

For the purpose set forth in Paragraph 8 the  
sum of Twenty-nine Thousand Dollars

29,000  
\$500,000

10. AND WHEREAS such sums were borrowed from the said Bank for periods not exceeding twelve months with interest at rates as agreed upon and it is now deemed necessary to issue and sell debentures and to repay the said Bank a portion of the sums so borrowed;

11. AND WHEREAS the Municipal Council deems that the issue and sale of debentures of the Municipality to the amount of Five Hundred Thousand Dollars (\$500,000) as hereinafter mentioned will be necessary to raise the sums required;

12. AND WHEREAS it is provided by Section 7 of said the Municipal Affairs Act that the Council of every Municipality of a county or a district is empowered to authorize such committee as the council may determine, on behalf of the municipality to change the rate of interest from that set out in the resolution of the council which provided for the issue of debentures, to such other rate as the committee may determine;

13. AND WHEREAS it is further provided that a resolution of the committee under this Section must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the municipality as having been duly passed unaminously, or certified by members purporting to be all the members of the committee, has been filed with the Minister and Minister has approved thereof;

14. BE IT THEREFORE RESOLVED that Five Hundred (500) debentures of the said Municipality for One Thousand Dollars (\$1,000) each be accordingly issued and sold;

15. THAT the said debentures be number consecutively 70-B-0001 to 70-B-0500 inclusive, be dated the 15th day of January A.D., 1970, and be payable as follows:

Debenture Numbers:

70-B-0001 to 70-B-0025 inclusive in one year from date thereof;  
70-B-0026 to 70-B-0050 inclusive in two years from date thereof;  
70-B-0051 to 70-B-0075 inclusive in three years from date thereof;  
70-B-0076 to 70-B-0100 inclusive in four years from date thereof;  
70-B-0101 to 70-B-0125 inclusive in five years from date thereof;  
70-B-0126 to 70-B-0500 inclusive in six years from date thereof;

16. THAT the said debentures be payable at any office of the Royal Bank of Canada in Nova Scotia and at the principal office of the said Bank in Saint John, Charlottetown, Montreal or Toronto at the option of the holder, and bear interest at the rate of nine and one-half per centum (9½%) per annum payable semi-annually at any said office at the option of the holder;

17. THAT the Finance Committee of the Municipality be hereby authorized on behalf of the Municipality to change the rate of interest from the rate set out in this resolution;

18. THAT a resolution of this Committee changing the interest rate must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the Committee, has been filed with the Minister and the Minister has approved thereof;

19. THAT the Warden of the said Municipality do sign the said debentures or have them impressed with a printed facsimile of his signature and the Clerk thereof do countersign the said debentures, that they do seal the same with the corporate seal of the said Municipality, and that the said Clerk do sign the interest coupons or if the same are lithographed, either sign the same or have them impressed with a facsimile of his signature;

20. THAT the Warden and Clerk of the said Municipality do sell and deliver the said debentures at such price, to such person and in such manner as they shall deem proper;

21. THAT the proceeds of the debentures when sold be used so far as necessary to repay any sum so borrowed as aforesaid from the said Bank;

22. THAT the resolution passed by the Municipal Council on the 18th day of November A.D., 1969 and approved by the Minister of Municipal Affairs on the 20th day of November is hereby rescinded and that the Minister of Municipal Affairs be requested to revoke his approval thereof".  
(Motion carried).

Councillor P. Baker questioned the appointment to the Child Guidance Clinic which has expired and the fact that a meeting was being held this week.

Mr. Cox, the Municipal Solicitor, advised that this item could not be dealt with at this Special Session as it was not on the agenda.

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

"THAT Council adjourn".  
(Motion carried).

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

M I N U T E S

of the

T H I R 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

DECEMBER COUNCIL SESSION  
TUESDAY, DECEMBER 16, 1969

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

The Municipal Council of the County of Halifax convened for its monthly session on Tuesday, December 16, 1969, at 10:00 a.m., with Warden Settle presiding.

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

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

Mr. Bensted, the Assistant Municipal Clerk, introduced the Public Hearing, advising that it had been duly advertised and no correspondence received either for or against the proposed rezoning.

Mr. Gough described the property in question and surrounding properties and illustrated the area with a large scale skematic map.

Councillor Giles said he had spoken to four (4) property owners on the street, that it was a very short street, and all had been in favour of the change. He pointed out that there was a large slough running through this property which made it uneconomical for private dwelling development and that the people were concerned about the water hole being a danger to children and preferred that the property be developed in some manner.

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

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning lots 9 and 10 of the Redden Subdivision, Birch Street, Bedford, from R2 (two family residential) to R4 (General residential)".  
(Motion carried).

In reply to Councillor Hudson, Mr. Gough said that Mr. George Zinck had made application to have his property in this subdivision rezoned to allow a 4-unit complex but it had been turned down. He said that there were very few vacant lots left in this subdivision.

Councillor Hudson felt that if Council did not approve one application, it should not approve another in the same subdivision and said she understood that the sewer line was not big enough to handle multi-unit projects throughout the subdivision.

Councillor Tonks feared that approving this zone change would be establishing a precedent and Council could find itself faced with other applications for multi-unit dwellings where private homes now stand.

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

The Assistant Municipal Clerk read a copy of a letter to

Honourable Robert Andras from Councillor Tonks.

