

City Council,  
July 27, 1978

Tender 78-27 - Drainage Improvements - Flemming Tower  
School

MOVED by Alderman Hanson, seconded by Alderman Wooden that, as recommended by the Committee on Works, this project be awarded to Crichton Enterprises Limited, the lowest bidder, for the lump sum and the unit prices shown on the tender documents, and that project funds be authorized from Account FAA81, which will be supplemented by the Board of School Commissioners so that the net cost to the City does not exceed the amount approved in the Capital Budget. Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on July 19, 1978, as follows:

Appointment of Traffic Authority

MOVED by Alderman Moore, seconded by Alderman Wooden that, as recommended by the Safety Committee, the appointment of Fred J. Bradbrook as the Traffic Authority be terminated and that Byron N. Kennedy be appointed Traffic Authority effective immediately. Motion passed.

MOVED by Alderman Meagher, seconded by Alderman Downey that City Council publicly express its appreciation to Fred Bradbrook for his devotion and service to the City as Traffic Authority. Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS:

Amendments to Ordinance No. 142, Streams and Drains -  
SECOND READING

MOVED by Alderman Wooden, seconded by Alderman Hanson that the amendments to Ordinance Number 142, the Streams and Drains Ordinance, as submitted, be now read and passed a Second Time.

Alderman Clarke stated that he supports the motion and requested that staff submit a report at an early date on further amendments to the Ordinance to help those people who are affected by owners of vacant lots who do not take proper care of their properties and other properties are flooded as a result.

The motion was put and passed.

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Amendment to Ordinance No. 131, the Building Code  
Ordinance - SECOND READING

MOVED by Alderman Sullivan, seconded by Alderman Moore that the amendment to Ordinance No. 131, the Building Code Ordinance, as submitted, be now read and passed a Second Time. Motion passed.

Amendments to Ordinance No. 132, the Plumbing Ordinance  
- SECOND READING

MOVED by Alderman Moore, seconded by Alderman Sullivan that the amendments to Ordinance No. 132, the Plumbing Ordinance, as submitted, be now read and passed a Second Time. Motion passed.

Amendment to Ordinance No. 168, the Fire Prevention  
Ordinance - SECOND READING

MOVED by Deputy Mayor Shannon, seconded by Alderman Maley that the amendment to Ordinance No. 168, the Fire Prevention Ordinance, as submitted, be now 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 July 19, 1978 as follows:

Massage Parlours

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the City Planning Committee, staff be asked to submit more detail on how to discourage further massage parlours from locating in the City and suggestions on how to control the ones that do now exist and, further, that the City Solicitor investigate and report to City Council re the maximum enforceable fee that may be charged for massage parlour licenses. Motion passed.

Case No. 3579 - Proposed Apartment Building - 147 Old Sambro  
Road - DATE FOR PUBLIC HEARING

MOVED by Alderman Hanson, seconded by Alderman Wooden that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the

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application to construct an 18-unit apartment building at Civic No. 147 Old Sambro Road, as shown on Plan No. P200/8358 of Case No. 3579. Motion passed.

The City Clerk advised that the public hearing is scheduled to be held on Wednesday, September 20, 1978 at 7:30 p.m. in the Council Chamber.

Case No. 3569 - Proposed Apartment Development - Seaview Avenue - DATE FOR PUBLIC HEARING

MOVED by Alderman Wooden, seconded by Alderman Hanson that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to construct a 130-unit apartment building on Seaview Avenue, as shown on Plan Nos. P200/8305, P200/8306, P200/8307, P200/8308, and P200/8309 of Case No. 3569. Motion passed.

The City Clerk advised that the public hearing is scheduled to be held on Wednesday, September 27, 1978 at 7:30 p.m. in the Council Chamber.

An Evaluation and Protection System for Heritage Resources in Halifax

MOVED by Deputy Mayor Shannon, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, City Council adopt the report dated June 26, 1978, subject to amendment of Recommendation V,8 to read: It is recommended that the City of Halifax budget an annual amount not to exceed \$50,000, the excess of revenues over expenditures accumulated not to exceed \$250,000 at any time, to ensure that a fund is available should purchase or financial involvement be considered by City Council for a designated heritage resource. Motion passed.

