

On receipt of Mr. Kaye's letter of last August, I interviewed Mr. Quirk and Mr. Downie in the presence of Mr. Kaye in our office. Mr. Quirk stated that he could not tell whether Mr. Kaye's drain was cut off or not. He found a stone drain near the foundation of the house and a crock pipe connected into it. The general direction of this drain was north towards the gate. It was completely choked up. Mr. Kaye stated that the original drain was laid with a plank bottom and ran down Young Street, emptying into McPherson's shipyard. He claimed that the drain was stopped when the sewer went through, and his reason for saying so was that the drain was choked and he considered that there had been a stoppage for years, but it took all this time to completely fill up. He had no trouble with it until this year.

There is no evidence to show that the City cut off this drain permanently. The sewer foremen were always instructed if they cut through a drain in laying the sewer to make the same good. I have no doubt that in laying this sewer the drain must have been cut off, but the foreman in charge of the work, Mr. Umlah, has left the City and the only means of finding out whether he carried out his instructions would be to try to trace the old drain and dig down and see whether it was reconnected or not.

H. W. JOHNSTON, *Asst. City Engineer.*

*City Engineer's Office, August 19th, 1914*

*City Engineer.*

*Sir:*—I beg to report on the accompanying minute of the Board of Control that we dug up the old drain leading into the late Mr. Kaye's house to try to find the cause of the stoppage. The accompanying sketch shows what was found.

There is an old 15-inch crock pipe drain located about 21 feet from the west side of Campbell Road in front of the Kaye property. This pipe was found choked up solid at the point "A" where the old stone drain from Mr. Kaye's house crossed it. This latter drain was a square stone drain 17" x 17". Where it crossed the 15-inch pipe it had been cut off, evidently by whoever laid the 15-inch crock pipe. I have been unable to find any record of when or by whom it was laid. Mr. McDonald, who has been in the sewer work longer than anyone else I know of, says he has no recollection of it being laid during his time. There is no doubt in my mind that whoever laid the 15-inch drain, is responsible for the damage in Mr. Kaye's drain.

H. W. JOHNSTON, *Asst. City Engineer..*

*City Engineer's Office, October 23rd, 1914.*

*His Worship the Mayor.*

*Sir:*—Mr. Johnston has had an excavation made of Campbell Road in front of the late Mr. L. R. Kaye's property, to ascertain if possible, the cause of the stoppage of his house drain.

The sketch attached shows the location of the sewer on Young Street and Campbell Road. It also shows an old 15-inch crock pipe laid near or under the gutter. Mr. Kaye had a drain running from his house over to Young Street below Campbell Road which he claimed the City must have cut off. Mr. Johnston found that Mr. Kaye's drain was filled up completely at the point where it crossed the old 15-inch crock pipe trench, and comes to a very natural conclusion that it must have been cut off when the 15-inch pipe was laid.

Mr. McDonald who has been in the City service for upwards of half a century has no recollection of it being laid during his time. It is probable, therefore, that the work was not done by the City, and the City should not be responsible therefore, for the stoppage in Mr. Kaye's drain.

The late Mr. Kaye was under the impression that the City must have cut off his drain at the concrete sewer trench, but this surmise turns out to be incorrect, as the stoppage was caused at a point between the concrete sewer trench and the house. Mr. Johnston's report is attached.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller Harris that the report of the Board of Control be adopted. Motion passed.

#### **PUBLIC LANDING NORTH FERRY—GREEN LANE.**

Read report Board of Control recommending renewal to George Evans of the privileges of operating a ferry and boat landing at the foot of Green Lane, the so-called North Ferry.

*City Hall, March 3rd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to recommend the renewal to George Evans of the privilege of operating a ferry and maintain a boat landing at the foot of Green Lane, the so-called North Ferry. Some complaints having reached members of the Board that Mr. Evans does not at all times maintain a satisfactory service, it is recommended that he be instructed that unless he maintains a more satisfactory service his permit will be cancelled.

L. FRED MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, March 3rd, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the application of George Evans for renewal of his permit to operate a ferry and maintain a boat landing at the North Ferry.

There has been no complaint against Mr. Evans, that I am aware of, and I would recommend that the permit be renewed as requested.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller Harris that the report be adopted. Motion passed.

## SEWERAGE WESTERN SLOPE OF CITY.

Read report Board of Control re sewerage western slope of the City.

*City Hall, March 3rd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that they have had under consideration the matter of the drainage of the western slope of the City including the proposed intercepting trunk sewer, and submit herewith for the information of the City Council a report from the City Engineer dated February 24th, 1915, together with a petition protesting against the installation of a sedimentation tank at the foot of Jubilee Road.

The Board of Control recommend for approval by the Council the following resolution passed by the Board this day:—

*Resolved* that in the opinion of this Board and in view of the City Solicitor's construction of Section 30, Chapter 74, Acts of 1914 (which he has been asked to put into writing) the City should apply for the repeal at this session of the Legislature of the said enactment;

*And* that upon the repeal of the said section the City should acquire the necessary right of way for the North West Arm intercepting sewer;

*And* construct a sewer in Quinpool Road from Oxford Street to Connaught Avenue, thence through Connaught Avenue to Jubilee Road, thence through Jubilee Road eastwardly to Oxford Street;

*And* that legislation providing for the borrowing of the required amount of money for sewerage purposes be applied for;

*And* that before action the City Engineer report upon the cost of construction herein recommended.

Controllers Harris, O'Connor and His Worship the Mayor are in favor of the foregoing recommendation and Controllers Hoben and Scanlan against.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, February 24th, 1915\**

*His Worship the Mayor.*

*Sir:*—In compliance with the request of your Board, I beg to report "as to the present situation regarding the project of draining the western slope of the City, with recommendation."

As your Board are aware, section 30 of Chapter 74 of the Acts of 1914 provides that:

"The City shall not proceed with the expropriation of any land or and interest in land for the purpose of constructing a sewer into the North West Arm unless and until the City Engineer shall have prepared a comprehensive plan of the sewers required to properly dispose of the sewerage on the western slope of the City of Halifax, and shall have certified that said plan so prepared as aforesaid is, in the opinion of the City Engineer, the most practical and efficient method, having regard to the total cost thereof, of disposing

of the sewerage of said western slope, and no lands or interests in lands not shown on said plan as being required by the City for said sewer or sewers, shall be expropriated by the City."

That section was inserted in the City Act while I was attending the Town Planning Convention at Toronto, and I understand that the City had no opportunity to be heard on it.

The Act provides that the City shall not proceed with expropriation until the City Engineer shall have prepared a comprehensive plan and certified that the plan is the most practical and efficient method having regard to the total cost. It must have been within the knowledge of the person who drafted that section that the City Engineer had already prepared a comprehensive plan and submitted it to the City Council for approval. At the meeting of the City Council held on Mar. 3, 1911, I submitted a comprehensive scheme and recommended the construction of a trunk sewer along the Arm to discharge at a point near Black Rock. That recommendation was adopted on the 18th of May 1911, but in October 1912 the City Works Committee recommended that the intercepting sewer be extended to Chain Rock. In my report dated May 3, 1912, on location for outlets, I stated that the system recommended was chosen chiefly on account of the difference in cost. Under the circumstances, I could not consistently change my recommendation. I have no desire, however, to prevent the wish of the tax payers from being carried out, and if the Board of Control in its decision, correctly represents the attitude of the general public, there should be some way of carrying out the wish of the people.

The matter, however, is not at a deadlock, as the wording of the section does not prevent the City from expropriating any land required from Black Rock north. I would urgently recommend that the right of way from Black Rock north to Chebucto Road, be acquired without delay, as it will never again be obtained at as low a price, and the ultimate acquisition of it is absolutely necessary. It is not absolutely necessary to construct the sewer at once until the details of the outlet location are finally decided.

In connection with this matter, I would report on the request of Messrs. R. P. Bell, H. C. DeWolfe and John W. Regan. Mr. DeWolfe and Mr. Regan ask for the early laying of a sewer in Quinpool Road. The construction of a sewer in Quinpool Road below Oxford Street depends on the construction of the trunk sewer to Quinpool Road or in the alternative, to Jubilee Road and up Jubilee Road, thence northerly through Connaught Avenue. This sewer would drain that portion of Quinpool Road east of Connaught Avenue.

Mr. Bell asks that a sedimentation tank be constructed at the foot of Jubilee Road and that a sewer be constructed on Jubilee Road and along Connaught Avenue.

I would recommend that scheme as a last resort, if delay of years is probable. I have not changed my opinion as to the desirability of discharging permanently at the foot of Coburg Road or Jubilee Road, anything but the overflow of storms, but if the erection of houses is to continue in the district north of Coburg Road, some relief will be absolutely necessary as conditions become worse, and if the trunk sewer cannot be constructed I shall be obliged to recommend the construction of a temporary outlet similar to that at the foot of Coburg Road, followed by the construction of the sewer in Jubilee Road, Connaught Avenue and eastwardly in Quinpool Road.

F. W. W. DOANE, *City Engineer.*



Moved by Controller O'Connor, seconded by Controller Harris that said report be adopted.

Moved in amendment by Controller Hoben seconded by Controller Scanlan that the report be referred back to the Board of Control for further consideration.

Motion put and passed unanimously, the following named members of Council being present and voting for the same, viz.—

Controllers Harris, Hoben, O'Connor and Scanlan, and Aldermen Brown, Smith, Cox, Gastonguay, Hines, Murphy, Riordon, Harris, Hubley and Parker—14.

#### WAR—QUARTERING OF TROOPS—EXHIBITION GROUNDS.

10 o'clock. His Worship the Mayor informs Controller Scanlan that agreeably to resolution passed at this meeting the Controller may now bring before the Council, if he so desires, the matter of the quartering of troops at the Provincial Exhibition Grounds.

Controller Scanlan addresses the Council on the subject of the quartering of troops in the City of Halifax with particular reference to charges alleged to have been made for accomodation at the Provincial Exhibition Grounds.

His Worship the Mayor, with permission of Council, calls the Deputy Mayor to the Chair and from the floors of the Chamber addresses the Council with reference to the statement made by Controller Scanlan.

Moved by Alderman Murphy, seconded by Alderman Parker that the question of the quartering of troops in the City of Halifax be referred to a special committee consisting of His Worship the Mayor, the Deputy Mayor and Controller Scanlan, to confer with the proper authorities.

The matter is further discussed and the resolution is not put to Council.

#### ARGYLE STREET AND ST. PAUL STREET SIDEWALKS.

Read reports Board of Control and City Engineer re concrete sidewalks Argyle Street and St. Paul Street.

*The City Council.*

*City Hall, February 22nd, 1915.*

*Gentlemen:*—The Board of Control recommend for adoption the accompanying report of the City Engineer recommending the construction of a concrete sidewalk on the north side of St. Paul street and on the east side of Argyle Street from the City Hall to St. Paul Street.