Councillor Tonks said that as elected representative of Eastern Passage it was his duty to make representation for those people whether he agreed with it or not and he did not see any justification for Mr. Hattie going to the Planning Board making representation on the matter when the County Planning Board had been expressly instructed to bring in a report. He pointed out that it is this Council which gives instructions to the staff and there is too much of this business of staff making these decisions in back rooms against the instructions of this Council. He said he would be prepared to recommend that the incoming Council next November make an investigation of staff and salaries with the possible recommendation of replacing the present Clerk next November. He objected very strongly to staff going behind Council's back and making representation.

Councillor Giles said that one of the big objections of the powers-that-be is that the runways are too near to Clarence Park and thus housing would be dangerous there. He pointed out that they are building a big new airport in Montreal and there are high risers all around it and this is no justification for holding the property for industry when people in this County need housing. He pointed out that all fixed wing aircraft were being phased out and in a very short time it would be all helicopters which are now flying right over the rooftops of homes and he suggested that this was even more dangerous.

Deputy Warden Nicholson said the only reason that Mr. Hattie spoke to the Planning Committee was to read to them the agreement with Central Mortgage and Housing Corporation, that they were going to have Mr. Osbourne from Central Mortgage and Housing Corporation at the meeting yesterday, but because of the storm the meeting had to be deferred. He pointed out that no agreement had been reached by the Board with regard to the Clarence Park property and he did not believe Mr. Hattie came in to impress anyone but simply to read the agreement.

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

"THAT Councillor Tonk's letter to Honourable Robert Andras be referred to the Planning Board". (Motion carried).

Mr. Bensted read a letter from the Salvation Army.

Council agreed that this letter be referred to the Finance and Executive Committee.

Mr. Bensted read letters from the Trustees of the Sir John A. MacDonald High School, Four Villages Consolidated School, Whynacht's Point, Tantallon, and Hubbards-Black Point, protesting size and location of proposed Junior High Schools.

Councillor P. Baker felt that these protests would only serve to delay the building of the schools and deprive the children of their education



and that no sites had been selected yet anyway.

Deputy Warden Nicholson said that they had many meetings with the Department of Education and if the areas were annexed where these schools are being held, the children would also be annexed if such thing did happen, the County would be left with the Sir John A. MacDonald High School with vacant rooms.

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

"THAT the letters re the Sir John A. MacDonald High School be referred to the School Capital Program Committee".  
(Motion carried).

It was moved by Councillor Gaetz:

"THAT copies of these letters go to the Municipal School Board".  
(No seconder).

Deputy Warden Nicholson and Councillor Tonks disagreed saying that if the senders of these letters had wished them to go to the Municipal School Board, they would have sent them there.

Councillor McCabe argued that copies should go to the Municipal School Board because three (3) of its members were government appointees who were not at Council today.

Councillor Moser asked if there had been any reply to the letter sent to the Minister of Highways as a result of his motion in Council, asking that the sign at Indian Harbour be removed. Mr. Bensted said there had been no reply. Councillor Moser asked that a follow-up letter be sent.

Councillor Tonks said that this letter from the Minister of Highways was typical and he had several identical to this, six (6) weeks after a letter was sent to him. He suggested that if the Minister of Highways did not have time to do his job, he should be replaced. He felt that with the Highways Ministers' emphasis on highway safety and the increased cost of registration of motor vehicles there was no excuse for leaving such obvious highways hazards as brush at the roadside and this should be removed automatically without any action from this Council.

Councillor C. Baker said he would be satisfied if this matter was put on the priority list for next spring and he was now working through the local M.L.A. in this regard.

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

"THAT a follow-up letter go to the Minister of Highways re ditching at Herring Cove expressing the necessity

of this being carried out at the earliest possible date".  
(Motion defeated).

Councillor P. Baker said that when a hazardous situation arises, whether in his district or elsewhere that is so absolutely disgraceful, he is certainly not prepared to wait till spring. He added that the situation on the Terence Bay Road yesterday was equally disgraceful with traffic backed up for five (5) miles and salt and sand trucks not coming until 10:00 a.m.

Councillor Moser said that this was not the responsibility of the Department of Highways because the hold-ups were at the Armdale Rotary and was the responsibility of the City of Halifax.

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

Mr. Bensted read a letter from J. Lynton Martin, Director of the Nova Scotia Museum.

Council agreed that this letter be acknowledged with thanks and a request made that Council be kept informed.

Mr. Bensted read a letter from P. B. Waite, Historical Sites and Monuments Board of Canada, and a letter from Peter H. Bennett, Secretary of the same Organization.

Councillor P. Baker suggested that these sounded more like love letters than business correspondence and if this was their policy, that it should be changed. He felt it disgraceful to have a common grave for 600 people who perished in a sea disaster in a village and allowing it to grow up and be devastated. He said the people of the village had risked their own lives in attempts to save these people, gathered up the dead and buried them and they had a move afoot now to clean up the grave site but needed some financial help.

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

"THAT a follow-up letter be forwarded to the Historical Sites and Monuments Board of Canada requesting that the Board reconsider their present policy re graves and cemeteries and to make funds available re Atlantic-1873".  
(Motion carried).

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

"THAT a letter be forwarded to the proper Department of the Provincial Government and also Cunard Steamships requesting funds re restoration re graves re Atlantic-1873". (Motion carried).

Deputy Warden Nicholson stated he had been advised that the Cunard Steamship Lines had set up a fund for Perpetual Care for those lost in the Titanic Disaster and buried in the area and suggested something similar in this instance.

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

The Assistant Clerk read a telegram from Honourable Jack Davis.

