

- (b) That the terms of financing be defined and agreed to by Council prior to project implementation.
- (c) That the sharing of operating costs be defined and agreed to by Council prior to project implementation." Motion Carried.

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

"WHEREAS under the amendment to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of community projects for the acquisition and development of land.

AND WHEREAS the Provincial Minister may, pursuant to the Housing Development Act, make an agreement with a Municipality and the sections of the National Housing Act.

NOW THEREFORE, the Council of the Municipality of the County of Halifax enacts as follows:

1. There is a deficiency of Senior Citizens' accommodation in the Middle Musquodoboit area.
2. That an application be made to the Provincial Government requesting provincial participation in an investigation of the above mentioned deficiency and if feasible to acquire land and to construct at Middle Musquodoboit.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. (a) That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation to participate, or to provide a loan.
 - (b) That the terms of financing be defined and agreed to by Council prior to project implementation.
 - (c) That the Sharing of operating costs be defined and agreed to by Council prior to project implementation." Motion Carried.

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

"WHEREAS under the amendment to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of community projects for the acquisition and development of land.

AND WHEREAS the Provincial Minister may, pursuant to the Housing Development Act, make an agreement with a Municipality and the sections of the National Housing Act.

NOW THEREFORE, the Council of the Municipality of the County of Halifax enacts as follows:

1. There is a deficiency of Senior Citizens' accommodation in the Musquodoboit Harbour area.
2. That an application be made to the Provincial Government requesting provincial participation in an investigation of the above mentioned deficiency and if feasible to acquire land and to construct at Musquodoboit Harbour.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. (a) That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation, to participate, or to provide a loan.
 - (b) That the terms of financing be defined and agreed to by Council prior to project implementation.

- (c) That the sharing of operating costs be defined and agreed to by Council prior to project implementation." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor Topple:

"WHEREAS under the amendment to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of community projects for the acquisition and development of land.

AND WHEREAS the Provincial Minister may, pursuant to the Housing Development Act, make an agreement with a Municipality and the sections of the National Housing Act.

NOW THEREFORE, the Council of the Municipality of the County of Halifax enacts as follows:

1. There is a deficiency of Senior Citizens' accommodation in the East Preston area.
2. That an application be made to the Provincial Government requesting provincial participation in an investigation of the above mentioned deficiency and if feasible to acquire land and to construct at East Preston.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. (a) That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation to participate, or to provide a loan.
(b) That the terms of financing be defined and agreed to by Council prior to project implementation.
(c) That the sharing of operating costs be defined and agreed to by Council prior to project implementation." Motion Carried.

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

"WHEREAS under the amendment to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of community projects for the acquisition and development of land.

AND WHEREAS the Provincial Minister may, pursuant to the Housing Development Act, make an agreement with a Municipality and the sections of the National Housing Act.

NOW, THEREFORE, the Council of the Municipality of the County of Halifax enacts as follows:

1. There is a deficiency of Senior Citizens' accommodation in the Chezzetcook area.
2. That an application be made to the Provincial Government requesting provincial participation in an investigation of the above mentioned deficiency and if feasible to acquire land and to construct at Chezzetcook.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. (a) That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation to participate, or to provide a loan.
(b) That the terms of financing be defined and agreed to by Council prior to project implementation.

- (c) That the sharing of operating costs be defined and agreed to by Council prior to project implementation." Motion Carried.

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

"THAT the requested Loan re Hatchet Lake Volunteer Fire Department in the amount of \$7,000.00 be approved subject to the Municipality reserving the right to levy an area rate if necessary to receive any outstanding principle and interest payment." Motion Carried.

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

"THAT the requested loan re Terence Bay Volunteer Fire Department in the amount of \$6,000.00 be approved subject to the Municipality reserving the right to levy an area rate, if necessary, to recover any outstanding payment principle and with interest." Motion Carried.

It was moved by Councillor Deveaux, seconded by Councillor Margeson;

"THAT approval of the Agreement between the Board of Management of Ocean View Manor and CUPE, Local 1245 be given;" Motion Carried.

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

"THAT Council accept the invitation of the Royal Bank of Canada on Tuesday, May 17, 1977 at 4:30 p.m." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Margeson:

"THAT Councillor Eisenhower be nominated as a delegate to the Federation of Canadian Municipal Conference in Toronto."

Councillor Williams was nominated by Councillor Poirier and Councillor Walker. Following a ballot, Councillor Williams was duly elected with Councillor Eisenhower as an alternate.

It was moved by Councillor MacKay, seconded by Councillor Walker:

"THAT Warden Settle be a delegate to the Federation of Canadian Municipal Conference in Toronto." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor Streach:

"THAT Councillor Fader be an alternate delegate for the Warden." Motion Carried.

Items added to the Agenda.

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

"THAT Mrs. Shirley Major, Pinehill Street, Lower Sackville, be appointed as Constable re Dog License." Motion Carried.

Councillor Cosman referred to the motion tabled at the December 1976 Special Session of the Municipal Council re Solid Waste Disposal. Councillor Cosman referred to the recent decision of the Supreme Court of Canada in favour of the Bedford Service Commission re Jack Lake site and the continuing legal action in the Courts of Nova Scotia by the Bedford Service Commission.

Councillor Cosman also stated that in her opinion, the Municipality of the County of Halifax did not need the proposed regional land fill site nor did the City of Dartmouth. In view, of the strong possibility of a Heat Energy Recovery Program coming on stream, at a reasonable cost, we should not be part of the present Regional Authority Program.

It was moved by Councillor Cosman, seconded by Councillor MacKay:

"THAT the Solicitor be instructed to prepare a By-law rescinding the present By-law giving to the Halifax-Dartmouth Regional Authority, the responsibility to

design, construct and manage a Solid Waste Disposal System."
(Withdrawn prior to a vote being taken.)

Councillor MacKay, in seconding the motion stated that this Council was not giving the people of Bedford the support they should be getting.

Councillor Lawrence questioned the statement by Councillor Cosman with respect to the decision of the Supreme Court which did not rule on Jack Lake as a site. Councillor Lawrence also questioned the statement that Halifax County did not need a land fill site, and questioned how we could oppose a land fill site in Halifax County but continue to use a land fill site in another county.

Councillor Streach questioned the legal effect, if Halifax County did decide to opt out of the Solid Waste Program.

Mr. Cragg, Solicitor, stated he would want to discuss the matter with the Solicitor for Halifax and Dartmouth before giving an opinion.

The Municipal Clerk advised that even if Halifax County had the legal right to opt out - the two cities could continue with the program through the Regional Authority.

Much discussion followed on this item with a number of Councillors questioning the wisdom of withdrawing at this stage and closing the door behind us.

Following the discussion, it was moved by Councillor Margeson, seconded by Councillor Benjamin:

"THAT the motion be tabled to June 21, 1977."
Motion Defeated.

Councillor Cosman advised that she wished to withdraw her motion, this was concurred by the seconder.

It was moved by Councillor Williams, seconded by Councillor MacKay:

"THAT a letter be sent to the Premier of the Province of Nova Scotia requesting that assistance be made available to those persons on fixed income with respect to the increased power rates, suggesting that monies derived from the Atlantic Lottery be used for this purpose." Motion Carried.

Following discussion by a number of Councillors, the motion was carried.

