

declared that they have excess space and the Commission was attempting to lease some of this extra space out for them. However, there was one person interested in building a new fish plant in St. Margarets Bay who would be in shortly with an application and the plans for the plant are presently being drawn up.

Councillor MacKay questioned whether or not Mr. Denny had received any correspondence from members of the Atlantic Winter Fair Committee, to which he replied he had received none and advised he had been dealing with the people on the Chamber of Commerce who were very disappointed in the fact that they have not had a hearing at the present time.

Councillor Williams asked whether Mr. Denny had been negotiating at all with the City of Halifax pertaining to the Water Shed lands in Deistrict Four. Mr. Denny advised that the Board of Commission of the Board of Trade had contacted him requesting that they work together and also requested that if they designate certain lands, would the County be interested in designating some its lands in the same area. He further advised that there have been no meetings to date and advised that he would get Council's feeling on this before he goes to the meeting.

Warden Lawrence suggested that this topic should be discussed either in Committee or in the Industrial Commission meeting.

Warden Lawrence advised that the amendments to the Industrial Commission Instrument of the Incorporation should be ratified as well as the Industrial Commission By-Laws.

Warden Lawrence advised that the amendment provides for the additional number of members on the Industrial Commission that were approved by Council. The Solicitor of Municipal Affairs had advised that the number of members cannot be altered by a change of By-Law but that the Instrument of Incorporation must be amended; merely a technicality.

The new amendment reads: The Instrument of Incorporation of Halifax County Industrial Commission is hereby amended by deleting paragraph three (3) thereof as amended and substituting therefore, the following "The Commission shall consist of at least five members, appointed by the Council, one of who shall be the Warden of the Municipality of the County of Halifax and a minimum of three others shall be Councillors of the County of Halifax."

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

"THAT the proposed amendment to the Instrument of Incorporation be approved by Council."

Motion Carried.

The Solicitor advised that the Industrial Commission By-Laws should be reapproved, as it is in the By-Laws that the eleven members have been specified. The relevant section is: "The Commission shall consist of eleven (11) members appointed by Council, one of which will be the Warden of the Municipality of the County of Halifax and a minimum of

three (3) others shall be Councillors of the Municipality of the County of Halifax."

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

"THAT the Industrial Commission By-Laws be approved by Council."
Motion Carried.

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

"THAT the members appointed to the Industrial Commission by Council, be confirmed."
Motion Carried.

Councillor Adams enquired of Mr. Denny whether or not the County of Halifax was in a position to offer tax concessions to Industry to locate in our area and was advised that the County had been disqualified from offering tax concessions since 1978.

In response to a question from Councillor Lichter, Mr. Denny further advised that it was only the Municipality who not entitled to offer tax concessions and that it was legal for Provincial and Federal Government agencies, including D.R.E.E.

Subsequent to further brief discussion, Mr. Denny retired from the meeting.

Mr. Ed Wdowiak, Director of Engineering and Works

Mr. Wdowiak advised that he did not have a report for Council but that he had an item regarding the Uplands Park Water System takeover, which was included in the Supplementary Management Committee Report.

As this report had already been received by Council, this item was dealt with at this time.

Mr. Meech outlined the report advising that the Committee recommended to Council that the Uplands Park Subdivision Water System be taken over by the Municipality, that the Municipality apply to the Board of Commissioners of Public Utilities requesting approval of the takeover and that the water rates for service provided to the residents of the Village of Uplands Park be in accordance with the present water rates, and further, that the Warden and C.A.O. be authorized to make such application to the Nova Scotia Board of Commissioners of Public Utilities.

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

"THAT Council approve the recommendation of the Management Committee."
Motion Carried.

Councillor Eisenhauer and Mr. Wdowiak briefly explained the reasons why the takeover was desired by the residents of Uplands Park, which was

basically the nuisance factor involved in doing their own billing, etc.

One other item which was brought forward while Mr. Wdowiak was present and which it was felt he had an interest in was with regard to the Musquodoboit Agricultural Society which was contained in the Management Committee Report.

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

"THAT the Management Committee Report be received."
Motion Carried.

Mr. Meech advised that the Management Committee had received a request from the Musquodoboit Agricultural Society for financial assistance for the construction of washroom facilities at the Musquodoboit Exhibition Grounds, Home of the Halifax County Exhibition. The estimated cost for which is \$12,000. Upon receiving a sketch of the proposed facilities the Department of Engineering and Works recommended several changes which resulted in a recommendation from the Management Committee that Council approve a capital grant of \$8,000 to cover material cost for the washroom facilities and that the Agricultural Society attempt to finance the remaining \$4,000 for labour cost, failing which they could approach the Municipality for a loan in this amount.

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

"THAT the Musquodoboit Agricultural Society be given a capital grant of \$8,000 to cover the cost of materials for the washroom facilities and that the Society attempt to finance the remaining \$4,000 necessary for labour, failing this, they can approach the Municipality for a loan for the balance."
Motion Carried.

Councillor Williams spoke in opposition to the expenditure of \$8,000 for this purpose and Councillor Lichter, in Councillor McCabe's absence spoke in favour of the motion.

Councillor Wiseman, although not strongly opposed to the motion, expressed some concern, questioning whether the Exhibition grounds were utilized often enough to warrant such a large expenditure and asked whether there were any cheaper alternatives to the present proposal to which Mr. Wdowiak advised that the present proposal was designed by the Department of Health and no other alternatives had been considered.

Considerable discussion took place in regard to poor Garbage Pick-up Service on regular garbage days and also with regard to the Holiday pick-up arrangements. Councillor Gaetz had initiated this discussion, advising that when he had recently received complaints from his taxpayers, regarding the poor pick-up, he had been unable to get in touch with anyone to rectify the problem. Deputy Warden Deveaux was able to back Councillor Gaetz up, explaining that he had run into the similiar problem and was also unable to get in touch with Mr. Wdowiak or anyone else.

Mr. Wdowiak advised he had been notified by Councillor Gaetz regarding this problem but that he was unaware of the similar circumstance in Deputy Warden Deveaux's district. One difficulty he could foresee was in regard to providing a double day on the following Tuesday after a Monday Holiday, instead of on the previous Saturday, due to a lack of manpower being available during the week.

In response to a question from Councillor Lichter, Mr. Wdowiak gave a brief update regarding the progress on Dutch Settlement School, advising that the preliminary plans are ready for submission to the Management Committee and for approval prior to being submitted to the Department of Education which will be brought forward June 18. Mr. Wdowiak was expecting a response from Mr. Casey of the School Board. He further advised that completion would be approximately in the Fall of 1981.

