

Clean-Up Week, Garbage Collection - Councillor Margeson

Councillor Margeson also raised an issue relative to eliminating Clean-up week and giving people the opportunity to put out heavy garbage at regular intervals during the year. He felt this would be of benefit to the Garbage Collectors who may only have to pick up one or two heavy items per trip rather than having to collect possibly ten fridges on one day during the clean-up week. He felt that these heavy loads, especially in the Spring time, during the thaw, could damage roads.

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

"THAT the Management Committee consider the feasibility of eliminating the Special Clean-Up and having instead regular trash clean-up in those Districts where feasible."  
Motion Carried.

Middle Musquodoboit Hospital - Councillor Lichter

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

"THAT the Municipality forgive a debt of \$1,800 for 1982, and similar amounts for 1983, 1984 and 1985 to the Middle Musquodoboit Hospital."  
Motion Carried.

The motion was carried subsequent to Councillor Lichter's explanation that in 1980 there was a ten million dollar mistake made in the assessment figures of the hospital, resulting in an area rate being set which did not generate the necessary revenue. Therefore, the Municipality, in order to correct that mistake, had given to the Hospital a loan of \$9,000 repayable with no interest at \$1,800 each year. The first year of that term has now expired leaving four years. He further advised that the Hospital had found itself in the fortunate position that they were able to make financial arrangements through the Provincial Government and the Nova Scotia Compensation Board, whereby certain funds were released to them with the understanding that from then on they take care of themselves financially without asking for an area rate. He indicated that this is why at the last minute an area rate had been eliminated when approving the District 13 and District 12 area rates. He advised that they are now taking responsibility for the Hospital themselves, but they have to go either way; area rate or take the whole thing over themselves. He advised that his was the Municipality's fault in the first place due to the assessment mistake.

Street Lights - Councillor Benjamin

Councillor Benjamin indicated a problem in his District relative to Street Lighting being provided on new streets added to Subdivisions.

Mr. Meech advised that in consultation with officials of the N.S.P.C., this problem, was being corrected both in District 14 and eventually throughout the entire County.

Feasibility Study, Harrietsfield - Councillor Baker

Councillor Baker requested an up-dated on a previously requested feasibility study for Harrietsfield. He was advised by Mr. Meech that he is still working on this and intends to prepare a preliminary study relative to the costs.

Up-Date on the Health of Councillor Williams - Councillor Gaetz

Councillor Gaetz requested an up-date on Councillor Williams' health and was advised by Warden MacKenzie that the Councillor was in good spirits, though not in the best of Health.

Councillor's Chairs - Councillor McInroy

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

"THAT prior to the next Council Session the Chairs in the Council Chambers be greased in order to eliminate the disturbing noise when moved."

Motion Carried.

Councillor Margeson also indicated that some maintenance should be done on the flurescent lighting in the Council Chambers which also makes an on-going and disturbing noise.

ADJOURNMENT

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

"THAT the Regular Session of Council Adjourn."  
Motion Carried.

Therefore, the Council Session adjourned at 8:30 P.M.

REGULAR COUNCIL SESSION

MAY 18, 1982

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

ALSO PRESENT: Mr. K. R. Meech, Chief Administrative Officer  
Mr. G. J. Kelly, Municipal Clerk  
Mr. Robert Cragg, Municipal Solicitor  
Mr. Keith Birch, Chief of Planning & Development  
Mr. Bob Gough, Director of Development  
Ms. Margaret Campbell, Exec. Dir., South Shore Tourist  
Assoc.  
Mr. John Markesino, Co-ordinator of Recreation  
Mr. G. Morrison, Sackville Lions Club  
Mr. A. Frizzell, Sackville Kinsmen Club  
Mr. B. Hubley, Tantallon  
Mr. J. McPhee, Sambro

SECRETARY: Christine E. Simmons

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OPENING OF COUNCIL - THE LORD'S PRAYER

Warden MacKenzie brought the Council Session to order at 2:10 P.M. with The Lord's Prayer.

ROLL CALL

Mr. Kelly then called the Roll.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT Christine E. Simmons be appointed Recording Secretary."  
Motion Carried.



APPROVAL OF MINUTES

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

"THAT the Minutes of the March 31, 1982 MDP Public Hearing be approved."

Motion Carried.

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

"THAT the Minutes of the April 5, 1982 MDP Public Hearing be approved."

Motion Carried.

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

"THAT the Minutes of the April 22, 1982 Joint Session (Town of Bedford and Municipal Council), be approved as amended."

Motion Carried.

Warden MacKenzie indicated to Council that the Minutes of the April 20, 1982 Regular Council Session, which appeared on the agenda for approval, were not available.

REPORT OF THE PLANNING ADVISORY COMMITTEE

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

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

Motion Carried.

Public Hearings to Consider the Approval of Two Lots Under the Under-sized Lot Legislation

- a) Final approval for Lot X of the Scott Hubley Subdivision, Tantalton, Application # F-668-81-3

A Staff Report included in the Council Agenda advised that this application has received positive comments from the Departments of Transportation and Municipal Affairs and meets all criteria for Subdivision Approval with the exception of having a frontage of 73.6' instead of the required 75'. The Report also advised that a house presently exists on this lot. It was the recommendation of the Planning Advisory Committee that this application be approved.

Speakers in Favour

Mr. Brian Hubley, Lot X: Mr. Hubley advised that he resided in the aforementioned dwelling on Lot X, Scott Hubley Subdivision, Tantalton. He further advised that this house has been at this location for approximately 35 years, 12 of which he has lived in it. He indicated that he was attempting to obtain a deed for the property as the deed to it has been lost and never registered.



Mr. Hubley advised he had discovered the lot was undersized when he had it surveyed and applied for the approval of the lot.

Questions From Council:

None.

Speakers in Opposition

None.

Warden MacKenzie, therefore, declared the Public Portion of the Hearing closed.

Discussion and Motion From Council

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

"THAT Undersized Lot X of the Scott Hubley Subdivision, located at Tantallon be approved."  
Motion Carried.

Subsequently, Mr. Hubley retired from the Council Session.

b) Final Approval of Lot M-2 of the James F. McPhee Subdivision, Sambro, Application #F-186-82-4

The Staff Report, relative to this application, advised that the application has received positive comments from the Departments of Transportation and Municipal Affairs. The report further advised that the lot has an existing dwelling on it and a total area of 37,892 square feet with 59.02' of road frontage. No extra property is available to increase the frontage.

It was the recommendation of the Planning Advisory Committee that this application receive Council's approval.

Speakers in Favor

Mr. James McPhee of Sambro: Mr. McPhee came forward and advised Council that he was the owner of the property in question. He advised that the existing dwelling has been on the land for fourteen years; it was his intent to either tear down or move the house. He then wishes to have the lot approved and transferred to his nephew's ownership.

Questions From Council:

None.

Speakers in Opposition

None.