It was moved by Councillor MacKay, seconded by Councillor Deveaux:

"THAT copies of the letter be sent to the Leader of the Opposition and the Union of Nova Scotia Municipalities." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Walker:

"THAT the April Session of Council be adjourned." Motion Carried.

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M A Y C O U N C I L S E S S I O N

T U E S D A Y , M A Y 17th., 1977

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MINUTES OF THE MAY SESSION OF THE MUNICIPAL COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

The May Session of the Municipal Council of the Municipality of the County of Halifax convened at the Municipal Administration Building at 10:00 a.m., Tuesday, May 17th., 1977 with Deputy Warden MacKenzie presiding.

Deputy Warden MacKenzie opened with the Lord's Prayer followed by a minute of silence for the late Councillor George Smith. The Municipal Clerk called the Roll.

Warden Ira Settle and Councillor Williams absent due to attending a meeting of Federation of Municipalities in Toronto.

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

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary."
Motion Carried.

Councillor Fader gave Birthday wishes to the Municipal Clerk, who had celebrated his birthday on Sunday.

The Members of Council attending Councillor Smith's funeral, to meet as a body at the Rowlings Funeral Home at Musquodoboit Harbour at 1:45, Thursday, May 19, 1977 to proceed to the Pentecostal Church, Jeddore, to attend the funeral service. All meetings were cancelled for Thursday.

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

"THAT the Finance and Executive Committee look at the possibility of financial aid to the family of the late George Smith." Motion Carried.

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

"THAT the Minutes of April 19, 1977 be approved as amended." Motion Carried.

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

"THAT Council use restraint in adding items to the Council Agenda today."
Motion Carried.

Councillor Streach explained that Council should use the time to deal with the Annual Budget.

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

"THAT the Correspondence be received." Motion Carried.

Notice of Motion from the April Session of Council.

It was moved by Councillor Deveaux, seconded by Councillor Lachance:

"THAT the Solicitor be instructed to prepare an amendment to the By-laws providing for Council to sit in the evening (7:00 p.m.) instead of the daytime." Motion Withdrawn.

It was moved by Councillor Deveaux and seconded by Councillor Lachance:

"BE IT RESOLVED THAT the following be and the same is hereby adopted and enacted as a by-law of the Municipality of the County of Halifax when and if the same has received the approval of the Minister of Municipal Affairs, and that the Municipal Clerk be and he is hereby instructed to forward the same to the Minister and request his approval hereof:

1977

MAY SESSION

A BY-LAW TO AMEND THE MUNICIPAL COUNCIL BY-LAW

1. Subsection 1 of Section 4 of the Municipal Council By-law is amended by deleting the words "ten o'clock in the forenoon" as they occur in the second line thereof and substituting therefore the words 7:00 o'clock in the afternoon.

2. The Municipal Council By-law is further amended by repealing Subsection 2 of Section 4.
3. The Municipal Council By-law is further amended by repealing Subsection 3 and 4 of Section 4 as 2 and 3 respectively." Motion Carried.

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

"THAT this item be deferred until all sitting Councillors are present."
Tie Vote - Defeated Motion.

Councillor Deveaux maintained that Tax Payers should be given the opportunity to attend Council Meetings. If a poll was taken it would be agreed that by having meetings in the day, the majority of Tax Payers could not attend. It was pointed out that roads are slippery and this could be quite dangerous at night. Some Councillors ran for Council because they thought meetings would be in the evening.

Councillor McCabe is concerned that Tax Payers will think Council is acting like children going back and forth from day to night-time.

Councillor Walker felt that there should be a full session of Council before a vote is taken.

Councillor Sutherland and Lawrence were in favour that the Solicitor prepare a by-law re daytime vs night-time.

Councillor Benjamin suggested that the Solicitor be given concise directions on time and complete details on this matter.

It was suggested that Council hold June, July, August and September meetings on the 3rd Tuesday of each month at 7:00 p.m. and then revert back to daytime sessions.

Councillor Streach said it bothered him going back and forth. He suggested when a decision is reached that the by-law be enforced for 12 months.

Mr. Cragg pointed out that a by-law cannot be enforced for a certain period.

Councillors showed concern for Councillors that have to travel over 30 - 35 miles.

Councillor Baker showed concern with time limit - if the Agenda is not completed in one night, it will mean another night session.

Councillor Benjamin pointed out that history showed that a night-time agenda is never able to be completed. A consideration of two meetings per month be held.

Councillor Lachance felt uncomfortable when Councillors said, " It doesn't matter to me". The only reward for people is knowing that their Councillor is helping their Municipality. Restricting Council Sessions to daytime is restricting the attraction of the best people in the County to do the job.

Councillor Baker pointed out that people on staff will not be available in the evening. If anyone is interested enough they will come in and help their municipality.

Councillor Fader agreed there should be two sessions a month. Council can give people better service by having two sessions a month. He would like to support evening sessions but feels Council cannot do the job within the time frame.

Councillor Topple stated that the City of Dartmouth have a lot more business to take care of and can handle this at night sessions. So he is in favour of night-time sessions.

The Deputy Warden suggested if business cannot be finished, arrangements can be made for a second session.

Councillor MacKay is in favour of daytime sessions. He is concerned over time being spent today over this matter, especially when no new items could be brought to Council.

The Deputy Warden called for a vote on the motion. Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Lawrence:

"THAT the Warden's Report be received." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor Benjamin:

"THAT the Report of the Director of Planning and Development be approved." Motion Carried.

It was moved by Councillor Lawrence, seconded by Councillor Cosman:

Minutes Continued/...

"THAT the Report of the Planning Advisory Committee be approved."
Motion Carried.

Councillor Margeson asked if an invitation should not be extended to Halifax, Dartmouth, East and West Hants with respect to the Municipal Development Plan.

Councillor Topple stated that a study should be carried out re proposed change of boundaries between Dartmouth and the County with respect to Forest Hills Development.

The Clerk advised that the Council had been aware of the proposal, it is to prevent cases where one side of a street is in the city and the other in the County.

It was moved by Councillor Streach, seconded by Councillor Margeson:

"THAT Council meet as a Committee-of-the-Whole on Tuesday, June 14, 1977
at 10:00 a.m. with the Consultants, re Municipal Development Plan." Motion Carried.

The Clerk advised that it was hoped that Mr. Martin Drake, the Senior Planner with Project Planners, from Toronto, would be able to attend at that time.

Councillor Margeson suggested Council have sandwiches brought in for lunch.

Councillor Streach said that several members planned to have a Buffet lunch outside, that would be just as quiet.

It was moved by Councillor Margeson, seconded by Councillor Deveaux:

"THAT a letter go to the City of Dartmouth re a Tri-Council Meeting and requesting a report from Provincial Government re Heat Energy Recovery Program re Solid Waste Disposal." Motion Carried.

It was moved by Councillor Lawrence, seconded by Councillor Streach:

"THAT Council support the Planning Advisory Committee with respect to a proposed amendment to the Provincial Planning Act with a letter to go to the Premier and local M.L.A.'s." Motion Carried.

Some Councillors wanted to know if this meant that the Regional Development Plan boundary could be changed.

Councillor Lawrence said boundaries could be changed.

Councillor Cosman thought too much power was being given to the Minister - he has taken advantage of this power in the past.

Mr. Bensted, said the Municipality could recommend changes to the Minister under the present Provincial Planning Act.