Deputy Warden Deveaux requested whether Mr. Wdowiak had any interest in the proposed temporary loan to the Miller Lake Homeowner's Association for the purpose of constructing a new reservoir and pumping system to serve the residents of the subdivision.

Mr. Wdowiak advised that his Department would be involved only to the point that they have been asked that the proposed plans be looked at and verified by the Department to ensure that no one had made any errors and to provide on-site observation while system is going in to make sure that the funds advanced by the Municipality will be spent properly. He further advised that contact had been made with the Homeowner's Association requesting any proposals that they may have but had been advised that there were no concrete plans drawn up at present.

It was agreed by Council that this item would be dealt with now as the Supplementary Management Committee had already been received and all items completed except this one.

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

"THAT Council approve a loan not exceeding \$20,000 to the Miller Lake Homeowner's Association repayable plus interest, and further, the Municipality reserves the right to levy an area rate if necessary, to cover the outstanding balance of the loan."
Motion Carried.

Mr. Wdowiak retired from the meeting.

Mr. Keith Birch, Chief of Planning and Development

Mr. Birch had nothing to report to Council but wished to outline the Report of the Municipal Development Plan Committee to Council, which was separately contained in the agenda.

MUNICIPAL DEVELOPMENT PLAN COMMITTEE REPORT

It was moved by Councillor Lichter, seconded by Councillor Smith:

"THAT the Municipal Development Plan Committee Report be received
Motion Carried.

Warden Lawrence noted that attached to the Report was a memo from Mr. Bill Campbell regarding the work programme, June to December, 1981. Regarding this memo, a resolution was passed by the Municipal Development Plan Committee, requesting that the memorandum be forwarded to Council to ensure Council is aware of the work to be completed over the next seven months.

Councillor Gaetz enquired whether or not Mr. Birch was receiving any resentment from land-owners to which he replied that there were some people dissatisfied with the Planning process as there were bound to be, but also that at this point in time nothing had as yet surfaced.

It was agreed that Council would deal with the Supplementary Planning Advisory Report while Mr. Birch was in attendance.

SUPPLEMENTARY PLANNING ADVISORY REPORT

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

"THAT the Supplementary Planning Advisory Report be received."
Motion Carried.

The first item dealt with was in regard to a Report from the City of Halifax, Planning Advisory Committee Re: the Kearney Lake Road/Bicentennial Highway Interchange.

At the June 15, 1981 meeting of the Planning Advisory Committee, the Committee passed the following resolution: That a recommendation be forwarded to Council, suggesting that Keith Birch, Chief of Planning and Development and someone from the Solicitor's office be requested to attend the June 20, 1981 meeting with the City of Halifax Planning Advisory Committee and that a Report be brought back to the Committee at the outcome of the meeting.

Councillor Smith questioned the date of the upcoming meeting stating she was under the impression that the correct date was June 18. It was determined by Mr. Birch that the Councillor was correct.

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

"THAT Council approve the resolution of the Planning Advisory Committee as outlined above as amended to include the proper date."
Motion Carried.

The second item to be dealt with was in regard to representation for the Inter-Agency Advisory Committee as requested by the Department of Lands and Forests.

The Committee had received a request from the Minister of Lands and Forests for a representative from the Municipality to participate in

the planning, development and subsequent management of the proposed watershed facility. The Planning Advisory Committee designated Mr. Keith Birch to represent the Municipality on the InterAgency Advisory Committee. This item was for Council's information only.

The third item in the Planning Advisory Committee Report was regarding a notice of appeal which had been received from the Rocca Group Limited, regarding the Municipality's amendment to the zoning By-Law on parking regulations. The Planning Advisory Committee requested that Council authorize the Solicitor and a staff representative to represent the best interests of the County at the appeal.

It was moved by Councillor Smith, seconded by Councillor MacDonald:

"THAT the Municipal Solicitor and a Staff Representative represent the best interests of the County at the Appeal, pertaining to the Amendments to the Zoning By-Law on Parking Regulations which is being launched by the Rocca Group Limited."
Motion Carried.

The fourth and final item in the Report was in regard to the Atlantic Winter Fair Site. This issue had been discussed briefly at the June 15 meeting of the Planning Advisory Committee and the following resolution was passed:

That a recommendation be forwarded to Council, requesting Council to write the Premier's office to determine whether they are contemplating another site than the watershed land and also that a reminder be forwarded that Council had indicated its preference to have the Atlantic Winter Fair Site located in the Sackville area.

It was moved by Councillor Wiseman, seconded by Councillor MacDonald:

"THAT Council write to the Premier's Office to determine whether they are contemplating lands other than the watershed lands as a site for the Atlantic Winter Fair and further that this letter indicate the Council's preference to have the Fair located in the Sackville area."
Motion Carried.

Councillor Williams advised that he was not in support of the Motion.

This completed the Supplementary Report of the Planning Advisory Committee.

BUILDING INSPECTOR'S REPORT

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

"THAT the Building Inspector's Report be received."
Motion Carried.

The Report contained one application for approval of a lesser setback

of 22', Lot 2AY, Lakeview Drive, Springfield Lake, Sackville, applicant Randall Cayea.

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

"THAT the application for lesser setback, submitted by applicant Randall Cayea of Sackville be approved."
Motion Carried.

This completed the Building Inspector's Report and Mr. Keith Birch retired from the meeting.

MANAGEMENT COMMITTEE REPORT

This Report had already been received in order that the item in regard to the Agricultural Society could be dealt with.

Mr. Meech outlined the first item in the Report which was in regard to Sidewalk Constructon Agreement #6-U. A copy of the agreement was attached to the Report. Mr. Meech advised that the Municipality's share of the cost will be charged to the various Districts through an area rate and that District 10 was deferred at Councillor Smith's request until such time as a Ratepayers' meeting is held. The Management Committee recommended that Council approve Sidewalk Construction Agreement # 6-U between the Municipality of the County of Halifax and the Department of Transportation excluding the proposed sidewalk construction in District 10.

Councillor Eisenhauer advised that although District 18 has no sidewalks and none proposed, this District had been included in the agreement. It appeared to be a typing error within the agreement. It was agreed that District 18 be deleted in all places where it appears in the agreement.

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

"THAT Sidewalk Agreement # 6-U be approved by Council with the understanding that District 18 be deleted where it appears on the third page of the Agreement and in one of the headings and also that District 10 will be deferred subsequent to a Ratepayers' meeting in District 10."
Motion Carried.

