

Mr. Moody reported that the Victorian Order of Nurses (VON) has been brought under the program by contract at no cost to the municipality or to the individual. This is covered 100% by the province. Mr. Moody stated that as the population continues to age, the financial significance of the province taking this over will increase. He added that the homemaking budget is now cost shared at 75% which was previously 50%. New agencies have been established to make the program available to all Nova Scotians, with training to provincial standards for the homemakers as well as management training.

Mr. Moody stated that nationally, the population over the age of 65 has increased by 10% (12% in N.S.) and is expected to increase to 14% nationally by 2001 and by 2021, 1/5 of the Canadian population will be over 65. The senior population will double in that time period and we must be better equipped to deal with the situation and present alternatives to institutionalization, such as the homemaker program.

Mr. Moody stated that the coordinated homecare program not only offers a quality of life alternative but can be a fiscal alternative as well. The average cost is \$70/day and \$25,000/year and can be cost shared 75% by the province and the cost sharing rate may be higher, and, if managed properly, the costs will be the same or less. He stated that they will be establishing a local Home Care Advisory Board and the County Council will be invited to participate. Mr. Moody stated that because of the good work and ownership of the program, we can feel very positive as to what has and will happen.

Warden Lichter stated that he was delighted to know that the province has recognized the work of the social services department.

Deputy Warden Baker inquired as to the eligibility requirements. It was reported that this is related to income levels although the tests are fairly generous in the consideration of net monthly income, which goes up twice per year. Deputy Warden Baker commended Mr. Moody and the Social Services Department for their work in this area.

Councillor Poirier inquired as to the response to the voluntarism. Mr. Moody stated that the latest inventory of volunteers has documented 1,800 volunteer services related directly to home care. He stated that it has been significant and all is being done to utilize local resources. Councillor Poirier commended Mr. Moody and the Social Services Department on their fine work in this area.

Warden Lichter thanked members for attending.

Adjournment

The Special Council Session adjourned at 5:05 PM.

MINUTES & REPORTS
OF THE
SECOND - YEAR MEETINGS
OF THE
FORTY - THIRD COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

DECEMBER COUNCIL SESSION

DECEMBER 5 & 19, 1989

&

PUBLIC HEARINGS

December 4, 11 & 18, 1989

Acid Rain -----	16-17
By-law Enforcement Officer -----	4
By-law - Municipal Council -----	7-8
By-laws - #2,3, & 4 -----	12-13
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Chief Building Inspector's Report -----	5
Capital Budget -----	25-27
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Development Officer's Report -----	37
Easement - M T & T Lands -----	6
Election Act - Proposed Amendments -----	14-15
Environmental Concerns -----	17-20
Fences and Detention of Stray Livestock Act -----	8
Grants -----	10-11 & 27-28
Halifax County/Bedford School Board - Tipping Fees -----	3
Halifax County Industrial Commission -----	14
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Library Funding -----	6
Loan - Westphal/Cole Harbour Fire Fighters -----	10
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Motion - Approval of Minutes -----	1-2 & 21-22
Motion - Letters and Correspondence -----	2-3 & 22
Motion - Halifax County/Bedford School Board, Tipping Fees -----	3
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Motion - Date for Public Hearings -----	5 & 21-25
Motion - Chief Building Inspector's Report -----	5
Motion - Easement, M T & T Lands -----	6
Motion - Library Funding -----	6
Motion - Wellington Brown School -----	6
Motion - Noise By-law -----	6-7
Motion - Municipal Council By-law -----	7-8
Motion - Fences and Detention of Stray Livestock Act -----	8
Motion - UNSM Resolution -----	8-9
Motion - Property Tax Exemption -----	9-10
Motion - Tax Exemption, Kiwanis Club -----	10
Motion - Loan Request, Westphal/Cole Harbour Fire Fighters -----	10
Motion - Grants -----	10-11 & 27-28
Motion - General Parkland Grant, Black Point -----	11

Motion - Withdrawals from Special Reserve -----	11
Motion - Transit Complaint, Metro Authority -----	11-12
Motion - By-laws 2, 3, & 4 -----	12-13
Motion - Water Utility Operating Budget -----	13
Motion - Traffic Lights - Hillcrest Avenue and Sackville Drive -----	13
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Motion - Election Act Amendments -----	14-15
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Motion - Peggy's Cove Parkway -----	22-23
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Motion - Dog License Fee -----	27
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Motion - Minor Variance Appeals -----	28-32
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Motion - Halifax County Rehab Centre -----	33-34
Motion - Land Titles Clarification Area -----	34
Motion - Sidewalk Construction -----	34
Motion - Sackville Mainstreet Program -----	34-35
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Trust Agreement -----	36
UNSM Resolution -----	8-9
Wellington Brown School -----	6
Water Utility Operating Budget -----	13

PUBLIC HEARINGS

MONDAY, DECEMBER 4, 1989

PRESENT WERE: Warden Lichter
Councillor Meade
Councillor Poirier
Councillor Fralick
Deputy Warden Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor Snow
Councillor Eisenhauer
Councillor MacDonald
Councillor Boutilier
Councillor Richards
Councillor Cooper

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk
Mr. R. G. Cragg, Municipal Solicitor
Mr. P. Morgan, Planning and Development
Mr. R. Spanik, Planning and Development
Mr. J. Donovan, Planning and Development

SECRETARY: Twila Smith

Warden Lichter called the public hearings to order at 7:00 with the Lord's Prayer. Mr. Kelly called the roll. Warden Lichter explained the procedures for the public hearings.

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

"THAT Twila Smith be appointed Recording Secretary."
MOTION CARRIED

Application No. RA-PD5-23-89-05 David Nicholl

Mr. Morgan presented the staff report. In 1988, the Nova Scotia Department of Lands and Forests subdivided and conveyed this lot to Charles G. Wheeler in exchange for another property. This latter property, a 3.4 acre parcel of land, is located immediately to the north and on the east side of the road. Mr. Nicholl subsequently purchased the property from Mr. Wheeler in March, 1989, for the intended purpose of building a single family residence. However, a development permit could not be issued because, under the land use by-law, this property is zoned P-4 (Conservation).

The plan recognized that there are limited situations in which land transfers may be carried out to improve crown holdings. To accommodate such an exchange, Council may consider amending the land use by-law by applying a residential zone over the crown property. It is stipulated that the zone must be the same as that applied to the nearest residentially zoned property, in this case, R-2.

Speakers in Favour

Mr. David Nicholl, the owner of the land, stated that when he purchased the property he was not aware of the zoning. He stated that he learned of this only when he went to get his building permit. He stated that his lot is 8/10 of an acre and is surrounded by 670 acres of conservation lands. He stated that when he bought the property, he signed an agreement with Charles Wheeler that stated the lot was an R-2 zoned lot. He stated that his lawyer did not find this zoning either.

Questions from Council

Deputy Warden Baker asked if he purchased the land from the crown. Mr. Nicholl stated that he bought the land from Mr. Charles Wheeler.

Speakers in Opposition

None.