Warden MacKenzie, therefore, declared the Public portion of the Hearing closed.

#### Discussion and Motion From Council

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

"THAT Undersized Lot M-2 of the James McPhee Subdivision, located at Sambro be approved."  
Motion Carried.

Subsequently Mr. McPhee retired from Council.

#### ADDITION TO AGENDA

Warden MacKenzie advised Council that Councillor Williams has returned to Hospital, in room 302, Halifax Infirmary. He requested that, if given the opportunity, Councillors drop in and visit Councillor Williams.

Councillor Deveaux confirmed that Councillor Williams is permitted to receive visitors.

#### SOUTH SHORE TOURISM ASSOCIATION

Ms. Margaret Campbell, Executive Director of the South Shore Tourism Association joined the Council Session at this time to provide Council with a detailed, comprehensive presentation regarding the South Shore Tourism Association.

Firstly, Ms. Campbell outlined to Council her Annual Report (Please refer to Report for Details). As well she outlined the structure of the Association. (A Report was also distributed regarding this structure).

The main body of Ms. Campbell's presentation consisted of the following:

"The South Shore region of Nova Scotia claims 13% of the Province's tourism revenue which broke the \$500 million mark for the first time in 1981.

The South Shore also claims 12.8% of Nova Scotia Tourism's 27,000 direct and indirect jobs, and 12.7% of the industry's \$261 million annual payroll.

Figures compiled by the Provincial Department of Tourism for 1980, last year, for which complete statistics are available, show traveller spending in the Province at \$475,000,000 of which the South Shore's share was \$61,750,000.

Department figures also show that 2,300 of the Provincial industry's 17,900 direct jobs were created in the South Shore Region, along with 1,200 of the 9,300 indirect or "spinoff" jobs.

Tourism Minister, Bruce Cochran has estimated that the value of Nova Scotia's travel industry will hit a billion dollars by 1990, as the industry here, across country and the world moves rapidly towards fulfillment of predictions that it will become the biggest dollar generating business on earth by the year 2000.

The Department of tourism in co-operation with the private sector is nearing completion of a master plan for tourism aimed at leading the industry into the next century.

It aims, at the same time, to exploit the tourism potential of each region of the Province to the full, and the realization of that goal will ensure that the South Shore region, and all regions of the Province, will share to the full in that development.

Direct travel industry payroll in the South Shore region reached \$20 million, and spinoff payroll another \$13.3 million, for a total of \$33.3 million - 12.7% of the total Provincial travel industry-related payroll of \$261 million.

Department statistics also show the travel industry in the South Shore region contributing \$4,446,000 in tax revenue to the Provincial Government in 1980, and another \$2,038,000 to the Municipal Government."

Council questioned Ms. Campbell briefly in regard to her presentation, subsequent to which, Warden MacKenzie thanked her on behalf of Council.

Ms. Campbell then retired to seats in the back of the Council Chambers to observe the following discussion, also relative to the South Shore Tourism Association.

#### APPOINTMENT TO THE SOUTH SHORE TOURISM BOARD OF DIRECTORS

A letter had been received from Ms. Campbell requesting that Mr. John Markesino, the Halifax County Co-ordinator of Recreation, be appointed to the Board of Directors of the Association.

This letter had been briefly discussed at the Policy Committee who recommended that Council consider this appointment.

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

"THAT the Co-ordinator of Recreation for Halifax County, Mr. John Markesino, be appointed to the Board of Directors of the South Shore Tourism Association."  
(See Motion to Defer)

Council engaged in discussion regarding the above motion. Councillors Topple and Smith indicated their opinion that Mr. Markesino should not be appointed to the Board; Councillor Topple, due to a possible conflict between the South Shore and Eastern Shore Tourism Associations should a Department Head be appointed to the Board of one Association, and Councillor Smith, due to her concern that it should be a Council



Member who is appointed to this Board. She indicated to Council a situation a few years ago, in which a Department Head was appointed to a Board, only to discover later that this appointment was in error and it should have been a Council Member. As well, Councillor Smith felt that Council should first determine whether Mr. Markesino is willing to serve on the Board.

It was moved by Councillor Smith:

"THAT this appointment to the Board of Directors of the South Shore Tourism Association, be deferred until the next Council Session, pending clarification of whether a Council member should be appointed to the Board instead and also pending clarification of Mr. Markesino's willingness to act on the Board of Directors."  
(No seconder - Motion Lost)

Mr. Meech, Deputy Warden MacKay and Councillor Deveaux indicated that the request from the Board of Directors had specifically requested that Mr. Markesino be appointed to the Board. As well, Deputy Warden MacKay advised that as the South Shore Tourism Association is not a Committee of Council, it is not necessary that a Council Member be appointed to the Board of Directors. The Deputy Warden also advised that when this issue had been discussed at the Policy Committee, Councillor Walker, the previous Halifax County Board Member, had indicated he had been unable to attend most meetings due to an already full Council schedule.

It was agreed by Council at this time, that Mr. Markesino come forward to address Council on this issue.

Mr. Markesino indicated his willingness to serve on the Board of Directors of the South Shore Tourism Association and also advised that no conflict of interest would occur between the Eastern Shore and the South Shore Tourism Associations.

Councillor Eisenhower also spoke briefly, indicating his support for Mr. Markesino's appointment on the Board.

Subsequent to further discussion, the question was called on the motion.

Moved by Deputy Warden MacKay, seconded by Councillor Eisenhower:

"As written previously."  
Motion Carried.

Ms. Campbell and Mr. Markesino subsequently retired from the Council Session.

#### TABLING OF 1981 AUDITED FINANCIAL STATEMENTS

Mr. Meech indicated that the 1981 Audited Financial Statements had been distributed to Council, and requested that a resolution be passed by Council to receive and approve these statements.

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

"THAT the 1981 Audited Financial Statements be received and approved by Halifax County Municipal Council."  
Motion Carried.

#### APPOINTMENT OF MUNICIPAL AUDITORS

A memorandum from Mr. G. J. Kelly, Municipal Clerk, had been distributed to Council, indicating that the annual appointment of auditors for the Municipality is required under the Municipal Act. The memo further advised that Thorne Riddell has carried out the auditing for the Municipality for the past several years in a satisfactory manner and recommended that Council consider their re-appointment for the forthcoming year.

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

"THAT Thorne Riddell be re-appointed as Municipal Auditors for the forthcoming year."  
Motion Carried.

Deputy Warden MacKay questioned how the Auditors arrived at their remuneration.

Mr. Meech indicated that it was a fee based on the amount of time for the audit; in other words a fee for service. He indicated that it generally remains comparable with the previous years with some minor escalation relative to the increase in cost-of-living.

Mr. Meech also advised that the auditing fee in the last number of years has reduced as the Company had at one time been involved in accounting services for the Municipality as well as auditing. He indicated that the most of this work has been taken over by Municipal Staff.