L. FRED. MONAGHAN, *Clerk Board of Control.*

*His Worship the Mayor.*

*City Engineer's Office, February 22nd., 1915.*

*Sir:*—The asphalt sidewalk on Argyle Street and St. Paul Street at the Grand Parade, is getting in very bad condition, and becoming dangerous for pedestrians.

There is a concrete sidewalk on Duke Street, Barrington Street and in front of the building on Argyle Street, and I would recommend that a concrete sidewalk be laid on the east side of Argyle Street from the City Hall to St. Paul Street and on the north side of St. Paul Street from Argyle Street to Barrington Street under the Permanent Sidewalk Act 1906.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the same be adopted. Motion passed.

#### MORRIS STREET EXTENSION TO DALHOUSIE COLLEGE.

Read report Board of Control re award of appraisers appointed to value property of John Ross for extension of Morris Street to Dalhousie College, recommending that the amount of award be paid and the property taken over.

*City Hall, February 24th, 1915.*

*The City Council.*

*Gentlemen:*—At a meeting of the City Council held November 5th, 1914, the Council decided to abide by the finding of appraisers in the matter of acquisition of property of John Ross for the extension of Morris Street to Dalhousie College, and to purchase the property from Mr. Ross. The appraisers appointed were John T. Ross, on behalf of the City, W. Stetson Rogers, representing John Ross, and James F. Corston, the third appraiser.

The appraisers have awarded to John Ross the sum of \$3,070.00. The award being in excess of the amount anticipated, an effort was made by the Board to come to an arrangement with Mr. Ross whereby part of the encroachment of the land to be acquired could be allowed to remain at a nominal rental of 25c per year, but to this Mr. Ross would not agree. The Board therefore recommend the award of the appraisers for the approval of the Council with the recommendation that the valuation fixed by them be paid upon the delivery of the deed.

The award of the appraisers, together with a report from the City Engineer and an opinion from the City Solicitor are attached hereto.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Halifax, N. S.

To His Worship the Mayor  
and Members Board of Control.

Gentlemen:—We the undersigned arbitrators agree that the amount to be awarded to Mr. John Ross for the taking of his land facing on LeMarchant Street, in the City of Halifax, by the said City of Halifax, as per plan, and for the damages done to his green house and heating plant amounts in all to the sum of Three Thousand and Seventy Dollars (Say \$3070.00).

In witness whereof we have herewith set our hands this Fifteenth day of January, One Thousand Nine Hundred and Fifteen.

JAMES F. CORSTON.  
JOHN T. ROSS.  
W. STETSON ROGERS.

Office of the City Solicitor, February 5th, 1915.

Secretary Board of Control.

Re Ross Property.

Sir:—On November 5th last the Council approved the recommendation of the Board of Control embodying with approval a report of the City Engineer recommending "that an appraiser be appointed by the Board of Control in respect to this property with the understanding if the Board have power to make it so that the finding of the appraiser shall be agreed to and the property purchased from Mr. Ross and an umpire agreed on."

I am of opinion that the adoption of this report is, altho' not a formal contract nevertheless substantially a contract binding upon the City and probably also upon Mr. Ross, who accepted it by appointing an appraiser and going on with the appraisal and consequently the City is bound by the finding of the appraiser.

F. H. BELL, City Solicitor.

City Engineer's Office, February 17th, 1915.

His Worship the Mayor.

Sir:—In compliance with instructions of your Board, I have interviewed Mr. John Ross, and made the offer authorized by the Board of Control, namely, that the City take from him the land necessary for the street purposes at the price fixed by the appraisers, and that the City lease from him, at a nominal rental of 25c per year, the portion of such upon land which his buildings encroach.

Mr. Ross had an office on the north end of his structure and two hot houses 75 feet long running south from the office building. A few days after the appraisal was filed, Mr. Ross had the western building torn down with the exception of about 20 feet at the south end. He states that he intended to tear down the other building and move his office building, after which he would reconstruct his hot houses. From conversation with him, I am of the opinion that he intended to erect a residence at the corner of LeMarchant Street and Morris Street. He states that under the circumstances, he cannot afford to accept the City's offer, and that he had proceeded under the belief that the matter was settled.

F. W. W. DOANE, City Engineer.

Moved by Controller Hoben, seconded by Controller Harris that the report be adopted. Motion passed.

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**EDINBOROUGH STREET—DAMAGE TO A. L. WOOD'S HOUSE.**

Read report Board of Control recommending that the claim of A. L. Wood, \$36.10, for damages through blasting for sewer trench, Edinborough Street, be paid without admitting liability.

*City Hall, February 19th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that A. L. Wood appeared before the Board, claiming that during the blasting for sewer trench, Edinborough Street, the wall of a dwelling owned by him crumbled and fell down, necessitating his employing a mason to make repairs at a cost of \$36.10. After investigation, the Board have decided to recommend that Mr. Wood's claim be paid without admitting liability.

A report from the City Engineer covering reports from members of his staff is attached hereto.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, January 28th, 1915.*

*F. W. W. Doane, Esq.,*  
*City Engineer.*

*Sir:*—I beg to report on the accompanying minute of the Board of Control that Mr. DeWolfe and Mr. Downie went up and examined Mr. Wood's house on Edinborough Street and Mr. DeWolfe submits the accompanying report. He also says that the beams at the point marked "A" in the cellar are badly charred and it would appear as though there had been a fire at some time in this part of the house which may have caused the damage to the chimney.

The wall under the bay window at the west side of the house is of loose rubble, and the new excavation for deepening the cellar is down to the level of the bottom of the wall. From Mr. DeWolfe's report I do not think the damage was caused by the blasting for the sewer.

H. W. JOHNSTON, *Asst. City Engineer.*

*City Engineer's Office, January 28th, 1915.*

*H. W. Johnston, Esq.,*  
*Asst. City Engineer.*

*Sir:*—Went up to A. L. Wood's house yesterday evening with Mr. Downie.

We examined the whole wall and can find no evidence of any damage to the walls of the building.

There has been new work done on a chimney foundation but one cannot tell how much damage was done to it, if any, nor the probable cause. This work amounts to nearly 2 cu. yds. new concrete. I do not think that any blasting on our sewer would cause any damage to this building, because it is about 54 feet from the building where our sewer lies.

If any work has been done on a pipe trench for sewer connection which runs alongside the wall at the time of this damage I would lay it to that. A son of the family told us that about all that was known was that one night there was a very heavy blast on the new railway work and next morning they found that the side of chimney had crumbled down.

I may add that I believe a larger amount of work was done in repairing than originally existed. A sketch is attached.

WM. J. DeWOLFE.

*City Engineer's Office, January 28th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on Mr. A. L. Wood's claim for damages which he alleges was due to blasting during the construction of the sewer in Edinborough Street.

Attached hereto is a report from Mr. Johnston and Mr. DeWolfe giving the facts as they learned them.

Mr. Wood informs me that his daughter-in-law and a man hired at the place heard the blast, which was followed immediately by the falling of a portion of the wall in the cellar. Mrs. Wood heard the noise of the stones falling. It occurred shortly before the man left for home at night. His usual time for leaving is between five and six o'clock. Nobody seems to know where the blast was made. The construction of the sewer was going on at the time and blasting work was being carried on on the Terminal Railway. Mr. Wood was notified next morning that the wall supporting the chimney was in a dangerous condition and employed Mr. Maxwell at once to make repairs. The City was not notified at the time, otherwise we might have been able to find out what blasting was done on the street. As it happened in November I am unable to ascertain now any of the particulars of the blasting on Edinborough Street on that day. Mr. DeWolfe's reports that he believes a larger amount of work was done than was in the foundation originally. I do not attach much importance to that, as if the damage was done it would have to be repaired properly even if it took more work. If the damage was caused by the blasting in Edinborough Street it is unusual. In fact, I do not remember such damage being caused at any time before. If, however, the wall carrying the chimney was weak, I have little doubt that it would be possible for the blasting in the street to cause the damage.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the report be adopted and the amount of the claim paid. Motion passed.

#### WATER DEPARTMENT ESTIMATES 1915-16.

Read report Board of Control referring back to the Council without change or amendment their recommendations with respect to estimates for the Water Department for the civic year 1915-16.



*City Hall, February 19th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that they have had under consideration the resolution of City Council passed February 18th 1915 that the report of this Board on Water Department Estimates 1915-16 be referred back to the Board of Control with the recommendation that the question of increases in salaries be reconsidered. The Board, there being present His Worship the Mayor and Controllers O'Connor, Hoben, Scanlan and Harris, unanimously decided to again refer their recommendation back to the City Council without change or amendment.

L. FRED. MONAGHAN, *Secretary Board of Control.*

(See printed minutes February 18th, 1915, page 430.)

Moved by Controller O'Connor, seconded by Controller Hoben that the recommendation of the Board and the said estimates be approved and adopted.

The vote being taken, there appeared—

*For the Motion* —

Controllers Hoben, O'Connor and Scanlan and Alderman Gastonguay—4.

*Against it* —

Aldermen Smith, Cox, Hines, Murphy, Harris, Riordon and Hubley—7.

The Chairman rules, under the provisions of section 4 of Chapter 74 of the Acts of 1914, that the motion for the adoption of the Water Department estimates is carried, and that the said estimates shall take effect and be deemed to be approved.

Moved by Controller Scanlan, seconded by Controller O'Connor that the Council do now adjourn. Motion passed.

Council adjourns 11 o'clock.

F. P. BLIGH  
*Mayor.*

L. FRED. MONAGHAN.  
*City Clerk.*

AFTERNOON SESSION.

3.40 o'clock.

*Council Chamber, City Hall, March 19th, 1915.*

A meeting of the City Council was called for this afternoon. At the above named hour there were present His Worship the Mayor, Controller Scanlan and Aldermen Brown, Powell and Smith.

The meeting was called to proceed with business standing over and the transaction of other business.

Moved by Alderman Brown, seconded by Alderman Powell that the time for meeting be extended until 4 o'clock. Motion passed.

4 o'clock. Roll called. Present the above named together with Controller Harris and Aldermen Cox, Gastonguay and Harris.

There being no quorum to do business the meeting stands adjourned.

F. P. BLIGH.  
*Chairman.*

L. FRED. MONAGHAN.  
*City Clerk.*

## AFTERNOON SESSION.

3.40 o'clock.

*Council Chamber, City Hall, March 23rd, 1915.*

A meeting of the City Council was held this afternoon. At the above named hour there were present His Worship the Mayor, Controller O'Connor and Aldermen Hines and Hubley.

Moved by Controller O'Connor, seconded by Alderman Hines that the time for meeting be extended until 4 o'clock. Motion passed.

4 o'clock. Roll called. Present the above named together with Controllers Harris, Hoben and Scanlan and Aldermen Brown, Smith, Cox, Harris and Parker.

