



NEW FILE

Halifax Regional Municipality

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County Council minutes

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MINUTES & REPORTS
OF THE
SECOND YEAR MEETINGS
OF THE
FORTY-FOURTH COUNCIL
OF
HALIFAX COUNTY MUNICIPALITY
JANUARY COUNCIL SESSION
TUESDAY, JANUARY 5 & 19, 1993
&
PUBLIC HEARINGS
JANUARY 18 & 25, 1993

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COUNCIL SESSION

January 5, 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 Snow
Councillor Giffin
Councillor MacDonald
Councillor Boutilier
Councillor Harvey
Councillor Sutherland
Deputy Mayor Richards
Councillor McInroy
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 Snow:

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING
SECRETARY"

MOTION CARRIED

Mayor Lichter welcomed Steve Giles to municipal council. He said that Halifax County was proud of him for being a fine athlete and a resident of the county. He called on Councillor Adams to make a presentation to Mr. Giles.

Councillor Adams presented Mr. Giles a certificate of participation for his outstanding performance at the 1992 Olympics. He said

Halifax County and Canada Post where presenting the certificate in recognition of his participation in the 1992 Olympic Games.

PRESENTATION RE: PLUMBING INSPECTIONS - BUILDING BY-LAW

Mayor Lichter welcomed Mr. Bruce MacDonald, Business Agent and Training Co-ordinator of the Plumbers and Steamfitters Union.

Mr. MacDonald said he represents approximately 850 members, many of whom live in the County of Halifax. He said he is present in support of compulsory plumbing inspection in all of Halifax County. He said that the plumbing trade became a compulsory certified trade in the 1970's. This means that you have to go through an apprenticeship and write exams in order to install in the province. Provincial standards were adopted and all apprentices writing for journeymen status took the same exam as in Vancouver and Toronto. The exam is based on the National Plumbing Code, plumbing section and has been tested by the national research council. He said uniform plumbing standards and their enforcement would do more than save construction dollars it would also save thousands of dollars in building damages. It could also save persons from disease, injury or death. He said there has been instances where water leaking from poorly installed pipes has caused extensive damage to buildings and dangerous to health and also has caused electrical shorts resulting in fire. There have been instances where single poor plumbing installation has caused pollution on a central or individual potable water system supply due to poor installation standards or unrecognized cross connections of water and water supply piping. Sewer gases and other hazards must be properly protected against. He said the worst of these gases is methane. He said that if plumbing inspection is not used it leaves the door wide open for tradesmen who moonlight to earn extra money who cut corners and not comply with adopted installation procedures as laid down in the plumbing codes.

He said plumbing inspection puts everyone on a equal basis as far as plumbing installation is concerned. He said handyman installations get expensive when tradesmen have to come back to break up floors and removed cupboards to get at frozen, downgraded, undersized or unattached piping. The plumbing inspectors know the codes and know how the installation should be done to protect the homeowner and the developer from improper installation.

Councillor Giffin asked what the hourly rate was for a journeyman plumber.

Mr. MacDonald said that it depends on whether or not he is unionized or non unionized. He said if he is unionized he belongs to a union which negotiates collective agreements and rates of pay. He said the hourly rate for a house would be \$15.00 to \$19.00.

Councillor Boutilier asked if this motion is adopted throughout

Halifax County would there be a duplication of the services in terms of the inspection.

Mr. MacDonald said plumbing should be inspected by a plumbing inspector.

Mayor Lichter said that plumbing inspection is a fact in Halifax County and during construction of a dwelling three inspections must be made by a county plumbing inspector. The proposal from staff was that at the end of that process a journeyman plumber issue a certificate that indeed the plumbing was done according to the code upon which certificate an occupancy permit would be issued. He said that some of the councillors felt that this would be a duplication of services and why they would stay out of the final stage.

Mr. MacDonald said that if a journeyman plumber adds his ticket number on a certificate that says the job is done according to code and the inspector verifies it.

Councillor Taylor asked Mr. MacDonald if he would know the percentage of failures that occur.

Mr. MacDonald said approximately 15-20%.

Councillor Brill asked what a journeyman plumber be able to do with regard to substandard piping being installed.

Mr. MacDonald said the quality of the labour would be there but the quality of the material is CSA approved. It is supposed to be used anywhere in Canada.

Councillor Ball asked if you require a journeyman plumber to certify that the plumbing has been put in to standard then you are saying the plumbing inspectors job is redundant.

Mr. MacDonald said he was not saying that. He said that it would be with the interpretation. He said there has to be an authority in place that says what is right and what is wrong.

Councillor Sutherland asked how many times during construction is the plumbing inspected.

Mayor Lichter said that his understanding was that it was three times at different stages.

Councillor Peters said that if you have qualified trades people installing a job then the chances are increased that you will have quality work. She said that if there is a qualified journeyman the chances are improved that the quality of work will be there. She said she does not see any evidence that it will be a great expense to the home owner. It will be peace of mind because the chances

will be increased that it will be quality work. She said she does not see a duplication of services. She said if a qualified journeyman plumber installs the job and certifies it, he puts his number on that certification he is putting his name on the line. If there is a problem when the county inspector goes and reinspects the job then something can be done. She said the chances are increased that the quality of work can be much improved.

Councillor McInroy said that Halifax County inspectors do inspect at three different stages of construction. He asked if the route was chosen that major plumbing installations would require they be done by a certified or qualified plumbers would this be a wise thing to do and what kind of cost implications are there.

Mr. MacDonald said he feels it would be wise to have everyone licensed to do plumbing and all installations done by a plumber. He said he feels this is the prudent way to go. He said a handyman cannot do as good a job as a journeyman because he doesn't know the theory of how to install the pipe properly. He said even if the inspector picks up things that may be done wrong there is no guarantee that they will be fixed. A certified plumber with a ticket number has to fix problems but a handyman has no legal obligations to fix anything.

