of-way being shown on a plan entitled "Existing Road to Back Bay Terence Bay, Halifax County, Nova Scotia" prepared by J. Forbes Thompson N.S.L.S., dated the 25th of September A.D., 1969, said lot being more particularly described as follows:

BEGINNING at a point on the western side of the existing road to Back Bay, said point also marking the south eastern angle of the right-of-way herein described;

THENCE by the magnet of the year 1969, north eighty-one degrees fifteen minutes west ( $N81^{\circ}15'W$ ) a distance of forty feet more or less ( $40'_{\pm}$ ) to a point;

THENCE north zero eight degrees forty-five minutes east ( $N08^{\circ}45'E$ ) a distance of two hundred and thirty-five feet more or less ( $235'_{\pm}$ ) to a point;

THENCE south eighty-one degrees fifteen minutes east ( $S81^{\circ}15'E$ ) a distance of ten feet more or less ( $10'_{\pm}$ ) to a point;

THENCE north zero eight degrees forty-five minutes east ( $N08^{\circ}45'E$ ) a distance of one hundred feet more or less ( $100'_{\pm}$ ) to a point;



-2-

ROAD TO BACK BAY

TERENCE BAY, HALIFAX COUNTY, N.S.

THENCE north eighty-one degrees fifteen minutes west ( $N81^{\circ}15'W$ ) a distance of ten feet more or less ( $10'\pm$ ) to a point;

THENCE north zero eight degrees forty-five minutes east ( $N08^{\circ}45'E$ ) a distance of two hundred and fifteen feet more or less ( $215'\pm$ ) to the beginning of a curve;

THENCE along a circular curve to the left having a radius of forty feet ( $40'$ ) a distance of twenty-nine and eight tenths feet more or less ( $29.8'\pm$ ) to a point;

THENCE along a circular curve to the right having a radius of forty feet ( $40'$ ) a distance of one hundred and eighty-two and three tenths feet more or less ( $182.3'\pm$ ) to a point;

THENCE along a circular curve to the left having a radius of forty feet ( $40'$ ) a distance of twenty-nine and eight tenths feet more or less ( $29.8'\pm$ ) to the end of curve;

THENCE south zero eight degrees forty-five minutes west ( $S08^{\circ}45'W$ ) a distance of five hundred and fifty feet more or less ( $550'\pm$ ) to the PLACE OF BEGINNING. (Motion carried).

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

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the land hereinafter described is required for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks at Lake Major, Halifax County;

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 land hereinafter described for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks and that the compensation for the said land be

BE IT RESOLVED FURTHER that the land to be expropriated is:"

OLD GERMAN ROAD

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain lot, piece or parcel of land situate, lying, and being at Lake Major in the County of Halifax, Province of Nova Scotia being a fifty foot (50') right-of-way as shown on a plan entitled "Existing Road, Old German Road, Lake Major, Halifax County, Nova Scotia" prepared by J. Forbes Thompson, N.S.L.S., dated the 15th of November A.D., 1968, said right-of-way being more particularly described as follows:

BEGINNING at a point on the western boundary of the road leading to New Road Settlement, said point marking the south eastern angle of the right-of-way herein described;

THENCE by the magnet of the year 1968 south eighty-seven degrees ten minutes west ( $S87^{\circ}10'W$ ) a distance of three hundred and twenty-eight feet more or less ( $328'_{\pm}$ ) to a point;

THENCE north eighty-one degrees forty minutes west ( $N81^{\circ}40'W$ ) a distance of one hundred and eighty-six feet more or less ( $186'_{\pm}$ ) to the beginning of a curve;

THENCE along a circular curve to the right having a radius of one hundred feet (100') an arc distance of one hundred and thirty-six and two tenths feet more or less ( $136.2'_{\pm}$ ) to the end of curve;

THENCE north zero three degrees thirty minutes west ( $N03^{\circ}30'W$ ) a distance of five hundred and thirty-nine feet more or less ( $539'_{\pm}$ ) to a point;

THENCE north twelve degrees forty-five minutes west ( $N12^{\circ}45'W$ ) a distance of one hundred and ninety-eight feet more or less ( $198'_{\pm}$ ) to a point;

-2-

OLD GERMAN ROAD

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

THENCE north twenty degrees fifteen minutes east (N20°15'E) a distance of two hundred and four feet more or less (204'±) to a point;

THENCE north zero five degrees fifty minutes west (N05°50'W) a distance of five hundred and thirty-one feet more or less (531'±) to the beginning of curve;

THENCE along a circular curve to the left having a radius of fifty feet (50') an arc distance of fifty-two and four tenths feet more or less (52.4'±) to the end of curve;

THENCE along a circular curve to the right having a radius of fifty feet (50') an arc distance of two hundred and nine and five tenths feet more or less (209.5'±) to the end of curve;

THENCE south zero five degrees fifty minutes east (S05°50'E) a distance of six hundred and twenty-eight feet more or less (628'±) to a point;

THENCE south twenty degrees fifteen minutes west (S20°15'W) a distance of two hundred and two feet more or less (202'±) to a point;

THENCE south twelve degrees forty-five minutes east (S12°45'E) a distance of one hundred and ninety-one feet more or less (191'±) to a point;

THENCE south zero three degrees thirty minutes east (S03°30'E) a distance of five hundred and forty feet more or less (540'±) to the beginning of a curve;

THENCE along a circular curve to the left having a radius of fifty feet (50') an arc distance of sixty-eight and one tenth feet more or less (68.1'±) to the end of curve;

THENCE south eighty-one degrees forty minutes east (S81°40'E) a distance of one hundred and seventy-nine feet more or less (179'±) to a point;

THENCE north eighty-seven degrees ten minutes east (N87°10'E) a distance of three hundred and fifty-seven feet more or less (357'±) to the western boundary of the said road leading to New Road Settlement;

THENCE south westerly along the western boundary of said road a distance of fifty-eight feet more or less (58'±) to the Place of Beginning.  
(Motion carried).

