

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Repeal of Ordinance #20 - Respecting Licensing of Chimney Sweeps
(SECOND READING)

MOVED by Alderman Hogan, seconded by Alderman Sullivan that the Repeal of Ordinance #20 Respecting the Licensing of Chimney Sweeps be read and passed a Second Time.

Motion passed.

Repeal of Ordinance #28 - Respecting the Weighing of Coal and
Coke - (SECOND READING)

MOVED by Alderman Hogan, seconded by Alderman Sullivan that the Repeal of Ordinance #28, Respecting the Weighing of Coal and Coke be read and passed a Second Time.

Motion passed.

Dunbrack Street - Lacewood Drive to Kearney Lake Road - Approval
in Principle

A public meeting on the above noted matter was held on April 19, 1973, as well as a Special meeting of the Committee of the Whole Council on May 24, 1973.

Mr. Chaboyer of the Engineering and Works Department addressed Council and advised that the staff report of May 16, 1973 deals with approximately 1½ miles of roadway between the area of Lacewood Drive in Clayton Park to the Kearney Lake Road which requests approval in principle.

Mr. Chaboyer then with the aid of maps, proceeded to outline the proposed Dunbrack Street as recommended by staff and the reasons therefore, and also two other alternatives which were suggested resulting from the public meeting on the item, and gave reasons why staff were not recommending either of the two alternatives.

Mr. Chaboyer further advised that as a result of concern expressed at the public meeting, Dunbrack Street has been moved further away from the properties on Donaldson Avenue, and also referred to the matter of the designated park land in the area saying that the street could not be diverted around the park and that staff have recommended that the matter of acquiring other lands in the area be studied with the residents with the costs of such land being attached to Dunbrack Street. Mr. Chaboyer said the purpose of the approval in principle is mainly due to the Pock Wock water system.

A lengthy questioning of staff and discussion of the matter ensued following which Council agreed to hear from Mr. Swindells.

Mr. Swindells displayed a map of the area and said that he did have professional help in preparing his proposal. Mr. Swindells then proceeded to outline his proposal which consisted of a roadway running to the west of the Wedgewood Subdivision and connecting with the Bicentennial Highway where it intersects the Kearney Lake Road.

Mr. Swindells gave reasons why he felt this would be a more suitable location than staff's proposal which consisted of a roadway to the east of the Wedgewood Subdivision and connected with the Kearney Lake Road. Mr. Swindells proposal was similar to Alternative No. 1 which is explained and displayed in the staff report of May 22, 1973.

Some of the points mentioned by Mr. Swindells consisted of the proposed intersection of Dunbrack Street and Kearney Lake Road where he suggested the visibility would be in the order of two-fifths of a mile resulting in a hazardous traffic situation, and also noted that staff's proposal would separate schools and playgrounds in the area necessitating the crossing of Dunbrack Street by the children to gain access to these facilities. Mr. Swindells outlined how his proposal would serve the residents of Wedgewood Park Subdivision more adequately than the route proposed, and he also suggested that Kearney Lake Road would become a connector street from the Bicentennial Highway to Dunbrack Street if staff's proposal is implemented.

Mr. Swindells also referred to the cost of installing the water line down the Kearney Lake Road which he felt would more than offset taking the route which he proposed, and also referred to the disruption to the community which this would cause. Mr. Swindells suggested the matter be referred back to staff for further cost considerations.

Alderman Moir noted there are a number of problems associated with the location of Dunbrack Street and felt there should be another public meeting at which time the pros and cons can be explained by staff after a further review.

His Worship the Mayor felt the matter of the alternate route leading to the Bicentennial Highway should be discussed with the Department of Highways as they may have some strong feelings on that particular route and as approval must be given by that Department.

It was MOVED by Alderman Stanbury, seconded by Alderman Moir that another public meeting be held with respect to the location of Dunbrack Street following a further review by staff respecting costs as well as a discussion with the Department of Highways on the matter.

Motion passed.

Authorization to expropriate Collector Road Right-of-way -
Dunbrack Street to Carson Street School Site

A staff report dated May 30, 1973 was submitted on the above matter.

MOVED by Alderman Moir, seconded by Alderman Wentzell that Council authorize the initiation of expropriation proceedings in respect of the rights-of-way over Lot A of Park Projects Limited as shown on the preliminary plan as attached to the staff report of May 30, 1973, forming a portion of official plan number TT-18-20278, the recommended compensation to be in the amount of \$1,944.00. Motion passed.

10:15 P.M. - Council adjourned for a short recess.

10:25 p.m. Council reconvened, the same persons being present.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on May 23, 1973 with respect to the following matters:

Civic No. 122 St. Margaret's Bay Road - Extension to a Non-conforming Building

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the application for an extension to a non-conforming building permitting the construction of a two-storey addition at the rear of Civic No. 122 St. Margaret's Bay Road, as shown on Plans No. P200/5758-61 of Case No. 2878, be approved. Motion passed.

Final Approval of Lots H4 and H5, Lands of Hemlock Investments Ltd., Princeton Avenue, Spryfield

MOVED by Alderman Wentzell, seconded by Alderman Bell that, as recommended by the City Planning Committee, subdivision approval be given for Lots H4 and H5, Lands of Hemlock Investments Limited, Princeton Avenue, as shown on Plan No. P200/5720 of Case No. 2868. Motion passed.

Civic No. 27 Crown Drive (Lot B1 Angus Keating Subdivision) Resubdivision

MOVED by Alderman Stapells, seconded by Alderman Sullivan that, the resubdivision of Civic No. 27 Crown Drive (existing Lot B1) into Lots B1X and B1Y as shown on Plan No. P200/5774 of Case No. 2870, be approved. Motion passed.

Supplementary Report - Application for Resubdivision (Lot Consolidation) - Lands of Cadillac Development Ltd.

MOVED by Alderman Wentzell, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the application for resubdivision (lot consolidation) to create Lot A1, as shown on Plan No. P200/5575 of Case No. 2822, be approved and that Lot A2, as shown on Plan No. P200/5575 of Case No. 2822, be approved as a walkway. Motion passed.

Application for Resubdivision - Lands of Mary A. Bell, Ogilvie Street

MOVED by Alderman Connolly, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, the application for resubdivision (alteration) of Lots 180 and 181 to create Lots 180A and 181A, as shown on Plan No. P200/5746 of Case No. 2872, be approved. Motion passed.

Civic No. 5220 Smith Street - Modification of the Lot
Frontage and Lot Area Requirements

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the modification of the lot frontage and lot area requirements which will permit the conversion of a duplex dwelling into four dwelling units at Civic No. 5220 Smith Street, as shown on Plan No. P200/5705 of Case No. 2863, be approved. Motion passed.