Councillor Bayers said there is no guarantee if a journeyman plumber does the plumbing in a house. If a handyman does the plumbing in the house and the county plumbing inspectors check the problem has to be corrected because he would go no further. The plumbing inspector goes back and the handyman has to show him where the corrections were made.

Mayor Lichter asked if he hired a journeyman plumber to do a job and for whatever reason he is not satisfied with that job and asked that person to come back without any extra charge, is there any possibility that would have to go as far as small claims court to get a remedy to the problem.

Mr. MacDonald said no. He said most people don't realize that a complaint can be made to the Department of Education who handle journeyman qualifications and they will send somebody out to look at the job and they will chase the plumber to get the thing corrected.

Mayor Lichter asked if he built a house and before applying for an occupancy permit he called a journeyman plumber and said he needed a certificate from him to be able to get an occupancy permit, he would not be able to get one because the journeyman plumber had not done the work.

Mr. MacDonald said this was correct. He said the job should be done by a certified plumber who will sign the job off that the job is done according to code. The plumbing inspector comes in and

inspects it to the code.

Councillor Fralick asked if a qualified plumber is allowed to fill out a certificate for the moonlighter if he isn't a qualified plumber.

Mr. MacDonald said no.

Mayor Lichter thanked Mr. MacDonald for coming to council.

LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from Norma Kennedy, Chairman, Halifax County - Bedford District School Board with regards to district #5 students attending J. L. Ilsley for the 1993-94 school year.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

2. Mr. Kelly outlined a letter from the Honourable George Moody, Minister, Department of Health and Fitness with respect to the Churchill Estates water difficulties.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

3. Mr. Kelly outlined a letter from the Honourable Marie P. Dechman, Minister, Department of Housing and Consumer Affairs with respect to a review being undertaken of the PUD for Millwood.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A MEETING BE ARRANGED WITH MR. ERNIE CLARKE AND THE SACKVILLE COMMUNITY COUNCIL AS SOON AS POSSIBLE"

Councillor Brill said that they are reviewing their municipal planning strategy and in particular the flood plain and he feels it is very important that the council have input prior to making a

decision.

MOTION CARRIED

4. Mr. Kelly outlined a letter from the Honourable George G. Archibald, Minister, Department of Transportation and Communications in response to county correspondence with respect to improvements at an area on Trunk 2 near Laurie Park.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

5. Mr. Kelly outlined a letter from the Honourable George G. Archibald, Minister, Department of Transportation and Communications in response to county correspondence with respect to the extension of sidewalk construction on Holland Road to Brook Street.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

6. Mr. Kelly outlined a letter from the Honourable George G. Archibald, Minister, Department of Transportation and Communications with respect the improvements to the intersection of Trunk 2 at Holland Road.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

7. Mr. Kelly outlined a letter from Alan Ruffman, Coordinator, Metro Coalition for Harbour Cleanup.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter said that the letter was requesting that the Harbour Cleanup be made a regular council agenda item.

Councillor Bates asked Mr. Meech what was Halifax County's percentage with respect to this.

Mr. Meech said that of the overall total Halifax County's share of the cost would be less than 1%.

Councillor Bates said that he feels council should leave it to Mr. Meech as to when he feels it would be appropriate to advise council to do a review of this issue.

Council agreed to this.

Councillor Sutherland said he does not feel it is unreasonable that council be provided with a report on a regular basis.

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

"THAT COUNCIL BE PROVIDED WITH A MONTHLY REPORT"

Councillor McInroy said he was seconding the motion because he feels it is important that Halifax County convey it's concern or at least an interest in what is taking place and be given the opportunity to respond if it is appropriate.

MOTION CARRIED

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

"THAT THIS ISSUE BE REFERRED TO THE PLANNING ADVISORY COMMITTEE"

MOTION CARRIED

8. Mr. Kelly outlined a communique from FCM with regards to federal freeze on grant in lieu of taxes.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter brought council's attention to the five recommendations outlined in the communique.

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

"THAT ALL FIVE RECOMMENDATIONS OF THE FCM REPORT BE

APPROVED"

MOTION CARRIED

9. Mr. Kelly outlined a memorandum from FCM with respect to request for resolutions for consideration at the March, 1993 meeting of the national board of directors.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

10. Mr. Kelly outlined a letter from Cecil Wright Jr. with regards to the proposed James Robinson Johnston Endowed Chair in Black Canadian Studies at Dalhousie University.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT THE LETTER BE REFERRED TO KEN WILSON FOR CONSIDERATION AT BUDGET TIME"

MOTION CARRIED

11. Mr. Kelly outlined a letter from Harry R. DeLong, Warden, Municipality of Annapolis County with respect to a resolution to ban video gambling machines in the Municipality of the County of Annapolis.

Mayor Lichter said his recommendation would be to receive it at this time in view of the fact that on February 1st there will be a special council session addressing this issue.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Council agreed to take a stand on the resolution after the special session on February 1st.

Councillor Smiley said she is not surprised that this issue has mushroomed and become a great growing concern for the people of Nova Scotia as well as the municipality. In her opinion the

evidence is overwhelming that indeed there is a serious social problem and Halifax County has a responsibility to address the issue. She said she has been approached by representatives of home and school association of the province offering their support. She said it is being discussed by school boards who are showing their concern. She said she has an affidavit from an underaged person who states she was not challenged when trying to play one of these machines. She said the drug councillor for the County of Halifax has found that he is counselling students on gambling addiction. She said that it is a psychological coercion of people into this lifestyle. She said it is the taking advantage of peoples weaknesses and psychologically destroying them for some elses personal gain.

