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Alderman Hogan asked for an opinion from the City Solicitor as to whether or not the City had the legal right to enforce the regulations requested in the petition.

The City Solicitor said he had not received a copy of the petition, and just from hearing it read, could not remember exactly what restrictions were being sought, but said that the City did have certain powers with regard to blasting operations. He felt that in any event, the City might act as a liaison between the contractor and the residents.

It was then agreed that Council members should hear from both the Building Inspector and a representative of the contractor, although there was some debate as to whom should speak first.

Mr. R. Kaizer came forward on behalf of the Contractor, and said he felt the petition was more in anticipation of possible noise disturbance at night, than from any that had been actually experienced thus far. He said work had been going on from 8 a.m. to 5 p.m., with none on Saturday so far. He said they had been blasting on a steady basis for the past three weeks, and it was anticipated the blasting would be finished within another week's time, after which the construction work would be carried out in accordance with normal procedures. He felt the pouring of concrete might require some overtime work, dependent to some extent on weather conditions, but it would be kept to the absolute minimum, including Saturday work. Mr. Kaizer said that after the blasting was completed, within one week, he failed to see what noise there would be to cause a major nuisance. In reply to a question from the Chairman, he said the lunch period was 12 Noon to 12.30 p.m.

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Alderman Ivany said the petition recognized that some night work might have to take place, but that blasting and compressor noise was the chief worry of the residents. He felt that a satisfactory solution could be worked out between the parties involved.

Alderman McGuire referred to the statement in Mrs. Sawyer's letter to the effect that no fence had been erected on the Embassy Towers side of the construction site, and asked Mr. Kaizer why this was the case. Mr. Kaizer, however, replied that some temporary fencing did exist.

In reply to a question from Alderman Hogan, Mr. Kaizer confirmed there would be no noise from rivetting, since the building was to be constructed of reinforced concrete.

The Building Inspector spoke next, and said that the existing By-law prohibited night work between the hours of 11 p.m. and 7 a.m. on construction sites, so that any work up until 11 p.m. was not in violation of the ordinance. He stated the contractor had a permit from the Building Inspector's office for drilling and blasting, which prohibited any drilling or blasting earlier than 7 a.m. or later than 6 p.m. He said the Building Inspector could add to the permit, any restrictions over and above those set forth in the By-law, as he deemed necessary. He stated he had discussed the problem of blasting noise with the sub-contractor, Roy Judge Company, and a possible extension of the lunch period, but the sub-contractor had feared labour problems if this were attempted. The Building Inspector suggested that possibly Staff could look more deeply into the matter, and also Council might like to hear the view of the Construction Association.

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The Chairman said that it would appear the only issue between the Contractor and the residents might be Saturday morning work, since the contractor had already stated working hours on week days would be between 8 a.m. and 5 p.m. However, he added, the contractor had stated some Saturday work might be necessary if weather conditions held up work during the week.

Several Aldermen questioned Mr. Jefferson about similar complaints in connection with other building projects in the City, and the Building Inspector replied that every such project brought with it a certain number of complaints. In such cases, Mr. Jefferson said, some one from the Building Inspector's office would be present during blasting to assess as an individual without the aid of instruments, whether or not the noise could be considered excessive. He stated there was equipment which would measure the volume of sound during blasting operations, but he did not believe its purchase could be justified by the present number of complaints received. He said that in cases where it was considered the noise was excessive, the contractor would be ordered to cut down on the size of the charge.

Mr. Jefferson said that complaints had been received in connection with Scotia Square, but that investigation had revealed the blasting effects to be within acceptable limitations.

Mrs. Sawyer then requested permission to read her letter in full, since she stated there were persons present who did not have a copy.

The Chairman stated it was up to Council to decide if Mrs. Sawyer could address them, since this was not a Public Hearing. Normally, he said, in the case of petitions, they were referred to a Committee to see if action was required.

MOVED by Alderman Connolly, seconded by Alderman Ahern, that Mrs. Sawyer be allowed to read her letter in support of the petition. A vote was taken and the motion passed, 6 for, and 4 against it, as follows:

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| For | - | Aldermen Ahern, Connolly, Hogan, Ivany, Meagher, and Sullivan | 6 |
| Against | - | Aldermen Abbott, Allen, LeBlanc, McGuire and Sullivan | 4 |

Mrs. Sawyer then came forward and read her letter in support of the petition. She then said that she could not accept Mr. Kaizer's statement that there existed some protection for cars and children on the Embassy Towers side of the construction site, and invited Council members to visit the site and see for themselves what protection existed. She said there was a little piece of boarding at one spot, and other portions where nothing existed. She also disputed his statement that the men started work at 8 a.m. and asked Council whether, in view of Mr. Kaizer's statement that fencing existed where it did not, it accepted his statement as to when the men started work, or her own.