Resubdivision of Lot "S" Mumford Road - Lands in the Ownership of Simpsons-Sears Limited and Foord Construction Limited

It was MOVED by Alderman Stapells, seconded by Alderman Connolly that, as recommended by the City Planning Committee, the resubdivision application creating Lots "S" and "T", lands presently in the ownership of Simpsons-Sears Limited and Foord Construction Limited, Mumford Road, as shown on Plan No. P200/5777 of Case No. 2886, be approved.

Alderman Stapells expressed some concern that members of Council were not fully informed on this application. He said that he has learned there are some 30 stores to be located on this property, a new Sobeys and an addition to the existing Simpsons store. He said that he had asked before that full information be given on any applications of this nature, he was more concerned because the Mall will be within his Ward and he was unable to answer questions of residents with respect to the proposed development.

The City Manager said that he remembered the request of the Alderman and regretted that the information was not forwarded to him. He said he would remind staff again of this request.

After a short discussion, the motion was put and passed.

Application for Rezoning of Property known as Civic No. 132
Purcell's Cove Road from R-1 Single Family Dwelling Zone
to R-2 Two Family Dwelling Zone - Date for Hearing

MOVED by Alderman Connolly, seconded by Alderman Stapells that, as recommended by the City Planning Committee, a date be set for a Public Hearing to consider the rezoning of the property known as Civic No. 132 Purcell's Cove Road from R-1 Single Family Dwelling Zone to R-2 Two Family Dwelling Zone, as shown on Plan No. P200/5631 of Case No. 2839, as well as the land between the Park and the Pinehaven Estates Development, and Purcell's Cove and the westerly loop of Loop Road; and that persons within the suggested area of notification as attached to the Staff Report of March 28, 1973, be advised of the date of the Public Hearing. Motion passed.

The Acting City Clerk advised that the Public Hearing is expected to be held on June 20, 1973.

Civic No. 59 Main Avenue, Lot Nos. 5, 6 and a Portion of
Lot No. 7 - Resubdivision Creating Lot "X"

MOVED by Alderman Meagher, seconded by Alderman
Stanbury that the application for resubdivision (lot con-
solidation) of Civic No. 59 Main Avenue (Lots 5, 6 and a
portion of Lot No. 7) creating a new Lot "X" as shown on
Plan No. P200/5635 of Case No. 2836, be approved.

Alderman Meagher spoke to his motion and said that
he could see no harm in approving this application since
there are presently similar type buildings in the area.

It was noted that the recommendation from the
Committee was for refusal of the application.

Alderman Hogan spoke against the motion saying
that the lot was undersized and there is not much open
space, he was of the opinion that the lots should be developed
in accordance with the by-law and no resubdivision approved.

Alderman Sullivan concurred with the comments
of Alderman Meagher and said he would support the motion.

After further discussion, the motion was put and
passed with Alderman Hogan voting against.

MOTIONS

Motion - Alderman Sullivan Re: Repeal of Ordinance #115 -
Board of Management Basinview Home - First Reading

MOVED by Alderman Sullivan, seconded by Alderman
Bell that the Repeal of Ordinance No. 115 Respecting the
Board of Management of Basinview Home be read and passed
a First Time. Motion passed.

Motion - Alderman Connolly Re: Repeal of Ordinance #119 -
Levyng and Collection of Poll Tax - First Reading

MOVED by Alderman Connolly, seconded by Alderman
Sullivan that the Repeal of Ordinance No. 119, Respecting
the Levyng and Collection of Poll Tax be read and passed
a First Time. Motion passed.

MISCELLANEOUS BUSINESS

Appointment - Forum Commission

His Worship the Mayor nominated Alderman H.
David MacKeen for re-appointment to the Forum Commission,
for a term of 3 years to May 31, 1976.

MOVED by Alderman Connolly, seconded by Alderman
Sullivan that Alderman H. David MacKeen be re-appointed to
the Forum Commission for a term of 3 years to May 31, 1976.
Motion passed.

Area Rate Interest - 1972 Billings

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Hogan, seconded by Alderman Bell that interest at the rate of 9% per annum, be levied on unpaid 1972 billings from July 1, 1973, rather than June 1, 1973, which was the previously agreed date. Motion passed unanimously.

Alderman Moir referred to the Appeal Board comprised of himself and Alderman Bell which is receiving urgent pushing by members of City Staff to convene. He said that any criticism of the present non-operation of the Board should not be made of Staff. He said that he wishes to delay things for a while to permit further negotiations and discussions to take place first.

His Worship the Mayor said that the Alderman should have stated that the delays are taking place at the request of the Mayor and he agreed that Staff should not take any blame.

The City Manager said that this matter is very important since any delays will cut into the vacation season. He said that presently over 40% of the charges have been paid up for 1972.

Fleet Insurance - Tender 73-76

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Hogan, seconded by Alderman Bell that the low tender of the Zurich Insurance Company at \$31,498.00 be accepted at this time to provide fleet insurance covering Works, Police and Fire vehicles, required June 1, 1973.

A lengthy discussion ensued between Alderman Connolly and Alderman Moir respecting insurance practices and use of insurance brokers.

The motion was then put and passed.

Vacuum Street Sweeper - Tender 73-18

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Hogan, seconded by Alderman Meagher that authority be granted to purchase a Vacuum Street Sweeper from Baxter Equipment at a cost of \$32,392.00.

The report pointed out that the higher priced vacuum sweeper from Baxter Equipment is recommended as indications are that it will provide a lower hourly operating cost and longer effective life.

The motion was put and passed.

Tenders 73-73, 73-74 - Uniform Clothing Police and Fire
Departments

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Hogan, seconded by Alderman Moir that the lowest tender of Gordon B. Isnor at \$18,189.15 be accepted for the supply of uniform clothing for the Halifax Police Department. Motion passed.

MOVED by Alderman Wentzell, seconded by Alderman Hogan that the lowest tender of Gordon B. Isnor at \$9,315.70 be accepted for the supply of Uniform Clothing for the Halifax Fire Department. Motion passed.

Tender 73-12 - Truck Chassis with Combination Salt/Dump
Bodies with One Way Plow

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that authority be granted to purchase three units - truck chassis with combination salt/dump bodies and one way plow - from Citadel Motors at a cost of \$49,773.00.

The Staff Report pointed out that this amount is 3/5 of the tender price of \$92,955.00, to which reduction Citadel Motors have agreed in writing in view of the City's program to evaluate diesels.

The motion was then put and passed.

Borrowing Resolution - Clayton Park Elementary School

A report was submitted from Staff relating to the above matter.