She said that those affected by a gambler are family, employers, community and social services agency. She said she has seen evidence of social services clients out playing these machines. She said at a meeting of gamblers anonymous she saw what effect this has on people. She said that Halifax County has to let it be known that government should not be operating or regulating these machines. There is a conflict of interest and government should not be the operators or regulators. She said if these machines are to be a fact of life they should be confined to bars or, if they are in corner stores, their numbers are regulated and out of sight of children and underaged people.

She said that in her research she has discovered that the government plans to throw money at an already underfunded and undermanned commission on drug dependency who has no mandate or expertise to deal with this unique addiction. She said that if government would take responsibility to do their own research, by contacting various clinics in the United States, as to the best approach for solutions they would find there are many resources available to help them get on the right track. She said there is no way this can be done through the existing facilities available in Nova Scotia.

She said that there should be concern with regards to education of young people, professionals and social workers. She said there has to be concern about who is in control. She said at the present time treatment is foremost.

She said that as we are all fully aware the licensing and regulating of video gambling machines is a provincial responsibility. In light of this and recognizing the current situation whereby concerns are continually and increasingly being expressed from a growing number of individuals about the negative impacts associated with the use of video gambling machines and mounting societal evidence of such she would ask for council's support for the following motion:

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

"THAT THE PROVINCIAL GOVERNMENT TAKE RESPONSIBILITY FOR THE DETRIMENTAL EFFECTS THAT THE USE OF VIDEO GAMBLING MACHINES HAVE HAD NOT ONLY ON INDIVIDUALS BUT FAMILIES, COMMUNITIES AND SOCIETY AS A WHOLE BY IMMEDIATELY INITIATING ACTION AND ALLOTING THE PROPER FUNDING IN THE FOLLOWING AREAS: (A) ACCESSIBILITY AND VISIBILITY, ESTABLISHMENT AND ENFORCEMENT OF REGULATIONS LIMITING WHERE THE VIDEO GAMBLING MACHINES CAN BE PLACED INCLUDING THE TYPE OF FACILITY AND THE INTERIOR LOCATION AWAY FROM THE GENERAL PUBLIC VIEW; (B) PREVENTATIVE EDUCATION CONCERNING THE DETRIMENTAL EFFECTS OF CONTINUAL USE, DISSEMINATION OF INFORMATION VIA THE SCHOOL SYSTEMS, SOCIAL AGENCIES, ETC. EDUCATION IN TERMS OF RECOGNIZING THE WARNING SIGNS AND (C) TREATMENT, AN APPROPRIATE AGENCY WITH SUFFICIENT FUNDING BE ESTABLISHED TO PROVIDE THE NECESSARY ASSISTANCE AND THERAPY WHICH IS UNIQUE TO THIS TYPE OF ADDICTION"

Councillor Giffin said that video games have been around for over fifteen years but it has only been this last couple of years that there has been any problem with them. They were controlled in licensed establishments and he feels that is where they should be returned to. He said he feels they should not be where children can get at them in the convenience stores and places of that nature. He said he feels it is wrong for the government to be both the owners and the regulators.

Councillor Holland said he sees Councillor Smiley's motion covering both adequate funding for treatment and the regulation of accessibility. He said that these are the two key issues in this problem and he feels it is important that council shows support to solve that problem.

Councillor Peters said that she would feel more comfortable if this issue was deferred until after the meeting February 1st.

Councillor Bates said that he agrees that council should have more input from the experts. He said that he is in agreement that as soon as the experts can be brought before council then something should be done.

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

"THAT COUNCILLOR SMILEY'S MOTION BE DEFERRED UNTIL THE NEXT COUNCIL SESSION FOLLOWING THE FEBRUARY 1ST MEETING"

MOTION CARRIED

17 IN FAVOUR

7 AGAINST

12. Mr. Kelly outlined a letter from the Honourable Terence Donahoe, Minister, Department of the Environment, in response to

council's correspondence with respect to the Tidewater quarry.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Peters said she was pleased that the letter had given as much detail as it did. She made reference to paragraph two, page two where the minister states that the key stipulation for the permit is the formation of a monitoring board on the Tidewater quarry which will oversee the operation and development of that quarry. She said that the letter also states that the Commission in Waverley has been invited to participate. She said she was the councillor who had requested this letter be sent because of her concerns with the negative downstream effects in district 14.

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

"THAT A LETTER BE SENT TO THE MINISTER, WITH A COPY TO THE WAVERLEY VILLAGE COMMISSION AND THE MLA, ASKING IF A REPRESENTATIVE FROM DISTRICT 14, PERHAPS THE RATEPAYERS ASSOCIATION, THE WAVERLEY VILLAGE COMMISSION AND THE GROUP THE SHUBENACADIE RIVER LAKES ADVISORY BOARD, ALSO BE INVITED TO SIT ON THIS MONITORING BOARD SO THAT THERE IS REPRESENTATION FROM DISTRICT 14 AS WELL AS THE SHUBENACADIE RIVER PEOPLE"

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

1. File No. RA-FEN-16-92-18 - Application by Armoyn Group Limited to rezone lands on the south side of the Hammonds Plains Road

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

"THAT THE REZONING APPLICATION BE APPROVED AND A PUBLIC HEARING DATE BE SET FOR JANUARY 25, 1993, AT 7:00 P.M."

MOTION CARRIED

2. File No. RA-FEN-09-92-18 - Application by the Armoyn Group Limited and Armoyn Properties to rezone approximately 475 acres of land representing the remainder of the Kingswood on the Lake residential development

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

"THAT THE REZONING APPLICATION BE APPROVED AND A PUBLIC HEARING DATE BE SET FOR JANUARY 25, 1993, AT 7:00 P.M."