Subsequent to further discussion regarding the auditor's remuneration, the following motion was moved, seconded and carried.

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

"THAT the Municipal Auditors, Thorne Riddell, be requested to attend the following Council Session to make a presentation, outlining the 1981 Audited Financial Statements."  
Motion Carried.

#### ADDITION TO AGENDA

Councillor Tople indicated his desire to add to the Agenda an item relative to recent press coverage and an advertisement submitted to the newspaper by the N.S.T.U.

It was agreed by Council that Councillor Tople be permitted to make a presentation in this regard.

Councillor Topple then reviewed the situation with regard to the School Board Budget, advising that although there has been a great deal of press coverage regarding a cut in the School Board Budget, it has actually been increased over the budget of last year. He indicated his opinion that the N.S.T.U. was taking a hypocritical stand in regard to the education issue by expressing a concern regarding education on one hand, and on the other hand planning to walk out in Victoria County.

The Councillor was also concerned with the recent advertisement placed in the newspaper by the N.S.T.U. which advised residents to complain about the alleged budget cuts by calling Councillors of the County; the advertisement listed the names and telephone numbers of the Halifax County Councillors.

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

"THAT the Municipality also submit an advertisement in the local newspaper, providing the correct information relative to the 1982 School Board Budget."  
(See Motion to Amend)

Councillor Wiseman indicated her understanding of the intent of Councillor Topple's motion; however, she could not support any type of rebuttle to the N.S.T.U. She advised that such a response would: "paint the Municipal Council with the same brush as the Teacher's Union."

Deputy Warden MacKay, Councillor Deveaux, Councillor Eisenhauer, and Councillor MacDonald spoke briefly in support of Councillor Wiseman's statement agreeing that it would be far wiser for the Municipality to remain silent on the issue and if any phone calls are received in response to this advertisement, to simply answer the allegations made.

These Councillors indicated that to date few calls had been received by themselves.

It was amended by Councillor Adams, seconded by Councillor Poirier:

"THAT Council instruct Staff to draft a detailed media statement indicating all Municipal costs in the budget process and further that this statement be presented in the form of a Press Conference for the benefit of the electronic media and that the text of the statement be delivered to the print media for publication on their editorial or opinion page."  
Amendment Defeated.

The above amendment was defeated subsequent to substantial discussion of Council, in which it was the concensus, that it would be wiser and more cost-feasible not to respond to the allegations of the N.S.T.U. and in which Council expressed its opinion that there were sufficient members of the media present in Council today, who could prepare a comprehensive and accurate report on the actual situation with regard to the School Board Budget.



During these discussions, it was related that Mr. Harold Doucette, who had issued an uncomplimentary statement relative to Halifax County Council, had publicly retracted this statement.

The discussion relative to this issue, was concluded by Councillor Lichter who advised that since Council did not make an irresponsible decision relative to the Budget, but a very responsible one, there was no need for a defense of any kind.

Subsequently, the question was called on the original motion.

Moved by Councillor Toppie, seconded by Councillor Adams:

"As written previously."  
Motion Defeated.

This concluded the item presented by Councillor Toppie.

#### LETTERS AND CORRESPONDENCE

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

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

#### Letter From the Department of Development

A letter had been received from the Department of Development with regard to the 1982-83 Mainstreet Program Budget. The letter advised that the overall funding available will be in the order of \$3,200,000.00 and that as a result of the submissions made in February, the Department has received requests for funding from 68 Organizations representing 50 communities. Total requests for funding exceed \$6,500,000.00.

The letter also provided an eight-point review of the approach which will be utilized to award funding for the 1982-83 fiscal year. (Please refer to the Letter in the Agenda for this Information.)

The letter concluded by advising that it is hoped the funding will be approved as soon as possible and that a resubmission of requests would ensure that priorities are funded.

This letter was for Council's information only.

#### Letter From Department of the Environment

The following letter was from the Honourable Greg Kerr, Minister of Environment in response to a letter from Mr. Kelly, relative to the East Chezzetcook Industrial Park.

Mr. Kelly's letter had indicated a Council resolution requesting the Nova Scotia Environmental Control Council to hold a Hearing into community environmental concerns respecting the proposed park and further that consideration be given to examining alternate sites, considering technical, community and environmental impacts.

Mr. Kerr's letter advised: "...my staff and I have examined this matter particularly with regard to the extensive environmental safeguards which we will require for the establishment and operation of this park. I reviewed also our monitoring procedures to ensure that the Department's stipulations are met, together with our capacity to enforce demands for immediate corrective action, should that ever become necessary.

I am now satisfied that our procedure and requirements are adequate. I think it inappropriate to call for an Environmental Control Council Hearing or to authorize such a Hearing should a request be forwarded to me from the Council.

Please be assured, however, that my department will maintain close surveillance of the park as it develops and it will be prepared to take whatever action circumstances may require."

Councillor Gaetz advised that he had received a letter from the Honourable Tom McInnes assuring him that every precaution to protect the environment would be taken and therefore, he had no qualms with the development. However, he had received a call from a Mrs. Charles Vidito, with respect to the development. He requested that a copy of the above-outlined letter be sent to her.

It was agreed that this photocopy would be sent to Mrs. Vidito.

#### COMPLETION OF PLANNING ADVISORY COMMITTEE REPORT

Warden MacKenzie advised that this Report had already been received by Council in order to deal with the two Public Hearings respecting Undersized Lots.

Undersized Lot to be approved under the Undersized Lot Legislation, Lot A. & B. of the Dow and Murray Subdivision, Bayside, Application #F-186-82-4

Mr. Meech advised that the above undersized lot had been considered by the Planning Advisory Committee who recommend that Council advertise for a Public Hearing on this application. The recommended date for the suggested Hearing would be June 15, 1982 at 2:00 P.M., a Regular Council Session date.

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

"THAT Staff advertise for a Public Hearing to be held June 15, 1982 at 2:00 P.M. in the Municipal Council Chambers (A Regular Council Session) for the consideration of Undersized Lot application #F-186-82-4, for lots A & B of the Dow and Murray Subdivision Bayside, District 4."  
Motion Carried.

Proposed Amendments to the MDP for the communities of North Preston, Lake Major, Lake Loon-Cherry Brook and East Preston and Subsequent Amendment to the Zoning By-Law

Mr. Meech outlined this item, advising: "The Planning Advisory Committee at its May 10th, 1982 meeting passed a resolution recommending that a Public Hearing be held on the above noted amendments and further, based on the information contained in the Staff Report, the Planning Advisory Committee, is in favour of the proposed amendments."

The suggested date for this Hearing was Wednesday, June 16, 1982 at 7:00 P.M.

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

"THAT a Public Hearing advertised for Wednesday, June 23rd, 1982 at 7:00 P.M. to deal with proposed amendments to the MDP and Zoning By-Law for the Communities of North Preston, Lake Major, Lake Loon-Cherry Brook and East Preston."  
Motion Carried.