Councillor Topple said the boundary change made by the Minister may not be acceptable to Councillors. The Minister will not have to let Council know when a boundary change is made.

It was moved by Councillor Walker, seconded by Councillor Topple:

"THAT the Lesser Setbacks recommended by the Chief Building Inspector be approved." Motion Carried.

Councillor Benjamin reported that in some areas in his District, there are requests for boat houses along the edge of the lakes, with some people making these into two stories. He said this could be detrimental to tourists driving by our lakes. He suggested boat houses be spread out instead of going up in the air.

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

"THAT the Supplementary Report of the Chief Building Inspector re lesser setbacks be approved as recommended." Motion Carried.

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

"THAT the Report of the Municipal School Board be received." Motion Carried.

Some Councillors commented on the access road to the Sackville High School. The Clerk recommended that this item be referred to the Director of Planning and Development and the School Capital Program Committee.

Councillor Topple said two schools in his area need a water supply as the wells go dry. He said the Fire Department from Lake Echo is trucking water into the Graham Creighton High School. The City Water is only a quarter mile from the school. The Ross Road School has arsenic in the well and should have city water.

Councillor Benjamin was concerned over the lack of asphalt around older schools, and also books in Libraries. He pointed out that the newer schools are well equipped. These schools do not have proper play area, do not have high school books in school libraries. Some elementary schools are completely neglected.

Councillor Lachance pointed out that the two committees he serves on - School Capital Program Committee and the School Board - are working independantly from each other.

It was moved by Councillor Sutherland, seconded by Councillor Fader:

"THAT Council refer Item No. 2 re the School Board Report to the Director of Planning and the School Capital Program Committee." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Lachance:

"THAT Item No. 1 of the Municipal School Board Report be referred to the Fianance and Executive Committee." Motion Carried.

It was moved by Councillor Deveaux, seconded by Councillor Topples:

"THAT the matter of water supply at the Graham Creighton High School be referred to the Public Works Committee for a report to Council at the nearest possible date." Motion Carried.

Councillor MacKay asked if the letter had been sent within the last month or two about the playing field in Sackville. The Clerk advised that the letter was sent but no reply was received to date.

Councillor McCabe requested that the Finance and Executive take financial responsibility to remove an unsightly building in his area.

Councillor Streach felt quite sure the Finance and Executive Committee could handle this matter.

It was moved by Councillor Poirier, seconded by Councillor Walker:

"THAT the problem withthe Heating System at the Lakeside School be referred to the Municipal School Board." Motion Carried.

Councillor Poirier said the furnace in the Lakeside School was a converted one and that the thermostat cannot be controlled - it is too hot.

It was moved by Councillor Lachance, seconded by Councillor Lawrence:

"THAT the Report of the School Capital Program Committee be approved." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor Deveaux:

"THAT the Report of the Finance and Executive Committee be approved." Motion Carried.

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

"THAT the Solicitor be instructed to prepare a By-law re Seven-Day Adventist Tax Exemption re Academy at Bedford." Motion Carried.

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

"THAT Council adjourn to 1:30 for lunch." Motion Carried.

Council reconvened at 1:30 p.m. and adjourned the May Session and proceeded into the Annual Session of Council.

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Motion - letter re arsenic contamination, Waverley -----	7
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Motion - Public Works Committee investigate Central Services, Waverley -----	7
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MINUTES OF THE JUNE SESSION OF THE MUNICIPAL COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

The June Session of the Municipal Council of the Municipality of the County of Halifax convened at the Municipal Administration Building on Tuesday, June 21, 1977 with Deputy Warden Arthur MacKenzie presiding.

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

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

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary." Motion Carried.

It was moved by Councillor Williams, seconded by Councillor Eisenhauer:

"THAT the Minutes of May 17th, 1977 Session of the Municipal Council be approved." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Lawrence:

"THAT the Agenda be closed with the following added items:

- | | |
|-------------------------|--|
| Councillor Benjamin:- | 1. Appoint Constable re Dog License - District NO. 14,-
Susan Frances MacIntyre, Waverley. |
| | 2. Waverley Arsenic. |
| | 3. Porto Bello. |
| Councillor MacKay:- | 4. Possibility of a change in the Dog By-law to include
other pets, - cats, etc. |
| Councillor Gaetz:- | 5. Senior Citizens Housing. |
| Councillor Cosman:- | 6. Anti Noise By-law. |
| Councillor Lawrence:- | 7. Derelict Vehicles. |
| Councillor Streach:- | 8. School Construction. |
| Councillor Eisenhauer:- | 9. By-law Change re Mobile homes - Foundations and Tie-downs. |
| | 10. Parkland Acquisition. |
| Councillor Topples:- | 11. Forest Hills Annex. |
| Councillor Williams:- | 12. Hours of Council Session. |
| Councillor Sutherland:- | 13. Taxis. |
| Councillor Deveaux:- | 14. School Holiday (½ Day) Friday - June 24, 1977. |
| | 15. Extra Grants for Garbage Costs. |
| | 16. Dredging of Creek - Eastern Passage. |
| | 17. By-law re Evening Meetings. |
| | 18. Federal Bilingual Program and "Two Language Province as
proposed by Nova Scotia Federation of Acadians. |
| | 19. Proposed legislation to make French mandatory in Junior and
Senior High Schools. |

It was moved by Councillor Sutherland, seconded by Councillor Eisenhauer:

"THAT the correspondence be received." Motion Carried.

Minutes of the June Session of the Municipal Council continued/...

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

"THAT the Delegation for Porter's Lake be heard with respect to the Petition received." Motion Carried.

Mr. Boutilier, from Porter's Lake, pointed out their concern to Council about action by Trynor Construction Company. Trailers were moved in, septic tanks installed without permits, with 17 men in the area. His understanding was that the gravel pit was to be developed and a crusher and more heavy equipment moved in and also with an asphalt plant. The residents in this area could like to have the area rezoned to R-1 to prevent further construction. He is concerned about small children playing in the area.

Councillor Sutherland suggested that the petition be reworded.

Mr. Bensted said if the mobile units are not occupied, it will not be illegal for them to be there.

Councillor Cosman wanted to know if the brook was rerouted without permission. She wanted to know what environmental controls were established over the lakes in the area.

Mr. Cragg said that nothing can be done to stop traffic as the developer owned the right-of-way to the area.

Councillor Lachance said the people did not have a good case as Trynor was using a road they had a right-of-way too. He is not prepared to agree with people in this area.

Councillor Deveaux wanted to know if this was changed to an I-Zone would it stop such operations in other districts.

Councillor Topple said the operator should go through the proper processes to get permits.

Councillor Gaetz did not see anything wrong with the petition if this Company moved in, doing things that should not be done.

Councillor Streach said Councillor Gaetz should not feel pressure for zoning in this area.

Councillor McCabe said operations do create problems but most people put up with the noise as they bring in dollars. He felt each District should not be controlled too rigidly.

Councillor Eisenhower stated that in his area, there is no problem, permits have been obtained and the people are satisfied.

Mr. Boutilier said two homes are just as important as 300 homes. He said if you live in an area where construction is being carried on you are more concerned than you would be if you do not live in these areas.

Councillor Benjamin wanted to know if after the asphalt and cement operations are there, if there will be a lot of pollution in this area.

Mr. Bensted said the Environment Department will be setting up controls.