MOTION CARRIED

3. Discharge of Development Agreements - File No.'s DA-TLB-13-86-02, DA-TLB-08-87-02, DA-TLB-14-90-02, AND DA-F&S-11-90-14

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

"THAT DEVELOPMENT AGREEMENT FILE NO. DA-TLB-13-86-02 BE DISCHARGED BY MUNICIPAL COUNCIL"

MOTION CARRIED

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

"THAT DEVELOPMENT AGREEMENT FILE NO. DA-TLB-08-87-02 BE DISCHARGED BY MUNICIPAL COUNCIL"

MOTION CARRIED

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

"THAT DEVELOPMENT AGREEMENT FILE NO. DA-TLB-14-90-02 BE DISCHARGED BY MUNICIPAL COUNCIL"

MOTION CARRIED

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

"THAT DEVELOPMENT AGREEMENT FILE NO. DA-F&S-11-90-14 BE DISCHARGED BY MUNICIPAL COUNCIL"

MOTION CARRIED

URBAN SERVICES COMMITTEE REPORT

Deputy Mayor Richards said he feels members of council should have an opportunity to review the report more thoroughly.

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

"THAT THE REPORT BE DEFERRED TO THE NEXT COUNCIL SESSION AND ITEMS #4 & 5 BE REFERRED TO THE EXECUTIVE"

MOTION CARRIED

HERITAGE ADVISORY COMMITTEE REPORT

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

"THAT COUNCIL APPROVE THAT THE PROPERTY OF PHILLIP L.

HARTLING, PORT DUFFERIN, BE DESIGNATED AS MUNICIPAL HERITAGE PROPERTY"

MOTION CARRIED

FIRST READING, BUILDING BY-LAW

Councillor Peters said that she believes that the county should have journeyman plumbers installing the job and the building inspector making sure that it has been done properly. She said she does not feel there should be an opt in/opt out clause. She said she believes that it all should be the same. She said she would like to see 7.3 amended to state that certified plumbers be required to install all the plumbing throughout Halifax County with no opting out.

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

"THAT SECTION 7.3 OF THE BUILDING BY-LAW BE AMENDED TO STATE THAT A CERTIFIED PLUMBER BE REQUIRED TO INSTALL ALL THE PLUMBING THROUGHOUT HALIFAX COUNTY WITH NOT DISTRICTS OPTING OUT"

Councillor Taylor said he does not see a problem in Halifax County and does not feel this is necessary.

Councillor Peters said that at approximately 1971 it was made mandatory by the province that only journeymen qualified plumbers install plumbing in Nova Scotia. She said all Halifax County would be doing by say it wants qualified journeymen plumbers doing the installations is ratifying a provincial law that is in existence.

Mayor Lichter asked Mr. Crooks why it was necessary to ratify a municipal by-law if it is already a provincial law. He asked if the provincial law override the building by-law.

Mr. Crooks said he would have to check to verify this. He said on the assumption that it does override, the remedy for a violation of that law would be a prosecution under the Act. What the proposed section 7.2(d) does is over and above that prosecution remedy under the provincial legislation is to impose an additional requirement and means of enforcing the requirement that a certificate be provided by a journeyman plumber. That would be in addition to the provincial law, not in conflict with the provincial law and so municipal law would not be invalid by reason of conflict. It would be an enhancement of the existing regulations.

Councillor Deveaux said he also feels that no district should be allowed to opt out. He said rules and regulations should apply equally across the municipality.

Councillor Cooper asked Mr. Crooks if the plumbing inspectors are

required to be certified journeymen plumbers.

Mayor Lichter said they are.

Councillor Cooper referred to section 7.3 which removes the requirement for a certification by a journeyman plumber in certain districts. He asked if that section of the proposed by-law supersede section 9.2.

Mr. Crooks said that in his opinion it would not.

Councillor Cooper if as a result would all the plumbing done in the municipality require certification by the municipal inspector who, by job description, must be a certified plumber.

Mayor Lichter said this was right.

Councillor Merrigan said he did not support the opt in/opt out clause and he would not support the by-law if this was the way it was going to be.

Councillor Holland asked if the motion was in order.

Mr. Crooks said that in his opinion the motion was in order. The Building By-law approval process contemplates a number of readings that the provisions of the by-law are going to be before the council on a number of occasions to be considered on a number of occasions. The text of the by-law has been in the council agendas, there has been notice to all councillors and in his opinion is that the consideration of this question is in order.

Mr. Meech said that from an administrative point of view his advise is that he would encourage the council to either decide whether subsection "d" is going to be a part of the by-law or not. From an administrative point of view it is going to become a nightmare to try to administer in each district. He said he would encourage council to make a decision as to whether in fact it is going to be a requirement of the by-law. If it is then it should apply across the board.

Mayor Lichter said that if provincial statute requires that journeyman plumber does the plumbing work and if that is the case the remedy that is there and has been there for a period of time is prosecution when that is not the case. By leaving out 7.3 completely staff has the opportunity in those areas that are not presently indicated prosecute all you like but don't in those districts where council has said don't. He said it is not unusual to have neighbours who have knowledge, but not working papers, get together and the only way they can afford to build a house is by building it for each other. If everything had to be done by certified professionals those people would join the homeless and he would not like to see that happen.

Councillor Merrigan said he would like to have the by-law amended by removing section 7.2(d) and 7.3.

Mayor Lichter said that this was an amendment he could not accept because Councillor Peters motion and this amendment would be contrary. He said if the first motion is defeated he could put it on the floor as a separate motion.

Councillor Ball said that if there was going to be a Building By-law then all districts should participate in the same way. He said in Halifax County the Board of Health requires a licensed installer to put in a septic tank and a disposal field.

Mayor Lichter said on a Category 1 lot a normal septic tank disposal field can be installed by anyone but beyond that point it has to be installed by a licensed installer.