The report stated in part as follows:

"In the preparation of the necessary borrowing resolutions which must be passed formally by City Council before submission to the Minister of Municipal Affairs for approval, the resolution for the Design and Construction of the Clayton Park Elementary School had been inadvertently missed."

Formal Resolutions relating to this Capital Borrowing were submitted for approval.

MOVED by Alderman Moir, seconded by Alderman Stapells that the Capital Borrowing Resolutions for Clayton Park Elementary School in the amount of \$1,260,000, as submitted, be approved.

After some discussion on the matter, the motion was put and passed with Alderman Connolly voting against.

QUESTIONS

Question Alderman Meagher Re: Sam's Meat Market -
Gottingen Street

Alderman Meagher asked the status of Sam's Meat Market which was ordered closed by the Board of Health.

His Worship the Mayor said that the closing of the store is the responsibility of the Atlantic Health Unit and he understood that at the present time the store is still open.

The Acting City Solicitor advised that an Information has been drafted and forwarded to the Atlantic Health Unit for signature. To her knowledge, the Information has not yet been sworn but she said that legal action is now required to close the store.

Some discussion took place on the action of the Board of Health and its power and comments were made on where the responsibility lies for the carrying out of the Board of Health orders.

After further discussion, the City Manager suggested that if the Information is not signed and sworn within a short period of time, the City can lay a formal complaint.

Question Alderman Connolly Re: Monies to be Received from
the Nova Scotia Power Corporation

Alderman Connolly asked if any action has been taken to arrange a meeting to discuss the grant in lieu which the Province proposes to pay to the City for the Nova Scotia Power Corporation in light of the information received.

His Worship the Mayor said that a meeting was held with the Premier some months ago and the Union of Nova Scotia Municipalities was also considering the matter. So far, he said, nothing has been heard but he felt that the City should not take this sitting back.

Alderman Meagher suggested and the Council agreed that the matter should be placed on the Order of Business for the next meeting of the Committee of the Whole Council.

Question Alderman Sullivan Re: Power Corporation Plant -
Dartmouth

Alderman Sullivan asked if anything has been done to request the Nova Scotia Power Corporation Plant in Dartmouth to cut down on the noise during the late evening and night hours.

The City Manager said that he is not aware of any response to the question and he agreed to follow the matter up.

Question Alderman Stanbury Re: Senior Citizens L. I. P.
Grant

Alderman Stanbury understood that the L.I.P. Grant for the Senior Citizens Club on Sackville Street has expired and she asked if there is any way the City can assist in the continued operation of the facility.

His Worship the Mayor said that the Club will remain open and he felt that there is sufficient money to keep it operating for a couple of months.

The City Manager said that he was expecting an answer before 5:00 p.m. today from Ottawa respecting the approval of further funds. He said that at this time he has not heard but he was fairly hopeful that they will be approved.

NOTICES OF MOTION

No Notices of Motion were given at this time.

ADDED ITEMS

Change of Meeting Date - June 6, 1973, Committee of the
Whole

MOVED by Alderman Moir, seconded by Alderman
Sullivan that the June 6th meeting of the Committee of the
Whole Council be held on Monday, June 11th, 1973.

His Worship the Mayor said that he was sorry not to see more members of Council attending the Mayors Federation Conference in Charlottetown next week. He felt that this could be a crucial meeting and at the moment it appeared that there would be only Alderman Sullivan and himself attending. He reported that there will be ten members of Dartmouth City Council going.

Alderman Sullivan said that there are many workshops at these Conferences and it will be impossible for two people to cover them all. He urged that at least another two members of Council make an effort to go.

The motion was then put and passed.

Amendment to Administrative Order No. 8 - Second Reading

MOVED by Alderman Sullivan, seconded by Alderman Connolly that the following amendment to Administrative Order No. 8 be read and passed a Second Time:

BE IT ENACTED by the City Council of the City of Halifax that Administrative Order Number 8, respecting Real Property of a Character or Nature Other than Residential or Business, as amended and approved by the City Council on the 28th day of December, 1972, is hereby further amended as follows:

1. SCHEDULE "A" to Administrative Order Number 8, is amended by inserting immediately after "376 Purcell's Cove Road - Royal Nova Scotia Yacht Squadron" on page 3 thereof, the following: "6109 Quinpool Road - St. Joseph's Day Care Centre".

Motion passed.

Collective Agreement - Local 268 IAFF (Fire Fighters)

A report was submitted from Staff recommending acceptance of the report and authorization for the Mayor and the City Clerk to execute the Agreement with Local 268 IAFF on behalf of the City.

MOVED by Alderman Connolly, seconded by Alderman Stapells that the acceptance of the report be referred to the next meeting of the Committee of the Whole Council.

The motion to refer was put and lost, four voting for the same and five against it as follows:

For:	Aldermen Bell, Connolly, Meagher and Stapells	4
Against:	Aldermen Hogan, Moir, Stanbury, Sullivan and Wentzell	5

MOVED by Alderman Moir, seconded by Alderman Stanbury that the Collective Agreement between the City and Local 268 IAFF (Fire Fighters) be accepted, as outlined in the Staff Report of May 31, 1973, and that His Worship the Mayor and the City Clerk be authorized to execute the Agreement on behalf of the City.

Alderman Stapells said that he would have preferred to discuss this matter a little further before making a decision.

Alderman Connolly said that he would oppose the motion.

After further discussion, the motion was put and passed, eight voting for the same and one against as follows:

For:	Aldermen Bell, Hogan, Meagher, Moir, Stanbury, Stapells, Sullivan and Wentzell	8
Against:	Alderman Connolly	1

Proposed Halifax-Dartmouth Regional Development Plan

A report was submitted from Staff relating to the evaluation of the regional development plan.

MOVED by Alderman Connolly, seconded by Alderman Sullivan that the Proposed Halifax-Dartmouth Regional Development Plan be referred to a Special Meeting of the Committee of the Whole Council to be held at 2:30 p.m. on June 21st, 1973.

Motion passed.

Award of Tenders

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Connolly, seconded by Alderman Sullivan that:

1. the tender for Contract Patching of Streets be awarded to the lowest bidder, Standard Paving Maritime Limited in the amount of \$54,500.00.
2. the tender for Slurry Sealing of Streets be awarded to the lowest bidder, Pyramid Paving Limited in the amount of \$54,400.00.

Motion passed.

Proposed Bank Building - Barrington, Duke, Granville and George Streets

Alderman Sullivan referred to a letter dated April 23, 1973 regarding the Canadian Imperial Bank of Commerce building which is proposed in the above mentioned block. He read from a portion of this letter.

It was MOVED by Alderman Sullivan that Council approve the construction of this Bank, in principle.

