

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

"THAT THE MINUTES OF THE JANUARY 19, 1993 COUNCIL SESSION
BE APPROVED"

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from John Risley, Camp Hill Medical Centre Foundation with respect to a request to make a presentation to council for support for the new Halifax Infirmary.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A SPECIAL COUNCIL SESSION BE ARRANGED TO HEAR
PRESENTATION"

MOTION CARRIED

2. Mr. Kelly outlined a letter from the Chairman, Waverley Village Commission with reference to available property if the municipality was interested in acquiring some land for usage.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter said he would recommend that this issue be recommended to staff for a report.

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

"THAT STAFF BE REQUESTED TO PREPARE A REPORT"

Councillor Peters said she has already discussed this with Mr. Markesino. She said she as well as Councillor Snow, Mr. Markesino and staff from district 14 and 17 will be going out and meeting with the representatives and looking at the site.

Mayor Lichter said as a result of that site visit there may be a staff report.

Councillor Peters said there are negotiations for other property

through Scouts Canada for soccer fields in the area as well which staff is unaware of. She said that perhaps with the meeting valuable staff time would not be lost. She said she could come back and give a report in conjunction with Mr. Markesino.

Mover and seconder agreed to withdraw the motion.

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

"THAT COUNCILLOR SNOW, COUNCILLOR PETERS, MR. MARKESINO AND STAFF FROM THE DISTRICT 14 & 17 AREA MEET WITH THE WAVERLEY VILLAGE COMMISSION TO DISCUSS SOME OF THE OPTIONS AS WELL AS LAY ON THE TABLE THE OTHER OPTIONS THAT ARE AVAILABLE AND COME BACK TO COUNCIL WITH THIS INFORMATION"

MOTION CARRIED

3. Mr. Kelly outlined a letter from the Secretary, Musquodoboit River Association expressing concern with respect to garbage collection in the Musquodoboit Harbour and surrounding area.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Randall said he hoped that the situation of dumping on abandoned rail lines is being rectified. He said the Minister of Natural Resources said they were going to clean up the access ways to the rail line as well as block a lot of these access ways to vehicular traffic. He said he hopes this will help the situation. He said since the facility closed in Musquodoboit Harbour there has been an increase in garbage dumped along the Mines Road. He said he endorses what the letter is saying and hopes Halifax County can find a solution.

Councillor Bayers said garbage is handled in Musquodoboit Harbour and in district 10 the same as it is handled in the county. He said where reference is made, in paragraph two, to the closing of the dump, the closing was done by the Department of Environment. He feels that they should be informed of this and also that garbage is picked up in Musquodoboit Harbour the same as it is picked up in other areas of the county. He said with regards to a transfer station site, the rate payers were to come back with a selected site and to his knowledge they have not come back with an alternative site. He said from this he would understand that they are still looking.

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

"THAT A LETTER BE WRITTEN TO THE MUSQUODOBOIT RIVERS ASSOCIATION, WITH A COPY TO THE RATE PAYERS ASSOCIATION, TO INFORM THEM THAT THERE IS A SITE BEING LOOKED FOR IN DISTRICT 10 AS A TRANSFER STATION BY THE MUSQUODOBOIT HARBOUR RATE PAYERS ASSOCIATION. FURTHER TO INFORM THEM THAT THE DUMP SITE WAS CLOSED BY THE DEPARTMENT OF THE ENVIRONMENT NOT HALIFAX COUNTY AND THAT GARBAGE COLLECTION IS UNIFORM FOR ALL OF HALIFAX COUNTY"

Deputy Mayor Richards said as a property owner in this area he has been receiving unwanted garbage on his land. He said asked if in addition to what the rate payers are doing if Metropolitan Authority should also be involved in this process because ultimately it will come under their jurisdiction.

Councillor Bayers said there was a resolution to form a sub committee which has been actively seeking other locations for the transfer station from anywhere in the boundaries of district 10. He said the process is taking place and when it is completed, it was his understanding, that their site selection would come back to council and to Metropolitan Authority. He said until the site selection is made there is little council or Metropolitan Authority can do.

MOTION CARRIED

4. Mr. Kelly outlined a letter from President Sylvester Atkinson, UNSM with respect to March 21st - A Day to Fight Racism.

It was moved by Councillor Adams, seconded by Deputy Mayor Richards:

"THAT THE LETTER BE RECEIVED AND HALIFAX COUNTY PROCLAIM MARCH 21ST AS A DAY TO FIGHT RACISM"

MOTION CARRIED

Mayor Lichter informed council that the communication was sent to the special events coordinator who was asked to organize some of the actions.

5. Mr. Kelly outlined a letter from Mrs. G. Irwin with respect to appointments to the Cole Harbour Place Board.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor McInroy said it has happened where nominations have come

unannounced to replace citizens who have served in various capacities on boards. He said the terms of incumbents have come to an end and they may hear they have been replaced. He suggested something be put in place, through the clerks office, to notify people who have not been reappointed. He said perhaps in future situations people, who's term is coming to an end, may be notified.

Mayor Lichter said since Mr. Kelly and other staff members usually know ahead of time when a term is coming to an end and since it comes to council at least two weeks in advance asking councillors to think about and bring nominations to the floor, perhaps it would be the proper time to write to the individual indicating that their term is coming to an end, thank them for the service and indicate nominations and elections are going to be held in the near future and should they not be reelected their service has been appreciated etc.

It was moved by Councillor McInroy, seconded by Deputy Mayor Richards:

"THAT THE PROCEDURE FOR NOTIFICATION AS OUTLINED BY THE MAYOR, WITH MODIFICATIONS THAT STAFF MIGHT FEEL ARE APPROPRIATE, BE ADOPTED WITH RESPECT TO MEMBERSHIP ON BOARDS"

MOTION CARRIED

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from R. & D. Darer, Arklow Drive, Dartmouth with respect to property taxation and cost of living.

It was moved by Councillor Taylor, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter informed council that he has replied to the letter.