It was moved by Councillor Ball, seconded by Councillor Bates :

"THAT the 0.81 acre parcel of land, located on the west side of the Old Sambro Road in the vicinity of Sheehan Lake, be rezoned from P-4 to R-2."
MOTION CARRIED

It was moved by Councillor Ball, seconded by Councillor Bates:

"THAT a 3.4 acre parcel of land acquired by the provincial government in exchange for the Nicholl Property, be rezoned from R-2 to P-4."
MOTION CARRIED

Application No. RA-F&S-22-89-14/17

Mr. Spanik reviewed the staff report. He stated that this would provide a C-2 zoning in a General Commercial designation. He stated that Mr. Shields' request is that this land be rezoned from C-2 to C-4. A sign making business is currently located on the property. The C-4 zone would permit larger, more regionally oriented commercial uses than does the C-2.

The second property on the Fall River Road requires a C-2 Zone. A mapping error in the vicinity of these properties resulted in their being zoned R-1b, although the intention throughout the process was to reflect commercial use. Only the portion of the property encompassing the greenhouse operation is recommended for rezoning.

Questions from Council

Councillor Horne stated that he talked to Bill Butler concerning this matter and he had indicated that the entire piece of property was requested to be rezoned.

Speakers in Favour

None.

Speakers in Opposition

None.

It was moved by Councillor Snow, seconded by Councillor Horne:

"THAT Amendment A to the land use by-law for planning districts 14 and 17 be approved."
MOTION CARRIED

It was moved by Councillor Horne, seconded by Councillor Snow:

"THAT Amendment B to the land use by-law for planning districts 14 and 17 be approved."
MOTION CARRIED.

Application No. PA-1&3-22-89

Mr. Donovan reviewed the staff report. In July of 1989, PAC directed staff to prepare the necessary amendments to the Municipal Planning Strategy for Palling Districts 1 and 3 in order to accommodate a request made by Keith and Susan McLearn. Mr. and Mrs. McLearn wish to locate a mobile home dwelling on a lot which they own in Seabright. Land use along this road consists primarily of a mixture of new and older single-unit dwellings.

The property is zoned R-A. The intent of the designation is to protect the residential environment. This zone permits single-unit dwellings, auxiliary dwelling units, open space uses, day care facilities and home businesses by right. Two-unit dwellings and local commercial uses may be considered by rezoning. There are no provisions to accommodate mobile homes on individual lots, either by right or by rezoning, within the Residential Designation.

The preferred option is to adjust the mixed use "b" designation to include the McLearn Property. Rezone the redesignated area from R-A to MU-2. Mr. Donovan stated that the main drawback to this approach is that, in addition to mobile dwellings, the MU-2 Zone also permits a wide range of more intensive commercial, industrial and resource related uses which may not be desirable in the area.

Councillor Boutilier asked if there was a possibility of an access road from Highway 333. Mr. Donovan stated that there was little likelihood. Councillor Boutilier asked about a brook on the property. Mr. Donovan was not able to identify the location of the brook.

Councillor Horned asked if there were other zoning options. Mr. Donovan stated that MRR-1 was considered earlier in the planning process, but a petition in October 1986 requested residential zoning.

Councillor Fralick asked when the property was purchased. Mr. Donovan stated that LRIS mapping shows a purchase by Patricia McLearn in 1985. Councillor Fralick also asked about the other properties that would be affected, and if the owners have shown support or not. Mr. Donovan stated that there has been no contact.

Speakers in Favour

Mr. Keith McLearn, owner of the property, stated that the brook is the dividing line between his property and David Crook's. He advised that he polled the area and out of 20 there was 1 no and 1 abstention to the allowing of a mobile home to occupy the lot temporarily.

Councillor Boutilier asked if the Department of Health had any problem with the onsite disposal system. Mr. McLearn advised that there is ample space and a natural drop-off away from the brook.

Councillor Deveaux asked about the petition circulated. Mr. McLearn stated this was done in Late May or June of this year and 18 of 20 were supportive.

Councillor Fralick asked if he was aware of the planning process that was being held for the district. Mr. McLearn stated that the lot was purchased in 1985 by him and his ex-wife and they were never approached by PPC with regard to the planning intents.

Councillor Sutherland asked the size of the lot. Mr. McLearn reported it was a little more than one acre.

Speakers in Opposition

Kent Dooley, Lane off Beech Hill Road, stated that this application is contrary to current zoning. He stated that a great amount of time was involved in putting together the plans and all members of the community had the opportunity for input. Mr. Dooley stated that the residential community is growing and more houses are being added to the area. He stated he was not contacted by Mr. McLearn with his petition. He also stated that the meeting held to consider Mr. McLearn's situation was not well attended as many in the community did not know that it was going on. He suggested posting a sign on the lot with the indications of rezoning, in addition to the newspaper ad.

Warden Lichter asked how far he lived from the property. Mr. Dooley stated

approximately 800 feet.

Councillor Bates asked how many households the petition signed by 20 people represented. Mr. Donovan stated that it represented 15 households with one abstention and one negative.

Councillor Horne asked if he was opposed to a trailer on the lot or the change in zoning. Mr. Dooley stated he was against both.

James Steeves, a resident of Beech Hill Road stated that it was upsetting to go through the planning process and then have someone try to change it. He stated that residents do not wish to be non-humanitarian, but it comes down to a question of what is temporary. He stated that 5 years is not temporary.

Warden Lichter stated that some mobile homes are better looking than a lot of houses, they just come with wheels.

Councillor Horne asked how long he lived in the area. Mr. Steeves stated that he has lived there since 1982.

Councillor Fralick stated that the owner has had this lot since 1985 and by accident PPC did not contact the McLearns. He asked if he was concerned with the length of time considered temporary or the changes to the zoning. Mr. Steeves stated that if he could have a guarantee that if the lot was sold, the trailer would be removed, then he would not have a problem with a mobile home.

Gordon Jenkins, Beech Hill Road, stated that he was involved in the rezoning. He stated that substantial renovations have been done to a number of homes in the area. He stated that he was against any changes to the RA zoning. He stated that he is happy with the comfort provided by the zoning and this would be too big a step after 3 years of planning.

Councillor Cooper asked if he was involved in the original planning. Mr. Jenkins stated that he was. Councillor Cooper stated that there were also a number of MU-2 zones in the immediate area and the distribution between MU-2 and RA was almost equal. He asked why this zoning would be permitted if they were so concerned with the residential security. Mr. Jenkins stated that it was to accommodate existing dwellings and establishments.

Erin Caplin, Beech Hill Road, stated that the biggest concern is that this rezoning application was going through without anyone in the area knowing about it. She stated that it was alarming that there were not more notices. Ms. Caplin stated that most homes in the area are 150,000 square feet or better. She stated she did not want to pick on a young couple, but could not allow the zoning change to go through as the original plan took 3 years to complete.

Jamie Webber, Beech Hill Road, stated that she did not want to see a trailer on the lot in order to protect the property values of the homes in the area, and the fear that more trailers would be allowed. She stated that she signed the petition of Mr. McLearns with the statement that this trailer would be temporary.

Warden Lichter asked if the time frame was specified on the petition. She stated that it was not.

Ernie Hubley, stated that he had been living in the area for 18 years and had to oppose. He stated that he has done major renovations to his home across the street from the McLearn property. He added that when people were signing the petition, many were not aware of the implied zoning changes.

Mr. Kelly read four letters in opposition to the zoning changes. One from Kim Martin, Beech Hill Road; Robert and Shannon MacGillvary, Seabright; and Mrs. Wendy Dooley, Beech Hill Road, and Sharon C. Burke, Beech Hill Road.

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

"THAT the recommendation of staff, to reject the application, be approved by Council."