Councillor Streach suggested that the Solicitor and Clerk see that all by-laws are enforced.

It was moved by Councillor Williams, seconded by Councillor Walker:

"THAT the Petition from Capri Drive, Porter's Lake, be referred to the Planning Advisory Committee for their necessary action and report to Council with respect to zoning." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor Deveaux:

"THAT the Clerk and Solicitor be instructed to take whatever action is necessary with respect to Trynor Construction Company's operation at Porter's Lake." Motion Carried.

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

"THAT Council adjourn to 2:00 p.m." Motion Carried.

NOON SESSION

The afternoon session of the Municipal Council convened at 2:00 p.m. The Municipal Clerk called the Roll.

It was moved by Councillor Benjamin, seconded by Councillor Eisenhauer:

"THAT the Report of the Warden be received." Motion Carried.

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

"THAT the Report of the Director of Planning and Development be approved." Motion Carried.

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

"THAT the Planning Advisory Committee look at Part IV, Section 49, Sub-section 13 of the Provincial Planning Act, with a view considering some recommendations." Motion Carried.

Councillor Deveaux stated that there should be some means of dealing with lots where the Provincial Department of Highways did not own the right-of-way.

Councillor Gaetz stated he had similar situations in his district.

It was moved by Councillor Deveaux, seconded by Councillor Cosman:

"THAT the Report of the Planning Advisory Committee be approved." Motion Carried.

Councillor Lawrence questioned the words of the Report with respect to the Maritime Tel & Tel property. Considerable discussion followed on this item.

It was moved by Councillor Streach, seconded by Councillor Williams:

"THAT the lands of Ernest Salmier, 130 Memory Lane, Lower Sackville, be duly rezoned from R-1 (Residential Single Family Dwelling Zone) to C-1 (Commercial Local Business Zone) as per advertised by Application #31-76." Motion Carried.

Councillor Fader stated that the property owners in this area were taking action to have the Department of Highways reconsider their position and this item should be deferred.

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

"THAT this item be deferred to the July Session." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor Cosman:

"THAT the lands at Stillwater Lake, Upper Tantallon, (Diagram #2) from G (General Building Zone) to R-1 (Residential Single Family Dwelling Zone) as per advertised by Application #47-76. (Diagram #2)." Motion Carried.

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

"THAT the lands of Gary B. Myers, Clam Bay Road, Lake Charlotte, be duly rezoned from G (General Building Zone) to SD (Salvage and Dump Zone) as per advertised. Application #48-76." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Fader:

"THAT the lands of Glen and Velma Zwicker, Highway #1, at Middle Sackville, from R1 (Residential Single Family Dwelling Zone) to I-1 (Industrial General Zone) to I-1 (Industrial Zone) as per advertised by Application # 50-76." Motion Carried.

Minutes of the June Session of the Municipal Council continued/...

It was moved by Councillor Williams, seconded by Councillor Fader:

"THAT the lands re Alderhill Subdivision, Brennan Road, Prospect, from G (General Building Zone) to R2 (Residential Two Family Dwelling Zone)." Motion Carried.

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

"THAT the lot of land located at 1968 Bedford Highway be approved for the purpose of locating a switching station on behalf of Maritime Tel & Tel Co. Ltd., per Section #721 of the Zoning By-law without a Public Hearing." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Margeson:

"THAT Council go on record of supporting the recommendation of the Citizens Ad Hoc Waterfront Committee in their recommendation to expand the membership and to include an elected representative from each of the three Municipal Councils, - Halifax, Dartmouth and the Municipality of the County of Halifax." Motion Carried.

It was moved by Councillor Tople, seconded by Councillor Eisenhauer:

"THAT Councillor Cosman be nominated to the Emergency Measure Committee."

It was moved by Councillor Eisenhauer, seconded by Councillor Streach:

"THAT Councillor Poirier be nominated to the Emergency Measures Committee."

It was moved by Councillor Margeson, seconded by Councillor Fader:

"THAT nominations cease." Motion Carried.

The Deputy Warden declared the Warden and Councillors Cosman and Poirier, members of the Emergency Measures Committee.

It was moved by Councillor Eisenhauer, seconded by Councillor Walker:

"THAT the Planning Advisory Committee be requested to proceed with a suggested change in the Zoning By-laws re Parks and Institutional as separate zones and to report back to Council." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Fader:

"THAT the Report of the Chief Building Inspector re Lesser Setbacks and Yard Clearances be approved as submitted." Motion Carried.

It was moved by Councillor Deveaux, seconded by Councillor Cosman:

"THAT Council go on record of disagreeing with the statement of Mr. Bagnell's in his letter to the Planning Advisory Committee with respect to the responsibility of acquiring Regional Green Areas." Motion Carried.

It was moved by Councillor Williams, seconded by Councillor Lawrence:

"THAT Council support the letter and Resolution of the Municipality of Kings County with respect to Provincial Recreational Grants for Capital Purposes." Motion Carried.

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

"THAT the Water Front Development Corporation be invited to attend the July Session of Council re plans for the Fisherman's Market." Motion Carried.

Minutes of the June Session of the Municipal Council continued/...

Councillor Lachance is opposed to the moving of the Fisherman's Market. He wanted to know if the plans can be reconstructed. He said the transporting of the fish across the street is not practical. He suggested that the planners come to Council and present plans so Council can be more informed.

It was moved by Councillor Walker, seconded by Councillor Poirier:

"THAT the Report of the Public Works Committee be approved."
Motion Carried.

Notice of motion by Councillor Lachance:

"THAT District # 8, be included in By-laws # 40, 41 and 42."
Motion Carried.

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

"THAT the said elementary school at Fall River be named
Ash Lee Jefferson Elementary School." Motion Carried.

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

"THAT the said elementary school at Forest Hills be named the
Robert Kemp Turner Elementary School." Motion Carried.

Discussion took place with respect to the naming of schools and it was suggested that in future, Council be provided with background information.

It was moved by Councillor Streach, seconded by Councillor Lawrence:

"THAT the Report of the Finance and Executive Committee be
approved." Motion Carried.

It was moved by Councillor Eisenhower, seconded by Councillor Margeson:

"THAT the Item re Tax Exemption be deleted from the report
and be dealt with separately." Motion Carried.

Further information on unsightly buildings will be tabled in the July Session. Councillor McCabe wanted to know if a person buying an unsightly building at a tax sale, will be informed it has to be demolished.

Councillor Streach suggested that Council adopt the system whereby the Chairman of a Committee go through each report so each item will be clarified, discussing the report item for item.

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

"THAT the Capital Budget re School Spending be amended by
adding the amount of \$80,000.00 re installation of ramp -
Sir John A. MacDonald High School and the Tantallon Junior
High School subject to Provincial Department of Education
approval for cost sharing." Motion Carried.

It was moved by Councillor Eisenhower, seconded by Councillor MacKay:

"THAT the amendment to the Building By-law re appointment of
Chief Building Inspector as proposed by the Solicitor be
approved." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Eisenhower:

"THAT the By-law re Seventh Day Adventist Property, at
Hammonds Plains, Bedford be approved." Motion Carried.

It was moved by Councillor Walker, seconded by Councillor Eisenhower:

"THAT the fee for issuing Tax Certificates on request be set
at \$10.00 per Certificate." Motion Carried.