2. Mr. Kelly outlined a letter from Mr. Alfred Nieforth with respect to road signs identifying roads in his area, Carrolls Corner/Gays River.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

It was moved by Councillor Deveaux, seconded by Deputy Mayor

Richards:

"THAT THE REQUEST OF MR. NIEFORTH BE SUPPORTED AND SEND THE LETTER TO THE DEPARTMENT OF TRANSPORTATION IN ORDER TO HAVE ACTION TAKEN"

MOTION CARRIED

3. Mr. Kelly outlined a letter from Mr. Alfred Nieforth with respect to Municipal Reform.

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

"THAT THE LETTER BE RECEIVED"

Mayor Lichter said he had included the letter in the correspondence because he believes it is important for council to know that there are people who do read the newspaper and do respond to government initiatives like amalgamation.

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Vehicle Acquisitions - 1993/94

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

"THAT COUNCIL APPROVE A RESOLUTION TO TRANSFER A TOTAL OF \$278,500. FROM THE VEHICLE RESERVE FUND FOR THE PURCHASE OF VEHICLES AS OUTLINED IN THE STAFF REPORT"

MOTION CARRIED

withdrawal from special reserve

It was moved by Deputy Mayor Richards, seconded by Councillor Harvey:

"THAT WSR93-01 - SEWER (CALDWELL ROAD) IN THE AMOUNT OF \$240,000. BE APPROVED"

MOTION CARRIED

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

"THAT WSR93-02 - WATER (CALDWELL ROAD) IN THE AMOUNT OF \$75,000. BE APPROVED"

MOTION CARRIED

COUNCIL SESSION

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FEBRUARY 16, 1993

It was moved by Councillor Adams, seconded by Deputy Mayor Richards:

"THAT WSR93-03 - SEWER (HUMBER PARK) IN THE AMOUNT OF \$100,000. BE APPROVED"

MOTION CARRIED

10 Senior Citizens Units - Tantallon

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

"THAT COUNCIL APPROVE AND SIGN THE DESIGNATION LETTER AND RESOLUTION FOR THE 10 SENIOR CITIZENS UNITS - TANTALLON"

MOTION CARRIED

SECOND AND THIRD READING - BUILDING BY-LAW

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

"THAT THE SECOND READING OF THE BUILDING BY-LAW BE APPROVED BY COUNCIL"

MOTION CARRIED

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

"THAT THE THIRD READING OF THE BUILDING BY-LAW BE APPROVED BY COUNCIL"

MOTION CARRIED

FIRST READING - BY-LAW RESPECTING COMMUNITY COMMITTEE, WESTERN REGION - DISTRICTS 1, 2, 3, 4, 5 & 18

It was moved by Councillor Rankin, seconded by Councillor Taylor:

"THAT FIRST READING OF BY-LAW RESPECTING COMMUNITY COMMITTEE, WESTERN REGION BE APPROVED WITH THE INSERTION IN CLAUSE 5, SUBSECTION 1 "THE COMMITTEE SHALL HOLD A MINIMUM OF 6 MEETINGS IN EACH YEAR"

MOTION CARRIED

REPORT RE: WATERSHED MANAGEMENT FOR FIRST LAKE

Councillor Harvey said this was brought to council last summer and it had been recommended at that time as a worthwhile project for First Lake. He said this is a more detailed application which has come back through and received the endorsement of the Community Council.

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

"THAT COUNCIL ENDORSE THIS APPLICATION FOR WATERSHED MANAGEMENT FOR FIRST LAKE"

MOTION CARRIED

DEPARTMENT OF TRANSPORTATION - COUNCILLOR ADAMS

Councillor Adams said he wanted to express concerns on behalf of residents of his district who are concerned with the smoke nuisance pollution as a result of burning cut away trees and brush along highway 107. He said the Department of Transportation have cleared away 30 or 40 feet from the side of the road and have piled the trees and set fire to them to get rid of them. He said he asked the chief engineer for the region to consider including in further contracts the chipping of that kind of wood waste and the sale of wood that could be used for fire wood as opposed to putting burning as a part of the contract.

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

"THAT COUNCIL WRITE TO THE DEPARTMENT OF TRANSPORTATION, WITH A COPY TO THE DEPARTMENT OF THE ENVIRONMENT, ASKING THAT FUTURE CONSIDERATION BE GIVEN TO THAT KIND OF WOODS MANAGEMENT BE GIVEN TO RECYCLING AS OPPOSED TO BURNING"

Councillor Bayers asked if a letter supporting this go to the Department of Environment.

Mover and seconder agreed that this be included in the motion.

Councillor Bayers said there is a legislation in place where there is no open burning of refuse in the province of Nova Scotia. He said the government is allowed to do this burning while individuals are not. He said the Department of the Environment should be asked to send a letter to council explaining why they allow this to go on.

Councillor Randall said this burning also presents a safety hazard. He said there resulting smoke billows across the highway in such a way that you cannot see cars coming.

MOTION CARRIED

DEPARTMENT OF EDUCATION (SCHOOLS) - COUNCILLOR GIFFIN

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF EDUCATION AND TO THE HALIFAX COUNTY/BEDFORD DISTRICT SCHOOL BOARD

ALERTING THEM TO THE NEED AND TO PLAN FOR A JUNIOR HIGH SCHOOL IN DISTRICT 18. FURTHER THERE IS A LARGE PIECE OF FEDERAL LAND ADJACENT TO THE CURRENT ELEMENTARY SCHOOL AND THERE MAY BE AN OPPORTUNITY TO ACQUIRE THE LAND AT A FAIR PRICE"

MOTION CARRIED

ASSESSMENTS - COUNCILLOR GIFFIN

Councillor Giffin said there are people in his district who have assessments on properties that have gone up as much as 4 and five hundred thousands of dollars. In order for them to appeal these increases these people have been told that their appeal may not come up until after their taxes are due and if the taxes aren't paid they can't appeal. He said this will create a real hardship for some people in his area and he feels there should be some means available for these people, who are appealing, to maybe pay the old tax rate. He said some means has to be found.