The date of the Public Hearing was changed subsequent to Council discussion, in which it was determined that June 16 was not a convenient date for many Councillors.

Subdivision of Lands of IEL, Cobequid Road, Sackville

Mr. Meech advised that at the May 4, 1982 Council Session, enquiries had been made regarding the IEL Industrial Park on the Cobequid Road relative to subdivision approvals. The PAC Report advised that IEL will be required to comply with all Municipal subdivision regulations and subdivision approval will be subject to the usual process.

Further the PAC Report advised: "Consultation with officials of IEL has indicated they are in the final stages of constructing roads and installing services and it is anticipated that in the next few weeks, these roadways will be transferred to the Department of Transportation. Industrial Estates Limited will then be in a position to apply for subdivision approval for lots as demand requires."

Mr. Meech indicated that no motions were required with respect to this item as it was for Council's information only.

Planning Act Review Committee Final Draft and Recommendations

The Report of the PAC relative to the above-mentioned item, advised that at the May 10th meeting of the PAC, concern was expressed by the Committee that approximately six months has elapsed since the Planning Act Review Committee Document was forwarded to the Minister's office for consideration of approval. As recommendations in the document would affect the present regulations of the County of Halifax, the Committee requested by resolution, that Council write to the Minister of Municipal Affairs, urging him to proceed with haste.



It was moved by Councillor Smith seconded by Councillor Wiseman:

"THAT Council write to the Minister of Municipal Affairs urging the Minister to proceed with consideration for approval of the Planning Act Review Committee's Final Draft and Recommendations, with haste."

Councillor Lichter spoke briefly in support of the motion indicating his desire to add to it: "Council's hope that the May Newspaper Report which indicated that the Minister intends to go to the Legislature in 1983 with the document is inaccurate."

It was agreed by the mover and seconder of the motion to incorporate Councillor Lichter's request into their motion, thereby eliminating the requirement for any amendment.

The question was called on the revised motion,

Moved by Councillor Smith, seconded by Councillor Wiseman:

"THAT Council write a letter to the Minister of Municipal Affairs, urging the Minister to proceed with consideration for approval of the Planning Act Review Committee's Final Draft and Recommendations, with haste and further that this letter express Council's hope that the May Newspaper Report, indicating that the document would be submitted to the Legislature in 1983, be in error, as it is Council's wish that it be dealt with expediently."  
Motion Carried.

Department of Transportation, Re: Upgrading of Roads

Mr. Meech outlined this item advising: "The PAC at its meeting of May 10, 1982 discussed a recent newspaper article regarding the upgrading of roads by the Department of Transportation.

A question was raised by the Committee as to whether or not, after an unlisted road was upgraded by the Department of Transportation, further subdivision approval would be granted. This question arose as a result of a statement in the article which indicates that if there are more than three dwellings on an unlisted road, the Department of Transportation will consider upgrading that road. Councillor Lichter inquired if the same policy would apply to privately owned roads where there are more than three dwellings in existence."

The recommendation of the Planning Advisory Committee was that Council write to the Department of Transportation to obtain clarification from the Department with respect to its policy on upgrading roads, unlisted or otherwise.

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

"THAT Council write to the Department of Transportation to obtain clarification from the Department with respect to its policy on upgrading roads, unlisted or otherwise."  
Motion Carried.

Prior to the passing of the motion, Councillor Lichter provided Council with additional information regarding the newspaper article which had prompted the discussion at the Planning Advisory Committee.

Public Land Donation

It was the recommendation of the PAC that lot 3 of the A.J. Corkum Subdivision in Hackett's Cove, being donated to the Municipality under the provisions of the Planning Act, be accepted by Council as parkland. The Municipal Solicitor reported that the land is free and clear of all encumbrances and therefore, Council is in a position to accept title to the land.

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

"THAT under the provisions of the Planning Act, County Council accept as Parkland, Lot 3, A. J. Corkum Subdivision, Hackett's Cove."

Motion Carried.

SUPPLEMENTARY PLANNING ADVISORY COMMITTEE REPORT

Seastate Oilfield Services Limited PUD Application

Mr. Meech indicated that this item was considered urgent by the Planning Advisory Committee. (A Report was attached to the Council Agenda detailing this item - please refer to Report).

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

"THAT Council accept this Supplementary Report on the Seastate Oilfield Services Incorporated Proposal to enter into a PUD Agreement with the Municipality for Industrial Development in the Windsor Junction area."

Motion Carried.

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

"THAT Council authorize Staff to enter into negotiations with Seastate Oilfield Services Incorporated for a Planned Unit Development Agreement and further that Council advise the Minister of Environment that it would appreciate his Department's views on this proposed offshore energy related development at an early date, particularly as Council wishes to call for a Public Hearing in July of this year."

Motion Carried.

REPORT OF THE CHIEF OF PLANNING AND DEVELOPMENT

A Report had been included in the Council Agenda relative to the Staff Compliment in the Planning & Development Department. This Report advised:

"During Council discussion earlier this year, I was requested to supply the number of employees in the Planning and Development Department for the years 1974 and 1982 respectively.

In 1974 the functions of the department were carried out somewhat differently from today. The Planning and Development Department of that year carried out functions which today are confined to the Development Division and the Building Division has added Unsightly Premises and Board of Health function.

<u>DIVISION</u>	<u>1974</u>	<u>1982</u>
Building	8	14
Development	8	9
Policy		8
Administration		2

Recommendation: That this Report be received as information."

Mr. Birch came forward to respond to any Council questions with respect to the above-outlined, self-explanatory Staff Report.

Councillor Lichter advised that the Report was meaningful only if a comparison were made between it and the Planning Department's Annual Report to Council which had been received several months ago. He had requested the Report because he had discovered that in 1974 the workload in almost all categories was extremely high. In 1974 the amount of plans submitted for subdivision approval were 1600, in 1982 there were 703, 43.94%. The Councillor further advised that in other categories the workload in 1982 ranged from 10.2% to 29% of that performed in 1974, with the only increase in workload occurring in the preliminary approvals where there was an increase of 43.8%.

Councillor Lichter advised that between Building and Development, there were 16 people in 1974 and there are 23 people in 1982. He did, however, appreciate the fact that since that time some tasks relative to Unsightly Premises have been added to that workload; however, he advised there were no more than two individuals. Regarding the indication that some functions of the Board of Health have been included, he requested clarification as to what those functions were.

Mr. Birch advised: "1982 and 1974 could not be compared. The Plan itself may have been extremely easy to process in 1974 whereas with today's techniques, it requires much more negotiation with the respective Provincial Departments, whose approval is now required. We negotiate today Planning & Development Agreements which, as demonstrated by the Eisenhower project, take a considerable amount of Staff-time. There are only two people in the Board of Health, as one has been eliminated since the amalgamation of the Departments downstairs; there are also two people in Unsightly Premises. We have the same number of Building Inspectors today as we had in 1974 for approximately the same number of permits."