Councillor Tonks said he was not satisfied with this letter nor with the entire operation of the Federal Department of Fisheries. He said they had taken away the Royalties from Fishermen paid by foreign fisheries and set up a Research Development, had taken away salt and bait assistance and other subsidies and in one instance refused to take action when given the license number of a vehicle whose occupants were seen poaching lobsters in Eastern Passage but at the same time they have been harassing the fishermen in Eastern Passage and in one case charged a fisherman of having two berried lobsters out of a catch of 200 or so and were taking him to Court, one of the most honest fishermen in Eastern Passage and he felt the whole Department should be investigated.

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

"THAT this Council make representation to the Prime Minister of Canada asking that an independent body be appointed to investigate the whole operation of the Department of Fisheries on the Atlantic Coast and that the Federal Government be asked to investigate the possibility of assisting in the establishment of Fishermen's Co-ops in this area".  
(Motion carried).

Councillor P. Baker said that little is heard of representation on behalf of the fishermen and they are the "forgotten breed" and he charged that one reason was that Provincial and Federal Government members have personal interests in the big fish companies. He said he was glad to see an item in the Mail-Star recently from Jeremy Akerman of the New Democratic Party regarding the exploitation of fishermen and lack of government assistance for this industry. He suggested that either Mr. Davis did not know the facts or else chose to close his eyes to them because people in District #4 were for Sunday closure for fishing but not in other areas and if an objective survey was taken instead of by Fisheries Enforcement Officers, the result would be much different. He did not see why it was worse to fish lobsters on Sunday than to play Bingo which was allowed, and he felt the fishermen should be organized.

Councillor Hudson observed that a co-op should be established by the fishermen themselves and if they did not do so, it indicated that they did not need it.

Councillor McCabe suggested that this be brought to the attention of the Provincial Ministers of Agriculture and Fisheries so that possibly something could be worked out with the Nova Scotia Abattoir to include fish as well as meat since one of the Abattoir's main problems was lack of volume.

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

Councillor P. Baker said he did not know the function of the Provincial Minister of Fisheries for if he made any representations on behalf of the fishermen of Nova Scotia, he certainly did not keep the fishermen informed of it. He said that subsidies, Royalties and other assistance in the past had been taken away from the fishermen and nothing being done for them.

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

"THAT this Council make representation to the Provincial Minister of Fisheries asking that his Department make representation to the Federal Government with respect to the establishment of cold storage facilities at various fishing centers in this Province, and also to review with the Federal Government the matter of salt subsidies and Royalties to see if payment of same can be re-instated". (Motion carried).

Councillor Daye did not think that the Abattoir should be mixed up with the fishermen because he did not think they would want to load their fish on trucks, that fish should be handled close to the water.

Councillor C. Baker said that they had wharf and facilities in his district but no cold storage which they needed badly.

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

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

"THAT the minutes of the Session of November 18, 1969, be adopted as amended". (Motion carried).

The Clerk read the Report of the Warden to Council.

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

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

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

"THAT WHEREAS a research study done by the Federal Government in 1966 produced conclusive evidence that the Ship Harbour area is a prime location for a National Park to serve the Eastern area of Nova Scotia as well as the many millions of persons within an 800 mile radius of the Ship Harbour site;

ALSO since the date of the research study due to congested highways a considerable number of the travelling public have purchased boats of various types and this mode of travel is increasing each year. The many coves and bays at the Ship Harbour area is ideal for the establishment of marinas which would be in easy range of the many thousands of boating tourists from the eastern seaboard of the U.S.A. and beyond;

IN VIEW of its prime location and the many natural facilities and the need to preserve these natural surroundings as our nation becomes more urbanized, and also to act as a catalyst for the economy of Eastern Nova Scotia in a manner compatible with the natural setting;

THIS COUNCIL of the Municipality of the County of Halifax requests positive action be taken by the Federal and Provincial Governments to have the National Park in the Ship Harbour area completed at an early date so it can fulfill its role as a tourist attraction of Eastern Nova Scotia".  
(Motion carried).

Councillor Daye felt that this would be a good thing for the people on the Eastern Shore but felt that the people did not know enough about it and feared that it would disturb them and their way of life and more information should be made available to them on how it would be of benefit.

Councillor Gaetz agreed saying that this was one industry which would not bring with it air pollution and that Mr. Forrestall and Mr. Brown should meet with these people and explain just what was happening, for some believed that their land and homes would be taken away from them for this marina and he did not believe this was the intent.

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

Councillor Cleveland said he had learned that the Federal Government announced they were taking out the range lights in the Spry Bay-Tangier area. He pointed out that this should not be done especially if the new marina were to be established and also because they were needed by the fishermen, that these lights were visible 8 to 10 miles to sea.

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

"THAT this Council make representation to the Department of Transport and the Department of Fisheries asking that the four (4) lights in the Spry Harbour-Tangier area be retained as they are required by the local fishermen and other boats using the waters in this area". (Motion carried).

The Clerk read the balance of the Report of the County Planning Board, explaining that the Supplementary Report re Clarence Park would not be ready since the meeting yesterday had to be cancelled because of the storm.

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

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

The Clerk read the Report of the Municipal School Board.

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

In reply to Councillor Hudson, Mr. Hattie said that although repairs could be funded, it was not a good idea to capitalize repairs and fund them over a 20-year period because of the amount of interest involved.

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

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

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

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

Councillor Gaetz asked the Committee to look into the space problem of the Sir Robert Borden Junior High School because it was necessary to unload

many more busses there in inadequate space than was possible.

Deputy Warden Nicholson pointed out that the Committee's responsibility ends when schools are taken over by the Municipal School Board.

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

The Clerk read the Report of the Welfare Committee.

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

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

Councillor Gaetz asked if this meant that the County was going to build houses in Sheet Harbour area for these people?

Mr. Hattie replied no, that the Community Development Officer would help the people to see their own needs and decide how they could better themselves.