MOTION CARRIED 11 FOR
10 AGAINST

Councillor Cooper asked for a 10 minute recess in order to assess the situation.

Upon return, Warden Lichter clarified that a majority vote of the whole of Council was not required to approve the application against staff's recommendation, and that a simple majority was required to approve the staff recommendation of rejecting the application.

Development Agreement DA-FEN-02-88-18 Paulsen Developments Limited

Mr. Paul Morgan reviewed the staff report extensively. The site is 39 acres located in Lucasville, to the north and west of the Lucasville Road, near the Highway No. 101 overpass and is partially bounded by Webber Lake to the north. The proposed site layout includes a sports field and children's play area as well as a large reserve around Webber Lake that would be maintained in a natural state. The mobile homes are to be serviced with private sewer and water treatment facilities.

Mr. Morgan stated that accessibility to metro and a rural atmosphere have been significant factors in attracting new residents. Three mobile home parks (Woodbine, Timber Trails, and Springfield Estates) are located within the Mixed Use Designations and comprise approximately 25% of the plan area's housing stock. In order to address concerns relating to integration with surrounding development, provision of services and protection of the environment, the plan stipulates that any new parks or expansions to existing parks require a development agreement.

The site meets the plan's intent to allow for a new mobile home parks development where it will not be obtrusive to surrounding uses. A large number of the surrounding properties are vacant and heavily forested. Residential dwellings, located on the abutting lots, have been built near their frontage

on the Lucasville Road, leaving large rear yards with heavy forest cover to serve as an effective screen. To protect any future development on adjacent lands, the agreement requires that a minimum 10 foot wide reserve be maintained from the property lines.

Mr. Morgan stated that development standards require that final survey plans of the park layout and engineering plans of water, sanitary and storm sewer systems must be submitted by accredited professionals and approved by the appropriate regulatory authorities before a permit is issued. Issuance of an operating permit is then conditional upon receiving supporting documentation that the park layout and services have been installed in accordance with the design specifications. Renewal of the operating permit is required on an annual basis, thereby facilitating regular inspection of services.

Erosion and sedimentation control plans are to be prepared by a professional engineer in accordance with the guidelines contained in Dept. of Environment documents. The plans must be approved by the Dept. of Environment and the Department of Engineering and Works before a construction permit is issued. Also, an environmental impact assessment and report outlining a monitoring program for the sewage treatment plant are to be prepared by an independent consultant who is qualified in this field. The report will recommend appropriate design specifications for the treatment plant based on studies which identify existing and potential downstream uses and make a determination of water quality needed to sustain these uses. A;; recommendations must be approved by the Dept. of Environment and Health and Fitness, prior to their undertaking.

The park owner is required to employ an operator for the water and sewage treatment systems who has undertaken a basic training program offered by the Departments of the Environment and Health and Fitness. Sewer and water services are to be constructed under the supervision of a professional engineer hired by the developer, and a closed-circuit television report of the sanitary sewerage system must be provided as a condition of receiving an operating permit.

Mr. Morgan stated that the Halifax County-Bedford District School Board has expressed its concern that rapid development of the 192 mobile home spaces and 304 proposed for the expansion of the Springfield Estates Park, can only serve to worsen the overcrowding situations at the elementary and junior high schools serving the area. They have stated that the problem would be alleviated to some extent if the projects are phased in over a four to five year period. The agreements would restrict each park to developing a maximum of 50 new mobile homes each year. The agreement would also require paving of the collector road within 18 months of the issuance of a development permit for the first phase of mobile homes. All other streets must be paved within a three year time frame. The playing field and children's play area are to be completed before a development permit for the final phase is issued.

Questions from Council

Deputy Warden Baker inquired about the Sackville River Treatment and monitoring, he questioned the ability for this to be approved as a result of the 'new policy' of not allowing any outfall into a fresh water body. Mr. Morgan reported that the Department has not been able to get any clarification on this policy.

Councillor Richards expressed interest in the fact that the School Board has dictated the rate of development for the parks.

Councillor Bates questioned Council's ability to overrule the province in regard to the 'new policy' with regard to tertiary treatment going into a fresh water body. Warden Lichter stated that he has asked for written clarification on this policy and has received nothing, neither from the ministers nor the Departments.

Councillor Merrigan asked if the park owner agreed to the development of only 50 lots per year. Mr. Morgan stated that he has.

Councillor Boutilier asked about the possibility of the developer getting a joint certificate, and inquired as to whether or not Mr. Parsons had received correspondence written or verbally on this subject. Mr. Morgan stated that not to his knowledge had any correspondence been received to indicate he would not be eligible.

Councillor Sutherland asked what other regulatory authorities were involved in putting this draft together. Mr. Morgan stated that it was the Department of Health and Fitness, Department of Environment, Department of Transportation, and that it has been a constant consultation with each.

Councillor Horne asked about the environmental concerns, and if any inquiries had been received. Mr. Morgan stated that there had been none. Mr. Morgan also stated that if requirements are not met, the permits necessary for the next phase of development would not be issued, and this is reviewed annually.

Councillor Poirier stated that it was unusual to find a park this close to a lake, as there was a similar situation in Timberlea. Mr. Morgan stated that this was not an overly large park to begin with.

Councillor MacDonald expressed concern for water quality as a result of the problems that have resulted in other parks. Mr. Morgan stated that tests done by the Department of Health have indicated that water quality is quite good. He also stated that there will be constant monitoring of the treatment facilities and standards will have to be met before final permits are issued.

Councillor Horne asked about the intake of water and the release of affluent. Mr. Morgan stated that the intake was well upstream.

Speakers in Favour

Paul Paulsen, Developer, stated that the controversy in the area with concern to mobile home parks is justly so. He stated that he will do his best and will agree with the stipulations of the development agreement so that the park will function properly.

Mr. Parsons stated that he has had no indication that he would not receive a joint certificate for this project.

Councillor Boutilier stated that the properties of Mr. Parsons are superior and stated he was not opposed.

Councillor Merrigan asked about the limit of 50 units per year. Mr. Parsons stated that he could live with that arrangement, as he is looking at long term. Councillor Merrigan stated that he had no difficulty with this as Mr. Parsons is an excellent developer and other properties owned by Mr. Parsons are second to none.

Councillor Bates asked about financing of the project, and asked that if at the end of the first year, no more than the original 50 lots would be approved, if he had sufficient backing to support the infrastructure. Mr. Parsons indicated that this was so.

Mr. Mandaville stated that he was in favour of the development. He stated that he spoke to the Chief Engineer of Public Health and stated that the newspaper article that stated no outfall into a freshwater body was very misleading, and that standards for lakes would be set. Mr. Mandaville stated that the flushing time of Webber Lake was 2 weeks, the fastest he has seen in the area, compared to 78 weeks at First Lake.

Speakers in Opposition

None.

It was moved by Councillor Merrigan, seconded by Councillor Morgan:

"THAT the development agreement between the Municipality and Paulsen Developments be approved with the amendment to allow for 100 lots in the first year."

Councillor Sutherland stated that he had difficulty with the allowing of 100 lots for the first year as the agreement has been extensively researched with the recommendation of 50.

Councillor Cooper stated that the whole process has been done in consultation with various departments and the school board and an acceptable rate of 50 has been agreed upon. He stated that he would like to see this cooperation and discussions with all aspects continue and keeping to the 50 lot limit may encourage it.

