

CITY COUNCIL MEETING

THURSDAY
FEBRUARY 12, 1953

A G E N D A

Prayer
Minutes

1. Motion by Alderman O'Malley re Reconsideration of Grant Pension to A. J. Smeltzer.
2. Public Hearing re Rezoning Corner of Vestry & Lynch Sts.
3. Bond Proposal.
4. Housing Authority.
5. Amendment to Ordinance #18 respecting Petty Trades (Second Reading).
" " #22 " Ferries etc.
6. Accounts over \$500.00.
7. Write-Off Hospital Accounts \$8,113.50.
8. " Uncollectible Taxes \$ 973.98.
9. " " Sign License Fees \$147.35.
10. Daylight Saving Time.
11. Tax Days.
12. Use of City Crest by Capitol Shoe Repairs.
13. Retiring Allowance Mrs. Eleanor Gillis.
14. Resolution re Dominion Provincial Municipal Conference.
15. " Blindness Allowance.
16. Closing of Lane Armrescent West to Quinn St.
17. Legislation.
18. Overhanging Signs.
19. Zoning By-Law Section I Part XV.
20. Sewer Connections Sunnybrae Ave.
21. Lots 9 & 10 Leaman St.
22. Sale of Land Connaught Avenue & Bayers Rd.
23. Exchange of Land Bayers Road & Oxford St.
24. Final Certificate C. C. McDonald (City Prison Heating System.)
25. Appointment to Taxation & Assessment Committee.
26. Questions.
- 27.

DEFERRED ITEMS

28. Street Lines Greenwood Ave.
" " MacKintosh, Bayne & Forrester Sts.
29. Rezoning e/s of Dutch Village Road Date of Hearing.
30. Motion by Alderman Breen re Stevenson & Kellogg.

INFORMATION ONLY

Financial Statement Halifax Forum Commission.
Annual Report Recreation & Playgrounds Commission.
Approvals of Minister of Municipal Affairs.
Active Borrowing Resolutions.
Tax Collections Month of January 1953.
Administrative Report City Manager.
Bank Interest Rate.

EVENING SESSION

Council Chamber,
City Hall,
Halifax, N. S.,
February 12, 1953,
8:00 P. M.

A meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman and before considering the regular order of business, the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor; Aldermen DeWolf, Moriarty, Lane, Macdonald, Adams, Lloyd, Kitz, O'Malley, Fox, Allen, Vaughan, Hatfield and MacMillan.

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

The following named papers were submitted.

MINUTES

Moved by Alderman Hatfield, seconded by Alderman MacMillan that the minutes of the previous meetings be approved. Motion passed.

MOTION ALDERMAN O'MALLEY Re: RECONSIDERATION GRANT PENSION A. J. SMELTZER

Alderman O'Malley: "I realize members of Council are fully conversant with the facts that led up to the grant for Mr. Smeltzer. The Finance & Executive Committee had the Manager take the matter up with Mr. Smeltzer to see what arrangements could be made. I felt it should be \$1,200.00. By resolution this Council agreed to a grant pension of \$1,020.00 conditioned upon Mrs. Smeltzer receiving the Old Age Pension. The Old Age Pension is a gift in a sense and I think they should have the benefit of that pension. There is one point I wish to draw to your attention and it is this, when Mrs. Smeltzer comes into the Old Age Pension, Mr. Smeltzer's grant pension will be reduced by a similar amount notwithstanding that Mrs. Smeltzer may pass on very shortly after

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she receives her pension.

Moved by Alderman O'Malley, seconded by Alderman Adams that the matter be reconsidered.

The motion was put and passed 12 voting for the same and 1 against it as follows:

FOR THE MOTION

Alderman DeWolf
Moriarty
Lane
Macdonald
Adams
Lloyd
Kitz
O'Malley
Fox
Allen
Hatfield
MacMillan

AGAINST IT

Alderman Vaughan

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- 1 -

Moved by Alderman O'Malley, seconded by Alderman Adams that the amount that was previously approved by City Council be sustained and that the section relating to the pension of Mrs. Smeltzer be deleted from the motion.

Alderman Vaughan stated that had Mr. Smeltzer been in the Pension Plan for the years of his service he would be entitled to substantially less and he was opposed to any change in the grant as originally passed at the last meeting of the Council.

The motion was put and passed 11 voting for the same and 2 against it as follows:

FOR THE MOTION

Alderman MacMillan
Hatfield
Allen
Fox
O'Malley
Lloyd
Adams
Macdonald
Lane
Moriarty
DeWolf

AGAINST IT

Alderman Vaughan
Kitz

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- 2 -

February 12, 1953.

8:10 P. M. Alderman Breen arrives.

PUBLIC HEARING Re: REZONING CORNER OF VESTRY & LYNCH STS.

A public hearing was held on the matter of rezoning the property located at the corner of Vestry & Lynch Streets from second density residential to commercial, the said hearing being duly advertized as required by the City Charter.

A petition was submitted from residents in the area who supported the application and also one from residents in the area who protested any change in the zoning.

Several letters were also submitted and read by the City Clerk protesting any change in the zoning.

Mr. Nathan Green addressed Council on behalf of Mr. Koskolos who stated there were two petitions filed, one for and one against the application. Those signing in favor were 113 and those signing against were 92 and 35 signed both. He said that he did not think there would be any hazard to the surrounding properties if Mr. Koskolos were granted a permit to operate a store.

8:15 P. M. The Deputy Mayor assumes the Chair.

Alderman Vaughan: "Mr. Koskolos moved into this area and purchased a home and was quite content to live there. He then thought a store might be a profitable venture in the district. That is quite a proper course. I agree with that. He has that right in Canada. There is no objection to stores in certain locations, but we do object to a breakdown in the Zoning Law as applied to the Mulgrave Park district. When one speaks of a prefab in Halifax you can get a certain re-action that it is a substandard district, but I can assure you that these people living in the Mulgrave Park area are making a great effort to improve these homes. We find that the City has quite an investment in the area as it stands today. The people in the immediate neighborhood are opposed to this store. If some person went a little too far in saying this might be a tavern was not departing from the truth because if we permit a breakdown in our zoning, how can we prevent anything from

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moving in that area once you break the zone. I am asking Council to stop this rezoning because it is the thick edge of the wedge. The people in this area which is completely residential in character are entitled to the protection of the Council."

8:20 P. M. His Worship the Mayor resumes the Chair.

Mrs. M. Nash: "Mr. Koskolos did not tell us it was going to be a rezoned district. He had a petition around taking names for a soda fountain not for a grocery store."

Mr. Tizard: "If this property were rezoned could they close up the store at some future time and open some other type of business?"

His Worship the Mayor: "Yes."

City Solicitor: "It could continue to be used for various types of business."

Mr. Campbell: "If they open one store it will be all stores. I am against it."

The City Clerk then read 4 letters objecting to the rezoning from the following: (1) Mr. & Mrs. Donald Hubley, 63 Lynch St. (2) E. A. Lawrence, 185 Albert St. (3) J. S. Archibald, 188 Albert St. (4) Mrs. Jensen, 57 Lynch St.

Alderman Vaughan stated these people were residents of that particular block.

Alderman Macdonald: "Does this application pertain to the building alone or the whole side of the street?"

His Worship the Mayor: "My understanding is that it is spot rezoning and applies only to the building."

Mr. Snook: "That is correct. I would like to be on record that I am against such a move, as it will destroy our Zoning By-Law."

Alderman Vaughan: "Can you tell me where there has been any spot rezoning?"

Mr. Snook: "There has been no spot rezoning. There have been extensions, but no spot rezoning."

The report of the Town Planning Board under date of

February 12, 1953.

January 14, 1953 was read as follows:

Date: Jan. 14/53.

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

From: Clerk of Works.

Subject: Re: Application for Rezoning at the corner of Vestry
and Lynch Streets

At a meeting of the Town Planning Board held on January 12th, the attached report from the Town Planning Engineer recommending against a request from Mr. Gus Koskolos to rezone his property at the corner of Vestry and Lynch Streets, was considered.

The Board recommended that this property be rezoned and that City Council set a date for a Public hearing.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Adams, seconded by Alderman Allen that the report be approved.

The motion was put and resulted in a tie vote 7 voting for the same and 7 against it as follows:

FOR THE MOTION

Alderman Adams
Breen
Fox
Lloyd
Macdonald
Moriarty
O'Malley

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AGAINST IT

Alderman Allen
DeWolf
Hatfield
Kitz
Lane
MacMillan
Vaughan

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His Worship the Mayor cast his vote against the motion and declared it lost.

BOND PROPOSAL

OFFICE OF THE CITY SOLICITOR

CITY HALL

HALIFAX, N. S.

February 12, 1953.

His Worship the Mayor and
Members of the City Council,
City Hall,
Halifax, N. S.

February 12, 1953.

Your Worship and Aldermen: Re: Debenture Issue.

At a meeting of the City Council held January 15th, 1953, it was decided to issue debentures of the City in the principal amount of \$6,000,000.00 and to appoint the syndicate headed by Bell, Gouinlock & Company, Limited, as agent for the sale of these debentures, to realize for the City in United States funds the amount of 100.60 percent of the par value.

At a meeting of the Finance and Executive Committee held February 10th, 1953, the syndicate reported that it was not able to sell these debentures to produce to the City the amount above referred to. The reasons for this were fully set out in two memoranda, one dated February 10th, 1953, addressed to the City Manager, and the other, undated, addressed to His Worship the Mayor.

The result of this report is that the syndicate desires to amend the previous arrangement as follows:

- (1) By providing that the aggregate principal amount of the debentures to be issued by the City shall not be less than \$4,000,000.00 and not in excess of \$6,000,000.00, instead of debentures to the aggregate amount of \$6,000,000.00 as previously decided.
- (2) That the debentures so sold by the syndicate will mature in equal principal amounts in each year, commencing February 1st, 1954, and ending February 1st, 1973. This will replace the previous arrangement whereby debentures to the principal amount of \$300,000.00 each year would mature between these dates.
- (3) The amount to be received by the City under the new proposal will be 100.10 percent of the par value of the debentures sold rather than 100.60 percent of debentures to the aggregate principal amount of \$6,000,000.00.
- (4) The proposal requests that the period of time during which the agency shall continue shall be extended from the 16th day of February, 1953, to the 9th day of March, 1953 and that the date after which the City will be at liberty to issue bonds other than those referred to above will be extended from the 16th day of March, 1953, to the 16th day of April, 1953.

I attach hereto a resolution to carry the new proposal into effect together with a new agreement along the lines of the original agreement but with the necessary variations to conform with the new proposal.

The resolution should be passed by a two-thirds vote of the City Council and with the approval of the Mayor endorsed thereon. It is a preliminary resolution which will bind the City to issue debentures of the types set out therein upon the completion of the sale of the debentures by the agent.

At a subsequent date, upon the completion of the sale, I will submit a detailed loan resolution.

Yours very truly,

CARL P. BETHUNE,
CITY SOLICITOR.

February 12, 1953.

RESOLVED that, subject to the approval of the Minister of Municipal Affairs, the City do create and issue non-callable Serial Debentures to an aggregate principal amount of not less than Four Million Dollars (\$4,000,000.00) and not more than Six Million Dollars (\$6,000,000.00), maturing in equal principal amounts in each of the years 1954 to 1973 inclusive.

That the said debentures be dated February 1st, 1953, and bear semi-annual interest coupons at the rate of four percent (4%) per annum.

That the said debentures be issued in the denomination of One Thousand Dollars (\$1,000.00) each.

That the principal of and the interest on the said debentures be payable in lawful money of Canada at the office of the City Treasurer of the City of Halifax at Halifax, Nova Scotia, or at the option of the holder at the principal office of The Royal Bank of Canada in any of the cities in Canada of Halifax, Nova Scotia; Saint John, New Brunswick; Montreal, Province of Quebec; Toronto, Ontario; Winnipeg, Manitoba; or Vancouver, British Columbia; or in lawful money of the United States of America at the option of the holder at the office of The Royal Bank of Canada Trust Company in the City of New York in the United States of America.

That, subject as hereinafter provided, the City appoint and does hereby appoint Bell, Gouinlock & Company, Limited, on behalf of and representing a syndicate consisting of Cornell, Macgillivray Limited, Mills, Spence & Co. Limited, and the said Bell, Gouinlock & Company, Limited, as its agent to sell and place privately and without public offering in the United States of America and elsewhere on behalf of the City debentures to an aggregate principal amount of not less than Four Million Dollars (\$4,000,000.00) and not more than Six Million Dollars (\$6,000,000.00) at such price as will produce for the City a sum not less than 100.10

February 12, 1953.

percent of the aggregate principal amount of debentures so sold in lawful money of the United States of America together with interest thereon in such lawful money of the United States of America accrued to the date of the delivery of the debentures by the City.

That said Bell, Gouinlock & Company, Limited, on behalf of itself and on behalf of and representing Cornell, Macgillivray Limited and Mills, Spence & Co. Limited, shall continue to act as such agent until the 9th day of March, A.D. 1953, or until all matters pertaining to the sale of the said debentures sold prior to the said 9th day of March, A.D. 1953, have been completed; provided, however, that nothing herein contained shall be construed to authorize Bell, Gouinlock & Company, Limited, acting as aforesaid, to sell any of such debentures as agent for the City after the 9th day of March, A. D. 1953.

That the compensation to Bell, Gouinlock & Company, Limited, acting as aforesaid as agent for the City of Halifax in the sale of the said debentures, shall be such sum which the said Bell, Gouinlock & Company, Limited shall receive in lawful money of the United States of America for the said debentures in excess of the amount of 100.10 percent of the par value thereof exclusive of the interest accrued thereon to the date of delivery of the said debentures by the City.

That the City of Halifax shall not create, issue or sell any debentures or other securities, other than the debentures hereinbefore referred to, prior to the 16th day of April, A. D. 1953, or prior to the date of the delivery of the said debentures by the City.

That, subject to delay due to the printing of the said debentures or caused by or resulting from demands of the Solicitors of Bell, Gouinlock & Company, Limited concerning the validity of the issue of the said debentures, delivery of the definitive debentures shall be made by the City within thirty days after the com-

February 12, 1953.

pletion of the sale of the said debentures by Bell, Gouinlock & Company, Limited, as aforesaid.

That any legal expense incurred by Bell, Gouinlock & Company, Limited, as aforesaid, in determining the validity of the issue of such debentures and of such debentures shall be borne by the said Bell, Gouinlock & Company, Limited.

That the City of Halifax will print the said debentures and deliver the same to Bell, Gouinlock & Company, Limited in the City of New York, United States of America.

That the City will make available to Bell, Gouinlock & Company, Limited such necessary financial and legal documents to enable the said Company to prepare a proper and satisfactory prospectus.

That the proposal of Bell, Gouinlock & Company, Limited, set out in a letter addressed to His Worship the Mayor and Council of the Corporation of the City of Halifax and dated January 12th, 1953, a copy of which is set out in the minutes of the Council held January 15th, 1953, at pages 19 and 20 thereof, except to such extent as the same is varied by this resolution, be and the same is hereby accepted.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the previous resolution in respect to Bell, Gouinlock & Company, Limited as the City's agents in respect to bonds passed at the previous meeting of the City Council be rescinded. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the resolution as prepared by the City Solicitor be approved.

Alderman Kitz: "One must hesitate when we have a proposal that the maximum we hope to raise will leave us that we have to find another \$2,000,000.00 added to the \$4,000,000.00 that we can get from this source. One must also hesitate when we find the rate of sale is off one half percent. This is the first time the City of Halifax has embarked on this type of financing that I personally don't object to. I do say that the exact method is one we

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might consider a bit more slowly. This is a non-registered issue. It is my understanding that an issue of this kind according to the rules of the Security Exchange Commission limits it to a very small number. I am surprised that our agents were not in a good comprehensive position to have given us a report which appears to be so far off the mark and I would wonder if they have done anything more than to test the market, but very sparsely. The Province of Nova Scotia has completed an issue of \$17,000,000.00 and in their wisdom saw fit to issue it on a registered basis. You tend to establish a market price through your issue. You don't find yourself plunging in the dark. Where a large amount is involved and where the credit of the City is being held up, I move that this matter be deferred for one month and the Mayor requested to interview the Provincial Authorities to see what they did with their issue."

His Worship the Mayor: "The revised agreement does not contemplate that the amount of the loan will be \$4,000,000.00. Our agents tell us they have firm commitments now for \$4,000,000.00 and they are hopeful they can get further commitments to bring the total up to \$6,000,000.00. We are in receipt from the Royal Bank of Canada and the Bank of Commerce of a notification that the interest rate charged the City on its overdraft, will on February 15th. be increased to 3 3/4%. This will indicate that we are getting as favorable a rate as it is possible to get at this time. I feel an adjournment of this matter might mean we will have to pay more money at some later date."

City Manager: "The coupon rate remains at 4%. This 1/2 of 1% is a matter of price, not of interest rate. It means we will receive 50 cents less on \$100.00."

Alderman Kitz: "Where does it put you in relation to the earlier tenders?"

City Manager: "The second high tender was \$100.22 and this price is \$100.10. I do know that some of the buyers in the United States want a return as high as 4 3/8. If it were issued in

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Canada, I believe the rate would be 5% at least."

His Worship the Mayor: "The first call made on a buyer required no persuasion that our bonds were a proper investment. He said he would buy them if they yielded 3.90 but we were offering 3.80. The persons whom we saw were the investment heads of some of the largest investment corporations in the U. S. A."

Alderman Kitz: "I voiced my thoughts with a great deal of care. I felt that before you changed your broker you would have to find something alarming indeed. I question whether a delay of one month might not just possibly give us such information that might actually come about. This being our first venture I would be loathe if we did not explore every conceivable method."

Alderman Lloyd: "Who in this Council wants to take the responsibility of one month from now with no particularly described reason why we should defer from all the evidence that has come before us. If we accept it now we are acting in good faith and under the best of our judgment. We have already delayed too long in financing this issue. I feel confident the City's credit will be upheld in any market."

The motion was then put and passed 13 voting for the same and 1 against it as follows:

FOR THE MOTION

Alderman DeWolf
Moriarty
Breen
Lane
Macdonald
Adams
Lloyd
O'Malley
Fox
Allen
Vaughan
Hatfield
MacMillan

AGAINST IT

Alderman Kitz

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- 1 -

AGREEMENT

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the Mayor and City Clerk be authorized to execute the agreement

February 12, 1953.

on behalf of the City. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman Lane that Item # 30 be now considered. Motion passed.

DEFERRING E/S DUTCH VILLAGE ROAD

Moved by Alderman Lloyd, seconded by Alderman Hatfield that a Public Hearing be held on this matter and that Council fix Thursday, March 12, 1953, in the Council Chamber, City Hall, Halifax, Nova Scotia, at 7 P. M. as the time and place for the hearing. Motion passed.

HOUSING AUTHORITY

His Worship the Mayor stated he had his nominations ready but he had just received a long distance call from Mr. Samuel Balcom at Ottawa, who advised that he had just come from a conference with Messrs. Winters and Mansour and it was the request of those men that the appointment of the Housing Authority be deferred. He said the local representative of C. M. & H. C. has been expressing great concern that the appointment has not been made and now there is a request from the senior official to defer the matter.

Alderman Lloyd: "I think you would be excused from any delay in this matter. Any further delay would be up to the Minister at Ottawa."

His Worship the Mayor: "The holdup has more to do with the legal background of the set-up of the Authority than whether the nominees are suitable persons."

Moved by Alderman Hatfield that His Worship the Mayor make his nominations for the Housing Authority.

There was no seconder to the motion.

Moved by Alderman O'Malley, seconded by Alderman Kitz that the matter be deferred to the next special or regular meeting whichever comes first. Motion passed with Aldermen Vaughan and Hatfield wishing to be recorded against.

February 12, 1953.

AMENDMENT ORDINANCE #18 "PETTY TRADES" 2ND READING

Halifax, N. S.,
Feb. 10, 1953.

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

The Finance and Executive Committee at a meeting held on the above date considered an amendment to Ordinance #18 respecting Petty Trades, which was read and passed a first time at the last regular meeting of the City Council.

It was agreed to recommend that this amendment be read and passed a second time and referred to the Minister of Municipal Affairs for approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Lloyd, seconded by Alderman Adams that the report be approved. Motion passed.

AMENDMENT

Moved by Alderman Lloyd, seconded by Alderman Adams that the amendment as set out on Page #30 of the minutes be read and passed a second time and referred to the Department of Municipal Affairs for approval. Motion passed.

AMENDMENT ORDINANCE #22 "FERRIES" 2ND READING

Halifax, N. S.,
Feb. 10/53.

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

The Finance and Executive Committee at a meeting held on the above date agreed to recommend that amendments to Ordinance #22 respecting Ferries and Public Landings, which were read and passed a first time at the last regular meeting of the City Council, be read and passed a second time and referred to the Minister of Municipal Affairs for approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Lloyd, seconded by Alderman Adams that the report be approved. Motion passed.

AMENDMENT

Moved by Alderman Lloyd, seconded by Alderman Adams that

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the amendment as set out on Page #65 of the minutes be read and passed a second time and referred to the Department of Municipal Affairs for approval. Motion passed.

ACCOUNTS OVER \$500.00

To: His Worship the Mayor,
and Members of City Council,
From: City Manager, A. A. DeBard, Jr.,
Date: December 11, 1952.
Subject: Accounts over \$500.00.

In accordance with Section 119F of the City Charter, the following accounts are submitted for Council's approval. These accounts have been certified and audited.

<u>DEPARTMENT</u>	<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Library	The Book Room Limited	Books	\$ 2,123.71
Works	The Gillis Company, Limited	Parts for Elgin Sweeper	1,087.09
Works	Imperial Oil Limited	Fuel Oil	1,284.75
Emergency Shelters	C. S. Barkhouse	Carpenter Repairs	846.45
Emergency Shelters	Halifax Insurance Company	Insurance Premium	528.00

A. A. DeBard, Jr.,
City Manager.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

WRITE-OFF HOSPITAL ACCOUNTS \$8,113.50

Halifax, N. S.,
Feb. 10, 1953.

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

The Finance and Executive Committee at a meeting held on the above date agreed to recommend that uncollectible Hospital Accounts totalling the sum of \$8,113.50 be written off.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

February 12, 1953.

WRITE-OFF UNCOLLECTIBLE TAXES \$ 973.98

Halifax, N. S.,
Feb. 10, 1953.

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

The Finance and Executive Committee at a meeting held on the above date agreed to recommend that uncollectible Tax Accounts amounting to the sum of \$973.98 be written off under the authority of Section 283 Sub-Section 2 of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

WRITE-OFF UNCOLLECTIBLE SIGN LICENSE FEES \$ 147.35

Date: February 11th, 1953.

To: His Worship the Mayor and City Council

From: Clerk of Works

Subject: Uncollectible Sign License Fees

The Committee on Works at a meeting held on February 9th, approved a recommendation from the Clerk of Works that the following sign license fees be written off as uncollectible.

The signs have been removed.

Automatic Laundrette Club	17 Grafton St.	Moved away	\$ 15.00
George Bjegovich	567 Barrington St.	Deceased	5.00
British Car Sales Ltd.	100 Gottingen St.	Sign Removed	5.00
Mrs. M. J. Childs	146 Barrington St.	"	5.00
P. A. Collicutt	3 Inglis St.	"	5.00
Day Nite Neon Signs	Acct. 2417-#216 Almon St.	"	5.00
Eastern Cafe Soda Fountain	171 Gottingen St.	"	5.00
Fashion Fur Shoppe	6 Blowers St.	"	7.35
Gallant Hardware	452 Oxford St.	"	10.00
Gaudets Jewellery	134 Agricola St.	"	15.00
Goulds Food Store	1 Victoria Road	"	5.00
Halifax Neon Signs	39 Duke St.	"	5.00
Halifax Painters and Decorators	176 Quinpool Road	"	5.00
Hum Sing Wing	16 Hollis St.	"	5.00
Irving Oil Co. Ltd.	South St.	"	5.00
Jones Electric N.S. Ltd.	580 Barrington St.	"	5.00
Kinleys Drug Store	5 Hollis St.	"	5.00
B. S. Langille	96 Agricola St.	"	5.00
MacIntosh Taxi	170 Chebucto Road	"	10.00
Oilway Heating Ltd.	149 Brunswick St.	"	5.00
Geo. G. Young	299 Quinpool Rd.	"	5.00
Capital Music Co. Ltd.	21 Blowers St.	"	5.00
Sterling Sales Ltd.	413 Gottingen St.	"	5.00

Respectfully submitted,
W. P. Publicover, City Clerk.
Per J. B. Sabeau, Clerk of Works.

February 12, 1953.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

DAYLIGHT SAVING TIME

Halifax, N. S.,
Feb. 10, 1953.

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

At a meeting of the Finance & Executive Committee held on the above date it was agreed to recommend that Daylight Saving Time be observed in the City of Halifax from 12:01 A.M. Sunday, April 26, 1953 to 12:01 A.M. Sunday, September 27, 1953.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

TAG DAYS

Halifax, N. S.,
February 15, 1953.

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

The Finance & Executive Committee at a meeting held on the above date agreed to recommend that applications for permission to hold tag days from the following organizations be approved.