Councillor Ball said that it should be consistent all across the municipality or not require it at all. He said a permit is required to construct a house. An occupancy permit is required which requires plumbing inspections, electrical inspections and building inspections. He said no one has justified to him that it is going to cost a horrendous amount of money on the cost of the new construction of a house.

Councillor Cooper said he would prefer for a qualified plumber to install. He said the minimum council should be accepting is that there must an inspection by a certified qualified plumber which is a requirement of the plumbing inspector. Every structure that is required to have permits under this by-law should not be allowed to opt out. He said he would like to know if 9.2, the requirement under which the plumbing inspector works, is those pursuant to section 4 of the building code act. He asked if it applied to commercial and larger structures rather than residential.

Mr. Crooks said the regulations being referred to are the regulations made under the provincial building code act which adopt the national building code with some minor modifications. He said the regulations adopt or incorporate the national building code.

Councillor Cooper asked if the regulations under the national building code which include the plumbing codes would be applied by this by-law to each structure in this municipality and be inspected by a qualified plumber who is the plumbing inspector.

Mr. Crooks said his understanding is that this is what the current by-law apart from this draft requires now and, that is the practice that the municipality's plumbing inspectors are required to carry out the three inspections which are referred to in the by-law in accordance with the national building code including the plumbing regulations.

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

"THAT DEBATE BE LIMITED TO TWO MINUTES"

MOTION TO LIMIT DEBATE CARRIED

MOTION DEFEATED

12 IN FAVOUR

12 AGAINST

Councillor Merrigan asked the solicitor if council removes 7.2 (d) and 7.3 is there any need of this. He said he though council was adding to the by-law.

Mr. Crooks said that the motion was to approve the by-law on the basis of first reading the draft that is before council with the exception of 7.3 which would be deleted.

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

"THAT THE FIRST READING OF THE BUILDING BY-LAW BE APPROVED WITH SECTION 7.2(d) AND 7.3 OF THE BY-LAW BEING DELETED"

Councillor Boutilier said that this motion would take things back to the way they have always been as far as the plumbing inspection goes. He said because of the diversity of the municipality he does not see anything wrong with the rural areas opting out if they want to.

Councillor Bates said he would be supporting the motion and placing confidence in the system that is currently in place.

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

"THAT COUNCIL LIMIT DEBATE FOR FIVE MINUTES"

MOTION TO LIMIT DEBATE CARRIED

Councillor Merrigan said the reason he made the motion was that under national building codes you are required to do all plumbing that is required to be done by a journeyman plumber or apprentice under his supervision. He said he does not feel that Halifax County should be supporting plumbing done by anyone other than a certified plumber.

Mr. Meech said that he wanted to make sure that council was aware of the change with regards to permit fees (Section 8.3).

MOTION CARRIED

18 IN FAVOUR

7 AGAINST

RATIFICATION OF APPROVED DISTRICT CAPITAL GRANTS

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

"THAT THE APPROVED DISTRICT CAPITAL GRANTS BE APPROVED BY
MUNICIPAL COUNCIL"

MOTION CARRIED

ADDITIONAL ITEMS TO THE JANUARY 19, 1993 COUNCIL SESSION

Councillor Peters said that she would like to have a motion to rescind the vote on the by-law this evening. The decision was made for first reading without proper notification that 7.2(d) and 7.3 were deleted. She said she would like to give notice of motion to rescind for next council session.

Councillor Rankin said that in terms of future amendments on the Building by-law, he was giving notice that he would like to have some wording in one of the sections deleted. He would like this to be on the next council agenda.

IN-CAMERA ITEM

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

"THAT COUNCIL MOVE IN-CAMERA"

MOTION CARRIED

COUNCIL SESSION

January 19, 1993

PRESENT WERE: Mayor Lichter
Councillor Meade
Councillor Rankin
Councillor Fralick
Councillor Holland
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Smiley
Councillor Taylor
Councillor Peters
Councillor Merrigan
Councillor Brill
Councillor MacDonald
Councillor Boutilier
Councillor Harvey
Councillor Sutherland
Deputy Mayor Richards
Councillor McInroy
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 Sutherland, seconded by Councillor
Harvey:

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING
SECRETARY"

MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT THE MINUTES OF THE COMMITTEE OF THE WHOLE,
SEPTEMBER 28, 1992 BE APPROVED"

MOTION CARRIED

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

"THAT THE MINUTES OF THE PUBLIC HEARING, NOVEMBER 9, 1992
BE APPROVED"

MOTION CARRIED

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

"THAT THE MINUTES OF THE COUNCIL SESSION, DECEMBER 1,
1992 BE APPROVED"

MOTION CARRIED

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

"THAT THE MINUTES OF THE PUBLIC HEARING, DECEMBER 14,
1992 BE APPROVED"

MOTION CARRIED

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

"THAT THE MINUTES OF THE COUNCIL SESSION, DECEMBER 15,
1992 BE APPROVED"

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from Clayton J. Coveyduck, Vice-President, Retail Banking and Service Delivery with the Royal Bank of Canada in response to council's correspondence with respect to their proposed closure of the Royal Bank branch at Mulgrave.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Deveaux said this was not the only branch closed. The branch in Bear River was closed recently and the reason given for that closure was that it had been broken into. He said unless concern is expressed these closures will continue.