It was moved by Councillor Eisenhower, seconded by Councillor Margeson:

"THAT the proposed tax exemption over age of 65 be referred
back to the Finance and Executive Committee." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor MacKay:

"THAT Council adjourn for 5 minutes after dealing with the Finance and Executive reports and bring in a report to Council re present Committee vacancies." Motion Carried.

Councillor Lachance suggested that Council wait for the results of the By-election in District 10 for appointment of vacancies. Councillor Streach said Council should not wait for the By-election and that the Nominating Committee should act now.

It was moved by Councillor Streach, seconded by Councillor MacKay:

"THAT the Finance and Executive Committee be requested to bring a report on the procedure for Council to follow in dealing with Council reports." Motion Carried.

It was felt that at the present time there was some confusion in the minds of Councillors as to procedure.

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

"THAT a request be forwarded to the Provincial Government to proclaim an act re Insecticides and also to proclaim regulations for enforcement." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor Topple:

"THAT the Supplementary Report of the Finance and Executive Committee be approved." Motion Carried.

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

"THAT the 5 year program re Public Works (Water & Sewer) be approved." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor MacKay:

"THAT Council authorize the Finance and Executive Committee to proceed to award a contract re Computer Services as recommended to the Finance and Executive Committee by the Consultants, Thorne and Riddell Associates." Motion Carried.

Councillor Cosman questioned that Council was losing control in this manner. Councillor Streach stated that Council control was through the Committee structure.

It was moved by Councillor MacKay, seconded by Councillor Williams:

"THAT Resolutions be forwarded by letter to the Department of Lands and Forests and the Union of Nova Scotia Municipalities with respect to the request from the Fire Chiefs re open burning." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor MacKay:

"THAT resolutions to approve in principle, be given re the granting of a lease to the Village Commission of Uplands Park re Park Area subject to detailed lease as prepared by the Solicitor." Motion Carried.

It was moved by Councillor Benjamin, seconded by Councillor Sutherland:

"THAT Council Seat re District #10 be declared vacant." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor Benjamin:

"THAT Mrs. Sinai Newton, 69 Beaverbank Villa and Mrs. Fred Whalen, Kinsac, R.R.#1 Lower Sackville, be appointed as constables for the purpose of selling dog licenses." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor Lachance:

"THAT Council adjourn for 5 minutes." Motion Carried.

Following the adjournment, the Nominating Committee met and Council reconvened.

Minutes of the June Session of the Municipal Council continued/...

It was moved by Councillor Fader, seconded by Councillor Lachance:

"THAT Council adopt the Report of the Nominating Committee that no action be taken to fill committee vacancies at this time and that the Nominating Committee report at the September Council Session." Motion Carried.

It was moved by Councillor Benjamin, seconded by Councillor Margeson:

"THAT the appointment re Dog License be granted to Susan Francis MacIntyre, Waverley." Motion Carried.

It was moved by Councillor Benjamin, seconded by Councillor Cosman:

"THAT letters be sent to the Premier, the Minister of Municipal Affairs, the Minister of the Environment and the Minister of Public Health, requesting a definite program of financial assistance with respect to the area of Waverley re arsenic contamination of ground water supply." Motion Carried.

Councillor Benjamin stated that the matter of arsenic in the ground water at Waverley has gone from Council to the Provincial and Federal Governments back to Council and nothing has been done to solve the problem. It is believed that such arsenic contamination could cause cancer.

Councillor Lachance pointed out that this is a matter where people are being poisoned and there has been proof that people have been admitted to the hospital. He thinks the County should investigate this matter.

Councillor Tople said we should provide the people with good clean water.

Councillor Lachance said cost sharing is not important but that we need water.

Councillor Gaetz and Councillor Poirier both said that water was needed in their areas as well.

Councillor Deveaux said we need more assistance from the Province.

Councillor Tople pointed out that this is a national disaster area.

Councillor Eisenhauer said that Uplands Park are looking after their own water problem.

Councillor Streach said the Public Works Department should bring in a study - there are steps that must be taken and finances looked at.

It was moved by Councillor Benjamin, seconded by Councillor Walker:

"THAT a letter be sent to the Department of Lands and Forests asking that immediate action be taken to remove the foundation on the property recently acquired by the Department of Lands and Forest at Porto Bello. Motion Carried.

It was moved by Councillor Tople, seconded by Councillor Benjamin:

"THAT the Public Works Committee be asked to investigate the possibility of providing a central water service to the Waverley area due to arsenic contamination and report back to Council re costs and procedures." Motion Carried.

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

"THAT a letter be forwarded to the Minister in Charge of Housing for the Province of Nova Scotia and C.M.H.C. requesting a relaxation in the location requirements with respect to senior citizens' projects." Motion Carried.

Considerable discussion followed on this item and in particular, the wording of the request.

It was moved by Councillor Streach, seconded by Councillor Williams,

"THAT the motion be deferred to the July Session of Council." Motion Carried.

Minutes of the June Session of the Municipal Council continued/...

Senior Citizen Housing by present requirements, should be within 1/8th of a mile from church, post office and a shopping centre. It was suggested that a change be made in the distance of these places. Councillor Lachance pointed out that the mileage is not important in all areas. In some areas, the people are more concerned about being near relatives. He suggested that this item be deferred until the next meeting.

It was moved by Councillor Cosman, seconded by Councillor Deveaux:

"THAT Council instruct the Solicitor to prepare a By-law or an amendment to the By-law re noise problem." Motion Carried.

It was moved by Councillor Streach, seconded by Councillor Cosman:

"THAT members of the Planning Advisory Committee, Finance and Executive, School Capital Program and Municipal School Board Committees, hold a joint meeting with respect to development and school facilities, Monday, 2:00 p.m. on June 27, 1977. Motion Carried.

Councillor Streach said that one school in the Sackville area had 427 pupils in 1976; 750 pupils registered for 1977 and there will be 950 in 1978. Residents in the area are concerned about the overcrowding in the schools. He also said that in 25 years the population will be doubled.

Councillor Lachance pointed out this has been going on for the last 4 years.

Councillor Fader said there has been a problem with not enough schools in Sackville for many years. He wanted to know why pupils could not be bussed to closed schools in city areas.

Councillor McCabe wanted to know how Council could project the number of children in an undeveloped area.

It was moved by Councillor Eisenhower, seconded by Councillor Sutherland:

"THAT Council indicate its willingness to accept a deed re park land in Highland Park subject to the Public Works Committee recommendation as to the suitability of the property." Motion Carried.

Councillor Eisenhower inquired as to the matter of an amendment to the By-law re mobile homes. The Solicitor stated that he had discussed this matter with the Chief Building Inspector.

It was moved by Councillor Eisenhower, seconded by Councillor Fader:

"THAT Council refer to the Planning Advisory Committee for recommendation, an amendment to the Mobile Home By-law which would permit foundations and tie-downs." Motion Carried.

It was moved by Councillor Tople, seconded by Councillor Deveaux:

"THAT staff prepare a report for the Finance and Executive Committee with respect to the annexation of a portion of Forest Hills by the City of Dartmouth." Motion Carried.

Councillor Tople indicated that the Municipality should take a good look at the proposal.

Councillor Williams gave a report of the meetings in Toronto, of the Canadian Federation of Municipalities.

Councillor Williams gave notice of motion:

"THAT Council revert back to 10:00 a.m. instead of 7:00 p.m."