The next item to be dealt with was in regard to the allocation of Lien Law Funds in 1981. The Management Committee had been advised by Mr. Ken Wilson that an amount of \$1,700 could be allocated to each District for capital purposes for the fiscal year 1981. The Management Committee recommended that Council approve this amount.

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

"THAT Council authorize that \$1,700 be allocated to each District for capital purposes for the fiscal year 1981."
Motion Carried.

This completed the Management Committee Report.

POLICY COMMITTEE REPORT

This Report had also been received so that the first item in regard to the Participark could be dealt with.

At this point in the meeting Councillor Wiseman requested that she be excused in order to attend another meeting in her District.

The first item to be dealt with was in regard to the Halifax County Rehabilitation Centre By-Laws. The Policy Committee recommended that Council reaffirm their approval of Articles 10(a) and 11 (a) of the Halifax County Regional Rehabilitation Centre By-Laws respecting the appointment of the Chairperson and Vice Chairperson of the Board of Management and that Article 23 of the Halifax County Regional Rehabilitation Centre By-Laws be amended to state the fiscal year as January 1st to December 31st.

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

"THAT Council reaffirm its approval of Articles 10 (a) and 11 (a) of the Halifax County Regional Rehabilitation Centre By-Laws respecting the appointment of the Chairperson and Vice Chairperson of the Board of Management."
Motion Carried.

Councillor Gaetz was opposed to the motion.

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

"THAT Council approve that Article 23 of the Halifax County Regional Rehabilitation Centre By-Laws be amended to state the fiscal year as January 1st to December 31st."
Motion Carried.

The next item was a recommendation in respect to the Amendment to the Building By-Law. The Committee recommended to Council that the amendment to the Building By-Law be approved as attached to the Report.

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

"THAT Council approve the amendment to the Building By-Law."
Motion Carried.

Solicitor Cragg gave a detailed explanation of the amendment and Councillor Williams spoke briefly on the subject prior to the motion being approved.

The next item was in regard to the Walker Commission Report's recommendation regarding the creation of District Boards.

The Committee had discussed the recommendation as it relates to the creation of 21 District Boards and that the composition of the Halifax County District Board should be the Municipality of the County of Halifax and the Town of Bedford. It was recommended that the Municipality write the Minister of Education and request the Minister to grant District Board status to the Halifax County Municipal School Board and further that the Municipality indicate their willingness to include Bedford in a new District Board should they desire this. It was further recommended that a copy of the letter to the Minister of Education be forwarded to Bedford Town Council and the Bedford Board of School Commissioners to advise them of Council's position.

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

"THAT the Municipality write the the Minister of Education requesting that he grant District Board status to the Halifax County School Board and also that Council express its willingness to include Bedford in this new District Board should they desire and further that a copy of this letter be forwarded to the Bedford Town Council and the Bedford Board of School Commissioners to advise them of our position."
Motion Carried.

Warden Lawrence briefly outlined a letter which had been received from the Town of Bedford advising that Bedford Town Council had met recently to discuss the Walker Commission recommendations, particularly the recommendation regarding the implementation of District Boards. Although Bedford is willing to become a part of the Halifax County District Board, Bedford wished to explore other options, including but not limited to the following:

- a) District
ly Sub System;
- b) A District Board comprising Bedford and the C. P. Allen High School Feeder Schools;
- c) A District Board Board and the possible section of another district (s).

Mayor Cosman requested that representatives from the Bedford Council meet with County officials and the School Board to discuss in full these options.

Subsequent to discussion on this issue, it was agreed by Council that officials from Halifax County would meet with Officials from the Town of Bedford and the School Board and would submit a report back to Council.

The next item dealt with correspondence received from Mr. MacFarlane, Town of Mulgrave, requesting Municipal Units in the Province to support the Town of Mulgrave in their attempt to have a liquified natural gas facility located at Melford Point on the Strait of Canso. The Committee recommended that Council support theTown of Mulgrave in their efforts to have this facility located at Melford Point.

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

"THAT Council support the Town of Mulgrave to have the LNG facility located at Melford Point on the Strait of Canso, N.S."
Motion Carried.

The final item was in regard to Council's previous resolution respecting Senior Citizens.

Mr. Meech advised that the Policy Committee had discussed the resolution brought forward by Council to consider total property tax exemption for all Senior Citizens of 75 years of age and over. The Committee also discussed the present policy in the County, approved earlier in the year, as well as the Provincial Government Tax Rebate Program of 50 % of property taxes which is available to Senior Citizens. As a result of these discussions the Committee recommended that no further regulations be implemented regarding property tax exemption for Senior Citizens and that the present policy established for 1981 be followed.

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

"THAT no further regulations be implemented regarding property tax exemption for Senior Citizens and that the present policy established for 1981 be followed."
Motion Carried.

Councillor MacKay and Deputy Warden Deveaux spoke briefly on this matter prior to the motion being carried.

REPORT OF THE DIRECTOR OF DEVELOPMENT

Warden Lawrence advised that this report was included in the agenda for information only.

ADDITION OF ITEMS

TRANSIT

Councillor MacKay advised that transit had been dealt with to his satisfaction.

CENTENNIAL AND SACKVILLE HEIGHTS SCHOOLS

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

"THAT a Report from the School Board be obtained for the next Council Session, as previously requested, to determine the size requirements of the additions to the Centennial and Sackville Heights Schools, as well as the required facilities for the additions, in light of the dramatically altered Elementary School situation due to the resolution of the Beaver Bank School issue."
Motion Carried.

Councillor MacKay advised that the point of this report would be to

speed up the lifting of these two schools from the moratorium, thereby speeding up construction.

NEW BUSINESS

Councillor Eisenhauer advised that on June 1st he and Gary Smith had attended a Ratepayers' meeting in Upper Hammonds Plains at which time it was determined that the ratepayers required a loan of \$17,000 which the budget is unable to support for the construction of an extension to a Fire Hall. He advised that most of the materials had been purchased for the addition but that the additional \$17,000 was required to complete this project.

He further advised that he was in possession of a letter from the Rate-payers confirming that request, which had been signed by the Liaison Officer, the Fire Chief and the Secretary Treasurer:

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

"THAT Council approve a loan request to the Upper Hammonds Plains Fire Department for the construction of an extension of the existing Fire Station and that this loan be repaid over a ten-year period and further that the Municipality reserve the right to levy an area rate to cover the outstanding balance of the loan."

Motion Carried.

Councillor Eisenhauer advised that over the past several years an area rate has been levied to cover construction costs of that building. He stated that weather is a problem right now and they would like to get the building completed as soon as possible.