The Building Inspector came forward again, and said that he had inspected the site this day, and felt there was insufficient protection on the east side of the excavation. He said that the fence that was up a week ago was adequate at that time, but it was no longer so, and that

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the contractor would be ordered to correct the situation.

A representative from Roy Judge Co. Ltd. spoke next. With regard to working hours, he supported Mr. Kaiser's statements, saying that the men did not leave the shop until 7 a.m., so it is 8 a.m. before work commences at the site, and they left the site at 4:30 p.m. in order to be back in the shop at 5:00 p.m. Lunch break, he said, was 12:00 to 12:30 p.m. He also confirmed Mr. Kaiser's statement that there was only one more week's work of regular blasting and drilling. Concerning the cracks in the Embassy Towers Building from the ground floor to approximately the fifth floor, he said these existed before work was started on the excavation for the Professional building.

The Chairman asked the Judge Company representative if the compressors were left in operation while the men were having their lunch break, and the Chairman was informed that this point would be investigated.

Alderman Ivany questioned the wisdom of trying to resolve the matter at this evening's meeting, and suggested the Building Inspector take the matter up with the parties concerned and report back at the next Committee of the Whole meeting. He felt from what he had heard this evening that there should not be too much problem in restricting work to between 8 a.m. and 5 p.m.

It was then agreed by the Council that the Building Inspector should meet with the respective parties concerned in order to work out a solution agreeable to each party, and report back to the Committee of the Whole at its

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meeting of March 19, 1969.

PUBLIC HEARINGS AND HEARINGS

Rezoning of Land at the Northeastern Corner of Spring Garden Road and Robie Street from R-3 Zone to C-4 Zone

A Public Hearing was held at this time concerning rezoning of land at the northeastern corner of Spring Garden Road and Robie Street from R-3 Zone to C-4 Zone, as shown on Plan No. TT-9-17512.

The City Clerk advised that he had received no written objections to the rezoning, whereupon the Chairman asked if there was any person in the gallery who wished to speak against it.

Mr. Ralph M. Medjuck came forward to address the Council. He said it had not been his intention to appear this evening in opposition to the rezoning, until the matter of the petition by the residents of the Embassy Towers had been brought to his attention earlier in the day, which prompted him to come forward now on behalf of the owners of the apartment house.

First of all, Mr. Medjuck said, he wanted to establish the fact that he had no objection to the creation of the C-4 zone at this location; however, he said, he did object to the rezoning at this time simply because the persons affected had not been able to obtain sufficient information concerning the building to be erected on the site. He said persons from his office had checked with the Planning Department at City Hall to see if plans were available for inspection. Mr. Medjuck stated that the owners of Embassy Towers accepted the idea of a professional

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building on the site, but the apartment house, which had won an award for one of the best designed apartment houses, represented a large investment, and its owners had every right to protect the interests of the residents in the building.

Mr. Medjuck said that the rezoning of this particular piece of land was already a fait accompli, and it was a foregone conclusion the professional building was going to be built. He felt, however, it was against the interests of the adjacent properties that the excavation was permitted. Mr. Medjuck then made a few sketches on the blackboard indicating the location of the professional building in connection with the Embassy Towers. At one time, he said, plans in the Planning Department of City Hall had indicated that the building would be constructed diagonally to the street line, but latest information from the Planning office was that the building would now be erected parallel with the street line. What was of great importance to the owners of the Embassy Towers, and which information Mr. Medjuck said he had not been able to determine, was whether the 40% angle between the walls of the two buildings in question had been adhered to, as this aspect greatly affected the natural light to the apartment house. In view of such unanswered questions, Mr. Medjuck said it was his opinion that a decision in the matter should be deferred until all information was available.

Mr. Medjuck said that speaking on behalf of the owners of the building adjacent to the excavation, he

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frankly felt the whole procedure to date should be criticized, and it was on that basis that he was opposing the rezoning this evening, and asked that further information be provided which would arrest the fears of his client.

In answer to questions put forward by the Chairman, Mr. Medjuck confirmed that he was not opposing the creation of a C-4 Zone, nor the particular site in question being zoned C-4. The Chairman then said it would appear that the question of whether the 40 degree angle protection had been provided was the main point at issue. Mr. Medjuck said he had asked the Chief Planner if the 40 degree protection had been adhered to, and it appeared that plans were not available to check the matter out. He said the normal practice of Council was to review the specific use for rezoning, as well as the rezoning itself, so that owners of affected properties could see what the proposed buildings looked like, and thus be able to ascertain whether they had any objections in a particular case.