Mr. Birch also advised: "Today you are dealing with a far more sophisticated environment; things, due to necessity, take longer. Building Permits can drop but it depends where they drop, as to whether or not the Building Inspector still has to travel the same distance."

Mr. Birch reiterated, "There is no comparison, you cannot take a statistic and compare it."

Councillor Lichter accepted the fact that procedures were far more complicated today than in 1974 and he agreed that the approvals from Provincial Departments take a great deal of time. He advised that the Regional Development Plan, which was implemented in 1975, was to blame for much of the complication and waste of time.

Councillor Lichter also agreed that the Planning & Development Department of the Municipality was run extremely efficiently.

Mr. Birch indicated that by adopting the Municipal Development Plans, the Municipality would become more self-sufficient and would not have to rely as heavily on Provincial Departments for approvals. He also advised that the Plans have begun to be implemented with the recent Provincial approval of the Sackville Plan.

Councillor Benjamin indicated that an effort was supposed to have been made to streamline application forms for building permits, etc. thereby making it easier for the average individual to apply for approvals. He requested how much progress has been made in this attempt, to date.

Mr. Birch advised that there is now only one form for Municipal Development Permits and Building Permits which can be completed in one office of the Municipality, since the amalgamation of Departments. He advised that standing at the same counter an individual could make application for Health, Subdivision and Building Permits.

#### Amendments to Sackville Municipal Development Plan

Mr. Birch advised that there has been a typographical error made on the documents of the Sackville Municipal Development Plan. He advised that had the Minister not already signed the documents, there would be no problem in correcting this error. However, since he has, it is now necessary to hold a formal Public Hearing to amend the Plan, thereby correcting this error. He advised that the amendment would in no way change the intent of the Plan.

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

"THAT Staff be instructed to advertise for a Public Hearing to be held, June 7th, 1982 at 7:00 P.M. in the Municipal Council Chambers to deal with an amendment to the Sackville MDP."  
Motion Carried.

#### REPORT OF THE DIRECTOR OF DEVELOPMENT

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

"THAT the Report of the Director of Development be received by Municipal Council."  
Motion Carried.

This Report was included in the agenda for Council's information only.

PRESENTATION OF SACKVILLE LIONS AND KINSMEN CLUBS

At this time, Mr. Gordon Morrison of the Sackville Lions Club and Mr. Frizzell of the Sackville Kinsmen Club came forward to give presentations on behalf of their respective clubs, in opposition to the recent taxation imposed on them.

Mr. Gordon Morrison spoke first on behalf of the Sackville Lions. He first explained how, why and by whom the facilities are used throughout the year, advising: "The Lions Clubhouse is used by the Girl Guides, Brownies, Pathfinders, Guiders Club, Boy Scouts, Cubs, The Senior Citizens Club, as well as other non-profit groups, i.e., The Local Twirlers, Youth Band, and others during the summer months. The facilities are used twelve months of the year. The Lions and Lioness Clubs use these facilities for meetings as well as for occasional social evenings. Lions use the main room for one meeting per week and on Sunday Mornings during the summer. Lionesses use the facilities two evenings per month for meetings. The maintenance, cleaning, etc. for this building is done by the members of the Lions and Lioness clubs."

He further advised that since taking over the building about two years ago, and with the assistance of the Lioness Club, the Lions have spent in the vicinity of \$20,000 to renovate and to extend the building, improving the surrounding grounds. He indicated that by the end of June, this year, the Club will have paid another \$2,000 for oil, power, telephone, cleaning materials, small repairs, insurance, etc., all items which are escalating in price. To add to this, he advised that the Club now has to deal with the taxation imposed on them by the Municipality.

Mr. Morrison advised that the revenue from rentals will reach approximately \$1,500, while the cost of operation and maintenance will be in the vicinity of \$3,330., \$1,800 more than the revenue.

He indicated that the Club is now faced with paying taxes on a building that is used by different groups in the community for the betterment of the community. The building which is operated and maintained by a service club that is non-profit and whose members spend a lot of their own money along with many hours of time working on the projects to raise money to provide assistance and services that are not provided by the different levels of government; such as aides to assist the Blind, the Deaf, the Mentally Retarded, those afflicted with illnesses and those less fortunate than ourselves along with the Youth and the Senior Citizens.

Mr. Morrison added: "we the members of the Sackville Lions Club are asking the members of the Halifax County Council to exempt from taxation, service clubs, such as the Lions and the Kinsmen who operate and maintain buildings that are used for the betterment of the community. We would like to suggest to Council, in view of the fact that before the House, which has it's second reading, is an Act that would give Municipal Councils the freedom to grant tax exemptions to certain groups and organizations, that you give your sincere consideration to passing a By-Law to exempt from taxes, such groups as the Lions and Kinsmen Clubs, etc."

Mr. Morrison also suggested that in assisting non-profit Organizations, the Council would be assisting the residents of the County, as these Organizations can assist the less fortunate in providing services that are not provided by government bodies. He also advised that by granting the Club's request for exemption, Council would be helping the Club to serve the Youth, the Senior Citizens, The Blind, the Deaf, the Mentally Retarded and many others.

Subsequent to Mr. Morrison's presentation, Mr. Frizzell of the Sackville Kinsmen Club launched into his presentation on that Club's behalf.

Firstly, Mr. Frizzell thanked Council for providing the opportunity to voice the Club's arguments and objections to the imposition of taxation on the Kinsmen Recreation Centre and Playground facility located on First Lake Drive in Lower Sackville. He expressed his hope that his presentation would prompt reconsideration on the matter of the taxation.

Mr. Frizzell provided Council with a brief history of the Club which indicated that the Organization had operated in Sackville for some 15 years without taxation. It was without warning that a tax bill had been received June 25, 1981 in the amount of \$5,083.65.

Mr. Frizzell advised that when requested to sign a formal lease agreement in 1978, the Club had refused to do so for several reasons, the major one being clause 4(a) which referred to taxation. To date, he advised, the lease remains unsigned even though the Club was advised that it was a mere formality and they did not have to worry about taxation.

Mr. Frizzell advised that the Organization did not feel they should be taxed as they were all volunteers, totally service oriented and a completely non-profit Organization. He advised that the members were in no way financially rewarded for their efforts, and in fact must pay dues for the privilege of belonging to the Club. The Club's Charter permits the members to go out into the Community to raise money of which 85% must be returned to service work and a maximum of 15% retained for operational expenses; however, he advised that the full 15% is not usually retained as the full proceeds of a number of their projects are returned directly to service; the notable of these projects being the fund raising for C.F. and M.S.



Mr. Frizzell indicated that the Organization's major fund-raising project is bingo; however, due to economic conditions, revenues from this source have fallen drastically below budget which has put a strain on meeting commitments for projects which have been undertaken.