The Council was summoned to proceed with business standing over and the transaction of other business.

### PRESENTATION OF PAPERS.

The following named papers are submitted:—

Report Board of License Commissioners re wholesale liquor license, Charles AuCoin.

Reports (14) Board of Control, viz.—

- Legislation 1915.
- Official City Plan, Connaught Avenue, Quinpool Road and Jubilee Road.
- Night Soil Disposal Plant.
- Refund of Liquor License Deposit.
- City Health Board Accounts.
- Loans for Various Purposes.
- Government Steamer Docking at City Wharf.
- U. C. M. Memberships Fee.
- Fire Department.
- Tenders for Straw.
- Cunard Street Electric Light.
- Duffus Street and Lady Hammond Road Sewer and Water.
- Water Meter Rentals.
- Tenders for Badges and Dog Tags.

**CONSIDERATION OF PAPERS SUBMITTED AT THIS AND  
PREVIOUS MEETINGS.**

**LICENSE BADGES AND DOG TAGS.**

Read report Board of Control re tenders for license badges and dog tags.

*City Hall, March 22nd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that at a meeting held today tenders were opened for dog tags and license badges for the ensuing year as follows:—

	965 Dog Tags	
H. B. Clarke & Son.....	\$48.82	85 Badges.
London Rubber Stamp Co.....	20.00	\$52.19
		25.00

It is recommended that the tender of the London Rubber Stamp Co., being the lowest, be accepted.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller O'Connor, seconded by Controller Hoben that said report be adopted. Motion passed.

**OFFICIAL CITY PLAN—CONNAUGHT AVENUE, QUINPOOL ROAD  
AND JUBILEE ROAD.**

Read reports Board of Control and Assistant City Engineer re Official City Plan and building lines Connaught Avenue, Quinpool Road and Jubilee Road in Rosebank Park.

*City Hall, March 15th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to recommend for approval by the City Council the attached report of the Assistant City Engineer re subdivision of Rosebank Park in connection with building lines on Quinpool Road, Jubilee Road, and Connaught Avenue.

For the information of the Council, a bill, being House of Assembly Bill No. 36 entitled "An Act Respecting Rosebank Park" is submitted herewith.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, Halifax, N. S., March 15th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report as follows on Bill No. 36 introduced into the House of Assembly at this session:—

This is an Act for the substitution of a new plan of the division of the property for the one at present on file in the Registry of Deeds Office. It is

not proposed to alter the location of the streets through this property as laid down on the Official Plan.

The Act also proposes building restrictions on the lot and building lines on the streets through the property. It provides for a 30-foot building line on Connaught Avenue, Quinpool Road and Jubilee Road. This building line has already been established by the City for Quinpool Road, and I can see no objection to allowing the proprietors of this property to establish similar lines on the other streets. There is nothing in the Bill that conflicts with any rights of the City.

H. W. JOHNSTON, *Asst. City Engineer.*

*Office of City Clerk, Halifax, N. S. March 15th, 1915.*

*Hon. George E. Faulkner, M. E. C.,  
Halifax.*

*Sir:*—I am directed by the Board of Control, to whom you were good enough to forward for its consideration House of Assembly Bill No. 36 entitled "An Act Respecting Rosebank Park," to inform you that the Assistant City Engineer reports "there is nothing in the Bill that conflicts with any rights of the City."

Mr. W. D. Cranston, who represents some individual owners appeared before the Board and was advised to attend before the Committee of the House having the matter in charge for the purpose of presenting any objections he may have to offer to the Bill.

L. FRED. MONAGHAN, *City Clerk.*

Moved by Controller Hoben, seconded by Controller O'Connor that said reports be adopted. Motion passed.

#### NIGHT SOIL DISPOSAL PLANT.

Read reports Board of Control and City Health Board re the borrowing of \$2,500.00 for the erection of a night soil disposal plant.

*City Hall, March 19th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that they have had under consideration a report from the City Health Board recommending that the City procure legislation authorizing the borrowing of a sum not to exceed \$2,500.00 for the erection of a night soil disposal plant.

The Board recommends for approval by the Council the suggestions of the City Health Board, and that the City Solicitor be instructed to incorporate in the City's borrowing bill a provision for this service.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*Office of City Health Board, Halifax, N. S., March 19th, 1915.*

*To His Worship the Mayor and  
Members of the Board of Control.*

*Gentlemen:*—At a meeting of the City Health Board, held yesterday, there was under discussion the method of disposal of the City's night soil.



The Board is of the opinion that the present method is decidedly objectionable, in fact the dumping or depositing of the poisonous and offensive excreta and the existence of night soil pits within the City limits, are not in accordance with modern sanitary methods.

The members of the City Health Board have decided, that not only is a disagreeable nuisance thus created, but there is, especially in the summer months, a positive danger to public health and that portion of the City will be a menace to its future sanitary condition. It is most essential to the public health that adequate means be provided for the sanitary disposal of night soil.

It was therefore resolved, to bring this matter to the notice of the Board of Control and urge the importance of its immediate consideration. I am instructed, in accordance therewith, to request your Board to procure Legislation to borrow a sum not exceeding \$2,500.00 for the erection of a night soil Disposal Plant as recommended by the City Engineer. In the interest of public health the City Health Board would strongly recommend the early construction of it.

J. A. WATTERS, *Secretary, C. H. B.*

Moved by Controller O'Connor, seconded by Controller Hoben that the report of the Board of Control be adopted. Motion passed.

#### WHOLESALE LIQUOR LICENSE, CHARLES AUCOIN.

Read report Board of License Commissioners re application of Charles AuCoin for license to sell intoxicating liquors by wholesale.

*City Hall, March 13th, 1915.*

*The City Council.*

*Gentlemen:*—I beg to submit herewith a report from the Board of License Commissioners on application of Charles AuCoin for license to sell intoxicating liquors by wholesale.

L. FRED. MONAGHAN, *City Clerk.*

*Council Chamber, City Hall, March 13th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of License Commissioners for the City of Halifax beg to report that pursuant to duty imposed upon them by the Nova Scotia Temperance Act, 1910, a meeting was held this day in the City Council Chamber to consider an application from Charles AuCoin for license to sell intoxicating liquors in the City of Halifax by wholesale during the license year 1915-16, referred to them by the City Council at a meeting held March 4th, 1915.

Due notice of the time and place of meeting was given in the press.

The Board decided that the application be granted.

The application is for a wholesale license in Ward 3, section B, for premises 44-46 Upper Water Street.

L. FRED. MONAGHAN, *Secretary Board of License Commissioners.*

Moved by Controller Scanlan, seconded by Controller Hoben that the report of the Board of License Commissioners be adopted and the license therein recommended granted. Motion passed.

#### LOANS FOR VARIOUS PURPOSES.

Read report Board of Control re loan of \$3,200.00 for the acquisition of property for the extension of Morris Street, and \$3,600.00 for purposes of public schools.

*City Hall, March 19th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that they have received from the Trustees of the Sinking Funds an offer to loan the City the sum of \$3,200.00 for the acquisition of property for the extension of Morris Street, and \$3,600.00 for purposes of Public Schools, making in all the sum of \$6,800.00.

It is recommended that the offer of the Trustees of the Sinking Funds be accepted.

A formal resolution submitted by the Trustees with their offer is submitted herewith for adoption by the Council.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*Office of City Treasurer, March 19th, 1915.*

*His Worship the Mayor,  
and Board of Control.*

*Gentlemen:*—I am instructed by the Trustees of the Sinking Funds to offer to lend to the City of Halifax the sum of \$3200.00 for the purpose of the extension of Morris Street, being part of the amount authorized by the schedule of Chapter 77 of the Acts of 1914; and also the sum of \$3600.00 for school purposes, under Chapter 67 of the Acts of 1907; making in all the sum of \$6800.00. Said loan to be made at par and on the security of Stock or Debentures of the City of Halifax Consolidated Fund, 1905, the Stock or Debentures to bear interest at the rate of 5% per annum, and to be repayable on the first day of July 1945, and to be dated the first day of January 1915.

W. L. BROWN, *City Treasurer.*

Moved by Controller O'Connor, seconded by Controller Hoben that said report be adopted. Motion passed.

The following resolution is submitted:—

*Whereas* the City will require \$3200.00 for the purpose of the extension of Morris Street, being part of the amount authorized by the schedule of Chapter 77 of the Acts of 1914, and also \$3600.00 for school purposes, under Chapter 67 of the Acts of 1907, making in all the sum of \$6800.00;

*And Whereas* the Trustees of the Sinking Funds have offered to purchase City of Halifax stock or debentures of the Consolidated Fund 1905 at the par value of \$6800 bearing interest at the rate of 5% per annum, and to be repayable on the first day of July 1945;

*And Whereas* The Board of Control have recommended to the City Council the acceptance of the said offer of the Trustees of the Sinking Funds, which recommendation has been by resolution adopted by the City Council;

*Now Therefore be it Resolved* that the said sum of \$6800.00 be borrowed for the purposes in the said resolution recited, and that the said offer of the Trustees of the Sinking Funds be accepted, and that stock or debentures of the City of Halifax Consolidated Fund 1905 to the par value of \$6800.00 be issued and delivered to the Trustees of the Sinking Funds for the said loan, and that the City Treasurer be, and he is hereby authorized to issue stock or debentures of the City of Halifax of the said par value of \$6800.00 and to deliver the same to the Trustees of the Sinking Funds. Said stock or debentures to be dated the first day of January 1915, and to be repayable on the first day of July 1945 and to bear interest at the rate of 5% per annum.

Moved by Controller O'Connor, seconded by Controller Hoben and passed unanimously.

#### **LIQUOR LICENSE DEPOSIT REFUND TO MARGARET McGRATH.**

Read report Board of Control recommending refund of \$8.00 to Margaret McGrath on account of deposit made with her application for a liquor license.

*City Hall, March 15th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend the granting of attached application of Margaret McGrath for a refund of \$10.00 deposited with her application for liquor license, less \$2.00, costs of advertising, etc.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller O'Connor, seconded by Controller Hoben that said report be adopted. Motion passed.

#### **CITY HEALTH BOARD ACCOUNTS.**

Read report Board of Control covering accounts, \$183.57 chargeable to the City Health Board.

*City Hall, March 15th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend for payment the following named accounts chargeable to the City Health Board, amounting to \$183.57:—

Maritime Tel. Co., phones, \$10.38; Hfx. Electric Tram Co., light for hospitals, \$15.66; C. J. Craig, conveyance of patients, \$29.75; Kelly & Glassey, stimulants for hospital, \$5.35; Jas. D. Walsh, drugs \$4.20; S. Cunard & Co., coal \$18.50; Morton & Cragg, kitchenware for hospital, \$47.40; E. Crease & Son, groceries \$52.33. Total \$183.57.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller Scanlan, seconded by Controller Hoben that said report be adopted and the accounts paid. Motion passed.