His Worship the Mayor asked Mr. Medjuck, if he agreed to the specifications set forth for a C-4 Zone, and if the property in question is re-zoned C-4 it followed any building erected must meet such specifications, what objections there remained? He then suggested that the Chief Planner should come forward to clarify this point about angle protection.

Alderman Ivany said it had all started with a plan of a building, after which the idea of a professional

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zone was conceived, and questioned whether Council members were in possession of everything that had taken place in the matter.

The Chairman said that as long as the building fitted within the prescribed regulations set down in the By-law, the details of the building's construction were not the responsibility of Council. However, he agreed that in the past before granting a re-zoning, Council had considered information regarding the type of building to be erected, but said that this was an informal practice.

Mr. Medjuck repeated his statement that the owner of a major building adjacent to a new construction, had a right to see what that new building would look like.

Alderman Hogan said that if the Chief Planner confirmed that the required angle control would be adhered to, he felt Council members must accept his statement, since he personally did not feel qualified to check the point.

Alderman Allen said that what Council must be careful of, was to insure that the regulations were properly spelled out.

Alderman McGuire asked at this point if he was correct in his understanding that at the moment Council was not considering the Professional building, but only the matter of rezoning of a particular piece of land, and he also put the question to Mr. Medjuck, what in particular he was objecting to if he did not oppose the rezoning of the land. He then questioned whether perhaps the practice of Council in handling such matters was at fault.

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The Chief Planner came forward next, and in reply to Mr. Medjuck's question about the 40 degree angle between the two buildings being adhered to, said he would guarantee the Professional building would meet all the requirements of the law.

The Chairman asked Mr. Lubka about the change in locating the building with regard to the street-line, and the developer's architect came forward to answer the question. The architect said that due to meeting a requirement with regard to set-back of the building from Robie Street, it was necessary to change the design of the building, with the result that the original plan to have the building placed diamond-shaped on the lot had to be altered to have it parallel with the street line.

Mr. Rounsefell spoke with some annoyance of the fact that two and one-half months had elapsed since the Town Planning Board had given approval to the re-zoning, and yet the developer was back in City Hall like a criminal, whereas all he was trying to do was to put up a building which would put considerable money into the coffers of the City.

For the benefit of the new Council members, he displayed a sketch of the building.

In reply to a question from Alderman LeBlanc, Mr. Rounsefell said he felt the building would be less attractive situated parallel with the street-line, and also pointed to a row of trees which would have to be cut down because of this change in locating the building on the lot.

Alderman McGuire said he did not feel the request of Mr. Medjuck to examine plans of the building

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was unreasonable, or at least that Mr. Medjuck be assured that Council had seen the plans and were satisfied with them. He also asked if it would be possible for the Chief Planner to supply more details concerning the regulations which required the developer to change the building location to parallel with the street-line.

Mr. Rounsefell said that the developer was a month behind in his schedule, and would apply for a building permit the instant that approval was given to the rezoning.

Alderman LeBlanc said that in view of the fact that the developer had been kept waiting since last July to get final approval for his building, it would seem that the procedure for securing such approval needed to be streamlined, if development in the City was to be encouraged.

Alderman Connolly asked if any plans had ever been sent to the City for the building, and the architect said preliminary drawings had been submitted in September of 1968 and final drawings in November of the same year. The architect also confirmed that the building would adhere in every detail to the governing regulations.

In reply to a question from a citizen in the gallery, the architect replied that a set of drawings incorporating any changes since the drawings submitted in November, 1968, was presently in the mail to City Hall.

The Chairman then asked if there was any one further who wished to speak either in favour or against the re-zoning, and as there was no response, he said the

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matter was now before the Council.

MOVED by Alderman Meagher, seconded by Alderman Sullivan, that the land at the northeastern corner of Spring Garden Road and Robie Street, as shown on Plan No. TT-9-17512, be re-zoned from R-3 Zone to C-4 Zone.

Alderman Ivany said the motion involved a major change in zoning, which past experience would bear out was not a step to be taken lightly. He would be voting, he said, not satisfied that he had sufficiently studied the documents covering the matter. He referred to the approval Council had given this evening for the addition to the Halifax Infirmary - five floors of office and other space without any additional parking facilities, and wondered if Council might be setting a precedent which could lead to similar requests. He said he was prepared to support the motion in view of the fact that the developer had been kept waiting already for some time in order to get on with his building, but he did so with the feeling that the matter had not been given the full consideration it deserved.