Councillor Johnson explained the Community Development program to Council saying that this could include fishing or farming, whatever the particular area lent itself to but the Development Officer's role was to get the people together and motivate them to self-help programmes.

Councillor P. Baker felt that this would be a good thing and one which would not require any expenditure, at least at the outset, because there is already a Community Development Officer and this is just a pilot project. He said that the resources are there, human and natural and the people need motivation and assistance in knowing how to utilize them. He believed this was a first in Nova Scotia and one which would show great benefit in time to come, that it was an answer to those who complained about paying high welfare costs and doing nothing to elevate the people.

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

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

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

AFTERNOON SESSION

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

The Assistant Clerk called the roll.

Council agreed to deal with the Agreement with the Nova Scotia Housing Commission first on the agenda since Messrs. Hubley and Milroy were in Council.

The Clerk read the section of the Finance and Executive Committee Report dealing with the suggested changes in the agreement. He advised that they had made representation to Central Mortgage and Housing Corporation and received approval of a loan of 90% of the estimated value of \$184,000 but when this was taken to the Governor-in-Council an amount of \$200,000 was used to cover the cost of services of drainage and sewage. He said there was a question of drainage and sewage into Long Lake and the Nova Scotia Water Resources Commission has limited the size of disposal that they will allow into Long Lake necessitating an additional expenditure of piping additional sewage into Wynder Lake at a cost of \$75,000 so that the amount approved is no longer sufficient.

Mr. Hubley, of the Nova Scotia Housing Commission, said his Minister has assured him that if the figures were ready that he would present an application to his Cabinet on Thursday, in the amount of \$300,000 to cover all costs as soon as firm estimates were available.

Mr. Hattie advised that the tenders had been called for ten (10) houses in the Preston project and that the tenders had been opened for road construction into the site and the lowest bid selected by the Committee was in the area of \$14,000 but they could not enter into a contract.

Deputy Warden Nicholson said all he wanted to discuss at this time was the original agreement because Mr. Hubley sat in this Council Chamber and assured that this agreement would meet with the Housing Commission's approval on the basis that there would be no responsibility to the County of Halifax and on any other basis he would not agree to it.

Mr. Hattie said that the Attorney General's Department had advised him that the Governor-in-Council does not approve an open end agreement.

Deputy Warden Nicholson pointed out that if the County accepts this agreement on these terms, it would be held responsible should anyone not follow through.

Councillor Giles said that the idea was that County Council would go along with the project as long as it did not place financial responsibility on the taxpayers of this County and he would not agree to it in any other way, shape, or form. He said that the Nova Scotia Housing Commission has become a dirty household word and in the many meetings he had attended, could not believe a word they said; that when a meeting is deferred for



two (2) weeks, they will send along new members who do not know anything about the previous discussions which has the affect of making previous work void. He said that the County went along with the proposal which was made and now the Commission is coming back with something different and he would not go along with it and place a risk on the taxpayers of this County. He said that the school issue in Sackville has been a real fiasco because of the Commission and there are other examples and referred to the Commission as a selfish little organization who placed their pet projects ahead of the common good when they would allow water and sewer to go right past peoples' homes, yet they could not get the benefit of these services.

Councillor Johnson feared that refusing to agree to this proposal would have the affect of killing the housing project in Preston which had been urgently needed for a long time and the whole thing seems to be a mess. He said there had already been one fire, that there is \$130,000 available and when is this mess going to be cleaned up?

Deputy Warden Nicholson was disturbed with the reference to "up to" a certain amount because it left too many loopholes which could involve the County.

Mr. Hubley pointed out that the original loan had been approved and the loan for services will be approved and they are guaranteeing the repayment of the loan, but they had not signed the agreement of guarantee as yet, that amounts borrowed had to be justified by Engineering estimates.

Councillor Giles said he had had ultimate faith in the Commission and Mr. Hubley before but that faith had been broken by double talk, saying one thing at one meeting and something completely different the next and asked how Council could believe that the Minister would be able to convince the Cabinet for approval of this agreement.

In reply to Councillor Johnson, Mr. Hubley said that if additional funds are necessary they will be able to get them if they can justify the amounts, that was just standard procedure.

Deputy Warden Nicholson asked Council if it was aware of the fact that without a signed guarantee, the County was responsible for the immediate repayment of the \$200,000. He said this Council had agreed to the original proposal only with the stipulation that there would be no responsibility to the County and as Chairman of the Finance and Executive Committee and a representative of the taxpayers, he could not agree to in on any other basis.

Mr. Cox explained that the original agreement as he understood it carried an Indemnity Clause where the Nova Scotia Housing Commission agreed to indemnify the County but they would not agree and it came back with a figure of \$200,000. He suggested there were two ways of dealing with the problem, (1) not to sign the agreement without the Indemnity Clause, or (2) increase the amount to \$300,000 so that it will be sure to cover all eventualities.

Mr. Cox, in reply to Councillor Tonks, said that the County is primarily responsible for the repayment of any monies it borrows, that in the event the money is used up before the project is finished, the County could either abandon it as it stands, or look for new sources of money to complete it. He said that the County would be responsible to Central Mortgage and Housing Corporation for any money and all money it borrowed but was not compelled to complete the project if there was insufficient funds.

In reply to Councillor Giles, Mr. Cox said that he said at the outset of these discussions and repeated now, that the County was used as the vehicle to borrow the money and anything borrowed, the County must be responsible for paying back and that the only protection was to put an Indemnity Clause into the agreement, which he had done but apparently the Executive Council turned it down, that he had not changed his mind and is not changing it now, this was the original advice and it stands.