The Clerk read the report of the Municipal School Board.

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

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

Councillor Tonks suggested that the Finance and Executive Committee do a study on the feasibility of using the Department of Highways garages for servicing and storage of busses, also there was an old Hangar A23 in his district which would probably be vacated by Robb Engineering and could be renovated for this purpose to save the cost of new construction because with costs skyrocketing, the homeowners cannot stand further increase in taxation.

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

AMENDMENT:

"THAT the Report of the Municipal School Board be referred to the Finance and Executive Committee and the School Capital Program Committee with the exception of the section of the Report re request for increase in 1969 expenditure". (Amendment carried).

Councillor Hudson felt that certain things in this report needed decision today in order to have the Municipal School Board Budget in by November 1st., as required by the Department of Education and asked that Mr. Perry, Superintendent of the Municipal School Board, be called in to make comments.

Mr. Perry explained that the urgency for a decision was that the budget had to be submitted by November 1st., and that they were unable to submit the recommendations to Council before this because they had to base their 1970 figures on enrollment at the end of September. He said that in order to prepare the budget they needed Council's decision on the number of portable schools, the number of busses, because these would reflect on the details of the budget.

Deputy Warden Nicholson said that if Council had to approve this report without an opportunity to study the affect it would have on the County's finances, the Municipal School Board was simply setting the tax rate.

Mr. Perry said that this was not so because the Council had the privilege on making a decision as to whether new schools are to be built or portables purchased to house the children and on this would depend the capital spending, that there were two or three (2 or 3) alternatives.

Councillor McCabe suggested calling a special session of Council to make a decision on this report so that it could be studied.

Councillor Gaetz felt that this matter must be decided because decent school rooms had to be provided for the children, in his area some of the school rooms were deplorable and wondered if this situation existed in other districts, that they had to be replaced.

Deputy Warden Nicholson said that it was impossible to guarantee completion of schools as proposed for many reasons, he felt that over-enthusiasm in promising the school at Cole Harbour had contributed to many difficulties and at present they are still awaiting decision on the Sackville Development for the proposed school construction there, then they needed time for soil tests, tender time, etc.

Councillor Tonks asked whether the request for school rooms was based on 30 pupils per class? He felt that with the high cost of building schools that there should be 45 pupils in a school.

Councillor McCabe said that with 45 in a room it would be most difficult to get teachers for so large a number, instead of that, he said, they are trying to reduce the number of pupils per room in order to improve the education and increasing it would be a retrograde step at this time.

Mr. Hattie suggested that a maximum budget be submitted without any guarantee and if a school is open before expected it would affect a saving.

In reply to Councillor Hudson, who felt that buying portable schools was pouring money down the drain, Deputy Warden Nicholson advised that there were portables which had been in use for 10-12 years and had proven economical.

In reply to Councillor Tonks, Deputy Warden Nicholson said that only in Junior and Senior High Schools were baseball diamonds provided. He said that this cost had to be borne by the Municipality and that it was essential that more grants be found for education, that this is the highest area for minimum wage and the lowest for grants. He said if the report is accepted now, "we will be just setting the tax rate".

Mr. Hattie explained that the change over in Department of Education requirements this year was that budgets be in by November 1st., before the Department put in it's budget so that they would know what would be required for next year, that the only difference it made was when the recommendation is brought before the Annual Session of Council, there will be definite figures as to what the Department of Education will pay.

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

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

"THAT the Report be adopted, as amended".  
(Motion carried).

October Council Session - 1969  
Tuesday, October 21, 1969

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

"THAT this Council approve the addition of \$86,866.00 to the 1969 Budget for the Municipal School Board". (Motion carried).

The 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 McCabe took exception to putting roofs on schools which only lasted two to five years.

Deputy Warden Nicholson advised that the only guarantee they had was the holdback and this must be paid within a year of completion, that no bonded roof carried a guarantee as it used to and this is what all the Architects recommend.

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

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

Municipality of the County of Halifax,  
Temporary Borrowing,  
Junior High School, District #2  
\$975,000.00

"THAT WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act 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 land for such buildings;

AND WHEREAS by Section 8 of 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 the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Nine

October Council Session - 1969  
Tuesday, October 21, 1969

Hundred Seventy-five Thousand Dollars (\$975,000.00) 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 debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the Municipality of the County of Halifax do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality a sum not exceeding Nine Hundred Seventy-five Thousand Dollars (\$975,000.00) for the purpose 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 the said Municipality do, under and by virtue of the provisions of Section 147 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Nine Hundred Seventy-five Thousand Dollars (\$975,000.00) from the Royal Bank of Canada at Halifax;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at such rate as shall be agreed upon and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold". (Motion carried).

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

Municipality of the County of Halifax,  
Temporary Borrowing,  
Junior High School, District No. 10,  
\$975,000.00

"THAT WHEREAS by Section 6 of Chapter 193 of the Revised

Statutes of Nova Scotia, 1967, the Municipal Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act 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 land for such buildings;

AND WHEREAS by Section 8 of 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 the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Nine Hundred Seventy-five Thousand Dollars (\$975,000.00) 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 debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the Municipality of the County of Halifax do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality a sum not exceeding Nine Hundred Seventy-five Thousand Dollars (\$975,000.00) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 147 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Nine Hundred Seventy-five Thousand Dollars (\$975,000.00) from the Royal Bank of Canada at Halifax;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have



been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at such rate as shall be agreed upon and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold". (Motion carried).