Alderman Abbott disagreed with Alderman Ivany saying he, personally, felt he knew exactly what he was doing in supporting the motion. Mr. Medjuck, he said, had stated he had no argument with the establishment of the C-4 zone in general, nor its application to the area now under discussion. The architect for the building and the City Planner had both assured Council that the building would meet every requirement of the governing by-law, so he did not see what further information was required by Council.

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Alderman Ivany said he predicted within a year Staff would be requesting a modification of the C-4 Zoning regulations.

The motion was then put and passed unanimously.

A formal resolution was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman Meagher, seconded by Alderman Sullivan, that the formal resolution as submitted be approved. Motion passed unanimously.

Street Closure - Buckingham Street from Market Street to Brunswick Street:

A Public Hearing was held with respect to the closing of Buckingham Street, from Market Street to Brunswick Street, as shown on Plan #TT-8-17255.

The Chairman asked if there was anyone present who wished to speak against the street closure, and a Mr. A.D. Williston came forward. He said he would like to have the answers to two questions: (i) the purpose of the closure, and (ii) once closed, would it become the property of Scotia Square.

The City Engineer, by means of a map, answered Mr. Williston's question as to why the closure was necessary, and said that once closed, half interest in the street property would be deeded to Central Mortgage and Housing Corporation, after which Buckingham Street would cease to exist.

To answer a question from Alderman Sullivan regarding the half-interest to Central Mortgage and Housing Corp.

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His Worship the Mayor clarified Mr. Dodge's statement by saying it was in effect a case of deeding the entire property to the Partnership, which was composed of Central Mortgage and Housing Corporation, and the City of Halifax.

Mr. Williston said he objected to this disposal of city streets, and said too much deference was being made to business interests like Scotia Square, and not enough thought given to the interests of the general public.

Alderman McGuire asked the Chairman what alternatives Council had at this late date, since it had long since approved the total plans for Scotia Square, at which time it was well aware of what would have to be done.

His Worship the Mayor said Council was going through the motions of this Public Hearing because the law required it, but there was no alternatives left open to Council, unless it wanted the City to go bankrupt. He said the plans for Scotia Square were approved because they were considered, on the basis of expert advice, to be the best submitted.

A Mr. L.E.C. Jacobs had also come forward to speak against the street closure, and the Chairman asked him if he did not consider that street patterns set in the horse and buggy era probably needed some changing to cope with present day conditions. Mr. Jacobs, however, was not convinced, stating that he felt it was the old type streets which made the City interesting.

Alderman LeBlanc pointed out that the necessity of demolishing sections of the City to make way for new

projects, had also eliminated a lot of blight, and while he sympathized with the views expressed by the two gentlemen who were opposing the closure, he said it was essential that business be serviced to some extent. He said also to be taken into consideration with the present street closure, was that an apartment would be erected which would provide accommodation for many persons.

The Chairman asked if there was any other persons who wished to speak either against or in favour of the street closure, and there being no response he said the matter was now before the Council.

MOVED by Alderman LeBlanc, seconded by Alderman Allen, that approval be given to the closing of Buckingham Street, from Market Street to Brunswick Street, as shown on Plan #TT-8-17255. The motion was put and passed, 9 voting for the same and 1 against it, as follows:

For:	Aldermen Abbott, Allen, Connolly, Hogan, Ivany, LeBlanc, McGuire, Meagher, and Sullivan	9
Against:	Alderman Ahern	1

A formal resolution was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman LeBlanc, seconded by Alderman Allen, that the formal resolution, as submitted, be approved. Motion passed with Alderman Ahern against.

To Alter the Eastern Official Street Line of Robie Street as follows:

A Public Hearing was held in connection with the altering of the eastern official street line of Robie Street, as follows:

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Section 15-D - Bell Road to Jubilee Road
Section 16-C - Jubilee Road to Spring Garden Road
Section 17-E - Spring Garden Road to South Street
Section 19-E - South Street to Inglis Street
Section 21-C - Inglis Street to Ocean Terminals
Right-of-way

The City Engineer came forward and by means of a map explained to the meeting the reasoning behind the proposed alterations to the Robie Street line. He said it was based on present development and future planning. He said it was only fair to the institutions located on the Street to lay down possible street line alterations well in advance, so that they can take them into account in planning new construction. Also, he stated, the Narrows Bridge would be opening soon, which would facilitate four lanes of traffic, and it was necessary to have streets to handle the traffic after it left the bridge if traffic tie-ups were to be avoided.