#### GOVERNMENT STEAMER DOCKING AT CITY WHARF.

Read reports Board of Control and City Engineer re application of Marine & Fisheries Department for the privilege of docking a Government steamer at the City Wharf.

*City Hall, March 15th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend for adoption by the City Council the attached report of the City Engineer on application of the Marine & Fisheries Department for the privilege of tying up to the south side of the City Wharf the Dominion Government steamer "Noreen", with the further recommendation that the lease or permit to be issued be from year to year, one month's notice to be sufficient for the termination of the privilege.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, March 13th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the accompanying request from Mr. Chas. H. Harvey, Agent Marine & Fisheries for permission to dock the Chartered steamer Noreen on the south side of the City Wharf from 12.30 p. m. Saturday until 7 a. m. Monday and five nights per week from 5.15 p. m. until 7. a. m.

The Noreen is a ferry from Halifax to the Dartmouth Depot, used by the Marine & Fisheries Department, but the embarking and disembarking takes place at the Kings Wharf.

The City owns no water lot on the south side of the Wharf, and I would recommend that permission asked for be granted, as I do not anticipate that it will interfere with our work in any way.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the same be adopted. Motion passed.

**U. C. M. ANNUAL MEMBERSHIP FEE.**

Read report Board of Control recommending payment of account, \$150.00, for annual membership fee in the Union of Canadian Municipalities.

*City Hall, March 15th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control submit herewith a letter from the Union Canadian Municipalities re the City's annual membership fee for 1915, \$150.00. It is recommended that the account be paid.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller Hoben, seconded by Controller O'Connor that the report be adopted and the account paid. Motion passed.

**FIRE DEPARTMENT.**

Read reports Board of Control and Chief Fire Department for February.

*City Hall, March 3rd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to submit for the information of and approval by the City Council, the accompanying report of the Chief of the Fire Department, for February.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*Office of Chief Fire Department, March 3rd, 1915.*

*The Board of Control.*

*Gentlemen:*—I beg leave to make the following report:—

1. That there have been 23 alarms of fire during the month of February from the following causes:—

Thawing water pipe, 4; sparks from locomotive, 1; chimneys, 5; furnaces 2; defective flues, 3; false 1; rubbish 2; unknown, 3; spontaneous, 1; boy with matches, 1.

Insurance at risk.....	\$78,500.00
Insurance losses.....	7,028.00

2. William Handson, hoseman on motor engine, has resigned.

3. William Davis, callman on No. 1 engine has left the Department.

4. The Engineers of No. 1 and No. 3 engines and the relief Engineer were forty-five minutes late responding to third alarm of fire from Box 34, February 22nd.



5. Thomas Griffin, callman on No. 1 truck was injured while responding to an alarm of fire from Box 42, February 3rd, off duty 13 days. John Green, callman on No. 1 engine injured at fire Box 7, January 28th, reported for duty February 15th, off duty 18 days.

*Recommendations.*

1. That Thomas Hencher, callman on No. 4 engine, who resigned in February, be reinstated to the call force.
2. That John Egan and George Carleton be appointed supernumeraries.

P. J. BRODERICK, *Chief Fire Department.*

Moved by Controller Scanlan, seconded by Controller Harris that the same be adopted. Motion passed.

**TENDERS FOR STRAW.**

Read report Board of Control covering tenders for straw for various Departments.

*City Hall, March 8th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that at a meeting held this day, tenders for the supply of about 20 tons of straw were received and opened as follows:—

Gunn & Co., Ltd.....	\$12.00 per ton
Frank W. Fraser.....	15.00 " "

It is recommended that the tender of Gunn & Co., Ltd., being the lowest be accepted.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller Scanlan, seconded by Controller Harris that said report be adopted. Motion passed.

**CUNARD STREET ELECTRIC LIGHT.**

Read reports Board of Control and City Engineer re electric light Cunard Street at Conolly Lane.

*City Hall, March 8th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend for adoption the accompanying report of the City Engineer re the placing of a bernstein street light at the corner of Cunard Street and Connolly Lane.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, March 8th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the request of Alderman Harris that a light be placed on Cunard Street at Connolly Lane.

This lane is private property and is within about 100 feet of Maynard Street where there is a light. As the Lane itself is not lighted, it is an attractive place for loafing at night, and a light would discourage the practice. I would recommend that a bernstein light be installed on the post at the corner of the lane.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the same be adopted. Motion passed.

**DUFFUS STREET AND LADY HAMMOND ROAD SEWER AND WATER.**

Read reports Board of Control and City Engineer re sewer and water extension Duffus Street and Lady Hammond Road.

*City Hall, March 8th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend for adoption by the City Council the attached report of the City Engineer re sewer and water extension Duffus Street and Lady Hammond Road.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, March 8th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the petition attached hereto, from the Canadian Realty Company, asking for sewer and water extension to their property bounded by Lady Hammond Road and Robie Street.

To supply houses on this property it would be necessary to extend the sewer from Acadia Street westwardly along Duffus Street and Lady Hammond Road.

They also ask for an extension towards the Basin on Robie Street.

It is unusual to provide sewers and water supply before houses are erected. There are houses on the south side of Duffus Street west of Gottingen Street which should have sewer accommodation, and I would recommend that a sewer be constructed on Duffus Street and Lady Hammond Road from Acadia Street to Robie Street after there are two houses under construction on the Highland Park property. The estimated cost is \$12,875.00. I would also recommend the extension of the water service in the same trench, provided the petitioners will sign a bond to guarantee a water tax of \$ ; otherwise neither the sewer or the water system will be extended.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the same be adopted. Motion passed

#### WATER METER RENTALS.

Read report Board of Control re water meter rentals.

*City Hall, March 10th, 1915.*

*The City Council.*

*Gentlemen:*—At a meeting of the Board of Control held this day, present His Worship the Mayor, and Controllers O'Connor, Hoben and Scanlan they had before them a report from the Assistant City Engineer re elimination of charges for meter rental when water is turned off from any property.

The following excerpt from minutes of a meeting of the Board is recommended to the Council for approval:—

“Read report Assistant City Engineer as follows:—

*Halifax, March 9th, 1915.*

*Clerk of Works.*

*Sir:*—Mr. John Nolan has brought in the enclosed bills and says that he is using no water in the stable on Louisburg Street and thinks he should not be charged with the meter rental. If the water is turned off from this property I think the charge for meter rental should be discontinued.

H. W. JOHNSTON, *Asst. City Engineer.*

Moved by Controller Hoben, seconded by Controller O'Connor that the report be adopted.

Controller O'Connor explained to the Board that he seconded the motion with the intention of determining upon a general policy that in cases where water is turned off from the street there should not in any case be a charge for meter rental.

The motion is put and passed.”

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller Hoben, seconded by Controller O'Connor that said report be adopted. Motion passed.

#### VIETH STREET RETAINING WALL AT PROTESTANT ORPHAN'S HOME.

Read reports Board of Control and City Engineer re retaining wall Vieth Street, on the west side of the Protestant Orphans' Home.

*City Hall, February 24th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control recommend for adoption the accompanying report of the City Engineer re retaining wall Veith Street, on the west side of the Protestant Orphans' Home.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, February 22nd, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the attached communication from the President of the Board of Governors of the Protestant Orphans' Home.

Veith Street on the west side of the Protestant Orphans' Home property is on the side hill and has been levelled up to give the street a safe cross-section. The material in Fort Needham is clay and it is difficult to make the street stand up. We decided, some time ago, after conference with the authorities of the Home, to construct a terrace against the sidewalk so that it would not slide further on the property and so that a fence could be constructed which would not be thrown down. We used all the suitable material available for the purpose but the quantity was limited.

There are places in the neighborhood where material could be obtained by grading, if the City Engineer were authorized to make satisfactory arrangements with the owners of the property when building work is contemplated.

I would recommend that the completion of the work be ordered and that the Engineer be authorized to obtain the material when it is available.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller Harris that the same be adopted. Motion passed.

#### MOLASSES GAUGER.

Read report Board of Control recommending the appointment of Maurice Kavanagh as molasses gauger.

*City Hall, February 24th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to recommend the appointment of Maurice Kavanagh as gauger of molasses, vice Alexander Robinson recently deceased.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller O'Connor, seconded by Controller Scanlan that said report be adopted, and Mr. Kavanagh appointed. Motion passed.

**INTEREST ON OVERDUE ACCOUNT OF HOLLOWAY BROS.**

Read report Board of Control recommending payment to Holloway Bros. of \$22.99 as interest on an account overdue them by the City.

*City Hall, February 3rd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that Messrs. Holloway Bros. of this City printed under contract with the City the Annual Civic Report for the year 1910-11 and that their account, amounting to \$483.00 remained unpaid because of a shortage in the appropriation for printing for that year. Messrs. Holloway Bros. claim that they are entitled to interest for the period during which their account remained unpaid, which the City Auditor calculates at 9½ months, equal to \$22.99. The Board of Control, Controller Scanlan dissenting, recommend that Messrs. Holloway Bros. be paid \$22.99 for interest on said account.

(See opinion City Solicitor February 1st, 1915, re interest on account of Drummond, McCall & Co. et al).

F. P. BLIGH, *Mayor and Chairman.*

Moved by Controller Hoben, seconded by Controller Harris that said report be adopted and the amount of interest paid. Motion passed.

**DRUMMOND, McCALL & COMPANY—INTEREST ON ACCOUNT.**

Read report Board of Control recommending payment to Drummond, McCall & Co. of \$192.00, interest on account claimed to be overdue by the City.

*City Hall, February 3rd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that they have had under consideration a claim from Drummond, McCall & Co., Montreal, for interest, \$192.00, on accounts amounting to \$11,775.82 for water pipe supplied to the City of Halifax. Having consulted the City Solicitor with respect to this matter the Board recommend that the claim for interest be allowed and paid, His Worship the Mayor and Controller Scanlan dissenting.

The City Solicitor's opinion and the City Engineer's report are attached hereto.

F. P. BLIGH, *Mayor and Chairman.*



*City Engineer's Office, January 11th, 1915.*

*F. W. W. Doane, Esq.,  
City Engineer.*

*Sir:*—I beg to report on the accompanying letter from Drummond McCall & Company, that the specification provides for payment as follows:—

*"Payment*—Payment will be made monthly upon the material delivered on the certificate of the City Engineer at the rate of ninety per cent of the contract price within ten days after the delivery and acceptance of all pipe and special castings named in the quantity sheet."

*"Final payment will be made within ninety days of total delivery according to these specifications of all pipe and special castings herein named."*

There were sixteen pipes rejected out of the total contract. These pipes have not yet been replaced. There was some correspondence relative to these and on August 29th we wrote to Messrs. S. Cunard & Co., the Halifax agents for Drummond McCall, that we would be unable to make any offer for them. On the 2nd of September, Drummond McCall wrote asking if we could accept these pipes, and we replied that we were unable to, as they did not comply with the specification. The last shipment of pipes was made at the latter end of August and were tested at the wharf on the 8th of September.