Councillor MacDonald stated that he was concerned with the density and impact on the community. He also stated that staying with the 50 lot limit may serve

as a protection to the developer as the demand for mobile homes seems to be on the decrease.

Councillor Deveaux stated that he would be reluctant to approve the 100 lot recommendation.

Councillor Horne stated that he too was reluctant to approve the 100 lot recommendation, but would be prepared to approve the agreement with the 50 lot limit.

MOTION WITHDRAWN

It was moved by Councillor Merrigan, seconded by Councillor Morgan:

"THAT the development agreement between the Municipality and Paulsen Developments Limited be approved."

MOTION CARRIED UNANIMOUSLY

Adjournment

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

"THAT these public hearings adjourn."

MOTION CARRIED

Hearings adjourned at 10:00 p.m.

COUNCIL SESSION

TUESDAY, DECEMBER 5, 1989

PRESENT WERE: Warden Lichter
Councillor Meade
Councillor Poirier
Councillor Fralick
Deputy Warden Baker
Councillor Ball
Councillor Bates
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor Snow
Councillor Eisenhower
Councillor MacDonald
Councillor Boutilier
Councillor Harvey
Councillor Sutherland
Councillor Richards
Councillor Cooper

ALSO PRESENT: Mr. K. R. Meech, Chief Administrative Officer
Mr. G. J. Kelly, Municipal Clerk
Mr. R. G. Cragg, Municipal Solicitor

SECRETARY: Twila Smith

Warden Lichter called the meeting to order at 6:00 pm with the Lord's Prayer. Mr. Kelly proceeded to swear in Councillor-Elect Robert Harvey as Councillor of District 21. Warden Lichter congratulated Councillor Harvey and Mr. Kelly then called the roll.

It was moved by Councillor Ball, seconded by Councillor Boutilier:

"THAT Twila Smith be appointed Recording Secretary."
MOTION CARRIED

APPROVAL OF MINUTES

It was moved by Councillor Richards, seconded by Councillor Cooper:

"THAT the minutes of the Joint Council Session of October 25, 1989, be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the Public Hearing of November 6, 1989, be approved as circulated."

MOTION CARRIED

It was moved by Councillor Ball, seconded by Councillor Fralick:

"THAT the minutes of the Council Session of November 7, 1989, be approved as circulated."

MOTION CARRIED

LETTERS AND CORRESPONDENCE

Department of Environment

Mr. Kelly reviewed the letter from the Department of the Environment concerning appointments, Halifax Harbour Cleanup Corporation.

It was moved by Councillor Snow, seconded by Councillor Ball:

"THAT this item of correspondence be received."

MOTION CARRIED

Department of Municipal Affairs

Mr. Kelly reviewed the letter concerning exemption for the County of Halifax from the Rural Fire District Act.

It was moved by Councillor Richards, seconded by Councillor Cooper:

"THAT this item of correspondence be received."

MOTION CARRIED

Department of Transportation and Communications

Mr. Kelly reviewed the letter concerning truck traffic on the Trunk #3 coming from the Industrial Park at Lakeside and Bayers Lake.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Department of Transportation and Communications

Mr. Kelly reviewed the letter concerning paving of Chesapeake Road, Saluki Drive and Setter Lane in Beaverbank.

It was moved by Councillor Richards, seconded by Councillor Merrigan:

"THAT this item of correspondence be received."
MOTION CARRIED

Department of Transportation and Communications

Mr. Kelly reviewed the letter requesting paving of George Street in Sackville.

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

"THAT this item of correspondence be received."
MOTION CARRIED

Department of Transportation and Communications

Mr. Kelly reviewed the letter concerning plans for the Sackville Expressway.

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

"THAT this item of correspondence be received."

Warden Lichter stated that as soon as a map is prepared we will be receiving a copy.

MOTION CARRIED

Halifax County-Bedford District School Board

Mr. Kelly reviewed the letter concerning Metro Authority Solid Waste Tipping Fees.

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

"THAT this item of correspondence be received and referred to Executive Committee."

Councillor Reid stated that this item should be referred to the Executive Committee for discussion. Warden Lichter stated that the request is that the school board be reimbursed tipping fees, and this request was rejected by Metro Authority.

Councillor MacDonald stated that the difficulty is exempting one commercial holder and not another.

MOTION CARRIED

Atlantic Winter Fair Grounds

Mr. Kelly reviewed the letter concerning traffic problems at the property owned by the Atlantic Winter Fair.

It was moved by Deputy Warden Baker, seconded by Councillor Meade:

"THAT this item of correspondence be received."

Deputy Warden Baker stated that there has been no response as of yet from the Department of Transportation. Deputy Warden Baker stated that the traffic problem is the responsibility of the Fair Grounds.

MOTION CARRIED

SUPPLEMENTARY CORRESPONDENCE

Department of Municipal Affairs

Mr. Kelly reviewed the letter concerning the Extension of the Zoning By-law to December 1, 1990.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Lesley Choyce, East Lawrencetown

Mr. Kelly reviewed the letter urging implementation of the current development plan for the community of Lawrencetown.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Mountain Security Ltd.

Mr. Kelly reviewed the letter concerning the appointment of Shawna Lynn Hall as By-Law Enforcement Officer.

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

"THAT this item of correspondence be received and that the Nova Scotia Police Commission be requested to appoint Shawna Lynn Hall as a By-Law Enforcement Officer for Animal Control."

MOTION CARRIED

It was moved by Councillor Bates, seconded by Councillor Horne:

"THAT appointments for By-Law Enforcement Officers Karen Lebert and Heather Jollimore be deleted."

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Application No. DA-FEN-01-88-19 - Expansion of Springfield Estate Mobile Home Park

Mr. Kelly reviewed the report.

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

"THAT January 8, 1990, 7:00 pm be the date set for a public hearing on this issue."

MOTION CARRIED

Application No. RA-8&9-13-89-08 - Rezoning Request by Patricia Keeping

Mr. Kelly reviewed the report.

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

"THAT January 8, 1990, 7:00 pm be the date set for a public hearing on this issue."

MOTION CARRIED

Lesser Setback - Michael Carroll, Prospect Bay

Mr. Kelly reviewed the report.

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

"THAT Council approve the 0' lesser setback subject to the applicant receiving a permit from the Department of Transportation and Communications."

MOTION CARRIED

BUILDING INSPECTOR'S REPORT

Lesser Setback - Linda MacLean

Mr. Kelly reviewed the report.

It was moved by Councillor Bayers, seconded by Councillor Randall:

"THAT the lesser setback of 2.4', Lot A3, S. M. Rowlings Subdivision, Musquodoboit Harbour, be approved."

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

MT&T Easement

Mr. Kelly reviewed the report.

Councillor Eisenhower declared a conflict of interest.

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

"THAT the request for Easement by MT&T in North Preston for the installation of a DMSIU cabinet to upgrade the telephone system in the area be approved."

MOTION CARRIED

1990 Library Funding

Mr. Kelly reviewed the report.

It was moved by Councillor Reid, seconded by Councillor Horne:

"THAT Council support the Halifax County Library Board in Option 3 of the report in its request for the Region to start to move toward the two cities."

MOTION CARRIED

Former Wellington Brown School

Mr. Kelly reviewed the report.

It was moved by Councillor Horne, seconded by Councillor Snow:

"THAT the Wellington Brown School be leased for a ten year term for \$1.00, with an option to renew for an additional ten year term."