Councillor Deveaux said the first interim bill will be based on last years tax.

Mayor Lichter said it would be based on 50% of last years tax.

Councillor Deveaux said the final bill will be out in August. He said he has had the understanding that those people who have appealed are set aside until the appeal is heard.

Mayor Lichter said Mr. Meech has indicated that staff will do some research because some action was taken some years ago in order to see how Halifax County might be able to address those kinds of situations.

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

"THAT STAFF RESEARCH THIS SITUATION AND COME BACK WITH A REPORT TO COUNCIL"

MOTION CARRIED

DEPARTMENT OF TRANSPORTATION (ROAD SALTING) - COUNCILLOR PETERS

Councillor Peters said that in district 14 and 17 there is a main secondary highway, #2, that comes up through the main community. He said the Department of Transportation gets to the area where Fall River finishes and Fletchers Lake begins and they stop salting on their first run. She said she has residents coming down through her district first thing in the morning under very bad road conditions. She said they may not realize there is enough population to require this salting on the first run.

It was moved by Councillor Peters, seconded by Councillor Rankin:

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION REQUESTING ROAD SALTING ON HIGHWAY #2 BE CONTINUOUS UP THROUGH AND INCLUDING DISTRICT 14"

MOTION CARRIED

RATIFICATION OF APPROVED DISTRICT CAPITAL GRANTS

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

"THAT APPROVED DISTRICT CAPITAL GRANTS BE RATIFIED"

MOTION CARRIED

URGENT AGENDA ITEMS

Fisheries, Eastern Shore - Councillor Smiley

Councillor Smiley said the federal cuts to the Eastern Shore fishery are no less devastating than what has happened in Nfld. The full impact of the quota cuts to inshore fishermen are rapidly becoming evident. The stress, frustration and disbelief are beginning to create serious strain on those in the industry. The quota allocated this year, from Lewisburg to Sambro, was the amount taken last year in Mushaboom and Jeddore. There is an 80% decrease. The people need real assistance to adjust to the reality that current stock levels are dangerously low and must be rebuilt. Her concern is a lack of action by the federal government to provide assistance and income relief through this necessary period of adjustment. Last year the ground fish fishery generated \$30 million in her region. There will be a tremendous backlash in the local economies of the Eastern Shore when the effect is felt in the grocery stores, the oil and gas delivery service, motor repairs, etc. She said she can only hazard a guess as to the impact on the Social Services department. In one small fishing community alone sixty on shore jobs will be lost - baiting trawl and support to the fishermen. This supplementary income for the seasonally employed, the single parent families, the widows and students has kept many families from financial ruin through the years. Our province recently mourned for the communities that lost five fishermen to the perils of the sea. It is well acknowledged that the dangerous and honourable work of the fishermen is a harsh and demanding way of making a living and then to expect them to personally absorb the economic aftermath of the cuts to the fishery is unthinkable. A relief program similar to that provided by the Northern Cod Adjustment and Recovery program in Nfld. is greatly needed to soften this economic impact.

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

"THAT A LETTER BE WRITTEN TO THE PRIME MINISTER OF CANADA ASKING FOR HIS INTERVENTION IN THIS ISSUE. THERE WAS A TIME WHEN HE NEEDED THE PEOPLE OF THE EASTERN SHORE AND THE TIME HAS ARRIVED WHEN WE NEED HIM"

MOTION CARRIED

Trustees and School Area Rates - Councillor Peters

Councillor Peters said there was a meeting held in Bedford at C.P. Allen School and the request was for an area rate to raise a sum of money and 1.7 cents was the requested area rate. She said the money was going to be used for computers and televisions and a big screen. She said what has frustrated the people in district 14 is the advertisement was for C.P. Allen and feeder schools which means the areas of Hammonds Plains, all of district 14 and 17 as well as Bedford, who have children going to that senior high school are affected by the area rate. She said she has people in Oldham and Grand Lake paying an area rate, in Bedford, paying for a number of computers. She said she is concerned with the fact that all it takes to set an area rate is 7 people ask the trustees to have an area rate meeting, 30 people can attend that meeting and then 70% of those 30 people can effect an area rate on schools. She said she feels this is very archaic and very outdated. She said she would like to have this re-examined because in form it is taxation by the school board through their trustees and ends up with a two tier system of education. She said it ends up with the Bedford schools having a great deal more than other schools that don't have an area rate. She said she has been advised by the School Board that if twenty or thirty of these computers go into C.P. Allen then they will not be up for a computer allotment which means you are paying for your education tax and you won't get them because it's by allotment. If thirty computers are put in through an area rate and yet thirty computers were supposed to go in on the next years agenda you won't get them. She said the people in effect are paying twice. She said she feels it is a very outmoded system.

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF EDUCATION, WITH COPIES TO THE SCHOOL BOARD, ASKING THEM TO RE-EVALUATE THIS ACT WITH RESPECT TO AREA RATES FOR SCHOOLS AS SET DOWN BY THE TRUSTEES ACT"

MOTION CARRIED

Extension of Property Assessment Appeal Period - Councillor Rankin

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

"WHEREAS ASSESSMENT APPEALS ARE PRESENTLY SUBJECT TO A TWENTY ONE DAY PERIOD RESPONSE TIME AND,

WHEREAS THIS DOES NOT ALLOW AN ADEQUATE AMOUNT OF TIME FOR THE ASSESSED OWNER TO CONSIDER AN APPEAL AND SUBMIT NOTICE AND,

WHEREAS THIS AMOUNT OF TIME IS PARTICULARLY INADEQUATE TO THOSE ASSESSED OWNERS RESIDING IN AREAS REMOTE FROM THE ASSESSMENT OFFICE TAKING INTO ACCOUNT DELIVERY OF MAIL AND EXAMINATION OF THE ASSESSMENT NOTICE AND RELATED INFORMATION WHICH IS OFTEN TIMES NOT IMMEDIATELY ACCESSIBLE TO THE AFFECTED OWNER,

BE IT THEREFORE RESOLVED THAT COUNCIL URGENTLY REQUEST THE MINISTER OF MUNICIPAL AFFAIRS TO GIVE FAVOURABLE CONSIDERATION TO CHANGING THE REQUIRED APPEAL PERIOD FROM THE PRESENT 21 DAYS TO 42 DAYS"

MOTION CARRIED

Councillor Rankin requested a copy of the letter be sent to the MLA's.