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

"THAT Council reaffirm its original position with regard to a proposed agreement between the Municipality of the County of Halifax and the Nova Scotia Housing Commission re installation of water and sewer services, and roads at North Preston, Halifax County, Nova Scotia, and that is, that there be an Indemnity Clause included that will relieve the Municipality of any financial responsibility".  
(Motion carried).

Councillor Tonks said that this Council was led to believe that the agreement would be accepted by the people representing the Nova Scotia Housing Commission at that time and that was the only reason he believed that this Council accepted it at that time and if they do not agree with it now, they will bear the responsibility of thwarting this project.

Councillor P. Baker pointed out that this Council had been working on this project for a year and when it hit the news media it went all over North America and the Federal Housing Minister was appalled at conditions in Preston as was Provincial Welfare Minister, Mr. Guam, who visited the area and they made all kinds of promises but the people are still living in shacks, still freezing and still being burned out for lack of adequate housing and the money is there for it. He said he is told that they are waiting for the appointment of a Committee Chairman but it has been three (3) months, and surely such an appointment is not that difficult. He said the Housing Commission are the people with the power to solve the problem of poor housing in that area and the Federal Government saw fit to make \$500,000 available to the Black United Front for a survey.

Councillor Johnson observed that if the Governor-in-Council will

not approve the agreement with an Indemnity Clause and this Council will not accept it without then there is no point wasting time talking about it.

Councillor P. Baker said that if this does not go through then it is the responsibility of the Provincial Government and if there are more fires and more people and little children burned, then their blood will be on the hands of the Provincial authorities for the matter is in their hands, this County has given them every co-operation.

Councillor Hudson felt it was understandable that the Government wanted firm figures because they have to budget too and suggested that the Commission should have a representative on the Committee to protect their interests there. Mr. Hattie advised that they already had representatives on the Committee which opened the tenders.

Mr. Hubley said that the Housing Commission are agreeing to repay any loan that is made for this project and this still stands but unfortunately, the Provincial Government will not sign an open-ended agreement. He said he saw no possibility of renegeing from this agreement because the Nova Scotia Housing Commission had generated this project and were vitally concerned with this project and wanted it processed as rapidly as possible.

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

Warden Settle thanked Mr. Hubley and Mr. Milroy for coming to Council.

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, as amended". (Motion carried).

In reply to Councillor Daye, Mr. Hattie said that the dog tax and expenditure of administrating dog control were just about even, in the area of \$2,500.00.

Councillor C. Baker asked why the application he had submitted on behalf of Mrs. Percy Smith, for relief from payment of taxes, had not been included in the report of 'Relief of Taxes' in this report. Mr. Hattie replied that it had not been received by this office.

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

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

"THAT the Warden and the Clerk be and they are hereby authorized to execute on behalf of the Municipality a license

with the Public Service Commission of Halifax re land at Hatchet Lake, a copy of which is attached to this resolution".  
(Motion carried).

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

"THAT the Solicitor be and he is hereby authorized and instructed to take such steps as are necessary to present legislation re advance polls in the Municipality to the next session of the Legislature. A copy of the proposed Bill is attached to this resolution".  
(Motion carried).

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

"THAT BE IT RESOLVED that this Council levy a Poll Tax and a Poll Tax is hereby levied for the year 1970 pursuant to the provisions of Section 6 of the Assessment Act of Nova Scotia upon all male and female persons taxable under the provisions of said Section 6;

AND BE IT RESOLVED that the amount of the Poll Tax be \$30.00 on male and \$30.00 on females and shall be due on the 1st. day of January, A.D., 1970;

AND BE IT FURTHER RESOLVED that interest at the rate of 7 percent shall be charged on all Poll Taxes owing after the 31st. day of March A.D., 1970;

AND BE IT FURTHER RESOLVED that persons assessed on real or personal property or on both shall pay that amount of Poll Tax which, together with their rates on property for the year 1970, equals the maximum Poll fixed above;

AND BE IT FURTHER RESOLVED that a person whose total income of every kind and from every source during the year 1970 was less than \$1,000.00 shall be exempt from payment of Poll Tax".  
(Motion carried).

It was moved by Councillor Tonks:

"THAT the interest on Poll Tax arrears be increased to 10%". (No seconder).

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

"THAT the interest on Poll Tax be fixed at 8% per annum, affective January 1, 1970". (Motion defeated).

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

"THAT the rate of interest on overdue poll tax be 9%, affective January 1, 1970". (Amendment carried).

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

"THAT the interest rate on overdue property taxes be set at 9%, affective January 1, 1970". (Motion carried).

In reply to Councillor McCabe, Mr. Hattie advised that the bonds issued last week had cost approximately 10.17%.

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

"THAT the Resolution from the United Transportation Union, Local 504(E), Kentville, be received". (Motion carried).

Councillor Gaetz asked whether the Finance and Executive Committee had ever considered raising the Widow's Exemption from \$1,500.

Solicitor Cox said that this matter came up back in October because the general legislation in the Province is more generous than the special legislation used by the County and he is applying to have the County come under the general legislation in this regard.

Councillor Tonks said that since the Provincial Government had seen fit to indemnify the elderly people by giving them Old Age Pension at 65, the County should have some means of assisting them also to help them meet their tax requirements, even if it means exempting them from taxes altogether.

Deputy Warden Nicholson agreed in part but felt that the matter should be studied taking in the whole picture.

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

"THAT the Warden and the Clerk be and they are hereby authorized to execute on behalf of the Municipality an agreement with Central Mortgage and Housing Corporation re Municipal Sewage Treatment Plant, a copy of which is attached to this

resolution". (Motion carried).