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

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

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

Councillor C. Baker asked why a resident of his district was refused relief from taxes for the year? Mr. Hattie replied that after investigation, the income was greater than that allowed for relief of taxes.

Councillor Tonks asked why Mrs. Beazley from his district was not relieved from taxes this year since she was last year? He pointed out that she was put out of business by the County's action several years ago when she operated a garbage disposal business. He pointed out that she has four (4) children to support.

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

In reply to Councillor Tonks, Solicitor Cox replied that all cemeteries were taxed with the exception of those associated with churches or places of worship.

Councillor Tonks advised that Gulf Steel, who had leased a part of the building in which the District Fire Department was housed, had an open burning pit on the other side which had caught fire twice; although he requested that they install a fireproof bulkhead, they had not. In addition, they moved a trailer on the property where one (1) person is living, a 6' hole and when cold weather came it would freeze up and the Fire Department would be without water; also, they put their products in front of the Fire Department doors and in the event of a fire, the material would have to be moved first.

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

"THAT the renewal of the Contract with Gulf Steel be reviewed with the recommendation that the lease not be renewed and further that this resolution be referred to the Finance and Executive Committee". (Motion carried).

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

"THAT the Finance and Executive Committee review the lease to Department of National Defence of the beach at Chezzetcook".  
(Motion carried).

Solicitor Cox explained the Bylaw re Committees and Boards.

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

"THAT this Bylaw be approved".  
(Motion carried).

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

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

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

Councillor Hudson observed that if she was going to remain a member of this Council a course in accounting would be necessary because the first three (3) figures on this report just did not make sense.

In reply to Councillor Tonks, Mr. Hattie said that at Shearwater Elementary Schools were provided by Department of National Defence, as in the case of personnel living in self-contained defence establishments could send their children for Junior or Senior High School purposes to other schools. If the other school is a County school, Department of National Defence paid tuition to the Municipal School Board. If the school was in the City of Halifax or the City of Dartmouth, the individual himself would pay the tuition fee and in turn would be reimbursed by Department of National Defence.

Councillor Hudson added that the County is actually making money on the tuition because it includes a certain amount for capital cost as well.

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

"THAT the following Special Constables be appointed for Hallowe'en night - October 31, 1969 - Lakeside, District No. 2: James Salsman, Walter Milsom, Wayne Blackburn, Dennis Clark, Fred Murray Jr., Art Hindle, Dick Hoadley, Larry Nicholson, Ray Hindle, Bob Edwards, Ken Milsom, Kenny Blackburn, George Hopkinson, Dick Wadman, Richard d'Entremont, all of Lakeside". (Motion carried).

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

"THAT the following Fire Constables  
be appointed as Fire Wards for  
District No. 11 - Herring Cove and  
District Fire Department:

Robert Wates, Herring Cove P. O.,  
Edward Gallagher, Ketch Harbour P. O.,  
Collin Gillis, 16 Ocean View Drive,  
Herring Cove,  
Don Miller, 964 Herring Cove Road".  
(Motion carried).

Councillor Gaetz said that there was some gross misrepresentation in the story that he had been responsible for having people evicted from his district. He understood that this was the action of the owner, and as to the reference of snobbery, he thought it unfair because people in the area had done a great deal for these people, providing them with clothes, transportation, etc.

Councillor Hudson said that in checking this report with Mr. Cleary, he said that he had been quoted incorrectly because these statements were not said at the meeting. She asked that Mr. Cleary give a statement to clarify the matter because it did not do anything to encourage people who were always generous with people in need.

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

"THAT Mr. Cleary be requested to  
clarify statements that appeared  
in a recent article in the Halifax  
Mail-Star that had quoted Mr. Cleary  
incorrectly with regard to Councillors  
demanding that certain families on  
welfare be relocated". (Motion carried).

Councillor Johnson said he was at the meeting and he believed that Mr. Cleary was misquoted because the statements were not made at the meeting.

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

"THAT Councillor C. Baker be  
nominated to the Municipal School Board".

It was moved by Councillor Hudson:

"THAT Councillor P. Baker be  
nominated to the Municipal School Board".

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

October Council Session - 1969  
Tuesday, October 21, 1969

"THAT nominations cease".  
(Motion carried).

Following a vote by ballot, Warden Settle declared Councillor Colin Baker's appointment to the Municipal School Board.

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

"THAT Council adjourn".  
(Motion carried).

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

M I N U T E S

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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

OCTOBER COUNCIL SESSION  
TUESDAY, OCTOBER 13th., 1970

Ingram River - Pollution .....	4
Jones - Walter - Easement for sewer purposes .....	14
Kelbret- Max - Easement for sewer purposes.....	6
Letter - re Request for increased salary for R.N. Staff Ocean View Manor .....	1
Matters referred to Municipal School Board re culverts for Schools - Hatchet Lake, Improved lighting - Goodwood School .....	23
Minutes - September Session - Approved .....	4
Mobile Home by-law referred to Planning Advisory Committee .....	29
Motion - re letter from Goffs residents .....	1
Motion - re increase of nurses salary - Ocean View Manor .....	2
Motion - re letter to Director of Education re 1971 Summer Games .....	3
Motion - re request to Water Resources Commission to clear up pollution at Ettinger-Beaver Subdivision .....	3,4
Motion - re letter to Water Resources Commission re pollution at Ingram River .....	4
Motion - re debentures .....	29
Motion - re letter to Minister of Lands and Forrests to purchase blocks of lands sold at tax sale .....	31,32
Motion - re payment of grants .....	32
 Ocean View Manor - Salaries R.N.'s .....	1
 Planning Advisory Committee Report .....	4
Pollution - re Ingram River .....	4
Problem - re Garbage - Milligan's Dump .....	3
Prosecution re Mobile Homes .....	28
Public Works Committee Report .....	5
 Report of the Warden .....	4
Report of the Planning Advisory Committee .....	4
Report of the Director of Planning and Development .....	5
Report of the Public Works Committee .....	5
Report of the School Capital Program Committee .....	22
Report re Committee of Special Housing.....	28
Report of the Finance and Executive Committee .....	29