It was moved by Councillor Sutherland, seconded by Councillor Fader:

"THAT the Finance and Executive Committee consider a review of the Taxi By-law." Motion Carried.

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

"THAT recommendation be made to the Municipal School Board that consideration be given to declaring a half holiday on Friday, June 24, 1977." Motion Defeated.

It was moved by Councillor Deveaux, seconded by Councillor Williams:

"THAT a letter be sent to the Federal Department of the Environment requesting funds be made available for dredging at the creek at Eastern Passage." Motion Carried.

It was moved by Councillor Deveaux, seconded by Councillor Sutherland:

"THAT a letter be forwarded to the Honourable Gerald A. Regan, Premier of the Province of Nova Scotia, going on record as opposing any move by the Provincial Government to make the Province of Nova Scotia a two language province due to the cost of such a program with copies of the Brief enclosed." Motion Carried.

Councillor Deveaux read a lengthy brief against bilingualism. He stated that Nova Scotia was going to be made into a two language Province. Councillor Topple commended Councillor Deveaux on his presentation and that the Public should be very concerned.

Councillor Lachance said no letter should be sent until a brief on the other side is made.

Councillor Fader spoke about an incident in Switzerland where the people thought Canadians spoke French.

Councillor Eisenhauer thought bilingualism should be brought about gradually. Councillor Margeson thought we should broaden our horizons so we will have a universal language.

Councillor Lachance said this brief was proposed in a destructive way and Council should proceed very carefully.

Councillor Topple said bilingualism will never work in Canada because of cost of education. Councillor Deveaux pointed out that a lot of our teachers are walking the streets and Quebec teachers will be brought in to teach French.

Councillor Streach gave his full support and the motion will be more effective if the brief is sent with the letter.

Councillor Poirier felt the brief would reflect on Council.

Councillors Deveaux and Margeson felt that French should not be mandatory for pupils and the students should not be held back if he could not speak French.

Councillor Benjamin is not opposed to French but the student should pick subjects they want.

Councillor Topple is not opposed to French but it should not be mandatory, providing it does not fail the student.

It was moved by Councillor Lachance, seconded by Councillor Poirier:

"THAT this item be deferred to the July Session of the Municipal Council." Motion defeated.

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

"THAT a letter go to the Minister of Education requesting that the proposal to make French mandatory, in junior and senior high schools, be reconsidered." (See Deferral)

It was moved by Councillor Streach, seconded by Councillor Williams:

"THAT this item be deferred to the July Session." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Benjamin:

"THAT the Municipal Administration Building be closed on Halifax Natal Day, July 18, 1977 and Dartmouth Natal Day, August 3, 1977." Motion Carried.

Councillor Williams discussed a problem with a tax payer with respect to a title problem. Considerable discussion followed.

It was moved by Councillor Williams, seconded by Councillor Streach:

"THAT the Solicitor be instructed to advise Mrs. Vera Duffy that Council has considered her problem and that it is a matter to be dealt with through the courts." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor Deveaux:

"THAT a letter go to the Weed Inspector asking that he set up a liason with Bee Keepers in respect to spraying." Motion Carried.

Minutes of the June Session of the Municipal Council continued/...

It was moved by Councillor Eisenhower, seconded by Councillor Streach:

"THAT Council adjourn." Motion Carried.

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MINUTES OF THE JULY SESSION OF THE MUNICIPAL COUNCIL SESSION

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

The July Session of the Municipal Council convened at the Municipal Administration Building at 7:00 p.m. on Tuesday, July 19th., 1977 with Warden Ira S. Settle presiding.

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

It was moved by Councillor Walker, seconded by Councillor Poirier:

"THAT Mrs. Terri Durling be appointed as Recording Secretary." Motion Carried.

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

"THAT Council establish a curfew of 11:00 p.m." Motion Defeated.

The June 21st, 1977 Council Session minutes were noted as containing several errors. They were:

Page 7 - Susan Francis MacIntyre instead of Susan Fraser MacIntyre, (regarding dog licenses).

Page 5 - Informed instead of informal.

Page 6 - By-election in District 10 instead of District 8 (first paragraph).

Page 5 - Department of Education instead of Department of Highways.

It was then moved by Councillor Gaetz, seconded by Councillor Sutherland:

"THAT the Minutes of June 21, 1977 Council Session be approved as amended." Motion Carried.

Councillor Cosman asked that it be noted that on Page of the June 21, 1977 Annual Council Session minutes, she voted against the area rate for the trunk charges.

It was moved by Councillor Benjamin, seconded by Councillor Poirier:

"THAT the minutes of the June 21, 1977 Annual Council Session be approved as amended." Motion Carried.

At this time several Councillors added items to the Agenda as listed below:

1. Letter to Revenue Minister re Income Tax (Councillors) Letter sent in April.
2. Water System (Graham Creighton High School) Motion brought forward in April.
3. By-law re Maximum standards for older buildings.

Councillor Deveaux.

4. City Garbage.
5. Blasting - Municipal Spraying Company.

Councillor Benjamin.

6. Heat or Gas Recovery from Trash.

Councillor Margeson.

7. Middle Sackville School re Moratorium.
8. Zoning By-laws re Province of Nova Scotia.

Councillor Eisenhauer.

9. Landfill.

Councillor Cosman.

10. City Market

Councillor Gaetz.

11. Department of Health.
12. Letter to be Read.

Councillor Deveaux.

13. Application for Building Permits.

Councillor Walker

14. Garbage

Councillor Williams

Letters and communications were then discussed. Councillor Gaetz questioned whether the schools listed in the letter from the Minister of Education had indeed been approved as it seemed questionable in the wording of the fourth paragraph.

Mr. Bensted assured him that these schools had been given final approval by the Department of Education.

It was moved by Councillor Walker, seconded by Councillor Lawrence:

"THAT the letters and communications be received." Motion Carried.

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

"THAT the Special Report of the Finance and Executive Committee be approved." Motion Carried.

Councillor Lawrence suggested that as we had a long Agenda, and as the Finance and Executive Committee Report contained some important items, it be dealt with now.

It was moved by Councillor Lawrence, seconded by Councillor Walker:

"THAT the Finance and Executive Committee Report be dealt with now." Motion Carried.

The Municipal Clerk then went over the Report of the Finance and Executive Committee.

It was moved by Deputy Warden MacKenzie, seconded by Councillor Deveaux:

"THAT the Finance and Executive Committee Report be approved." Motion Carried.

With regard to proposed changes to Council Chambers, it was suggested that a new seating arrangement would help acoustics, however, the installation of a P.A. system complete with a recording unit would probably have the same effect.

Councillor MacKay wanted to know if the constable being hired re the Taxi By-law would be enforcing this law. He was given an affirmative reply.

Councillor Deveaux mentioned that there are people in his district who are operating taxis without licenses and the new constable should check into this.

Councillor Benjamin noted that perhaps a commissionaire could do this job as well as some of the delivery jobs for the Municipality.

Councillor Lawrence added that the second constable could do a lot to help the other constables in the enforcement of many of the county by-laws and that there had been two constables previously at one time.

With reference to dog control, Councillor McCabe noted that in his district there were two people who sold dog licenses and 18 people who would not pay which was indeed frustrating.