ADDITION OF ITEMS TO MARCH 2, 1993 COUNCIL SESSION

Councillor Harvey - Clean Air

Councillor Fralick - RCMP

Councillor Merrigan - Paving Over 15 Years

Councillor Randall - Garden Suites

Councillor Deveaux - Harbour Clean Up

MINOR VARIANCE APPEAL MVC 34-92-06

Dorothy Cartledge made the staff report. She said an application had been received to permit the location of a dwelling 11 ft. from MacKay Road in Eastern Passage instead of the required 20 ft. setback. The property in question is a vacant piece of land on the South side of the road. It measures 50 ft. wide by 40 ft. deep and is capable of being serviced within the existing sewer and water lines on the road. The proposed dwelling measures 30 ft. by 21 ft. and it's intended position on the lot will meet all other setback and lot coverage requirements. Where the requested variance was a setback from the road the proposal was sent to and approved by the Department of Transportation.

She said in evaluating a minor variance they are relegated by the provisions of the Planning Act in that a variance may not be granted if it's not minor, if the difficulty is general to properties in the area or results from the intentional disregard for the Land Use By-law. Upon review of the application it was

determined that none of these restrictions apply to this particular application. The requested variance is 45% reduction of the required setback and is relatively common in most minor variance applications. The property is very narrow and a minor variance is the only means by which the lot could be developed given the 20 ft. dwelling width of the C-2 zone.

She said existing dwellings on this road are built within 10 to 12 ft. of the road right of way and the proposal would fall within the established building line. An application for another variance further North on this street for a 10 ft. setback was approved in October, 1992 without any appeals being received. All these factors resulted in a decision to approve the variance request. As the approval was appealed the decision rests with council. She said they have a petition signed by four individuals, within 100 ft. of the variance, who support approval as well as the original appeal notification signed by three property owners within 100 ft. of the variance.

QUESTIONS FROM COUNCIL

Councillor Cooper asked what was the reason given for the appeal.

Ms. Cartledge said the actual appeal letter did not give a reason for the appeal just that he was not in favour of the variance.

Deputy Mayor Richards asked if the road was an approved road by the Department of Transportation.

Mr. Cartledge said it is owned and maintained by the Department of Transportation.

SPEAKERS IN FAVOUR OF THE APPEAL OF THE MINOR VARIANCE

Mr. Eric Fraser said he was concerned with the close proximity of the properties on the road and felt that there was not adequate fire protection provided.

SPEAKERS IN OPPOSITION OF THE MINOR VARIANCE APPEAL

Mrs. Maxine Myers said she was supporting the approval of the minor variance and had a petition of the surrounding residents who where also in favour of the approval.

DECISION OF COUNCIL

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

"THAT THE APPLICATION FOR MINOR VARIANCE BE UPHELD"

MOTION CARRIED

COUNCIL SESSION

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FEBRUARY 16, 1993

IN-CAMERA ITEM

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

"THAT COUNCIL MOVE IN-CAMERA"

MOTION CARRIED

PUBLIC HEARING

February 8, 1993

PRESENT WERE: Mayor Lichter
Councillor Rankin
Councillor Fralick
Councillor Ball
Councillor Adams
Councillor Bayers
Councillor Smiley
Councillor Brill
Councillor Giffin
Councillor Harvey
Councillor Sutherland
Deputy Mayor Richards
Councillor McInroy
Councillor Cooper

ALSO PRESENT: G. J. Kelly, Municipal Clerk
Fred Crooks, Municipal Solicitor
Jim Donovan, Planning and Development

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The meeting was called to order at 7:00 p.m. with the Lord's Prayer. Mr. Kelly called roll.

APPLICATION NO. RA-PD5-21-92-05 - APPLICATION BY MARITIME HOUSING TO REZONE PROPERTY AT 123 VILLAGE ROAD IN HERRING COVE FROM VR (FISHING VILLAGE RESIDENTIAL) ZONE TO R-2 (TWO UNIT DWELLING) ZONE IN ORDER TO ENABLE A DWELLING WITH A ROOF LINE PITCH OF LESS THAN 10 OVER 12 BE PERMITTED (40 PERCENT) TO REMAIN ON PROPERTY.

Mr. Jim Donovan presented the staff report. The application is an application to rezone property at 123 Village Road in Herring Cove. He said on September 21, 1992 an application for a development permit was taken out by Maritime Housing for permission to construct a single unit dwelling a lot located at this address. According to the permit application the dwelling was intended to have a minimum roof pitch of 10 over 12 or a 40% slope which is a requirement of the present VR (Village Residential) zoning. A development and building permit were issued subject to compliance with the applicable municipal requirements which included the compliance with the roof pitch requirement for the VR zone.

He said on October 28, 1992 a building inspection, undertaken by municipal staff, revealed that the building that was in place on the property had a roof pitch that did not comply with the zoning requirements. Maritime Housing was advised of this in a letter dated November 3, 1992 and also advised that no further work should proceed. On November 9, 1992 municipal Planning Advisory Committee requested staff to initiate a rezoning application which would enable municipal council to consider alternative zoning for the

property so that the building could be brought into compliance.

A review of the applicable provisions of the Planning Strategy and the site itself determined that an equitable zone in this particular case, which could apply to the property, would be the R-2 zone. He said the property is generally level although it is well below the roadway. He proceeded to show council slides of the property. He said the property is situated within the Village Centre designation for Herring Cove and is zoned Village Residential under the Planning Strategy and Land Use By-law for Planning District 5.