Alderman Sullivan contended that approval of this facility in principle would encourage the people concerned to proceed with plans and encourage some further construction which is needed in this area. He felt that it would also assure the promoters of the Bank that the City is prepared to grant permission for the structure to proceed with all haste.

There was no seconder to the motion.

His Worship the Mayor said that no application has been made for a building permit and no plans have been received. He said that although he tends to agree with the intent of the motion, he felt that formal application should be made and he also considered that the Downtown Committee should review the plans when they are received, along with the Planning Department.

Alderman Sullivan said that he is concerned lest the City lost the development to another City or that it would move away from the downtown area.

Alderman Stapells felt that Alderman Sullivan is trying to put the cart before the horse. He said that it would be necessary to review the plans and obtain a Staff Report before granting any kind of approval to this building.

Alderman Sullivan protested that the City Council does not commit itself in this kind of motion.

It was pointed out that if the developers of this building wished to start construction immediately they would have applied before this time for a permit to do so.

His Worship the Mayor suggested that perhaps the matter could again be raised in Committee of the Whole and in the meantime the City Manager could contact the Canadian Imperial Bank of Commerce to see where their plans stood at the present time.

The City Manager said that this particular letter was received at the time the View Planes were being discussed and could not be taken as a letter of application. He stressed that plans are required before any building permit is issued and there are many other factors to be taken into consideration.

12:10 a.m. Council adjourned.

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WALTER R. FITZGERALD
MAYOR AND CHAIRMAN

JOY LAMB
ACTING CITY CLERK

CITY COUNCIL
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.,
June 14, 1973,
8:05 p.m.

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

After the meeting was called to order, the members of Council attending, led by the City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman, Aldermen Bell, Connolly, Hogan, MacKeen, Moir, Stanbury, Stapells and Sullivan.

Also Present: City Manager, City Solicitor, City Clerk and other Staff members.

MINUTES

Minutes of the Council meeting held on May 31, 1973 were approved on motion of Alderman Connolly, seconded by Alderman Stanbury.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

The City Clerk advised that the following items are to be added to the Order of Business:

- 20(a) Tender #73-30 - 85' Elevating Platform Snorkel Fire Truck
- 20(b) Authorization to Expropriate - Portions of Lands of Kidstone Estates Limited

Council agreed to add these items to the Order of Business.

MOVED by Alderman Moir, seconded by Alderman Hogan that the Order of Business, as amended, be approved. Motion passed.

8:10 p.m. Alderman Meagher arrives.

DEFERRED ITEM

Tender - Demolition of 2181-83 Barrington Street

Since no Staff Report was available on this item, Council agreed to further defer it.

PUBLIC HEARINGS AND HEARINGS

Appeal by Standard Paving Maritime Limited from a decision of the Building Inspector Refusing to Issue a Building Permit for a Proposed Addition of a Storage Hopper - Kearney Lake Rd.

At the request of the appellant, Council agreed to delete this item at this time.

PETITIONS & DELEGATIONS

No Petitions were submitted nor delegations heard at this time.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on June 11, 1973, with respect to the following matters:

Possible Acquisition - 2475-77 Barrington Street

MOVED by Alderman Hogan, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, the property of Daniel C. Smith, known as Civic No. 2475-77 Barrington Street, be purchased for \$13,500 as settlement in full for all claims, subject to approval of the Minister of Municipal Affairs of withdrawal of the required funds from the Sale of Land Account, such withdrawal to include \$1,600 for incidental costs of acquisition and clearance. Motion passed.

A Formal Resolution was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman Hogan, seconded by Alderman Moir that the Formal Resolution, as submitted, be approved. Motion passed.

Possible Acquisition - 2471 Barrington Street

MOVED by Alderman Bell, seconded by Alderman Stapells that, as recommended by the Finance and Executive Committee, the property of Raymond D. and Dorothy MacLean, known as Civic Number 2471 Barrington Street, be purchased for \$10,600 as settlement in full for all claims, subject to approval of the Minister of Municipal Affairs of the withdrawal of the required funds from the Sale of Land Account. Motion passed.

A Formal Resolution was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman Bell, seconded by Alderman Stapells that the Formal Resolution, as submitted, be approved. Motion passed.

2295 Barrington Street - Harbour View Tavern

MOVED by Alderman Bell, seconded by Alderman Stapells that, as recommended by the Finance and Executive Committee, Council authorize the release to Mrs. Hilda Cosgrove, the former owner of 2295 Barrington Street, of 75% of the authorized compensation, less the initial advance payment of \$20,000; funds to be made available from Account No. 850-969. Motion passed with Alderman Meagher voting against.

Hemlock Ravine

MOVED by Alderman Hogan, seconded by Alderman Bell that,

City Council:

1. Designate Areas I, II and III on Drawing R-451 as the Prince's Lodge Preservation Area;
2. Zone Designated Areas I and II Park and Institutional;
3. Acknowledge the Province's interest in the Ravine and authorize further negotiations towards obtaining Provincial financial support;
4. Approve the continuance of negotiations with Nature Conservancy of Canada based on estimated land acquisition costs totalling \$200,000 for Hemlock Ravine with the idea of 50 percent being provided by them and 25 percent being provided by or through the Province;
5. Endorse the idea of having a sponsor's name identified with the project subject to the final details being acceptable to Council;
6. Indicate the intention to enter into an agreement with the Nature Conservancy of Canada covering use and control of the Ravine, subject to receiving further information as to the wording of the agreement; and
7. Advise the Nature Conservancy Group that a portion of the west end of Designated Area I may be affected by the future location of Dunbrack Street.

Motion passed.

Changes in Municipal Social Assistance Policy

MOVED by Alderman MacKeen, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee:

1. the food scale be adjusted as follows, effective August 1, 1973:

	<u>Present Scale</u>	<u>Recommended Scale</u>
Adult	\$26.00	\$28.00
12 - 18 years	31.00	33.00
7 - 11 years	23.00	24.00
Birth to 6 years	16.00	18.00
Pregnancy	30.00	34.00

Special diets as recommended by a physician and priced by a nutritionist may be allowed.

2. a pilot project be implemented whereby up to a maximum of 50 people would be considered for part-time employment in socially important community work. When the person selected volunteers to work up to 25 hours a month the Social Assistance Allowance would be increased

up to a maximum of \$50.00 per month as a work incentive.

both policy changes being subject to the approval of the Provincial Department of Social Service.

Alderman MacKeen, in speaking to his motion, said that when this item was considered during the Committee of the Whole it was dealt with in somewhat of a rush, but he wanted to congratulate Mr. Harold Crowell and all the members of his department for the progressive way in which they are dealing with the less fortunate in this City. He contended that the Social Planning Department is one of the more efficient and hard working departments and is showing its leadership in the field of social welfare throughout the Province.