St. Mary's Junior Hockey Club	Afternoon Feb. 20 & Morning Feb. 21.
529 Atlantic Squadron	April 18.
Canadian Cancer Society	April 25.
Marion S. Morrow Chapter I.O.D.E.	May 15.
Can. Girl Guides	" 30.
The Kinsmen Club of Halifax	June 2.
Halifax Colored Citizens Improve- ment League	June 20.
Sir Samuel Cunard Chapter I.O.D.E.	September 11.
Kiwanis Club of Armdale-Halifax	Any Saturday during month of September.
Callow Veterans' and Invalids' Welfare League	Afternoon Sept. 18 to Sept. 19.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

USE OF CITY CREST BY CAPITOL SHOE REPAIR

Halifax, N. S.,
Feb. 10, 1953.

February 12, 1953.

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

Last year permission was granted to the Capitol Shoe Repairs to use the City Crest on a cushion top kept for sale to Tourists etc. for a period of one year.

A request has been received to renew the permission for a further period of one year and the Finance & Executive Committee at a meeting held on the above date agreed to recommend that the request be approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

RETIRING ALLOWANCE MRS. ELEANOR GILLIS

Halifax, N. S.,
Feb. 10, 1953.

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

At a meeting of the Finance and Executive Committee held on the above date a report was submitted from the Commissioner of Health recommending that Mrs. Eleanor Gillis be retired as of May 1, 1953 and legislation obtained enabling the City to pay her an allowance of \$600.00 annually until such time as she is eligible for the old age pension, at which time the allowance is to be reduced by the amount received by her as an old age pension.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

RESOLUTION Re: DOMINION PROVINCIAL MUNICIPAL CONFERENCE

Halifax, N. S.,
Feb. 10, 1953.

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

The Finance & Executive Committee at a meeting held on the above date agreed to recommend that the attached resolution respecting Dominion Provincial Municipal Conference be concurred in.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

February 12, 1953.

January 13, 1953.

W. P. Publicover, Esq.,
City Clerk,
Halifax, Nova Scotia.

Dear Sir:

I beg to certify that the Council of the Corporation of the City of London, at its last session, adopted the following resolution, namely:

THAT WHEREAS the Special Committee of the Legislature on Provincial-Municipal Relations is expected to bring down a report in the very near future;

AND WHEREAS the Canadian Federation of Mayors and Municipalities has proposed, in its recent statement of policy, that the Dominion Government should call a Dominion Provincial-Municipal Conference at the earliest possible date, so that the responsibilities of the Municipalities and their right to the use of certain fields of taxation for the purpose of financing such responsibilities should be brought into line with modern conditions and clearly defined in new Dominion and Provincial legislation, as may be required to meet present day circumstances.

THEREFORE BE IT RESOLVED that this Council urge upon the Dominion and Provincial Governments that immediate arrangements be made for a Dominion-Provincial-Municipal Conference, as proposed by the Canadian Federation of Mayors and Municipalities, for the consideration of municipal problems as they are affected by Provincial and Dominion legislation as well as for the consideration of the various responsibilities of municipalities and their right to the use of certain fields of taxation to finance the cost thereof; and further, that copies of this resolution be forwarded to the Prime Minister of Canada, the Premiers and Ministers of Municipal Affairs of the ten Provinces and to the principal cities of Canada, as well as to the Canadian Federation of Mayors and Municipalities, the Ontario Municipal Association, the Ontario Association of Mayors and Reeves and the Ontario Provincial Municipal Relations Committee, urging that full support be given to the said resolution; and further, that our Local Members be asked to give it their support.

Yours very truly,

R. H. Cooper,
City Clerk.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

RESOLUTION Re: BLINDNESS ALLOWANCE

WHEREAS the City of Halifax is probably aware of the burden put upon blind persons more than most Cities due to the large number of our residents who were blinded in the Halifax explosion;

AND WHEREAS the Dominion Government, in its wisdom, has seen fit from time to time to extend the allowances paid under the Blind Persons Act;

February 12, 1953.

AND WHEREAS the basic allowance is the same as that set in 1947;

NOW THIS COUNCIL OF THE CITY OF HALIFAX RESOLVES that we do earnestly support the application being made by the Canadian National Institute for the Blind to the Canadian Government to increase the allowance from \$40.00 to \$50.00 per month, and that the Means Test be eliminated.

Moved by Alderman Kitz, seconded by Alderman Lloyd that the resolution be approved. Motion passed.

CLOSING LANE ARMCRESCENT WEST TO QUINN ST.

From: C. P. Bethune, Q. C.,
City Solicitor.

Date: February 12th, 1953.

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

Re: Pedestrian Rights-of-Way
Armcrescent Subdivision.

There are two pedestrian rights-of-way in the above Sub-division, one running from Armcrescent East and another one from Armcrescent West to Quinn Street. Insofar as the first one is concerned, the right-of-way is owned by the abutting lot owners, subject however, to the rights of apparently all the people in this subdivision.

In regard to the second right-of-way from Armcrescent West to Quinn Street, the title to the soil would appear to be still in the West End Realities Ltd., subject however, to the rights of all the people having lots in this subdivision to pass and repass over this particular right-of-way.

The legislation necessary to close off these rights of way would have to provide for the extinguishment of the rights of all the lot owners in this Subdivision to use these rights-of-way.

Yours very truly,

CARL P. BETHUNE,
CITY SOLICITOR.

Per T. C. Doyle.

Alderman Lloyd: "The people who go through that open space naturally don't know where the lines are and the abutters are complaining that people are transgressing the properties. If it is illegal to close it off, is there any way we can get the City to take over the responsibility for maintaining it? Putting a paved walk down or something of that sort?"

Alderman Kitz: "I think this is one of the worst bits of

February 12, 1953.

town planning that was laid out. Why the Town Planning Board some years ago did not insist on a proper road going through there, I don't know. I have no doubt that the abutters are finding this rough way a source of nuisance because a passerby cannot tell where private land begins. I think the small amount for laying a concrete walk would not be amiss. We should help the abutters and lay a concrete walk through those 2 thoroughfares. That 10 feet should be increased to a proper roadway."

Alderman Lloyd said if there were analogous circumstances in the City they could be done as well.

Alderman DeWolf: "These are not public thoroughfares. These are rights of ways common to the owners in this subdivision. Any stranger who lives on Quinn Street could be stopped."

Moved by Alderman Lloyd, seconded by Alderman Kitz that legislation be sought empowering the City to improve with concrete sidewalk or paving, as the case may be, the lane that runs from Armcrescent West to Quinn Street and any necessary drainage; subject to the approval of the abutters.

Alderman Macdonald: "There are similar situations in the City. I have in mind one running parallel to Oxford Street. It runs from Pepperell Street right to Jubilee Road. The people living near Jubilee Road use that driveway to get into their garages. There is one part where debris has collected and it is an annoyance to the people. If this driveway is going to be done, (Armcrescent West), I think they should all be done."

Alderman Lane: "That driveway is close to our place. I can assure you the abutters will make a request for that one."

Alderman Breen stated he knew of another one on South Park Street.

Alderman Lane: "I will not support this until I know what it will cost."

Alderman Lloyd: "It just gives us permissive legislation to do a job first."

February 12, 1953.

Alderman O'Malley stated it would be a costly venture.

Alderman Macdonald: "I agree with Alderman O'Malley. I think it would be a good idea for the Works Department to make a survey of all these driveways."

Moved in amendment by Alderman Macdonald, seconded by Alderman Lane that this matter be deferred until a report is forthcoming from the City Manager and Commissioner of Works regarding a survey to find out what is necessary and what can be done regarding the improvement of rights-of-way in all parts of the City.

Alderman DeWolf: "We are in trouble because of the person who made the subdivision. He should have put a street through in the first place. I suggest putting it on the tax roll and let them pay the cost. I blame the Town Planning Board at the time of which I was a member. We should have insisted on a street instead of a lane."

City Manager: "We can get that information for Council pretty soon. I don't think we should do any work on private property."

Alderman Lloyd: "All I know is that the abutters of these properties are the people affected. It has been before us in one way or another for almost two years. If you don't take action tonight it will be another 12 months before you can get legislation. This is not a political football."

The amendment was put and passed with Alderman Lloyd wishing to be recorded against.

OVERHANGING SIGNS

Date: February 11th, 1953.

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

From: Clerk of Works

Subject: OVERHANGING SIGNS

At a meeting of the Committee on Works held on February 9th, a report from the Building Inspector recommending that the following signs be allowed to be erected, was approved.

February 12, 1953.

No. 126 Upper Water Street - Peerless Vulcanizing Co.	\$ 5.00
23 Cunard Street - Sylvia Major	5.00
38 Lower Water St. - R. Ian MacDonald Ltd.	5.00
651 Barrington St. - Frank Hackney Canada Ltd.	5.00
459 Gottingen St. - Gregory McCarron	5.00
107 Sp. Garden Road - Peter Sperdakes	5.00
90 Granville St. - The Sports Lodge	5.00
481 Barrington St. - Household Finance	5.00

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Clerk of Works.

Moved by Alderman Breen, seconded by Alderman Fox that the report be approved. Motion passed.

ZONING BY-LAW SECTION ONE PART XV

Date: February 11, 1953.

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

From: Clerk of Works

Subject: Zoning By-Law Amendment Section 1 - Part XV

At a meeting of the Town Planning Board held on February 9th, the attached report from the Town Planning Engineer relative to permitting more than one dwelling on one lot, and suggesting that the lot area be set at 100 foot frontage and an area of 20,000 square feet, was considered.

The Committee recommended that the Town Planning Engineer's recommendation be accepted, with Alderman Moriarty and Alderman Breen dissenting.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Clerk of Works.

February 12, 1953.

Moved by Alderman Macdonald, seconded by Alderman Lane that the report be approved.

Moved in amendment by Alderman Breen, seconded by Alderman Hatfield that the area be 10,000 sq. ft. with an 80 ft. frontage.

Alderman Macdonald: "If a lot has an 80 ft. frontage and a building is in the centre, the second building would be right behind the first one."

Alderman Lane referred to the corner of Jubilee Road & Robie Street as an example of more than one building on a lot. She said there were horrible examples of zoning in the City and unsightly messes because dwellings were built on small lots.

Alderman DeWolf suggested further study on the matter rather than passing it at present.

Moved by Alderman DeWolf, seconded by Alderman Lloyd that this matter be referred to the Town Planning Board.

His Worship the Mayor: "There is control by the Building Inspector as to the location of the second house."

The Solicitor read the Charter section dealing with the power of the Building Inspector.

Alderman Fox: "Suppose someone wants to put up a building and the Building Inspector says 'sure I'll give you a permit,' the building can be put up without the Works Committee or Council knowing anything about it."

City Solicitor: "That is not correct."

He then read the proposed amendment for the information of Council.

The motion to refer was put and passed.

SEWER CONNECTIONS SUNNYBRAE AVE.

Date: February 11th, 1953.

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

From: Clerk of Works

Subject: Re Sewer Connections - Sunnybrae Avenue

At a meeting of the Committee on Works held February 9th,

February 12, 1953.

a request from the Municipality of the County of Halifax for permission to connect Sunnybrae Avenue sewer with the City sewer system at Bayers Road was considered.

The Committee recommended that an agreement be made for a two-year term so as to expire at the same time as previous agreements.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabeau,
CLERK OF WORKS.

February 2, 1953.

Mr. A. C. Harris,
Commissioner of Works,
City of Halifax,
City Hall,
Halifax, N. S.

Dear Sir:-

Further to our recent discussions with respect to the installation of water and sewer in the Fairview area of the Municipality, permission is hereby requested to cut the City side of the Dutch Village Road at Glendale Avenue, Rosedale Avenue, Frederick Street and Rufus Street, as it is shown on the Public Service Commission Plan No. D424, dated October 31, 1951.

The City requires a deposit from the Municipality in this regard and we will be pleased to forward our cheque for the amount of the deposit when you advise us how much this should be.

Yours very truly,

R. G. Hattie,
Municipal Clerk and Treasurer.

February 3, 1953.

Mr. A. C. Harris,
Commissioner of Works,
City of Halifax,
City Hall,
Halifax, N. S.

Dear Sir:-

In addition to our letter of February 2nd, requesting permission to open the City side of the Dutch Village Road at the end of Glendale Avenue, Rosedale Avenue, Frederick Street and Rufus Street, I wish to advise that the Municipality is also, at the same time, considering the establishment of sewer services on Sunnybrae Avenue. The Municipality also requests permission to cut the Dutch Village Road at this point.

There is no existing Agreement at the present time with respect to Sunnybrae Avenue with the City, so we would, at the same time, request your approval of joining up Sunnybrae Avenue sewer with the City Sewer System at Bayers Road, on the same basis as the Agreement

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with Retreat Avenue, which calls for sewer rental of \$12.00 per house connection.

Your cooperation with respect to this matter will be much appreciated.

Yours very truly,

R. G. Hattie,
Municipal Clerk and Treasurer.

Moved by Alderman Allen, seconded by Alderman Fox that the report be approved. Motion passed.

LOTS 9 & 10 LEAMAN ST.

Date: February 11th, 1953.

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

From: Clerk of Works.

Subject: Re: Lots 9 and 10 - Leaman Street

At a meeting of the Town Planning Board held on February 9th, the attached report from the Town Planning Engineer recommending that this subdivision remain as is at present, was considered.

The Board approved the recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabeau,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved.

Mr. Snook outlined his reasons for making his recommendations

Alderman Vaughan: "I would support the Town Planning Engineer if this were a matter of planning the whole of the City of Halifax but the planning of this corner lot is going to be the only one in Halifax. The fact that we have received lower bids indicate it has not the same attraction as the other lots. I am opposed to this. I objected to it in the Town Planning Board and in Council when the matter came up."

Moved in amendment by Alderman DeWolf, seconded by Alderman Vaughan that the matter be referred back to the Town Planning Board. Amendment passed.

February 12, 1953.

SALE OF LAND CONNAUGHT AVE. & BAYERS RD.

Date: February 11th, 1953.

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

From: Clerk of Works

Subject: Sale of Land Connaught Avenue and Bayers Road-Sewer
Easement and Right-of-Way

At a meeting of the Committee on Works held on February 9th, the matter of the sale of land at the corner of Connaught Avenue and Bayers Road was considered.

The Committee recommended that there should be a sewer easement over this land when offered for sale and a recommendation from the traffic authority as to whether or not a traffic easement should be reserved.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Clerk of Works.

Date: Feb. 12/53.

To: His Worship the Mayor and Members of the Board of Works.

From: A. C. Harris, Commissioner of Works

Subject: Re: Tenders - Sale of Land - Bayers Road and Connaught
Avenue.

Gentlemen:

At a meeting of the Committee of the whole Council, January 29th, 1953, tenders for the sale of property at the corner of Bayers Road and Connaught Avenue, were considered.

After hearing counsel for the parties concerned, it was agreed to recommend that the property be again advertised for sale. The matter was subsequently referred to the Committee on Works to clarify any matters concerning sewers, easements and right-of-ways before the land was re-advertised for sale.

In considering the sale of this property we must consider its relation to the abutting property immediately to the east on which Mr. Devlin proposes to erect two apartment buildings. Two problems arise regarding these apartment buildings:-

- (1) The feasibility of connecting to the Bayers Road or the Connaught Avenue sewer and water main,
- (2) Surface drainage.

(1) If the sewer connection has to be made to Bayers Road the apartment buildings will have to be built considerably higher than if the sewer connection can be made to the Connaught Avenue sewer, in order to get sufficient fall from the building to the sewer. This arrangement would not be too attractive especially to the resi-

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dents on Roslyn Road, immediately to the rear of the Devlin property whose houses are of the low prefabricated type. Another item to consider in connecting to the Bayers Road sewer is that permanent sidewalk, curb and gutter and paving would have to be cut in at least two places. This I feel should be avoided if at all possible.

(2) In view of the fact that the rear of the Devlin property is approximately 11 feet below the level of the sidewalk on Bayers Road, surface drainage should be directed to the rear of the property or away from Bayers Road. In order to do this without flooding properties on Roslyn Road, an outlet to the sewer on Connaught Avenue should be provided. This would serve the dual purpose of caring for surface drainage and also servicing the apartment buildings.

In order to connect into the Connaught Avenue sewer, however, it will be necessary to cut across the property on the northeast corner of Bayers Road and Connaught Avenue, which the City proposes to advertise for sale. I would recommend therefore that a condition of sale, should be that a 12 foot wide sewer and water right-of-way be provided across the property so that sewer and water connections can be made on Connaught Avenue.

A traffic right-of-way is not as essential as the aforementioned sewer and water right-of-way. The traffic authority for the City is of the opinion that, although it would be desirable to have a traffic right-of-way at the rear of the Devlin property, it is not absolutely necessary as the traffic problem on Bayers Road arising out of the building of the apartments is not critical. It is not necessary therefore to provide for a traffic right-of-way in a condition of sale of the property.

Respectfully submitted,

A. C. Harris,
per G. J. West.

A. C. Harris, Commissioner of Works.

February 12, 1953.

His Worship the Mayor,
Members of City Council.

As instructed by the Board of Works, I have examined Plan # 00-4-12003 from the office of the Commissioner of Works, dated December 11, 1951, showing the proposed location of four apartment buildings, containing a total of forty-eight (48) family units, to be located at the north-east corner of Bayers Road and Connaught Avenue. This plan also shows the proposed driveway at the rear of these buildings, that is running east and west on the northern side of this lot.

Available statistics indicate one passenger car to 1.45 family units which would indicate that we might expect thirty-three (33) cars owned by the occupants of these apartment dwellings, with the additional traffic volume occasioned by deliveries of fuel, groceries, etc.

I therefore feel that the inclusion of the aforementioned driveway, which would have its entrance and exit on the secondary street -- namely Connaught Avenue-- would be highly desirable, and I would recommend that this driveway be implemented in relation to

February 12, 1953.

these proposed apartment buildings.

Yours very truly,

V. W. Mitchell,
CHIEF OF POLICE.

His Worship the Mayor: "The sewer and water easement should be granted."

Moved by Alderman Vaughan, seconded by Alderman Hatfield that this lot be offered for sale by tender and that a sewer and water easement be properly described in the sale by the Works Department.

Mr. Day: "Is it O.K. for me to grant a permit if this goes through?"

His Worship the Mayor: "The answer is yes."

The motion was put and passed.

EXCHANGE OF LAND BAYERS ROAD & OXFORD STREET

Halifax, N. S.,
February 11th, 1953.

Mr. August A. DeBard,
City Manager,
Halifax, N. S.

Dear Mr. DeBard:

With reference to conversation in re the proposed exchange of land at the corner of Oxford Street and Bayers Road, in the City of Halifax I am offering herewith the sum of \$185.00 for the amount of 925 square feet of land involved. This figure is arrived at on the basis of a price of .20¢ per square foot, and the figure of 925 square feet is the difference between the amount of land owned by the City on Bayers Road and the amount owned by me on Oxford Street at this location.

In addition I am prepared to give the City of Halifax a Deed of the land required by the City on Oxford Street.

Thanking you, I am

Yours very truly,

J. H. Gallant.

Joseph Henry Gallant
306 Tower Road,
Halifax, N. S.

Moved by Alderman Fox, seconded by Alderman Allen that the offer be accepted.. Motion passed.

February 5, 1953.

Draft Legislation prepared by the City Solicitor
and submitted for approval of Council.

1953

B I L L NO.

1953.

An Act to Amend the Law Relating to the
City of Halifax.

BE IT ENACTED by the Governor and Assembly as follows:

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 mentioned means the committee or official of that name of the said City or Council; the expression "Charter" means the Halifax City Charter of 1931 and Sections referred to by number without further reference are the Sections of the said Charter; and this Act shall refer exclusively to the City of Halifax.

Item 63(a)

(1) Clause (c) of subsection (1) of Section 14 is amended by striking out the words "or water rates" in the second line thereof.

(2) Clause (d) of said subsection (1) of Section 14 is repealed and the following substituted therefor:

(d) was, at the time of the last general assessment prior to such nomination, assessed for real property tax, business tax, household tax or other occupancy tax, in such amount as would make him liable to pay a sum of not less than fifty dollars to the City for taxes in respect of such assessment.

(Explanatory note: The first amendment alters the requirement that a candidate for Mayor or alderman must have both his City taxes and water rates paid by removing that requirement so far as water rates are concerned because such rates are now payable to a separate commission (Public Service Commission) and not to the City.

The second amendment is for the purpose of removing certain words not now necessary because of previous amendments to clause (d). There is no change in the substance.)

Items 42A and 42B

(1) Clauses (a), (c) and (d) of subsection (1) of Section 15 are repealed and the following substituted therefor:

(a) a certificate from the Assessor certifying that at the time of the last general assessment prior to his nomination he was assessed and still is assessed for real property tax, business tax, household tax or other occupancy tax as made him liable to pay a sum of not less

than fifty dollars to the City for taxes in respect of such assessment;

- (b) a certificate from the City Collector to the effect that he is not indebted to the City in any sum for city taxes, or interest thereon, either individually or as a member of any firm or copartnership; and
- (c) an affidavit that he is duly qualified by law for the office of Mayor or alderman, as the case may be.

(2) Subsection (4) of said Section 15 is amended by striking out the words "or water rates" in the second line of clause (3) of the "Affidavit of Qualification" set out therein, and substituting therefor the words "or interest thereon".

(Explanatory note: This section has been amended on a previous occasion by deleting clause (b). The present amendment is for the purpose of revising clause (a) to delete the words "if he qualifies in respect to assessed property owned or occupied by him" because this is now the only qualification under Section 14, by changing the clause references for more orderly appearance, and by deleting the requirement that a candidate for Mayor alderman must not be indebted for water rates, as such rates are now due to Public Service Commission and not to the City. Otherwise there is no change in the substance of the clauses.

4. Item 43.

Subsection (3A) of Section 31, as that subsection is enacted by subsection (3) of Section 4 of Chapter 66 of the Acts of 1950 and amended by Section 3 of Chapter 67 of the Acts of 1951, is further amended by inserting therein, immediately following the word "person's" in the seventeenth line thereof, the word "name".

(Explanatory note: This word appeared in the Bill as introduced and passed but was omitted in the printing of the statute.)

5. Item 9(a)

Section 37 is repealed.

(Explanatory note: The qualification requiring a voter to be a resident of the City for at least one year next preceding an election was repealed last year. Section 37 provided a constructive residence in the City for any person who had carried on business for three years previous to an election but who resided outside of the City. The section provided a constructive residence in the ward in which he carried on such business. The effect of the repeal of section 37 will be to enable such persons to vote in the polling section in the ward in which they were assessed.)

Item 47.

6. (1) Subsection (1) of Section 123 is amended by striking out the words "Superintendent of Health" inserted in the said Section by Section 9 of Chapter 51 of the Acts of 1942.

Item 23

(2) Said subsection (1) of Section 123, as that Section is enacted by Section 19 of Chapter 56 of the Acts of 1940 and amended by Section 10 of Chapter 66 of the Acts of 1950, is further amended by striking out the words "Librarian and staff of The Halifax Memorial Library" in the seventeenth line thereof.

Item 22

7. Subsection (6) of Section 155 is repealed.

(Explanatory note: This subsection provided that notwithstanding the provisions of the Charter to the contrary the late F. H. Bell, K.C., former City Solicitor, may also engage in private practice. It is, of course, no longer needed.)

Item 40

8. (1) Section 229 is amended by striking out the words "one o'clock in the afternoon" in the seventh line thereof and substituting therefor the words "twelve o'clock, noon".

(2) Said Section 229 is further amended by inserting therein between the Section number "229" in the first line thereof and the word "The" where the same first occurs in the said first line thereof the symbols and numeral "(1)".

(3) Said Section 229 is further amended by adding thereto the following subsection:

(2) The Council may from time to time by Ordinance or resolution alter the hours during which the offices of the Clerk of the City Court and the Clerk of the Police Court shall be open for the transaction of business and may provide that such offices may remain closed on Saturdays and other days than and in addition to the days referred to in subsection (1) of this Section.

(Explanatory note: The foregoing amendments provide for the closing of the City Court and Police Court offices on Saturdays at noon instead of 1 p.m. as at present. This will coincide with the hours of the City Hall offices.

The section also adds a new subsection to enable the Council to change the hours so as to enable the offices to close on Saturdays in the morning and upon certain special civic holidays not within the description of "Statutory holidays".)

remove any further doubt.

9.

Item 12.

Subsection (1) of Section 283 is amended by striking out the words "and money received in the Citizens' Free Library" in the sixth and seventh lines thereof.

10.

Item 30(b)

(1) Subsection (1) of Section 310 is amended by striking out the words "A sum for the maintenance of the Halifax Memorial Library" in the sixteenth and seventeenth lines thereof.

Item 15

(2) Said Section 310 is amended by adding thereto the following subsection:

(7)(a) In addition to the amounts hereinbefore authorized to be raised by rates and taxes, the Council may include in the annual estimates of expenditures a sum not exceeding one hundred thousand dollars.

(b) Such sum shall not be included in such estimates until the Council has passed a resolution to submit to the session of the General Assembly next to be held following the passing of such resolution a Bill authorizing the City to expend such sum for the purpose or purposes set out in the said resolution, and the sum so included in the said estimates shall not be expended for any purpose until the coming into effect of an Act authorizing the City to expend the same for the purpose or purposes set out in such Act and thereupon such sum may be expended for such purpose or purposes and for no other.