Planning Advisory Committee

MOVED by Deputy Mayor Shannon, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, City Council request City staff to prepare detailed terms of reference for a Planning Advisory Committee. Motion passed.

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MOTIONS

Alderman Maley Re: Amendment to Ordinance No. 109  
Respecting the Opening of Stores, Canteens,  
Fruit Stands, Laundromats, Billiard Halls  
and Pool Rooms on the Lord's Day - FIRST  
READING

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A staff report and attached proposed amendments  
dated July 17, 1978 were submitted.

A staff information report dated July 27, 1978  
was submitted.

MOVED by Alderman Maley, seconded by Deputy  
Mayor Shannon that the proposed amendments to Ordinance  
No. 109, respecting the Opening of Stores, Canteens,  
Fruit Stands, Laundromats, Billiard Halls and Pool Rooms  
on the Lord's Day, as submitted, be now read and passed  
a First Time. Motion passed.

MISCELLANEOUS ITEMS

Use of City of Halifax Flag

A staff report dated July 25, 1978 was submitted.

MOVED by Alderman Sullivan, seconded by Alderman  
Clarke that Council grant permission to Mr. William  
Cunningham, Public Relations, Civic Flag Consultants,  
Portland Oregon, for the use of the City of Halifax flag  
as indicated in the staff report dated July 25, 1978, and  
authorize staff to forward a 3' x 6' City of Halifax flag  
with the appropriate billing. Motion passed.

QUESTIONS

Question Alderman Lawrence Re: Speed Limits on  
Dunbrack Street

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Alderman Lawrence noted that excessive speed  
limits are still in effect on Dunbrack Street, north  
to the Bicentennial Highway and asked that the  
appropriate changes be made prior to the reopening of  
schools in September.

The City Manager advised that representatives of the Provincial Traffic Authority had visited the site recently and that changes will be forthcoming in the very near future.

Question Alderman Lawrence Re: Expansion of the  
Forum Commission

Alderman Lawrence requested a staff report concerning the status of the proposal to expand the Forum Commission.

It was agreed, at His Worship's suggestion, that discussion of this matter be added to the agenda of a future Committee of the Whole Council.

Question Alderman Sullivan Re: Fort Needham Gate

Alderman Sullivan noted that he had not yet received information from staff concerning the Fort Needham gate located on Gottingen Street opposite Stanley Place.

Question Alderman Sullivan Re: Sidewalk Slab  
Replacement

Alderman Sullivan requested a commencement date for sidewalk slab replacement on Kane and Agricola Streets, as well as at the corner of Lady Hammond and Robie Street.

Question Alderman Sullivan Re: Crosswalks on  
Devonshire Avenue

Alderman Sullivan requested information as to when the crosswalks for two locations on Devonshire Avenue would be installed.

Question Alderman Clarke Re: Enforcement of Truck  
Ordinance

Alderman Clarke requested a report from the Police Department concerning greater enforcement of the Truck Ordinance on Connaught Avenue, particular in the area between Chebucto Road and Bayers Road.

Question Alderman Downey Re: Completion of Street  
Repairs

Alderman Downey requested a staff report as to when repairs are expected to be completed on the corners of Charles and Maynard Streets, Prince and Market Streets, Garrish and Gottingen Streets, and Prince William Street. With reference to the latter, Alderman Downey reported complaints from residents owing to dust and debris, and asked staff to look into the possibility of watering this area down at frequent intervals.

Question Alderman Downey Re: Cuts in City Streets

Alderman Downey noted the existence of deep cuts in several City streets and requested a staff report concerning their repair.

Question Deputy-Mayor Shannon Re: Stop Sign At  
the Corner of Jubilee/Summer Street

Deputy-Mayor Shannon noted a high incidence of vehicles going through the stop sign at this corner and requested a staff report on the possibility of installing a flashing light.

Question Deputy-Mayor Shannon Re: 1883-85 Granville  
Street

Deputy-Mayor Shannon requested staff to discuss the replacement of the facing at 1883-85 Granville with the property owner and submit a subsequent report to Council members.

Question Deputy-Mayor Shannon Re: Publicity Concerning  
Amendments to Fire Prevention Ordinance

Deputy-Mayor Shannon asked for a report from the City Fire Department concerning the type of campaign they envisage to publicize the recent amendments to the Fire Prevention Ordinance.