ADJOURNMENT

It was moved by Councillor Williams:

"THAT Council adjourn."

Motion Carried.

Therefore, Council adjourned at 9:10 P.M.

MINUTES & REPORTS

of the

SECOND YEAR MEETINGS

of the

FORTIETH COUNCIL

of the

MUNICIPALITY OF THE COUNTY OF HALIFAX

JULY COUNCIL SESSION

Tuesday, July 7 and 21, 1981

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REGULAR COUNCIL SESSION
JULY 7, 1981

PRESENT WERE: Deputy Warden Deveaux, Chairman
Councillor Walker
Councillor Williams
Councillor Baker
Councillor Poirier
Councillor Stewart
Councillor Topple
Councillor Adams
Councillor Gaetz
Councillor Smith
Councillor MacKenzie
Councillor McCabe
Councillor Lichter
Councillor Margeson
Councillor MacKay
Councillor Eisenhauer
Councillor MacDonald
Councillor Wiseman

ALSO PRESENT: Mr. K. R. Meech, Chief Executive Officer
Mr. G. J. Kelly, Municipal Clerk-Treasurer
Mr. Robert Cragg, Municipal Solicitor

SECRETARY: Mrs. Christine Harvey

OPENING OF COUNCIL - THE LORD'S PRAYER

Deputy Warden Deveaux opened the Council Session with the Lord's Prayer at 2:00 P.M.

Subsequent to the Lord's Prayer, Council remained standing for a moment's silence to commemorate the recent death of Terry Fox, who contributed greatly both to the Canadian Cancer Research Society and to all Canadian people by the display of his courage and spirit in his losing battle with Cancer.

ROLL CALL

Mr. Kelly then called the Roll.

APPOINTMENT OF RECORDING SECRETARY

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

THAT Mrs. Christine Harvey be appointed Recording Secretary."
Motion Carried.

APPROVAL OF MINUTES

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

"THAT the minutes for the April 14, 1981 Committee of the Whole, the May 25, 1981 Committee of the Whole, the June 16 Annual and Regular Council Sessions and the June 22, 1981 Public Hearing be approved."

Motion Carried.

LETTERS AND CORRESPONDENCE

The first letter included in the agenda was to Mr. Kelly, Municipal Clerk from the Special Assistant to the Honourable Jean-Luc Pepin, Cabinet Minister of Transport Canada, acknowledging receipt of the Municipality's letter which had enclosed a copy of the presentation of the Halifax-Dartmouth Bridge Commission, and which supported the Commission in its effort to receive financial support from Transport Canada for Pier Protection for the Angus L. MacDonald and A. Murray MacKay bridges.

This letter was included in the agenda for information only.

The second letter was to Mr. Kelly from the Honourable Howard Crosby, M.P. also acknowledging receipt of a similar letter from the Municipality regarding Pier Protection and was also included for Council's information only.

The third letter was to Mr. Kelly again, with a copy to Mr. Ed Mason, from the Executive Director of the Metro Com-Serv Directorate advising that the appointment of Councillor Eisenhauer had been received with thanks to Municipal Council. This item was also for Council's information only and required no further action.

The fourth and last letter included in the agenda was to Mr. Kelly as well, from the Executive Director of the Provincial Department of Tourism, Mary E. Stevens, acknowledging receipt of the Municipality's letter of June 12, regarding the Provincial Tourist Bureau located near the Halifax International Airport. She further advised that the Minister was presently absent from the Province but indicated that this correspondence would be brought to his attention immediately upon his return.

This correspondence was also provided for information only.

This concluded the letters and correspondence in the agenda but at this point in the meeting Councillor Topple spoke on behalf of a letter he had written to Mr. Donahue and Mr. MacIssac, regarding the levying of a School Area Rate in his District.

School Area Rates

Councillor Topple requested that Council support him in having his district, District 7A, exempted from the School Area Rate, which had previously been levied in his district on the grounds that the amount of money desired from the rate was not properly represented and he was not satisfied that all legalities of the Annual Ratepayers

meeting had been observed or that the money was to be used for the purposes specified in the Education Act. He also pointed out that several of the surrounding districts, Districts 8 and 9 were partially serviced by the same School for which the rate was levied, and these districts had not had the rate levied on them.

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

"THAT Council approve the exemption of District 7A from the levying of a School Area Rate by rescinding the previous motion passed at the June 16, 1981 Annual Council Session which pertained to this rate."

Motion Carried.

At this point in the meeting the Chairman, Deputy Warden Deveaux requested whether Council and Councillor MacKenzie would be agreeable to having Councillor MacKenzie take over the Chairing of the Session temporarily so that he could speak on the motion.

This was agreed to by Council and by Councillor MacKenzie who subsequently took the Chair.

Deputy Warden Deveaux advised that the Management Committee had recently passed a motion, "THAT the Municipal Solicitor, Mr. Cragg, be requested to co-ordinate extensive review of this subject between the School Board, the Department of Education and the Department of Municipal Affairs and that he Report back with recommendations." Based on this:

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

"THAT this item be deferred pending receipt of a Report on the outcome of the meeting between the Solicitor and the School Board and the Departments of Municipal Affairs and Education."

Motion Defeated.

Prior to the motion being defeated, Mr. Meech elaborated on the motion made in the Management Committee, stating that he was hopeful that once this issue was completely examined by these authoratative bodies that the proper enterpretation could be put on the matter of School area Rates.

However, subsequent to the defeat of the Motion to Defer, Councillor Topple again spoke on his motion reiterating his previous statements and further advising that in Districts 1, 2, 3 and 4, the same situation existed in reverse where one district had opted into the Area Rate while the others did not have it levied and he felt he could just as easily opt out of the rate. Councillor Poirier was in agreement with this statement. He further advised that he was representing his area in the way in which his residents wished to be represented, which had been indicated to him by numerous phone calls from his residents and people also from adjoining districts; he therefore, urged Council's support of his motion.

Councillors Lichter and Adams also spoke in favour of the motion, Councillor Lichter advising that in the School of which he was the Principal the Student Council earns the money it requires for extra-curricular activities, etc., and the student body enjoys doing this. It was his opinion that students who raise their own money will grow up to be better citizens of the future who will not expect tax payers to carry this extra burden. Councillor Adams felt that the School Area Rate had not been established fairly.

Deputy Warden Deveaux spoke at great length in opposition to the motion, wholeheartedly supportive of the School Area Rate and advise that the situation in Districts 1, 2, 3 and 4 was not at all similar.