His Worship the Mayor said widening of Robie Street up to University Avenue had already been accepted by the City in a proposal made to the Bridge Commission. Robie Street widening, he said, would probably take care of the initial usage of the Bridge, and serve until more expensive projects such as the Harbour Drive pass over the railways could be carried out.

Mr. Dodge again stressed that the street line alterations were required to make known to persons whose property was on Robie Street, the possible requirements over the next ten to twenty years. He said if some of the institutions were to build on the basis of the present street lines, it would be impossible at a later date if widening

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were required to purchase such new buildings. By letting these people know of possible future requirements, he said, this problem could be avoided.

Alderman Sullivan expressed doubts about the wisdom of a main artery through the center of the City.

Mr. Dodge was also questioned by the Aldermen on how the proposed Robie Street artery would tie in with the North-West Arm Bridge, if and when it was built.

The City Engineer stated that in addition to a request for alteration of the street line along a portion of Robie Street, Staff would be asking for the closure of Gorsebrook Avenue. He said the closure of Gorsebrook Avenue had been recommended from the beginning of the City's negotiations with Saint Mary's University, in order to avoid the bridge traffic from proceeding through a residential area.

The Chairman then asked if there was any person present who wished to oppose the proposed street line alterations, and a Mr. Cassista came forward. He said that if the City took 12' of his property on Robie Street, it might as well take the whole house, as the 12 feet would remove the veranda of his house.

The City Solicitor advised Mr. Cassista, that it was not the City's intention to take any part of his property at this time. He said the intention was only to reserve a portion for a possible future use, and that at the present the City was only establishing a line which would not affect the enjoyment by Mr. Cassista of his property in the immediate future.

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Mr. Cassista, however, said his property represented an investment, and he felt the altered street line would certainly have a big effect on its re-sale value.

The City Solicitor said that Mr. Cassista could, if he so desired, ask the City to acquire his property at this time, but Mr. Cassista said this meant taking whatever amount the City wanted to give him. The City Solicitor said that a property owner was protected by law regarding purchase, price, and if necessary the amount could be determined by the Courts.

Mr. Jacobs, who had spoken earlier in the evening against the closure of Buckingham Street, came forward again. He said he opposed the building of a super 8-lane highway through the center of the City.

His Worship the Mayor told Mr. Jacobs that it was not the intention to build a "super-highway", and that the limitations of space did not permit planning for 8-lanes on Robie Street. He said at the moment there was accommodation for four lanes of traffic.

Referring to Mr. Cassista's objection to the proposal, the City Engineer said that staff had recognized the difficulties with regard to Spring Garden Road to South Street, since this portion contained many private homes.

The Chairman asked if there was anyone further wishing to speak, either for or against the proposed alteration of the official Street Line of Robie Street, and since there was no response he declared the matter now before Council.

Spring Garden Road to South - 219 - as shown on the Official City Plan. Motion passed with Alderman Sullivan against.

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MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 15-D, South Street to Jubilee Road, as shown on the Official City Plan. Motion passed with Alderman Sullivan against.

A short discussion followed on the matter of future widening of Robie Street.

Alderman LeBlanc asked what the costs would be, and the City Engineer said that under the present proposal any widening of Robie Street from the Bridge to University Avenue, would be considered as creating a Bridge approach, and as such, would be paid for entirely by the Bridge Commission.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 16-C, Jubilee Road to Spring Garden Road, as shown on the Official City Plan. Motion passed with Alderman Sullivan against.

Due to the length of time which may be involved, the City Manager asked if it might not be advisable to delete the Spring Garden Road to South Street portion from the altered street line proposal, in view of the number of private residences in that block, but the City Engineer felt that this could possibly present more problems in the long run.

A formal resolution was submitted to the Council on the foregoing motions of Council. Motion passed with Alderman Sullivan against.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 15-D, Bell Road to Jubilee Road, as shown on the official City Plan. Motion passed with Alderman Sullivan against.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 16-C, Jubilee Road to Spring Garden Road, as shown on the Official City Plan. Motion passed with Alderman Sullivan against.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 17-E, Spring Garden Road to South Street, as shown on the Official City Plan. Motion passed with Alderman Sullivan against.

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MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 19-E, South Street to Inglis Street, as shown on the Official City Plan. Motion passed, with Alderman Sullivan against.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that approval be given to alter the Eastern Official Street Line of Robie Street, Section 21-C, Inglis Street to Ocean Terminals Right-of-Way, as shown on the Official City Plan. Motion passed, with Alderman Sullivan against.

A formal resolution was submitted giving effect to the foregoing motions of Council.