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Question Alderman Maley Re: Manhole Covers  
on South Street

With reference to raising the level of various City streets, Alderman Maley asked that staff investigate methods of warning the public of jutting manhole covers, etc. particularly at night.

Question Alderman Maley Re: NIP II Concept Plan

Alderman Maley noted that she had been advised by CMHC that they had not yet received a copy of the NIP II Concept Plan.

Mr. Crowell of the Social Planning Department noted that preliminary meetings between NIP and CMHC personnel have been held in order to avoid unnecessary amendments to the Plan in the future. He advised that a meeting has been scheduled for July 28 between representatives of CMHC and Nova Scotia Housing, and that a report of that meeting would be submitted.

Question Alderman Moore Re: Natal Day Festivities

Alderman Moore requested that efforts be made to encourage major retailers of the City to participate in future Natal Day parades and suggested a "municipal competition" as a further attraction for the entry of parade floats.

Question Alderman Meagher Re: Street Repairs

Alderman Meagher requested information as to when street repairs would be commenced on North, Windsor, Robie and Oxford Streets.

Question Alderman Wooden Re: Fill for Playground

Alderman Wooden requested information from staff as to where the fill for the Rhonda Graves-Oakley Playground is coming from.

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Question Alderman Wooden Re: Dumping of Ashphalt

Alderman Wooden noted that excess ashphalt, originally intended for street repairs, is being dumped on vacant lots near construction sites, particularly on Leiblin Drive, and requested staff to investigate this situation.

Question Alderman Wooden Re: Bulldozed Site

Alderman Wooden noted that the site between Rockingstone Road and Tartan Avenue has been bulldozed and requested a staff report as to what is being intended for this property.

Question Alderman Wooden Re: Hilden Heights

Alderman Wooden noted that demolition of Hilden Heights has been continuing into the evening hours as well on Sundays and requested staff to investigate this situation.

NOTICE OF MOTION

Notice of Motion Alderman Moore Re: Repeal of Ordinance No. 122, respecting Tax Concessions For New Commercial and Industrial Construction.

Alderman Moore gave notice that at the next regular meeting of the City Council of the City of Halifax, to be held on the 17th day of August, 1978, he proposes to move the repeal of Ordinance No. 122, respecting Tax Concessions For New Commercial and Industrial Construction.

ADDED ITEMS

Recommendations - Tax Concessions and Grants Committee

This item was dealt with earlier in the meeting when City Council was considering Finance and Executive Committee item 10(e).

Tender 78-100 - NIP I Project - Joseph Howe School Grounds Improvement

A staff report dated July 26, 1978 was submitted.



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MOVED by Alderman Downey, seconded by Alderman Sullivan that funds not to exceed \$26,500. be expended for improvements to the Joseph Howe School Grounds, such funds to be available under Account No. 810 HAG 12. Motion passed.

Lot Consolidation - Spring Garden Road - Alderman Maley

Alderman Maley stated that an application has been made by Mills Bros. to consolidate their lots on Spring Garden Road. She stated it is her understanding that the staff report will be prepared within the next few days and requested that Council now set a date for the public hearing to consider the lot consolidation application.

It was agreed that Wednesday, August 23, 1978, at 5:00 p.m. be set as the date and time of a public hearing to consider a proposed lot consolidation application re properties on Spring Garden Road.

Crosswalks - Deputy Mayor Shannon

Deputy Mayor Shannon referred to a recent letter she received from Mr. Mielke of the Transit Union re problems experienced by bus drivers relating to traffic and crosswalks.

She advised that Mr. Mielke suggested in his letter that films are available from the Canadian Safety Council regarding the particular problems of bus drivers and he suggested that a program be implemented whereby the bus driver, together with staff from the Police Department, would set up practical examples of traffic hazards, particularly for children.

Deputy Mayor Shannon asked that a transit driver representative be included in meetings scheduled re the City's proposed safety program to be initiated in the fall.

The City Manager advised that it will be done.

Cogswell Street Ramp - Alderman Downey

Alderman Downey asked why have repairs ceased at the Cogswell Street ramp.

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Mr. Sullivan, City Engineer, advised that the contractor is awaiting further curing of the concrete before he can proceed with the second jacking of the ramp, which will probably be done next week.