Councillor Williams as well as several other Councillors also spoke in opposition to the motion, opposing area rates for Schools on principal. He advised that the amount requested from the School Area Rate was growing every year and would continue to grow. He also advised that he had requested information from the Minister of Education a year ago, by the passing of a motion in Council and stated that this information regarding the legalities of the School Area Rates was never supplied.

Mr. Meech advised that it would not be too difficult to credit all these tax bills and advised that the credits would probably remain on record in the computer and be applied to next year's bills as many people had already paid their bills for 1981. However, Mr. Meech further advised that as the School Area Rate was applied to a School District and not a Council District, that the School Area Rate should be applied in all the District serviced by the School, meaning that no Council District should opt out of payment of this area rate. He felt the School area rate should apply in all the districts serviced by the school or not be applied to any district.

Subsequent to further disucssion, the vote was taken on the motion.

It was subsequently moved by Deputy Warden Deveaux, seconded by Councillor Lichter:

"THAT District 6 be exempted from the levying of a School Area Rate, by rescinding the previous motion passed at the annual Council Session, June 16, 1981, with regard to School Area Rates."

Motion Carried.

Councillor Stewart advised that he would continue to support the area rate for schools in his district and expressed considerable disappointment in the passing of the two previous motions. He further advised that he was hopeful that this problem would be solved by 1982.

Deputy Warden Deveaux resumed his role of chairman.

REPORT, URBAN AREA STUDY

In response to a request from Warden Lawrence who was unable to attend this Council Session:

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

"THAT the Urban Area Study Report be deferred until the next Council Session."
Motion Carried.

REPORT OF THE PLANNING ADVISORY COMMITTEE

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

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

Public Land Donation

It was the recommendation of the Planning Advisory Committee that Lot PK-1, Grand Lake Subdivision, Wellington Station be donated to the Municipality for Recreation purposes under the provisions of the Planning Act, as Parkland. The report advised that the parkland is free of all encumbrances.

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

"THAT Lot PK-1, Grand Lake Subdivision, Wellington Station be accepted by the Municipality as Parkland, under the provisions of the Planning Act."
Motion Carried.

In response to a question from Councillor Margeson, the solicitor advised that once this land is taken over it will automatically be covered by the Municipality's Insurance and further advised that there is a period of grace in the Insurance Policy which allows for periodic review of the County's Parkland for inclusion under the County's Insurance Policy.

SUPPLEMENTARY PLANNING ADVISORY REPORT

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

"THAT the supplementary Planning Advisory Report be received."
Motion Carried.

Parkland Acquisition

It was the recommendation of the Planning Advisory that Lot P, Halliburton Hills, Upper Tantallon be accepted as Parkland by the Municipality under the Planning Act for Recreational purposes.

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

"THAT Lot P, Halliburton Hills, Upper Tantallon be accepted by the Municipality for Recreational Purposes under the provisions of the Planning Act."
Motion Carried.

REPORT OF THE MANAGEMENT COMMITTEE

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

"THAT the Management Committee Report and the Supplementary Management Committee Report be received."
Motion Carried.

Partial Tax Exemption By-Law

The Management Committee reviewed applications from a number of Community Organizations for property tax reductions from the Commercial rate to the Residential Tax Rate, as provided under Section 25A (1) of the Assessment Act. Included in the agenda was a list of these organizations which Mr. Meech reviewed for the benefit of the Councillors. Subsequent to this review:

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

"THAT Council approve the By-Law respecting Partial Tax Exemption to provide property tax reduction from the Commercial Tax Rate to the Residential Tax Rate to the organizations who applied for the tax reduction as outlined in the Management Committee Report for the year 1981 and that the 1980 partial tax exemption by-law be rescinded."
Motion Carried.

Loan Request - Highland Park Ratepayers Association

The Committee had received a request from the Highland Park Ratepayers Association, Hammonds Plains, for a loan of \$26,000 for the development of Recreational lands in the Community.

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

"THAT Council approve that a loan of \$26,000 be advanced to the Highland Park Ratepayers Association for the development of Recreational lands, to be repaid over a ten-year period plus interest and further that the Municipality reserves the right to levy an area rate in order to cover any outstanding balance of the loan."
Motion Carried.

SUPPLEMENTARY MANAGEMENT COMMITTEE REPORT

Grants to Organizations.

Attached to the Supplementary Management Committee Report were copies of a list of those Organizations who had applied for Grants in 1981. This list outlined Renewal Requests for Grants, New Requests for Grants, Request of Grants to Cover Municipal Taxes and No Requests for 1981 or Covered Elsewhere. This list had also included the actual requests for 1980 and 1981 as well as the recommended increase (recommended by the (Management Committee within the guidelines specified by Council - \$70,000) or decreases.

Mr. Meech advised that the budget approved by Council for Grants was \$70,000 for the year, \$20,000 more than 1980; however the Committee had tentatively approved grants in the amount of \$70,488; \$488 over the Approved budget but \$12,280 less than what has been requested by the various organizations.

It was the recommendation of the Committee that the Grants be approved in the amount of \$70,488.

Councillor Walker was concerned that South Shore Recreation had not been approved, for a grant in lieu of taxes. He advised that this Organization had been in operation for 10 years and that they had no liabilities but just wanted the money to pay taxes and continue operating. He questioned Mr. Meech as to what would happen if their taxes were not paid.

Mr. Meech advised the Councillor that if the taxes were not paid that preparations would be made for tax sale of the property. He also advised that in discussion of this request the Committee had felt that these Organizations had some responsibility to pay their taxes. As well, he noted that the Committee had already approved that the taxes for 1981 be reduced from Commercial to Residential stating that this had not been done in previous years as no request had been made. He further advised that the amount requested, \$5,200 - \$4,680 with the deduction for 1981 from Commercial to Residential was an accumulation of taxes over several years.

Councillor MacKenzie also spoke on behalf of the Beaver Canoe Club who had also requested a grant to pay taxes in the amount of \$3,316. Mr. Meech indicated that this Organization had also had its taxes reduced from Commercial to Residential for the year 1981 and that the required amount would now be approximately \$3,200.

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

"THAT the recommendations of the Management Committee be approved with the addition of \$4,680 for South Shore Recreation Association and the amount of the back taxes of the Beaver Canoe Club, excluding the 1981 taxes with the provision that the 1981 taxes are paid by the Club in the next two months."
Motion Defeated.

Councillor Stewart advised that the Management Committee had been cautious about paying these back taxes of these organizations because they had not wanted to set a precedent in paying the taxes. He further advised that if Council was going to set a precedent and pay the back taxes for these organizations, then he wanted the Cole Harbour Boys and Girls Club added to the motion in the amount of \$700 which would be their taxes less the Partial Tax Exemption, they had also received.