Councillor Baker suggested that perhaps the County should look into hiring a dog catcher to help with the dog control problems. Also, Councillor Benjamin said that the constables should have a list of all the dogs who were registered last year to help them in their jobs.

It was noted that the contractors for the Emergency Lighting at Ocean View Manor were Arthur and Conn Ltd..

Councillor MacKay wanted to know if school construction could begin with the approval in principal by Council. Mr. Bensted gave a negative response.

It was moved by Councillor Cosman, seconded by Councillor Margeson:

"THAT the item of Regional Transit be removed from the Report and dealt with as a separate item immediately following the Finance and Executive Committee Report." Motion Carried.

Councillor Tople informed Council that the Service Commission had not been contacted re the proposed walkway District No. 7.

Councillor Poirier wanted to know if these grants apply to any type of building or just CMHC building. Mr. Bensted informed Council that this was for any type of building that met the CMHC guidelines.

Councillor Poirier felt that her district was being discriminated against because it did not get many of the services that other districts did.

Councillor Eisenhauer asked Warden Settle to give his views on the problem of erosion he was having in his district and why he needed the grant.

Warden Settle explained that the walkway was needed in this particular area because there were a great number of children going this way to school and it was a hazard the way it stood now because of erosion. If the work is not done then the area should be closed off altogether.

Councillor Gaetz wanted to know if the Department of Highways could cost share on something like this.

Councillor Tople felt that the Province should look after items like this and not pass it on to the County.

The Warden called for a vote on the motion to adopt the report. Motion Carried.

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

"THAT Councillor Sutherland be nominated as the Council representative to the Planning Committee of the Annual Conference - Union of Nova Scotia Municipalities."

It was moved by Councillor Lachance, seconded by Councillor Walker:

"THAT Councillor Gaetz be nominated as the Council representative to the Planning Committee of the Annual Conference - Union of Nova Scotia Municipalities."

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

"THAT nominations for a representative of Council to the Planning Committee of the Annual Conference - Union of Nova Scotia Municipalities cease." Motion Carried.

After voting by ballot - Councillor Sutherland was duly elected to be the representative.

It was moved by Councillor Deveaux, seconded by Councillor Fader:

"THAT the Agreements between the Municipality of the County of Halifax and the City of Dartmouth re transfer of water services on the Dartmouth side of the Harbour to the City of Halifax be approved and the Warden and the Clerk be and are hereby so authorized to sign the said agreement." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor Fader:

"THAT the contract re Emergency Generator Facilities re Ocean View Manor be approved and the Warden and Clerk be and they are hereby so authorized to sign." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor Lachance:

"THAT a per diem rate of \$29.15 re Ocean View Manor be approved as effective April 1, 1977." Motion Carried.

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

"THAT an allotment of \$10,000.00 be given from Special Revenue Fund re Central Mortgage and Housing Corporation Incentive Grants, providing that the approval of the Minister be obtained and providing that title to the walkway be approved by the proper authority." Motion Carried.

Renovations to Council Chambers were again discussed. Councillor MacKay wanted to know if provisions were being made for the press in the new layout. He was given an affirmative response. Councillor Benjamin felt that the money could be better spent on other items for the Council Chambers such as drapes, a bulletin board, etc.

Many of the Councillors were of the opinion that all that was really needed to improve the acoustics was a good P.A. system with a recording unit.

It was moved by Councillor Margeson, seconded by Councillor Deveaux:

"THAT Council approve a revised layout for the Council Chambers based on proposed layout #2 and subject to a maximum expenditure of \$7,000.00." Motion Defeated.

It was moved by Councillor Walker, seconded by Councillor Lawrence:

"THAT Council give approval for the Finance and Executive Committee to proceed with the installation of a P.A. and recording system." Motion Carried.

At this time, Councillor Williams stated that there was an emergency garbage problem in his area that he had been trying to deal with all day. Council decided that this should be dealt with later in the evening and added to the Agenda.

The subject of Regional Transit was then discussed at great length. Two representatives from MAPC were on hand to answer questions Council Members may have and to give a brief rundown of the plan.

Councillor Eisenhower feels that Regional Transit is the answer and that everybody will benefit from it in the long run. Councillors Baker and Poirier would like to see service to parts of their districts as they are presently not included in the plan.

Councillor Fader felt that this should go before the people first and foremost. He wanted to know what the cost would be after three years and MAPC was unable to give him an answer.

At this time, it was noted that all that is needed at this evening's session is approval in principle of the idea of Regional Transit. There is really no need to go into the budgetary problems, etc., because that will all come in the future once initial approval of the idea is given by the three Councils.

Following considerable discussion, it was moved by Councillor MacKay, seconded by Councillor Eisenhower:

"THAT the Municipal Council go on record of approving the principle of Regional Transit and that Council indicate its willingness to approve a by-law empowering the Regional Authority to accept this responsibility subject to the City of Halifax and the City of Dartmouth doing the same." Motion Deferred.

It was moved by Councillor Fader, seconded by Councillor Walker:

"THAT the matter of approval of Regional Transit in principle be deferred until there has been a joint meeting of the members of the three Councils." Motion Carried. (See notice of reconsideration.)

It was moved by Councillor Lawrence, seconded by Councillor MacKay:

"THAT the motion to defer the resolution re Regional Transit be reconsidered." Motion Carried.

Councillor Williams was then given the opportunity to further comment on the garbage problem he is experiencing in his area with regard to garbage disposal. As of today's date, commercial garbage is going to a piece of land in his area. This is in the middle of a very nice area and the people are up-in-arms. The man responsible, for this action is being most unreasonable.

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

"THAT the Clerk and the Solicitor be requested to take action regarding violation of the by-laws dealing with any dumping in Halifax County." Motion Carried.

Councillor Benjamin feels that the by-law dealing with dumping in Halifax County should be publicly advertised to make sure offenders are aware that they are breaking the law.

Next item being a motion deferred from the June 21st., Session of Council.

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

"THAT a letter be forwarded to the Provincial Minister of Education requesting that the provincial decision to make French mandatory in Junior and Senior High Schools, be re-considered." Motion Withdrawn.

Following discussion, it was agreed by the mover and seconder, and Council, to withdraw this motion.

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

"THAT the Municipal School Board be requested to report to Council as to the effect on the Municipality if French were made mandatory - how many teachers would be required, where they would come from and the total dollar cost." Motion Carried.

Councillor Gaetz commented that he has spoken to Honourable W. Fitzgerald regarding CMHC requirements re location of Senior Citizens Housing Projects and apparently some of the restrictions have been lifted.

Councillor Walker stated that he did not know what the restrictions were.

It was agreed by Council that a motion was not necessary. The Clerk was requested to ask the NSHC as to the actual requirements.

As Councillor Williams was not present at this time, the item on the agenda dealing with the change of hours of Council to be dealt with upon his return to this meeting.

It was moved by Councillor Lachance, seconded by Councillor Topple:

"THAT By-law # 40 respecting the regulation and control of the removal and movement of topsoil and earth and the alteration of the grade of land be amended by including district #8." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor Topple:

"THAT By-law #41 respecting gravel pits and excavation be amended by including district #8." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor Topple:

"THAT By-law #42 respecting blasting and dangerous materials be amended by including district #8." Motion Carried.

The Warden's Report was next on the agenda. It was moved by Councillor Gaetz, seconded by Councillor Baker:

"THAT the Report of the Warden be received." Motion Carried.