A list of the service uses of the Kinsmen Hall had been circulated to Council for perusal; this list showed 18 uses in total. As well, a list of the operational expenses of the Kinsmen Hall had been distributed to Council members which indicated that the operation of the Club is already heavily subsidized. (please refer to these documents for detail).

Mr. Frizzell advised that another service project, annually undertaken by the Club, is the Christmas Miracle, which he suggested is a direct benefit to the County Social Services Budget. He indicated that gifts had been provided from the Sackville Club, to some 325 needy children in 1981.

Mr. Frizzell requested that County Council not discourage the efforts of service, recreational and non-profit organizations, who donate thousands of hours of their time each year for the betterment of their communities and who as well generate thousands of dollars in indirect taxes to provide services which otherwise would not be available in their communities, by the imposition of Municipal Taxation.

In summation, he indicated the Club's awareness of Council's power to provide full grants in lieu of taxation and advised that an alternate solution for future years, which is exemption via a Private Members Bill, will be entered in the House in the near future by Sackville's MLA, Malcolm MacKay.

Prior to the above presentations, Warden MacKenzie had requested exemption from discussion and a vote on any motion regarding the exemption of taxation for these clubs, due to his involvement with the Lion's Club. He indicated that he had the support of the Municipal Solicitor in this request, as he held a senior position with the club.

However, it had been the concensus of Council that he should participate in the discussion and any subsequent motion. This was as a result of clarification that other Council members were involved with the two Organizations as well.

In response to questioning from Councillor McInroy, Mr. Morrison advised that his Lion's Club raised approximately \$30,000 for service projects in 1981; he also advised that all monies raised in his Organization are turned back into the Community, in comparison to the Kinsmen's 85%. Mr. Morrison advised that their Building is operated and maintained by monies earned through rentals of the Hall.

Mr. Frizzell advised Councillor McInroy that the Kinsmen Club to which he belongs raised in the vicinity of \$75,000 for community service projects in 1981; this was raised mainly through their Bingos.

In response to questioning from Councillor Deveaux, Mr. Morrison indicated his opinion that all service clubs should be exempted from taxation, not just his own. However, he indicated that his Club and that of Mr. Frizzell were different from other Service Clubs in that they were located on Municipally-owned lands.

Councillor Deveaux agreed that if one Club was exempt, they should all be; however, he indicated it would not be feasible to exempt all Service Organizations from taxation and no one club should be given preferential treatment in this regard. Councillor Benjamin agreed with this opinion.

Councillor Eisenhauer spoke briefly in support of the request of the Kinsmen's and Lion's Club for exemption from Municipal taxation. Councillor Eisenhauer was concerned regarding what would happen if the taxes were not paid. He feared that the properties would be sold for taxation and the County would lose the benefit of these community-minded Organizations.

Subsequent to further discussion:

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

"THAT the portion of the original motion passed April 6, 1982, relative to taxation of the Kinsmen and Lions Clubs of Sackville be rescinded."

Lengthy debate ensued, in which Deputy Warden MacKay reiterated his comments of April 6, 1982 which related the specifications for the exemption of taxation of recreational facilities. (Please refer to the Council Minutes of April 6th for details in this regard). Councillor Wiseman and Councillor MacDonald spoke briefly, substantiating the comments of the Deputy Warden and urging Council to support the motion.

Deputy Warden MacKay had indicated that these Organizations qualified under the above-mentioned specifications.

During this debate, Councillor Topple indicated his concern that everything was paid for by the taxpayer and expressed his opposition to the motion.

Subsequent to the above, the question was called on the motion.

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

"THAT the portion of the original motion passed April 6, 1982 relative to the taxation of the Kinsmen and Lions Clubs of Sackville be rescinded."  
Motion Carried.

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

"THAT the Lions Club of Sackville, represented today by Mr. Morrison and the Kinsmen Club of Sackville, represented today by Mr. Frizzell be provided with a grant equal to the amount of their taxes."  
(See Motion to Amend).

It was amended by Councillor Deveaux, seconded by Councillor Adams:

"THAT all Lions and Kinsmen Clubs be given a grant in lieu of their taxes."

This amendment was declared out of Order by the Solicitor. The question was then called on the motion,

Moved by Councillor Margeson, seconded by Councillor Eisenhower:

"As written previously."  
Motion Carried.

Warden MacKenzie, on behalf of Council, thanked Mr. Morrison and Mr. Frizell for their presentations. Mr. Frizzell and Mr. Morrison, subsequently retired from the Council Session.

#### SUPPER ADJOURNMENT

It was moved by Councillor Smith:

"THAT Council adjourn one-half hour for Supper."  
Motion Carried.

When the Council Session resumed, Deputy Warden MacKay had assumed the role of Chairman, as the Warden had to absent himself during the supper adjournment in order to attend a previous commitment.

#### MANAGEMENT COMMITTEE REPORT

##### Proposed Lease Agreement - Riverlake Residents Association

Mr. Meech outlined this item, advising that the Management Committee had reviewed a proposal from the Riverlake Resident's Association to enter into a lease agreement with the Municipality for the Fall River West School. The Committee had reviewed the history of the School from its lease to the Riverlake District Kiwanis Club and its sub-lease to the Senior Citizens Friendly Group, to the recent request of the Resident's Association for a grant in the amount of \$1,500 to cover the cost of materials for necessary repairs to the building.

It was the recommendation of the Management Committee, that the Municipality enter into a lease agreement with the Riverlake Residents Association for the Fall River School and further that the District 14 Councillor consider utilizing funds from the district capital grant fund in the amount of \$1,500 in order to carry out the necessary repairs to the building.

Subsequent to brief discussion:

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

"THAT the Municipality enter into a lease agreement with the Riverlake Resident's Association for the Fall River West School



and that the District Councillor consider the utilization of funds from the district capital grant fund in the amount of \$1,500 in order to carry out necessary repairs to the building." Motion carried.

#### Proposed Leasing - Inishowen Recreation Land

Mr. Meech outlined this item, indicating that the Management Committee had been informed that the Caldwell Road Resident's Association wished to lease Inishowen Subdivision Recreation Land in Cole Harbour for recreation purposes. This had been discussed with Mr. John Markesino who was in favour of the proposal.

In accordance with the Management Committee Recommendation:

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

"THAT the Recreation lands of the Inishowen Subdivision, Cole Harbour, be leased to the Caldwell Road Resident's Association for use as a Multi-Purpose Centre."  
Motion Carried.

#### SUPPLEMENTARY ITEMS

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

"THAT the Supplementary Agenda Items be received by Municipal Council."  
Motion Carried.