(Explanatory note: It has been found each year that when the annual estimates are being prepared, it is considered desirable to include therein certain items of expenditure for which no legal authority exists. The City, therefore, cannot include such sums but must submit to the Legislature a Bill to grant this authority. These are usually set out in a Schedule to the City's annual Bill. When the legislative authority is obtained these expenditures are made but cannot be charged to the year in which they are made unless there is a surplus, without causing a deficit in that year's operations. The effect of this enactment will be to enable the City to include these items in the current budget but to prohibit the expenditure of the same until legislative authority is given. In this way, if the expenditure is approved and made, it will be borne by the proper year and not carried forward as a burden on the following year.)

11.

Items 41 and 16

Section 310C is repealed and the following substituted therefor:

310C. The City may include in the yearly estimates such sum as the Council shall from time to time determine for the purpose of defraying the cost of providing suitable entertainment to commemorate the Natal Day of the City.

(Explanatory note: Section 310C repealed hereby provided authority to enable the City to make a grant to the Halifax Playgrounds Commission. The Commission is not now in existence and the section has no further use.

The section substituted is to enable the City to secure funds to celebrate its Natal Day.)

12.

Item 39

Clause (2) of subsection (7) of Section 315, as that subsection is enacted by Section 15 of Chapter 67 of the Acts of 1933, is repealed and the following substituted therefor:

(2) All other contracts for supplies entered into by the Council may commence and terminate at any time between the first day of January and the thirty-first day of December in any civic year and such supplies shall be paid for out of the appropriation provided for that purpose for the civic year in which the same were ordered.

(Explanatory note: The section now in effect permitted the Council to enter into contracts for supplies for the period May 1st in one year to April 30th in the next succeeding year and any supplies purchased were paid for out of the appropriation for the year in which they were ordered. Since this section was enacted the civic year has been changed to the calendar year and the above amendment will coincide with present conditions.)

13.

Item 52

Subsection (6) of Section 361, as that Section is enacted by Section 4 of Chapter 55 of the Acts of 1936, is amended by inserting therein between the words "default" and "to" in the seventeenth line thereof the words "of payment".

(Explanatory note: This clause is submitted to correct an omission in the statute and does not change the substance.)

14.

Item 13

Subsection (2A) of Section 364, as that subsection is enacted by Section 13 of Chapter 66 of the Acts of 1950, is amended by inserting therein between the words "business" and "tax" in the thirteenth line thereof the words "for business".

(Explanatory note: These words appeared in the Bill as enacted but were dropped out when the statute was printed.)

15.

Items 17 and 18

Section 370 is amended by adding thereto the following subsections:

- (9) Notwithstanding the provisions of the Bonus Act, and subject to the approval of the Minister of Municipal Affairs, the City may enter into an agreement with Central Mortgage and Housing Corporation relating to the construction of housing accommodation under the authority of the National Housing Act for the purpose of fixing the assessment of housing accommodation constructed pursuant to such agreement at such amount as may be mutually agreed upon between the parties to the said agreement.

(Explanatory note: This section will enable the City to agree to the fixed assessment required by Central Mortgage and Housing Corporation in agreements for the construction of housing accommodation under section 35 of the National Housing Act, under which the Dominion Government pays 75% of the cost of construction and deficits in operation and the municipality the balance of 25%.)

- (10) Notwithstanding the provisions of the Bonus Act, and subject to the approval of the Minister of Municipal Affairs, and pursuant to a resolution of the Council, the real property owned by any limited-dividend housing corporation erected pursuant to the provisions of the National Housing Act, 1944, enacted by Chapter 46 of the Statutes of Canada for the years 1944-45, at a cost not exceeding ten thousand dollars per housing unit may, during the period set out in the said resolution, be annually assessed and rated at a sum sufficient to produce, at the tax rate annually fixed by the Commissioner of Finance and Accounts, the annual sum of ninety-eight dollars for each housing unit.

(Explanatory note: Section 10 of section 370, as set out in the above clause, is intended to enable the City to grant some tax concession to housing accommodation erected under the National Housing Act by limited-dividend corporations, in which the rents charged are graduated to the income of the tenants.)

remove any further amend.

16.

Items 14 and 36

(1) Clause (d) of subsection (4) of Section 425, as that subsection is enacted by Section 17 of Chapter 56 of the Acts of 1946, is amended by striking out the words "previously paid" in the fourth and fifth lines thereof and substituting therefor the words "paid on or before the thirty-first day of May, as hereinbefore provided".

(Explanatory note: This amendment is for the purpose of clearing up some doubt as to the meaning of the words "previously paid" in order to make certain when the first instalment of taxes, imposed by assessment made other than at the regular assessment, must be paid in order to qualify for discount on the second instalment.)

(2) Subsection (10) of said Section 425, as that subsection is enacted by Section 48 of Chapter 46 of the Acts of 1944, is amended by striking out the numeral "6" in the second line thereof and substituting therefor the numeral "7".

(Explanatory note: This amendment corrects a typographical error in a reference to a preceding subsection of this section.)

17.

Items 9(c) and 19(a) and (b).

Section 440 is amended by striking out the words "in the possession of any person under hire or purchase agreement" in the second and third lines thereof and substituting therefor the words "which is subject to a hire or purchase agreement or conditional sale agreement or under lease to such person or jointly owned by such person and another person or persons and which property is used by or in the possession of the person assessed for the purpose of business or household or other occupancy in respect of which the tax is assessed".

(Explanatory note: It has been found that a great deal of personal property in the possession of persons conducting business or living in residences is being bought on terms and is covered either by a hire-purchase agreement or a conditional sales agreement, or is leased to such persons or is jointly owned by such person and another, and thus, unless some particular provision is made, is not available to the City for taxes under its lien. At the present time property under hire or purchase agreement is by Section 440 liable to the lien. This amendment adds to this the personal property under a conditional sales agreement, under a lease and jointly owned personal property, thus enabling the City to exercise its lien against such property.)

18.

Item 9(b)

Subsection (1) of Section 454 is amended by striking out the word "three" in the second line thereof and substituting therefor the word "thirty".

(Explanatory note. This amendment extends the period of time within which the Collector is required to give a certificate to the purchaser of land sold at a tax sale, certifying that the same has been sold. The present period is three days which does not give sufficient time to get a detailed description of the property sold, although it is not strictly necessary to have a detailed description in the certificate if the land sold can be ascertained by a reference to the description used by the Assessor in making the assessment. There are, however, occasional cases where the description used by the Assessor, which appears in the last conveyance of the property, is uncertain.)

19.

Item 25

Subsection (2) of Section 457 is amended by inserting therein, between the words "of" and "Accountant-General" in the sixth line thereof, the word "the".

(Explanatory note: The word "the" was omitted in error when this section was amended in 1949.)

20.

Item 37

Subsection (1) of Section 522 is amended by striking out the word "location" in the fourth line thereof and substituting therefor the word "relocation".

(Explanatory note: The word "location" as it appears in the 1931 City Charter refers to the situation which exists after the street has been "relocated". In order to remove any doubt the word "relocated" is substituted.)

21.

Item 29

The Charter is amended by inserting therein, immediately following Section 545A thereof, the following section:

545B. Notwithstanding the provisions of Sections 524 and 545 and any other enactment requiring any street hereafter laid out to be not less than sixty feet in width, the City may lay out and accept that portion of Normandy Drive which lies between Rosemead Avenue and Roope Street notwithstanding that the width of the said portion of Normandy Drive as so laid out will be less than sixty feet in width.

(Explanatory note: This portion of Normandy Drive is a connecting link between the re-

remove any further doubt.)

maintaining portion of such street and Robie Street. there is not sufficient land available to lay this portion out 60 feet wide. The greatest width possible is 52 feet and for this reason the foregoing legislation is required.)

22.

Item 35

Section 577, as that Section is enacted by Section 26 of Chapter 65 of the Acts of 1937, is amended by striking out the word "ordinances" in the fifth line thereof and substituting therefor the word "ordinance".

(Explanatory note: This amendment corrects a typographical error in the statute.)

23.

Item 34

Subsection (2) of Section 612 is amended by striking out the word "the" in the first line thereof and substituting therefor the word "this".

(Explanatory note: This amendment corrects a typographical error in the statute.)

24.

Item 33A.

(1) Subsection (2) of Section 628 is repealed and the following substituted therefor:

(2) Notice of any such resolution for expropriation and payment into Court shall be given in writing to the owner of the land or interest therein so expropriated if he resides in the City and is known to the Assessor, or to any agent or representative of the owner so residing and known, and also by publication of a notice in a newspaper published in the City for two weeks by two insertions in each week that such resolution was passed, containing a general description of the land or interest expropriated and of the amount so paid into court and that the complete resolution and a detailed description of such land or interest may be inspected at the office of the Commissioner of Works for a period of one month from the date of the first insertion thereof.

(2) No expropriation of land or any interest in land heretofore made by the City shall be deemed to be invalid by reason only that the publication of the notice required by the preceding subsection was inserted in one newspaper published in the City.

(Explanatory note: This section enables the City to reduce the amount of advertising in newspapers that it has expropriated land and also enables such advertisement to be abbreviated. At present the advertisement must be in two newspapers. The amendment provides that it be advertised in only one.

The second sub-clause ratifies any

remove any further doubt.)

expropriations which have previously been advertised in only one newspaper.

It should be observed that in addition a personal notice is served on the owner if he can be found.)

25.

Item 31

Section 650 is amended by striking out the words "The Committee on Works" in the first line thereof and substituting therefor the words "The City Manager, after consultation with the Commissioner of Works".

(Explanatory note: This amendment was overlooked in 1951 when the amendments were prepared enabling the City Manager to make appointments instead of the various committees.)

26.

Item 32

Section 670 is repealed and the following substituted therefor:

670. (1) The Directors of Point Pleasant Park shall have power -

- (a) to manage and supervise the Park;
- (b) to erect, operate or lease the canteen now established at the eastern end of Point Pleasant Drive;
- (c) to erect, manage, operate and conduct bathing facilities at such place or places in the Park as the said Directors may from time to time determine.

(2)(a) The Directors of Point Pleasant Park may from time to time make such regulations or by-laws for the maintenance of good order and decorum in the Park, the preservation thereof, for regulating the canteen and bathing facilities therein, prescribing the duties of the park-keeper and other officers as the said Directors may from time to time deem necessary, but no fees or tolls shall be exacted for the use of the Park.

(b) Such regulations or by-laws may provide for penalties for violation of or non-compliance with any of the provisions thereof. Such penalties, however, shall not exceed in respect of any one offence the sum of one hundred dollars and in default of payment thereof imprisonment for a period of thirty days.

(Explanatory note: The foregoing amendment adds subsection (1) and is intended to set out the powers which the Directors of Point Pleasant Park require to properly function. These powers have been used heretofore but some question has arisen as to whether the Directors in fact had these powers. This amendment will remove any further doubt.)

27.

Item 30(a)

Section 672A, enacted by Section 30 of Chapter 66 of the Acts of 1950, is repealed.

28.

Item 58(b)

Clause (e) of Section 727A, as that Section is enacted by Section 21 of Chapter 65 of the Acts of 1939, is amended by striking out the word "designing" in the third line thereof and substituting therefor the word "designating".

(Explanatory note: This is to correct a typographical error in the printing of the statute.)

29.

Item 57

Subsection (2) of Section 7270, as that subsection is enacted by Section 32 of Chapter 66 of the Acts of 1950, is amended by inserting therein between the words "before" and "amending" in the first line thereof the words "reporting on the".

(Explanatory note: This subsection deals with advertising a notice of any change being sought in a subdivision. The advertising is to be ordered by the Town Planning Board before it makes its report to the Council which has power to make such change. At present the subsection seems to indicate that the Board itself has power to make the change and the amendment is to correct this wrong impression.)

30.

Item 58(a)

Subsection (1A) of Section 728, as that subsection is enacted by Section 34 of Chapter 66 of the Acts of 1950, is amended by striking out the word "either" in the second line thereof and substituting therefor the word "other".

(Explanatory note: This is to correct a typographical error in the printing of the statute.)

31.

Item 56

Section 728A, as that Section is enacted by Section 43 of Chapter 51 of the Acts of 1942, is repealed.

(Explanatory note: This section has expired from lapse of time. It was enacted to enable buildings to be constructed during the war of materials and in a manner inferior to the building code. It was to continue until six months after the war and should now be removed from the Charter.)

32.

Item 53

(1) Subsection (2) of Section 794, as that Section is enacted by Section 25 of Chapter 53 of the Acts of 1932, is amended by inserting therein, between the word "ensuing" and "the" in the third line thereof, the word "after".

(2) Said subsection (2) is further amended by striking out the word "for" in the eighth line thereof and substituting therefor the word "within".

(Explanatory note: The first amendment is to insert a word to improve the sense of the section.

The second amendment is to substitute a word to require a permit for a public garage to be renewed within a period of one month after the expiry of the previous permit.)

33.

Item 54

Subsection (1) of Section 795, as that Section is enacted by Section 32 of Chapter 69 of the Acts of 1947, is amended by striking out the words "one passenger automobile" in the first and second lines thereof and substituting therefor the words "passenger automobiles".

(Explanatory note: The section above amended permits the storage of one passenger automobile in a garage attached to a dwelling. Since the size of such garage is limited to 250 square feet, it could hold two and possibly three passenger automobiles and in many cases probably does so. This amendment is submitted in case it is desired to permit such additional use. Otherwise it may be that some persons may be violating the law by keeping more than one automobile in such garage.)

34.

Item 47

(1) Clause (a) of subsection (1) of Section 875, as that Section is enacted by Section 26 of Chapter 56 of the Acts of 1941, is repealed and the following substituted therefor:

(a) the Public Health Division, under the direction of the Commissioner of Public Health and Welfare.

(2) Subsection (2) of said Section 875 is amended by striking out the words "Superintendent of Health, such Superintendent" in the third line thereof and substituting therefor the words "Commissioner of Public Health and Welfare, such Commissioner".

35.

Item 47

Clause (b) of Section 883 is amended by striking out the words "secretary of the committee" in the second line thereof and substituting therefor the word "clerk".

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36.

Item 47

Subsection (2) of Section 885 is amended by striking out the words "the secretary of the committee" in the fifth line thereof and substituting therefor the words "the Commissioner of Public Health and Welfare".

37.

Item 47

(1) Subsection (2) of Section 887A, as that Section is enacted by Section 34 of Chapter 46 of the Acts of 1943, is amended by striking out the words "or to the Superintendent of Health in the absence of the said Commissioner" in the fifth and sixth lines thereof and substituting therefor the words "or to the Acting Commissioner of Public Health and Welfare".

(2) Said subsection (1) is further amended by striking out the words "by such Superintendent as aforesaid" in the ninth and tenth lines thereof and substituting therefor the words "by the Acting Commissioner of Public Health and Welfare".

(3) Subsection (3) of said Section 887A is amended by striking out the words "Superintendent of Health" where the same occur in the first and tenth lines thereof and substituting therefor the words "Commissioner of Public Health and Welfare".

(4) Subsection (4) of said Section 887A is amended by striking out the words "Superintendent of Health" in the second line thereof and substituting therefor the words "Commissioner of Public Health and Welfare", and by striking out the word "Superintendent" in the fourth line thereof and substituting therefor the word "Commissioner".

(5) Clause (a) of subsection (5) of said Section 887A is amended by striking out the words "Superintendent of Health" where the same occur in lines four and five thereof and in line twenty-five thereof and substituting therefor in each case the words "Commissioner of Public Health and Welfare".

Item 13

(6) Clause (b) of subsection (5) of said Section 887A is amended by inserting therein, between the word "the" in the fourth line thereof and the word "father" in the fifth line thereof the words "husband, wife,".

(Explanatory note to paragraph (6) above: This amendment is for the purpose of extending liability for the maintenance of patients in the City's Infectious Diseases Hospital to the husband and wife of the patient in addition to the other relatives already liable. Subsection (6) was amended to this effect in 1946, Chapter 56, section 44, and it is necessary that subsection (5) be amended to coincide. The principle is that already in effect in the Victoria General Hospital Act which was amended to this effect in 1946, Chapter 18, section 1.)

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38.

Item 47

Subsection (4) of Section 888, as that subsection is enacted by Section 28 of Chapter 56 of the Acts of 1941, is amended by striking out the words "the Superintendent of Health" in the fifth line thereof.

39.

Item 27

Section 957 is amended by striking out the word "garnished" in the second line thereof and substituting therefor the word "garnisheed".

(Explanatory note: This amendment corrects a misspelled word.)

40.

Item 40(b)

Section 223 is repealed and the following substituted therefor:

223. The stipendiary magistrate or additional stipendiary magistrate or the deputy stipendiary magistrate shall attend at such police court daily, except Sundays and statutory or other public holidays and such days which the City Council may by ordinance or resolution provide that the office of the Clerk of such Court shall remain closed, at such times and for such periods as are necessary for the disposal of the business brought before him.

(Explanatory note: This section is re-enacted for purposes of clarification and to make it coincide with the amendment to section 229.)

41.

Item 62

The Charter is amended by inserting therein, immediately following Section 310C, the following Section:

310D. The City shall pay annually, commencing in the year 1953, to the Halifax Community Chest as a grant a sum equal to the taxes due by the said Halifax Community Chest to the City in each year pursuant to the assessment made for such year against the said Halifax Community Chest in respect of its occupancy of real property designated as civic number 45 Spring Garden Road.

(Explanatory note: The City wishes to exempt the Community Chest from taxes on its offices because of the philanthropic nature of its work and in order to keep a proper record of the assistance given by the City the above method is desired rather than an exemption from taxation.)

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42.

Item 48

Subsection (1) of Section 370 is amended by adding thereto the following subsection:

(8)(1) Notwithstanding the provisions of the Bonus Act, The Junior League of Halifax shall not be liable to be assessed in respect of its occupancy of certain real property situated at civic number 27 Duke Street or in respect of any other real property occupied by such League for the purposes of the "Bargain Box".

(2) The City may write off and cancel the tax assessed against The Junior League of Halifax for the year 1953 in respect of its occupancy of the real property known as civic number 27 Duke Street in the City of Halifax occupied by such League for philanthropic purposes.

(Explanatory note: The "Bargain Box", operated by The Junior League, is a shop where donated articles are sold and the profits are entirely used by the League to finance its community welfare projects. It is staffed voluntarily by members of the League.)

43.

Item 69

Clause (k) of Section 920 is amended by inserting therein, between the words "officials" and "and" in the twenty-third line thereof the word "employees".

(Explanatory note: This amendment enables the School Board to include in its estimates a sum to pay for pensions for employees in addition to officials and teachers.)

44.

~~Item 69~~

(1) The Retirement Committee of the Superannuation Plan for the employees of the City, including the officers and members of the Police Department and Fire Department, which was approved and adopted by the Council at a meeting thereof held the 28th day of December, 1950, and which was ratified and confirmed by Section 20 of Chapter 67 of the Acts of 1951, may, subject to the approval of the Council, admit as members of the Plan such employees of the Board of School Commissioners for the City of Halifax in respect of which the said Board has made suitable arrangements with the Retirement Committee respecting contributions to the Fund, as in the said Superannuation Plan is more fully set out.

(2) The said Board of School Commissioners shall include in the annual estimates of the Board such sum as may be required to pay from time to time the contributions required to be paid by such Board in respect of the employees of the Board admitted to the said Plan, as hereinbefore provided, and such contributions shall be made by the Board on the same basis and in the same manner as the City of Halifax is required to

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contribute to such Plan in respect of its employees who are members of such Plan.

(Explanatory note: The foregoing section enables certain employees of the School Board who are not eligible to contribute either to the Teachers Pension Plan of the Board or to the Provincial Teachers' Pension Plan to participate in the City's Plan but such employees and the Board must make the same contributions to the Plan as do the City and its employees who are now participating.)

45. Item 65

(1) The Retirement Committee of the Superannuation Plan for the employees of the City, including the officers and members of the Police Department and Fire Department, which was approved and adopted by the Council at a meeting thereof held the 28th day of December, 1950, and which was ratified and confirmed by Section 20 of Chapter 67 of the Acts of 1951, may, subject to the approval of the Council, admit as members of the Plan such employees of The Halifax Memorial Library Board in respect of which the said Board has made suitable arrangements with the Retirement Committee respecting contributions to the Fund, as in the said Superannuation Plan is more fully set out.

(2) The Halifax Memorial Library Board shall include in the annual estimates of the Board submitted to the Council, as required by Section 12 of Chapter 88 of the Acts of 1952, such sum as may be required to pay from time to time the contributions required to be paid by such Board in respect of the employees of the Board admitted to the said Plan, as hereinbefore provided, and such contributions shall be made by the Board on the same basis and in the same manner as the City of Halifax is required to contribute to such Plan in respect of its employees who are members of such Plan.

(Explanatory note: The foregoing section enables employees of The Halifax Memorial Library Board to participate in the City's Superannuation Plan but such employees and the Board must make the same contributions to the Plan as do the City and its employees who are now participating.)

46.

Item 66A.

Section 15 of Chapter 88 of the Acts of 1952, An Act to provide for the Establishment of a Board of Management for The Halifax Memorial Library, is amended by inserting therein, between clauses (a) and (b) thereof, the following clause:

(aa) Contributions to defray the cost to the Board of providing pensions for employees of the Board;

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47.

Item 3.

The City shall pay to William Livingstone, employee in the Department of Works of the City, as and from the date of his retirement from employment with the City, for the remainder of his life, an allowance at the rate of two hundred and forty dollars per annum, payable in monthly instalments, in advance, on the first day of each month and the sums required to pay such allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

48.

Item 4.

(1) The City may pay as a grant the sum of eight hundred and ten dollars to Mrs. Edna May Feener, widow of Sergeant Rosewell A. Feener, formerly a member of the City of Halifax Police Force, or if she shall be deceased at the date of the coming into effect of this Section, then such sum shall be paid instead to the Estate of the said Sergeant Rosewell A. Feener, and the sums required to pay such grant shall be deemed to be an expenditure for the civic year 1953.

(2) The City may pay as a grant the sum of one thousand and eighty-two dollars and twenty-five cents to Mrs. Helen Gallagher, widow of Gordon A. Gallagher, formerly an employee of the City of Halifax, or if she shall be deceased at the date of the coming into effect of this Section, then such sum shall be paid instead to the estate of the said Gordon A. Gallagher, and the sums required to pay such grant shall be deemed to be an expenditure for the civic year 1953.

(Explanatory note: The two foregoing sections provide grants to the widows of two former, long-service employees of the City who died before being superannuated and without being entitled to any payment from any superannuation fund.)

49.

Item 4

(1) Subject as hereinafter provided, the City shall pay to George Handley, employee of the Department of Works of the City as and from the first day of May, 1953, for the remainder of his life, a monthly allowance of sixty dollars, which shall be paid to him in monthly payments, in advance, on the first day of each month, and the sums required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid. Upon the said George Handley attaining the age of seventy years and thereupon becoming entitled to an Old Age Pension, the amount of the allowance to be thereafter paid to him, under the provisions of this Section, shall

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be thereupon reduced by the amount of such Old Age Pension which he shall be then entitled to receive.

(Explanatory note: This section provides a pension of \$60.00 per month to Mr. George Handley, an employee of the City, which becomes reduced to \$20.00 per month upon his attaining the age of 70 years and receiving an Old Age Pension of \$40.00 per month. Mr. Handley was over-age for the City's Pension Plan.)

(2) The City shall pay to Albert Davie, employee of the Department of Works of the City, as and from the first day of May, 1953, for the remainder of his life, a monthly allowance of twenty dollars, which shall be paid to him in monthly payments, in advance, on the first day of each month and the sums required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

(Explanatory note: This pension is paid to Mr. Albert Davie, an employee of the City, who is over 70 years and in receipt of an Old Age Pension of \$40.00 per month. This section is for the purpose of increasing such pension to \$60.00 per month. Mr. Davie was over age for the City's Pension Plan.)

50.

Item 5.

(1) The City may pay to Mrs. Mary Berrigan the sum of four hundred and ninety-two dollars as compensation for injuries received by her due to a fall upon a sidewalk on Market Street on May 8th, 1951, caused by the presence of loose stones thereon.

(2) The City may out of the said sum of four hundred and ninety-two dollars apply the sum of two hundred and ninety-two dollars towards the payment of the account incurred by the said Mrs. Mary Berrigan with the Victoria General Hospital as a result of such accident, which said account has been charged to the City under the provisions of Chapter 52 of the Revised Statutes of Nova Scotia, if the said account has not been previously paid by the said Mrs. Mary Berrigan, and the application of the said sum of two hundred and ninety-two dollars out of the said sum of four hundred and ninety-two dollars for such purpose shall be deemed to have been a payment to the said Mrs. Mary Berrigan by the City under the authority of this Section.

(Explanatory note: This Section enables the City to compensate Mrs. Berrigan for injuries due to a fall upon a sidewalk upon which the City had placed loose stones in an effort to repair the same. Under the provisions of the Victoria General Hospital Act the hospital bill of \$292.00 was charged to the City because

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of the inability of the patient to pay, and this section authorizes the City to deduct this amount from the amount which the City desires authority to pay as a settlement of a disputed and doubtful claim.)

51.

Item 6

Section 11 of Chapter 73 of the Acts of 1945 is repealed.