According to the Planning Strategy the Village Centre designation encourages the retention of the fishery and preservation of the physical character of Herring Cove. He said there is a strongly expressed desire, by the residents of Herring Cove, to preserve the historic character of the fishing village in that community. He said there is an interest in ensuring that planning in Herring Cove should enhance the coexistence of the village with the adjacent developing residential areas. To implement the objectives the Village Residential zone has been applied to properties within the more established portions of Herring Cove particularly to properties along both sides of the Shore Road, Village Road, and Hebrideen Dr. The zone permits single and two unit dwellings, existing mobile dwellings and existing multi unit dwellings, fishery and open space uses as well as some home occupation and home based day care facilities.

The zone specifically provides for the control of roof line pitch for any houses constructed within it. He said the requirements are almost exactly those of the R-2 zone. The use is permitted in the R-2 zone the same as those permitted in the Village Residential Zone. The building setback requirements are the same. The only exception, in comparing the two zones, is that of the roof line pitch which is required in the Village Residential Zone and not required in the R-2 zone. Although the Planning Strategy doesn't specifically provide for rezoning to an R-2 zone within this particular designation, the property is situated adjacent to existing R-2 zoned properties. It is at the edge of the designation boundary and there is a specific policy in the Planning Strategy which allows council to consider a rezoning to permit zoning on an abutting property to permit a use that would be permitted in the abutting zone. In this case the evaluation of this application was undertaken and, in view of that provision and the criteria outlined in Policy 120 of the Planning Strategy, it is staff's opinion that rezoning this property to R-2 would not conflict with the intent of the Village Centre designation. The property is not situated within the main developed portion of the Herring Cove where more traditional forms of housing are more prevalent. The properties in the immediate vicinity of the site are developed with dwellings that have more contemporary roof designs. He said the proposed rezoning would not create any

conflict in terms of adjacent land uses.

Since the R-2 zone is the same as the Village Residential zone, except for the roof pitch requirement, the overall impact of the rezoning is negligible and staff is recommending the application be approved.

QUESTIONS FROM COUNCIL

Councillor Ball asked Mr. Donovan had heard from any community residents with regards to this application.

Mr. Donovan said they heard from one individual who phoned objecting to the application.

Councillor Sutherland asked Mr. Donovan if the roof pitch is something that is common in the community.

Mr. Donovan said most of the older homes along the cove have steep pitched roofs. He said this is the only architectural requirement that is in this zone.

SPEAKERS IN FAVOUR

No speakers in favour

SPEAKERS IN OPPOSITION

No speakers in opposition

DECISION OF COUNCIL

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

"THAT APPLICATION NO. RA-PD5-21-92-05 - APPLICATION BY MARITIME HOUSING TO REZONE PROPERTY AT 123 VILLAGE ROAD IN HERRING COVE FROM VR (FISHING VILLAGE RESIDENTIAL) ZONE TO R-2 (TWO UNIT DWELLING) ZONE IN ORDER TO ENABLE A DWELLING WITH A ROOF LINE PITCH OF LESS THAN 10 OVER 12 BE PERMITTED (40 PERCENT) TO REMAIN ON THE PROPERTY BE APPROVED"

MOTION CARRIED UNANIMOUSLY

MINUTES & REPORTS
OF THE
SECOND YEAR MEETINGS
OF THE
FORTY-FOURTH COUNCIL
OF
HALIFAX COUNTY MUNICIPALITY
MARCH COUNCIL SESSION
TUESDAY, MARCH 2 & 16, 1993

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	Motion - Assessment Appeals	6
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	Motion - Set Aside Committee	8-12 & 20-31
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N.

O.

P.	Paving - 15 Year Program	12-13
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Q.

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U.

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W.	Western Region - Community Committee	37
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X.

COUNCIL SESSION

March 2, 1993

PRESENT WERE: Mayor Lichter
Councillor Meade
Councillor Rankin
Councillor Fralick
Councillor Holland
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Taylor
Councillor Peters
Councillor Merrigan
Councillor Brill
Councillor Giffin
Councillor MacDonald
Councillor Harvey
Councillor Sutherland
Deputy Mayor Richards
Councillor Cooper

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

=====
The meeting was called to order at 6:00 p.m. with the Lord's
Prayer. Mr. Kelly called roll.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING
SECRETARY"

MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT THE MINUTES OF THE FEBRUARY 2, 1993 COUNCIL SESSION
BE APPROVED"

MOTION CARRIED

PRESENTATION BY CAMP HILL MEDICAL CENTRE

Mayor Lichter welcomed Mr. John Risley, Campaign Chair and representatives of the Camp Hill Medical Centre to council. Mr. Risley made a presentation to council for funding on behalf of the hospital. The presentation included a request for funding in the amount of \$80,000.00 per year for a period of five (5) years for a total amount of \$400,000.00.

Mayor Lichter informed Mr. Risley that this issue would be dealt with at budget time. Council agreed the issue be referred to budget sessions.

LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter and proclamation from the Canadian Wildlife Federation with respect to declaration of National Wildlife Week.

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

"THAT THE LETTER BE RECEIVED AND HALIFAX COUNTY PROCLAIM THE WEEK OF APRIL 4 TO APRIL 10, 1993 AS NATIONAL WILDLIFE WEEK"

MOTION CARRIED

2. Mr. Kelly outlined a letter from Vincent T. Smith, Assistant Director, Finance and Advisory Services, Department of Municipal Affairs with respect to Halifax County's request for the provision of bottled water to the community of Oldham.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter said the action that would probably be necessary would be to have staff prepare the necessary response in connection with the number of residents requiring assistance and the estimated cost to provide the service.

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

"THAT STAFF PREPARE THE NECESSARY RESPONSE IN CONNECTION WITH THE NUMBER OF RESIDENTS REQUIRING ASSISTANCE AND THE ESTIMATED COST TO PROVIDE THE SERVICE"

Councillor Cooper asked if the estimated costs, per household, could be distributed to the council.

Mayor Lichter said the staff report will come back to council before any motion would be taken.

Councillor Peters said she feels this is an urgent matter and she would request that staff consider this a priority item because there are some residents who cannot drink their water and are wondering how they are going to be able to finance the bottled water they are presently using.