Alderman Moir concurred with the remarks of Alderman MacKeen and briefly reviewed the work of the Committee, which he was privileged to Chair during his last term of office as an Alderman at which time the Social Planning Department was initiated and he was pleased to see the progress that has been made since that time.

His Worship the Mayor agreed with the remarks made and added his own appreciation of the work of the Social Planning Department.

The motion was then put and passed.

Restoration Agreement - City of Halifax and Historic Properties Limited - Historic Waterfront Buildings

MOVED by Alderman Connolly, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee:

1. the tender deposit be returned to the Company on the signing of the Agreement, the performance bond having been provided and is acceptable to the City Solicitor;
2. the Agreement be approved by City Council and His Worship the Mayor and the City Clerk be authorized to execute same on behalf of the City of Halifax.

At the request of Alderman Sullivan, Mr. Churchill, Supervisor of Real Estate gave a thumbnail sketch of the document submitted and the City Manager advised that, in his opinion, the document before Council reflects the views of members of Council over the many discussions held on the subject.

After some discussion, the motion was put and passed.

The City Manager reported that within one month a Lease Agreement on these properties will be submitted for Council approval.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on June 11, 1973 with respect to the following matters:

Dilapidated Buildings, 56 Mountain Road and Palmer Hill Road -
Date for Hearing

MOVED by Alderman Connolly, seconded by Alderman Moir that, as recommended by the Committee on Works, June 28, 1973 be set as the date for a hearing into the dilapidated buildings 56 Mountain Road and a building owned by the Estate of Agnes Keating on Palmer Hill Road, and that the hearing be held during the Regular Council Meeting which begins at 8:00 p.m. on that date. Motion passed.

Encroaching - Illuminated Sign - 6023 Lady Hammond Road

MOVED by Alderman Sullivan, seconded by Alderman Connolly that, as recommended by the Committee on Works, an illuminated, fascia sign 3' x 5' over the entrance of 6023 Lady Hammond Road between Robie Street and High Street be approved. Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Repeal of Ordinance #115 - Board of Management Basinview Home -
Second Reading

MOVED by Alderman Sullivan, seconded by Alderman Stanbury that the Repeal of Ordinance No. 115, Respecting the Board of Management of Basinview Home, be read and passed a Second Time. Motion passed.

Repeal of Ordinance #119 - Respecting the Levying and Collection
of Poll Tax - Second Reading

MOVED by Alderman Hogan, seconded by Alderman Connolly that the Repeal of Ordinance No. 119, Respecting the Levying and Collection of Poll Tax, be read and passed a Second Time. Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on June 11, 1973 with respect to the following matters:

Supplementary Report - Application for Subdivision and Resub-
division - Fleming Heights Subdivision, Inverness Avenue

MOVED by Alderman Stapells, seconded by Alderman Connolly that, as recommended by the City Planning Committee;

1. Resubdivision to create Lots 260-A, 261-B, 263-D and 264-E as shown on Plan No. P200/5449 of Case No. 2777 be approved by City Council; and
2. Final approval of Lots 265, 266 and 267, as shown on Plan No. P200/5449 of Case No. 2777, be approved by City Council.

Motion passed.

Rezoning of Lot "Z", Lands of Fort Massey Realty Limited, Dutch Village Road and Alma Crescent from R-3 Multiple Dwelling Zone to C-2 General Business

This item was forwarded to Council without recommendation but with a request that a report be submitted from the City Solicitor respecting the necessity of holding another public hearing.

A Supplementary Report was submitted from Staff which again recommended refusal of the rezoning application and contained the following ruling of the City Solicitor's Department:

"Because of Section 38 of the Planning Act and the strict approach of the courts with respect to rezonings, the Law Department is advising that a rezoning to facilitate the construction of an office building with retail outlets on the site will require another public hearing."

Alderman Stapells spoke at some length on the matter and although he was not opposed to another public hearing he was of the opinion that this information should have been given to members of Council on an earlier occasion. He contended that Council deferred a decision on the rezoning of this property with a request that the applicant come in with a more appropriate proposal for the property in question bearing in mind the comments made at the last public hearing with a view to approving the rezoning if a suitable scheme was submitted. It was his opinion that this proposed development was in line with what the residents of the area preferred.

After some discussion, it was MOVED by Alderman Connolly, seconded by Alderman Bell that a date for a public hearing be set into the rezoning of Lot "Z", Lands of Fort Massey Realty Limited, Dutch Village Road and Alma Crescent from R-3 Residential to C-2 General Business and that the persons living within the area designated on the Staff Report be notified of the date of the public hearing.

The City Manager pointed out that if Council had refused the rezoning application, the applicant would have had to wait one year before applying again for any rezoning of the property.

Alderman Hogan was opposed to any rezoning of this property, he felt that it should remain as green open space.

After further discussion, the motion was put and passed with Alderman Hogan voting against.

Modification of the Lot Area Requirement - Lot 90A Marriott Street

MOVED by Alderman Stapells, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the application requesting permission to construct a single-family dwelling on a non-conforming lot at Lot 90A Marriott Street, as shown on Plan No. P200/5770 of Case No. 2882, be approved. Motion passed.

- (1) Civic #2317 Princess Place - Rezoning from R-3 Residential to C-2 General Business - Date for Hearing
- (2) Civic No. #2317 Princess Place and Civic #5837-5853 Cunard Street - Alteration to a Subdivision (Lot Consolidation)

Alderman Sullivan spoke on this item saying that it involved a very small piece of property and it was MOVED by Alderman Sullivan, seconded by Alderman Stanbury that the rezoning of Civic No. 2317 Princess Place be approved from R-3 Residential Zone to C-2 General Business Zone and that no public hearing be held.

His Worship the Mayor advised that the motion could not be accepted because by law, a public hearing is required on any rezoning application, unless it is decided that such rezoning should be refused by the City Planning Committee.

It was then MOVED by Alderman Connolly, seconded by Alderman Sullivan that a date be set for a public hearing to consider the rezoning of Civic No. 2317 Princess Place from R-3 Residential to C-2 General Business, as shown on Plan Nos. P200/5801-5805 of Case No. 2887 and the alteration to a subdivision combining the lots at Civic No. 2317 Princess Place and Civic Nos. 5837-5853 Cunard Street into Lot "A" as shown on Plan Nos. P200/5801-5805 of Case No. 2887, be approved by City Council and that the applicant be requested to redesign the project to include parking for at least 24 cars. Motion passed.