H. W. JOHNSTON, *Asst. City Engineer.*

*Office of City Solicitor, February 1st, 1915.*

*Re Interest:  
Drummond, McCall & Co;  
Holloway Bros.*

*Secretary Board of Control.*

*Sir:*—As I understand the question on which my opinion is requested it is not whether the City is legally bound to pay interest on these claims, but whether it can legally do so if it thinks it morally right to do so.

The correct principle as I have always understood it is that in any matter of a business character, such as the purchase of goods or the employment of labor, &c., in which the City has the right to pay money, it has the same right to determine the quantum of payment, and to pay an amount which it could possibly not be compelled to pay as a private concern. For instance: neither a private concern nor the City could (apart from the Workmen's Compensation Act) be compelled to pay anything to workmen disabled in their employ; but both can legally do it if they think fit. The payment of interest in my opinion, stands in the same position. Ordinarily it is not paid on overdue accounts, and payment of it cannot be compelled; but it very frequently is paid when it is considered either morally right or good business practice to do so; and in my opinion the City is free to do the same if in the opinion of the Council the circumstances warrant it.

F. H. BELL, *City Solicitor.*

*City Engineer's Office, January 13th, 1915.*

*His Worship the Mayor.*

*Sir:*—In the attached report, Mr. Johnston has recited the facts in connection with the pipe contract.

Payment shall be made monthly upon the material delivered. Final payment was to be made within ninety days of total delivery. The total delivery has not been made yet, as there were sixteen pipes rejected. Mr. Johnston's report has been given to Mr. Hopewell to check the interest, and he makes it \$194.27. Drummond McCall & Company ask for \$192.00.

F. W. W. DOANE, *City Engineer.*

Moved by Controller O'Connor, seconded by Controller Harris that the report be adopted, and the claim for interest paid.

Moved in amendment by Alderman Parker, seconded by Controller Scanlan that this matter be referred back to the Board of Control for further consideration.

Alderman Powell here arrives and takes his seat in Council.

The amendment is put and lost, 2 voting for the same and 9 against it, as follows:—

*For the Amendment:—*

Controller Scanlan and Alderman Parker.

*Against it:—*

Controllers Harris, Hoben and O'Connor, and Aldermen Brown, Smith, Cox, Hines, Harris and Hubley—9.

(Deputy-Mayor Powell temporarily in the chair.)

The original motion is put and passed.

#### DUPLICATE TAX BILLS.

Read report Board of Control re duplicate tax bills.

*City Hall, February 24th, 1915.*

*The City Council.*

*Gentlemen:—*At a meeting of the City Council held on September 10th, 1914, a form of tax bills intended to be sent out in duplicate was approved by the Council. It having subsequently transpired that the suggestion made was not entirely satisfactory, the Board employed Colonel F. H. Oxley, a Chartered Accountant, to go into the matter with a special committee appointed by the Board and with the City Collector. Colonel Oxley submitted to the Board the following report which is recommended to the City Council for adoption:—

*Halifax, February 22nd, 1915.*

*The Board of Control, Halifax.*

*Gentlemen:*—At your request I have had a conference with the members of the Board and City Collector with regard to the system of issuing the tax bills and receipts for same, and with the concurrence of these gentlemen, I have made the suggestion that in future the tax bills be rendered in duplicate, and that instead of the present form of receipt book which is used by the City Collector, the counterfoil as at present in use shall be done away with, and that each receipt book be bound interleaved with a plain sheet on which a carbon copy of the receipt issued will appear, and that when a party pays his taxes he will receive back a duplicate of the original bill as well as the ordinary receipt. The original bill to be stamped "paid as per receipt."

F. H. OXLEY, *F. C. A. (Can.)*

Colonel Oxley's account, \$5.00, for his services, is recommended for payment.

L. FRED. MONAGHAN, *Secretary Board of Control.*

Moved by Controller Harris, seconded by Controller O'Connor that said report be adopted. Motion passed.

#### **WATER BILL 214 GOTTINGEN STREET.**

Read report Board of Control re water bill, James McLearn, 214 Gottingen Street.

*City Hall, January 22nd, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to recommend for adoption the accompanying report of the City Engineer re water bill James McLearn, 214 Gottingen Street, recommending a reduction from 69,600 gals. to 4,500 gals.

F. P. BLIGH, *Mayor and Chairman.*

*City Engineer's Office, January 22nd, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on the attached letter from James McLearn, agent for the property No. 214 Gottingen Street.

The meter was put on this property Dec. 11, 1913 and as no charge could be made until May 1st, the meter was not read during that period.

At the first reading in June, the meter registered 69,600 gallons, and that represents the consumption since Dec. 1913. It would not be correct to charge for the water consumed previous to the 1st of May, and I estimate that the quantity consumed from the 1st of May to the 19th of September, at which date the September reading was taken, is about 4500 gallons. I would recommend that the bill for the half year be made up for that consumption.

In looking over the records, I find that the meter reader has reported that the water was being allowed to run in Dec. 1914. It is probable, therefore, that the consumption for the next six months will be larger than it has been for the past six months. From May to Sept. it was very moderate.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller Harris that said report be adopted. Motion passed.

#### MOTOR FIRE ENGINE FOR FIRE DEPARTMENT.

Read report Board of Control, December 19th, 1914, (see printed minutes of Council December 29th, 1914, p. 352) recommending the borrowing of \$11,500.00 for the purchase of a motor fire engine.

Controller Scanlan informs the Council that the amount referred to in the report should have read \$12,500.00 instead of \$11,500.00, and that the larger amount has been unani- mously agreed to by the Board of Control.

With the unanimous consent of the Board of Control and the City Council the report is amended to read \$12,500.00 instead of \$11,500.00.

Moved by Controller Scanlan, seconded by Controller Harris that the report as amended be adopted. Motion put and passed, 11 voting for the same and 1 against it, as follows:—

*For the Motion:—*

Controllers Harris, Hoben, O'Connor and Scanlan and Aldermen Brown, Powell, Cox, Hines, Harris, Hubley and Parker—11.

*Against it:—*

Alderman Smith—1.

#### LEGISLATION 1915.

Read report Board of Control covering draft Acts relating to the City of Halifax as prepared by the City Solicitor.

*The City Council.*

*Gentlemen:*—The Board of Control beg to recommend for the favorable consideration of the City Council the attached draft Acts relating to the City of Halifax, prepared by the City Solicitor under authority of resolutions passed from time to time by the Board and City Council.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*Halifax, March 4th, 1915.*

*Dear Sir:*—At the meeting held on Monday last I attended and made some general observation regarding the question of restricting part of the area within the City boundaries for residential purposes. I did not understand that the object of the meeting was to receive any definite report from me on the subject but to discuss it on general principles with a view to securing temporary protection for the area over-looking North West Arm pending the preparation of a proper town planning scheme for Halifax. As a result of the meeting I come to the conclusion that the point on which there was any material difference of opinion was the fixing of the South West boundary of the area, and the chief question which arose was whether the Quinpool Road or the Chebucto Road should be chosen as the line in relation to which a boundary should be fixed.

Since that meeting I have paid two further visits to the land overlooking the Arm and I am of opinion that if any area is to be restricted it should at least include the land between Quinpool Road and Chebucto Road as this forms a very fine residential district overlooked by many sites on which good residences have already been erected. These houses and others which are likely to be erected would be greatly depreciated if a factory or factories of any kind were to be erected in the amphitheatre round the head of the Arm.

On the other hand it is not desirable to hold up too large an area in the City from use for warehouse, factory and store purposes as a temporary measure. In my opinion the best boundary to choose for such an area would be that which is shown on the annexed map. It consists of two areas as follows:—

(1) All the land approximately within 2400 feet of the North West Arm extending from a point 1200 feet to the west of Chebucto Road to the boundary of Point Pleasant Park, roughly indicated on the annexed map. *Purple.*

(2) All the land on the three sides of the Citadel, Common, Public Gardens and Camp Hill as hatched on the annexed map. *Green.*

I think if you were to follow street lines and include other lands a better area might probably be chosen. This might be done with a view to linking up the land round the Common and Camp Hill, with the area of 2400 feet deep along the North West Arm but to select such an area might require more careful consideration than I have been able to give, and having regard to the temporary nature of the proposed restriction I do not feel justified in recommending a more extensive area. The land marked "A" and edged in broken lines might however be included without any probable hardship if it is thought that public opinion would support its inclusion in the proposed restricted area. It includes the Golf Links and certain sites on which public buildings are already erected. *Yellow.*

I suggest however that outside the 2400 feet depth which I think includes all the land below the 125 feet contour facing the Arm, and the land round the open spaces, it might suffice to include a provision in the Act permitting three-fourths of the owners in any street to secure by petition that the street would be declared as a residential area within the Act.

The provisions of the Act should comprise the following:—

(1) That no building except private dwelling houses, or houses to be used for such professions as a doctor, architect, music teacher and the like, and any necessary stabling, motor houses and outbuildings be erected on the restricted areas.

(2) The said area should comprise 2400 feet to the south (east) of North West Arm from a point 1200 feet to the west (north) of Chebucto Road to the boundary of Point Pleasant Park, and say 150 feet or other depth around the three sides of the Park and Common.

(3) Public buildings including Churches, Halls, Schools, etc., should be permitted in the area by consent of the corporation of a height not exceeding 60 feet except in regard to towers, turrets, etc.

(4) Greenhouses and other buildings should be permitted, to be used for agricultural or horticultural purposes.

(5) No buildings should be erected nearer to each other, on opposite sides of any street in the above area than 72 feet.

(6) No house should be erected of, or be subsequently increased to a greater height than 2 storeys, exclusive of 1 storey in the roof and of chimneys, ornamental towers, turrets and other architectural features, in the area comprised in the 2400 feet adjoining North West Arm and of say 3 storeys and 1 storey in roof and towers, etc, on the area adjoining the Common, etc.

I submit these suggestions with all deference for consideration as a temporary measure of protection, on the assumption that a careful consideration will be given to the fixing of boundaries for a residential area when town planning scheme is prepared.

If the proposed Act includes any power to allow discretion to be exercised by the Council in any matter of course it will be desirable to include an appeal against their giving or withholding consent to any variations from the general restriction.

THOMAS ADAMS.