MOTION CARRIED

3. Mr. Kelly outlined a letter from Captain K. V. Watson, Commandant, Canadian Forces Fleet School in response to Halifax County's correspondence with respect to dumping of garbage in the vicinity of the Damage Control School at Herring Cove.

It was moved by Councillor Ball, seconded by Deputy Mayor Richards:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Ball said he had assumed that it was DND property and if that is not the case the property may belong to either the Department of Natural Resources or the Department of Transportation.

Mr. Kelly informed council that he had contacted the Department of Natural Resources and they would look into the matter but to date has not received a response.

Councillor Ball said he would wait until a response was received.

4. Mr. Kelly outlined a letter from the Department of Transportation and Communications with respect to road name change at Musquodoboit Harbour.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

5. Mr. Kelly outlined a letter from Alex J. MacKenzie to councillors.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

6. Mr. Kelly outlined a letter from Barry Bennett, Manager, C&D Support Services with respect to the relocation of mailboxes from the land adjacent to Mr. Tony Spurrell's property in Lake Fletcher.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

7. Mr. Kelly outlined a letter from the Honourable Brian Young, Minister, Department of Municipal Affairs with respect to Municipal Boundaries and Representation Act - Polling District Study.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Rankin said a public meeting had been advertised to receive oral and written submissions. He said this meeting was storm stayed and he is asking if another meeting could be scheduled for March 8, 1993 for the public meeting.

It was moved by Councillor Rankin, seconded by Councillor Peters:

"THAT MARCH 8, 1993 BE SET AS DATE FOR PUBLIC MEETING TO HEAR ORAL SUBMISSIONS RESPECTING DISTRICT BOUNDARY CHANGES"

MOTION CARRIED

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from Janet Sutcliffe informing council that she is resigning from her appointment as a member of the Metropolitan Authority Recycling Committee.

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

"THAT THE LETTER OF RESIGNATION BE RECEIVED"

MOTION CARRIED

Mayor Lichter said nominations would be accepted at the next council session and councillors could make nominations for a replacement at that time.

2. Mr. Kelly outlined a letter from Mr. Philip Cormier to Mayor

and Councillors with respect to the Super-City.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Sutherland requested that council or the Mayor respond to Mr. Cormier's letter. He asked the Mayor if he had responded to the letter.

Mayor Lichter said he was maintaining a file of correspondence relating to this particular issue. He said there is also a mailing list of individuals requesting information. He said if there is a question that requires an answer, he responds.

Councillor MacDonald said Mr. Cormier is from his district and he will be talking to Mr. Cormier.

It was moved by Councillor Taylor, seconded by Councillor Peters:

"THAT THE LETTER BE REFERRED TO THE SACKVILLE COMMUNITY COUNCIL"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Easement to Department of Transportation and Communications - Beck's Brook, Colby Village

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

"THAT COUNCIL GRANT AN EASEMENT TO THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS OVER LOT P-15 AT COLBY VILLAGE FOR THE PURPOSE OF THEIR MAINTAINING A STORM SEWER AT THIS LOCATION"

MOTION CARRIED

MEMORANDUM RE: APPOINTMENTS, HALIFAX COUNTY INDUSTRIAL COMMISSION

Mayor Lichter said he had discussed this item with Mr. Meech and, in view of the pending recommendations coming from the Reorganization Committee, they would suggest leaving these individuals in these positions until council makes a decision on reorganization.

Council agreed to this. Mr. Kelly to notify the individuals.

POLICY RE: TAXES DUE WHEN PROPERTY ASSESSMENTS APPEALED

Mayor Lichter informed council that this was for information purposes.

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

"THAT THE INFORMATION BE RECEIVED"

MOTION CARRIED

REPORT RE: HALIFAX HARBOUR CLEAN UP

Mayor Lichter said council had an inquiry from Mr. Stanbrook and the reply came to Mr. Meech from Mr. Calda.

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

"THAT THE REPORT BE RECEIVED"

MOTION CARRIED

Councillor Deveaux asked if Mr. Stanbrook's questions answered by Mr. Calda.

Mr. Meech said they were. He said Mr. Calda's response is in direct relation to the questions raised by Mr. Stanbrook. He said there is a fair amount of information flowing on a regular basis on the project to provide people with updates; however, they do not make the minutes of the corporation public. He said what gets into the information circulars is a reflection of what decisions have been made. He said he and the other two CAO's were given the responsibility of overseeing the development of this particular information base and report. He said it is a tool to assist in making some decisions on how it should be structured with regards to ownership and ongoing operations and maintenance in the future. He said there are no decisions reached in the report. He said Mr. Wdowiak was in attendance to provide a status report with regard to the implications of connecting the Eastern Passage Waste Water Plant to the new regional system.

Councillor Deveaux said he has heard that when the plant is built there will be no extra capacity allowed for the Eastern Passage Treatment Plant. He said Mr. Calda indicates that there will be extra capacity for the Eastern Passage Plant.

Mr. Meech said when the regional system goes into operation there would probably be adequate capacity to take the Eastern Passage capacity; however, there would not be sufficient capacity, based on what is presently being proposed and designed, to take the Mill Cove waste. He said there is the ability to expand the capacity of

the plant built into the plans.

Mr. Wdowiak said staff are preparing the financial implication report, for council's consideration, on that question. He said a letter is being sent to Halifax Harbour Clean Up Inc. to get confirmation of what the full financial implications will be once the regional treatment facility is in place.

Mr. Meech said once the information is received it will be brought to council. He said in relation to the maintenance and operations study the Federal and Provincial Review Panel has written to himself and the CAO's of Halifax and Dartmouth raising a number of questions about this study. He said they asked if they would attend, specifically, at one of the sessions to deal with this particular issue. He said they have examined it and he is having difficulty understanding why there is so much time and focus on this issue. One of the key questions raised is who is going to own and be responsible to operate and maintain it. He said if there is only one municipal unit it will be in the ownership of that unit and it will be their responsibility to operate and maintain it. He said there have been no final decisions.