Application for Resubdivision (Lot Consolidation) of Lots Known As Civic #546 and 548 Herring Cove Road

Alderman Wentzell spoke strongly against this item and urged Council to refuse the application. He felt that this was one method of controlling development in the Spryfield area until such time as an access to the area and an exit point other than the Armdale Rotary is constructed. He spoke against the continuation of permitting box like apartment buildings in a ribbon like manner along the Herring Cove Road and he reported that there is a very high turnover rate of apartments. It was his opinion that people could not stand the continual delays in travelling around the Rotary for any longer than a year and so they would move. He again urged Council to refuse the application.

MOVED by Alderman Moir, seconded by Alderman Connolly that, as recommended by the City Planning Committee, the application for resubdivision (lot consolidation) of the properties known as Civic Nos. 546 and 548 Herring Cove Road to create Lot "X", as shown on Plan No. P200/5768 of Case No. 2883, be granted approval by City Council subject to one of the two existing dwellings being removed from the site.

Alderman Moir spoke to his motion and mentioned the need for apartment development.

Alderman Sullivan concurred with the need for apartment development to permit the young people remain in the City rather than move to Sackville or other locations.

Alderman Stanbury spoke in support of the remarks made by Alderman Wentzell.

Considerable discussion ensued on this item and reference was made to the long awaited Dunbrack Street and Spryfield Sewer Studies.

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

For: Aldermen Bell, Connolly, Moir, Stapells
and Sullivan 5

Against: Aldermen Hogan, MacKeen Meagher, Stanbury
and Wentzell 5

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

Ten-Storey Office Development for Queen's Square Development
Limited - Modification of the Height Setback

MOVED by Alderman Connolly, seconded by Alderman Stanbury that the modification of the height setback requirement which will permit the construction of a ten-storey office building on Brunswick Street, as shown on Plan Nos. P200/5725-5735 of Case No. 2896, be approved by City Council.

This motion was contrary to the recommendation which was forwarded from the City Planning Committee.

Alderman Connolly spoke to his motion and reported that Staff, in its report to the Committee, recommended approval of the application.

Alderman MacKeen spoke against the approval of this project and felt that the rules should be adhered to more strictly. He made reference to a letter which members of Council had received from the Solicitor for the applicant and he replied to a number of points contained in that letter.

Alderman Moir felt that the solicitor for the applicant should have an opportunity to address the Committee and it was MOVED by Alderman Moir, seconded by Alderman Meagher that the item be referred back to the next meeting of the Committee of the Whole Council for further consideration.

Alderman MacKeen spoke against the motion to refer.

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

For: Aldermen Meagher, Moir, Stanbury and Wentzell 4

Against: Aldermen Bell, Connolly, Hogan, MacKeen,
Stapells and Sullivan 6

After considerable discussion on this matter, and after hearing from City Staff on the height of a building which could be constructed within the by-law requirements, the motion was put and resulted in a tie vote as follows:

For: Aldermen Bell, Connolly, Stanbury, Stapells
and Sullivan 5

Against: Aldermen Hogan, MacKeen, Meagher, Moir
and Wentzell

5

His Worship the Mayor concurred with the remarks made by Alderman MacKeen and cast his vote against the motion and declared the same lost.

Lots 15A to 20A Connaught Park Subdivision, Claremont Street -
Supplementary Report

MOVED by Alderman Meagher, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, no positive action be taken on the matter until the developer agrees to the conditions as outlined in the Staff Report dated March 1, 1973. Motion passed.

Subdivision Approval for Blocks "L", "T" and "V" of the Cowie Hill Housing Project

MOVED by Alderman Hogan, seconded by Alderman Stapells that, as recommended by the City Planning Committee, City Council grant subdivision approval for Blocks "L", "T" and "V" of the Cowie Hill Housing Project, as shown on Plan No. P200/5787 of Case No. 2055. Motion passed.

Rezoning from R-2 Residential to C-1 Local Business - Civic Nos. 352 and 354-356 Herring Cove Road (Date for Hearing)

MOVED by Alderman Wentzell, seconded by Alderman Stapells that, a date be set for a public hearing to deal with the application for the rezoning of the rear portion of Civic Nos. 352 and 354-356 Herring Cove Road from R-2 Residential to C-1 Local Business, as shown on Plan Nos. P200/5792 and P200/5808 of Case No. 2895, and that the persons living within the area designated on an attachment to the Staff Report of June 6, 1973, be notified of the date of the public hearing. Motion passed.

The City Clerk advised that the public hearing will be held on July 4, 1973.

Public Hearings for Regional Development Plan

MOVED by Alderman Connolly, seconded by Alderman Wentzell that:

1. City Council request the Governor in Council to hold at least two public hearings on the proposed Regional Development Plan in the City of Halifax on or near the following dates, at the places so indicated:

June 27, 1973 - Halifax West High School
July 11, 1973 - St. Patrick's Elementary/Junior High School.

2. Following these hearings and following the consideration of an initial evaluative staff report on June 9th., there be considered a final report in August which would form the basis of written objection to the plan.

Motion passed.

MISCELLANEOUS BUSINESS

Financial Statement - Board of School Commissioners - Year
Ended December 31, 1972 (Tabling)

MOVED by Alderman Connolly, seconded by Alderman Bell that the Financial Statement of the Board of School Commissioners for the year ended December 31, 1972, as submitted, be tabled. Motion passed.

Appointments - Landmarks Commission

His Worship the Mayor nominated for appointment to the Landmarks Commission the following persons:

Mr. Louis W. Collins (re-appointment)
Mrs. Maud Rosinski

MOVED by Alderman Meagher, seconded by Alderman Moir that Mr. Louis W. Collins and Mrs. Maud Rosinski be appointed to the Halifax Landmarks Commission for a three year term expiring April 30, 1976.

Alderman Sullivan felt that there must be some students who have recently graduated from local universities who would be most interested to serve on such a Commission.

His Worship the Mayor pointed out that some 60% of the persons now serving on the Commission are new within the last year or so. He said that there is a third appointment to make which he is still considering.

Aldermen Stanbury and MacKeen spoke of the dedication of Mr. Collins to the work of the Landmarks Commission.

After a short discussion, the motion was put and passed, seven voting for the same and three against it as follows:

For: Aldermen Bell, Hogan, MacKeen, Meagher,
Moir, Stanbury and Wentzell 7

Against: Aldermen Connolly, Stapells and Sullivan 3

Authorization to Expropriate - Portion of Lands of Park Projects
Limited

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Wentzell, seconded by Alderman Hogan that City Council now pass a formal resolution with respect to expropriation of the subject lands and that the City Clerk be instructed to file the expropriation plan and description and the resolution in the Registry of Deeds. Motion passed.

A Formal Expropriation Resolution, Description and Plan was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman Wentzell, seconded by Alderman Hogan that the Formal Expropriation Resolution, Description and Plan, as submitted, be approved. Motion passed.