MOVED by Alderman McGuire, seconded by Alderman Meagher that the formal resolution, as submitted, be approved. Motion passed with Alderman Sullivan against.

10:50 p.m. - Council adjourned for a short recess.

11:00 p.m. - Council reconvened, the same members being present.

Possible Acquisition - 5215 Gerrish Street

MOVED by Alderman Abbott, seconded by Alderman [unclear] that, as recommended by the Finance and Executive Committee, the property of Mr. John Edison Dunbar, known as Civic No. 5215 Gerrish Street, be purchased for \$8,500.00 in full settlement for all claims. Motion passed.

Possible Acquisition - Part Only 2046 Brunswick Street

MOVED by Alderman Allen, seconded by Alderman [unclear] that, as recommended by the Finance and Executive Committee,

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on March 5, 1969 with respect to the following matters:

Aerial Mapping - City of Halifax

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, City Council authorize staff to negotiate an agreement of cost-sharing with the Province of Nova Scotia to provide 40-foot mapping over the entire City, and the agreement reached be placed before Council for a decision on acceptance or rejection. Motion passed.

Possible Acquisition - 2246 Brunswick Street

MOVED by Alderman Hogan, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the property of Miss Annie M. Doane, known as Civic No. 2246 Brunswick Street, be purchased for \$10,500.00 in full settlement for all claims. Motion passed.

Possible Acquisition - 5215 Gerrish Street

MOVED by Alderman Abbott, seconded by Alderman Ivany that, as recommended by the Finance and Executive Committee, the property of Mr. John Edison Dunbar, known as Civic No. 5215 Gerrish Street, be purchased for \$8,500.00 in full settlement for all claims. Motion passed.

Possible Acquisition - Part Only 2046 Brunswick Street

MOVED by Alderman Allen, seconded by Alderman McGuire that, as recommended by the Finance and Executive Committee,

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the land at 2046 Brunswick Street, as shown on Plan TT-9-17405, required for road widening purposes, be purchased from Mr. and Mrs. Anthony Edwards for the sum of \$332.00, and that the City undertake to carry out the work required to move the present concrete retaining wall and iron fence back to the new street line. Motion passed.

Possible Acquisition - Rear Land - 2405 Barrington Street

MOVED by Alderman Hogan, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, the 3,600 square feet of rear land - 2405 Barrington Street, owned by the Provincial Realty Company Limited, be not expropriated. Motion passed.

Application for Loan - Urban Renewal Area

MOVED by Alderman Ahern, seconded by Alderman Ivany that, as recommended by the Finance and Executive Committee, City Council pass a Resolution making application for a loan up to a maximum amount of \$3,413,450.00 under Section 23C of the National Housing Act to partially fund the above project, at the prevailing rate of interest, which is understood to be 6-7/8 per cent, to be repaid over a fifteen year term and to be secured by issuance of municipal debentures for the principal amount of the loan. Motion passed.

Architect's Agreement - "George Dixon" Recreation Centre

MOVED by Alderman Ahern, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the agreement negotiated by staff with Mettam, Wright Associates, architects, for the George Dixon Recreation Building, be approved, and that His Worship the Mayor and the City Clerk be authorized to sign on the City's behalf. Motion passed.

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Appointments - Arrangements for Conference - Union of Nova Scotia Municipalities

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, Aldermen LeBlanc, Meagher and Hogan be appointed to work on Convention arrangements, in cooperation with representatives from Dartmouth, the County, and the Union of Nova Scotia Municipalities, in connection with the Conference of the Union to be held in Halifax after the Summer Games. Motion passed.

Legislation - Limitation on Number of Taxis

MOVED by Alderman Connolly, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, legislation be sought to amend the City Charter to give the City authority to limit the number of taxis operating in the City at any one time, and that the City Solicitor provide Council with a draft of the proposed amendments to the Charter.

Alderman LeBlanc asked for a short explanation on the legislation to be sought.

His Worship the Mayor said it is permissive legislation only so that the City would have the right to pass an Ordinance to place a limit on the number of taxis operating in the City.

It was pointed out that when such an Ordinance is prepared there should be a public hearing on the matter to obtain the views of interested persons.

The motion was then put and passed.