In response to a question, Mr. Sullivan advised that it is anticipated that the ramp will be reopened in approximately fifteen days.

Meeting adjourned - 10:

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MAYOR EDMUND L. MORRIS

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

Date Approved: \_\_\_\_\_

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

Special Council  
Public Hearings  
August 9, 1978

Council Chamber  
City Hall  
Halifax, N. S.  
August 9, 1978  
7:30 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, led by the City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman; Deputy-Mayor Shannon, Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden and Lawrence.

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

The meeting was called especially to give consideration to the following items:

1. To consider an application under Schedule "C", Section 83, Subsection (c) of the Peninsula Zoning Bylaw and consolidation of Lot H (Civic No. 2057 Parker Street) and Lot M (Civic No. 2074 Robie Street);
2. To consider the rezoning of proposed Lot R-195 (Civic Nos. 580-582 Bedford Highway) to R-4 (Multiple Dwelling Zone), an application for the consolidation of Lots 192-195 to create Lot R-195, and an amendment to the Zoning Bylaw, thereby deleting Lot R-195 from Schedule "K" and including it under Schedule "E".

Public Hearing Re: To Consider an Application Under Schedule "C", Section 83, Subsection (c) of the Peninsula Zoning Bylaw and Consolidation of Lot H (Civic No. 2057 Parker Street) and Lot M (Civic No. 2074 Robie Street)

A public hearing was held at this time into the above-noted matter which was duly advertised.

Mr. W. D. Campbell, Development Department, with the aid of diagrams, explained the proposal and stated that staff found this application acceptable providing, however, the density of the lot in question does not exceed

228 persons per acre, that Civic No. 2057 Parker Street, 6046 Welsford Street and 2056 Robie Street be removed from the site, that a minimum of 89 percent parking be provided, that the ground floor of Civic No. 2074 Robie Street be completed as per Plan No. P200/8413, and that the cut-off on the corner of Welsford and Robie Streets be deeded to the City.

In response to a question from Alderman Maley, Mr. Campbell noted that Lot H (site of the present Civic No. 2057 Parker Street) is to be cleared and used as open space with no vehicular access. He further stated that demolition of the three above-mentioned houses constituted part of the original development agreement and that maintenance of this open space could be stipulated in the zoning contract presently under consideration.

Responding to a query from Alderman Clarke, Mr. Campbell stated that the three buildings slated for demolition under this proposal are now vacant.

With reference to a question from Deputy-Mayor Shannon, Mr. Campbell agreed to provide a further report, prior to the next regular meeting of City Council, concerning the open space deficiency should the three buildings in question be allowed to remain.

His Worship called for those persons present who wished to address City Council in support of the application.

Mr. Peter MacKeigan, representing Trebeurden Real Estate Limited, addressed City Council and, at His Worship's request, explained that Trebeurden Real Estate, on behalf of its parent company, Credit Foncier, had taken over 2074 Robie Street (known as "Welsford Place") from its original owner, Hassroun Investments. He further advised negotiations for the sale of Welsford Place to the Dale Corporation had been finalized under the condition that the site be re-zoned and the eight proposed units added.

Mr. MacKeigan noted that his client would voice no objection if Council wished the developer to retain and renovate the building occupying the site of Civic No. 6046 Welsford Street; however, he emphasized that the building, Civic No. 2056 Robie, should be demolished owing to its hazardous condition.

Record

AMENDED SHEET

Special Council  
Public Hearings  
August 9, 1978

Deputy-Mayor Shannon noted that, should 2056 Robie Street be demolished, improvements would have to be made to the property's retaining wall.

No other persons wished to address Council in support of the proposal.

His Worship then called for those persons present who wished to address City Council in opposition to the application.

Candace Stevenson of 6071 Welsford Street addressed City Council and noted that the demolition of the two houses at Civic Nos. 2057 Parker Street and 6046 Welsford Street would remove a much-needed buffer between Welsford Place and the residential neighbourhood bounded by Parker and Welsford Streets. She voiced her opinion that it would be of greater advantage to the neighbourhood to restore the two houses on Parker and Welsford Streets and use the property located at 2056 Robie for recreational purposes.

8:20 P.M. - Alderman Lawrence retired from the meeting.