Remuneration of Non-Aldermanic members of the Board of School Commissioners

A letter was submitted from the Board of School Commissioners requesting Council approval of a resolution relating to the above matter.

MOVED by Alderman Bell, seconded by Alderman MacKeen that the Commissioners' Allowance for the years 1972 and 1973 be paid at the rate of \$750 to each Commissioner, and that \$250 additional be paid to the Vice-Chairman and \$500 additional be paid to the Chairman of the Board. Motion passed.

QUESTIONS

Question Alderman Bell Re: Anti-Noise By-law

Alderman Bell referred to complaints he has received from persons living in the Bayers Road area about the excessive noise at around 3:00 a.m. caused by a jack-hammer being operated by Staff of the Public Service Commission. He asked if the Noise Ordinance applies to the Public Service Commission and if it was really necessary for this work to be done at such an hour.

The City Solicitor advised that he would check into the situation and report back.

Question Alderman Hogan Re: Persons Cleaning Ditch on Bedford Highway

Alderman Hogan asked who is paying the wages of the 20 or so persons who are presently working clearing the ditch on the Bedford Highway.

The Director of Engineering and Works advised that these persons are working under a Local Initiatives Program.

Alderman Hogan suggested that this information be made known because they are working extremely slowly and it is assumed by persons travelling this road that they are City Field employees.

Question Alderman MacKeen Re: Administrative Report

Alderman MacKeen referred to the Administrative Report which has just been distributed to members of Council and he asked why it was reported that cases are still being tried under Ordinance No. 135.

The City Manager said that he would expect these cases to be the remainder of a backlog which accumulated prior to the approval of the new Ordinance No. 157.

Question Alderman MacKeen Re: Payment to Mr. Merlin Nunn

Alderman MacKeen asked for a report on the amount of money paid to Mr. Merlin Nunn relating to the negotiations, which took place during Mr. Grossman's vacation, with the Fire-fighters Local.

Question Alderman MacKeen Re: Harbour Interceptor Sewer

Alderman MacKeen again referred to the Administrative Report and asked for the reasons why the work on the Harbour Interceptor sewer is being delayed and he also asked if the delay is going to cost the City any additional funds.

The Director of Engineering and Works advised that the rock has been found to be much harder than was indicated when the test borings were made. He said that the delay will not cost the City additional funds.

In reply to other questions, the Director of Engineering and Works said that a meeting was held today with the principals of the Beaver Company because of the concern of City Staff. He said that a portion of the problems is attributable to labour difficulties and he said that the company has had engineers in from New York and Germany to assist in the tunnelling situation.

The City Manager said that any delays will not be a cost to the City, but will be a cost to the contractor.

Question Alderman Meagher Re: New Director of the Housing Authority

Alderman Meagher asked His Worship the Mayor to make sure that all the City's appointees to the Housing Authority Board are selected and approved prior to discussions which will take place in the near future with respect to the appointment of a new Director of the Authority.

His Worship the Mayor said that names have been submitted to the Minister of Labour who is also the Minister in Charge of Housing for approval prior to ratification of City Council.

Alderman Meagher felt that a full Board is necessary before any decision is made in connection with the appointment of a new Director.

Question Alderman Meagher Re: Halifax Athletic Commission

Alderman Meagher asked if His Worship the Mayor will arrange a meeting between the Council and the members of the Halifax Athletic Commission to iron out some of the problems that are presently existing.

Question Alderman Stanbury Re: Dust Nuisance - Construction of Convoy Place

Alderman Stanbury referred to several complaints she has received with respect to the dust nuisance created by the construction taking place in connection with the Convoy Place project. She asked what steps are being taken to give the adjacent property owners some relief.

His Worship the Mayor said that the developer is doing all he can to keep the dust down and is continually in touch with City Field in attempts to rectify the situation.

Question Alderman Stanbury Re: Rats in Sewers - Corner of Berlin Street and Connaught Avenue

Alderman Stanbury referred to a complaint she had received from a woman living on Connaught Avenue opposite the end of Berlin Street with respect to hundreds of rats which are in the sewer in that area and which are appearing from the catch-pits and manholes in the area. She asked if something can be done about this situation.

His Worship the Mayor said that the matter will be referred to Dr. West for some action to be taken by the Rodent Control Operators.

Question Alderman Stapells Re: Sale of Ships in Harbour

Alderman Stapells said that he was delighted to read in the Administrative Report that an Order has been received permitting the City to sell the derelict ships that have been the cause of so much concern. He asked if something will be done before the coming winter season.

The City Solicitor advised that he expects after one other appearance in Court, after the 27th of this month the ships can be disposed of.

Alderman Stapells asked if an advertisement will have to appear in the newspaper with respect to the sale of these ships.

The City Manager replied in the affirmative.

Question Alderman Sullivan Re: Dust Nuisance - Gottingen Street

Alderman Sullivan referred to the question asked by Alderman Stanbury and he said that he had also received complaints and had received excellent co-operation from Mr. Kaizer, builder of the project and he suggested that if any difficulties should arise, he should be the person to contact. He said that equipment has been brought in from Moncton in an attempt to control the problem.

Question Alderman Wentzell Re: Alteration of Lanes - Herring Cove Road, Rotary to Lights

Alderman Wentzell asked if the Traffic Engineer could give some consideration to the shuffling of the lanes on the portion of Herring Cove Road between the Rotary and the traffic lights during the evening hours of Thursday and Friday shopping nights. He was of the opinion that there was no need for two lanes going towards Spryfield at that time but that the traffic backs up for miles going the other way.

Question Alderman Wentzell Re: Layton Road

Alderman Wentzell referred to a question he had raised previously about the condition of Layton Road which is almost completely washed out and up which even taxi drivers will not travel. He said that the manhole is about one foot above the

level of the roadway.

The Director of Engineering and Works advised that the matter will be looked at tomorrow.

Question Alderman Wentzell Re: Kidstone Estates Development

Alderman Wentzell said that he has been asked by some of the persons who have an interest in the incomplete housing project on the above lands to ascertain whether additional police protection and surveillance is available in an attempt to obviate the vandalism now taking place. He said that the people who have approached him have a financial interest in the development.

Question Alderman MacKeen Re: Gottingen Street - Parking

Alderman MacKeen asked if the item relating to Parking on Gottingen Street can be placed on the Order of Business for the next meeting of the Committee of the Whole Council.

Question Alderman Connolly Re: Scotia Square Hotel Ltd.

Alderman Connolly asked several questions relating to the case which is coming up in connection with Scotia Square Hotel Ltd. and its opinion that it should not be required to pay the sewer development charge under its Development Agreement with the City.

The City Solicitor outlined the situation and the position the City is taking in the matter.