(Explanatory note: By the enactment above referred to the Salvation Army was given a partial exemption to its buildings on Argyle and Grafton Streets used as a hostel and a garage respectively. By Section 15(5) of Chapter 86 of the Acts of 1952 a complete exemption was given in respect of these buildings. Therefore the 1945 enactment is no longer necessary.)

52.

Item 17

The City may pay to Fleetlines Ltd. the sum of four hundred dollars as compensation for providing transportation on Point Pleasant Drive on Sundays and holidays during the summer of the year 1952 for persons desiring to visit Point Pleasant Park. The said sum shall be deemed to be an expenditure of the City for the civic year 1953.

(Explanatory note: During the summer of 1952, due to a misunderstanding as to its authority to expend funds for this purpose, the Directors of Point Pleasant Park engaged Fleetlines Ltd. to provide a bus service on Point Pleasant Drive from Tower Road to the waterfront for persons desiring to visit Point Pleasant Park. Tower Road is the terminus of the trolley coach system. The service was provided gratis and was well patronized and appreciated. The City now desires authority to compensate the Company for this service.)

(QUERY: Is it desired to secure authority to pay for this service annually?)

53.

Item 21

Section 57 of Chapter 56 of the Acts of 1946 is repealed.

(Explanatory note: This section was incorporated into the City Charter as section 310A.)

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Item 24

Notwithstanding the provisions of Section 3 of Chapter 8 of the Acts of 1939, The Town Planning Act, the Town Planning Board for the City of Halifax may consist of the Mayor and seven other persons, of whom not less than three shall be members of the Council.

(Explanatory note: The Town Planning Board for Halifax City has been composed of the members of the Committee on Works, which consisted of the Mayor and six aldermen. With the creation of a new ward (No. 7) the membership of Standing Committees was increased by one member, in order to enable each ward to have representation. In order that all of the Works Committee members (Mayor and seven aldermen) may also act on the Town Planning Board, the above amendment is necessary.)

Item 24(b)

Notwithstanding the provisions of the Town Planning Act, the conveyance to the City of land or an interest therein by the owner of real property, for the purpose of extending, laying out, widening, straightening, relocating or altering a street, shall not be deemed to create or make a subdivision or to constitute a replotting scheme within the meaning of that Act.

(Explanatory note: Under the strict interpretation of the Town Planning Act whenever the City desires to widen or straighten or extend a street and acquires land from abutting owners for that purpose (frequently in small parcels) such would constitute a replotting scheme where the pieces of land were taken from lots already approved or a subdivision where the land from which the pieces were taken was not previously subdivided. The procedure for replotting is complicated and expensive and since exact records of the land so acquired, supported by plans and surveying data, are on file in the office of the Commissioner of Works such precautions required by the Act are considered unnecessary.)

Item 53

Subsection (2) of Section 3 of Chapter 67 of the Acts of 1950 is amended by inserting in the twenty-third line of the description of Ward Number Seven set out therein, between the word "sixty-three" and the symbols and numerals "(63')", the word "feet".

(Explanatory note: This clause is submitted to insert a word omitted in the printing of the statutes of 1950.)

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57.

Item 51

The Charter is amended by adding thereto, immediately following Section 389C thereof, the following Section:

389D. Notwithstanding any term or provision in any other statute, the Council may from time to time make ordinances authorizing and regulating, upon such terms and conditions as the Council may therein prescribe, the erection and maintenance upon, along, over or under any street, road, lane, alley or square in the City of poles, wires, cables, pipes, conduits, ducts, tubes, amplifiers and other accessory equipment, and the erection, placing and maintenance of wires, cables, pipes, conduits, ducts, tubes, amplifiers and other accessory equipment upon any pole or in any conduit, duct or tube, whether on, over or under any such street, road, lane, alley or square, with the consent, permission or authority of the owner of such pole, conduit, duct or tube, for the purpose of transmitting electrical or electronic impulses, signals or messages of every nature and kind, including those of alarm and protective systems, radio programmes, or parts thereof, or television programmes, or parts thereof.

(Explanatory note: With the possible early coming of television to Halifax, it is advisable to have some central control over the erection of poles, antennae and other apparatus for transmission and reception. Such poles, antennae and other apparatus, apart from being unsightly, are a potential source of danger by being blown down in a storm or by not being properly erected. This power to regulate these matters is in addition to the present power in the City to regulate poles and wires in the streets under Section 389(g).)

58.

Item 59

(1) The City is hereby authorized, pursuant to a resolution of the Council, to purchase from time to time at such price or prices as the Council shall determine shares or stock of the City issued pursuant to the authority contained in Chapter 24 of the Acts of 1880 and forming part of "The City of Halifax Consolidated Fund".

(2) In order to provide the funds required to purchase the said shares or stock hereinbefore referred to, the City may borrow or raise by way of loan from time to time on the credit of the City such sum as the Council shall deem necessary for such purpose, and such sum so borrowed or raised shall be deemed to be borrowed or raised for a City purpose within the meaning of Section 8 of The Municipal Affairs Act and all the provisions of that Act shall apply to the issue and sale of the debentures issued and sold for such purpose.

(3) When any such shares or stock have been
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purchased by the City as hereinbefore provided, and notwithstanding the provisions of said Chapter 24 of the Acts of 1880, the same shall be deemed to have matured and shall forthwith be cancelled and destroyed.

(Explanatory note: This Section will enable the City to purchase permanent stock of the City issued pursuant to Chapter 24 of the Acts of 1880. It is only operative if such stock becomes available on the market. The right to purchase and cancel this stock is desired in order to remove a heavy financial burden on the City upon which it has been obliged to pay interest for more than 70 years and to do so without in any way repudiating its obligation to honor such debentures as required by the statute authorizing the issue of the same. There is no compulsion on the part of the holder to sell the stock and the legislation does not in any way make the same callable.)

59.

Item 61

(1) The City may pay to Arthur J. Smeltzer, upon his retirement from his office of Superintendent of Fleming Park, subject as hereinafter provided, an allowance at the rate of one thousand and twenty dollars per annum, payable in monthly instalments, in advance, on the first day of each month, and the sums required to pay such allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

(2) Upon Laurene Smeltzer, the wife of the said Arthur J. Smeltzer, attaining the age of seventy years and thereupon becoming entitled to receive an Old Age Pension, the amount of the allowance to be thereafter paid by the City to the said Arthur J. Smeltzer under the provisions of the preceding subsection shall be thereupon reduced by the amount of such Old Age Pension which the said Laurene Smeltzer shall be then entitled to receive.

60.

Item 60

(1) The City may expend in the civic year 1953 such sum as the Council may determine for the purpose of defraying the cost of preparing an appropriate address of loyalty, and providing suitable decorations in the City and entertainment for the citizens to commemorate the Coronation of Her Gracious Majesty Queen Elizabeth II.

(2) Any sums required for the purposes set out in the preceding subsection shall be deemed to be an expenditure for the civic year 1953.

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61.

Item 71

Section 727C is repealed and the following substituted therefor:

727C. (1) Notwithstanding the provisions of Section 30 of Chapter 8 of the Acts of 1939, "The Nova Scotia Town Planning Act", and in addition to the power and authority granted to the Council of any municipality by that statute, the Council of the City of Halifax shall have power, upon receipt of a report from the Town Planning Board of the City of Halifax, to amend, add to, cancel or alter any existing subdivision or part thereof approved by such Board.

(2) The Board may, if it deems it necessary, before reporting to the Council on any amendment, addition, cancellation or alteration to any such subdivision or part thereof, require the person applying for such amendment, addition, cancellation or alteration to give notice, at his expense, in such form as the Board may from time to time approve, of the intention of the Board to so consider such application by advertisement inserted at least once a week for two successive weeks in a newspaper published or circulated in the area affected, the first of such notices to be published at least three clear weeks before the date fixed for the consideration of objections.

(3) The notice shall state a place where and the hours during which the proposed changes in such subdivision may be inspected by any interested person and the time and place set for the consideration by the Board of written objections to such changes.

(4) The Board shall make suitable provision for inspection of the proposed changes by interested persons and shall before approving of such changes consider and determine all written objections thereto.

(5) When such changes have been approved by the Council, a plan of the subdivision as so amended, added to, cancelled or altered shall be filed in the office of the Registrar of Deeds at Halifax and the provisions of Section 27 of said The Nova Scotia Town Planning Act shall apply thereto.

62.

Item 72(a)

Subsection (3) of Section 323 is amended by striking out the words "Municipal Debentures Act" in the third and fourth lines thereof and substituting therefor the words "Municipal Affairs Act".

(Explanatory note: This subsection provides for registering debentures issued by the City. The Municipal Debentures Act has been repealed and the provisions respecting registration are now in the Municipal Affairs Act.)

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63.

Item 72(b)

Section 350 is repealed.

(Explanatory note: This section provides that the provisions of the Municipal Debentures Act shall not apply to loans by the City or to any sinking funds of the City. The Municipal Debentures Act having been repealed, this section is no longer necessary.)

64.

The City may expend the respective sums set out in Schedule "A" hereto for the purposes set out opposite each item. The sums so expended shall be shown as an expenditure made by the City in the civic year in which the same were expended.

SCHEDULE "A"

(Item 44) To pay as a grant to the Halifax
Community Chest \$ 6,000.00

Clauses which have been redrafted.

February 12, 1953.

1.

Item 78
Add to clause 10 on page 4.

Said Section 310 is amended by adding thereto the following subsection:

(8) The City may include in the yearly estimates such sum as the Council shall from time to time decide, to be expended for such purpose as the Council may by resolution determine.

2.

Items 45 and 18.
Clause 15 on page 6.

Redraft of Section 370(10).

(10) (a) Notwithstanding the provisions of the Bonus Act, and subject to the approval of the Minister of Municipal Affairs, and pursuant to a resolution of the Council, the real property owned by any Limited Dividend Housing Corporation, as defined by clause 24 of Section 2 of the National Housing Act, 1944, enacted by Chapter 46 of the Statutes of Canada for the years 1944-1945, consisting of one or more housing projects, as defined in clause 20 of said Section 2 of the said The National Housing Act, erected pursuant to the provisions of the said Act at a cost not exceeding ten thousand dollars per housing unit, may during the period set out in the said resolution be annually assessed and rated at a sum sufficient to produce, at the tax rate annually fixed by the Commissioner of Finance and Accounts, the annual sum of ninety-eight dollars for each such housing unit.

(b) Before making any assessment under the authority of the preceding clause of this subsection the Assessor may require such evidence as he shall deem necessary for the purpose of establishing the fact that the Corporation and such housing project are entitled to be assessed as hereinbefore provided.

3.

Item 32.
Clause 26 on page 10.
Add to Section 670(1)

(d) to provide or permit to be supplied a method of transportation for the convenience of persons desiring to visit the Park.

Add as Section 310D.

310D. The City may provide or cause to be provided upon Point Pleasant Drive a transportation service, to such extent as it shall determine, for the convenience of persons visiting Point Pleasant Park and any sum required for such purpose shall be deemed to be an expenditure for the civic year in which such transportation is provided.

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4.

Item 54.
Clause 33 on page 12.

(1) Subsection (1) of Section 795, as that Section is enacted by Section 32 of Chapter 69 of the Acts of 1947, is amended by striking out the word "one" in the first line thereof and substituting therefor the word "two", and by striking out the word "automobile" in the second line thereof and substituting therefor the word "automobiles".

(2) Clause (a) of said subsection (1) of Section 795 is amended by striking out the numerals "250" in the second line thereof and substituting therefor the numerals "400".

5.

Item 51.
Clause 57 on page 21.

Redraft of Section 389D.

389D. Notwithstanding any term or provision in any other statute, the Council may from time to time make ordinances authorizing and regulating, upon such terms and conditions as the Council may therein prescribe, the erection and maintenance upon, along, over or under any street, road, lane, alley or square in the City or elsewhere in the City of poles, wires, cables, pipes, conduits, ducts, tubes, amplifiers and other accessory equipment, and the erection, placing and maintenance of wires, cables, pipes, conduits, ducts, tubes, amplifiers and other accessory equipment upon any pole or in any conduit, duct or tube, whether on, over or under any such street, road, lane, alley or square or elsewhere in the City, with the consent, permission or authority of the owner of such pole, conduit, duct or tube, for the purpose of transmitting or receiving electrical or electronic impulses, signals or messages of every nature and kind, including those of alarm and protective systems, radio programmes, or parts thereof, or television programmes, or parts thereof.

6.

Item 79.

Section 517 is repealed and the following substituted therefor:

517. The person appointed Deputy Commissioner of Works, as hereinbefore provided, shall at the time of his appointment be a Registered Professional Engineer and shall be paid such salary as the Council determines and shall assist the Commissioner of Works in the performance of his duties, and, if the Commissioner of Works is absent or unable to act, he shall act in his place.

7.

Item 77.

Subject as hereinafter provided, the City shall pay to Mrs. Eleanor Gillis, employee of the Department of Public Health and Welfare of the City, as and from the first day of May 1953, for the remainder of her life, a monthly allowance of fifty dollars, which shall be paid to her in monthly payments, in advance, on the first day of each month, and the sums required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid. Upon the said Mrs. Eleanor Gillis attaining the age of seventy years and becoming entitled to an Old Age Pension the amount of the allowance to be thereafter paid to her under the provisions of this Section shall be thereupon reduced by the amount of such Old Age Pension which she shall be then entitled to receive.

8.

Section 424 is repealed and the following substituted therefor:

424. All rates and taxes shall become due on the first day of May in each year.

9.

Subsections (1), (2), (3), (4) and (5) of Section 425 are repealed and the following substituted therefor:

425. (1) Except as is herein otherwise provided, there shall be allowed on all rates and taxes paid on or before the thirty-first day of May next following the date upon which the same became due a discount of two and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

(2) Except as is herein otherwise provided, there shall be allowed on all rates and taxes paid during the months of June, July and August next following the date upon which the same became due a discount of one and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

(3) No discount shall be allowed on payments of real property taxes in respect of any property upon which the taxes for any preceding year are unpaid at the time of making such payment.

(4)(a) All rates and taxes which have been assessed at any time after the general assessment has been made in respect of the year for which such rates and taxes have been assessed and prior to the first day of May in such civic year shall become due and payable on such first day of May.

(b) Except as is herein otherwise provided, provides that as the Curfew hour.)

there shall be allowed upon any household tax, business tax or other occupation tax assessed during the period referred to in the preceding clause in respect of the civic year for which such general assessment has been made, which is paid on or before the thirty-first day of May next following the date upon which the same became due, a discount of two and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

is
(c) Except as herein otherwise provided, there shall be allowed upon all such taxes, assessed as provided in the preceding clause, paid during the months of June, July and August next following the date upon which the same became due, a discount of one and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

(d) Any person who has been assessed a household tax, business tax or other occupation tax in respect of any civic year or portion thereof on the first day of May in such year or at any time thereafter in such year, which taxes shall become due and payable upon the date of the delivery or mailing of the notice of assessment of such tax, shall be allowed a discount of two and one-half percent on the amount of such tax if the same is paid in full within thirty days of such date of delivery or mailing of such notice, provided, however, that such person shall pay to the City upon such tax, if the same is not so paid within such period of thirty days, interest at the rate in this section provided from thirty days subsequent to such date of delivery or mailing until the date of payment thereof.

(5) No discount shall be allowed on the rates and taxes payable in respect of any real property the amount of the assessment for which is fixed pursuant to the authority contained in any legislation.

10.

Section 703A, as that Section is enacted by Section 27 of Chapter 86 of the Acts of 1952, is repealed and the following substituted therefor:

703A. (1) All fire protection rates shall become due on the first day of May in each year in which they are assessed.

(2) Except as is herein otherwise provided, there shall be allowed on all fire protection rates paid on or before the thirty-first day of May next following the date upon which the same became due a discount of two and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

(3) Except as is herein otherwise provided, there shall be allowed on all fire protection rates paid during the months of June, July and August next following the date upon which the same became due, a discount of one and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

vides that as the Curfew hour.)

- 5 -

(4) No discount shall be allowed on payments of fire protection rates in respect of any property upon which the real property taxes or fire protection rates for any preceding year are unpaid at the time of making such payment.

(5) No discount shall be allowed on payments of fire protection rates in respect of any real property the amount of the assessment for which is fixed pursuant to the authority contained in any legislation.

Item 74.

Subsection (1) of Section 310 is amended by striking out the words "not exceeding one thousand eight hundred dollars" in the forty-fifth line thereof (being the first line of the paragraph authorizing the making of a grant for the maintenance of Camp Hill Cemetery) and substituting therefor the words "sufficient to provide".

Item 76

The acts of the aldermen of the City purporting to act as the Town Planning Board of the City during the civic years 1951, 1952 and 1953 are hereby ratified and confirmed and declared to have been the acts of the Town Planning Board of the City appointed under the provisions of the Town Planning Act, being Chapter 8 of the Acts of 1939, notwithstanding that the said Board consisted of seven persons instead of six persons as provided by Section 3 of the said Town Planning Act.

Item 2.

Subsection (4) of Section 3 of Chapter 68 of the Acts of 1950 is repealed.

(Explanatory note: The subsection repealed provided that any teacher desiring to withdraw from the Halifax Teachers Pension System must give notice of such withdrawal prior to August 1st, 1950. The effect of this amendment is to enable any teacher to withdraw at any time.)

Item 65.

Subsection (1) of Section 926 is amended by adding thereto the following clauses:

- (d) The maximum age of a teacher at which the Board may engage for the first time or re-engage his services.
- (e) The maximum age of or the date upon which any teacher employed by the Board shall vacate his office and terminate his employment with the Board and the conditions upon which such vacation and termination may be deferred.

(Explanatory note: This is submitted at the request of the Board of School Commissioners which wishes to have authority to provide by By-law that teachers may be retired upon attaining a certain age or at a certain date following the attainment of such age. It also enables the Board to provide for cases where it is considered advisable to defer such retirement beyond such age or date.)

Item 75.

Clause (j) of Section 589, as that clause is enacted by Section 8 of Chapter 73 of the Acts of 1945, is amended by striking out the word "fourteen" in the fourth line thereof and substituting therefor the word "sixteen".

Explanatory note: In view of the decision of the Finance Committee at its meeting held December 9th, 1952, to raise the age for children affected by the Curfew Law from 14 to 16 years, it is necessary to amend this section of the Charter.

The decision to change the hour from 7:30 to 9:30 p.m. is no longer necessary because the section now provides that as the Curfew hour.)

An Act to amend the law relating to the City of Halifax.

ENACTED by the Governor in Assembly as follows:

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 mentioned herein the committee or official of that name of the said City or Council; the expression "Charter" means the Halifax City Charter of 1931 and Sections referred to by number without further reference are the Sections of the said Charter; and this Act shall refer exclusively to the City of Halifax.

2. (1) Clause (a) of subsection (1) of Section 14 is amended by striking out the words "for water rates" in the second line thereof.

(2) Clause (d) of said subsection (1) of Section 14 is repealed and the following substituted therefor:

(d) Who, at the time of the last general assessment prior to such nomination, assessed for real property tax, business tax, household tax or other occupancy tax, in such amount as would make him liable to pay a sum of not less than fifty dollars to the City for taxes in respect of such assessment.

3. (1) Clauses (a), (c) and (d) of subsection (1) of Section 15 are repealed and the following substituted therefor:

(a) a certificate from the assessor certifying that at the time of the last general assessment prior to his nomination he had assessed and still is assessed for real property tax, business tax, household tax or other occupancy tax as would make him liable to pay a sum of not less than fifty dollars to the City for taxes in respect of such assessment;

(b) a certificate from the City Collector to the effect that he is not indebted to the City in any way for city taxes, or interest thereon, either individually or as a member of any firm or co-partnership; and

(c) an affidavit that he is duly qualified by law for the office of Mayor or Alderman, as the case may be.

(2) Subsection (2) of said Section 15 is amended by striking out the words "for water rates" in the second line of clause (a) of the "Affidavit of Qualification" set out therein, and substituting therefor the words "or interest thereon".

4. Subsection (3) of section 11, as amended by section 19 of Chapter 26 of the Acts of 1941, is further amended by inserting therein, in suitably following the word "person" in the seventeenth line thereof, the word "there".

5. Section 37 is repealed.

6. (1) Subsection (1) of section 123, as that section is amended by section 19 of Chapter 26 of the Acts of 1941 and amended by section 10 of Chapter 66 of the Acts of 1950, is further amended by striking out the words "librarian and staff of the California Historical Library" in the seventeenth line thereof.

(2) Subsection (1) of section 123 is further amended by striking out the words "superintendent of schools" inserted in the said section by section 9 of Chapter 51 of the Acts of 1942.

7. Subsection (3) of section 151 is repealed.

8. Section 223 is repealed and the following substituted therefor:

223. The stipendiary magistrate or additional stipendiary magistrate or the deputy stipendiary magistrate shall attend such public court daily, except on Sundays and statutory or other public holidays and such days when the city court may by ordinance or resolution provide that the office of the clerk of such court shall remain closed, at such times and for such periods as are necessary for the disposal of the business done at before him.

9. (1) Section 229 is amended by striking out the words "one o'clock in the afternoon" in the seventh line thereof and substituting therefor the words "twelve o'clock, noon".

(2) Said section 229 is further amended by inserting therein between the section number "229" in the first line thereof and the word "the" where the word first occurs in the said first line thereof the symbols and numeral "(1)".

(3) Said section 229 is further amended by adding thereto the following subsection:

(2) The court may, by ordinance or resolution after the hour herein which the office of the clerk of the city court and the clerk of the police court shall be open for the transaction of business, provide that such offices may remain closed on Saturdays and other days and in addition to the days referred to in subsection (1) of this section.

10. Subsection (1) of section 283 is amended by striking out the words "the county receiver to the citizens' repository" in the sixth line thereof and inserting therefor the words "the county receiver to the citizens' repository" in the sixth line thereof.

11.

(1) Subsection (3) of Section 310 is amended by deleting the period immediately following the word "ferryman" in the thirteenth line thereof, (the word being the last line of the paragraph respecting the authorization for the maintenance of Joint Element Park), and substituting therefor a comma and by adding thereto the following words:

and to defray the cost of the execution of the covenants entered into by the Directors of Joint Element Park.

(2) Said subsection (1) of Section 310 is further amended by striking out the words "A sum for the maintenance of the Halifax Record Library" in the sixteenth and seventeenth lines thereof.

(3) Said subsection (1) of Section 310 is further amended by striking out the words "not exceeding one thousand eight hundred dollars" in the forty-fifth line thereof, (being the first line of the paragraph authorizing the making of a grant for the maintenance of Camp Hill Cemetery), and substituting therefor the words "sufficient to provide".

12.

Section 310 is amended by adding thereto the following subsections:

(7)(a) In addition to the amounts hereinafter authorized to be raised by rates and taxes, the Council may include in the annual estimates of expenditures a sum not exceeding one hundred thousand dollars.

(b) Such sum shall not be included in such estimates until the Council has passed a resolution to submit to the decision of the General Assembly next to be held following the passing of such resolution a bill authorizing the City to expend such sum for the purpose or purposes set out in the said resolution, and the amount included in the said estimates shall not be expended for any purpose until the same is in effect of an Act authorizing the City to expend the same for the purpose or purposes set out in such Act and thereupon such sum may be expended for such purpose or purposes and for no other.

(8) The Council may include in the yearly estimates such sum as the Council shall from time to time decide, but not exceeding one per centum of the sum determined by the Council to be raised by taxation excluding the sum authorized by this subsection, which sum may be expended by the Council for such purpose or purposes as the Council may by resolution from time to time determine.

13.

Section 310C is repealed and the following substituted therefor:

310C. The Council may include in the yearly estimates such sum as the Council shall from time to time determine for the purpose of defraying the cost of providing and maintaining a sewerage system for the City.

14.

The Charter is amended by inserting therein, immediately following section 3100, the following section:

3101. The City shall, annually, commencing in the year 1953, to the extent of the community chest as a grant in an amount equal to the tax revenue of the said Military Community Chest to the city in each year pursuant to the assessment made for such year against the said Military Community Chest in respect of its occupancy of real property designated as civic number 45 North Marion Road.

15.

Clause (2) of subsection (7) of section 311, as that subsection is enacted by section 15 of Chapter 67 of the Acts of 1935, is repealed and the following substituted therefor:

(2) All other contracts for supplies entered into by the Council may whenever they terminate at any time between the first day of January and the thirty-first day of December in any civic year, and such supplies shall be paid for out of the appropriation provided for that purpose for the civic year in which the same were ordered.

16.

Subsection (3) of section 383 is repealed by striking out the words "Municipal Debentures Act" in the third and fourth lines thereof and substituting therefor the words "Municipal Affairs Act".

17.

Section 350 is repealed.

18.

Subsection (c) of section 361, as that section is enacted by section 4 of Chapter 55 of the Acts of 1936, is amended by inserting therein between the words "default" and "to" in the seventeenth line thereof the words "or payment".

19.

Subsection (2a) of section 364, as that subsection is enacted by section 13 of Chapter 10 of the Acts of 1950, is amended by inserting therein between the words "business" and "tax" in the thirteenth line thereof the words "for business".

20.