Councillor Horne stated that the school has been used as a storage area and it will be opened for use for others as well.

Councillor Snow stated that a stipulation of the lease agreement could be that other groups have accessibility to the facility.

MOTION CARRIED

Noise By-Law

Mr. Kelly reviewed the report.

Warden Lichter stated that the Executive Committee has recommended that a voluntary public hearing be held on the matter as correspondence has been received requesting an opportunity to speak on the matter if this issue is taken to a public hearing.

It was moved by Councillor Richards, seconded by Councillor Boutilier:

"THAT January 15, 1990, 7:00 pm be the date set for a voluntary public hearing on this issue."

Councillor Boutilier expressed concern over the definition of a noise, as what one person considers noise, another may not. He asked if a decibel level has been set or parameters set as to what constitutes a noise. He also raised the concern of enforcement.

Warden Lichter stated that there was extensive discussion of this issue at the Executive Committee and changes have been made.

Mr. Cragg stated that a public hearing would be helpful to ascertain the views of the public without making further amendments.

Councillor Boutilier stated that Council should have the basic definitions so as to give input, because if this by-law is implemented 'as is' there will be a problem with enforcement.

Warden Lichter stated that no one has been able to suggest more suitable wording.

Councillor Eisenhauer stated that a 5 minute time limit has been placed on dogs barking and fire and burglar alarms are exempt. He stated that he is satisfied with the amendments.

Councillor Bates stated that the solicitor gives the impression that he is satisfied that people could be prosecuted under the by-law and ability to determine that a noise was made.

Mr. Cragg stated that he is happy with the way in which the by-law is drawn up at present and would be willing to hear from the public.

Councillor Morgan stated that under this by-law persons that have had some complaints in his district could be prosecuted. He gave the example of a swimming pool motor running, someone starting a car at 5 AM and someone's heat pump for heating their house.

Mr. Cragg stated that there is new legislation in the Motor Vehicle Act concerning automobiles and the noise from such and this could not be incorporated into the municipal by-law. He also stated that a decibel level was deliberately avoided in the by-law, as there would be difficulty in enforcing it.

Councillor Richards stated that this should be debated at the public hearing.

MOTION CARRIED

Municipal By-Law Amendment

Mr. Kelly reviewed the report.

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

"THAT the amendments to the Municipal Council By-Law be approved."

Councillor Cooper stated that the business of the municipality should not be cancelled for any reason and this should not be in place.

Warden Lichter advised that there have been rare occasions on which Council has wanted to cancel a session, but has been unable to do so. He stated that these would be rare, but Council would be able to do so.

Councillor Boutilier stated that one such occasion was when the Council was invited to attend the opening ceremonies of the Nova Scotia Tattoo.

Councillor Bates stated that he was in favour of the amendments as this would be strictly for convenience and functioning purposes. He stated that any session cancelled could be held the next night.

Councillor MacDonald inquired as to the number of meetings required by the by-law. Mr. Cragg stated that the Municipal Act indicates 24 annually. Councillor MacDonald stated that this by-law would give council some flexibility if the need arose.

Councillor Eisenhauer agreed that this would give council more flexibility.

Councillor Bayers stated that another occasion that council could have used this was when Councillor MacKay passed away. He stated that Council had to be called to order and adjourned.

MOTION CARRIED

Fences and Detention of Stray Livestock Act

Mr. Kelly reviewed the report.

It was moved by Councillor Reid, seconded by Deputy Warden Baker:

"THAT Council adopt the new legislation entitled the Fences and Detention of Stray Livestock Act, 1975 by writing to the Minister of Agriculture and Marketing that the Municipality of the County of Halifax be designated for the purposes of this act."

MOTION CARRIED

UNSM Resolution

Mr. Kelly reviewed the report.

It was moved by Councillor Richards, seconded by Councillor Fralick:

"THAT this resolution not be approved by Council."

Councillor Richards stated that this has value if one looks in terms of putting things up-front and no one would be perceived as withholding information, however, the oath of office that each councillor takes when he is sworn in

covers the aspect that he would not be swayed by one's contribution. He stated that this issue was raised by a problem in Dartmouth City Council. He stated that many times donations come from friends and family for a municipal candidate. He added that corporate tax deductions are not available for contributions made at the municipal level. He stated that there is no tax deductions for individual contributions either. He stated that a strict record of this is not needed at this point in time at this level. He stated that the onus is on the elected official to indicate his position that he/she has not received funds to sway his/her vote.

Councillor Morgan stated that if the rule of recording all contributions and sources over \$100 is applied then the tax deduction benefits should be applied as well. He stated that he would vote in favour of the motion, against the resolution.

Councillor Bates stated this resolution would make Council wide open and shows that we have nothing to hide. He stated that most candidates look after their own campaigns anyway. He stated that if council did not support the resolution, then it appears that we have something to hide. He stated that if the public wants information, it should be provided.

Councillor Ball stated that he was in favour of the resolution. He stated that the public have a right to know and there should not be any difficulty in that.

Councillor Merrigan stated that he had no problem in supporting the resolution. He stated that perceptions can have a great impact on a politician.

Councillor Cooper stated that disclosure of this information has no place at the municipal level. He stated that he was in favour of the motion

Warden Lichter stated that this was argued at the Executive Committee. He stated that he had no difficulty in supporting the resolution.

Councillor Eisenhower stated that he did not have a problem with the resolution.

Councillor MacDonald stated that all donations and sources should have to be disclosed.

MOTION DEFEATED 8 FOR
14 AGAINST

It was moved by Councillor Reid, seconded by Councillor Merrigan:

"THAT this resolution be endorsed by Council."
MOTION CARRIED

1990 Property Tax Exemption

Mr. Kelly reviewed the report.

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

"THAT the maximum income of family members residing in the same household be increased to \$11,000 and the maximum exemption be increased to \$300."

Councillor Morgan asked why the income level is not increased. He stated that it is just as costly to live in the County as it is in the City. Warden Lichter stated that sympathetically he supports Councillor Morgan's concerns. He stated that the County cannot afford a 20% increase in any aspect of the budget.

MOTION CARRIED

Request for Tax Exemption

Mr. Kelly reviewed the staff report.

It was moved by Councillor Bates, seconded by Councillor Richards:

"THAT the 6+ acre lot purchased by the Kiwanis Club, located in the districts of Cole Harbour and Eastern Passage, be included in the Tax Exemption By-Law."

MOTION CARRIED

Loan Request

Mr. Kelly reviewed the request.

It was moved by Councillor Bates, seconded by Councillor Richards:

"THAT Council approve the loan request by the Westphal, Cole Harbour Fire Fighters Association for \$10,000 for the purchase of a fire vehicle. The loan principal, with interest, to be repaid over a ten year period, with Council reserving the right to levy an area rate in default of principal and/or interest repayment."

MOTION CARRIED

Requests for Grants

Mr. Kelly reviewed the requests.

It was moved by Councillor Bates, seconded by Councillor Bayers:

"THAT the following grants be approved by Council:

- a) District Capital Grant, District 5, \$1,146.25 for sign for Herring Cove Senior Citizens Manor;
- b) District Capital Grant, District 5, \$1,600 for purchase of communication equipment for Harrietsfield Fire Department;

- c) District Capital Grant, District 9, \$187.00 for fill for the ball field at the Lawrencetown Community Centre;
- d) District Capital Grant, District 9, \$150 for the purchase of tables and chairs for the Seaforth Community Centre;
- e) District Parkland Grant, District 11, \$200, for the purchase of a swing set for Sheet Harbour Lions Club Centre.