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

"THAT A COPY OF THIS LETTER AND EARLIER CORRESPONDENCE

FROM THE MAYOR OF MULGRAVE BE SENT TO THE SUPERINTENDENT OF BANKS FOR CANADA EXPRESSING COUNCIL'S CONCERN FOR THE BANK CLOSURE AT MULGRAVE"

MOTION CARRIED

2. Mr. Kelly outlined a letter from the Minister, Department of Education, in response to Halifax County's correspondence with respect to the future status of students from Halifax County Municipal District #5 attending J.L. Ilsley High School. The letter informs that tuition funding has been provided for the 1993/94 school year.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

3. Mr. Kelly outlined a letter from the Minister, Department of Transportation, in response to Halifax County's correspondence requesting installation of amber warning lights at the intersection of trunk 7 and the Sheet Harbour-Stellarton highway (Route 374). The minister point out that the area has been investigated and it is noted that the installation of a flashing red light on Route 374 would increase motorists awareness of the stop at Trunk 7 and this light will be erected as soon as possible.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Mr. Kelly outlined a letter from the Minister, Department of Transportation, in response to Halifax County's request for additional lighting at the intersection of Route 213 at the St. Margaret's Bay Arena area.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

5. Mr. Kelly outlined a letter from the President of the Nova Scotia Government Employees Union with respect to a campaign underway to lobby Nova Scotia Government to enact refillable beverage container legislation.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT COUNCIL ADOPT THE MOTION SUPPORTING THE REFILLABLE BEVERAGE CONTAINER LEGISLATION AS PROPOSED IN THE DOCUMENT"

MOTION CARRIED

Councillor Holland said they did not make reference to the fact that in the four municipalities involved with Metro Authority there is a recycling plant which is taking out a lot of those refillable containers out of the waste stream. He said he wondered what effect that would have on the recycling plant.

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Kelly outlined a letter from Leonard Ashley asking for a street name change.

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

"THAT THE APPROVAL OF THE STREET NAME BY COUNCIL BE BROUGHT TO THE ATTENTION OF THE DEPARTMENT OF TRANSPORTATION AND REQUEST APPROVAL"

MOTION CARRIED

2. Mr. Kelly outlined a letter from Joan Jones, Chair, Black History Month Coordinating Committee to advise council that February is Black History Month and to request the municipality to declare the month of February as Black History Month.

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

"THAT THE LETTER BE RECEIVED AND HALIFAX COUNTY DECLARE FEBRUARY AS BLACK HISTORY MONTH"

MOTION CARRIED

3. Mr. Kelly outlined a letter from the Vice President of the Lakeside Industrial Park Association with respect to proposed improvements at Lakeside Industrial Park.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

1. File No. RA-PD5-21-92-05 - REZONING APPLICATION BY MARITIME HOUSING TO REZONE PROPERTY AT 123 VILLAGE ROAD IN HERRING COVE

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

"THAT THE PUBLIC HEARING BE HELD ON FEBRUARY 8, 1993 AT 7:00 P.M."

MOTION CARRIED

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

"THAT THE APPLICATION FEE BE WAIVED FOR THIS APPLICANT"

MOTION CARRIED

2. PROCEDURES FOR HEARING SUBMISSIONS AT PUBLIC HEARINGS

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

"THAT A COMMITTEE OF THE WHOLE SESSION BE SCHEDULED TO CONSIDER AMENDING IT'S PRESENT PROCEDURE FOR HEARING SUBMISSIONS AT PUBLIC HEARINGS"

MOTION CARRIED

3. ORDER FOR JUDGEMENT FROM THE APPEAL DIVISION IN THE SUPREME COURT OF NOVA SCOTIA

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

"THAT THE ORDER FOR JUDGEMENT BE RECEIVED"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Report Re: Greater Halifax Economic Development Alliance

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

"THAT COUNCIL APPROVE THE TWO MOTIONS AS OUTLINED IN THE REPORT WITH RESPECT TOT HE DEVELOPMENT OF A JOINT MARKETING STRATEGY TO DEVELOP A PLAN FOR THE FOUR METRO MUNICIPALITIES TO COLLECTIVELY WORK TOGETHER TO PROMOTE

AND ENHANCE THE PROFILE OF THE METRO AREA TO PROSPECTIVE
NEW INDUSTRY"

MOTION CARRIED

Report Re: Lakeside Industrial Park Rehabilitation

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

"THAT COUNCIL APPROVE THE CAPITAL EXPENDITURE IN THE AMOUNT OF \$1,325,000.00 BASED ON THE FUNDING AS OUTLINED IN THE STAFF REPORT FOR IMPROVEMENTS AND REHABILITATION OF THE LAKESIDE INDUSTRIAL PARK"

MOTION CARRIED

Capital Grant Requests

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

"THAT THE FOLLOWING CAPITAL GRANT REQUESTS BE APPROVED BY COUNCIL:

General Parkland Grant in the amount of \$1,300.00 for the installation of a vehicle control gate on access road to the Cole Harbour Commons.

District Capital Grant, District #4, in the amount of \$930.00 and General Parkland Grant in the amount of \$930.00 for fencing for Hatchet Lake Ball Field.

District Capital Grant, District #12, in the amount of \$500.00 for repairs to boards on outdoor rink, Middle Musquodoboit Recreation Association."

MOTION CARRIED

Borrowing Resolutions

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

"THAT BORROWING RESOLUTION 92-09 - WATER (FIVE ISLAND LAKE) IN THE AMOUNT OF \$250,000.00 BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 92-10 - SEWAGE TREATMENT PLANT (MILL COVE) IN THE AMOUNT OF \$500,000.00 BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 92-11 - WATER (BEDFORD) (WATERMAIN BY-PASS) IN THE AMOUNT OF \$6,000,000.00 BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 92-12 - SCHOOLS (TALLAHASSEE SCHOOL ADDITION) IN THE AMOUNT OF \$1,100,000.00 BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 92-13 - SCHOOLS (TALLAHASSEE SCHOOL ADDITION) IN THE AMOUNT OF \$1,771,000.00 BE APPROVED"