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

"THAT Mr. Vincent Peach be a member of the Board of Health to be affective November 19, 1969". (Motion carried).

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

"THAT nominations cease".  
(Motion carried).

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

"THAT Mrs. Edgar Menear, R.N., be nominated as a member of the Board of Management, Halifax County Hospital".

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

"THAT Mr. Albert Williams be nominated as a member of the Board of Management of the Halifax County Hospital".

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

"THAT nominations cease".  
(Motion carried).

After balloting, Warden Settle declared Mrs. Menear the newly elected member to the County Hospital Board.

The Clerk read the Report of the Public Works Committee.

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

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

Councillor Hudson asked whether the Pollution Control included in its terms of reference such waters as Grand Lake and the Shubenacadie River since she had information recently that these were polluted and that they are used by tourists and fishermen.

Mr. Hattie did not think that these bodies of water needed to be specifically mentioned.

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

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

"WHEREAS the Municipality of the County of Halifax has applied, pursuant to the regulations made under the Water Act for the Province of Nova Scotia, for an advance of money in order that a Study of the Pollution Control can be carried out for the entire Municipality;

AND WHEREAS the Nova Scotia Water Resources Commission has approved the application made by the Municipality of the County of Halifax and has agreed to advance a sum of money to cover the cost of the Pollution Control Study;

NOW THEREFORE BE IT RESOLVED that Canadian Plant and Process Engineering Limited be engaged to carry out the Pollution Control Study upon the Terms of Reference, annexed hereto and marked as Schedule "A".  
(Motion carried).

TERMS OF REFERENCEPOLLUTION CONTROL STUDYMUNICIPALITY OF THE COUNTY OF HALIFAX

1. In consultation with the Nova Scotia Water Resources Commission, Nova Scotia Department of Public Health, the Canada Department of Fisheries, Department of National Health and Welfare, Regional Planning Commission, and representatives of the Municipality, carry out a brief review of existing and potential pollution problems within the Municipality. The purpose of this review would be to establish the specific regions warranting detailed study and to establish tentative relative priorities for these regions.
2. On behalf of the Municipality submit to the Nova Scotia Water Resources Commission, for approval, a list of regions for which further study is recommended. This list shall include the consultants' recommendation as to relative priorities.
3. For each of the regions approved by the Nova Scotia Water Resources Commission carry out a detailed pollution control study under the following terms of reference:-
  - a. Evaluate effects of existing or potential water pollution of the resource industries (fisheries, tourism) in the region.
  - b. Evaluate the economic and technical feasibility of servicing the existing development in the area.
  - c. Establish priorities for servicing, based primarily on existing and potential development in the serviceable areas, and existing and potential water and land pollution and the extent to which this affects the local fishery, health hazards, and recreation in the area.



- d. Establish preliminary type, size and location of sewers, as well as pumping station requirements.
- e. Establish the type and degree of sewage treatment required as well as the size and recommended location of the sewage treatment facility. This will be carried out in close liaison with the Nova Scotia Water Resources Commission.
- f. Recommend areas showing the most promise for residential, commercial or industrial development in the future, based primarily on ease of servicing with sewers and a treatment plant. (This recommendation and the location of pumping and treatment facilities to service the existing development will be, to a large extent, interdependent).
- g. Estimate the cost involved in construction of above mentioned facilities and services. This estimate is to include a breakdown of financial aid available to the Municipality and a recommendation for financing of the facilities, to indicate the net cost of the facilities to them.
- h. Make recommendations as to the methods of charging for the use of the sewer system and sewage treatment facilities. This is to indicate whether charges should be based on a frontage basis, a general assessment, some combination of the above, or some other suitable alternative.
- i. Review pollution control programmes of adjacent municipalities and co-ordinate the County of Halifax Study with these.
- j. Identify summer resorts and potential summer resorts for provision of pollution abatement measures.

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

"THAT the Warden and Clerk be and are hereby authorized to sign a lease with the Canadian National Railway for lands at Bedford". (Motion carried).

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

"THAT the Minister of Welfare of the Province of Nova Scotia be asked to appoint a Chairman to the Revolving Loan Fund re Housing, Preston area". (Motion carried).

Councillor Johnson saw no point in moving this resolution for he felt the action of Council earlier this afternoon had killed the project.

Councillor P. Baker did not feel that the matter had died because there is too much at stake and too many promises have been made by both Governments.

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

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

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

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

Councillor Tonks said that he did not support this in Committee nor did he support it now. He felt that it was money taken from the taxpayers of Halifax County and that the expenditure was not justified when it could well be spent for turkeys for the needy for Christmas, but he would be prepared to contribute \$10.00 of his own toward a staff Christmas party.

Deputy Warden Nicholson said that most firms gave their employees gifts and he felt this was little enough.

Councillor McCabe felt that the staff was conscientious and should have this concession.

Councillor Tonks felt it amounted to misappropriation of public funds and if this were allowed then they should allow the Fire Department in Eastern Passage \$100.00 in lieu of a Christmas party for fire protection to Ocean View Manor against the \$840.00 they had to pay for rent to the County for their fire hall.

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

It was moved by Councillor Tonks:

"THAT the sum of \$100.00 be made available to the Eastern Passage Fire Department to be taken out of the \$840.00". (No Seconder).

Councillor Tonks said that the fire men in his area work very hard for nothing and have to suffer the fire hazard to their fire hall by Gulf Steel which they also have to protest for nothing, to say nothing of Robb Engineering and other firms and he asked how much the County got for fire protection of Clarence Park for 25 years?