Salary Scale - R.N. Ocean View Manor .....	2
School Grounds Goodwood, Hatchet Lake Area .....	23
School Program re Graham Creighton High School and Lakeside- Timberlea Junior High School .....	22
School Capital Program Committee Report .....	22
Sewage Disposal Plant - Ettinger Beaver Subdivision .....	3
Special Housing Committee Report .....	28
Summer Games - 1971 - Transportation .....	3
Taylor - Charles - .....	16
Temporary Borrowing - \$1,000,000. re Timberlea School .....	24,25
Temporary Borrowing - \$9,000.00 .re Sewage Treatment Plant Sheet Harbour .....	26,27
Thomas S. Easement for sewer purposes - Bedford .....	8
Warden's Report .....	4
Water Resources Commission - Ingram River Pollution .....	4

MINUTES OF THE OCTOBER SESSION OF THE THIRD  
YEAR COUNCIL OF THE THIRTY-SIXTH COUNCIL  
OF THE MUNICIPALITY OF THE COUNTY OF HALIFAX

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The October Session of the Municipal Council convened at 10:00 A.M. Tuesday, October 13th, 1970, with Warden Ira Settle presiding.

Following the Lord's Prayer, the Municipal Clerk called the Roll.

The Municipal Clerk read a letter from six (6) residents of Goffs re the zoning of the land in Goffs which does not permit residential building or expansion.

Councillor Hudson said that this was a hardship on people with large families wishing to increase the size of their homes and also for the younger people who were born and brought up in the area and own property but cannot get permission to build their homes there; it is especially unpalatable when the land which has been restricted for industrial purposes is not being developed in that context. Councillor Hudson felt that the Minister of Transport should be advised of this problem so that these people could extend their homes and build new ones.

It was moved by Councillor Hudson; seconded by Councillor Tonks:

"THAT the letter from residents of Goffs be referred to the Planning and Advisory Committee asking them to explore the possibility of relaxing the zoning regulations near Halifax International Airport to permit the construction and enlargement of Residential development and that a letter be sent to the Minister of Transport advising of this action."  
Motion carried.

The Clerk submitted a letter requesting an increase in salary for R.N. Staff at Oceanview Manor to be brought up to the Provincial scale retroactive to April 1st., 1970.

Councillor P. Baker advised that the Board of Management of Oceanview was in favour of this increase. He pointed out that their staff was a very dedicated one at Oceanview, proven by the fact that they could work at the Nova Scotia Hospital and receive a higher salary and he felt that the salary being below the Provincial standard was discriminating against their R.N. Staff.



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

"THAT the Council approve an increase in the salary scale of nurses salaries to a starting salary of \$460.00 or on a daily basis of \$23.00 with effect from 1 April, 1970; providing that this scale is equal to the recommended scale that is paid to nurses in other Provincial Hospitals."

Councillor Tonks pointed out that this matter was brought to the Finance and Executive Committee in April and withheld until a study had been made of other institutions in the area. He pointed out that negotiations are now underway for increases for the non professional staff and it did not seem fair that the non professional staff should be paid more than the R.N.'s.

Mr. Hattie, in reply to Councillor Hudson said that there had not been so much of a study of the scale as that the non professionals union is negotiating for a raise and it is going to conciliation.

Councillor Hudson felt that it was ridiculous that the members of the Finance and Executive Committee could not get the necessary comparative figures from other institutions.

Councillor P. Baker said that he and Councillor Tonks are only two of the Oceanview Board of Management on the Finance and Executive Committee and that they were told that a survey was being done.

Deputy Warden Nicholson stated that there was no one on Finance and Executive against the raise, they just agreed to wait for the results of the study of the three (3) man Committee.

Mr. Hattie said it was his understanding that the feeling of the Committee was since this represented an increase in costs to the County that they were interested in the results of negotiations of the non professional workers.

In reply to Councillor Hudson, Mr. Hattie said that there had been no Committee appointed that he knew of but Mr. Cox was appointed to meet with the Conciliator and the Union representative.

Councillor Tonks rationalized that if this was held up waiting for a study from a Committee and there had been no Committee appointed, that the matter should be dealt with promptly.

Councillor Tonks and Councillor P. Baker requested a recorded vote. The resultant vote was 2,6,7,8,9,10,11,13,14,15,16,17,18,19,20,21.For. Against - None. Motion carried.

The Clerk read a letter from Constable Charles Mitchell in appreciation for flowers sent on the death of his wife.

Councillor McCabe brought to the attention of Council a letter which he received from Mr. Ray Canning requesting financial assistance for the children in the area to have transportation in order to participate in the Summer Games and asked Mr. Hattie to obtain information so that he could reply to the letter.

It was moved by Councillor McCabe; seconded by Councillor Tonks:

"THAT a letter be written to the Director of Education asking for all information with respect to the 1971 Summer Games. " Motion carried.

Councillor Tonks said that in the three (3) years he had been in Council he had perpetually requested action to be taken to eliminate the problem of garbage being burned in his area by one Mr. Milligan, that the man had been brought to court and fined one hundred dollars (\$100.00) and made more than that in savings by burning the garbage, that he had followed the trucks and watched them dumping and offered to give evidence before the courts to this and the man has been continuously defying the county regulations regarding the dump. He brought up the persistent problem of stench and raw sewage in the Beaver Ettinger Subdivision due to a treatment plant which is not functioning and as a result raw sewage is going into the water which ultimately supplies the Oceanview School.