#### Requests for Capital Grants

Subsequent to discussion at the Policy Committee, the following requests for Grants were deemed to qualify under the allocation for grants policy and were recommended to Council for approval:

- |    |   |            |
|----|---|------------|
| a) | Fultz House Property, Sackville   | \$5,500.   |
| b) | Acadia Field and Recreation Facility  | \$8,400.   |
| c) | Paving of Driveway to Grand Lake Fire Dept.   | \$2,690.88 |
| d) | Fencing for six Walkways in the Cole Harbour Area for Protection of Abutting Properties | \$10,000.  |
| e) | Purchase of One Pumper and Equipment for Fire Fighting Purposes, Sambro Area            | \$7,000.   |

The Supplementary Report, outlining the above, provided detailed information on the requests, which were recommended for payment from the District Capital Grant Funds.

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

"THAT the Requests for Capital Grant Funds from the individual District Funds be approved as recommended in the Policy Committee Supplementary Report to Council, dated May 18, 1982."  
Motion Carried.

Prior to the passing of the above motion, there was discussion in Council relative to clarification of the Allocation of Capital Grants Policy.

Councillor Lichter indicated that his District 13 Fire Department had borrowed approximately \$5,000 from the Municipality towards the purchase of a used fire truck and the District was paying interest on the loan. He questioned whether the District Capital Grant Fund could now be utilized toward the balance of the loan.

It was determined that it would not qualify due to the fact that it did not relate to a current expenditure.

Mr. Meech was requested by Councillor Lichter to look further into this issue.

#### URBAN SERVICES COMMITTEE REPORT

##### Drainage Problems - Sackville

Mr. Meech advised that the Urban Services Committee had discussed drainage problems in the following four areas in Sackville:

1. 91 Rankin Drive;
2. 131 Nordic Crescent;
3. 18 Polara Drive;
4. 324 Riverside Drive;

A Report was attached to the Urban Services Supplement outlining these drainage problems in detail. (Please refer to Report.)

It was the recommendation of the Committee, that measures be undertaken to correct these drainage problems with the financing of these projects through the Environmental Services Fund, a district area rate.

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

"THAT Council authorize that measures be undertaken to correct the above-mentioned, four drainage problem areas, via the Environmental Services Fund, an area rate."

Motion Carried.

##### Report, Re: Transit - Operations Planning Group, MTC

Mr. Meech advised that the Urban Services Committee had met with David Darrow, Metro Authority to discuss the Report on transit prepared by the Operations Planning Group. It was the recommendation of the Committee that Council adopt this Report.

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

"THAT Council adopt the Report prepared by the Operations Planning Group of the Metropolitan Authority respecting Transit."

Motion Carried.

The above motion was carried subsequent to clarification that the Metropolitan Authority Report contained findings and recommendations respecting methodology for cost and revenue allocations.

Councillor Smith indicated some hesitation in voting on the above motion, as she could not recall receiving the above mentioned Report. However, subsequent to clarification of the Report and the discussions at the Urban Services Committee, she agreed to support the adoption of the Report.

#### Area Rates, District 15, Beaverbank - Kinsac Fire Department

Mr. Meech advised Council that at a meeting on May 5, 1982 at the Beaverbank Kinsac Elementary School a resolution was passed changing the area rate for District 15, Beaverbank Kinsac Fire Department from 18 cents per \$100 of assessment, as approved at the May 4th Annual Council Session, to 24 cents.

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

"THAT the portion of the motion to approve area rates, relative to the 18 cent area rate for District 15 Beaverbank Kinsac Fire Department, on May 4, 1982 be rescinded and further that the area rate for the District 15 Beaverbank Kinsac Fire Department be changed from 18 cents to 24 cents per \$100 of assessment."  
Motion Carried.

#### Appointment of Weed Inspector

Mr. Meech indicated that a letter had been received from Mr. Alun Jones, Municipal Weed Inspector, advising that an appointment of Municipal Weed Inspector would have to be approved for the forthcoming year and indicating his willingness to again serve in this capacity.

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

"THAT Mr. Alun Jones be reappointed Municipal Weed Inspector for the forthcoming year."  
Motion Carried.

In response to questioning from Councillor McInroy, Mr. Meech indicated that the Weed Inspector was in charge of controlling noxious weeds along County Highways, etc., and enforcing property owners to control noxious weeds on their own properties where required.

#### Appointment of Warden MacKenzie to Committees and-or Commissions

A memo had been circulated to Council which recommended that Warden MacKenzie be appointed to the following Committees and Commissions:

1. Metropolitan Authority;
2. Metropolitan Area Planning Commission;
3. Halifax-Dartmouth Bridge Commission.



Mr. Meech indicated that this recommendation has come about as a result of the resignation of Elizabeth Lawrence in her capacity as both Warden of the Municipality and Councillor for District No. 3. In accordance with Municipal By-Laws it is not mandatory that he be appointed to these bodies; however, it has been the practice in the past for the Warden to be represented on these three bodies.

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

"THAT Warden MacKenzie be appointed to the Metropolitan Authority, the Metropolitan Area Planning Commission and the Halifax-Dartmouth Bridge Commission."  
Motion Carried.

Deputy Warden MacKay also indicated to Council that, prior to the Warden's absence this evening, he had advised that he was represented on the Library and the Rehab Committees. He had advised the Deputy Warden that, although he may not be able to attend every meeting, his desire would be to continue his membership on these two Boards with Council's concurrence.

It was agreed by Council that there would be no change in the above mentioned, at least until the end of the present term; the Boards would be reviewed in November.

Mr. Meech indicated that by virtue of the Office of Warden, one automatically becomes a member of the Halifax Industrial Commission, the Urban Services Committee and Chairman of the Policy Committee; he advised that these appointments required no endorsement of Council.

#### NEW BUSINESS

##### Report of the Committee to Discuss RCMP Station Location - Councillor Lichter

Councillor Lichter outlined a brief Report which had been circulated to Council with respect to the location of an RCMP Station on the Eastern Rural Section of the Municipality.

He advised that the Committee which had been assembled to discuss this issue had felt that the decision to relocate the Station from Dartmouth into two satellite detachments at Musquodoboit Harbour and Cole Harbour, should not have in any way been influenced by a letter dated December 22, 1980, to the Honourable Harry Howe, Attorney General from Mr. Ken Meech, Chief Administrative Officer.

He further advised the Committee's understanding that the letter was written on behalf of the Urban Advisory Board and since it was not a formal decision of the Halifax County Council, the following recommendation was made: (See Motion)

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

"THAT the Warden write the Honourable Harry Howe, Attorney General, advising that the letter from Mr. Ken Meech, Chief Administrative Officer, dated December 22, 1980 is not an official decision or position of the Council of the Municipality of the County of Halifax, regarding the location of the RCMP Station East of Dartmouth."  
Motion Carried.

Letter From Mrs. Canning - Councillor Lichter

Councillor Lichter indicated his receipt of a Personal & Confidential letter from a Mrs. Canning, which had apparently been delivered, as well, to other Councillors; his concern with this letter was directed to the following excerpt:

"..another neighbour of Mr. Schaeffer's has now been informed by a member of County Staff by telephone, May 11, 1982 that there will not be a Public Hearing on this zoning but rather that the County Councillors will decide at a meeting."