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

Request for Grant

Mr. Kelly reviewed the request.

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

"THAT Council approve a General Parkland Grant, in the amount of \$15,000 to correct drainage problems at the ball field (County-owned property), Black Point."

MOTION CARRIED

Withdrawals from Special Reserve

Mr. Kelly reviewed the Report.

It was moved by Deputy Warden Baker, seconded by Councillor Sutherland:

"THAT Council approve the following withdrawal from special reserve: SR 89-11 Sewer Projects \$588,000."

MOTION CARRIED

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

"THAT Council approve the following withdrawal from special reserve: SR 89-12 Water Projects \$119,000."

MOTION CARRIED

Formal Complaint Metro Authority

Warden Lichter gave the chair to Deputy Warden Baker so that he could debate the issue.

It was moved by Councillor Merrigan seconded by Councillor Richards:

"THAT Council approve the issuance of a formal complaint to Metropolitan Authority under Section 56 (1) of the Metropolitan Authority Act."

Warden Lichter stated that he could not support this as he attended the meetings with Metro Authority and voted against the policies of Paratransit

proposed at that time.

Councillor Merrigan stated that the paratransit has not been set up by Metro Authority. He stated that proper service should be set up and adopted. He stated that the Transit Committee met with Municipal Affairs about funding and all indications are that support should come through Metro Authority, but Metro Authority is not involved, and therefore we are cut off from funding. He stated that if we lodge a complaint and if we are not happy with the rulings, we can appeal to the Public Utilities Board. If the PUB deems that Metro Authority is unjust, they can rule for Metro Authority to set up paratransit. He stated that we have to start somewhere.

Councillor MacDonald stated that he too was present at the meeting with Metro Authority and voted against paratransit because it was too expensive.

Councillor Eisenhauer stated that he was surprised to see that the complaint is with paratransit and not the existing transit system.

Councillor Bates stated that the complaint is in accordance with the procedures laid down by the Authority. He stated that we must go this route in order to access funding through the PUB. He stated that this is the mechanism that is being used.

Councillor Boutilier asked how this fits in with the Warden's asking the procedures for backing out of Metro Authority. Warden Lichter stated that he asked for documentation on the steps necessary to withdraw. He stated that some councillors are dissatisfied.

Councillor Sutherland asked for a definition of paratransit. Councillor Merrigan stated that it was any type of transit service which could include van pools.

Councillor Eisenhauer asked for a legal opinion. Mr. Cragg stated that according to the act the PUB would have the ability and authority to overrule the decisions of Metro Authority.

After much discussion on the issue,

MOTION CARRIED

Amendments to By-laws 2, 3, and 4 - Stipends

Mr. Kelly reviewed the report.

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

"THAT the amendments to By-Law No. 2 be approved."

MOTION CARRIED

It was moved by Deputy Warden Baker, seconded by Councillor Meade:

"THAT the amendments to By-Law No. 3 be approved."
MOTION CARRIED

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

"THAT the amendments to By-Law No. 4 be approved."
MOTION CARRIED

Mr. Kelly stated that since the Industrial Commission is approved as a policy and not a by-law an additional motion would be included to allow for the 5% increase to the \$1,500 stipend for Commission members and the \$500 stipend for commission chairman.

It was moved by Councillor Bates, seconded by Councillor Horne:

"THAT Council approve the stipend increases for Industrial Commission Members."
MOTION CARRIED

Urban Services Committee Report - 1990 Water Utility Operating Budget

Mr. Kelly reviewed the report.

It was moved by Councillor Richards, seconded by Councillor Horne:

"THAT the Water Utility Operating Budget for 1990 be approved."
MOTION CARRIED

Memorandum - Sackville Community Committee

Mr. Kelly reviewed the memorandum.

Councillor Morgan stated that the intersection of Hillcrest Ave and Sackville Drive has become more hazardous.

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

"THAT Council request the Department of Transportation to install traffic lights at the intersection of Hillcrest Avenue and Sackville Drive."
MOTION CARRIED

Transit Committee Membership

Councillor Boutilier asked why this item was left off of the agenda. Warden Lichter stated that it was unintentional.

It was moved by Councillor Boutilier, seconded by Councillor Ball:

"THAT Councillor Morgan be nominated to serve on the Transit Committee."

It was moved by Councillor Meade, seconded by Councillor Bayers:

"THAT Councillor Poirier be nominated to serve on the Transit Committee."

Councillor Ball suggested that nominations be deferred until membership under the by-law is investigated.

Warden Lichter stated that this was a voluntary committee and no specific number is included in the by-law.

Council agreed that the transit committee would be asked to look at this matter and withdraw the nominations until the next Council session.

NOMINATIONS WITHDRAWN

There was discussion about the representation on the Transit Committee. Councillor Merrigan stated that as chairman, he had no problem with adding two people to the committee. He stated that there was a lot of work to be done and expanding the committee would mean that the work would be distributed to more people.

It was moved by Councillor Bates, seconded by Councillor Boutilier:

"THAT the Transit Committee be expanded to include the membership of Councillors Morgan and Poirier."

MOTION CARRIED

APPOINTMENT, HALIFAX COUNTY INDUSTRIAL COMMISSION

Mr. Kelly reviewed the memorandum.

It was moved by Councillor Boutilier, seconded by Councillor Morgan:

"THAT Councillor Harvey be appointed as a member of the Industrial Committee to complete the unexpired term to April 1990."

MOTION CARRIED

APPOINTMENT, NON-COUNCIL MEMBER, HERITAGE ADVISORY COMMITTEE

Mr. Kelly reviewed the memorandum.

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

"THAT Frederick R. Allen, Connolly Road, Sackville, be appointed as a member of the Heritage Advisory Committee."

MOTION CARRIED

REQUIREMENTS FOR NON-COUNCIL MEMBERS TO RESIGN FROM COMMITTEES BEFORE RUNNING FOR COUNCIL

Councillor Sutherland stated that a lot of responsible individuals have to resign from Boards and Committees when running for Council as they are assumed

to have a conflict of interest. He stated that this may be an injustice to those members.

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

"THAT Council explore the possibility of relinquishing the requirement for or having the nomination or individual's name held in obedience until election was complete."

Warden Lichter stated that the request would have to go to the province to amend the Elections Act.

MOTION CARRIED

MEMBERSHIP, PLANNING ADVISORY COMMITTEE

Warden Lichter stated that this item was referred to the Planning Advisory Committee.

Councillor Richards asked that the recommendations come from PAC, PRC, and MPC. He stated that we should be reviewing all committee structures in view of some discussions heard this evening and perhaps the committee of Council to appoint council members to committees undertake that task and determine if we are getting the best representation on committee structures equally throughout the municipality, not only on PAC but on all committee where there are both Council and Non-council members.

Councillor Cooper asked for a quick history of this item. He stated that this was raised at the last Council Session and was taken to the Executive Committee on the 4th of December.

Warden Lichter stated that this was discussed at the Executive Committee and it was the decision that this be referred to the Planning Advisory Committee. He stated that the nominating committee came back last session with their recommendations. He stated that if we had concerns about committee make-ups, generally speaking, then they should have been directed prior to their deliberations.