It was moved by Councillor Tonks; no seconder.

"THAT Council adjourn to visit the Milligan Dump at Eastern Passage, and the Sewage Disposal Plant at Ettinger-Beaver Subdivision. "

Councillor Tonks said that the stink was pathetic and predicted that there would eventually be an epidemic in the Oceanview School because of the pollution which was also reaching the bird sanctuary.

Councillor Johnson said that this is a matter which is effecting the health of residents of this County and there must be something this County can do about it.

It was moved by Councillor Tonks; seconded by Councillor Johnson:

"THAT the Council request the Water Resources Commission to clear up the matter of pollution at Ettinger- Beaver Subdivision immediately." Motion carried.

Solicitor Cox advised that the only action the County could take is to take the system over, put it in working condition and maintain it, that this occurred prior to present regulations and it would not happen now. He pointed out that the County was refused legislation to place liens on properties for improvements. He said that the owners and tenants were asked if they were willing to pay for the solution to the problem and they were not and it is simply a matter of money.

Councillor Tonks said that in this subdivision there are only five (5) owners of homes, that the rest of the land is owned by the subdivider who is renting the people land without necessary facilities. Motion carried.

Councillor Snair showed Council a sample of water taken from St. Margaret's Bay which is polluted by the paving and crusher enterprise flushing out their plant into Ingram River, she said that the dust is unbearable for residents, the pollution has eliminated the fish in what used to be a recreational fishing area and damaging the paint on the boats.

It was moved by Councillor Snair; seconded by Deputy Warden Nicholson:

"THAT a letter be written to the Water Resources Commission asking them to investigate an oil pollution problem on Ingram River." Motion carried.

It was moved by Councillor Daye; seconded by Councillor Isenor:

"THAT the Minutes of the Session of September 22nd, 1970, be approved." Motion carried.

The Municipal Clerk read the Report of the Warden to Council.

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

"THAT the Report of the Warden be received and filed." Motion carried.

The Clerk read the Report of the Planning Advisory Committee.

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

"THAT the Report of the Planning Advisory Committee be adopted." Motion carried.

Councillor Tonks expressed concern about the continuous lists of applications for reduced side yard clearances with the footings already in.

Mr. Vincent said that a Surveyor's Certificate was a requirement in order to get a building permit. He said that the differences in footage was due to various things: surveyor error, people moving the surveyor's pegs, bulldozers moving them and such accidents.

Councillor Tonks observed that the eight foot (8') clearance should be upheld or abolished. Motion carried.

The Clerk read the Report of the Director of Planning and Development.

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

"THAT the Report of the Director of Planning and Development be adopted." Motion carried.

The Clerk read the Report of the Public Works Committee.

It was moved by Councillor Smeltzer; seconded by Councillor C. Baker:

"THAT the Report of the Public Works Committee, be adopted as amended."

Councillor Tonks felt that this request for payment was not a responsibility of this County since the Water Authority agreed to pay it, and did not feel that the taxpayers of this county should pay somebody elses' bills.

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

"THAT the item referring to Consultants Fees be deleted from the Report of the Public Works Committee. "

Mr. Hattie said that the consultants would not get paid for the job by the Water Resources Commission until it was completed and they asked for interim payments from the three municipal units as the work went along and the cities of Dartmouth and Halifax were paying the invoices as they came in.

Councillor McCabe said that this was in line with the studies done and the same manner of payment with architectural consultant's studies.

Councillor Tonks pointed out that this was an entirely different situation, that with regard to schools and water and sewer services, the Municipality was the original contractor but in this case it was a project of the Water Resources Commission.

Solicitor Cox, in reply to question, doubted whether the Water Resources Commission would pay any interest that the municipalities so incurred unless there was a specific clause in the agreement.

Councillor Tonks asked that the original motion be read. This was read by Mr. Hattie.

Councillor Tonks and Councillor Giles requested a recorded vote.

For: 20, 18, 11, 15, 14, 13, 10, 9, 8, 7.

Against: 21, 19, 17, 11, 6, 2.

Amendment carried.

On the motion to approve the amended motion - motion carried.

OCTOBER COUNCIL SESSION  
TUESDAY, OCTOBER 13, 1970

It was moved by Councillor Tonks; seconded by Councillor Giles:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF MAX KELBRAT  
BEDFORD, HALIFAX COUNTY

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 shown outlined in red on a plan drawn by W. B. Millar, N.S.L.S., dated October 9, 1970, and more particularly described as follows:

BEGINNING at the western corner of lands of Max Kelbrat and the northern corner of lands of S. Thomas being also on the southern boundary of the Bedford Highway;

THENCE south forty-seven degrees forty minutes east (S47°40'E) a distance of forty-two and two tenths feet (42.2') along the common line of lands of Max Kelbrat and lands of S. Thomas to a point on the northern boundary of the Canadian National Railways right-of-way;

...2

EASEMENT REQUIRED OVER LANDS OF MAX KELBRAT  
BEDFORD, HALIFAX COUNTY

THENCE north forty-four degrees zero five minutes east (N44°05'E) a distance of five feet (5') along the northern boundary of the Canadian National Railways right-of-way and the southern boundary of lands of Max Kelbrat to a point;

THENCE north forty-seven degrees forty minutes west (N47°40'W) a distance of forty-two feet more or less (42'+) and five feet (5') distant and parallel to the south western line of lands of Max Kelbrat to a point on the southern boundary of the Bedford Highway;

THENCE south westerly five feet more or less (5'+) along the southern boundary of the Bedford Highway to the point of beginning, saving and excepting all lands of Canadian National Railways.