Anthony Trask, a resident of 6039 Welsford Street, addressed City Council and supported Ms. Stevenson's comments, adding that the small grocery should be retained as a convenience both to Welsford Place residents and those of the surrounding neighbourhood.

No other persons wished to address Council.

MOVED by Alderman Meagher, seconded by Alderman Downey that the matter be referred to City Council without recommendation.

Motion passed.

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Public Hearing Re: To Consider the Rezoning of Proposed Lot R-195 (Civic Nos. 580-582 Bedford Highway) to R-4 (Multiple Dwelling Zone), an Application for the Consolidation of Lots 192-195 to create Lot R-195, and an Amendment to the Zoning Bylaw, thereby Deleting Lot R-195 from Schedule "K" and Including It under Schedule "E"

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A public hearing was held at this time into the above-noted matter which was duly advertised.

Mr. W. D. Campbell, Development Department, with the aid of sketches, described the proposal for the rezoning to R-4 and the consolidation of four properties at 580-582 Bedford Highway (Lots 192-195 inclusive), noting that approval of this application will facilitate surface parking and eliminate the need, on the part of Shaunslieve Development Corporation, to construct a two-level concrete parking structure. He further stated that staff recommend approval of this application, given that the proposed parking lay-out is felt to be aesthetically preferable and that the parking area is well buffered from Hemlock Ravine. With reference to the existing house at Civic No. 582 Bedford Highway (Lot 195), staff recommend this structure be allowed to remain, subject to the terms of a zoning contract.

His Worship called for those persons present who wished to address City Council in support of the proposal.

Mr. Keith Laws, representing Shaunslieve Development Corporation, addressed City Council, noting that the proposed parking area has been designed to mesh with the surrounding natural environment and to eliminate the possibility of a less desirable entrance to the development.

In response to a question from His Worship, Mr. Laws stated his belief that, should the building located at 582 Bedford Highway become unfit for use, his client, Shaunslieve Development Corporation, would ensure that it be demolished.



There being no further persons wishing to speak regarding this proposal, His Worship declared the matter to be before Council.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that this matter be referred to City Council without recommendation.

Motion passed.

8:45 P.M. - Meeting adjourned.

H E A D L I N E S

1. Public Hearing Re: To Consider an Application Under Schedule "C", Section 83, Subsection (c) of the Peninsula Zoning Bylaw and Consolidation of Lot H (Civic No. 2057 Parker Street) and Lot M (Civic No. 2074 Robie Street) . . . . . 401
  
2. Public Hearing Re: To Consider the Rezoning of Proposed Lot R-195 (Civic Nos. 580-582 Bedford Highway) to R-4 (Multiple Dwelling Zone), an Application for the Consolidation of Lots 192-195 to Create Lot R-195, and an Amendment to the Zoning Bylaw, thereby Deleting Lot R-195 from Schedule "K" and Including it under Schedule "E" . . . . . 404

PUBLIC MEETING  
MINUTES

Council Chamber  
City Hall  
August 9, 1978  
8:45 p.m.

A public meeting was held on the above date to discuss the proposed ordinance on the regulation of private incinerators.

Present: His Worship the Mayor, Chairman; Deputy-Mayor Shannon, Aldermen Maley, Downey, Meagher, Sullivan, Clarke and Wooden.

Also Present: City Manager, City Clerk, and other staff members.

Mayor Morris noted that information on the matter to be discussed (i.e., a draft incinerator ordinance submitted to City Council in June, 1975; a staff report dated August 1, 1978; a memo to City Council from the Halifax Housing Authority, dated August 7, 1978; a letter from the Council on Teaching Hospitals, dated August 7, 1978; and a letter from Parkdale Realities Limited, dated August 3, 1978) had been circulated to Council members for their consideration.

The City Manager reviewed the issue from its origins in 1973 and emphasized that staff was now seeking instruction, through the auspices of this public meeting, as to whether Council wished to broaden the scope of the 1975 draft ordinance to include other forms of air pollution.

In response to a question from Alderman Meagher, Mr. C. W. Morgan of the City's Building Inspection Division noted that the major cause of problems with private incinerators would appear to be the practice of allowing unlimited access to their operation. He offered the suggestion that the nuisance factor, i.e., soot, ashes and smoke, would be decreased significantly if only one capable individual were responsible for the operation of a building's incinerator.