Section 370 is amended by adding thereto the following subsections:

(9) Notwithstanding the provisions of the Census Act, in subject to the approval of the Minister of Municipal Affairs, the City may enter into an agreement with Federal Mortgage and Housing Corporation relating to the construction of housing accommodation under the authority of the Municipal Housing Act for the purpose of fixing the assessment of housing accommodation constructed thereon to such amount as may be mutually agreed upon between the parties to the said agreement.

(10) (a) Notwithstanding the provisions of the Census Act, in subject to the approval of the Minister of Municipal Affairs, the amount of any resolution

of the Council, the real property owned by any limited dividend housing corporation, as defined by clause 24 of section 2 of the National Housing Act, 1944, enacted by Chapter 46 of the Statutes of Canada for the years 1944-1945, consisting of one or more housing projects, as defined in clause 20 of said section 2 of the said National Housing Act, erected pursuant to the provisions of the said Act at a cost not exceeding ten thousand dollars per housing unit, may during the period set out in the said resolution be annually assessed and rated at a sum sufficient to produce, at the tax rate annually fixed by the Commissioner of Finance and Accounts, the annual sum of ninety-eight dollars for each such housing unit.

(b) Before making any assessment under the authority of the preceding clause of this subsection the assessor may require such evidence as he shall deem necessary for the purpose of establishing the fact that the corporation and such housing project are entitled to be assessed as hereinbefore provided.

(11) Notwithstanding the provisions of the Omaha Act, the Junior League of Omaha shall not be liable to be assessed in respect of its occupancy of certain real property situated at civic number 27 1/2th Street or in respect of any other real property occupied by such League for the purposes of the "Bargain Box".

21.

The Charter is amended by adding thereto, immediately following section 3896 thereof, the following section:

3899. Notwithstanding any term or provision in any other statute, the Council may from time to time make ordinances authorizing and regulating, upon such terms and conditions as the Council may therein prescribe, or prohibiting, the erection and maintenance upon, along, over or under any street, road, lane, alley or square in the City, or elsewhere in the City of poles, wires, cables, pipes, conduits, ducts, tubes, appliances and other accessory equipment, and the erection, placing and maintenance of wires, cables, pipes, conduits, ducts, tubes, appliances and other accessory equipment upon any pole or in any conduit, post or tube, whether on, over or under any such street, road, lane, alley or square or elsewhere in the City, with the consent, permission or authority of the owner of such pole, conduit, duct or tube, for the purpose of transmitting or receiving electrical or electronic impulses, signals or messages of every nature and kind, including those of alarm and protective systems, radio apparatus, or parts thereof, or television apparatus, or parts thereof.

22.

Section 424 is repealed and the following substituted therefor:

424. All taxes and dues shall become due on the first day of January in each year.

23.

(1) Subsections (1), (2), (3), (4) and (5) of Section 425 are repealed and the following substituted therefor:

425. (1) Except as is herein otherwise provided, there shall be allowed on all rates and taxes paid on or before the thirty-first day of any next following the date upon which the same become due a discount of one and one-half percent on the amount so paid, to be deducted by the collector when the same is paid.

(2) Except as is herein otherwise provided, there shall be allowed on all rates and taxes paid during the months of June, July and August next following the date upon which the same become due a discount of one and one-half percent on the amount so paid, to be deducted by the collector when the same is paid.

(3) No discount shall be allowed on amounts of real property taxes in respect of any property upon which the taxes for any preceding year are unpaid at the time of making such payment.

(4)(a) All rates and taxes which have been assessed at any time after the general assessment has been made in respect of the year for which such rates and taxes have been assessed and prior to the first day of any such civil year shall become due and payable on such first day of any.

(b) Except as is herein otherwise provided, there shall be allowed upon any household tax, business tax or other occupation tax assessed during the period referred to in the preceding clause in respect of any civil year or other such period commencing on or after the first day of any next following the date upon which the same become due, a discount of one and one-half percent on the amount so paid, to be deducted by the collector when the same is paid.

(c) Except as is herein otherwise provided, there shall be allowed upon all such taxes, as provided as provided in clause (b) of this section, during the months of June, July and August next following the date upon which the same become due, a discount of one and one-half percent on the amount so paid, to be deducted by the collector when the same is paid.

(d) Any person who has been assessed a household tax, business tax or other occupation tax in respect of any civil year or portion thereof on the first day of any such year or at any time thereafter in such year, when taxes shall become due and payable on the date of the delivery or mailing of a notice of assessment of such tax, shall be allowed a discount of one and one-half percent on the amount of such tax if the same is paid in full within thirty days of such date of delivery or mailing of such notice, provided, however, that such person shall be liable for any such tax, if the same is not so paid within such

period of thirty days, interest at the rate in this section provided from thirty days subsequent to such date of delivery or mailing until the date of payment thereof.

(5)(a) No discount shall be allowed on the rates and taxes payable in respect of any real property the amount of the assessment for which is fixed pursuant to the authority contained in any legislation.

(b) No discount shall be allowed on rates and taxes unless the same are paid at the office of the collector by or on behalf of the person liable to pay the same.

(c) Subsection (10) of said section 425, as that subsection is enacted by section 64 of Chapter 46 of the Acts of 1944, is amended by striking out the numeral "6" in the second line thereof and substituting therefor the numeral "7".

Section 440 is amended by striking out the words "in the possession of any person under hire or purchase agreement" in the second and third lines thereof and substituting therefor the words "which is subject to a hire or purchase agreement or conditional sale agreement or under lease to such person or jointly owned by such person and another person or persons and which property is used by or in the possession of the person assessed for the purpose of business or household or other occupancy in respect of which the tax is assessed".

Subsection (1) of section 454 is amended by striking out the word "three" in the second line thereof and substituting therefor the word "thirty".

Subsection (2) of section 457 is amended by inserting therein, between the words "of" and "accountant-keeper" in the sixth line thereof, the word "the".

Clause (e) of subsection (4) of section 510, as that clause is enacted by section 36 of Chapter 41 of the Acts of 1942, is amended by striking out the words "at the end thereof" and substituting therefor a comma and the words "to be as follows":

or ice in blocks, weighing not less than forty pounds each, provided that the automatic machine vending ice is attached to a building in which the ice vended thereby is manufactured and such machine is owned and operated by the person manufacturing such ice.

Section 517 is repealed and the following substituted therefor:

517. The person or persons who shall be the owner of a building, as hereinafter provided, shall at the time of his appointment be a registered professional engineer and shall be responsible to the Council for the performance of his duties, and, in the discharge of such duties he shall be subject to the same penalties as are provided in the Act.

29.

subsection (1) of section 532 is amended by striking out the word "location" in the fourth line thereof and substituting therefor the word "relocation".

30.

The Charter is amended by inserting therein, immediately following section 545A thereof, the following section:

545B. Notwithstanding the provisions of sections 544 and 545 and any other enactment requiring any street hereafter laid out to be not less than sixty feet in width, the city may lay out and accept a part of section of Normandy Drive which lies between Lameroni Avenue and Noble Street notwithstanding that the width of the said portion of Normandy Drive as so laid out will be less than sixty feet in width.

31.

Section 577, as that section is enacted by section 26 of Chapter 65 of the acts of 1937, is amended by striking out the word "ordinance" in the fifth line thereof and substituting therefor the word "ordinance".

32.

Clause (j) of Section 589, as that clause is enacted by section 8 of Chapter 73 of the acts of 1945, is amended by striking out the word "fourteen" in the fourth line thereof and substituting therefor the word "sixteen".

33.

Subsection (2) of section 612 is amended by striking out the word "the" in the first line thereof and substituting therefor the word "this".

34.

(1) Subsection (2) of section 628 is repealed and the following substituted therefor:

(2) Notice of any such resolution for expropriation and payment into court shall be given in writing to the owner of the land or interest therein so expropriated if he resides in the city or is known to the engineer, or to any agent or representative of the owner or resides elsewhere, and also by publication of a notice in a newspaper published in the city for the week by the insertions in each week that such resolution was passed, containing a general description of the land or interest expropriated and the amount to be paid into court and that the complete resolution and a detailed description of such land or interest may be inspected at the office of the clerk of the court for a period of one month from the date of the first insertion thereof.

(3) No expropriation of land or any interest in land hereafter made by the city shall be deemed to be invalid by reason only that ~~any~~ the notice required by ~~the~~ subsection (2) of section 628 was inserted in one newspaper published in the city instead of in two such newspapers.

35.

Section 650 is amended by striking out the words "The Committee on Parks" in the first line thereof and substituting therefor the words "The City Manager, after consultation with the Commissioner of Parks,".

36.

Section 670 is repealed and the following substituted therefor:

670. (1) The Directors of Joint Pleasant Park shall have power -

- (a) to manage and supervise the park;
- (b) to erect, operate or lease the cauteen now established at the eastern end of Joint Pleasant Drive;
- (c) to erect, manage, operate and nonduct bathing facilities at such place or places in the park as the said Directors may from time to time determine;
- (d) to provide or cause to be provided a transportation service to such extent as the said Directors shall determine for the convenience of persons visiting the park.

(2)(a) The Directors of Joint Pleasant Park may from time to time make such regulations or by-laws for the maintenance of good order and decorum in the park, the preservation thereof, for regulation of the cauteen and bathing facilities therein, prescribing the duties of the park-keeper and other officers as the said Directors may from time to time deem necessary, but no fees or tolls shall be exacted for the use of the park.

(b) Such regulations or by-laws may provide for penalties for violation of or non-compliance with any of the provisions thereof. Such penalties, however, shall not exceed in any one instance the sum of one hundred dollars and in default of payment thereof imprisonment for a period of thirty days.

37.

Section 672A, enacted by Section 30 of Chapter 66 of the acts of 1950, is repealed.

38.

Section 703A, in that section is enacted by Section 27 of Chapter 86 of the acts of 1951, is repealed and the following substituted therefor:

703A. (1) All fire protection rates shall become due on the first day of the month in which they are assessed.

(2) Except as is herein otherwise provided, there shall be allowed on all fire protection rates paid on or before the thirty-first day of the next following the date upon which the same became due a discount of two and one-half percent on the amount so paid, to be deducted by the collector when the same is paid.

(3) Except as is herein otherwise provided, there shall be allowed on all fire protection rates paid during the months of June, July and August next following the date upon which the same become due, a discount of one and one-half percent on the amount so paid, to be deducted by the Collector when the same is paid.

(4) No discount shall be allowed on payments of fire protection rates in respect of any property upon which the real property taxes or fire protection rates for any preceding year are unpaid at the time of making such payment.

(5)(a) No discount shall be allowed on payments of fire protection rates in respect of any real property the amount of the assessment for which is fixed pursuant to the authority contained in any legislation.

(b) No discount shall be allowed on fire protection rates unless the same are paid at the office of the Collector by or on behalf of the person liable to pay the same.

30.

Clause (a) of Section 727a, as that Section is enacted by Section 21 of Chapter 65 of the Acts of 1939, is amended by striking out the word "designing" in the third line thereof and substituting therefor the word "designating".

40.

Section 727c is repealed and the following substituted therefor:

727c. (1) Notwithstanding the provisions of Section 30 of Chapter 8 of the Acts of 1939, "The Nova Scotia Town Planning Act", and in addition to the power and authority granted to the Council of any municipality by that statute, the Council of the City of Halifax shall have power, upon receipt of a report from the Town Planning Board of the City of Halifax, to amend, add to, cancel or alter any existing subdivision or part thereof approved by such board.

(2) The Board may, if it deems it necessary, before reporting to the Council on any amendment, addition, cancellation or alteration to any such subdivision or part thereof, require the person applying for such amendment, addition, cancellation or alteration to give notice, at his expense, in such form as the Board may from time to time approve, of the intention of the Board to so consider such application by advertisement inserted at least once a week for two successive weeks in a newspaper published or circulated in the area affected, the first of such notices to be published at least three clear weeks before the date fixed for the consideration of objections.

(3) The notice shall state a place where and the hours during which the proposed changes in such subdivision may be inspected by any interested person and the time and place set for the consideration by the Board of written objections to such changes.

(4) The Board shall make suitable revision for incorporation of any proposed changes by interested

persons and shall before approving of such changes consider and determine all written objections thereto.

(5) When such changes have been approved by the Council, a plan of the subdivision as so amended, added to, cancelled or altered shall be filed in the office of the Registrar of Deeds at Halifax and the provisions of Section 27 of said The Nova Scotia Town Planning Act shall apply thereto.

(6) Notwithstanding the provisions of the Town Planning Act, the conveyance to the City of land or an interest therein by the owner of real property abutting on a street, for the purpose of extending, laying out, widening, straightening, relocating or altering such street, or a conveyance of land or an interest therein by the city to such owner for such purpose, shall not be deemed to create or make a subdivision or to constitute a replanning scheme within the meaning of that Act.

41. Subsection (1A) of Section 723, as that subsection is enacted by Section 38 of Chapter 66 of the Acts of 1950, is amended by striking out the word "either" in the second line thereof and substituting therefor the word "other".

42. Section 728A, as that section is enacted by Section 43 of Chapter 51 of the Acts of 1942, is repealed.

43. (1) Subsection (2) of Section 794, as that section is enacted by Section 25 of Chapter 53 of the Acts of 1932, is amended by inserting therein, between the word "engine" and "the" in the third line thereof, the word "after".

(2) Said subsection (2) of Section 794 is further amended by striking out the word "for" in the eighth line thereof and substituting therefor the word "within".

44. (1) Subsection (1) of Section 795, as that section is enacted by Section 32 of Chapter 69 of the Acts of 1947, is amended by striking out the word "one" in the first line thereof and substituting therefor the word "two", and by striking out the word "automobile" in the second line thereof and substituting therefor the word "automobiles".

(2) Clause (a) of said subsection (1) of Section 795 is amended by striking out the numerals "250" in the second line thereof and substituting therefor the numerals "400".

45. (1) Clause (d) of subsection (1) of Section 875, as that section is enacted by Section 26 of Chapter 56 of the Acts of 1941, is repealed and the following substituted therefor:

(a) the public health division, under the direction of the Commissioner of Public Health and Welfare.

(2) Subsection (2) of said Section 875 is amended by striking out the words "Superintendent of Health, such

"superintendent" in the third line thereof and substituting therefor the words "Commissioner of Public Health and Welfare, such Commissioner".

46.

Clause (b) of section 883 is amended by striking out the words "secretary of the committee" in the second line thereof and substituting therefor the word "clerk".

47.

Subsection (2) of section 885 is amended by striking out the words "the secretary of the committee" in the fifth line thereof and substituting therefor the words "the Commissioner of Public Health and Welfare".

48.

(1) Subsection (1) of section 887A, as that section is enacted by section 36 of Chapter 46 of the Acts of 1943, is amended by striking out the words "or to the Superintendent of Health in the absence of the said Commissioner" in the fifth and sixth lines thereof and substituting therefor the words "or to the Acting Commissioner of Public Health and Welfare".

(2) Said subsection (1) of section 887A is further amended by striking out the words "by such superintendent as aforesaid" in the ninth and tenth lines thereof and substituting therefor the words "by the Acting Commissioner of Public Health and Welfare".

(3) Subsection (3) of said section 887A is amended by striking out the words "Superintendent of Health" where the same occur in the first and tenth lines thereof and substituting therefor the words "Commissioner of Public Health and Welfare".

(4) Subsection (4) of said section 887A is amended by striking out the words "Superintendent of Health" in the second line thereof and substituting therefor the words "Commissioner of Public Health and Welfare", and by striking out the word "superintendent" in the fourth line thereof and substituting therefor the word "Commissioner".

(5) Clause (a) of subsection (5) of said section 887A is amended by striking out the words "Superintendent of Health" where the same occur in lines four and five thereof and in line twenty-five thereof and substituting therefor in each case the words "Commissioner of Public Health and Welfare".

(6) Clause (b) of subsection (5) of said section 887A is amended by inserting therein, between the word "the" in the fourth line thereof and the word "father" in the fifth line thereof the words "husband, wife,".

49.

Subsection (4) of section 888, as that subsection is enacted by section 28 of Chapter 36 of the Acts of 1941, is amended by striking out the word "the superintendent of Health" in the fifth line thereof.

50.

Clause (1) of section 920 is amended by inserting therein, between the words "officials" and "and" in the twenty-third line thereof, the word "employees".

51.

subsection (1) of Section 926 is amended by adding thereto the following clauses:

- (a) The maximum age of a teacher at which the board may engage for the first time or re-engage his services.
- (c) The maximum age of or the date at which any teacher employed by the board shall vacate his office and terminate his employment with the board and the conditions upon which such vacation and termination may be deferred.

52.

Section 957 is amended by striking out the word "garnished" in the second line thereof and substituting therefor the word "garnished".

53.

The City may write off and cancel the tax assessed against the Junior League of Dallas for the year 1953 in respect of its occupancy of the real property known as civic number 27 Luke Street in the City of Dallas occupied by such league for charitable purposes.

54.

(1) The retirement committee of the Corporation plan for the employees of the City, including the officers and members of the Police Department and Fire Department, which was approved and adopted by the Council at a meeting thereof held the 20th day of December, 1950, and which was ratified and confirmed by Section 20 of Chapter 67 of the Acts of 1951, may, subject to the approval of the Council, admit as members of the plan such employees of the Board of School Commissioners for the City of Dallas in respect of whom the said committee has made suitable arrangements with the retirement committee regarding contributions to the fund, as in the said Corporation plan is more fully set out.

(2) The said Board of School Commissioners shall include in the annual estimates of the said Corporation plan to be provided to the City from time to time the contributions required to be made by such Board in respect of the employees of the said Board admitted to the plan, as hereinbefore provided, and such contributions shall be made by the Board on the same basis and in the same manner as the City of Dallas is required to contribute to the said plan in respect of its employees and the members of said plan.

55.

(1) The retirement committee of the Corporation plan for the employees of the City, including the officers and members of the Police Department and Fire Department, which was approved and adopted by the Council at a meeting thereof held the 20th day of December, 1950, and which was ratified and confirmed by Section 20 of Chapter 67 of the Acts of 1951, may, subject to the approval of the Council, admit as members of the plan such employees of the Dallas Municipal Library as in respect of whom the said committee has made suitable arrangements with the retirement committee regarding contributions to the fund, as in the said Corporation plan is more fully set out.

(2) The Dallas Municipal Library Board shall include in its annual estimates of the said Corporation plan to be provided to the City from time to time the contributions required to be made by the Board on the same basis and in the same manner as the City of Dallas is required to contribute to the said plan in respect of its employees and the members of said plan.

The contributions required to be made by such board in respect of the employees of the board admitted to the said plan, as hereinbefore provided, and such contributions shall be made by the board on the same basis and in the same manner as the City or District is required to contribute to such plan in respect of its employees who are members of such plan.

56.

(1) Notwithstanding the provisions of Section 3 of Chapter 8 of the Acts of 1939, the Town Planning Act, the Town Planning Board for the City of Halifax may consist of the Mayor and seven other persons, of whom not less than three shall be members of the Council.

(2) The acts of the members of the City purporting to act as the Town Planning Board of the City during the civic years 1951, 1952 and 1953 are hereby ratified and confirmed and declared to have been the acts of the Town Planning Board of the City appointed under the provisions of the Town Planning Act, being Chapter 8 of the Acts of 1939, notwithstanding that the said board consisted of seven persons instead of six persons as provided by Section 3 of the said Town Planning Act.

57.

(1) The City is hereby authorized, pursuant to a resolution of the Council, to purchase from time to time at such price or prices as the Council shall determine shares or stock of the City issued pursuant to the authority contained in Chapter 24 of the Acts of 1880 and forming part of "The City of Halifax Consolidated Fund".

(2) In order to provide the funds required to purchase the said shares or stock hereinbefore referred to, the City may borrow or raise by way of loan from time to time on the credit of the City such sum as the Council shall deem necessary for such purpose, and such sum so borrowed or raised shall be deemed to be borrowed or raised for a City purpose within the meaning of Section 6 of the Municipal Affairs Act and all the provisions of that Act shall apply to the issue and sale of the debentures issued and sold for such purpose.

(3) When any such shares or stock have been purchased by the City as hereinbefore provided, and notwithstanding the provisions of said Chapter 24 of the Acts of 1880, the same shall be deemed to have matured and shall forthwith be cancelled and destroyed.

58.

(1) The City, on or about in the civic year 1953 and such date as the Council may determine for the purpose of defraying the cost of preparing an appropriate address of loyalty, and providing suitable decorations in the City and entertainment for the citizens to commemorate the Coronation of Her Britannic Majesty Queen Elizabeth II.

(2) Any sums required for the purpose set out in the preceding subsection shall be deemed to be an expenditure for the civic year 1953.

59.

Subsection (2) of Section 3 of Chapter 67 of the Acts of 1950 is amended by inserting in the twenty-third line of the description of Part (b) thereof set out therein, between the words "sixty-three" and the words "and numbered "(3)", the word "feet".

60. Section 11 of Chapter 73 of the Acts of 1945 is repealed.

61. Section 57 of Chapter 56 of the Acts of 1946 is repealed.

62. Subsection (4) of Section 3 of Chapter 63 of the Acts of 1950 is repealed.

63. Section 15 of Chapter 88 of the Acts of 1952, an Act to provide for the Establishment of a Board of Management for the Miller Memorial Library, is amended by inserting therein, between clauses (a) and (b) thereof, the following clause:

(aa) Contributions to defray the cost to the Board of providing pensions for employees of the Board;

64. The City may pay to Fleetlines Ltd. the sum of four hundred dollars as compensation for providing transportation on Joint Leasat Drive on Sundays and holidays during the summer of the year 1953 for persons desiring to visit Joint Leasat Park. The said sum shall be deemed to be an expenditure of the City for the civic year 1953.

65. (1) The City may pay or grant the sum of eight hundred and ten dollars to Mrs. Dorothy Feener, widow of Sergeant Joseph A. Feener, formerly a member of the City Police Force, or if she shall be deceased at the date of the coming into effect of this section, then such sum shall be paid instead to the estate of the said Sergeant Joseph A. Feener, and the same required to pay such grant shall be deemed to be an expenditure for the civic year 1953.

(2) The City may pay or grant the sum of one thousand and eighty-two dollars and twenty-five cents to Mrs. Helen Gallacher, widow of Gordon A. Gallacher, formerly an employee of the City of Dallas, or if she shall be deceased at the date of the coming into effect of this section, then such sum shall be paid instead to the estate of the said Gordon A. Gallacher, and the same required to pay such grant shall be deemed to be an expenditure for the civic year 1953.

66. Subject as herein provided, the City shall pay to Mrs. Eleanor Gillie, employee of the Department of Public Health and Welfare of the City, or and from the first day of May 1953, for the remainder of her life, a monthly allowance of fifty dollars, which shall be paid to her in monthly payments, in advance, on the first day of each month, and the sums required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid. When the said Mrs. Eleanor Gillie attaining the age of seventy years or becoming entitled to an Old Age Pension

(3) The City may pay out of the said sum of four

the amount of the allowance to be hereafter paid to her under the provisions of this section shall be increased or reduced by the amount of such old age pension which she shall be then entitled to receive.

67.

(1) Subject as herein provided, the City shall pay to George Handley, employee of the Department of Works of the City as and from the first day of May, 1953, for the remainder of his life, a monthly allowance of sixty dollars, which shall be paid to him in monthly payments, in advance, on the first day of each month, and the sum required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid. Upon the said George Handley attaining the age of seventy years and thereupon becoming entitled to an old age pension, the amount of the allowance to be hereafter paid to him, under the provisions of this section, shall be thereupon reduced by the amount of such old age pension which he shall be then entitled to receive.

(2) The City shall pay to Albert Davie, employee of the Department of Works of the City, as and from the first day of May, 1953, for the remainder of his life, a monthly allowance of twenty dollars, which shall be paid to him in monthly payments, in advance, on the first day of each month and the sum required to pay the said allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

68.

The City shall pay to William Livingstone, employee in the Department of Works of the City, as and from the date of his retirement from employment with the City, for the remainder of his life, an allowance at the rate of two hundred and forty dollars per annum, payable in monthly instalments, in advance, on the first day of each month and the sum required to pay such allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

69.

The City shall pay to Arthur J. Meltzer, upon his retirement from his office of Superintendent of Floating Dock, an allowance at the rate of one thousand and twenty dollars per annum, payable in monthly instalments, in advance, on the first day of each month, and the sum required to pay such allowance during the civic year 1953 shall be deemed to be an expenditure for the civic year 1953 and all sums required to pay such allowance for subsequent years shall be included in the estimates for the civic year in which the allowance is to be paid.

70.

(1) The City shall pay to Mrs. Mary Corrigan the sum of four hundred and ninety-two dollars as compensation for injuries received by her at Market Street on May 8th, 1951.

(2) The City shall pay to the widow of four

hundred and ninety-two dollars apply the sum of two hundred and ninety-two dollars towards the payment of the account incurred by the said Mrs. Mary Berrigan with the Victoria General Hospital as a result of such accident, which said account has been charged to the City under the provisions of Chapter 52 of the Revised Statutes of Nova Scotia, if the said account has not been previously paid by the said Mrs. Mary Berrigan, and the application of the said sum of two hundred and ninety-two dollars out of the said sum of four hundred and ninety-two dollars for such purpose shall be deemed to have been a payment to the said Mrs. Mary Berrigan by the City under the authority of this Section.

71.

The City may expend the respective sums set out in Schedule "A" hereto for the purposes set out opposite each item. The sums so expended shall be shown as an expenditure made by the City in the civic year in which the same were expended.