All bearings are magnetic of the year 1959.

OCTOBER COUNCIL SESSION  
TUESDAY, OCTOBER 13, 1970

It was moved by Councillor Giles; seconded by Councillor Moser:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF S. THOMAS  
BEDFORD, HALIFAX COUNTY

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 shown outlined in red on a plan drawn by W. B. Millar, N.S.L.S., dated October 9, 1970, and more particularly described as follows:

BEGINNING at the western corner of lands of Max Kelbrat and the northern corner of lands of S. Thomas being also on the southern boundary of the Bedford Highway;

THENCE south forty-seven degrees forty minutes east (S47°40'E) a distance of forty-two and two tenths feet (42.2') along the common boundary line of the lands of Max Kelbrat and lands of S. Thomas to a point on the northern boundary of the Canadian National Railways right-of-way;

...2

EASEMENT REQUIRED OVER LANDS OF S. THOMAS  
BEDFORD, HALIFAX COUNTY

THENCE south forty-four degrees zero five minutes west (S44°05'W) a distance of fifteen feet (15') along the northern boundary of the Canadian National Railways right-of-way to a point;

THENCE north forty-seven degrees forty minutes west (N47°40'W) a distance of forty-five feet more or less (45'±) being parallel and fifteen feet (15') distant from the common line of lands of Max Kelbrat and lands of S. Thomas to a point on the southern boundary of the Bedford Highway;

THENCE north easterly a distance of fifteen feet more or less (15'±) along the southern boundary of the Bedford Highway to the point of beginning, saving and excepting all lands of the Canadian National Railways.

All bearings are magnetic of the year 1959.



It was moved by Councillor Gaetz; seconded by Councillor Cleveland:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF AUBREY CROUSE  
BEDFORD; HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being at Bedford in the County of Halifax, Province of Nova Scotia bounded and more particularly described as follows:

BEGINNING at the point of intersection of the south west boundary of a lot of land now or formerly owned by one Charles Taylor and the south east boundary of a fifty foot (50') wide right-of-way now or formerly called Monarch Drive;

THENCE south thirty-nine degrees thirty-three minutes east (S39°33'E) along the south west boundary of the above mentioned Taylor land a distance of one hundred and eighty-five feet more or less (185'+) to the north west boundary of a lot of land now or formerly owned by one Walter Jones;

...2

EASEMENT REQUIRED OVER LANDS OF  
BEDFORD OPERATING ENGINEERS SOCIAL AND RECREATIONAL CLUB  
BEDFORD, HALIFAX COUNTY

---

THENCE north thirty-four degrees west ( $N34^{\circ}W$ ) for a distance of sixty-one feet (61') more or less to the southern side of the Sackville River;

THENCE northeasterly following various courses of the southern side of the Sackville River a straight line bearing a distance of north seventy-seven degrees thirty-six minutes east ( $N77^{\circ}36'E$ ) thirty-two and three tenths feet (32.3');

THENCE south thirty-four degrees east ( $S34^{\circ}E$ ) for a distance of seventy feet more or less ( $70'_{\pm}$ ) to the northern boundary of the Bedford Highway;

THENCE north eighty-nine degrees ten minutes west ( $N89^{\circ}10'W$ ) for a distance of thirty-six and six tenths feet (36.6') along the northern boundary of the Bedford Highway to the place of beginning.

ALL bearings being magnetic of the year 1962.

It was moved by Councillor Gaetz; seconded by Councillor Cleveland:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF AUBREY CROUSE  
BEDFORD; HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being at Bedford in the County of Halifax, Province of Nova Scotia bounded and more particularly described as follows:

BEGINNING at the point of intersection of the south west boundary of a lot of land now or formerly owned by one Charles Taylor and the south east boundary of a fifty foot (50') wide right-of-way now or formerly called Monarch Drive;

THENCE south thirty-nine degrees thirty-three minutes east ( $S39^{\circ}33'E$ ) along the south west boundary of the above mentioned Taylor land a distance of one hundred and eighty-five feet more or less ( $185'_{+}$ ) to the north west boundary of a lot of land now or formerly owned by one Walter Jones;

...2

EASEMENT REQUIRED OVER LANDS OF AUBREY CROUSE  
BEDFORD, HALIFAX COUNTY

THENCE south fifty-seven degrees thirty minutes west  
(S57°30'W) along the north west boundary of the above mentioned Jones  
land a distance of ten and one tenths feet (10.1');

THENCE north thirty-nine degrees thirty-three minutes west  
(N39°33'W) a distance of one hundred and eighty-five feet more or less  
(185'±) to the south east boundary of the above mentioned Monarch Drive;

THENCE north fifty-seven degrees thirty minutes east  
(N57°30'E) along the south east boundary of Monarch Drive a distance of  
ten and one tenths feet (10.1') to the place of beginning.

ALL the above described lot, piece or parcel of land being more  
particularly shown on a plan certified by D. V. Purcell, N.S.L.S.  
and dated the 16th day of September, 1970.