*Office Board of Trade, March 16th, 1915.*

*To His Worship, The Mayor,  
Board of Control, and  
Members of the City Council,  
Halifax, N. S.*

*Gentlemen:—*At a meeting of representatives of the Board of Trade and Civic Improvement League, held Friday, March 12th, it was the unanimous opinion that an area restricted for residential purposes would be reasonably defined, as marked on attached plan, as follows:—

Beginning at Point Pleasant Park and running northerly by rear line of the lots abutting on the east sides of Young Avenue and South Park Street, thence easterly along the rear line of the lots abutting on the south side of Sackville Street to Brunswick Street, thence by Brunswick Street to the rear line of the lots abutting on the north side of Cogswell Street; thence following the rear lines of the lots west to the east side of North Park Street, north to the North side of Cunard Street, west to the west side of Robie Street, south to north side Quinpool Road, west to west side of Connaught Avenue, north to a point five hundred feet north of Chebucto Road; thence westerly following a



line five hundred feet north of Chebucto Road to the Dutch Village Road; thence southerly by the Dutch Village Road and the shores of the North West Arm to Point Pleasant Park.

The inclusion in the legislation of certain points suggested by Thomas Adams, together with other suggestions of the Committee, is recommended, viz:—

To include a provision in the Act permitting three fourths of the owners of the properties in any block to secure by petition, that said block should be declared a residential area within the Act.

The provisions of the Act should comprise the following:—

(1) That no building, except private dwelling houses, or houses to be used for such professional purposes as those of a doctor or architect, music teacher and the like, and any necessary stabling, motor houses and outbuildings be erected in the restricted area.

(2) That public buildings, including churches, halls, schools, etc., should be permitted in the area by consent of the civic authorities, of a height not exceeding 60 feet, except in regard to towers, turrets, etc.

(3) That the civic authorities have authority to define restricted shopping districts within the area in which alone stores would be permitted to locate, with a view to prevent the undue mixing of stores with residences and to secure the construction of local stores in suitable and convenient locations.

(4) That the building of boat houses of a public or semi-public nature, and other structures on the shores of the North West Arm, be subject to the approval of the civic authorities, as to position and architectural design.

(5) That greenhouses and other buildings to be used for agricultural or horticultural purposes should be permitted.

Trusting your favorable consideration will be given the suggestions made herein, on behalf of the bodies mentioned.

E. A. SAUNDERS, *Secretary Board of Trade.*  
R. M. HATTIE, *For Civic Improvement League.*

*Office of Chief Assessor, Halifax, N. S. March 23rd, 1915.*

*To His Worship the Mayor  
and Members of the City Council.*

*Gentlemen:—*We beg to acknowledge the receipt of letter from the Board of Control informing us of the proposed change in our Assessment Law,

Your Board of Assessors are in accord with such legislation, and should it be obtained, believe it will be the commencement of the solving of our present unsatisfactory system of Taxation.

Should the legislation be secured, and your Board of Assessors instructed to proceed with the work, we beg to advise that in view of the absence of plans, charts, and inadequate knowledge of areas of the many properties to be assessed, it is very doubtful if we can obtain sufficient data covering the whole City in time for the Assessment of next year.

We believe that if the Assessors were relieved from such clerical duties pertaining to this office and competent assistance given to the working of the system together with an up-to-date set of plans, etc., would bring about a more satisfactory method of assessment.

P. J. McMANUS, *Chief Assessor.*

### **An Act to Amend the Law in Relation to the City of Halifax.**

Be it enacted by the Governor, Council and Assembly as follows:

#### **Preamble.**

1. In this Act the expression "City" means the City of Halifax; the expression "Council" means the City Council of that City, and any committee or official therein mentioned by name means the committee of that name of the said council or city; the expression "The City Charter" means the Halifax City Charter, brought into force on the 28th day of January, 1914, by proclamation of the Governor-in-Council, dated the 26th day of January, 1914, and any sections herein referred to by number without other reference are the sections of the said City Charter so numbered and this Act shall relate exclusively to the City of Halifax and the said Charter thereof.

#### **Company Tax.**

2. Section 397 is repealed.

#### **Liens for Betterment Charges.**

3. Section 651, sub-section (2) is amended by adding after the word "payable" in the third line the words "including the interest of any amount then due."

#### **Salary Hack Inspector.**

4. (1) The City may pay any person appointed an inspector of hacks at the rate of \$50 yearly, and if the person so appointed is a member of the police force or other official of the City, such sum shall be in addition to any other salary paid him by the City. The said sum shall be included in the yearly estimates.

(2) Section 7 of Chapter 74 of the Acts of 1914 is hereby repealed, and this section is declared to have been in force and effect in the place thereof from the date of the passage of the section so repealed.

#### **Water Rates.**

5. Section 486, sub-section (4) is amended by striking out the word "four" in the second line thereof and substituting the word "three."

#### **Fence Viewer.**

6. Sub-section (2) of Section 970 is hereby repealed and the following substituted:—

(2) Unless the owners of adjoining lots otherwise agree every division fence shall be such a fence as a fence viewer directs, but any owner may appeal from the decision of a fence viewer to the Board of Control whose division shall be final.

**Official City Plan—Hillside Terrace.**

7. The portion of Hillside Terrace shown in red on a plan of the same on file in the office of the Engineer is hereby declared to be removed from the official plan of the City and not to be affected by such plan, and the Engineer is hereby directed to amend the said plan accordingly.

**Claims for Damages re Condition of Streets.**

8. (1) No action at law shall be maintained against the City for any claim of damage or injury to any person or property arising out of the condition of any street, except for an injury or damage occasioned

- (a) by an excavation made by the City in any street and left improperly guarded, or
- (b) By an obstruction placed by the City upon any street and left improperly guarded;
- (c) By reason of any work done by the City upon or in connection with any street having been done in so negligent and improper manner that the street was in a dangerous condition at the completion of such work.

(2) In any action claiming damages for an injury occasioned by the negligent or improper performance of any work

- (a) the selection of any materials used in the performance of such work or the locality in which such materials are used shall not be any evidence of negligent or improper construction, and
- (b) the cause of action shall have accrued within one month from the completion of the work.

**Ornamental Street Lighting.**

9. (1) If the owners of not less than three-fourths in frontage feet of the property fronting on any street or portion of a street present a petition to the Board of Control praying that the lighting of such street or portion shall be improved at the expense of the petitioners the Board shall refer the matter of such petition to the Engineer for report.

(2) The Engineer shall report to the Board

- (a) whether or not the petition is signed by the owners of not less than three-fourths in frontage feet of the property fronting on such street or portion;
- (b) the present lighting of such street or portion and the cost thereof;
- (c) the additional or improved lighting suggested by the petitioners and his opinion as to the suitability of the same, and the probable cost thereof.

(3) Upon the receipt of such report the Board may decide that permission be granted to the petitioners or any persons appointed by them to install such additional or improved lighting.

(4) Any such installation shall be made to the satisfaction of the Board of Control and shall comply with the laws and ordinances in force in the City; but the cost of making the same shall not in any case be borne by the City.

(5) Upon the completion of such installation the petitioners or some person or persons appointed to represent them shall furnish the Board of Control with a statement of the yearly cost of such lighting other than the cost of installation, and the amount of such cost shall thereafter, during the continuance of such additional or improved lighting, be borne by the City and included in the amount voted and levied on the inhabitants and property liable to taxation.

(6) A statement of the amount charged in respect to each property, and the owner of such property, shall be furnished by the Engineer to the Collector, and shall be by him included in the notice of taxation sent by him to such owners.

(7) The Board shall deduct from such cost the amount expended by the City in the year immediately preceding such installation in lighting such street or portion, and shall apportion the amount after such deduction among all the owners of properties fronting on such street or portion in proportion to the respective amounts of frontage, and the amounts so respectively apportioned shall be included in the amounts rated upon such properties respectively, and shall be levied and collected from the owners thereof in the same manner and with the like rights and remedies (including the payment of interest) as the other rates and taxes in respect thereto.

(8) If the owners of not less than three-fourths in frontage feet of properties on any street or portion of a street in respect to which additional or improved lighting has been provided under the section, present to the Board of Control a petition praying the discontinuance of the same the Board shall discontinue such additional or improved lighting, such discontinuance, however, not to take effect until the conclusion of any contract made by the City in respect thereto.

#### **Special Street Funds.**

10 (1) Section 31 of Chapter 74 of the Acts of 1914 is amended by striking out in the ninth line of sub-section (1) the words "the first day of June 1915" and substituting therefor the words "the fifteenth day of August 1916", and by striking out from the second and third lines of sub-section (6) the words "the first day of July next ensuing" and substituting the words "the fifteenth day of August 1916."

(2) The first instalment of the amount authorized by section 34 of Chap. 74 of the Acts of 1914 to be borrowed for the payment of any amount found to be due in the action Tobin vs. the City of Halifax shall be repayable with interest on the 15th day of August, 1916; and one such instalment on each succeeding 15th day of August until the whole amount borrowed for that purpose with the interest thereon is repaid.

#### **Separate Valuation Lands and Buildings.**

11. In valuing real property for the purpose of assessment the assessors shall make separate valuations of the land alone, and of any buildings or other improvements upon such land and such separate valuations shall be set out in the notices of assessment.

#### **City Collector's Salary.**

12. Section 316 is amended by adding after the word "yearly" in the second line thereof the words "and \$200.00 additional to be paid out of the income of the water service."

**Water Emergency Fund.**

13. The City shall each year lay aside out of the surplus revenue derived from the water service a sum of \$5,000 until the total amount so laid aside reaches the sum of \$20,000. The said sums so accumulated shall be known as "The Water Emergency Fund"; shall be kept on deposit in some chartered bank, and shall be used only in the event of money being required to make good some sudden injury to the water service for which funds are not otherwise available.

**Children's Aid Society.**

14. Section 336 is amended by changing the amount authorized to be contributed to the Children's Aid Society by clause (q) thereof from five hundred dollars to twelve hundred dollars.

**Smoke Nuisance.**

15. The Council may make Ordinances to regulate the use of coal and other combustibles in factories, laundries and other industrial establishments with a view to lessen the production of smoke.

**Commissioners of Public Schools.**

16. Section 877, sub-section (1) is hereby repealed and the following sub-section substituted therefor:—

(1) The City shall be one school section, and there shall be twelve Commissioners of Schools for the City, that is to say,—the four Controllers, four Aldermen to be chosen by the Council, and four members to be appointed by the Governor-in-Council. The said Controllers and Aldermen shall hold office as such Commissioners during their respective terms of office as such Controllers or Aldermen.

17. Section 879 is repealed and the following section substituted:—

The four Commissioners appointed by the Governor-in-Council shall hold office for two years, the two senior Commissioners retiring on the first day of November in each year.

18. Section 880 is hereby repealed.

**School Rates.**

19. Hereafter separate notices for the amounts rated for the support of the schools shall be sent to each person liable to pay the same.