SCHEDULE "A"

To pay as a grant to the Halifax Community Chest 6,000.00

February 12, 1953.

FINAL CERTIFICATE MR. C. G. MacDONALD

A final certificate was submitted for the sum of \$2,750.00 payable to Mr. C. G. MacDonald covering the installation of a central heating plant at the City Prison.

Moved by Alderman Fox, seconded by Alderman Allen that the certificate be approved for payment. Motion passed.

APPOINTMENT TAXATION & ASSESSMENT COMMITTEE

His Worship the Mayor nominated Alderman Adams to the above Committee.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the nomination be approved. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that Item #18 be now considered. Motion passed.

LEGISLATION

Draft legislation was submitted by the City Solicitor and same is attached to the original copy of these minutes. The legislation was considered Paragraph by Paragraph.

Paragraph #	Approved.
Paragraph # 1	Approved.
" # 2	"
" # 3	"
" # 4	"
" # 5	"
" # 6	"
" # 7	"
" # 8	"
" # 9	"

PARAGRAPH # 10

Moved by Alderman Lloyd, seconded by Alderman Adams that this Paragraph be approved.

The motion was put and passed 9 voting for the same and 5 against it as follows:

February 12, 1953.

FOR THE MOTION

AGAINST IT

Alderman MacMillan
Kitz
Lloyd
Adams
Macdonald
Lane
Breen
Moriarty
DeWolf

Alderman Hatfield
Vaughan
Allen
Fox
O'Malley

- 9 -

- 5 -

ADDITION PARAGRAPH # 10

Moved by Alderman Lloyd, seconded by Alder Kitz that this Paragraph be approved.

Moved in amendment by Alderman Vaughan, seconded by Alderman Hatfield that the paragraph be amended to read "not to exceed 1% of the annual levy by taxation."

Amendment passed with Alderman Kitz wishing to be recorded against.

Paragraph #	11	Approved.
"	# 12	"
"	# 13	"
"	# 14	"
"	# 15	"
"	# 16	"
"	# 17	"
"	# 18	"
"	# 19	"
"	# 20	"
"	# 21	"
"	# 22	"
"	# 23	"
"	# 24	"
"	# 25	"

PARAGRAPH # 26 & SECTION 310 D

It was agreed that the two above legislative matters be combined and that power be given to the Park Directors to provide a transportation service and that the reference to Point Pleasant Drive be deleted.

Paragraph #	27	Approved.
"	# 28	"
"	# 29	"
"	# 30	"
"	# 31	"
"	# 32	"
"	# 33	"
"	# 34	"
"	# 35	"

February 12, 1953.

Paragraph #	36	Approved.
"	# 37	"
"	# 38	"
"	# 39	"
"	# 40	"
"	# 41	"
"	# 42	"
"	# 43	"
"	# 44	"
"	# 45	"
"	# 46	"
"	# 47	"
"	# 48	"
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"	# 53	"
"	# 54	"
"	# 55	"
"	# 56	"
"	# 57	"
"	# 58	"
"	# 59	" after
deleting Section	2	"
Paragraph #	60	"
"	# 61	"
"	# 62	"
"	# 63	"
"	# 64	"

The City Solicitor submitted a second draft of legislation and same is attached to the original copy of these minutes.

The draft was considered Item by Item.

Item	# 79	Approved.
"	# 77	"
"	# 74	"
"	# 76	"
"	# 65	"
"	# 75	"

CHARGING ABUTTERS THE DIFFERENCE IN COST FOR BETTER THAN AVERAGE LIGHTING

The City Solicitor drew attention to the fact that he had been requested to draw legislation respecting the above matter.

Alderman Hatfield: "It is designed for one district. There are many lots that are pie shaped. Those who own lots who have turns will be assessed quite a bit."

Moved by Alderman Vaughan, seconded by Alderman Breen that the matter be deferred. Motion passed.

February 12, 1953.

DISCOUNT ON TAXES

Alderman Lloyd after conferring with Messrs. Hagell and Bellew suggested that any person who paid his taxes up to and including May 31st would receive a discount of 2½% provided a minimum payment of \$8.75 was made and that any portion of the tax if paid up to August 31st would receive a discount of 1½% and that a balance could still be owed.

After discussion it was decided to eliminate the minimum of \$8.75.

Alderman Macdonald: "There should be no discount on current taxes collected by Collectors."

Moved by Alderman Lloyd, seconded by Alderman Adams that the legislation be amended to provide for a discount of 2½% on any portion of the tax paid up to and including May 31st and 1½% discount on any portion paid up to and including August 31st and that the City Manager confer with Messrs. Bellew and Hagell to examine the policy with respect to discounts and prepayment of taxes by tax certificates. Motion passed.

Moved by Alderman Hatfield, seconded by Alderman Macdonald that taxes collected by the collectors other than at City Hall, be not subject to a discount. Motion passed.

TAXES MULTIPLE-OWNED DWELLING TRANSFERRED TO SINGLE OWNER

Alderman DeWolf: "There is the matter of the difference between business and residential taxes on multiple-owned dwellings. I saw one man's rent increased \$40.00 a month because the ownership of the house changed. In the case of transfers of property from the multiple owner to the single owner the tax is rated on the business rate and a man who purchases a property in the month of January must pay the 10% rate for the balance of the year. I say it is an injustice. A man today found he had to pay almost \$400.00 because the taxes were charged at the business tax rate.

It was agreed that the City Solicitor draft legislation

February 12, 1953.

respecting transfer of properties from multiple ownership to single ownership between the date of assessment notice and February 15th.

REMOVAL MULTIPLE VOTERS FROM LIST

RESOLVED that the lists of voters be divided by the City Collector, according to the alphabetical order of the surnames of the voters, into as many sections of the alphabet as there are polling places in the polling section; provided, however, that the names of all persons entitled to vote in more than one polling section or in more than one ward shall be removed from such lists and be placed on separate lists according to the wards in which such persons are assessed and such lists shall be arranged according to the alphabetical order of the surnames of the persons thereon, and such lists shall be the lists for the polling places to be provided for such persons to vote.

FURTHER RESOLVED that the collector shall furnish to the clerk a certified copy of each such list for use by the presiding officer at such polling places.

Moved by Alderman Lloyd, seconded by Alderman Vaughan that the resolution as submitted be approved. Motion passed.

PROCEDURE UNDER TOWN PLANNING ACT

W H E R E A S certain procedure contained in the Town Planning Act, Chapter 8 of the Acts of 1939, has been found to be inconvenient and unnecessarily cumbersome.

AND WHEREAS for some time the City of Halifax has been engaged in a program of planning and zoning under the said Act.

BE IT THEREFORE RESOLVED that the following matters be called to the attention of the Minister of Municipal Affairs and that he be requested to give his consideration to such amendments to the said Town Planning Act as will overcome the inconveniences hereafter set forth:

- (1) to enable matters involving zoning and town planning

February 12, 1953.

- to originate in a Town Planning Board, which must report thereon to the Council if any action is to be implemented, instead of having the matter originate in the Council and submitted to the Town Planning Board for a report prior to the Council implementing the same.
- (2) to revise subsection (3) of Section 18 to enable a non-conforming use to extend beyond the building on the land so that the entire lot can be utilized, if in the opinion of the Council it is advisable to permit such extension.
 - (3) to give some discretion to the Council in certain cases as to advertising amendments to a Zoning By-Law, as required by subsection (1) of Section 16 of the Town Planning Act.
 - (4) that consideration be given to studying the present Act with a view to revising the same in the light of experience acquired since the date of the coming into effect of the same.

Moved by Alderman Vaughan, seconded by Alderman DeWolf that the resolution as submitted be approved. Motion passed.

PURCHASE PUMPER FIRE DEPARTMENT

Halifax, N. S.,
February 12, 1953.

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

The Safety Committee at a meeting held on the above date agreed to recommend for approval the attached report from the Chief of the Fire Department respecting a 1000 gallon pumper declared surplus by the Department of National Defence.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

February 12, 1953.

February 12, 1953.

Chairman and Members,
Committee on Safety.

Gentlemen:

Crown Assets have for sale, by tender, a 1000 gallon pumper for which I am requesting your permission to tender approximately \$1,000.00.

This pumper has been used by the Navy Fire Department for nine years and was then involved in an accident and declared surplus by the Department of National Defence.

For a total of \$3,500.00 which includes the tender price, our Mechanics could make the pumper serviceable again. We already have two pumpers of the same make in the Department, and to buy a new one today would cost well over \$30,000.00.

Respectfully yours,

F. C. MacGillivray,
Chief of Department.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that the report be approved. Motion passed.

NOVA SCOTIA ICE COMPANY

Alderman Moriarty spoke on behalf of the above Company who requested permission to operate an ice vending machine for the sale of ice blocks.

Moved by Alderman Moriarty, seconded by Alderman Vaughan that the firm be permitted to operate a vending machine as requested in their letter on their own premises for goods manufactured by the ice company and the necessary legislation obtained.

The City Solicitor stated he would use the wording of last year when he drew the legislation.

On the suggestion of Alderman Vaughan it was agreed that the legislation read "not less than 40 lb. blocks."

The motion was put and passed.

DEFERRED ITEMS ON AGENDA

Moved by Alderman Kitz, seconded by Alderman Vaughan that the deferred items be further deferred until the next regular meeting of Council. Motion passed.

February 12, 1953.

TAX COLLECTIONS MONTH OF JANUARY 1953

Year	Reserves	O/S Balance December 31/52	New Accounts & Adjustments	January Collections	O/S Balance January 31/53.
1950	\$67,616.75	\$ 70,498.99 Cr.	\$ 133.80	\$5,086.13	\$ 65,279.06
1951	59,338.18	223,902.70 Cr.	89.67	10,067.61	213,745.42
1952	70,093.75	625,454.23 Cr.	2,745.34	62,734.07	559,974.82
		\$919,855.92 Cr.	\$2,968.81	\$77,887.81	\$838,999.30
POLL TAXES					
1943 - 44		\$22,237.70		\$ 4.40	\$22,233.30
1944 - 45		2,642.55		17.23	2,625.32
1952		20,243.93		2,540.28	17,703.65
ADDITIONAL COLLECTIONS					
Arrears 1925-26 to 1949. Corresponding Period Last Year.				\$ 329.22	\$ 5,030.84
Collections as Statement Above. Corresponding Period Last Year.				77,887.81	65,326.94
				\$78,217.03	\$70,357.78
Collection Poll Taxes Jan. 1st. to Jan. 31st. 1953 Corresponding Period Last Year.				\$5,050.78	\$3,659.07

Respectfully submitted,

H. R. McDonald,
CHIEF ACCOUNTANT.

February 12, 1953.

INFORMATION ITEMS

Moved by Alderman Tanguar, seconded by Alderman Bartlett
that the following items be presented and filed. Motion passed.

- 1. Financial Statement Form Commission.
- 2. Annual Report of Board of Health & Sanitation Commission.
- 3. Municipal Minutes of Municipal Affairs.
- 4. Waste Disposal Commission.
- 5. Tax Collection Agency 1953.
- 6. Administrative Report City Manager.
- 7. Bank Interest Rate.

Moved by Alderman Bartlett, seconded by Alderman Hill
that this meeting be now adjourned. Motion passed.

Meeting adjourned. 12:15 A. M.

LIST OF HEADLINES

Minutes
 Motion Alderman O'Malley Re: Reconsideration Grant Pension
A. J. Shepley
 Public Hearing Re: Reopening Corner of Testory & Lynch Sts.
 Court Proposal
 Reopening e/s Birch Village Road
 Naming Authority
 Amendment Ordinance #116 "Perry Trades" 2nd Reading
 Amendment Ordinance #122 "Vestibles" 2nd Reading
 Accounts over \$500.00
 Write-Off Hospital Accounts \$ 113.51
 " " Uncollectible Taxes \$ 273.00
 " " Sign License Fees \$ 147.35
 Paylight Saving Time
 Day Day
 Use of City Crest by Capital Shoe Repair
 Monthly Allowance Mrs. Eleanor Willis
 Resolution Re: Dominion Provincial Municipal Conference
 Resolution Re: Business Allowance
 Closing Lane Amherst West to Quinn St.
 Creating Sign
 Closing By-Law Section One Part XV
 Sewer Connections Sunnybrae Ave.
 Lots 9 & 10 Leaman St.
 Sale of Land Connaught Ave. & Bayers St.
 Exchange of Land Bayers Road & Oxford Street
 Final Certificate Mr. C. J. MacDonald
 Appointment Taxation & Assessment Committee
 Legislation
 Charging Advertisers the Difference in Cost for Better than
Average Lighting
 Discount on Taxes
 Taxes Multiple-Owned Dwelling Transferred to Single Owner
 Removal Multiple Voters from List
 Procedure Under Town Planning Act
 Purchase Sumpster Fire Department
 Nova Scotia Ice Company
 Deferred Items on Agenda
 Information Items

R. A. Donatoo
 R. A. Donatoo, G. C.,
 MAYOR & CHAIRMAN.

V. P. Fybelcover
 V. P. Fybelcover,
 CITY CLERK.

EVENING SESSION
SPECIAL MEETING

Council Chamber,
City Hall,
Halifax, N. S.,
February 26, 1953,
8:00 P. M.

A meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman and before considering the regular order of business the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor Chairman; Aldermen DeWolf, Moriarty, Lane, Macdonald, Adams, Lloyd, Kitz, O'Malley, Fox, Allen, Vaughan, Hatfield and MacMillan.

The meeting was called specially to consider the following items:

1. Estimates 1953.
2. Legislation.
3. Appointment Housing Authority.
4. Resolution Purchase Library Books out of Land Sale Fund.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that Council adjourn and meet as a Committee of the Whole. Motion passed.

8:05 P. M. Council adjourned.

12:25 A. M. February 27, 1953, Council reconvened the following members being present His Worship the Mayor Chairman; Aldermen DeWolf, Moriarty, Breen, Lane, Macdonald, Adams, Lloyd, Kitz, O'Malley, Fox, Allen, Vaughan, Hatfield and MacMillan.

ESTIMATES 1953

Halifax, N. S.,
February 26, 1953.

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

The Finance and Executive Committee at a meeting held on the above date agreed to recommend for approval the attached resolution respecting the Estimates for the Civic Year 1953.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

February 26, 1953.

RESOLVED that the General and Ordinary Assessment amounting to \$8,248,927.64 less probable income \$1,608,139.05 making a total \$6,640,788.59 plus for short collections \$70,000.00 making \$6,710,788.59 less estimated poll tax \$100,000.00 and \$165,000.00 being the portion of the Current Surplus Account a total of \$6,445,788.59 be confirmed and do now pass and that the inhabitants and property within the City be assessed and rated for the said sum of \$6,445,788.59.

FURTHER RESOLVED that the City Clerk is hereby directed to transmit the said estimates, together with a copy of this resolution to the Commissioner of Finance and Accounts on or before the 1st day of March next and to instruct him to fix the rate of taxation for the year ending December 31, 1953 on the basis of the said amount of \$6,445,788.59.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the report and resolution as submitted be approved. Motion passed.

ADJUSTMENT SALARY SCALES POLICE & FIRE DEPT.
CLASSIFICATIONS

Halifax, N. S.,
February 26, 1953.

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

A Committee of the Whole Council at a meeting held on the above date considered a report from the City Manager respecting salaries for members of the Police and Fire Departments.

It was agreed to recommend the attached scale for approval effective as from May 1, 1953.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

February 26, 1953.

Salary Range - Police & Fire Department

<u>Position</u>	<u>Per Year</u>
Stableman	1800.00-2130.00
Hoseman & Const. -Gr. 2 - 1st step	2400.00
" " " 2 - 2nd step	2520.00
" " " 2 - 3rd step	2640.00
" " " 1 - 1st step	2760.00
" " " 1 - 2nd step	2880.00
" " " 1 - 3rd step	3000.00
Parking Meter Man	2520.00-3000.00
Utility Man	2760.00-3000.00
Detective Photographer & Detective Stenographer	2760.00-3180.00
Second Police Secretaries & Fire Prevention Inspector	3060.00-3180.00
Hoseman Mechanic & Hoseman Carpenter	3120.00-3240.00
Secretary to Chiefs (Sergeants & Captain's Rank)	3120.00-3360.00
Police Mechanic, Police Sergeant & Fire Captain	3120.00-3360.00-
Detectives	3300.00-3600.00
Police Inspector, Asst. Chief Detective, Inspector	3420.00-3780.00
Detective Sergeant	3600.00-3720.00
Fire Captain Inspector	3600.00-3700.00
Chief Detective Inspector & Fire Mechanical Supt.	3840.00-4260.00
Deputy Fire Chief	4000.00-4500.00
Deputy Police Chief	4000.00-5000.00
Police & Fire Chiefs	5000.00-6000.00

Members of Mounted Squad receive \$100.00 a year above similar rank in non-mounted.

Moved by Alderman Vaughan, seconded by Alderman Adams that the report be approved. Motion passed.

COMMITTEE ON SALARY SCALES

Halifax, N. S.,
February 26, 1953.

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

At a meeting of the Committee of the Whole Council held on the above date reports were submitted from the City Manager respecting Salary Scales.

It was agreed to recommend that a Committee be appointed to study the scales and report back to Council.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Vaughan, seconded by Alderman Fox that

the report be approved.

February 26, 1953.

Moved by Alderman Kitz, seconded by Alderman Vaughan that the Committee concerned consist of 4 members. Motion passed.

Alderman Fox nominated Alderman O'Malley	
▪ Adans	▪ Breen (declined)
▪ DeWolf	▪ Vaughan
▪ Kitz	▪ Lloyd
▪ Adans	▪ Macdonald (declined)
▪ Macdonald	▪ Kitz (declined)
▪ Allen	▪ Hatfield

Moved by Alderman Fox, seconded by Alderman DeWolf that nominations cease. Motion passed.

His Worship the Mayor then declared the following to comprise the Committee: Aldermen O'Malley, Vaughan, Lloyd and Hatfield.

RESOLUTION Re: SCHOOL BOARD ESTIMATES

RESOLVED that the Estimates as submitted by the Board of School Commissioners for the Civic Year 1953 amounting to \$1,712,260.96 be altered by the City Council by increasing the item for Janitors Salaries from \$98,500.00 to \$103,000.00.

FURTHER RESOLVED that a copy of the estimates as so altered be forwarded to the Board of School Commissioners for its information.

Moved by Alderman Vaughan, seconded by Alderman Allen that the resolution as submitted be approved. Motion passed.

LEGISLATION Re GRANTS

Halifax, N. S.,
February 26, 1953.

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

A Committee of the Whole Council at a meeting held on the above date considered various requests for grants and agreed to recommend that legislation be obtained enabling the City to pay the following:

1. Nova Scotia College of Art an additional sum of \$1500.00 for the year 1953 to that provided for under Section 310 of the City Charter.
2. Salvation Army Red Shield \$ 2,000.00
3. Canadian Cancer Society 500.00
4. Halifax Community Chest 6,171.02
5. Canadian Red Cross (N. S. Divn) 2,500.00
6. " " (Homemaker's Service) 2,000.00
7. Halifax Infirmary 10,000.00

February 26, 1953.

8. St. John's Ambulance	\$ 750.00
9. Children's Hospital	30,000.00
10. Bengal Lancers	1,000.00
11. Halifax Musical Festival Assn.	500.00
12. Walter Callow Wheel Chair Comm. Fund	500.00
13. Maritime Museum	3,500.00
14. Nova Scotia Opera Assn.	500.00
15. Canadian Arthritis & Rheumatism Society	500.00
16. John Howard Society	1,000.00
17. Monastery of Good Shepherd	500.00

It was further agreed to recommend that legislation be obtained for the following purposes.

1. To enable the City to continue payments to the Y. M. C. A. for a further period of three years at the rate of \$5,000.00 per year.
2. To enable the City to pay the sum of \$120.72 to the Thrift Shop (Hadassah).
3. To enable the City to pay the sum of \$238.00 to the Mission for Seaman.

It was also agreed to recommend that the agreement between the City and the Grace Maternity Hospital respecting Pauper Confinement Cases be amended and an additional sum of \$4,000.00 placed in the estimates.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hatfield, seconded by Alderman MacMillan that the report be approved. Motion passed.

APPOINTMENT HOUSING AUTHORITY

His Worship the Mayor named the following to comprise Housing Authority.

J. D. Vair
Martin Haley
H. Corkum
F. Milne
Miss Marion Haliburton

Moved by Alderman Hatfield, seconded by Alderman Vaughan that the nominations of His Worship the Mayor be approved. Motion passed.

RESOLUTION Re: PURCHASE LIBRARY BOOKS

W H E R E A S a sufficient sum of money was not available in the capital funds provided for the Halifax Memorial Library to defray the cost of an adequate supply of books for the said Halifax Memorial Library;

February 26, 1953.

AND WHEREAS it is considered desirable by the City Council of the City of Halifax to provide in part for the cost of such books as will constitute the original supply for the said Halifax Memorial Library from other sources in addition to the annual maintenance costs;

AND WHEREAS by Section 618E of the Halifax City Charter it is provided in part that any sums received by the City of Halifax from the sale of any vacant land owned by it may be applied by the City for such City purpose as the Minister of Municipal Affairs may approve;

AND WHEREAS the providing and supplying of books for the Halifax Memorial Library is a City purpose within the meaning of Section 618E of the Halifax City Charter as aforesaid;

BE IT THEREFORE RESOLVED that the said City of Halifax do apply to and seek approval from the Minister of Municipal Affairs to use and apply such sums not exceeding Sixty Thousand Dollars (\$60,000.00) received by the said City from time to time from the sale of vacant land under the authority of Section 618E of the Halifax City Charter as aforesaid for the purpose of purchasing and supplying books for the Halifax Memorial Library.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the resolution as submitted be approved. Motion passed.

FIRE PROTECTION RATE

Date: February 25th, 1953.

To: His Worship the Mayor, Chairman
and Members of City Council.

From: A. C. Harris, Commissioner of Works.

Subject: FIRE PROTECTION RATE.

Based on the amount as calculated by the Public Service Commission for Fire Protection, and on the valuation of properties assessable for this taxation, I would recommend that the rate be Twenty-Two (\$0.22) Cents per One Hundred Dollars (\$100.00) of valuation for the year 1953.

Respectfully submitted,

A. C. Harris,
Commissioner of Works.

February 26, 1953.

Moved by Alderman Lloyd, seconded by Alderman Hatfield
that the report be approved. Motion passed.

Moved by Alderman Vaughan, seconded by Alderman Lloyd
that this meeting do now adjourn. Motion passed.

Meeting adjourned. 12:40 A. M.

LIST OF HEADLINES

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R. A. Donahoe
R. A. Donahoe, Q. C.,
MAYOR AND CHAIRMAN.

W. P. Publicover
W. P. PUBLICOVER,
CITY CLERK.

A F T E R N O O N S E S S I O N
SPECIAL MEETING

Council Chamber,
City Hall,
Halifax, N. S.,
March 6, 1953,
4:00 P. M.

A meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman and before considering the regular order of business, the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor Chairman; Aldermen DeWolf, Moriarty, Lane, Macdonald, Adams, Lloyd, O'Malley, Fox, Allen, Hatfield and MacMillan.

The meeting was called specially to consider the following items:

1. Housing Authority Appointments.
2. Legislation.

HOUSING AUTHORITY APPOINTMENTS

His Worship the Mayor: "At a previous Council meeting I submitted a list of recommended persons for consideration and in due course you accepted my recommendations and chose those people to form a Housing Authority for the City of Halifax. Under the basic agreement made within C. M. & H. C. it was agreed that the City should cause to be appointed a Housing Authority after consultation with the Federal Authorities. There was consultation with the Federal Authorities prior to my recommendations being made on all but one name."

4:10 P. M. Alderman Kitz arrives.

His Worship the Mayor continued: "Ottawa took the position that there had not been further consultation and they objected to one other appointment. The other appointment was a name I submitted to Ottawa on January 30th. They said they were not so vetoing the name and I nominated that person to be a member of the Housing Authority. I still consider there was consultation on the matter

March 6, 1953.

and that I had carried out the spirit of the consultation. Ottawa took the stand that they were not prepared to approve the Housing Authority while these two persons remained on it. I contacted the lady and the gentleman. The lady tendered her resignation. The gentleman has not taken the same attitude. He knows of no valid reason he could not serve and he does not intend to give his resignation. I spoke to Mr. Winters last night and he said he would make some suggestion for my procedure this afternoon. I have not heard from him. While I have two names to put to you, I have only one vacancy. I don't know whether I should make a nomination. I am in your hands."

He then read the letter of resignation from Miss Haliburton.

Alderman Lane: "In view of the attitude of the Federal Government in this matter, I feel that some of us should greatly deplore the fact that Miss Haliburton's qualifications should be distasteful to Ottawa. We should express our regret to her that she has been embarrassed. We have no choice but to accept with deep regret the resignation as tendered."

Alderman Lane then moved that the resignation of Miss Haliburton be accepted. The motion was seconded by Alderman Allen and on being put was passed with Alderman Hatfield wishing to be recorded against.

Alderman Lane: "Have we the same right to discard any suggestion made by Ottawa to this Council?"

His Worship the Mayor: "Yes."

Alderman Lloyd: "I think we can allow these 4 members to function and any further recommendations can come from Ottawa."