Proposal for Africville Follow-Up

MOVED by Alderman Abbott, seconded by Alderman Hogan

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that, as recommended by the Finance and Executive Committee:

1. The City of Halifax officially endorse the position that the social measures for which City Council hereby grants support represent the City's re-commitment to "the rehousing, employment, education and rehabilitation of the residents of Africville", the responsibility for which was assumed in the 1963 adoption of the Rose Report.
2. The City of Halifax make available the sum of twenty thousand (\$20,000) to be used together with the amount of fifty thousand dollars (\$50,000) advanced by the Province of Nova Scotia, to establish a loan fund for families relocated by the City from Africville with the provision that this loan would be ultimately repayable to the Governments concerned.
3. City Council approve recommendations for the appointment of a Board of Directors, consisting of a total of twelve persons, to administer the fund. This Board would consist of representatives from the Committee of Former Africville residents, Social Planning Staff, and citizens from the broader community who possess talents in line with the requirements of administering such a loan fund (chartered accountants and lawyers, for example).
4. Appropriate legislative authority be sought to allow the aforementioned Board of Directors to act as a cooperative body in the administration of the loan fund program as outlined.
5. City Council grant approval to the establishment of a priority listing for the immediate consideration of the Halifax Housing Authority, or families relocated from Africville who have not yet been satisfactorily and/or permanently rehoused by the City.
6. A suitable portion of staff salary resources recently approved in the 1969 Social Planning budget for rehabilitative and preventive services be allocated to hire staff needed to conduct those programs deemed necessary for families relocated from Africville.

Motion passed with Alderman Connolly voting against.

Appointments to Outside Bodies

MOVED by Alderman LeBlanc, seconded by Alderman Hogan

that, as recommended by the Finance and Executive Committee,

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Alderman Meagher be appointed as City Council's representative to the Board of Directors of the Children's Hospital. Motion passed.

At this time, His Worship the Mayor said that an appointment can be made to the Halifax Regional Library Board if Council so agrees. He recommended that Mr. J. Gerald Spears, as nominated by Alderman Ahern, be appointed to that Board.

MOVED by Alderman Ahern, seconded by Alderman Allen that Mr. J. Gerald Spears of 5535 Stairs Place, Halifax, be appointed to the Halifax Regional Library Board. Motion passed.

Alderman Sullivan said that he had a name to submit for the Board of Management of Basinview Home.

His Worship the Mayor felt that Council should consider the nomination of Alderman Sullivan privately before a decision is made in public.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on March 5, 1969 with respect to the following matter:

Encroachment License - City-owned Property - Miss Margaret Meehan - James Street

MOVED by Alderman Sullivan, seconded by Alderman Hogan that, as recommended by the Committee on Works, Council authorize His Worship the Mayor and the City Clerk to execute the Encroachment License on behalf of the City of Halifax,

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granting the license to use the strip of land as shown on
Plan No. TT-9-17508 to Miss Margaret Meehan at the usual fee.
Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee
from its meeting held on March 5, 1969 with respect to the
following matter:

Hat Bands - Canada Games Colors - Police Officers

MOVED by Alderman LeBlanc, seconded by Alderman
Abbott that, as recommended by the Safety Committee, as re-
quested by the Halifax Police Association and approved by the
Chief of Police, permission be granted for the men in the
uniformed ranks of the Police Department to wear a hat band
bearing the colours of the Canada Games, in an effort to assist
in promoting the Games. Motion passed with Aldermen Ahern,
Connolly and Ivany voting against.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

11.02 p.m. Council adjourned to meet as Committee
of the Whole, the Deputy Mayor assuming the Chair.

Ordinance Number 133 Respecting "The Emergency Measures Civil
Defence Organization" - Second Reading

MOVED by Alderman Abbott, seconded by Alderman
Ahern that Ordinance Number 133 Respecting "The Emergency
Measures Civil Defence Organization" be read and passed a
Second Time. Motion passed.

11.03 p.m. Council reconvened, the same members being
present, His Worship the Mayor re-assuming the Chair.

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MOVED by Alderman Abbott, seconded by Alderman Ahern that, as recommended by the Committee of the Whole Council, Ordinance Number 133 Respecting "The Emergency Measures Civil Defence Organization" be read and passed a Second Time.
Motion passed.

REPORT - TOWN PLANNING BOARD

Council considered the report of the Town Planning Board from its meeting held on March 5, 1969, with respect to the following matters:

Amendment R-2 Zone - Single Family Dwelling to Duplex Dwelling

MOVED by Alderman Ahern, seconded by Alderman Ivany that, as recommended by the Town Planning Board, approval be given to the following amendments to Part V of the Zoning By-law and that a date for a public hearing be set:

1. Section 4 be repealed.
2. Sections 5, 6 and 7, be renumbered 4, 5 and 6, respectively.
3. A new Section 7 be added as follows:

(7) A building in existence on the date of coming into effect of this Section, may with the approval of the Inspector of Buildings be converted into a duplex dwelling provided that the building after conversion complies with the following:

- (a) A duplex dwelling containing not more than a total of 5 habitable rooms be permitted on a lot containing an area of not less than 3,300 square feet.
- (b) A duplex dwelling containing not more than a total of 8 habitable rooms be permitted on a lot containing an area of not less than 4,000 square feet.
- (c) Lot coverage - maximum lot coverage shall be 35 per cent.