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

"THAT A COPY OF THE LETTER BE SENT TO MR. STANBROOK"

MOTION CARRIED

Councillor Cooper said a map has been provided but it does not show where the channel is going across the end of the island. He said he would like to request that the map be redrawn specifically showing where the channel will go, whether across the land or between the land and the island. He said he has other concerns with regards to hook up to the Eastern Passage plant. He said with the hook up will come realignment of dollars and he said he would be concerned with the impact it would have on all users of the Eastern Passage Treatment Plant. He feels it will have many implications. He asked Mr. Meech why the decision was made not to have the minutes public after approval.

Mr. Meech said the corporation is a private corporation that was created by the province and the decision was taken collectively that the minutes of the corporation were not going to be open to the public. He said anything, in terms of a decision, that is reflected in the minutes has been communicated to the public in other formats.

Councillor Cooper said if there is going to be a major project involving tax dollars there should be sufficient or justifiable reason for keeping those minutes secret. He suggested that parts that must be kept secret deleted and have the rest available to the public.

TERMS OF REFERENCE - SET ASIDE PROGRAM MONITORING COMMITTEE

Mayor Lichter informed council that in the last five or six months he and Mr. Meech have had meetings with members of the Black Business Consortium, Black United Front, WADE and other black organizations to discuss the topic of program monitoring committee. He said he is recommending to council approval of the terms of reference in order to, with the help of that kind of committee, assure that the Set Aside program will be as successful as it could be. He said the Set Aside Committee that is presently in place, approves all projects and awards the tenders. He said this committee would be set up to advise council on the procedures that may need to be amended, from time to time, according to this particular terms of reference as it is laid out. He said it would not in any way interfere with the Set Aside Committee's work. This would be an advisory committee to council.

Councillor Bayers asked what is the function of the present Set Aside Committee.

Mayor Lichter said it is a staff committee headed by Beverley Clahane, Purchasing Coordinator, to screen tenders and to accept potential applicants for the Set Aside Program and when there is a project, to award those tenders through recommendation to the Executive Committee.

Councillor Bayers said he has a problem with setting up a new committee to monitor the committee already in place.

Mayor Lichter said this council has no knowledge of how a black business operates nor do they have the same knowledge at the Set Aside Committee level or how to obtain that kind of knowledge. He said sometimes there difficulties with contractors and, if Halifax County knew how to assess a contractor, then Halifax County would be in a better position to assure that the contracts are going to be properly fulfilled once the tender is given. He said the job of the Set Aside Committee, which is a staff committee, is to look at all the people who apply to get on the list for the Set Aside Programs and then, when there is a project, to sort this out. He said this proposed committee, with the makeup that is being proposed, would be able to suggest to council that there is a way to ascertain the financial ability of the groups of companies that exist so that there would be a greater assurance of success. He said they if they could do this without interfering with the awarding of the actual tenders, he would prefer this. He said they would only report to council when policy changes are needed to the Set Aside Program. He said they cannot say who receives a tender.

He said there was a time, before the Set Aside Program was set up, when requests were made by the Black Business Consortium that they be the exclusive delivery agent and only their members be allowed to receive Set Aside programs. He said Halifax County had informed

them that if it was going to help a minority group then it would be any minority group.

Councillor Bayers asked for clarification on the number of members who would be serving on the committee.

Mayor Lichter said the committee would consist of one person appointed by the Black United Front, one person to be appointed by the Watershed Associated Development Enterprises Ltd., two persons from the Black Business Consortium - one of these to be female, two persons recruited from the public to represent the Black Business Community and two members from Municipal Council.

Councillor Peters asked how are the municipal councillors to be selected and what is the term of office to be for the members of the committee. She said she would like to see it set up with an annual review or a term of office being one year.

Mayor Lichter said the councillors could be chosen either by volunteering or nominations depending on the level of interest. He said he has no difficulty with inserting a one year term for all members.

Mr. Meech said that there is a policy in place, at the present time, on Set Aside which council has endorsed. He said this is suggesting that there be a committee that would review that policy from time to time, make recommendations to council and it will be council's decision as to whether or not to make changes to that existing policy. He said the staff committee function is essentially to administer the policy that has been approved by council. He said with this there would be a group of people that would have the opportunity to sit down and focus on what that present policy and criteria are and maybe come to some conclusion that there should be some changes to it. He said recommended changes would come to the council and it would be up to council to decide whether or not it wants to make any changes to the existing policy.

Councillor Adams said he feels it is a responsible thing to do, as a municipal government, to monitor the program that is presently in place. He said he felt perhaps there should be a member of the non black business community because that is who the black business community is dealing with.

Councillor Giffin said he does not like the composition of the committee. He feels there should be a representative from district 18 as he has two small black communities in his district and there are small companies in the district which he feels should be represented in the committee. He said he would like to see a two year term with half to be changed in the odd year so there is some continuity in the committee.

Councillor Ball said he does not have difficulty with the monitoring committee. He said this committee could be a monitoring device.

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

"THAT THE COMMITTEE STRUCTURE AS PRESENTED BE ENDORSED AND FURTHER THAT THE COMMITTEE INCLUDE A REPRESENTATIVE FROM THE NON BLACK BUSINESS COMMUNITY"

Mayor Lichter said in order to search out the suitable representation on that committee, he would suggest that council approve the terms of reference with the direction to the committee to, at their first meeting, address the issue of who would be an asset from the white community.

Councillor Ball said he would amend his motion to reflect this as well as the suggestion that committee members have no more than a years mandate and come up for review and appointment by council on an annual basis.

The amended motion to read:

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

"THAT THE COMMITTEE STRUCTURE AS OUTLINED BE ENDORSED BY COUNCIL. FURTHER THE COMMITTEE MEMBERSHIP TERM BE ONE YEAR WITH REVIEW AND APPOINTMENT BY MUNICIPAL COUNCIL AFTER THAT TIME AND AT THE FIRST MEETING THE COMMITTEE MAKE A DECISION WITH RESPECT TO A REPRESENTATIVE OF THE NON BLACK BUSINESS COMMUNITY"

Councillor Taylor asked Mr. Meech if the Set Aside program also take into consideration other visible minorities.