In reply to Councillor Baker, Mr. Hattie advised that the Eastern Passage Fire Department received a grant of \$500.00 from Ocean View Manor.

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

"THAT this Council go on record as being in favour of the Nova Scotia Liquor Commission establishing a Liquor Store in District No. 17, Municipality of the County of Halifax".  
(Motion carried).

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

"THAT Council go into Committee of the Whole". (Motion carried).

Councillor Tonks did not feel it necessary to go into Committee of the Whole because when this was done last week, within four (4) hours of the meeting, an entire report of what went on was in the press in black and white and as far as he was concerned it served no purpose.

Councillor P. Baker agreed, adding that the press coverage was not accurate.

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

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

"THAT Warden Settle be Chairman of the Committee of the Whole".  
(Motion carried).

It was moved by Councillor Tonks:

"THAT Council reconvene from Committee of the Whole". (No seconder).

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

"THAT Council go back from Committee

December Council Session - 1969  
Tuesday, December 16, 1969

of the Whole into Council session".  
(Motion carried).

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

"THAT Council adjourn".  
(Motion carried).

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

MINUTES

of the

THIRD YEAR MEETINGS

of the

THIRTY-SIXTH COUNCIL

of the

MUNICIPALITY OF THE COUNTY  
OF HALIFAX

NOVEMBER COUNCIL SESSION  
TUESDAY, NOVEMBER 18, 1969

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I N D E X   O F   M I N U T E S

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

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The Municipal Council of the County of Halifax convened at 10:00 a.m., Tuesday, November 18, 1969, with Warden I. Settle presiding.

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

Mrs. Margaret Snair was sworn in by the Municipal Clerk as the Councillor for District #7 of the County of Halifax, duly elected in a recent by-election due to the passing of the late Councillor Granville Snair.

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

The Clerk introduced the Public Hearing on the rezoning of the A. J. Fenerty property, reporting that the Public Hearing had been duly advertised and that no correspondence had been received on the matter. He also read the section of the Planning Board Report dealing with the matter.

Mr. Gough illustrated the property in question with a large skematic map and replied to Councillor's queries.

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

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning 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 Tonks expressed concern in approving new Trailer Parks that the County would be faced with the same problems as had developed in Westphal. He suggested that if present regulations would not correct such problems in future then the regulations should be updated.

Councillor P. Baker agreed that it was time to have a closer look at the regulations as there were 21 units using C-grade water in mobile homes.

In reply to Councillor Hudson, Mr. Gough said that the water and sewer services installed had to be approved by the Water Resources Commission and the Provincial Department of Health, and that the proposed rezoning was on a property of 30 acres which was sufficient for economical water and sewer facilities; also, that underground wiring for Trailer Parks was economical and used by some of the parks.

In reply to Councillor Tonks, Mr. Gough said that the present regulations did not exist when the Westphal Trailer Park was started, that it was some ten (10) years ago and was started by a Mr. Leahy before the Water Resources Commission became involved.



Councillor Giles pointed out that there had been no prosecutions by the Department of Health so far. He said it must be realized that mobile homes are a part of our environment and it was necessary to provide adequate facilities for them, that there are presently 652 lots which are not nearly enough and there are at least 15 mobile homes parked illegally in the County. He said that if facilities were not available on the one hand and people were prosecuted for illegal parking of mobile homes on the other that it was hypocrisy in its clearest form and he felt the County should set up a mobile home park which would be profitable and have adequate facilities to set an example to other mobile home operations. He suggested that increased mobile home facilities in the County could provide a solution to the problem of families on fixed incomes being unable to maintain conventional homes and pay the ever increasing taxes. He said it appeared that if equal consideration was given to these people, especially the older people as was in the provision of the fine new penal institution in Sackville it would be of great benefit but it seemed that people had to live outside the law in order to get consideration.

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

Suggesting that the Clarence Park area be used as a County Mobile Home Park, Councillor Tonks pointed out that he had made representation that this area be zoned residential and not industrial. He said if the County could not do this then it should be opened up for private enterprise to provide such housing facilities in Clarence Park. He said there were 177 units there with services, roads, lighting and driveways to each lot so that it would not cost a great deal for the community once again to accommodate families as it had before.

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

"THAT a Committee be set up to investigate the possibility of the Municipality of the County of Halifax establishing a Mobile Home Park or Parks in the Municipality".  
(Motion carried).

Solicitor Cox questioned whether the County had the authority to go into mobile home park development and suggested that legislation may be required and if so, it should be brought before the December session of Council so that it could be submitted for the spring session of the Legislature.

Councillor Hudson asked whether each mobile home owner had to pay a license fee of \$5.00? Warden Settle replied that mobile home park owners had to pay the license fee.

Councillor P. Baker said that there are mobile homes parked illegally in his district and with his approval because the people had nowhere to go and had to park their trailers temporarily and if provisions were not made for these people he would continue to encourage it, because conditions that some families, children had to live in were absolutely deplorable for lack of housing of any kind.

The Clerk reported that no correspondence had been received for this session.

The Clerk told Councillor C. Baker that no reply had been received re ditching in the Herring Cove area from the Department of Highways.

Councillor Tonks felt it was time to make representation to Mr. Andras office to have the clause deleted stipulating the Clarence Park area industrial.

Mr. Hattie said as the letter states it is industrial zoning on the Master Plan.

Councillor Tonks reminded Council that there was also provision in the Master Plan for new schools in Eastern Passage, the school which is now located in Cole Harbour where the County must pay to transport three-quarters of the children from Eastern Passage to that school; and it was only reasonable that this property which was already zoned residential according to the Bylaws together with Clarence Park which is serviced for residential be changed on the Master Plan.