His Worship the Mayor: "The four members include one about whom Ottawa said they are not satisfied as long as he remains a member of it."

Moved by Alderman Kitz, seconded by Alderman Lloyd that the matter of replacing Miss Haliburton on the Housing Authority be deferred until the next regular meeting of the City Council. Motion passed.

1953 Legislation.

1. (1) Subsection (1) of Section 2 is amended by inserting therein between lines fifteen and sixteen thereof the following: "Commissioner of Finance" means Commissioner of Finance and Accounts.

(2) This Section shall be read and construed and shall be given effect as if it had been enacted on the 13th day of April, A. D. 1940.

(Explanatory note: This is an interpretation section made necessary because of some references to the Commissioner of Finance and Accounts by his abbreviated title.)

2. Section 309 is amended by inserting therein, between clauses (a) and (b) thereof, the following clause:

(aa) the cost of establishing or contributing to any plan which the Council may approve for the provision of insurance, hospitalization or similar benefits for employees of the City and their dependents.

(Explanatory note: The City Council has approved of an amendment which will enable the School Board to include in its estimates, subject to the Council's approval, sums to provide for similar benefits as above set out. The Council now requests similar authority in respect of its own employees.)

3. Add to clause 14 of Bill No. 37, page 6.

310E. The City shall pay annually, commencing in the year 1953, to Halifax Chapter of Hadassah, as a grant, a sum equal to the taxes due by the said Halifax Chapter of Hadassah to the City in each year pursuant to the assessment made for such year against the said Halifax Chapter of Hadassah in respect of its occupancy of real property designated as civic number 96 Agricola Street while used for the charitable purposes of the said Halifax Chapter of Hadassah.

310F. The City shall pay annually, commencing in the year 1953, to the Flying Angel Mission for Seamen, as a grant, a sum equal to the taxes due by the said Mission to the City in each year pursuant to the assessment made for such year against the said Mission in respect of its occupancy of real property designated as civic number 271 Barrington Street or any other real property in the City while the same is occupied for the purposes of the said Mission.

(Explanatory note: This is for the purpose of enabling the City to assist the foregoing organizations with a grant equivalent to the taxes which they are required to pay.)

4. (1) Section 322 as that Section is enacted by Section 6 of Chapter 70 of the Acts of 1931, is amended by inserting therein between clauses (b) and (c) thereof the following clause:

(bb) in lawful money of the United States of America, or"

(2) This Section shall be read and construed and shall be given effect as if it had been enacted on the 15th day of April A. D. 1931.

(Explanatory Note: This clause is to enable the City to issue debentures payable in United States funds. The present authority is limited to United States gold.

5. The Charter is amended by inserting therein, immediately following Section 322 thereof, the following Section:

322A. The City of Halifax has and shall be deemed to always have had the power to issue stock or debentures payable in respect of both principal and interest in lawful money of the United States of America as well as in gold coin of the United States of America of the then present standard weight and fineness as provided by Section 322.

(Explanatory Note: This clause is a declaratory enactment that the City has always had this power. It was requested by the solicitor for the purchasers of the City's present issue of debentures - a two-way pay issue, United States and Canadian Funds.)

6. (1) The Charter is amended by inserting therein, immediately following Section 409 thereof, the following Section:

409A. Where real property which has been assessed by the Assessor, in respect of which the owner thereof at the time of such assessment for real property taxes would have been liable to pay taxes at the rate fixed as provided in subsection (3) of Section 409, has been transferred by deed prior to the fifteenth day of February immediately following such assessment to a person who would have been liable to pay taxes in respect of the same at the tax rate set out in subsection (1) of Section 409 if such person had been the owner thereof at the time of such assessment, such person shall, upon the Assessor being satisfied that such transfer was in fact made, pay taxes thereon for the year in respect of which such assessment was made at the tax rate set out in subsection (1) of Section 409.

(2) This Section shall be read and construed

and shall be given effect as if it had been enacted on the first day of January, A. D. 1953.

(Explanatory note: There are two tax rates in Halifax - one fixed at \$3.50 per \$100.00 and the other an annual rate struck this year at \$9.95 per \$100.00. If a person owns more residential real property than his own residence and \$5000.00 worth, any such real estate in excess of this amount is assessed at the high rate. An unfair hardship occurs when any of this property rated at the high rate is purchased by a person who is not liable to pay this rate because of ownership of a lesser amount of real property (i.e. his residence only or up to \$5000.00 worth). Such a person must assume taxes assessed at the high rate because it was so assessed before he purchased it. The purpose of this legislation is to enable the City to adjust this tax rate if the property is purchased between December 15th and February 15th. This limit is placed because the adjustment can be made before the estimates are finalized and the adjustment can therefore be made without causing the City to receive less revenue than it had expected.)

7. Section 581 is repealed and the following substituted therefor:

581. (1)(a) Upon presentation to the Committee of a petition signed by the persons owning not less than seventy-five per cent of the lots of real property in the area described in the petition praying that street lighting be installed upon the streets in such area by the use of standards made of iron or other metallic material and by the installation of underground street lighting wiring where no street lighting has been provided, or that existing street lighting be improved by providing such standards and underground wiring at the expense of the owners of the lots of real property in such area, the Committee shall refer the matter of such petition to the City Electrician for a report.

(b) In ascertaining the proportion of such lots represented by the persons signing such petition, lots owned by the City shall not be considered.

(2) The City Electrician shall report to the Committee:

- (a) whether or not the petition is signed by the owners of not less than seventy-five percent of the lots of real property in the area described in the petition;
- (b) the present type of lighting, if any, upon the streets in such area;
- (c) the type of lighting most suitable in his judgment to be provided;
- (d) whether in his opinion the type of lighting

proposed in the said petition will produce better lighting than that provided by the methods generally in effect in the City or, if street lighting has already been provided upon any or all of the streets in such area, whether such proposed type of lighting will result in an improvement thereto;

(e) the probable cost of installing such proposed type of lighting and the annual cost of maintenance and operation.

(3) Upon the receipt of such report, the Committee shall consider the same and submit it to the Council with such recommendations as it may deem proper.

(4) The Council, after considering such report and recommendation, shall decide whether or not to accede to the prayer in the said petition and, if it approves of the same, shall determine the type of street lighting to be installed or substituted, and, upon such approval, the work shall be carried out by the Committee.

(5)(a) Where the work to be done consists in installing street lighting on streets where no street lighting had been previously installed, the portion of the cost of such work in excess of the cost of installing street lighting, by the use of wooden poles and overhead wiring shall be borne in equal shares by the owners of the lots of real property in the area described in the petition hereinbefore referred to, excluding the City;

(b) Where the work to be done consists in replacing existing street lighting, the cost of installing such improved street lighting shall be borne in equal shares by the owners of the lots of real property in the area described in the petition, hereinbefore referred to, excluding the City;

(c) The decision of the Council as to the cost of installing street lighting in the streets in such area by the use of wooden poles and overhead wiring and as to the cost of installing the type of street lighting determined by the Council to be installed pursuant to the said petition shall, for the purpose of imposing upon the owners of lots of real property in such area, as hereinbefore provided, be final and conclusive.

(6)(a)(i) Upon the completion of the installation of such street lighting in the manner determined by the Council, the Commissioner of Works shall make a plan of the area described in the petition, showing thereon the lots of real property therein and the name of the owner of each such property. He shall also make a list of the owners of each such lot.

(ii) He shall make a report to the Council containing an estimate of the cost of installing street lighting by means of wooden poles and overhead wiring upon the streets in such area where no street lighting had been installed, and the cost of installing street lighting in the streets in such area by means of standards made of iron or other metallic material and underground wiring, and the Council, after considering such report, shall determine the cost of such work to be imposed upon the owners of lots of real property in such area.

(b) Upon such plan and list being prepared and the cost of the work to be imposed upon the owners of such lots, as hereinbefore provided, determined by the Council as hereinbefore set out, the Commissioner of Works shall set opposite the name of each such owner upon such list the share of such cost to be borne by him.

(c) The Commissioner of Works shall thereupon notify each such owner, by notice in writing sent by registered mail, fully prepaid, addressed to such owner at the last known address of such owner as shown upon the latest assessment roll of the City, stating that such plan and list have been completed and may be inspected by such owner at the office of the Commissioner of Works during office hours for fourteen days from the date of the mailing of such notice, and that any person affected thereby may in writing lodge with such Commissioner, within such period of fourteen days, any objection to such plan or list.

(d) The Commissioner of Works, at the expiration of such period of fourteen days, shall notify all persons who have filed with him written objections to such plan or list that, at a time not less than seven days following the giving of such notice and at the place set out in the same, he will hear and determine all such objections.

(e) At the time and place so designated or at any adjournment thereof the Commissioner of Works shall hear and determine all such objections and shall file such plan and list, as finally determined by him, in his office, and, in any action or proceeding, such plan and list shall be conclusive evidence of the liability of every person named therein in respect of each lot of real property, of which he is stated to be the owner, for the amount set out in respect of such lot.

(7) The Commissioner of Works shall, upon filing such plan and list, forthwith furnish the Chief Accountant, the Collector and the Assessor with copies of such list with the date of filing thereof, in the office of the said Commissioner, endorsed thereon.

(8) The amount specified in any such list as payable in respect of any lot of real property shall, from the date of the filing of the plan and list, as hereinbefore provided, constitute and be a lien upon such real property and shall be deemed to be a betterment charge.

(9) Such amount shall be divided into five equal instalments, the first of which shall be due and payable on the filing of the plan and list by the Commissioner of Works, and one on each succeeding thirty-first day of May after the first so succeeding until the whole is paid.

(10) The Collector shall keep a separate account of all moneys due for the amounts hereinbefore set out, which shall contain:

(a) the names of the owners of lots of real property liable therefor;

(b) the amount due in respect of each such

lot; and

- (c) the amount paid in respect of each property.

(Explanatory note: This is a redraft of a section at present in the City Charter which enables the City to provide special improved street lighting for any section of the City in respect of which at least three-quarters of the owners of the lots of real property therein petition. The cost of the difference between the ordinary street lighting and that sought by the petitioners is to be paid by the owners in the area described in the petition. The proposed improved type is limited to metal standards and underground wiring.)

8. Section 920 is amended by inserting therein, immediately following clause (k) thereof, the following clause:

(kk) The cost of establishing or contributing to any plan which the Board may approve for the provision of insurance, hospitalization and similar benefits for teachers or other employees of the Board and their dependents.

(Explanatory note: This amendment is for the purpose of enabling the Board of School Commissioners to include in its annual estimates a sum to defray the Board's share of the cost of a plan of group life, and hospital and medical care for its teachers and employees. The estimate must be approved by the City Council in order that the necessary funds will be made available to the Board.)

9. Subsection (1) of Section 926 is amended by adding thereto the following clause:

(d) The age at which teachers may be engaged by the Board and at which teachers may be retired and the conditions upon which such retirement may be deferred.

(Explanatory note: This amendment is for the purpose of enabling the School Board to provide by by-law a maximum age for employment and retirement of school teachers.)

10. Add to clause 64 of Bill No. 37 as subsection (2).

(2) The City may during the year 1953 pay to the Directors of Point Pleasant Park a sum not exceeding Four Hundred Dollars to defray the cost of providing a transportation service on Point Pleasant Drive during the summer of the year 1953 for persons desiring to visit Point Pleasant Park. Any sums required for such

purpose shall be deemed to be an expenditure of the City for the civic year 1953.

(Explanatory note: This amendment will enable the City to provide funds for the above purpose during 1953 only. Bill No. 37 now contains authorization to enable the City to pay a similar sum for last summer.)

11. Add to Schedule "A", the last section of Bill No. 37.

To pay as a grant to the Nova Scotia College of Art. to supplement the grant of \$1500.00 now authorized, the sum of	\$ 1,500.00
To pay as a grant to the Salvation Army (Red Shield Campaign) the sum of	2,000.00
To pay as a grant to the Canadian Cancer Society, the sum of	500.00
To pay as a grant to the Halifax Community Chest, the sum of	6,000.00
To pay as a grant to the Canadian Red Cross (Nova Scotia Division), the sum of	2,500.00
To pay as a grant to the Canadian Red Cross (Homemakers' Service), the sum of	2,000.00
To pay as a grant to the Halifax Infirmary, the sum of	10,000.00
To pay as a grant to St. John Ambulance Association, the sum of	750.00
To pay as a grant to The Children's Hospital (Halifax), the sum of	30,000.00
To pay as a grant to the Bengal Lancers of Halifax, the sum of	1,000.00
To pay as a grant to the Halifax Musical Festival Association, the sum of	500.00
To pay as a grant to the Walter Callow Wheel Chair Coach Fund, the sum of ...	500.00
To pay as a grant to the Maritime Museum (Citadel Hill), the sum of	3,500.00
To pay as a grant to the Nova Scotia Opera Association, the sum of	500.00
To pay as a grant to Grace Maternity Hospital to supplement existing grants	4,000.00

To pay as a grant to the Halifax Young Men's Christian Association, payable in instalments of \$5000.00 in each civic year for three years, commencing in the civic year 1956, the sum of	\$15,000.00
To pay as a grant to Canadian Arthritis & Rheumatism Society, the sum of	500.00
To pay as a grant to Maritime School of Social Work, the sum of	500.00
To pay as a grant to the John Howard Society, the sum of	500.00
To pay as a grant to the Monastery of the Good Shepherd, the sum of	500.00

March 6, 1953.

LEGISLATION 1953

Draft legislation for the year 1953 was submitted by the City Solicitor.

Paragraph # 1 Approved.

Paragraph # 4 " "

Paragraph # 5 " "

GRANT MARITIME SCHOOL OF SOCIAL WORK

Moved by Alderman Lane, seconded by Alderman Kitz that legislation be obtained enabling the City to pay the sum of \$500.00 to the Maritime School of Social Work. Motion passed.

GROUP LIFE INSURANCE SCHOOL BOARD EMPLOYEES

Mr. Gordon Cowan addressed Council on behalf of the School Board Employees who requested permissive legislation to go ahead with a plan of life insurance, hospitalization, etc. He said the Board wanted the legislation first so it could consider a plan and then have it ratified by Council.

Mr. Cowan submitted the proposed legislation.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the legislation as proposed be approved.

4:55 P. M. Alderman Vaughan arrives.

Alderman Kitz: "Did the Board discuss the merits of the plan? Did they have time and if they did, what was the conclusion if any they came to?"

Mr. Cowan: "The Teachers Committee had several discussions. A plan was submitted. It came before the Board on January 20th. and the Solicitor said the Board had no power to include the amount in the estimates."

The motion was put and passed 10 voting for the same and 3 against it as follows:

March 6, 1953.

FOR THE MOTION

Alderman DeWolf
Moriarty
Lane
Macdonald
Adams
Lloyd
Fox
Allen
Hatfield
MacMillan

AGAINST IT

Alderman Kitz
O'Malley
Vaughan

- 10 -

- 3 -

Moved by Alderman Lloyd, seconded by Alderman Fox that the City Solicitor be instructed to prepare the necessary legislation to provide insurance for the School Board employees and that a sum not exceeding \$6800.00 be included in the School Board estimates for such a purpose for 1953.

Alderman Vaughan: "The matter of securing the legislation has passed, but one fact does seem to come out that the other people are not covered by such legislation. I don't know why we choose just one group. If permission is voted to include this amount then I am sure that the Board will be guided by the action of Council. This matter of group insurance is an important one and it can well establish policy for all the civic employees because if the teachers get this all civic employees will demand it as a right. I don't think any amount of money should be included in this year's estimates. We should discuss the matter further. I do object to the amount of money being included."

Alderman Kitz: "If you are going to give a plan to the teachers you must give it to our City Hall employees. I appear to be speaking against these plans, but I am not in reality."

Alderman Lloyd: "I agree with you in the matter of extending it to the other branches of the Civic Services."

Alderman O'Malley: "Discussion came up on the specific amount. Mr. Cowan suggested a certain amount or else the House would not consider it. I believe it is necessary to have 75% of the teachers agreeable to this plan or else it is not effective. We don't know

March 6, 1953.

whether the teachers are in favor of it. I don't think we should put any amount in the budget this year."

Alderman DeWolf suggested using Section 316 C of the City Charter.

The City Solicitor gave his opinion as to why Section 316 C of the Charter could not be used for this purpose.

Alderman DeWolf said that before he would vote for it he wanted all Departments of the City included as well as the School Board. He would vote against it as it stood at present.

Alderman Macdonald: "I think we are acting a little hasty today in putting this into effect. Judging from the remarks of members of the School Board and Mr. Cowan, I don't think they gave full consideration to it. I don't know whether it would be desirable to defer it until 1954."

His Worship the Mayor: "We are not voting any money. We are saying to the Legislature 'give us the legislation.'"

Alderman Macdonald: "If approval was given it could be spent."

His Worship the Mayor: "With the approval of Council."

The motion was put and lost 6 voting for the same and 7 against it as follows:

FOR THE MOTION

Alderman Hatfield
Fox
Lloyd
Lane
Moriarty
DeWolf

AGAINST IT

Alderman MacMillan
Vaughan
Allen
O'Malley
Kitz
Adams
Macdonald

- 6 -

- 7 -

CITY HALL GROUP LIFE INSURANCE ETC.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that permissive legislation be obtained to establish a plan which the Council may approve for the provision of insurance, hospitalization or similar benefits for employees of the City and their dependents. Motion passed.

March 6, 1953.

BETTER THAN AVERAGE LIGHTING - LEGISLATION

The City Solicitor submitted proposed legislation whereby abutters would be charged the difference in cost for better than average lighting equipment.

Moved by Alderman Vaughan, seconded by Alderman Kitz that the legislation as submitted be approved. Motion passed.

AMENDMENT SEC. 19 HOUSING & RENTALS ACT

Halifax, N. S.,
March 4, 1953.

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

The Slum Clearance and Public Housing Committee at a meeting held on the above date agreed to recommend that representations be made to the Legislature at the present session to have sub-section 3 of section 10 of the Housing and Rentals Act amended to provide that the Capital Cost of any project and the profits and losses thereof shall be shared seventy-five per centum by the Government of Canada or any agency thereof including The Central Mortgage and Housing Corporation and twelve and one-half per centum by the Government of the Province of Nova Scotia and twelve and one-half per centum by the City, Town or Municipality.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Kitz, seconded by Alderman Lloyd that the report be approved and Alderman Hatfield delegated to appear before the Law Amendments Committee on this matter. Motion passed.

Moved by Alderman Vaughan, seconded by Alderman Allen that this meeting do now adjourn. Motion passed.

Meeting adjourned.

5:50 P. M.

LIST OF HEADLINES

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R. A. Donahoe
R. A. Donahoe, Q. C.,
MAYOR & CHAIRMAN.

W. P. Publicover
W. P. PUBLICOVER,
CITY CLERK.

A G E N D A
CITY COUNCIL MEETING

THURSDAY
MARCH 12, 1953

- Prayer.
Minutes.
1. Public Hearing Rezoning e/s Dutch Village Road.
 2. Accounts over \$500.00.
 3. Account Bayers Road Housing Project.
 4. Account Infectious Diseases Hospital.
 5. Write-Off Uncollectible Tax Accounts \$1,492.93.
 6. " " Betterment Charges St. John's Cemetery \$1,180.98.
 7. School Site Garrison Barracks.
 8. Centralized Fund Community Chest.
 9. Nova Scotia College of Art.
 10. Tenders for Servicing Typewriters.
 11. Bond Sale Proposal.
 12. Tourist Information Bureau.
 13. City Field Union Agreement.
 14. Overhanging Signs.
 15. Application to erect Canopy Bragers Limited..
 16. " " " Lohnes Restaurant.
 17. Sewer Assessments.
 18. Architect's Report Grafton Street Parking Lot.
 19. Insurance Claims.
 20. Exchange of Land Mumford Road (Simpson-Sears).
 21. Amendment Zoning By-Law Section I Part XV.
 22. Lots 9 & 10 Leaman Street.
 23. Sale of Building Leaman St.
 24. Application for Building Permit London Street.
 25. " " " Beaufort Avenue.
 26. Public Works Organization.
 27. Fire Barrington & North Streets.
 28. Housing Authority Appointments.
 29. Questions.
 30. DEFERRED ITEMS

- (1) Motion by Alderman Breen Re Stevenson & Kellogg.
- (2) Street Lines Greenwood Avenue.
- (3) " " MacKintosh, Bayne & Forrester Streets.

I N F O R M A T I O N O N L Y

Approvals of Minister of Municipal Affairs.
Active Borrowing Resolutions.
Tax Collections Month of February.
Administrative Report City Manager.
Tax Rate.
Annual Report City Assessor.

EVENING SESSION

Council Chamber,
City Hall,
Halifax, N. S.,
March 12, 1953,
8:00 P. M.

A meeting of the City Council was held on the above date. After the meeting was called to order by the Chairman and before considering the regular order of business the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor Chairman; Aldermen DeWolf, Moriarty, Lane, Macdonald, Adams, Fox, Allen, Vaughan, Hatfield and MacMillan.

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

The following named papers were submitted.

MINUTES

Moved by Alderman Hatfield, seconded by Alderman Vaughan that the minutes of the previous meetings be approved. Motion passed.

PUBLIC HEARING REZONING E/S DUTCH VILLAGE ROAD

His Worship the Mayor advised that Mr. J. E. Rutledge, Q. C. and Mr. E. F. Cragg were otherwise engaged and were unable to attend the hearing at this time and that there was a letter from the West End Citizen's Club requesting that this matter be deferred.

Moved by Alderman Lane, seconded by Alderman Fox that the hearing be deferred until the next regular meeting of the City Council. Motion passed.

ACCOUNTS OVER \$500.00

To: His Worship the Mayor,
and Members of City Council.

From: City Manager, A. A. DeBard, Jr.,

Date: March 11, 1953

Subject: Accounts over \$500.00

In accordance with Section 119 F of the City Charter, the

March 12, 1953.

following accounts are submitted for Council's approval.
These accounts have been certified and audited.

<u>DEPARTMENT</u>	<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Library	J. C. Lehmann & Sons	Binding	\$ 833.25
City Home	J. & M. Murphy Limited	Dry Goods Rubber Sheetting Thread, Laces, Kleenex, Cotton Gloves	521.83
Emergency Shelters	Purdy Bros., Ltd.	Repairs to Smokestack	548.37
Emergency Shelters	C. S. Barkhouse	Carpenter Repairs	740.85
Finance & Accounting	Moore Business Forms Ltd.	Speediset Payroll Cheques	687.71

A. A. DeBard, Jr.,
City Manager.

Moved by Alderman Vaughan, seconded by Alderman Hatfield
that the report be approved. Motion passed.

ACCOUNT BAYERS ROAD HOUSING PROJECT

Halifax, N. S.,
March 10, 1953.

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

The Finance and Executive Committee at a meeting held on
the above date recommended for approval the attached report from
the City Manager respecting Payment No. 1 Bayers Road Housing
Project.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Vaughan, seconded by Alderman Hatfield
that the report be approved. Motion passed.

ACCOUNT INFECTIOUS DISEASES HOSPITAL

Halifax, N. S.,
March 10, 1953.

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

A report from the Commissioner of Health recommending that
the sum of \$42.30 be accepted from the Army Benevolent Fund in
full settlement of a claim of the Infectious Diseases Hospital
amounting to \$60.36 was considered by the Finance and Executive

March 12, 1953.

Committee at a meeting held on the above date.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hatfield, seconded by Alderman Vaughan
that the report be approved. Motion passed.

WRITE-OFF UNCOLLECTIBLE TAX ACCOUNTS \$1,492.93

Halifax, N. S.,
March 10, 1953.

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

The Finance and Executive Committee at a meeting held on
the above date agreed to recommend that uncollectible Tax Accounts
amounting to the sum of \$1,492.93 be written off under the authority
of Section 283 Subsection 2 of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that
the report be approved. Motion passed.

WRITE-OFF BETTERMENT CHARGES ST. JOHN'S CEMETERY \$1,180.98

Halifax, N. S.,
March 10, 1953.

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

The Finance and Executive Committee at a meeting held on
the above date agreed to recommend that betterment charges assessed
against St. John's Cemetery totalling the sum of \$1,180.98 including
interest, be written off under the authority of Chapter 86, Section
35 of the Acts of 1952.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that
the report be approved. Motion passed.

8:10 P. M. Alderman Lloyd arrives.

March 12, 1953.

SCHOOL SITE GARRISON BARRACKS

Halifax, N. S.,
March 10, 1953.

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

At a meeting of the Finance and Executive Committee held on the above date a report was submitted from the Board of School Commissioners requesting that a part of the land at Garrison Barracks be secured for a School Site.

It was decided to refer the matter to Council and in the meantime the Board of School Commissioners to furnish information as to the area desired.

In a report to the City Manager under date of March 11, 1953 the Board advises that a lot of not less than 300' x 300' or preferably 300' x 400' will be required.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Alderman Vaughan suggested that the land be obtained free or for a nominal sum.

8:15 P. M. Aldermen Breen and Kitz arrive.

Alderman Lane advised that there were 33 children of members of the Armed Forces in one school alone. She said the cost of this education would be impressive when the amount was arrived at.