Mr. Meech said it is specifically targeted to the black business community.

Councillor Taylor said this looks as if the competency of staff was being questioned with regards to administering the Set Aside program.

Mayor Lichter said that is not being done. This is asking if there is some way to improve it and, if advice can be received to improve it, why not consider that advice. He said this type of committee, knowing local situations much better, could recommend such things as "sub contractors have to be paid by the municipality or issued joint checks with the main contractor". He said it is those type of policy decisions that council is not able to consider and why not benefit from their advice.

Councillor Taylor said he would be more comfortable if the whole

Set Aside program took into consideration other minorities.

Councillor Cooper said he has difficulty with the theory behind the terms of reference. He said council is setting up a monitoring committee to monitor a program where policy recommendations will be made to their own best interest. He said he feels there may be some danger here of self interest creeping into this process. He said there are members from the Black Business community and the Black Business Consortium who are the main beneficiaries of this program. He said he feels this should have been brought to council for discussion before looking at these terms of reference. He said he has nothing against having a committee to assist in the Set Aside program, because the Set Aside program is designed to assist the black community business achieve the experience and financial experience necessary to strike out on their own and be competitive in the market. He said is not sure that with these terms of reference Halifax County would be helping them do this to any great extent. He said he hopes these terms of reference are just a starting point. He said if the chairman is to be a person with extensive experience in the business or construction industry will this open the door to abuse of the system.

He said was disappointed that there was not members of senior staff on the committee. He said it also does not give a definition of costs and support required for the committee. He said the reports and recommendations that would come to municipal council could be slanted towards the benefit of committee members and he feels that council should be very careful. He said he feels these terms of reference need to be reviewed and brought back to council before they are approved.

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

"THAT THIS BE REFERRED TO EXECUTIVE AND SENIOR STAFF FOR REVIEW AND BRING THEM BACK FOR FURTHER DISCUSSION"

Councillor Bates said he agrees with Councillor Cooper. He said if the Set Aside program is going to work then there is some risk taking on the part of Halifax County that is beyond what you do when you are involved under a normal contractual arrangement because they are starting out and need guidance and direction. He said he though it would be better with more staff involvement to look over and deal with these contracts and ensure that from start to finish, or until the contractor can operate on his own, he may need more guidance and direction. He said he agrees with the motion to put it back with staff to take a second look at this.

Mayor Lichter said that he would like council to understand that it is not the Set Aside program which is being looked at but the policy that directs that program. He said there is a big difference between the two.

MOTION OF REFERRAL CARRIED

13 IN FAVOUR

7 AGAINST

CLEAN AIR - COUNCILLOR HARVEY

Councillor Harvey said there are deaths each year caused by the use of tobacco. He said it is widely recognized that the use of tobacco is the major cause of such diseases as lung cancer and is a major factor in heart disease and stroke. He said there has also been a lot of concern with "second hand" smoke. He said he would consider this to be a serious health matter especially to the 75% of the population which are non smokers.

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

"THAT A STAFF REPORT BE PREPARED ON OPTIONS FOR A BY-LAW TO ENCOURAGE BEHAVIOUR MODIFICATION AMONG THE HALIFAX COUNTY POPULATION IN THE INTERESTS OF REDUCING SMOKING AND IMPROVING THE HEALTH OF THE PUBLIC"

He said he would like this report to include comparative information from other jurisdictions and from the City of Toronto which has enacted a By-law on this matter which prohibits smoking in malls, sports facilities, theatres and private offices unless the area is sealed off and ventilated from the outside. He said there is a growing acceptance that smoking is a serious health hazard not only to the smoker but also to many of the people that the smoker comes in contact with.

MOTION CARRIED UNANIMOUSLY

RCMP - COUNCILLOR FRALICK

Councillor Fralick said he is requesting an update on the RCMP detachment for Tantallon from the Solicitor General as there has not been any information in several months.

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

"THAT A LETTER BE WRITTEN TO THE SOLICITOR GENERAL, WITH A COPY TO THE MLA AND MP, REQUESTING AN UPDATE ON THE RCMP DETACHMENT FOR TANTALLON"

MOTION CARRIED

PAVING, OVER 15 YEARS - COUNCILLOR MERRIGAN

Councillor Merrigan said it is difficult to identify streets that are over 15 years old that the province will pave at no cost to the municipal taxpayer.

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

"THAT STAFF BE REQUESTED TO PREPARE A REPORT TO EXAMINE POLICY SO THAT WHEN A STREET BECOMES 15 YEARS OLD A REQUEST AUTOMATICALLY GOES TO THE PROVINCE"

MOTION CARRIED

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS REQUESTING THAT GALLAWAY DRIVE AND CHERRY LANE BE PAVED UNDER THE 15 YEAR PROGRAM"

MOTION CARRIED

ROAD SIGNS - COUNCILLOR PETERS

Councillor Peters said she has a need for a number of street signs in district 14 and where 14 and 13 abut.

It was moved by Councillor Peters, seconded by Councillor Taylor:

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS REQUESTING THAT ROAD SIGNS BE ERECTED IDENTIFYING THE COMMUNITIES OF ENFIELD, OAKFIELD, OLDHAM, GOFFS AND DEVON"

MOTION CARRIED

PORTERS LAKE - COUNCILLOR ADAMS

Councillor Adams said a group of recreational boaters approached him with regards to a dangerous condition that has existed for the past few years in Porters Lake under the #7 highway bridge. He said when they fixed the abutments to make improvements or repairs they left some huge rocks in the water which is in the path that the recreational boaters use to pass under the bridge. He said there have been a few accidents with boats hitting them. He said he would like to have them removed or dredged before this year's boating season starts.

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS REQUESTING THAT THE ROCKS UNDER THE #7 HIGHWAY BRIDGE IN PORTERS LAKE BE REMOVED"

MOTION CARRIED