Solicitor Cox detailed the description of a mobile home and a permanent home, explaining that a mobile home is considered personal property and taxed on that basis.

Deputy Warden Nicholson felt that a couple of things should be considered: (1) that there is presently an option of agreement for Clarence Park which would have to be recinded; (2) Central Mortgage and Housing Corporation is not going to spend money on this land for residential purposes, so that development would have to be private enterprise in this area.

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

"THAT the Planning Board be asked to study the prospect of amending the Zoning Bylaw to rezone the Clarence Park property at Eastern Passage as residential and bring in a report at the next session of Council".  
(Motion carried).

Councillor P. Baker told of an instance in his area where a mobile home owner purchased two lots, had then approved and moved his mobile home on the lot, only to find out that a mistake had been made and authorities tried to put him out so he fixed up his home, added a porch and made it look permanent and it is now being assessed as a permanent home.

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

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

"THAT a letter be written to the Historic Sites Committee of the Department of Education regarding the cleaning up and preservation of the Moose River Mines"  
(Motion carried).

In reply to Councillor Tonks, Mr. Gough said that under the existing bylaws the Clarence Park area is residential, but according to the Master Plan it is industrial.

Councillor Tonks said that there are people living there and will continue to live there whether it is rezoned or not and the only realistic thing to do is to change the Master Plan accordingly.

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

"THAT the Minutes of the session of October 21, 1969, be adopted, as amended". (Motion carried).

Council agreed to hear Councillor P. Baker with regard to a request from the fishermen in his area. Councillor Baker said that subsidies which fishermen had received in the past have been discontinued and at best the fishermen had a very difficult life at the only jobs they knew, and now the Federal Government is imposing further restrictions by banning fishing on Sundays on the basis of a poll conducted by Fisheries Enforcement Officers, where in his district they spoke to three local people, two of which were no longer fishing and said they based the regulation on this poll. He said that he had been contacted by fishermen throughout his district and from many communities beyond and although the season opens from November 24th., until the spring, because of snow and storms, they are lucky if they get three (3) weeks of fishing out of that time and if a storm comes up on a Sunday, this regulation would prevent them from hauling in their traps to save them and damage in the thousands of dollars would result as had in the past. He felt that at least a fair poll could be taken because many of the people who made these decisions sat in comfortable offices and would not know a lobster pot from a teapot.

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

"THAT a telegram be sent to the Honourable Jack Davis, Minister of Fisheries, requesting that the lobster fishermen be allowed to fish on Sundays". (Motion carried).

Councillor Moser pointed out that if this restriction is imposed, if it should be stormy on a Sunday, the fishermen perhaps do not get out for three or four days and it creates a real hardship for these people.

Councillor Daye said that the matter was gone into thoroughly in his area and it was the feeling that when the fishermen worked hard six (6) days a week they wanted a rest on Sunday and if fishing was restricted that day, nobody would be going out and their pots would not be tampered with.

Councillor Tonks said he believed one reason for this restriction in the past had been that people who worked all week could buy a license for \$0.25 and go fishing lobsters on Sunday which was just legalized poaching.

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

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

"THAT the Clerk check on the arrival of the Honourable Mr. Davis and arrange a meeting with him and the Warden and any interested Councillors re Lobster fishermen fishing on Sunday". (Motion carried).

Councillor Hudson asked that Mr. Cleary, the Director of County Welfare, be in Council later today when the Welfare Committee Report was considered by Council.

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

"THAT the Nominating Committee be appointed by the Warden". (Motion carried).

The Clerk read the Report of the Warden to Council.

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

"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 Gaetz, seconded by Councillor Daye:

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

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

"THAT Council give notice of its intention in the usual manner to amend the Zoning Bylaw be rezoning lots 9 and 10 of the Redden Subdivision, Birch Street, Bedford, from R2 (Two Family Residential) to R4 (General Residential)". (Motion carried).

The Clerk read the Report of the Public Works Committee.

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

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

Councillor Giles said he wished to point out that the sewage treatment plant at Mill Cove was to service Bedford and Sackville, not Rockingham and Fairview as reported in the press.

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

"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 Hackett's Cove, 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:"

LEVY'S ROAD  
HACKETT'S COVE, HALIFAX COUNTY, NOVA SCOTIA.

ALL that certain lot, piece of parcel of land, situate, lying and being at Hackett's Cove in the County of Halifax, Province of Nova Scotia. Said lot being shown on a plan entitled "Existing Road, Levy's Road, Hackett's Cove, Halifax County, Nova Scotia" prepared by J. Forbes Thompson, N.S.L.S., dated the 2nd day of October, A.D., 1969. Said lot being more particularly described as follows:

BEGINNING at a point on the northern side line of the main Highway leading from French Village to Peggy's Cove, said point marking the south west angle of the right-of-way herein described;

THENCE by the magnet of the year 1969, north zero four degrees forty minutes east ( $N04^{\circ}40'E$ ) a distance of three hundred and nineteen feet more or less ( $319'_{\pm}$ ) or to the high water mark of Hackett's Cove;

THENCE northerly along the said high water mark a distance of four hundred and sixty-five feet more or less ( $465'_{\pm}$ ) to a point;

THENCE along a circular curve to the right having a radius of fifty feet ( $50'$ ) a distance of one hundred and forty-eight and three tenths feet more or less ( $148.3'_{\pm}$ ) to the end of curve;

THENCE south zero two degrees zero zero minutes west ( $S02^{\circ}00'W$ ) a distance of one hundred and forty-one and five tenths feet more or less ( $141.5'_{\pm}$ ) to a point;

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