**North West Arm Sewer.**

20. Section 30 of Chapter 74 of the Acts of 1914 is hereby repealed.

**Sir Sandford Flemming Park.**

21. The Sir Sandford Fleming Park on the western side of the North West Arm is hereby vested in the directors of Point Pleasant Park in the place and stead of the body corporate created by Chapter 71 of the Acts of 1908 for that purpose, and the said directors of Point Pleasant Park shall hold and control the said Sir Sandford Fleming Park in like manner and upon the same terms and conditions and with the same powers, rights and duties, and the provisions of the said Act shall apply to them in like manner, as though they had been named in the said Act as the persons and body corporate to receive and hold the same.



**Underground Wire Conduits.**

22. (1) The City may apply to the Board of Public Utilities for an order directing any person or company having the right to place wires for the transmission of electricity within the City to place such wires along any street or portion of a street underground in suitable conduits to be provided by such person or company to the approval of the City, and that Board may hear and determine the matter of such application after giving such notices as the Board deems fit, and may make such order upon such application upon such terms and conditions as the Board deems right, and any person or company so directed shall comply with such direction, and on failure so to do the City may itself execute any work so ordered to be done and recover the cost thereof from the person or company so failing to comply by an action in the name of the City.

(2) Any money required by the City for the construction or execution of any work under this section may be borrowed from any bank or fund available, and together with the interest thereon repaid when recovered from such person or company, and any interest payable thereon shall be deemed a part of the cost of such work and recoverable therewith.

**Building Act.**

23. The Council may from time to time by Ordinance, repeal, alter or amend any of the provisions contained in sections 777 and 843 inclusive, being the sections relating to buildings and their construction, and in the three schedules, following those sections and referred to therein, and may also from time to time add new provisions thereto, and may from time to time repeal, alter or amend any such additional provision.

**Investigations Under Oath.**

24. Section 732 is amended by adding thereto the following sub-sections:—

(2) The Board of Control in the administration of its duties in relation to the Fire Department, including any investigation into the cause or origin of a fire, shall have power to summon witnesses and to examine them upon oath.

(3) The service of a notice to attend signed by the Mayor shall have the same force and be attended with the same result for disobedience thereof as a subpoena issued in the City Court.

**Special Police.**

25. Section 277, sub-section 131, is amended by striking out in the second and third lines thereof the words "which shall not exceed one month."

**Oiling of Streets.**

26. The Council may make an Ordinance authorizing the City on presentation of a petition signed by a majority of the persons owning property fronting on any street or portion of a street to use oil on such street or portion, and to collect the cost of so doing from all the owners of property so fronting and to include such cost in the rates and taxes upon such property.

**Dilapidated Buildings.**

27. (1) The Board of Control may direct the inspector to report upon any building which is apparently in such a condition of non-repair to be no longer fit for occupation and is in fact not occupied and is a public disfigurement.



(2) If the inspector reports that the building is in his opinion in such a state of non-repair as to be no longer suitable for habitation or any business purpose, that such condition has existed for not less than six months since the date of this Act during which time such building has not been *bona fide* occupied either for habitation or business, and that the building in its present condition is a public disfigurement, the Board may appoint a time and place for the consideration of such a report and shall give the owner or agent of the building not less than ten days notice of the time and place so appointed, furnishing him at the same time with copies of the reports of the inspector and engineer; and at the time and place so appointed such owner or agent may appear and be heard respecting the matter of such reports.

(3) If no owner or agent of any such building resides within the City, and the address of the owner or agent is unknown to the Board, the Board may cause a notice of the intention to consider the condition of the building at a time and place therein stated to be posted on such building, and also publish the same for not less than two weeks in a newspaper published in the City, by not less than two insertions in each week, and at the expiry of two weeks from the first day of such posting or such publication (whichever happens last), any proceedings in respect to the condition of such building may be had and taken *ex parte*.

(4) Upon consideration of such report the Board may make an order that the owner or agent of the said building shall, within not less than one month from the date of such order, remove or destroy such building.

(5) A copy of any order made by the Board directing the removal or destruction of any building in the City, shall be served upon the owner or agent, if resident in the City, or mailed to him if not so resident, and his address is known to the Board.

(6) If the owner or agent fails to comply with any order of the Board directing him to remove or destroy any such building for one month after the same has been made, the Board may itself remove or destroy such building, and such owner or agent shall also for each day on which such failure to comply continues, be liable to a penalty not exceeding one month.

(7) If the owner or agent of any building which the Board has ordered to be removed or destroyed, fails to comply with such order for one month, the Board may remove or destroy the same, and any such building or the material thereof, may be sold and the proceeds applied to defray the expenses of removal or destruction, and any balance of such expense remaining shall be a lien on the property on which such building stood, and shall be added to the next yearly rates thereon and be collected along therewith and with the same rights and remedies.

#### **Residential Area.**

28. (1) There shall be a residential district described and bounded as follows:—

Beginning at Point Pleasant Park and running northerly by the rear line of lots abutting on the east sides of Young Avenue and South Park Street; thence easterly along the rear line of the lots abutting on the south side of Sackville Street to Brunswick Street; thence northerly by Brunswick Street to the rear line of the lots abutting on the north side of Cogswell Street; thence westerly by the rear line of the lots abutting on the north side of Cogswell Street to the east line of the lots abutting on the east side of North Park Street; thence northerly by the east lines of the lots abutting on the east side of North Park Street, to the north line of the lots abutting on the north side of Cunard Street; thence westerly by the north line of the lots abutting on the north side

of Cunard Street to Windsor Street; thence further westerly by the north line of the lots abutting on the north side of Chebucto Road to the centre line of the Dutch Village Road; thence southerly by the centre line of the Dutch Village Road to the North West Arm, thence further southerly by the North West Arm to the boundary of Point Pleasant Park; thence by the various course of the boundary of Point Pleasant Park to the place of beginning..

(2) Within such residential district, except as hereinafter provided, no building shall be used for any purpose other than that of private residence.

(3) A building shall not be deemed to be used for other than residential purposes by reason that its owner or occupier uses a part thereof for the work of his profession as a physician, dental surgeon, architect or other profession.

(4) Buildings may be used for barns, stables, automobile garages and other purposes incidental to private residence, provided that such buildings are not used for purposes of business or otherwise than in connection with the buildings used for residence on the same property as those on which they are situated.

(5) Any building situated within the said district which at the time of the coming into force of this Act, is used in whole or in part for purposes other than residential may continue to be used for the purpose for which it is so used at the time of the coming into force of this Act, but no building shall be used for such purpose to any greater extent than it is so used at the said date.

(6) A building may be erected or altered and used within the said district as a college, church, library, school house, public hall, or other similar public building, or as a hotel or boarding house or shop for the sale of goods by retail, but before any building is erected or altered for any of such purposes the plans and specifications thereof shall be approved by the Inspector of Buildings and permission to erect or alter the building obtained from the Board of Control.

(7) Within the said district no building shall be erected of a height greater than sixty feet, provided that this limitation shall not apply to a spire, tower or turret.

(8) Except in so far as the same are affected by this section all the provisions of the Charter and of the Ordinances of the City and the By-Laws of the City Health Board shall apply and have force and effect within the said residential district.

(9) Any contravention of the provisions of this section may be restrained by action in the Supreme Court, which may be taken either by the City or by the owner of any property within the said district, and in such action it shall not be necessary to make His Majesty's Attorney-General for the Province a party. In any such action in addition to any other remedy the Court may make an order directing any building erected within said district in contravention of the provisions of this section to be destroyed, or that the City, in default of the compliance therewith, may itself remove or destroy such building.

#### **Canadian Patriotic Fund.**

29. The payment of the sums of \$                      and \$                      already borrowed and contributed by the City to the Canadian Patriotic Fund is hereby ratified and confirmed, and declared to have been properly borrowed and paid as though this Act had been passed previous to such borrowings and payments. The City is further authorized to contribute to that fund the

further sum of \$ \_\_\_\_\_ and to borrow the amounts required from any bank or fund available. The amounts so borrowed, both those already paid and those hereafter contributed, with the interest payable thereon, shall be repaid by annual instalments of \$5,000.00 each, beginning on the \_\_\_\_\_ day of \_\_\_\_\_, 1916, and the amount of each instalment together with the interest payable on the amount borrowed and from time to time remaining due, shall be included in the estimates for the year in which the same is payable and rated and collected therewith.

#### Loans Repayable by Assessment.

30. The City may borrow from any bank or any fund available the sums set out in the first schedule hereto, and apply the same to the purposes mentioned in respect to each, and no other, and the sums so borrowed, together with any interest payable thereon, shall be included in the estimates for 1916-17 and rated and collected along therewith.

#### Short Term Loans.

31. The City may borrow the sums set out in the second schedule hereto and apply the same to the purposes set opposite each item respectively, and no other. The sums so borrowed shall be secured by the issue of the bonds or debentures of the City. Every such bond or debenture shall bear interest at a rate not exceeding six per cent., and shall be payable in five equal instalments, the first with interest to be paid on the first day of June, 1916.

#### First Schedule.

##### Amounts to be Borrowed and Included in Estimates for 1916-17.

To pay amount required for costs in suit City of Halifax vs. The N. S. Car Co. ....	\$1815.62
To pay deficit in City Prison appropriation for 1914-15, not exceeding .	1300.00
To pay City's share of cost of constructing fence round County Gaol, not exceeding .....	800.00

#### Second Schedule.

##### Amounts to be Borrowed on Short Term Debentures.

To purchase hose for the Fire Department, not exceeding .....	1200.00
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The draft Acts are read and considered clause by clause, and the several clauses thereof adopted with the exception of the clause in respect to the setting apart of a residential area.

#### Residential Areas.

Moved by Alderman Harris, seconded by Alderman Hubley that the description in the clause of the draft Act relating to a residential area be amended so as to enlarge the district in order to embrace the area lying to the south of a line drawn throughout Cunard Street to the shores of the North West Arm northerly 500 feet, more or less, from Chebucto Road,

Alderman Harris' motion is agreed to by the Board of Control and City Council, and being put is passed. (The Act as printed herein includes the amendments proposed by Alderman Harris.)

Moved by Controller Harris, seconded by Controller Hoben that the draft Act including the borrowing clauses therein referred to as amended be adopted and the City Solicitor authorized to submit the same to the Legislature for enactment.

Motion put and passed unanimously, the following named members of Council being present and voting for the same, viz:—

Controllers Harris, Hoben, O'Connor and Scanlan, and Aldermen Brown, Powell, Smith, Cox, Hines, Harris, Hubley and Parker—12.

Read draft Act to enable the City to borrow money for various purposes.

**AN ACT TO ENABLE THE CITY OF HALIFAX TO BORROW MONEY.**

BE it enacted by the Governor, Council, and Assembly, as follows:—

1. The City of Halifax is hereby authorized to borrow the sums set out in the schedule hereto for the purposes specified for each amount respectively, and no other.

2. The sums to be borrowed shall be in addition to the amount authorized to be borrowed by the Halifax City Consolidated Fund Act 1905, and amendments thereto, and shall form part of that fund, and shall be secured by stock or debentures to be issued in conformity with the provisions of that Act, at a rate of interest not exceeding five per cent. per annum, and the dates on which the same shall be made payable, shall be determined by the Council.