His Worship the Mayor advised that Alderman Hatfield had brought this matter up before at previous Council meetings and there was correspondence between himself (His Worship the Mayor) and the Minister at Ottawa and the letters were very definite that the Federal Government took no responsibility in the matter and that their responsibility was through the grants paid to the City.

Alderman Kitz said that this Council should be more than careful to welcome the service personnel to this City as it was the very life blood of the City. He thought the Government would give the land to the City for the sum of \$1.00 and that it would not upset the Provincial-Dominion legislation.

Alderman Lloyd asked if the site were to be used to erect a school for the benefit of the children in the general area to which

March 12, 1953.

His Worship the Mayor replied in the affirmative.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that His Worship the Mayor negotiate for the land at a nominal sum. Motion passed.

COMMITTEE-CENTRALIZED FUND COMMUNITY CHEST

Halifax, N. S.,
March 10, 1953.

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

At a meeting of the Finance and Executive Committee held on the above date a report was submitted from a Committee of the Whole Council recommending that the matter of a centralized fund to the Community Chest be explored.

It was agreed to recommend that a committee of three members of Council be appointed to confer with the Directors of the Community Chest and report back.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Vaughan that the report be approved. Motion passed.

His Worship the Mayor nominated the following to comprise the Committee: Aldermen Kitz, MacMillan and Lloyd.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the nominations of His Worship the Mayor be approved. Motion passed.

COMMITTEE - NOVA SCOTIA COLLEGE OF ART

Halifax, N. S.,
February 19, 1953.

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

A Committee of the Whole Council at a meeting held on the above date agreed to recommend that a committee of three members of Council be appointed to confer with the Nova Scotia College of Art respecting the problems of its finances and facilities and report back to Council.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Vaughan that the report be approved. Motion passed.

March 12, 1953.

His Worship the Mayor nominated the following to comprise the Committee: Aldermen Breen, Lane and O'Malley.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the nominations of His Worship the Mayor be approved. Motion passed.

Alderman Kitz requested that he and Alderman Lane exchange places on the Committees which was agreed to by Council.

TENDERS FOR SERVICING TYPEWRITERS

Halifax, N. S.,
March 10, 1953.

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

At a meeting of the Finance and Executive Committee held on the above date, the attached report from the City Manager respecting Servicing of Typewriters was considered.

Your Committee concurs in the recommendation of the City Manager.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

To: His Worship, R. A. Donahoe, Q.C.,
and Members of City Council,

From: City Manager, A. A. DeBard, Jr.,

Date: March 10, 1953

Subject: Servicing of Typewriters

We have secured proposals for the servicing of 85 typewriters in City offices. The prices cover monthly and by-monthly inspection, mechanical adjustments, cleaning, oiling and replacement of ribbons supplied by us.

<u>Name of Tenderer</u>	<u>Monthly per machine</u>	<u>Bi-Monthly per machine</u>
# Baldwin-Beckwith	7.50*	7.50*
Remington-Rand	15.00 less 10%	10.00 less 10%
Seaman-Cross	9.96	7.98
Soulis	12.00	9.28
Underwood Ltd.	14.00	10.00

*All machines monthly except those at Fire Chief's Headquarters, City Prison, City Home and four machines at T.B. Hospital.

#Recommend this proposal for acceptance. Total of recommended bid \$ 637.50.

A. A. DeBard, Jr.

March 12, 1953.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that the report be approved. Motion passed.

PURCHASE RADIO TRANSMITTER & RECEIVER POLICE DEPT.

To: His Worship, R. A. Donahoe, Q. C.,
and Members of City Council,
From: City Manager, A. A. DeBard, Jr.,
Date: March 12, 1953
Subject: Purchase Radio Transmitter and Receiver.

The Police Department has eight radio transmitters and receivers but no spare when repairs are necessary. We use a Marconi which can be purchased for \$600.00 plus installation costs not to exceed a total of \$ 700.00, for which we have money in the budget.

Council approval is requested for the purchase of this item.

A. A. DeBard, Jr.,
City Manager.

Moved by Alderman Hatfield, seconded by Alderman Vaughan that the report be approved. Motion passed.

BOND SALE PROPOSAL

Halifax, N. S.,
March 10, 1953.

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

The Finance and Executive Committee at a meeting held on the above date agreed to recommend for approval the attached report from the City Manager respecting Bond Sale Proposal.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

To: His Worship, R. A. Donahoe, Q. C.,
and Members of City Council,
From: City Manager, A. A. DeBard, Jr.,
Date: March 10, 1953
Subject: Bond Sale Proposal.

We have received word from Bell, Gouinlock & Co. Ltd., our agents in the bond sale that they have orders for \$4,300,000.00 of bonds. They recommend closing the books and proceeding with the processing of resolutions, printing of the bonds, etc.

March 12, 1953.

The amount of bonds authorized should be changed from \$6,000,000.00 to \$4,300,000.00. The authorization which should be changed in the opinions of Messrs. Bethune and Ronkey and the writer is the \$1,800,000.00 for St. Patrick's High School (part of \$1,010,000.00) so the high school would be in the issue for only \$210,000.00.

It is suggested that the Finance & Executive Committee recommend this to Council if it approves.

A. A. DeBard, Jr.,
City Manager.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the report be approved. Motion passed.

The City Solicitor submitted and explained the various phases of the Bond Resolution and advised that it had been approved by the Department of Municipal Affairs.

Moved by Alderman Lloyd, seconded by Alderman Hatfield that the resolution as submitted be approved.

The motion was put and passed unanimously the following Aldermen being present and voting therefor: Aldermen DeWolf, Moriarty, Breen, Lane, Macdonald, Adams, Lloyd, Kitz, Fox, Allen, Vaughan, Hatfield and MacMillan.

TOURIST INFORMATION BUREAU

Halifax, N. S.,
March 10, 1953.

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

A report from the City Manager respecting the Tourist Information Bureau Building was considered by the Finance and Executive Committee at a meeting held on the above date.

It was agreed to recommend that the building be removed to a site on Bell Road and further improvements considered at a later date.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the report be approved. Motion passed with Aldermen Lane and Kitz wishing to be recorded against.

Alderman Kitz: "I can't see how it can possibly pay us

March 12, 1953.

to move that wooden building to another site. I question if it will pay to go to the expense of moving it. I feel once we start and get an investment in this we will add and add and we will still be left with a converted army shack. I was hoping we would have had a report on the overall cost of a new building. I don't think the matter is pressing. It is early in March."

Alderman Lane: "I agree with Alderman Kitz. Mr. West said after spending \$14,000.00 we would still have an old army shack. We should be guided by our Department Heads who should know."

His Worship the Mayor: "We have to either move it or dispose of it. The report contemplates the utilization of it. We can put in a foundation which will have a permanent value and at some time later we can put up a building."

Alderman Kitz: "I presume this involves a money expenditure."

Alderman Lloyd: "What is the cost of the removal to the new site and foundation?"

His Worship the Mayor: "\$4,750.00. Once it is there it is contemplated that an additional amount of \$9100.00 be spent for paving etc."

Alderman Kitz: "I trust the figures have been studied and that is a considered estimate. I would be inclined to question that. Those figures seem to be quite low indeed."

Alderman Macdonald: "I would like to hear Mr. West's opinion whether or not this building is a suitable one to be improved if Council decides it should be moved."

Mr. West: "My own honest opinion is that I would not recommend that. I would like to see it blend in with the surrounding architecture. I would like to see a nice attractive tourist bureau. I would like to go on record as favoring a permanent attractive tourist bureau."

Alderman DeWolf: "Wasn't there some idea at the Finance & Executive Committee to contact the Provincial Government to aid in the cost?"

March 12, 1953.

His Worship the Mayor: "That is why the report is made the way it is. We are just getting authority to move it."

Alderman Kitz: "It is the understanding that nothing more will be done at this stage."

CITY FIELD UNION AGREEMENT

Date: March 11th, 1953.

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

From: Clerk of Works

Subject: CONTRACT - HALIFAX CIVIC WORKERS UNION - LOCAL 108

At a meeting of the Committee on Works held on March 9th, the matter of Rates of Wages to be paid to City Field Workers was again considered.

The Committee recommended that wages be increased eight cents per hour across the Board. Alderman Macdonald dissenting.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabeau,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved.

Moved in amendment by Alderman Vaughan, seconded by Alderman Adams that the matter be referred to the special committee of Council appointed to study job evaluations.

8:35 P. M. Alderman O'Malley arrives.

Alderman Lloyd: "I find it difficult to enter into an argument of wage rates. There is the wage rate and the production of work. It is a problem of management. If it goes to a Committee I think we should pursue the question of references to work being produced by the men at the Field. To me it suggests that the fault lies where the men are directed. That is a management problem and should be divorced from the rate of pay entirely.

The amendment was put and passed 10 voting for the same and 4 against it as follows:

March 12, 1953.

FOR THE AMENDMENT

Alderman MacMillan
Hatfield
Vaughan
O'Malley
Kitz
Lloyd
Adams
Macdonald
Lane
DeWolf

- 10 -

AGAINST IT

Alderman Allen
Fox
Breen
Moriarty

- 4 -

OVERHANGING SIGNS

Date: Mar. 10/53.

To: His Worship the Mayor and Members of City Council

From: Clerk of Works

Subject: OVERHANGING SIGNS

At a meeting of the Committee on Works held on March 9th a report from the Building Inspector recommending that the following signs be allowed to be erected was approved:-

45 Spring Garden Road R. J. FROSST & CO.	\$ 5.00
47½ Argyle St. GLASSHEAT OF HALIFAX	5.00
102 Cornwallis St. R. W. THOMPSON	5.00
214 Almon St., EDGAR E. TREFRY	5.00
731 Barrington St., ROCK CITY TOBACCO CO.	5.00
37 Bilby St., PROVINCIAL ELECTRIC LTD.	5.00
166 Almon St., N. S. BODY BUILDING & PAINT WORKS	5.00
54 Queen St., A. SALAH	5.00
138 Chebucto Road, IMPERIAL TOBACCO CO.	12.00
40 Hollis St., PIUS BENTEAU	5.00

Respectfully submitted,

W. P. Publicover, CITY CLERK.
Per J. B. Sabeau, CLERK OF WORKS.

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March 12, 1953.

Moved by Alderman Vaughan, seconded by Alderman Hatfield that the report be approved. Motion passed.

APPLICATION - CANOPY BRAGERS LIMITED

Date: Mar. 10/53.

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

From: Clerk of Works.

Subject: Application - Bragers Ltd. to erect a canopy

The Committee on Works at a meeting held on March 9th considered the attached report from the Building Inspector recommending that Bragers Ltd. be allowed to erect a canopy on their building at 583 Barrington Street, to project 4' over the sidewalk, approximately 35' long. The charge will be \$14.00 per year.

The Committee approved the application.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved. Motion passed.

APPLICATION - CANOPY LOHNES RESTAURANT

Date: March 10/53.

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

From: Clerk of Works

Subject: APPLICATION TO ERECT CANOPY ON LOHNES RESTAURANT

The Committee on Works at a meeting held on March 9th considered the attached application from the Building Inspector recommending that Day-Nite Signs Ltd. be allowed to erect a canopy on Lohnes Restaurant, 22 Blowers Street, to project 6'6" over the sidewalk, approximately 18' long.

The charge would be \$5.85 per year.

The Committee approved the application.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved. Motion passed.

March 12, 1953.

SEWER ASSESSMENTS

Date: Mar. 11/53.

To: His Worship the Mayor and Members of City Council.
From: Clerk of Works
Subject: Re SEWER ASSESSMENTS

At a meeting of the Committee on Works held on March 9th the matter of sewer assessments was considered.

The Committee recommended to Council:

- (1) That legislation be obtained to provide for a determination of exemption before assessments are made.
- (2) That no change be made in Section 598.
- (3) And that instead of having to get special legislation for each deferment that legislation be obtained which would permit City Council to make deferments without reference to the Legislature.

In the case of end lots the Committee recommended that the charge be for 50 foot frontages, or less if the frontage is less than 50 feet, and if a connection is made a charge be made for that connection.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

To: His Worship the Mayor and Committee on Works
From: City Manager, A. A. DeBard, Jr.
Date: August 7th, 1952.
Subject: Sewer Assessments.

As Sewer extensions are made throughout the City there are certain properties bordering on more than one line which are subject to Assessment if the standard rule is applied. There are various situations which may call for some modification in the interest of justice and logic.

1. Some sewers border properties which are so located that it would be a physical impossibility for a bordering sewer to be used. A lot 20 or more feet below the level of a bordering sewer might be exempt, particularly where another sewer line can be tapped. Some properties along the Northwest Arm where there is a very steep grade fall in this category.
2. Some properties are so located that they could use either sewer but obviously have use for only one. Where no more than a presently constructed house or one to be constructed can be placed, should there be

March 12, 1953.

more than one assessment?

3. Some properties large enough to contain more than one house but presently containing only one house have one or more sewers bordering them. Owners sometimes ask that any assessment be deferred until further sub-division is made. This presents the problem of bookkeeping to be sure that additional assessments are placed on the books at the appropriate time and the payment of principal and interest on the bonds by the City with reimbursement from such property owners much later than from property owners on the rest of the line.

Your Manager suggests that where it is impossible to connect to a sewer or where a connection has already been made to one sewer that an exemption be granted.

Where the payment of an assessment would be delayed at the property owner's option that interest be charged from the same date as other abutters until the full amount is paid. A limitation in time of six years should be placed for legal reasons and perhaps in amount not to exceed the assessed value of the property whichever comes first.

A. A. DeBard, Jr.,
CITY MANAGER.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved. Motion passed.

ARCHITECT'S REPORT GRAFTON STREET PARKING LOT

Date: Mar. 10/53.

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

From: Clerk of Works

Subject: Grafton Street Parking Area

At a meeting of the Committee on Works held on March 9th the City Manager submitted a report from Mr. D. A. Webber, offering to prepare an estimate on the following costs, from surveys made by the City, for the sum of \$150.00.

- (1) For a parking area with retaining wall with no provision for superstructure.
- (2) With retaining wall designed to permit addition of:
 - (a) One deck
 - (b) Two decks
- (3) Cost of parking area of two levels complete.
- (4) Cost of parking area of three levels complete.

The Committee recommended to City Council that the offer be accepted.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.
Per J. B. Sabean,

March 12, 1953.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved.

Alderman Lloyd: "It says they will deduct \$150.00 from the assignment if they get it. I suggest they have to have some detailed plans."

His Worship the Mayor: "We are asking for an estimate for guidance of the Committee as to what form the development should take. Our engineers said they were not in a position to make an estimate."

Mr. West: "If you want a one level parking lot any of our engineers can do that. If this grows into 2 or 3 levels as time goes on, we feel that it is such a matter that our staff just doesn't want to handle it due to the traffic problem."

Alderman Lloyd: "I will vote on it for \$150.00 in that we are not obligated to engage the particular architect. I don't see how anyone can make any kind of an estimate without drafting some plans. You might find yourself involved in having to take that particular architect. All you want is an estimate for a two deck job."

His Worship the Mayor: "Yes. We are committing ourselves to an expenditure of \$150.00 only to get certain preliminary information."

Moved in amendment by Alderman Breen that all architects interested be asked to submit the same thing as Mr. Webber.

There was no seconder to the amendment.

City Manager: "I don't think any other architect would touch it."

The motion was put and passed with Alderman Breen wishing to be recorded against.

March 12, 1953.

INSURANCE CLAIM

Date: Feb. 27/53.

To: His Worship the Mayor and Members of City Council
From: J. B. Sabean, Clerk of Works
Subject: PAYMENT OF INSURANCE CLAIMS

At a meeting of the Committee on Works held on February 24th, 1953, the following payments were submitted:-

Ross & Denyar in settlement of claim for damage to a catchpit cover near 148 Queen Street \$ 12.10

Thompson Adams Co. Ltd.
Loss December 20/52
Incinerator Building 1,000.00

Lewis & Dunlop Ltd.
Public Baths - Fire Damage 70.00
Awnings, market building " 40.00
Furnace - City Hall 358.13
Windows " Basement 30.00 498.13

The Committee recommended that payments be accepted and releases signed by the Mayor and City Clerk on behalf of the City.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved. Motion passed.

INSURANCE CLAIM

Halifax, N. S.,
March 12, 1953.

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

At a meeting of the Safety Committee held on the above date a report was submitted from the Chief of Police recommending that a cheque for the sum of \$225.00 be accepted from Jack & Co. Ltd. in full settlement of the City's claim for the loss of a horse which was involved in an accident on December 4, 1952.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Hatfield

February 20th, 1953.

Mr. A.A. DeBard, City Manager,
City Hall,
Halifax, N.S.

Dear Sir:-

We enclose herewith the plan showing property formerly owned by the Estate of Patrick Power, which property is now owned by our clients, Simpson-Sears Limited. At the top of the plan you will note two lots of land situate on the west side of Mumford Road, one lot colored in red, which is owned by the City, and the other lot colored in green, which is owned by our client, Simpson-Sears Limited.

Our clients are willing to convey the lot colored in green to the City in exchange for a conveyance of the lot colored in red from the City.

In reference to the lot colored in red, we wish to advise that in the year 1916 the City expropriated two lots of land required for the Mumford Road diversion of the overhead bridge. The plan showing the conveyance is numbered 3277 in the City Engineer's office. For some reason the City obtained the title of a strip of land west of the official street line of Mumford Road. We understand that the City was not aware of its ownership of this triangular lot until we called it to its attention.

In reference to the lot colored in green, we understand that the City Council, by Resolution dated the 13th day of May, 1948, moved that portion of the Official Street Line of Mumford Road colored in green westerly, as shown on the plan.

We enclose herewith the proposed descriptions prepared by Mr. J. D. McKenzie, covering the two triangular lots of land.

We would like to have an opportunity of attending at your office at your early convenience in order that we may discuss with you the proposed exchange.

Yours truly,

BURCHELL SMITH JOST WILLIS & BURCHELL

BY: C.W. Burchell (Sgd.)

March 12, 1953.

that the report be approved. Motion passed.

EXCHANGE OF LAND MUMFORD ROAD

Date: Feb. 27/53.

To: His Worship the Mayor and Members of City Council
From: J. B. Sabean, Clerk of Works
Subject: Re: Exchange of Land - West Side of Mumford Road

The Committee on Works at a meeting held on February 24th considered the attached letter from Messrs. Burchell, Smith, Jost, Willis & Burchell, relative to the exchange of a lot of land on the west side of Mumford Road, owned by Simpson-Sears Ltd., for a lot owned by the City of Halifax.

The Committee approved the exchange as shown on Plan submitted.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Fox, seconded by Alderman Allen that the report be approved. Motion passed.

AMENDMENT ZONING BY-LAW SECTION I PART XV

Date: Mar. 11/53.

To: His Worship the Mayor and Members of City Council
From: Clerk of Works
Subject: Zoning By-Law Amendment - Section 1, Part 15

At a meeting of the Town Planning Board held on March 9th the matter of permitting more than one dwelling on one lot, was again considered.

The Committee recommended that the minimum lot requirements be 80' frontage and 12,000 s.f. area for the erection of more than one dwelling on one lot. Alderman Macdonald dissenting.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Breen, seconded by Alderman Lloyd that the report be approved.

Moved in amendment by Alderman Macdonald, seconded by

March 12, 1953.

Alderman Kitz that the recommendation of the Town Planning Engineer viz: 100 ft. frontage and 20,000 sq. ft. area, be approved.

The amendment was put and lost 6 voting for the same and 8 against it as follows:

FOR THE AMENDMENT

Alderman Adams
Kitz
Lane
Macdonald
O'Malley
Vaughan

AGAINST IT

Alderman Allen
Breen
DeWolf
Fox
Hatfield
Lloyd
MacMillan
Moriarty

- 6 -

- 8 -

The motion was put and passed 8 voting for the same and 6 against it as follows:

FOR THE MOTION

Alderman DeWolf
Moriarty
Breen
Lloyd
Fox
Allen
Hatfield
MacMillan

AGAINST IT

Alderman Lane
Macdonald
Adams
Kitz
O'Malley
Vaughan

- 8 -

- 6 -

Moved by Alderman Adams, seconded by Alderman Hatfield that the By-Law be passed and forwarded to the Minister of Municipal Affairs for approval. Motion passed.

SUBDIVISION LOTS 9 & 10 LEAMAN ST.

Date: March 10/53.

To: His Worship the Mayor and Members of City Council
From: Clerk of Works
Subject: Re: Lots 9 and 10 -- Leaman Street

At a meeting of the Town Planning Board held on March 9th, the matter of the method of Subdivision of Lots 9 and 10 Leaman Street was again considered.

The Committee approved the Town Planning Engineers recommendation that lots 9 and 10 be subdivided in the diagonal manner as shown on Plan submitted.

Respectfully submitted,
W. P. Publicover, CITY CLERK.
Per J. B. Sabeau, CLERK OF WORKS.

March 12, 1953.

Moved by Alderman Kitz, seconded by Alderman Lloyd that the report be approved.

The motion was put and passed 10 voting for the same and 4 against it as follows:

FOR THE MOTION

Alderman MacMillan
Allen
Fox
Kitz
Lloyd
Adams
Macdonald
Lane
Breen
Moriarty

AGAINST IT

Alderman Hatfield
Vaughan
O'Malley
DeWolf

- 10 -

- 4 -

TENDERS FOR BUILDING LEAMAN STREET

Halifax, N. S.,
March 12, 1953.

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

At a meeting of the Public Health & Welfare Committee held on the above date, tenders for the sale and removal from the site of a building on Leaman Street were considered from the following:

Frank DeStephen	\$ 100.00
Paul Maillet	56.50
John A. D'Entremont	50.00

Your Committee recommends that the tender of Mr. Frank DeStephen for the sum of \$100.00 be accepted with the understanding that the building will be removed within fifteen days from the date of notification to him of the acceptance of same.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman MacMillan, seconded by Alderman Macdonald that the report be approved. Motion passed.

BUILDING PERMIT LONDON STREET

Date: Mar. 10/53.

To: His Worship the Mayor and Members of City Council
From: CLERK OF WORKS
Subject: Application for Building Permit - London Street

At a meeting of the Town Planning Board held on March 9th

March 12, 1953.

the attached application from Mr. Clyde Menchions for a permit to construct a two-storey house, 27' x 42', with a flat on each floor, together with a basement apartment, was referred to City Council to set a date for a public hearing.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabean,
CLERK OF WORKS.

Moved by Alderman Hatfield, seconded by Alderman Kitz that the report be approved and Council fix Thursday, April 16, 1953 at 8 P. M. in the Council Chamber, City Hall, Halifax, Nova Scotia as the time and place for the hearing. Motion passed.

BUILDING PERMIT BEAUFORT AVENUE

Date: March 9th, 1953.

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

From: C. E. Day, Building Inspector.

I would like to write a letter of explanation with regard to Mr. B. B. Beaumont and Mr. F. J. Bruhm's application to erect a building on lot 35 Beaufort Avenue.

This lot is approximately 3,100 square feet and is thus less area than we require under our zoning by-law. I believe Council has the prerogative of modifying the lot area as stated in paragraph F of part XV of the zoning by-law.

I believe that it is possible to place a dwelling on this lot and that the applicants should be allowed to construct this building, however, I would like to point out that there is no sewer or water servicing this lot and if permission is granted the City will be forced to extend the sewer on Beaufort Avenue to connect into this dwelling. Mr. DeBard has instructed me not to issue permits for dwellings where there is no sewer.

Respectfully submitted,

Charles E. Day,
Building Inspector.

Moved by Alderman Hatfield, seconded by Alderman Lloyd that the report be approved and Council fix Thursday, April 16, 1953 at 8 P. M. in the Council Chamber, City Hall, Halifax, Nova Scotia as the time and place for the hearing. Motion passed.

March 12, 1953.

PUBLIC WORKS ORGANIZATION

To: His Worship the Mayor
and Members of City Council

From: City Manager, A. A. DeBard, Jr.,

Date: February 26, 1953

Subject: Public Works Organization:

The Public works Department has been my major concern and apparently has been a problem long before I came. After considerable study and observation I arrived at a decision about the first of January which I have allowed to mellow since that time. Two months later after further reflection I find no reason to change my thinking and it is presented for Council's consideration under the Charter provision contained in Section 119A (d).

The changes are not extensive and may be briefly described as follows:-

- 1) Separation of the positions of Commissioner of Public Works and City Engineer. The City Engineer would be under the supervision of the Commissioner of Public Works and would be responsible for technical aspects of public works such as drawing of plans, designs and surveying. He and his staff would be available for consultation by the Superintendent of Operations. The Commissioner of Public Works would have three other main divisions under his jurisdiction Works Office, Inspection and Operation.
- 2) No provision is made for a Deputy Commissioner. The Commissioner could designate any qualified subordinate to act as Commissioner in his absence. As a matter of fact rotation of that duty would serve as an indication of a possible successor when he is to be replaced.

This memorandum is submitted so that Council may give it study prior to the regular meeting of March 12, 1953 at which time I hope they will give approval.

A. A. DeBard, Jr.,
City Manager.

City Manager: "In this diagram we are considering functions and not individuals."

Alderman Fox: "Was this before the Committee on Works?"

His Worship the Mayor: "I think not. It was made to the Committee of the Whole Council and copies were submitted at that time."

Moved by Alderman Fox, seconded by Alderman O'Malley that the matter be referred to the Committee on Works for consideration and report. Motion passed.