Councillor Gaetz noted that there was a recent article in the newspaper stating that people in the Preston area were not invited to the meetings of the City of Dartmouth concerning the watershed lands.

Warden Settle stated that they were invited. Warden Settle went on to explain efforts of the F.C.M. to recommend programs, which were of financial benefit to Municipalities. One such program was through CMHC with respect to a high cost water and sewer programs.

As Councillor Williams was now present, the item dealing with the hours of Council was dealt with.

Councillor Williams feels that this should be looked into again in September when we would have a full Council and when Council can see for themselves just how many people show up to watch the proceedings in the evenings. Also, consideration should be given to those staff members who must come back for a night session after a hard day's work.

It was moved by Councillor Williams, seconded by Councillor Lawrence:

"THAT the Council By-law dealing with the amended hours of Council Session from 10:00 a.m. to 7:00 p.m. be deferred to September." Motion Carried.

Councillor McCabe explained that there was a fellow in his district who picks up derelict cars and holds them for the crusher to junk and inquired what assistance he might receive. The agent who picks up the car bodies gets \$16.00 and Mr. Hefler arranges for them to do this, advised the Municipal Clerk

Deputy Warden MacKenzie would like to see this idea continue as it helps clean up the area.

It was moved by Deputy Warden MacKenzie, seconded by Councillor MacKay:

"THAT the Report of the Director of Planning and Development be approved." Motion Carried.

It was moved by Councillor Fader, seconded by Councillor Cosman:

"THAT the Report of the Planning Advisory Committee be approved." Motion Carried.

Councillor Topple mentioned that there appears to be an unnecessary delay in the way rezoning applications are handled now. Perhaps the Council should handle them as a whole rather than just the Planning Committee.

Councillor Lawrence reiterated that it had been done this way originally and it held up the whole Council unnecessarily. This way the Committee does a more thorough job and it should be kept this way.

It was moved by Councillor Fader, seconded by Councillor Deveaux:

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of Ernest Saulnier, 130 Memory Lane, Lower Sackville from R1 (Residential Single Family Dwelling) Zone to C1 (Commercial Local Business) Zone - Application #41-76." Motion Carried.

Before moving the next application for rezoning, Councillor Lachance explained that the person in question had been asked numerous times to clean up unsightly premises and had not done anything about it to date. The Solicitor had even sent a letter, all to no avail.

Councillor Lachance was not aware that this application had already gone to public hearing or he would have stated his views then. He feels that this person should meet their responsibilities before granting their rezoning application. The Solicitor stated that this was beside the point and they were two separate matters.

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

"THAT the zoning by-law be and is hereby so amended by rezoning land of Mounera Halo, Cole Harbour - Blocks 1 to 6 from G (General Building) Zone to TH (Townhouse) Zone and R1 (Residential Single Family Dwelling) Zone - Application #1-77." (See next motion to deferr.)

It was further moved by Councillor Lachance, seconded by Councillor Topple:

"THAT the above application for re-zoning be deferred to the August Session of Council." Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor MacKay:

"THAT Council adjourn for five minutes." Motion Carried.

It was moved by Councillor Topple, seconded by Councillor Deveaux:

"THAT the zoning by-law be and is hereby so amended by rezoning lands of Joseph Kelbratowski, Westphal, from R2 (Residential Two Family Dwelling) zone to C2 (Commercial General Business) zone. Application #2-77." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Cosman:

"THAT the zoning by-law be and is hereby amended by rezoning lands of the Nova Scotia Housing Commission Block MT-1, Lower Sackville from R4 (Residential General) zone to R1 (Residential Single Family Dwelling) zone. Application # 14-77 (b)." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Sutherland:

"THAT the zoning by-law be and is hereby amended by rezoning lands of the Nova Scotia Housing Commission, Block MR-2A, Lower Sackville from R4 (Residential General) zone to R1 (Residential Single Family Dwelling) zone Application # 14-77 (c)." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Lachance:

"THAT the zoning by-law be and is hereby amended by rezoning lands of the Nova Scotia Housing Commission, Block Cr-2, Lower Sackville from C1 (Commercial) zone, to R1 (Residential Single Family Dwelling) zone - Application #14-77. (e)" Motion Carried.

With regard to the lands of Arthur G. Matheson and Marion I. Matheson, Bedford, re 1966 Legislation re Under-sized lots, Councillor Eisenhauer thinks this applies only to lots existing prior to 1966. It was noted there will be a public hearing on this for the next Council Session.

It was moved by Councillor Lawrence, seconded by Councillor Deveaux:

"THAT Council give notice of intention of a public hearing under the 1966 legislation re undersized lots re application # 318-77, Lands of Arthur G. Matheson and Marion I. Matheson, Bedford." Motion Carried.

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

"WHEREAS an appeal was made to the Provincial Planning Appeal Board ("the Board") from a decision made the 12th day of October, 1976, by the Council of the Municipality of the County of Halifax ("the Council") refusing to rezone lands at Fall River, in the County of Halifax, Province of Nova Scotia.

AND WHEREAS at the conclusion of the hearing the Board reserved its decision on this appeal.

AND WHEREAS on the 12th day of May, 1977, the Board rendered its decision on this appeal.

AND WHEREAS the said decision of the Board instructed the Council to amend its Zoning By-law by rezoning lot 4 of the H.W. Arnold Subdivision at Fall River from G (General Building Zone) to R-2 (Residential Two Family Dwelling Zone).

BE IT RESOLVED THAT the Council in conformity with the instructions of the Board and the provisions of the Planning Act hereby amend its Zoning By-law by rezoning the said Lot 4 of the H.W. Arnold Subdivision at Fall River from G (General Building Zone) to R-2 (Residential Two Family Dwelling Zone)." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Lawrence:

"THAT the Supplementary Report of the Planning Advisory Committee be approved." Motion Carried.

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

"THAT Item #5 on the Supplementary Report re Lesser setbacks and side yard clearances be deleted." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Lawrence:

"THAT the Report of the Chief Building Inspector re lesser setbacks and side yard clearance be approved as amended." Motion Carried.

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

"THAT the Report of the Municipal School Board be received." Motion Carried.

Councillor Gaetz brought up an item at this time which had been recently reported to him. He was informed that there is someone sitting in the schools where there are recreation programs and doing nothing but looking out the window and being paid for it..

Councillor MacKay thought perhaps it was someone hired to make sure the students do not vandalize the schools.

Deputy Warden MacKenzie also had a complaint that a 15 year old girl was being hired to do janitorial duties in a school during the summer. This was not right and something should be done about this.

Councillor McCabe wanted to see both Councillors after the meeting and get the names and more details and he will look into the matter.

Councillor Williams felt that there should be flagpoles in all the schools. Many of the poles are rusty and need to be painted. There should also be a copy of the Bill of Rights in the schools as well.

Councillor Margeson felt that the Lord's Prayer should be said in all the schools.

Councillor Lawrence explained that the School Board Committee is looking into how many flagpoles are available at the present time. These items will all be looked into by the Committee.

It was moved by Councillor Fader, seconded by Councillor Lawrence:

"THAT Item # 1 of the Municipal School Board Report be referred to the Recreation Committee." Motion Carried.

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

"THAT Item #2 of the Report of the Municipal School Board be referred to the School Capital Program Committee." Motion Carried.