It was moved by Councillor Giles; seconded by Councillor Cleveland:

WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF WALTER JONES  
BEDFORD, HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being at Bedford in the County of Halifax, Province of Nova Scotia, bounded and more particularly described as follows:

BEGINNING at the point of intersection of the north west boundary of a sixty-six foot (66') wide right-of-way now or formerly called Basinview Drive and the south west boundary of a sixty-six foot (66') wide right-of-way now or formerly called Meadowbrook Drive;

THENCE south fifty-seven degrees thirty minutes west ( $S57^{\circ}30'W$ ) along the north west boundary of the above mentioned Basinview Drive a distance of ten and one tenths feet (10.1');

...2

EASEMENT REQUIRED OVER LANDS OF WALTER JONES  
BEDFORD, HALIFAX COUNTY

THENCE north thirty-nine degrees thirty minutes west (N39°30'W) a distance of one hundred and fifty-two and zero tenths feet (152.0') to the south east boundary of a lot of land now or formerly owned by one Aubrey Crouse;

THENCE north fifty-seven degrees thirty minutes east (N57°30'E) along the south east boundary of the above mentioned Crouse land and the south east boundary of a lot of land now or formerly owned by one Charles Taylor a distance of ten and one tenths feet (10.0') to the south west boundary of the above mentioned Meadowbrook Drive;

THENCE south thirty-nine degrees thirty minutes east (S39°30'E) along the south west boundary of the above mentioned Meadowbrook Drive a distance of one hundred and fifty-two and zero tenths feet (152.0') to the place of beginning.

ALL the above described lot, piece or parcel of land being more particularly shown on a plan certified by D.V. Purcell, N.S.L.S. and dated the 16th day of September 1970.

It was moved by Councillor Tonks; seconded by Councillor Giles:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF CHARLES TAYLOR  
BEDFORD, HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being in Bedford in the County of Halifax, Province of Nova Scotia bounded and more particularly described as follows:

BEGINNING at the point of intersection of the north east boundary of a lot of land now or formerly owned by one Aubrey Crouse and the south east boundary of a fifty foot (50') wide right-of-way now or formerly called Monarch Drive;

THENCE north fifty-seven degrees thirty minutes east (N57° 30'E) along the south east boundary of the above mentioned Monarch Drive a distance of twenty and two tenths feet (20.2');

THENCE south thirty-nine degrees thirty-three minutes east (S39°33'E) a distance of one hundred and eighty-five feet more or less (185'+) to the north west boundary of a sixty-six foot (66') right-of-way now or formerly called Meadowbrook Drive;

...2

EASEMENT REQUIRED OVER LANDS OF CHARLES TAYLOR  
BEDFORD, HALIFAX COUNTY

THENCE south fifty-seven degrees thirty minutes west (S57°30'W) along the north west boundary of the above mentioned Meadowbrook Drive and the north west boundary of a lot of land now or formerly owned by one Walter Jones a distance of twenty and two tenths feet (20.2') to the most easterly corner of the above mentioned Aubrey Crouse land;

THENCE north thirty-nine degrees thirty-three minutes west (N39°33'W) along the north east boundary of the above mentioned Crouse land a distance of one hundred and eighty-five feet more or less (185'+) to the place of beginning.

ALL the above described lot, piece or parcel of land being more particularly shown on a plan certified by D. V. Purcell, N.S.L.S., and dated the 16th day of September 1970.



OCTOBER COUNCIL SESSION  
TUESDAY, OCTOBER 13, 1970

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

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Bedford, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF ARTHUR J. HUSTINS  
BEDFORD, HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate lying and being in Bedford in the County of Halifax, Province of Nova Scotia, as shown on the plan of the Municipality of the County of Halifax drawn by W. B. Millar N.S.L.S., and dated October 7, 1970, and further described as follows:

BEGINNING at an iron stake on the ~~northern~~ corner of lands of Arthur J. Hustins being distant seventy-six and seven tenths feet (76.7') from the Department of Highways right-of-way to Waverley;

THENCE south eighty-two degrees zero five minutes west (S82°05'W) a distance of two hundred and five and six tenths feet (205.6') to a wooden stake hereafter called the point of beginning;

...2

EASEMENT REQUIRED OVER LANDS OF ARTHUR J. HUSTINS  
BEDFORD, HALIFAX COUNTY

THENCE south fifty-seven degrees fifty-six minutes west (S57°56'W) a distance of one hundred and fifty-two and nine tenths feet (152.9') to a wooden stake;

THENCE south forty-three degrees fourteen and four tenths minutes west (S43°14.4'W) a distance of sixty-seven and two tenths feet (67.2') to a wooden stake;

THENCE south fifty-two degrees fifty-six and nine tenths minutes west (S52°56.9'W) a distance of two hundred and eighty-three and one tenths feet (283.1') to a wooden stake set at the Department of Highways right-of-way to Dartmouth;

THENCE north westerly along the various courses of the Department of Highways right-of-way five hundred and eighteen feet more or less (518'±) to a wooden stake;

THENCE south zero one degrees zero eight minutes east (S01°08'E) a distance of seventeen and four tenths feet more or less (17.4'±) to the point of beginning

ALL bearings being magnetic of the year 1957.

It was moved by Councillor Isenor; seconded by Councillor Moser:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Lower Sackville, Halifax County;

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 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 the land be

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

EASEMENT REQUIRED OVER LANDS OF EARLE S. BRYDON  
LOWER SACKVILLE, HALIFAX COUNTY

ALL that certain portion of land situate, lying and being in the district of Bedford, County of Halifax, Province of Nova Scotia, and being a portion of Lot 1 of lands conveyed to Earle S. Brydon by deed recorded in the Office of the Registrar of Deeds, in Halifax in Book 1343, Page 448, as shown on a plan showing easement required for Water Transmission Main, signed by Walter E. Servant, N.S.L.S., dated September 18, 1970, and which said portion of Lot 1 may be more particularly described as follows:

BEGINNING on the eastern boundary of former Public Highway Route 1;

THENCE north eighty degrees zero five minutes east (N80°05'E) for a distance of twelve feet (12') to the eastern boundary of Memory Lane;

...2

EASEMENT REQUIRED OVER LANDS OF EARLE S. BRYDON  
LOWER SACKVILLE, HALIFAX COUNTY

THENCE south fifteen degrees thirty-seven minutes east (S15°37'E) for a distance of eighty-three and five tenths feet (83.5') to the southern boundary of Lot 1;

THENCE north eighty-nine degrees thirty-four minutes west (N89°34'W) for a distance of twenty-four feet (24') to the eastern boundary of the former Public Highway, Route 1;

THENCE north seven degrees thirty minutes west (N7°30'W) along the eastern boundary of the said public highway for a distance of seventy-eight and eight tenths feet (78.8') to the place of beginning;

ALL bearings being magnetic of the year 1970.