MOTION CARRIED

\$8,000.00 Loan Request - Mooseland Volunteer Fire Department

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

"THAT COUNCIL APPROVE AN \$8,000.00 FIVE YEAR LOAN ADVANCE TO THE MOOSELAND VOLUNTEER FIRE DEPARTMENT FOR THE PURPOSE OF ACQUIRING A FIRE VEHICLE FROM THE DISTRICT 5 WEST FIRE DEPARTMENT. THE LOAN WILL BE REPAID WITH INTEREST WITH COUNCIL RESERVING THE RIGHT TO LEVY AN AREA RATE IN DEFAULT OF PRINCIPAL AND/OR INTEREST REPAYMENT"

MOTION CARRIED

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

Report/Agreement for Improvements on Caldwell Road, Cole Harbour, Halifax County

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

"THAT COUNCIL APPROVE THE EXECUTION OF THE DEPARTMENT OF TRANSPORTATION - HALIFAX COUNTY AGREEMENT FOR 70% COST SHARING OF THE \$2.05 MILLION STORM IMPROVEMENTS ON

CALDWELL ROAD"

MOTION CARRIED

PRESENTATION TO THE 1ST LAKE ECHO SCOUT TROOP

Mayor Lichter welcomed the scout troop and its leaders to council and Councillor Adams was called on to make a presentation to the members of the troop.

Councillor Adams said he would like to welcome the scout troop and their leaders and present them with a county lapel pin and wish these young men good luck as they work towards their citizenship badge in the scouting movement. He presented a pin to each of the scouts and their leaders.

MEMBERSHIP - COLE HARBOUR PLACE BOARD

Councillor Cooper said that he would like to thank three departing Board members; Merna Conrad, Harold Northrup and Gerri Irwin for the number of years of excellent service which they have provided to Cole Harbour Place and the community. He said Councillor Harry McInroy was the second representative from the Cole Harbour /Westphal Community Council.

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

"THAT THE FOLLOWING INDIVIDUALS BE NOMINATED AS MEMBERS, FOR A ONE YEAR TERM, TO THE COLE HARBOUR PLACE BOARD AND FURTHER THAT A LETTER BE WRITTEN THANKING THE DEPARTING BOARD MEMBERS ON BEHALF OF HALIFAX COUNTY COUNCIL

Councillor Ben Bates	Ken Wilson
Councillor Harry McInroy	Jim Georgiannis
Stephen Mabey	John Russell
Roy Teal	Done Kyte
Charles Chant	Michael Hornby
Alan Turner	

MOTION CARRIED

NOTICE OF MOTION TO RESCIND FIRST READING - BUILDING BY-LAW

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

"THAT THE BUILDING BY-LAW AS IT WAS PASSED BE RESCINDED"

Councillor Peters said she was opposed to the changes that were made. She made reference to a memorandum from Planning dated January 18, 1993 which states "any person working in the plumbing trade anywhere in the province must hold a current certificate of

qualification or be a registered apprentice. Any other person in the trade is doing so illegally". She said she is aware of the fact that there are a number of trade schools in the province of Nova Scotia in which young people are encouraged to upgrade their qualifications and obtain certifications. She said that she is concerned that if it is not made mandatory to have a certified plumber do the installations in the county then in fact it is discouraging young people from attending these schools and are encouraging the people who are not qualified to do the business. She said she would like the decision made by council at the last session to make these changes be reviewed and rescinded.

MOTION TO RESCIND DEFEATED
10 IN FAVOUR OF RESCINDMENT
12 AGAINST

BUILDING BY-LAW

Mayor Lichter said there are two minor amendments that have to be made.

Mr. Crooks said that as he understood it Section 9.3, which had been in the draft before council on a couple of previous occasions, was not in the draft which was considered at the last council session and was dealt with by way of First Reading. He said the certificate which form Schedule A was not included at that time. He said he would suggest that a motion be made amending the draft which received First Reading at the last session to incorporate Section 9.3 and the text of the certificate which is Schedule A.

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

"THAT THE DRAFT OF THE BUILDING BY-LAW WHICH RECEIVED FIRST READING AT THE LAST SESSION OF COUNCIL BE AMENDED TO INCLUDE SECTION 9.3 AND THE TEXT OF THE CERTIFICATE WHICH IS SCHEDULE A"

MOTION CARRIED

Mayor Lichter confirmed with Mr. Crooks that this constituted the First Reading of the Building By-law.

BUILDING BY-LAW

Councillor Rankin said this item was relating to provision C 3, page 2 of the By-law. He said the requirement regarding the question of repairs is not there for a building permit if the repairs are less than \$2,500.00; however, they did not include plumbing in that. He said he sees this as not a good working By-law to require the taxpayers to come forth for a permit for virtually any plumbing work.

It was moved by Councillor Rankin,

"THAT THE WORDS "EXCLUDING PLUMBING RELATED WORK" BE OMITTED AND HAVE ALL REPAIRS UNDER \$2,500.00 BE BUILDING PERMIT FREE"

Mayor Lichter asked Mr. Crooks if the First Reading was completed, can changes be made and is Councillor Rankin's understanding correct in that the kind of work he described which may be considered plumbing work whether that would really require a building permit.

Bill Butler said strict interpretation would say yes a permit would be required for even the changing of a faucet. He said the intent in including this was to require a building permit where people were adding an additional bathroom to a house because those are situations where they have found problems in the past. Where there is fairly significant plumbing work such as adding another bathroom it was their intention that a building permit be applied for so that building inspection would be aware of the work and the plumbing inspector could go on site to make sure it was being installed adequately. He said this was to catch renovation type work.

Councillor Rankin said if this was the intent then he feels this is not good drafting. He said that council should provide good by-laws that are carefully drafted as to what is the intent. He said this fails that test and therefore he feels these words should be removed because it is ambiguous. He said that if these by-laws are to be followed the intent should be understandable and this is not understandable.