*Schedule.*

To defray the cost of additional sewers, to be borrowed in such amounts and from time to time as the Council determines and to be expended under the provisions of the City Charter in that behalf, not exceeding in the whole  
 .....\$150,000.00

To defray the cost of additional permanent sidewalks to be borrowed in such amounts and from time to time as the Council determines, and to be expended under the provisions of Chapter 65 of the Acts of 1906, not exceeding in the whole  
 .....\$100,000.00

For the further extension and improvement of water service, to be borrowed in such amounts and from time to time as the Council determines, not exceeding in the whole.....\$ 50,000.00

To defray the cost of a concrete walk in Grafton Park not exceeding.....\$ 1,000.00

To defray City's share of cost of heating and improving the County Gaol.....\$ 700.00

For the purchase of an additional motor fire engine, not exceeding.....\$ 12,500.00

To defray cost of setting Lions at Tower in Sir Sandford Fleming Park and other improvements there not exceeding.....\$ 1,000.00

To defray cost of constructing a night soil disposal plant, not exceeding.....\$ 2,500.00

To defray cost of improvements at City Prison, not exceeding.....\$ 1,000.00

Moved by Controller Harris, seconded by Controller Hoben that said Act be approved, and the City Solicitor authorized to submit the same to the Legislature for enactment.

Motion put and passed unanimously, the following named members of Council being present and voting for the same, viz:—

Controllers Harris, Hoben, O'Connor and Scanlan, and Aldermen Brown, Powell, Smith, Cox, Hines, Harris, Hubley and Parker—12.

#### SCIENTIFIC ASSESSMENT.

Read report Board of Control, February 22nd, 1915, recommending the adoption of the so-called Somers System of Realty Valuation.

*City Hall, February 22nd, 1915.*

*The City Council.*

*Gentlemen:*—At a meeting of the City Council held August 20th, 1914, a report from the Board of Control recommending the adoption of the so-called Somers System of Realty Valuation was referred back to this Board. The Board of Control, present His Worship the Mayor and Controllers Hoben, Harris, Scanlan and O'Connor, beg to refer back again to the City Council their report dated July 22nd, 1914, without change or amendment for the approval of the Council, His Worship the Mayor dissenting.

L. FRED. MONAGHAN, *Secretary Board of Control.*

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Moved by Controller Hoben, seconded by Controller Harris that said report be referred back to the Board of Control for further consideration.

Motion put and passed unanimously.

Moved by Controller Harris, seconded by Alderman Hubley that the Council do now adjourn. Motion passed.

Council adjourns 6.20 o'clock.

F. P. BLIGH,  
*Mayor.*

L. FRED. MONAGHAN,  
*City Clerk.*



## EVENING SESSION.

8.10 o'clock.

*Council Chamber, City Hall, April 8th, 1915.*

A meeting of the City Council was held this evening. At the above named hour there were present Controllers Harris and Scanlan and Aldermen Smith, Hubley and Brown.

Moved by Controller Harris, seconded by Alderman Smith that the time for meeting be extended until 8.30 o'clock. Motion passed.

8.30 o'clock. Roll called. Present the above named together with Deputy Mayor Powell, Controllers Hoben and O'Connor and Aldermen Covert, Cox, Harris, Riordon and Parker.

The Council was summoned to proceed with business standing over and the transaction of other business.

### PRESENTATION OF PAPERS.

His Worship the Mayor submits the following named papers:—

- Reports (12) Board of Control, viz.—
- Tenders for Various Services for Works Department.
- Fair Wage Scale in City Contracts.
- Funds for Public Schools.
- Weighing of Coal and Coke.
- Swine Ordinance.
- Morris Street Extension to Dalhousie College.
- Polling Booths for Civic Elections.
- Water Bill 98 Gottingen Street—John MacIntyre.
- Water Bill 104 North Street—J. M. Bourke.
- Walnut Street Straightening—Official City Plan.
- Liquor License Deposit—James E. Donohoe.
- Accounts.

### CONSIDERATION OF PAPERS SUBMITTED.

#### WALNUT STREET STRAIGHTENING—OFFICIAL CITY PLAN.

Read report Board of Control re straightening Walnut Street and exchange of properties between the City and C. A. Prescott.

*City Hall, April 7th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control beg to report that in the laying down of lines of the Official City Plan on Walnut Street, certain jogs and offsets were plotted in such a way that the street would be straight. To effect the straightening of Walnut Street, an exchange of property was made between the City and C. A. Prescott by which the City transferred to Mr. Prescott a portion of the then existing Walnut Street for property deeded to the City by Mr. Prescott. It has since developed that it is claimed by John W. Churchill that this exchange of properties injuriously affects him by depriving him of a frontage on Walnut Street. The Board of Control has referred this matter to Controller Hoben, the City Solicitor and City Engineer for report.

In the meantime, the Board recommends to the City Council that in the event of no settlement being mutually agreed upon between the City, Mr. Prescott and Mr. Churchill, that legislation be sought restoring to Mr. Churchill the rights he enjoyed before the property for the straightening of Walnut Street was transferred.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*City Engineer's Office, August 31st, 1914.*

C. A. Prescott, Esq.,  
95 Hollis St.,  
City.

*Dear Sir:*—I have not lost sight of the matter to which you refer, respecting the exchange of some land on Jubilee Road, but your suggestion involves the transfer to you of a piece of land on the east side of Walnut Street at Jubilee Road, which would be a corner lot and which would take away the frontage of the owner of the existing corner lot.

The question involved is an important one, and I have to consult with the City Solicitor to ascertain the difficulties which may have to be overcome before I can report definitely upon it. I am to see him at once, however, and will endeavor to push the matter as much as possible.

F. W. W. DOANE, *City Engineer.*

*City Engineer's Office, November 27th, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to report on a proposal made some time ago by Mr. C. A. Prescott in connection with the proposed straightening of Walnut Street.

In order to remove the awkward jogs and offsets in Walnut Street, the official lines were laid down in such a way that the street would be comparatively straight. Mr. Prescott offers to exchange a piece of land on the west side of Walnut Street for the equivalent between the old and new lines on the east side of Jubilee Road. This lot on Jubilee Road on the east side is between a property owned by Mr. Churchill and the new official line. Mr. Churchill's property was a corner property before the new lines were fixed.

Acting on the advice of the City Solicitor I wrote Mr. Churchill and asked him if he desired to purchase the lot. He did not reply to my letter or acknowledge receipt of it. Mr. Churchill has an entrance to his property from Jubilee Road. The City, I believe, has the legislative authority to lay down

the official street line as it has been fixed. They also have special legislative authority to sell the strip of land between the old line and the new. Mr. Prescott's offer seems to me a fair one. In addition to the exchange he offers to accept 10c per square foot for the remainder of the land, which we require from his property, which he estimates will mean a payment to him from the City of \$91.20. I would recommend that Mr. Prescott's offer be accepted.

F. W. W. DOANE, *City Engineer.*

*City Engineer's Office, March 31st, 1915.*

*His Worship the Mayor.*

*Sir:*—I beg to submit herewith a copy of my report made to the Board on Prescott's Offer to exchange a piece of land on the west side of Walnut Street for the equivalent between the old and new lines on the east side of Jubilee Road. The report states distinctly that the lot on the east side is between the property owned by Mr. Churchill and the new official line, and that Mr. Churchill's property was a corner property before the new lines were fixed.

I also wrote to Mr. Prescott stating our difficulty in explanation of the delay in reporting on his proposal. Copy of that letter is also attached.

I consulted the City Solicitor as to our right to make the change and on his advice I wrote to Mr. Churchill, as stated in the report, asking him if he desired to purchase the lot. I did not receive any reply from Mr. Churchill and as I was pressed by your Board from time to time to make a report, I submitted the report dated November 27th. I regret that Mr. Churchill did not receive my letter, but I assumed from his failure to communicate with me that he did not desire to purchase the strip in question for reasons of his own.

The plan was laid before your Board and Mr. Prescott's proposal recommended to the Council.

The depth of the land deeded to Mr. Prescott is 130 feet from the old street line of Jubilee Road. The deeds have been exchanged, but the City has not yet paid for the quantity of land for which they have obtained a deed from Mr. Prescott in excess of the area deeded to him.

Mr. Churchill had an entrance to his property from Jubilee Road. He also had a shop with a door at the corner.

F. W. W. DOANE, *City Engineer.*

Moved by Controller Hoben, seconded by Controller Scanlan that the report of the Board of Control be adopted. Motion passed.

#### FAIR WAGE SCALE IN CIVIC CONTRACTS.

Read report Board of Control covering report Controller Hoben and resolutions referred to therein re Fair Wage Scale in Civic Contracts.

*City Hall, April 7th, 1915.*

*The City Council.*

*Gentlemen:*—The Board of Control, at a meeting held this day, present Deputy Mayor Powell, Chairman, and Controllers Hoben, Harris, Scanlan and O'Connor, unanimously decided to recommend for the concurrence of the City Council the attached report of Controller Hoben covering resolutions governing fair wage regulation.

L. FRED. MONAGHAN, *Secretary Board of Control.*

*Halifax, N. S., April 6th, 1915.*

*The Secretary of the Board of Control.*

*Sir:*—In the matter of the provision of Fair Wage conditions in City Contracts, which was referred to myself with the assistance of the Engineer and Solicitor, I beg to say that a conference at which the Engineer and Solicitor were present, was held, with Mr. Harris and Mr. Shaeffer, representing the Trades and Labor Council, at which the matter was thoroughly considered and some modifications made in the draft regulations originally submitted. A copy of them as so modified is attached hereto and I would recommend their adoption for use in connection with City contracts in the future.

C. R. HOBEN, *Controller.*

Moved by Controller Hoben, seconded by Controller Scanlan that the same be adopted. Motion passed.

The following resolutions are submitted:

*RESOLUTIONS GOVERNING FAIR WAGE REGULATIONS.*

The following conditions shall apply to all civic contracts:—

1. That competent workmen shall be employed on all civic contracts and paid the current rate of wages, such rate to be inserted in the contract.
2. The trades union rate, where craft is organized, and where such rate is paid by a majority of the employers, shall be deemed the current and minimum rate in such trade. Where there is no trade union rate, workmen shall be paid the generally accepted current rate of wages.
3. That no workman shall be required on any civic contract to work longer hours than those fixed by the Trade in which he is employed or longer hours per day than those generally accepted as current in the trade or calling affected.
4. Preference in employment shall be given to residents who are reliable and competent workmen.
5. Any violation of the foregoing conditions shall be regarded as a breach of contract.
6. The contractor shall not assign or sub-let any contract or part thereof without the consent of the Board of Control, and if any such sub-letting is consented to all the terms of the contract shall be binding upon the sub-contractor.