Councillor Lichter indicated that Council has never taken such a position and expressed his doubt that any such information was passed on to the neighbour of Mr. Schaeffer's.

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

"THAT a Letter be sent to Mrs. Canning stating that County Council or any of its Committees have never discussed this application as yet or made no decisions on a Public Hearing or any other arrangement with respect to this situation."  
Motion Carried.

Aerotech Industrial Park Investment Fund - Councillor Margeson

Councillor Margeson spoke briefly in support of the Aerotech Industrial Park proposal, as presented at the May 4th Session of Council by Mr. Lorne Denny, indicating his opinion that it was an extremely beneficial project for Halifax County to enter into.

The Councillor requested that an item be placed on the next Council Agenda relative to an employee investment fund based on salary contributions in an effort to assist the promotion of the Aerotech Industrial Park.

It was agreed that this item would be placed on the next Council Agenda.

ADJOURNMENT

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

"THAT the Regular Council Session be adjourned."  
Motion Carried.

Therefore, there being no further business, the Regular Council Session adjourned at 7:35 P.M.

M I N U T E S   &   R E P O R T S

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PUBLIC HEARING

JUNE 7, 1982

PRESENT WERE: Councillor Deveaux, Chairman  
Councillor Baker  
Councillor Topple  
Councillor Adams  
Councillor Gaetz  
Councillor Smith  
Councillor Lichter  
Councillor Margeson  
Councillor Eisenhauer  
Councillor MacDonald  
Councillor Wiseman

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk  
Mr. Robert Cragg, Municipal Solicitor  
Mr. Brant Wishart, Planner  
Miss Valerie Spencer, Planner  
Mr. Robert Gough, Director of Development  
Mr. Keith Birch, Chief of Planning & Development  
Mr. Paul Hyland, Former Chairman, Svil PPC

SECRETARY: Christine E. Simmons

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The Public Hearing was brought to order at 7:10 P.M.

ROLL CALL

Mr. Kelly called the Roll.

ELECTION OF CHAIRMAN

Due to the absence of both the Warden and the Deputy Warden, it was necessary for Council to elect a Chairman.

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

"THAT Councillor Eugene Deveaux, former Deputy Warden, be elected Chairman of the Public Hearing."  
Motion Carried.

Therefore, Councillor Deveaux assumed the role of Chairman of the Public Hearing.

APPOINTMENT OF SECRETARY

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

"THAT Christine E. Simmons be appointed Recording Secretary."  
Motion Carried.

PUBLIC HEARING

Councillor Deveaux proceeded to outline to those present in the Council Chambers, the procedure for the Public Hearing; advising that subsequent to a Staff Report on the Rezoning Application, those speakers in favour of the application will be requested to give their presentation and then those speakers in opposition. Subsequent to speakers in favour and opposition, the floor will be open to discussion and a motion from Council.

STAFF REPORT

Mr. Brant Wishart came forward to outline to Council the rezoning application. He advised, that as per the provisions of the Planning Act, the Public Hearing had been duly advertised and no correspondence had been received, either in favour or in opposition.

He further advised that the rezoning application # 5-82 for Lots 1 through 17 and Lots SD-1 through SD-11, Phase 7R, Nova Scotia Housing Commission, Sackville was being brought forward to County Council, as a result of a typographical error in a map of the recently adopted Sackville Zoning By-Law. He advised that the zoning on both properties is presently R-5 (Rowhouse Dwelling Zone) a zoning that is not appropriate by reason of existing and proposed land use.

Mr. Wishart further advised that single unit dwellings are now located on 11 of the 17 lots on the south side of Rogers Drive, with applications on file to construct additional units on 3 of the remaining lots, while all lots on the north side of the street have two unit dwellings on them.

Mr. Wishart indicated that it was the intention of the recently completed planning process to place the appropriate zone on these properties and it was, therefore staff's recommendation that County Council rectify the typographical error by rezoning the lots, as follows:

"It is recommended that Lots 1 to 17 inclusive (formerly block MR-1A) and Lots SD-1 through SD-11 inclusive, (formerly a portion of Block MR-2A), phase 7, Sackville Lakes Development, Sackville, be rezoned to R-1 (Residential Single Unit Dwelling) Zone and R-2 (Two Unit Dwelling) Zone respectively."

Questions From Council:

None.

SPEAKERS IN FAVOUR OF REZONING APPLICATION #5-82

Mr. Paul Hyland, 59 Belshire Drive, Lower Sackville:

Mr. Hyland indicated that he had been the former Chairman of the Sackville Public Participation Committee during the recent Sackville Municipal Development Plan process. He advised that he was in favour of the Rezoning Application as it complied with the intent of the Municipal Development Plan.

Questions From Council:

None.

There were no further Speakers in Favour of the Rezoning Application.

SPEAKERS IN OPPOSITION

None.

As there were no Speakers in Opposition to the Rezoning Application, Councillor Deveaux, declared the Public portion of the Hearing closed.

DISCUSSION AND MOTION FROM MUNICIPAL COUNCIL

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

"THAT Lots 1 to 17 inclusive and Lots SD-1 through SD-11 inclusive, Phase 7R, Sackville Lakes Development, Sackville, be rezoned to R-1 and R-2 respectively."  
Motion Carried.

ADJOURNMENT

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

"THAT the Public Hearing adjourn."  
Motion Carried.

Therefore, the Public Hearing adjourned at 7:20 P.M.



PUBLIC HEARING - MDP AMENDMENTS

NORTH PRESTON, LAKE MAJOR, LAKE LOON-CHERRY BROOK, EAST PRESTON

JUNE 23, 1982

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

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk  
Miss Lynn Henry, (Acting) Municipal Solicitor  
Mr. Bob Gough, Director of Development  
Mr. Bill Campbell, Planning Supervisor-Policy Division  
Mrs. Dorothy Cartledge, Planner

SECRETARY: Christine E. Simmons

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Deputy Warden MacKay brought the Public Hearing to order at 7:05 P.M.

The Deputy Warden then explained the procedure of the Public Hearing, advising also that in order to pass the proposed amendments to the MDP a vote would have to be passed by a minimum of 10 members in favour.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT Christine E. Simmons be appointed Recording Secretary."  
Motion Carried.

STAFF REPORT

Mr. Bill Campbell and Mrs. Dorothy Cartledge came forward at this time to outline to Council the Staff Report regarding Application No. PA-LM-1-82-08, a By-Law to amend the Municipal Development Plan for the Communities of North Preston, Lake Major, Lake Loon-Cherry Brook, and East Preston and application No. RA-LM-1-82-08, a By-law to amend the Zoning By-Law for the Communities of North Preston, Lake Major, Lake Loon-Cherry Brook and East Preston.