Bill Butler said what is necessary would be to define more precisely the types of plumbing renovations that are being looked at. The intent was where significant amounts of plumbing were being put in, i.e. new bathrooms, new toilets, etc. He said under these circumstances they wanted to have the opportunity to inspect. He said what would be needed is some wording that would define more precisely what types of plumbing and he would prefer to have the opportunity to sit down with the chief building inspector to make it very clear.

Mayor Lichter asked the solicitor if it would be possible to have a motion of deferral to the next council session to have section 3.3 and sections that could relate to 3.3 revised as Mr. Butler has indicated and then no advertisement take place until after that is looked at by council.

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

"THAT THE FIRST READING OF THE BUILDING BY-LAW BE DEFERRED TO THE NEXT SESSION OF COUNCIL IN ORDER TO HAVE

PLANNING STAFF REVISE SECTION 3.3"

MOTION CARRIED

REDISTRIBUTION COMMITTEE INTERIM REPORT

Mr. Kelly read the report into the record. The report read as follows:

"The above committee was appointed this past summer and several meetings were held.

The mandate given to this committee through council is to assist in preparing for an application to the Nova Scotia Municipal Board in early 1993. This would involve recommendations to council for their review and decision as to the form of the application submitted to the Board.

This is pursuant to a standing provincial statute requiring rural municipalities to make such application every six years. In this regard, Guidelines provided to us from the Municipal Board is attached for you information.

Our deliberations to date have dealt with, in part, the examination of a number of proposals relating to possible boundary changes. These proposals range from maintaining the existing district boundaries as they presently exist to shifting certain communities to adjacent districts based on perceived population/geographic imbalances. None of these proposals have been given the status of final recommendations.

The committee is not in a position to move to recommendations until it has provided and opportunity for public input and deliberated further.

The committee understands that in carrying out its mandate it is presently enabled to advertise for such public input. However, the committee does not see the point of considering public submissions before confirming council's position with respect to boundary review.

The question arises because of the announced intention of the province with regard to the amalgamation of certain municipal units, including those in the Halifax-Dartmouth region, in time for Municipal Elections to be held in October, 1994. If implemented, this would require a review of polling districts on a completely different basis than currently in place under existing provincial legislation.

Should council wish for the committee to proceed ultimately to a public hearing, the committee would understand that council will want to remain impartial; and therefore, not wish to debate the

merits or demerits of any of the proposals that may be presently before us."

Mayor Lichter said the committee is looking for direction from council and there are two choices 1) direct the committee to proceed and eventually a public hearing will be held by council or 2) not to proceed with the present work that they have undertaken.

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

"THAT THE COMMITTEE PROCEED WITH THE WORK THEY ARE DOING"

Councillor MacDonald asked if an application would be accepted at this time.

Mayor Lichter said that since the House didn't sit they have been unable to bring in legislation that changes the mandate of the Board. Consequently, unless the government sees fit to give direction to that Board without legislation they have no choice but to accept applications.

Councillor MacDonald asked when this would be ready to be presented.

Mayor Lichter said that it was asked that the recommendation passed to them early in the spring of 1993.

Councillor Merrigan asked if there had been a public hearing held previously.

Mayor Lichter said that there had been a public hearing and at that time district 14 and 17 which became a split district. He said the committee will advertise that they will accept requests from the public and they will listen to the public wishes. He said councillors have been in to discuss issues with the committee. Once the committee has heard from the public and have decided that they have recommendations to make to council, they will bring those recommendations to council so that council will announce a formal public hearing to be convened. At that time the entire council will have the benefit of hearing any objections or support that the public may have for the proposed changes. He said it could be that there will be some changes or it could be as simple as indicating to the public that it is councils' perception that he public has been well served with the existence of the 25 districts as is and would they let council know if they feel this is not the case.

Councillor McInroy said that as chair of the previous Redistribution committee he confirmed that at that time there had been proposals in place for both council to be aware on an individual basis and to bring back to their various communities to suggest what was being discussed, considered or proposed by way of

boundary adjustments. He said council should be indicating the kinds of changes that the committee is proposing be committee.

Mayor Lichter said that he understood that wherever the committee felt that they did want to look at some kind of a change, whether initiated by councillors or not, they did notify the councillor and asked the councillor to come and meet with the committee. He said if a councillor did not hear from the committee then a change was not contemplated with respect to his/her boundary.

Councillor Rankin said there was an information piece sent to the councillors inviting proposals from them. He said, prior to public input, want they would not want to profile any proposals they are considering now. He said that the proposals looked at were from councillors which recommended maintaining existing boundaries or changes. He said these would not be looked at relative to recommendations until the public is heard from. The report would be given to council and council, pursuant to the guidelines, would make the report available to the public prior to the public hearing.

Councillor Boutilier asked Councillor Rankin if he, as the elected councillor did not hear anything from the committee, there are no changes contemplated for district 20.

Councillor Rankin said that the report had stated that the committee has not moved to recommendations that is why they are not profiling these proposals as a recommendation at this time. He said there was no proposal relating to district 20 at this time.

Councillor Boutilier said the committee, after going through this process, may find out in September when the Cabinet Committee comes forth with recommendations that this was basically a waste of time. He said he is not opposed to the committee going ahead and making recommendations.

Councillor Brill said he feels that the exercise will be redundant.

MOTION CARRIED

REPORT RE: OLDHAM DOMESTIC WELL WATER SUPPLY

Councillor Peters said the report had been submitted at the Board of Health meeting. She said she has been concerned for quite some time with the quality of water in the Oldham area. She said the wells are contaminated with coliform but with high levels of arsenic. She said the acceptable limit for arsenic in water is .05mg but it is being recommended that this be reduced to .025mg as being the present maximum acceptable concentrations of arsenic. Some of the arsenic levels in the drilled wells are at .48, 0.38, 0.25, etc. She said one of them has a level at 2.30. She said this is an area that would be hard hit financially if they were