Councillor Bates stated that this item should not have been placed on the Council Agenda at all. Warden Lichter stated that the agenda was prepared well in advance and could not be changed on one day's notice.

Councillor Boutilier asked if PAC was fulfilling the composition according to the Planning Act. Mr. Cragg stated that it was fulfilling the minimum.

UPDATE ON WEST DOVER PRESERVATION AREA

Deputy Warden Baker stated that the treatment to the people who have been affected by the preservation and parkland designations has been unfair. He stated that some correspondence has come through Council on this matter as well. He stated that 23 properties were taken over in the 1960's and two

governments were involved in this, and politicians could resolve this matter. He stated that he has met on a number of occasions and had the assurance of Minister Moody, that the problem of returning the properties would be looked after, and stated that 19 of the 22 would be returned with Council's agreement.

Deputy Warden Baker stated that the residents are concerned and they are not getting in on the planning process until the properties are returned. He advised that these people are paying taxes on these properties, yet they cannot make any renovations to them. He stated that this situation requires investigation. He stated that their homelands have been taken away from them, many of whom fought in WWI and WWII for their homeland.

Deputy Warden Baker stated that he has been working on this issue for five years and still 2 lots of over 10 acres each are not being returned. He advised that he is still waiting and will be reporting again when he has something more definite.

ACID RAIN

Councillor Smiley stated that it is no secret that certain areas of our province have environmental problems and it is no surprise that definite areas of our municipality need some regard in action now to avoid an escalation of the problem. She stated that in District 11 they have several natural rivers that earn a distinct reputation by sport fishermen as being destination areas for those that pursue the Atlantic Salmon or several species of trout. Over time some of those rivers have had to survive some man-made manipulation. The East River, Sheet Harbour, is an example. The East River and several of its tributaries have been dammed over the years for the generation of electric power. Even though the damming took place almost 60 years ago, it was not until this year that a fishway was installed to assist the upstream migrations of the Atlantic Salmon. Before the middle of next year, the Atlantic Salmon Federation will have their signage project fully underway throughout this province to bring attention to the Acid Rain that is slowly polluting our rivers and streams and resulting in very high mortality rates for fish and other life forms trying to exist in these waters.

She stated that there have been some experiments in regard to changing the chemical content of our rivers and negating the acidity, but not in this county. In Guysborough, 300 tonnes of crushed limestone was spread in upstream headwaters of the Liscombe River to assist the salmon spawning process. Limestoning has also been done on certain frozen lakes and other areas dropped as powder from the air. She stated that this apparently offers a simple, effective, short-term solution to the problem of low pH levels that will not support life. Some of the tributaries on the rivers in her constituency have readings of 4.6. A rate this low will not support the spawning processes that residents have worked so hard to revitalize. She stated that any readings below 5 are not good life sustainers. She stated that the situation in District 11, in order to be corrected, some tributaries must be explored and tested for flows, filtering ability, and pH levels. The West River is now reading low levels of 4.6 in the tributaries above Beaver Dam, resulting in high mortality rates. East River has low pH in some tributaries and not in

others. Levels vary at certain times of the year, but a control program is needed now. She advised that a limestone quarry is 30 minutes away from Sheet Harbour. Crushed limestone, spread in headwaters of tributaries or rivers allows the product to filter through the river naturally. She stated that 300 tonnes was used in Liscombe, but they should have used 1,000 tonnes to help. She stated that many districts may have similar problems.

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

"THAT the Municipality of the County of Halifax write to the provincial Department of Environment expressing our concern for the low pH levels of rivers in Halifax County and ask them to explore the possibility of introducing limestone in the headwaters of tributaries in several county rivers as an interim solution to tested low levels of pH;

AND THAT this letter be copied to the Minister for the Provincial Department of Fisheries, the Minister for the Federal Department of Fisheries and Oceans, the Minister of the Provincial Department of Lands and Forests, and any MLA's who have rivers in their constituency suffering low pH levels."

Warden Lichter asked if the motion could be slightly altered so that a copy would go to all MLA's. Councillors Smiley and Poirier agreed.

Councillor Poirier added that she had read recently that the levels of Acid Rain have shown some improvement, but the emissions of the Power Commission have increased greatly.

MOTION CARRIED

THE ENVIRONMENT

Councillor Poirier stated that she was delighted to hear a Councillor speak on Acid Rain and the environment. She stated that she has always considered Halifax County as a leader in environmental matters, especially in the matters of sewer and water.

She stated that last year, the Ecology Action Centre was not eligible for any grants. She stated that she was not impressed. She stated that everyone is talking of the environment, the ozone layer, acid rain, recycling, and it seems as though the Council is ignoring it. She stated that the residents want some action from levels of government. She stated that we are the grass roots level and have to consider the environment, as the other levels of government are protecting the large corporations.

She stated that the general public is beginning to feel helpless. She stated that trash, on the beach and elsewhere, is killing our wildlife, birdlife, and sealife. She stated that the trash should not be there in the first place, but no one has made any attempt to prohibit the manufacture of the materials. She stated that plastic is killing seals and the plastic '6-pack' holders are killing the birdlife, yet no one is doing anything about it.

She stated that she has done research through wildlife and Dr. David Suzzuki, and others and has come up with some interesting information. She stated that there is a world commission of the environment and development, established in 1983 by the United Nations, headed by the Prime Minister of Norway. She stated that the report of this commission is entitled, Our Common Future, and states that the planet's ecosystems are in great danger of breaking down. The destruction of forests, the loss of farm land and acid rain, threaten the lives of many species, including our own. She quoted, 'the health of the earth's inhabitants cannot be separated from that of the planet itself'. She stated that to avoid this global catastrophe, this commission concludes, "the world's institutions must be radically changed to make development ecologically and economically sustainable. This concept is known as 'sustainable development'." She stated that this means letting the economy grow, but also protecting the environment. She stated that this would mean changing our whole way of thinking. New jobs would have to be created. She stated that Dr. Suzzuki stated that it was a matter of survival.

Chlorofluorocarbons (CFC) such as that found in styrofoam cups, are very dangerous. She stated that when they are crushed, freon is released which affects the ozone layer. Freon is used in the manufacture of air conditioners, refrigerators, the making of foam rubber and plastic, in fire fighting equipment (known as Halons), as solvents in the manufacture of computer chips. Manufacturers use them because they are easy and simple. She added that some of these CFC's that are made today, will not be released until one of the cups is crushed or a refrigerator is sent out to be junked. She stated that we must act. These CFC's are also found in seat cushions, cleaning solvents, propellants in aerosol sprays, and agents in the manufacture of rigid foam packaging, such as found in the supermarket packaging. She reported that it takes 200 years for this to degrade.

She reported that Ontario, as of July, have announced plans to phase out chemicals that are destroying the earth's ozone layer. Their Minister of Environment has said, "The industrial world has lead the human race down a perilous path by employing CFC's and now we must extricate ourselves from this situation by making big changes, fast." She stated that she has read in the paper this week Manitoba will be banning ozone depletors. In the coming year, with implementation of the Ozone Depleting Substances Act will help cut the amount of CFC's and halons released. Corporations could face up to \$1 Million for breaking the law, and any packaging that contains ozone depleting substances will be banned. She stated that some places are starting to take some action.

She asked what will be left for our children and grandchildren. She stated that we must think of them and must act now. She stated that there a lot of mega-projects going on in the country now and many groups concerned with the atmosphere are speaking up. She stated that we all must act, and arrive at sustainable development.