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- (d) One separately accessible parking space at least 9 feet by 20 feet shall be provided on the lot for each of the two dwelling units, exclusive of the area of the front yard and the entrance or driveway leading to such building.

Motion passed.

Modification of Side Yard, Lot Frontage and Lot Area Requirements - #6339 Edinburgh Street

MOVED by Alderman Ahern, seconded by Alderman Sullivan that, as recommended by the Town Planning Board, the application for modification of side yard, lot frontage and lot area requirements at 6339 Edinburgh Street, to permit conversion of a single-family dwelling to a duplex dwelling by internal alterations, as shown on Drawing No. P200/2265, be approved. Motion passed.

Extension to a Non-Conforming Building - #6248-50 Allen Street

MOVED by Alderman Abbott, seconded by Alderman Connolly that, as recommended by the Town Planning Board, the application for an extension to a non-conforming building at 6248-50 Allen Street by means of construction of a 23-foot by 16-foot, one-storey addition to the rear of the existing duplex dwelling, as shown on Drawing No. P200/2645, be refused. Motion passed.

Extension to a Non-Conforming Building and Modification of Front Yard, Side Yard, Lot Frontage and Lot Area Requirements - 6428 Berlin Street

The recommendation of the Town Planning Board reads as follows:

"It is recommended that the application for an extension to a non-conforming building and modification of front and side yard, lot frontage and lot area requirements to permit the construction of a 20 foot by 24 foot, one-storey addition to

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the rear, and conversion of a single family dwelling to a three-unit apartment building, at No. 6428 Berlin Street, as shown on Drawing No. P200/2564, be refused."

Against: Aldermen Connolly, Mescher, Sullivan and
The Chief Planner advised that Staff have held discussions with the applicant who has now agreed to the conversion of the building to a duplex instead of a three-unit apartment building by internal alterations, and the addition at the rear would not be required. Staff recommend approval of the conversion of the dwelling to a duplex.

MOVED by Alderman Abbott, seconded by Alderman Ivany that the application for modification of front and side yard, lot frontage and lot area requirements to permit the conversion of a single family dwelling to a duplex by internal alterations, at No. 6428 Berlin Street, be approved. Motion passed.

Modification of Front and Side Yard Requirements - #2533 Poplar St.

At the meeting of the Town Planning Board, a motion to approve an application for modification of front and side yard requirements to permit the conversion of a two-unit apartment building and store at 2533 Poplar Street, to a three-unit apartment building and store, was lost.

MOVED by Alderman Allen, seconded by Alderman McGuire that the application for modification of front and side yard requirements to permit the conversion of a two-unit apartment building and store at 2533 Poplar Street, to a three-unit apartment building and store be refused.

The motion was put and passed, six voting for the same and four against it as follows:

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For: Aldermen Allen, Hogan, Ivany, LeBlanc,
McGuire and Abbott 6

Against: Aldermen Connolly, Meagher, Sullivan and
Ahern 4

Modification of Front Yard, Side Yard, Lot Frontage and Lot
Area Requirements - 6296 Young Street

MOVED by Alderman Connolly, seconded by Alderman
Sullivan that, as recommended by the Town Planning Board, the
application for modification of front yard, side yard, lot
frontage and lot area requirements at 6296 Young Street to
permit conversion of a single family dwelling to a duplex
dwelling by internal alterations, as shown on Drawing No.
P200/2516, be approved. Motion passed.

Modification of Side Yard, Lot Frontage and Lot Area Require-
ments - 5879 Stairs Street

MOVED by Alderman Abbott, seconded by Alderman
Sullivan that, as recommended by the Town Planning Board, the
application for modification of side yard, lot frontage and
lot area requirements at 5879 Stairs Street, to permit the
conversion of a single family dwelling to a duplex dwelling
by internal alterations, as shown on Drawing No. P200/2508,
be approved, subject to the application meeting the standards
of the applicable By-law as amended. Motion passed.

Modification of Lot Frontage and Lot Area Requirements -
6485 London Street

MOVED by Alderman Ahern, seconded by Alderman Ivany
that, as recommended by the Town Planning Board, the application
for modification of lot frontage and lot area to permit the
construction of a new duplex dwelling at No. 6485 London Street,
as shown on Drawing No. P200/2668, be approved. Motion
passed.