Question Alderman Sullivan Re: Per Capita Population of the City of Halifax

Alderman Sullivan asked what is the per capita population of the City of Halifax on which contributions to the Province on certain items is based.

The City Manager advised that it is 121,000 plus a few hundred over that figure. He could not be exact at this time.

Question Alderman Bell Re: Administrative Report - Melwood Avenue not Melrose Avenue

Alderman Bell referred to the latest Administrative Report and advised that where reference is made to a rezoning on Melrose Avenue, this reference should be changed to read Melwood Avenue.

NOTICE OF MOTION

Notice of Motion - Alderman Hogan - Re: Amendments to Ordinance No. 153 Respecting the Sewer Development Charge

Alderman Hogan gave notice that, at the next regular meeting of the City Council to be held on the 28th day of June, 1973, he will introduce an amendment to Ordinance Number 153 Respecting the Sewer Development Charge. The purpose of the

amendment to provide that the sewer development charge will be levied on ALL new buildings or additions to buildings, including single family dwellings, duplex dwellings and trip-plex dwellings, and enclosed parking areas regardless of floor to ceiling height.

ADDED ITEMS

Tender 73-30 - 85' Elevating Platform Snorkel Type Fire Truck

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Moir, seconded by Alderman Meagher that authority be granted to purchase one 85' Elevating Platform Snorkel Type Fire Truck from King Seagrave at \$82,196.00 subject to the vendor's acceptance of the following terms and conditions:

1. Vendor warranty that unit called for will have sufficiently low profile to enter West Street Fire Station doors from either side without contacting any portion of the building without modification or inconvenience to operator.
2. That delivery will not exceed 210 working days as offered by vendor.
3. That form of tender, specifications and addendum as prepared by the City and used in the tender call shall be the document of record if disputes develop with the vendor in regard to spare parts identification, supply, specifications, adherence to governing codes or standards and final acceptance of unit by the City.
4. Vendor provides one complete set of detail and arrangement drawings and parts list by generic description within 30 days of receipt of order.
5. Payment not be made until vendor has satisfied all terms and conditions of tender form and specifications, etc., to the satisfaction of the City of Halifax.

Motion passed.

Authorization to Expropriate - Portions of Lands of Kidstone Estates Limited

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Wentzell, seconded by Alderman Stanbury that Council grant authorization to expropriate the road rights-of-way over lands of Kidstone Estates Limited, as shown on Plan No. TT-18-20418. The recommended compensation is \$1.00
Motion passed.

A Formal Resolution was submitted giving effect to the foregoing motion of Council.

MOVED by Alderman Wentzell, seconded by Alderman Stanbury that the Formal Resolution, as submitted, be approved.
Motion passed.

10:30 p.m. Council adjourned.

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WALTER R. FITZGERALD
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

**SPECIAL CITY COUNCIL
PUBLIC HEARINGS
M I N U T E S**

Council Chamber
City Hall
Halifax, N. S.
June 20, 1973
8:10 P. M.

A Special Meeting of City Council was held on the above date.

After the meeting was called to Order, the members of Council attending, led by the City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman; Aldermen Hogan, Connolly, Wentzell, Moir, Bell, Sullivan, Stapells, Meagher, Stanbury, and Deputy Mayor MacKeen.

Also Present: City Clerk and other staff members.

The City Clerk advised that the meeting was called as a Public Hearing with respect to the following items:

1. Rezoning of Certain Properties on and off the Purcell's Cove Road from R-1 (Single-Family Dwelling Zone) to R-2 (Two-Family Dwelling Zone);
2. Rezoning of Civic Nos. 8-18 (Lot Nos. 1-6 Inclusive) Dentith Road from C-1, Local Business to C-2 General Business, and rezoning of Civic No. 20 (Lot G) Dentith Road from R-2 Residential (Two Family Dwelling Zone) to C-2 General Business; and
3. Rezoning of Lot "A" (Mont's Oil Limited Property) Herring Cove Road from R-2 Residential (Two-Family Dwelling Zone) to C-2 General Business Zone.

Public Hearing Re: Rezoning of Certain Properties on and off the Purcell's Cove Road from R-1 (Single-Family Dwelling Zone) to R-2 (Two-Family Dwelling Zone).

A Public Hearing was held at this time into the above noted rezoning.

The matter was duly advertised and no correspondence either in favour of or against, was received.

Mr. F. Haliburton of the Development Department addressed Council and with the aid of maps outlined what was involved saying that the original application involved a request for the rezoning of 132 Purcell's Cove Road, but advised that when the matter came before Council, staff was requested to consider the lot in question as well as the land between the Park and the Pinehaven Estates Development, and Purcell's Cove Road and the westerly loop of Loop Road. Mr. Haliburton said that staff's recommendation is unchanged from the original one which was for refusal.

Following a questioning of staff, His Worship called for those wishing to speak in favour of the rezoning.

Mrs. J. Keenan on behalf of the applicant addressed Council and outlined what is being requested and asked that favourable consideration be given to the application.

There being no response to His Worship the Mayor's question for further persons wishing to speak in favour of the rezoning, His Worship called for those wishing to speak against.

There being no one wishing to speak against the application, His Worship declared the matter to be before Council.

MOVED by Alderman Connolly, seconded by Alderman Stapells that the matter be sent to the next regular meeting of City Council without recommendation.

Motion passed.

Public Hearing - Rezoning of Civic Nos. 8-18 (Lot Nos. 1-6 Inclusive) Dentith Road from C-1 Local Business, to C-2 General Business, and rezoning of Civic No. 20 (Lot G) Dentith Road from R-2 Residential (Two Family Dwelling Zone) to C-2 General Business

A Public Hearing was held at this time into the above noted rezoning.

The item was duly advertised and no letters of objection were received.

Mr. B. Algee of the Development, with the aid of maps, outlined the proposal and explained why staff were recommending refusal of the application.

Following a questioning of staff, His Worship called for those persons wishing to speak in favour of the rezoning.

Mr. George Cooper representing the applicant, addressed Council and submitted a petition containing approximately 120 names of persons in favour of the proposed Shopping Centre on Dentith Road. Mr. Cooper also submitted a brochure outlining site plans etc. of the proposed Mall.

Mr. Cooper suggested that one of the important points is that the Spryfield area is in need of a neighbourhood shopping centre and felt that the location proposed cannot be improved upon. In referring to the problem of traffic, the speaker suggested this problem will be alleviated as persons will tend to use the shopping centre rather than to drive to the peninsula as they must do now. Mr. Cooper also referred to the matter of a site along the MacIntosh Run being required for park purposes, and advised that the developer has given serious thought to this and has engaged an architect to give advice on the matter. It was pointed out that such a park would be located on the developer's land.