She stated that we are speaking out against the cutting of the rainforest in Brazil, yet we are doing the same thing. She asked how we could tell the

people in Brazil they cannot plant their crops where the rainforest is, when we cannot stop our industries from polluting the atmosphere. She stated that yes this talk is depressing, but it is factual. She added that we can be optimistic and believe that there is an alternative to the path we are on.

Councillor Poirier stated that many are asking, 'What can we do?' She stated that one person speaking out may be classed as insignificant, but millions of 'insignificants' add up to be a motivating change.

She stated that recycling is not new, and that we should be trying to re-use as well. She stated that we are dependant on one another. She stated that action at the individual level can filter through to the municipal, provincial, federal, and eventually the super-power level.

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

"THAT Council send a letter to the Minister of the Environment, and the Premier, that legislation be established, banning products containing chemicals harmful to the ozone layer, including any packaging containing ozone depleting substances, aerosol, canisters containing CFC's and domestic halon fire extinguishers."

Warden Lichter stated that the motion made by Councillor Poirier six months ago concerning recycling was not forgotten. He stated that paper recycling has been introduced in the County Building. He stated that there is difficulty in placing the paper, because there is no market. The issue was taken to Metro Authority by Councillors Bates and MacDonald. Metro Authority has hired a recycling coordinator to search out the market and look into the reduction of waste. Warden Lichter stated that according to the Metro Authority Report, on the tonnage of garbage that went to the landfill in 1988, in 1989, to the same date, there was 5.5% less in the growing municipality of Halifax County. He stated that this is due to the 1 on 1 and talking to each other about suggestions.

Councillor MacDonald also expressed concern over the lack of markets for recycling and stated that they must be found.

Councillor Cooper stated that he has had similar experiences in trying to find an appropriate place to dispose of chemical items.

Councillor Bayers stated that the provincial government has also taken steps to stop the open burning of solid waste. He agreed that we must clean up our act, but we have to work into the environmental aspects as it costs money.

Councillor Meade stated that each councillor was invited to become a member of the Clean Nova Scotia Foundation (for \$10). He advised that SMART (St. Margaret's Association Recycling Task has been formed to service District 1, 3, half of District 2 and half of District 18. He stated that there are 8 collections agencies in Dartmouth and Halifax, which take glass, returnable bottles, aluminum cans, soft metals, scrap metals, car batteries, steel cans, and bonded paper. He stated that SMART is looking into this and will be making a

presentation to the Executive Committee within the next few weeks. He added that their goal is to recycle 10 tonnes of recyclable materials weekly.

Councillor Smiley stated that she has been contacted by stock brokers who have advised that there will be a lot of money to be made in waste management. She advised that there is a lot of interest in ethical investing and we have to get ready for the 1990's and the concern for the environment and Council, as leaders, have to be ready.

MOTION CARRIED

ADDITION OF ITEMS FOR DECEMBER 19, 1989 COUNCIL SESSION

Annual Staff Increases - Councillor Sutherland

Atlantic Winter Fair Traffic - Deputy Warden Baker

Discarded Appliances - Councillor Smiley

ADJOURNMENT

It was moved by Councillor Ball, seconded by Councillor Bates:

"THAT this session adjourn."

MOTION CARRIED

The session adjourned at 9:20 p. m.

COUNCIL SESSION

TUESDAY, DECEMBER 19, 1989

PRESENT WERE: Warden Lichter
Councillor Meade
Councillor Fralick
Deputy Warden Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor Eisenhauer
Councillor Boutilier
Councillor Harvey
Councillor Sutherland
Councillor Richards
Councillor McInroy
Councillor Cooper

ALSO PRESENT: Mr. K. R. Meech, Chief Administrative Officer
Mr. G. J. Kelly, Municipal Clerk
Mr. R. G. Cragg, Municipal Solicitor

SECRETARY: Twila Smith

Warden Lichter called the meeting to order at 6:00 pm with the Lord's Prayer.
Mr. Kelly called the roll.

Warden Lichter asked that Council rise and observe a moments silence for the
eight fishermen from Shelburne County that lost their lives in a recent storm.

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

"THAT Twila Smith be appointed Recording Secretary."
MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT the Public Hearing minutes, October 30, 1989, be approved as
circulated."
MOTION CARRIED

It was moved by Councillor Bates, seconded by Councillor Cooper:

"THAT the Public Hearing minutes, November 20, 1989, be approved as

circulated."
MOTION CARRIED

It was moved by Councillor Bates, seconded by Councillor Richards:

"THAT the Council Session minutes of November 21, 1989, be approved as circulated."
MOTION CARRIED

It was moved by Councillor Bates, seconded by Councillor Meade:

"THAT the Public Hearing Minutes of November 27, 1989, be approved as circulated."
MOTION CARRIED

It was moved by Councillor Bates, seconded by Councillor Fralick:

"THAT the Special Council Session Minutes of November 28, 1989, be approved as circulated."
MOTION CARRIED

LETTERS AND CORRESPONDENCE

Department of Transportation and Communications

Mr. Kelly reviewed the letter.

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

"THAT this item be received."
MOTION CARRIED

Department of Transportation and Communications

Mr. Kelly reviewed the letter concerning the revision to Eastern Limit at Peggy's Cove Parkway.

Deputy Warden Baker stated that he was getting to the point of embarrassment on this issue. He stated that he, the Warden and the Minister of Transportation met on this issue and promises were made at that time by the Minister that have not been fulfilled. He stated that there are 3 more lots in question that have not been rescinded. He stated that the treatment of the people of Dover is not unlike that of the Communist or Nazi countries, as the government is treating them poorly.

It was moved by Deputy Warden Baker, seconded by Councillor Meade:

"THAT a meeting be set up between the Warden, Deputy Warden and the Peggy's Cove Advisory Committee and Peggy's Cove Commission."

Warden Lichter stated that he spoke with the Deputy Minister on this issue and he noted that it was becoming a complex issue.

Councillor Meade stated that there were two committees set up to examine this issue and that the Peggy's Cove Parkland and Preservation Committee was not the one that was handling this particular case.

Councillor Fralick stated that his committee (Peggy's Cove Parkland and Preservation Committee) has taken a lot of abuse, but that it has been supportive in the past and will continue to be in the future.

MOTION CARRIED

It was moved by Councillor Meade, seconded by Councillor Randall:

"THAT this item of correspondence be received."

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Application No.'s PA-PD5-07-89 and ZAP-PD5-07-89 - Amendments to the Planning District 5 Municipal Planning Strategy and Land Use By-law RE: Private Road Development

Mr. Kelly reviewed the report.

It was moved by Councillor Ball, seconded by Councillor Meade:

"THAT a public hearing be held on this issue, recommended date, January 22, 1990, at 7:00 p.m."

MOTION CARRIED

Application No. PA-PD5-05-89 - Amendments to the Planning District 5 Municipal Planning Strategy RE: Linda Way

Mr. Kelly reviewed the report.

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

"THAT Council reject the application and that no public hearing be held."

Councillor Reid questioned the motion and the recommendation made in the staff report.

Councillor Ball stated that the recommendation of staff was for approval which was defeated by PAC.

Councillor Reid questioned the reasons for no public hearing.

Councillor Ball stated that this is because a public participation session, which was very well attended, and all abutting property owners affected came