Deputy Warden Deveaux and Councillor MacDonald spoke briefly on the dangerous precedent that would be set by paying these back taxes.

Councillor Poirier elaborated on why the Management Committee had decided not to pay those back taxes stating that the Metro. Commission for the Year of the Disabled, a worthy Organization, had requested \$5,000, quite a large sum, and the Committee had made an effort to cut down other requests that were not felt to be as worthy in order to fulfill this request, which in addition to being a worthy cause, was a one-year request, this being the year of the Disabled. Councillor Poirier also re-emphasized the fact that the Management Committee had only \$70,000 approved for grants to work with and there were requests in the amount of \$82,768.

It was amended by Councillor Stewart, seconded by Councillor Gaetz:

"THAT the Cole Harbour Boys and Girls Club be given a grant in the amount of \$675.62 to pay 1981 taxes."
Amendment Withdrawn.

The amendment was withdrawn as it was determined that the other two Organizations which had been added to the motion had at least applied for the grant which the Cole Harbour Boys and Girls Club had not and it was felt that the Council should stick with those Organizations which had requested grants.

Councillor Wiseman advised that the people in her District had been advised to apply for grants if they desired them and reiterated the fact that the Boys and Girls Club did not apply.

Deputy Warden Deveaux felt that paying these taxes the other Organizations would certainly lose any incentive to pay their taxes.

Councillor Williams advised that the Municipality has already done a lot in support of this Club, in reducing their taxes; he wondered why we should now go back and pay the balance of the taxes. He further advised that there were other clubs who needed that money and it would not be fair to them if the taxes of this one Organization were paid.

Councillor Gaetz spoke on behalf of the Nova Scotia Fire Fighting School noting the improvement in the Fire Fighting service since its establishment. He also added in reference to the Halifax South East Livestock Health and City Market Maintenance Organizations that these two Organizations should improve their service to the Municipality.

It was amended by Councillor Margeson, seconded by Councillor Gaetz:

"THAT the Nova Scotia Fire Fighting School be given a grant of \$2,000 in lieu of the \$1,000 approved by the Management Committee."
Amendment Withdrawn.

Councillors Margeson and Gaetz withdrew their motion so that the main motion could first be voted on as is, with the intention of later putting the amendment back on the floor.

Councillor Wiseman requested justification as to why the Block Parents in Sackville had been refused a grant, stating that this was a very worthy Organization and was advised by Mr. Meech and Councillor Mackay that they had been cautious about setting a precedent as there were so many Block Parents and that it was felt they would be using the money for less important things as some of the other Organizations requesting grants.

In response to a question from Councillor Adams, Mr. Meech advised that the requests covered elsewhere had been included with the C.A.M.R. grants and were being picked up by Social Services or other Government Departments.

It was moved by Councillor Walker:

"THAT all land owned by the Municipality for active or passive uses be assessed and charged a Residential tax rate and these taxes be charged to individual Area Rates."

The Solicitor advised that this motion was not in order.

It was moved by Councillor Walker:

"THAT the Municipality not pay any grants in 1981."
Lost for want of a seconder.

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

"THAT Council approve the recommendations of the Management Committee regarding the 1981 requests for Grants, in the amount of \$70,488."
Motion Carried.

Councillor Poirier indicated that this request had been discussed and it was concluded that payment is made by Firemen who go and also that the School receive a grant from the Province. It was also pointed out by Deputy Warden Deveaux that when the School requested the grant they had not specified in what amount until after the Municipality went back to them requesting this clarification.

It was amended by Councillor Gaetz, seconded by Councillor Margeson:

"THAT the Nova Scotia Fire Fighting School be given a \$2,000 grant in lieu of the recommended \$1,000."
Amendment Defeated.

In accordance with the wishes of Councillors Margeson and Gaetz this vote had been recorded.

Those in favour of the amendment:

Councillor MacKenzie - Councillor Margeson - Councillor Gaetz

Those opposed to the amendment:

Councillor Walker - Councillor Williams - Deputy Warden Deveaux -
Councillor Baker - Councillor Poirier - Councillor Stewart - Councillor
Topple - Councillor Adams - Councillor Smith - Councillor McCabe -
Councillor Lichter - Councillor MacKay - Councillor Eisenhauer -
Councillor MacDonald - Councillor Wiseman.

Those in favour of the main motion:

Councillor Williams - Deputy Warden Deveaux - Councillor Baker -
Councillor Poirier - Councillor Stewart - Councillor Adams - Councillor
Smith - Councillor MacKenzie - Councillor McCabe - Councillor Lichter
- Councillor Margeson - Councillor MacKay - Councillor Eisenhauer -
Councillor MacDonald - Councillor Wiseman.

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

"THAT the Grant requested by the South Shore Recreation
Association be approved."
Not in Order.

The Solicitor advised that this motion was not in order.

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

"THAT there be a notice of motion at the next Council
Session."
Motion Carried.

This notice of motion was agreed to by Council.

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

"THAT the request for a donation from Mr. Albert Killen of Oyster
Pond, Jeddore, for the establishment of a facility for recovered
alcoholics be referred to the Management Committee for
consideration."
Motion Carried.

Councillor Poirier suggested that a policy be established which
will deal with grants to pay taxes.

Resolution, Re: Bankers and Signing Officers

Attached to the Supplementary Agenda was a copy of the Resolution, Re:
Bankers and Signing Officers from the Municipality, as required by the
Royal Bank of Canada.

The Management Committee recommended to Council approval for a
resolution authorizing the following signing officers on behalf of the
Municipality of the County of Halifax: K. R. Meech, CAO, K.S. Wilson,
Director of Finance, and G. J. Kelly Municipal Clerk-Treasurer and
further that a copy of the resolution be communicated to the Royal
Bank.

Mr. Meech advised that there were no alterations to the names of the signing officers, but changes to their titles, subsequent to the recently altered CAO By-Law.

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

"THAT the recommendation of the Management Committee as regards the Resolution, Re: Bankers and Signing Officers, be approved by Council."
Motion Carried.

Halifax Dartmouth Natal Days

Mr. Meech advised that the Committee had reviewed the Halifax Dartmouth Natal Days with respect to closing the Municipal Administration Offices and had subsequently recommended that the Municipal Administration Offices be closed on Halifax Natal Day and remain open on Dartmouth Natal Day and further that the Halifax County Rehab Centre and Ocean View Manor be permitted one holiday (except where otherwise provided by contract) and that the choice of which day be determined by them. Mr. Meech further advised that subsequent to the agenda being distributed, it had been determined that Oceanview's Union Contract provides for two holidays.