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

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

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

Councillor Tonks questioned the feasibility of putting and addition to the Graham Creighton High School without any school comparison figures from the Eastern Passage area for school population. He pointed out that the most of the children going to this school would be from Eastern Passage and Cow Bay area and there was the expense of bussing them there; that there were seven (7) elementary schools in that area and neither a Junior High School or a Senior High School in spite of the fact that the County acquired the A-23 property some years ago and the people were led to believe that it would be for the construction of a High School in the area.

It was moved by Councillor Tonks; seconded by Councillor C. Baker:

"THAT the Junior High School at Lakeside - Timberlea be deferred, until enrollment figures in all areas are brought before Council."

Two (2) for; fourteen (14) against. - Amendment defeated.

Deputy Warden Nicholson said that Councillor Tonks' motion for comparative school population figures was not approved at the last Council Session. He pointed out that the grant for five hundred thousand dollars (\$500,000.) was available for a school in Lakeside area and it was not transferrable to another area or project and if other areas could get similiar grants they should do everything possible to do so but he did not think this grant should be turned down when the school was needed.

It was amended by Councillor Tonks - no seconder:

"THAT deferrment of item (d) 1970 program until a feasibility study is carried out to see if a High School should not be established at Eastern Passage. "

It was moved by Councillor Tonks - no seconder:

"THAT item (d) 1970 be deleted from the program."

Councillor P. Baker asked that the Chairman of the Municipal School Board request the Board to consider the following three (3) matters which have been referred to them:

1. culverts for the schools at Hatchet Lake, Goodwood and .....
2. Improved lighting for the Goodwood school and improved toilet facilities.
3. Vents from basement toilets moved from coming into the schoolroom and a coat of paint on the basement wall.

Councillor C. Baker said they had a problem of facilities for school bus turning in his area and he had to put three tandem loads of fill and a load of gravel in there himself so that the school busses could turn in there.

Councillor Snair asked about the recommendations from the Fire Marshall which came out some 5 months ago, she asked whether they should consider the schools safe or unsafe for the children and when there would be a definite answer.

Deputy Warden Nicholson said that the School Capital Program Committee had the Fire Marshall's Recommendations under study and planned to meet with him but the study was not yet completed.

On the vote - motion carried.

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
Timberlea School - \$1,000,000.

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It was moved by Deputy Warden Nicholson; seconded by Councillor Cleveland:

"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 One Million Dollars (\$1,000,000) 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 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 one million dollars (\$1,000,000.) 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 One Million Dollars (\$1,000,000.) for the purpose 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 One Million Dollars (\$1,000,000) 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 to be paid said Bank at the rate of 8 1/4 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.



Municipality of the County of Halifax  
Temporary Borrowing Resolution  
Sewage Treatment Plant - Sheet Harbour  
\$9,000.00

It was moved by Councillor Moser; seconded by Councillor Gaetz:

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 credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of constructing, altering, extending, or improving, sewage treatment plant and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 nine thousand dollars (\$9,000.00) for the purpose of constructing, altering, extending, or improving sewage treatment plant and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefore;

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 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 nine thousand dollars (\$9,000.00) as may be necessary for the purpose aforesaid from the Royal Bank of Canada at Halifax, Nova Scotia, the sum so borrowed to be repaid said Bank from the proceeds of 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 nine thousand dollars (\$9,000.00) for the purpose 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 the Acts 1955, the Municipal Act and subject to the approval of the Minister of Municipal Affairs borrow a sum or sums of money not exceeding nine thousand dollars (\$9,000.00) from the Royal Bank of Canada at Halifax, 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 8 1/4 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.

Councillor Tonks observed that there was no report from the Municipal School Board to Council this month and asked if this could be expected in the future.

Councillor Gaetz said that there was some information in the back of the agenda book, i.e. school rental rates and school policy but the school year had just begun and there was nothing very substantial to report at this time.

The Clerk read the Special Report of the Committee re Housing.

It was moved by Councillor Gaetz; seconded by Councillor Snair:

"THAT the Report of the Special Committee on Housing be received." Motion carried.

Councillor Tonks asked if this Committee was interested in the providing of facilities for much needed trailer park sites in the County because at present trailers are being parked illegally, land owners prosecuted, yet there is no provision for these facilities available to them.

Warden Settle said that as one member of the Board he felt that they could do something about it.

Councillor P. Baker felt that the trailer owners were being not only prosecuted but also persecuted because there were just no spaces available for them; that they are buying mobile homes and being told that it is legal to put them anywhere in the County and after they are set up they find that they are parked illegally and have to face prosecution. Motion carried.

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

"THAT all prosecutions with respect to Mobile Homes being illegally sited, be deferred until sites for Mobile Homes become available. Motion withdrawn.

Councillor Johnson was also concerned about this problem, he said that people phoned him, having purchased mobile homes, to get approval to locate their trailers and that they just have no alternative but to park them illegally.

Councillor Hudson reminded Council that she had requested a revision of the Trailer Regulations three (3) years ago and still nothing has been done.

Warden Settle felt that the revision of County regulations were being held up until the new provincial regulations are completed and advised that this was to be one of the topics of the CPAC Conference.