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

"THAT Council authorize, in accordance with the Management Committee recommendation, that the Municipal Administration Offices be closed on Halifax Natal Day and Open on Dartmouth Natal Day and further that the Halifax County Rehabilitation Centre and Oceanview Manor be permitted one holiday - of their choice - unless otherwise specified in their contracts."
Motion Carried.

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

"THAT the Municipal Administration Offices be closed on both Natal Days."
Amendment Defeated.

Councillor Williams spoke at length in support of the amendment advising that for many years the Municipal Administration Offices had been closed on both Natal Days, and indicating that from his point of view the Staff well deserved two holidays per year especially as the Staff came from all surrounding areas including Halifax and Dartmouth.

POLICY COMMITTEE REPORT

It was moved by Councillor Wiseman, seconded by Councillor MacKenzie:

"THAT the Policy Committee Report be received."
Motion Carried.

Request for Lease Agreement, Halifax County Rehabilitation Centre

Mr. Meech advised that the Policy Committee subsequent to reviewing correspondence from the Administrator of the Rehab Centre, recommended that the Municipality enter into a lease agreement with Mr. Owen Ritcey for use of his lands at Musquodoboit Harbour by the residents of the Rehab Centre and further that the Solicitor be authorized to prepare the necessary agreement.

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

"THAT Council approve that the Municipality enter into a lease agreement with Mr. Owen Ritcey for use of his lands by residents of the Rehab Centre and further that the necessary documents be prepared by the Municipal Solicitor and that the appropriate signing officers be authorized to complete the agreement."
Motion Carried.

Amendments to Order establishing MAPC

Mr. Meech outlined this item to the Council indicating that the order has been amended by the Minister of Municipal Affairs to provide for one representative to the Town of Bedford and that MAPC has approved additional amendments to Sections 6 and 8 and request resolutions by the Municipal Councils in order for these amendments to be enacted by the Minister of Municipal Affairs.

Correspondence from R. Mort Jackson, Executive Director of Metropolitan Authority was attached to the agenda which indicated that the amendment to Section 6 concerns cost sharing by the Municipal units of the expenses of MAPC in accordance with Subsections 2, 3, and 4 of Section 10 of the MAPC Act. The amendment to Section 8 ensures that MAPC is not prevented from conducting business by the refusal of a single Municipal Unit to participate.

It was the recommendations of the Policy Committee that Council approve the amendments to Sections 6 and 8 of the Order establishing MAPC.

Subsequent to brief discussion of this item:

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

"THAT Council approve the amendments to Sections 6 and 8 of the Order establishing MAPC."

Report, Re: Dog Tags

Mr. Meech advised that the Committee had reviewed a Report respecting dog tag sales in the Municipality to June 15, 1981, copy of the report attached to the agenda. This Report indicated that sales have substantially increased as compared to sales for the same period last year but that receipts for several districts are considerably low and will require a greater effort from the persons responsible for dog tag sales in these districts.

The Policy Committee was advised that procedures were being carried out to follow up on dog owners who have failed to license their dogs whereby letters are issued and subsequently if no response is received from the letters than citations are issued. If no response is received from the citation then a court summons is then issued.

Although this item had been included mainly for information only, there was some considerable discussion initiated by Councillor Smith who requested whether the refusals to license a dog were being closely followed up.

Mr. Kelly advised that letters had gone out to the dog Constables in the districts where sales are down, with a copy to the district Councillor advising that their returns are down to date. He also advised that the procedure was the same this year as in the past with regard to penalizing persons refusing to license their dogs.

Mr. Kelly advised in response to a question from Councillor Poirier that he was not aware of any response to the letters that have gone out as yet.

Councillor MacKay advised that there would be a follow-up in District 16, one of the areas where the sales were low at the present time.

Councillor Baker commented on behalf of the Dog Constable in his area who was doing a good job but expressed some concern regarding those persons who have not licensed their dog, so expressed his appreciation that this was being followed by the Executive Office.

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

"THAT the Solicitor prepare an addition to the Dog By-Law regarding Barking Dogs."
Motion Carried.

CHIEF BUILDING INSPECTORS REPORT

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

"THAT the Report of the Chief Building Inspector be received and that the three applications for lesser setback and side yard clearances (listed below) contained therein, be approved by Council."
Motion Carried.

1. Application for lesser side yard clearance of 3', property at Lower Sackville, applicant Mike Adams.
2. Application for lesser side yard clearance of 4', property at Old Sackville Road, Lower Sackville, applicant, Bernice Webb.
3. Application for lesser setback of 10', property at Miller Lake Subdivision, Fall River, applicant Miller Lake Homeowners.

CENTENNIAL AND SACKVILLE HEIGHTS ELEMENTARY SCHOOLS

Mr. Meech advised that this item was included in the agenda in response to a request from Councillor MacKay and contained information pertaining to the revised School Capital Construction Program recommendations for these two schools.

Councillor MacKay advised that with the questions of the School situation in Beaverbank - Sackville, the requirements for the Centennial and Sackville Heights Schools were lessened and these schools were put in the moratorium.

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

"THAT the Municipality write to the Minister of Education with the information provided from the School Board, requesting the immediate removal of the Sackville Heights Elementary and Centennial Schools from the moratorium to facilitate the requested and much-needed additions to these schools."

Motion Carried.

NEW BUSINESS

Invitation to Council from Colchester County

Mr. Meech advised that the Municipality had received an invitation from the Warden of Colchester County to attend their Council Session, Monday July 27, at 7:30 P.M. in Truro, the location of their Council Chambers.

Mr. Meech further advised that after the Session, there would be an opportunity to meet with the Councillors of Colchester County at a Reception to follow.

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

"THAT the Municipality accept the invitation extended by the Warden of the Municipality of the County of Colchester to attend their July 27th Council Session."

Motion Carried.

Mr. Meech further advised that those who planned to attend this Session should notify the Warden's secretary, Mrs. Pauline Hamilton, who was co-ordinating the transportation of the trip.

Parkland Curfew Policy

Councillor MacKay suggested that the Policy Committee review the possibility of establishing a curfew on Municipal-Owned Parkland and report back to Council with a recommendation. He advised that Sackville was experiencing problems encountered on Municipality-owned land with respect to parties being carried on until early morning, and causing a nuisance to the residents living adjacent to these lands as the parties have a habit of overspilling into the immediate neighbourhood. He advised that at present there was no way of controlling these parties as the R.C.M.P. have no jurisdiction in this regard.

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

"THAT the Policy Committee consider the implementation of a curfew on Municipality-owned lands, preferably dusk."

Motion Carried.

Councillor Topple was concerned as to who would enforce this policy, he advised that the R.C.M.P. had indicated to him that they would have nothing to do with Municipal By-Laws. He further advised that there was not much point in making unenforceable By-Laws

Mr. Meech, however, advised that the R.C.M.P. would probably welcome a By-Law to back up vandalism or loitering calls.

Policy, Re: Refunds or Grants

It was moved by Councillor Margeson, seconded by Councillor MacDonald

"THAT the Policy Committee review the policy in connection with refunds on grants to groups in the County using their properties for County purposes."

Motion Carried.

Mobile Home Park Policing

Councillor MacDonald advised that at the last MDP meeting, this item had come up again and there have been three letters written to the Attorney General's Department to which no reply has yet been received. He requested that another letter be sent in follow up.

Deputy Warden Deveaux advised that this would be again followed-up by the CAO.

ADJOURNMENT

It was moved by Councillor Poirier:

"THAT the July 7, 1981 Regular Council Session adjourn."

Motion Carried.

Therefore, the Council Session adjourned at 5:15 P.M.

REGULAR COUNCIL SESSION

JULY 21, 1981

PRESENT WERE: Warden Lawrence, Chairman
Councillor Walker
Councillor Williams
Deputy Warden Deveaux
Councillor Baker
Councillor Poirier
Councillor Stewart
Councillor Topple
Councillor Adams
Councillor Gaetz
Councillor Smith
Councillor MacKenzie
Councillor McCabe
Councillor Lichter
Councillor Benjamin
Councillor Margeson
Councillor MacKay
Councillor MacDonald
Councillor Wiseman

ALSO PRESENT: Mr. K. R. Meech, Chief Administrative Officer
Mr. G. J. Kelly, Municipal Clerk/Treasurer
Mr. Robert Cragg, Municipal Solicitor
Ms. Valerie Spencer, Planner
Mr. Lorne Denny, Industrial Promotions Officer
Mr. Kevin Tobin, President, C.R.A.R.A.
Mr. Ken Wilson, Director of Finance
Mr. Keith Birch, Chief of Planning & Dev.
Mr. Wdowiak, Director of Engineering and Works

SECRETARY: Mrs. Christine Harvey

OPENING OF COUNCIL

Warden Lawrence brought the Council Session to order with the Lord's Prayer at 2:08 P.M.

ROLL CALL

Mr. Kelly then called the roll.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT Mrs. Christine Harvey be appointed Recording Secretary."
Motion Carried.

APPROVAL OF MINUTES

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

"THAT the minutes of the July 7, 1981 Regular Council Session and the February 2, 1981 Public Hearing be approved."
Motion Carried.

LETTERS AND CORRESPONDENCE

It was moved by Councillor Wiseman, seconded by Councillor Smith:

"THAT the Letters and Correspondence be received."
Motion Carried.

Letter From Ronald T. Wash, Storm Water - Problems and Solutions

The first letter from Ronald T. Wash a resident of Astral Drive, was to the Warden and Councillors in regard to Storm Water, Problems and Solutions, expressing the views of himself and people in the area with respect to the Storm Water problems and referred in his letter to a petition signed by 152 residents who were opposed to payment of the corrective measures to be taken.

Councillor Stewart spoke on the issue advising that there had been another petition signed a year ago with 192 signatures of people who had hoped the problem would be cleaned up. He also advised that Mr. David Nantes, MLA for the area, had assured the residents that the Provincial Government would pick up 50% of the cost of these corrective measures. Councillor Stewart also advised that any corrective action taken would not be against the wishes of the majority of the residents and that the Residents Association, which any resident can join, would be consulting with the Storm Drainage Task Force in the Fall to determine which of the corrective options open to them would be the most cost effective and then the appropriate Committee would then discuss the payment options for the remaining 50%. He further advised that he had, several weeks ago, requested that this item be referred to the Management Committee for discussion.

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

"THAT this matter of Storm Drainage - Problems and Solutions be referred to the Management Committee."
Motion Carried.

Letter, Re: School Area Rates - Suburban Dartmouth High School

The second letter was from Mr. Owen McKenna, Chairman of the Suburban Dartmouth High School District Board of Trustees in regard to the request for a School Area Rate in the seven Districts serviced by the Suburban Dartmouth High School, which gave details regarding the history of the request and the necessity of the request, also stating that the meeting in which the motion for the request of a \$.01 area rate was passed was in accordance with the Halifax County Municipal

School Board Policy 501. Mr. McKenna further voiced his objection to the public abuse and false accusations made by one of the Municipal Councillors.

In summation, the letter from Mr. McKenna requested that Council look again at the amount to be raised and either deny the request or collect the amount in all seven districts.

Lengthy discussion ensued in which Councillor Topple stood firm on his previous opinions and decision with regard to the school area rate in his district. Councillor Topple also voiced strong opposition to the memo circulated to Council by Mr. Wilson on this subject.

Deputy Warden Deveaux reiterated his previous opinions on the matter of school area rates and upheld Mr. Wilson's right to send the afore-mentioned memo, but questioning the validity of the Municipal Solicitor's opinions on the legality of the levy of the school area rate.

The Solicitor stood firm on his previous advice regarding the school area rates.

Subsequent to this discussion:

It was moved by Councillor Stewart, seconded by Deputy Warden Deveaux

"THAT the School Area Rate of \$.01 per \$100.00 of Assessment be deleted from District 7, as per the request of the Chairman of the Suburban Dartmouth High School District Board of Trustees."
Motion Carried.

In regard to the discussions to be held between the Municipal Solicitor and Officials of the appropriate Government Departments and the School Board, the Solicitor advised, in answer to a question from the Deputy Warden, that if these talks reveal that all legalities were met during the request and subsequent levy of the School Area Rate in question, that the three Districts originally requested to pay the rate would be responsible to do so.

Caldwell Road Area Residents Association

There were two other supplementary letters: one from the past president of the C.R.A.R.A with an attached petition, dated September 15, 1980 in regard to the Storm Drainage Problems experienced in the Cole Harbour Area and one from Mr. Kevin Tobin, the President of the Association and the Chairman of the C.R.A.R.A. Storm Drainage Committee, also in regard to the Storm Drainage problems.

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

"THAT these letters also be forwarded to the Management Committee for discussion in regard to Storm Drainage."
Motion Carried.