With reference to a question from Alderman Sullivan, Mr. Bruce Smith of the City Manager's Office verified that staff have received very few complaints regarding smoke and odor being emitted by Tuft's Cove and the Dartmouth Oil Refinery.

In responding to a further question from Alderman Sullivan, Mr. George Grant of the Halifax Fire Department agreed that problems are being caused by the lack of qualified personnel knowledgeable in the operation of private incinerators. He stressed, however, that the fly ash, soot, etc. primarily represented a nuisance to area residents, rather than an actual fire hazard.

Comments and suggestions were then invited from the floor.

A lady who gave her address as being next door to the SPC on McCully Street complained of the excessive smoke and odor emitted from the incinerator operated by that agency. Her argument was supported by a gentleman living at 5721 McCully Street who felt that operation of the SPC incinerator was creating intolerable problems for neighbourhood residents.

His Worship suggested that a meeting be arranged by Mr. Marsden of the SPC to discuss the matter both with area residents and members of City staff. The City Manager was requested to contact Mr. Marsden and arrange to have this meeting convened.

Alderman Maley suggested that staff investigate the health hazards posed by the incinerators burning both household refuse and animal material, such as is being burned by the SPC and various local hospitals. His Worship recommended obtaining a print-out of the City's air-monitoring stations for additional data.

Mr. Gordon Ingram of 3144 Needham Street referred to the safety hazard in the form of live sparks being emitted from the Fort Needham Apartments on the corner of Gottingen and Young Streets. Alderman Sullivan corroborated this complaint.

Mr. Bill Mercier of 5374 Vestry Street complained of the smoke and ash being given off from an apartment building located on Rector Street.

His Worship requested that Mr. Grant of the Fire Department check these buildings with regard to a potential fire hazard.

Referring to the staff report of August 1, 1978, His Worship noted that, should all private incinerators be prohibited, staff has estimated an additional monthly cost to the City of \$3,000 for the disposal of this extra garbage. Furthermore, owners of those buildings now serviced by private incinerators would be faced with the necessity of providing garbage holding rooms complete with chutes, a factor which, in all probability, would lead to rental increases for their tenants.

Mr. Allen addressed the meeting on behalf of Parkdale Realities and Mr. Simon Spatz who, he estimated, own approximately 25% of the apartment buildings in question. He maintained that the cost of renovation to provide for garbage holding rooms, chutes, etc. was exorbitant, and, in some cases, owing to insufficient space, almost impossible. He suggested that, out of the 84 private incinerators presently in operation within the City, only half a dozen are not being operated properly and are the cause of resident complaints. Furthermore, it was his opinion that, through City legislation with respect to the time and weather conditions under which garbage could be burned, regular inspection and maintenance of incinerator facilities and ensuring that only trained personnel have access to the incinerators, the nuisance factor, for the most part, would be eliminated and considerable money saved both by the City and the owners in question.

Mr. Walter Grant, a resident of 1055 Lucknow Street, offered his opinion that not enough emphasis had been placed to date on the air pollution which results from the operation of these private incinerators and the subsequent effect on residents with respiratory problems. He suggested the City establish a stronger

liaison with area health officials and that, as an alternative to incineration, some parts of the City's garbage (i.e., its paper content) be recycled.

His Worship referred to the regional solid waste disposal system now in operation for a four-year period and stated that the Province is presently investigating the possibility of a waste energy scheme. However, he added that preliminary findings would seem to indicate that the City's population produce barely enough garbage on a daily basis to support such a scheme and that recycling a portion of the overall amount would detract further from the feasibility of such a scheme.

Mr. Samuel Jennings of Needham Street emphasized the costs to private individuals owing to the faulty operation of private incinerators.

Mr. Simon Spatz reiterated the opinion that the pollution problem resulting from this equipment could be resolved by City legislation ensuring that garbage was burned at prescribed times on a daily basis. Alderman Sullivan agreed with this suggestion but felt that the City would find it extremely difficult to enforce this type of legislation.

Alderman Clarke noted that he had recently received several complaints from residents of Ward Six and recommended that staff investigate the suggestions made by Mr. Allen and others addressing this public meeting with the intention of "tightening up" the proposed regulations pertaining to incinerator operation.

In response to a question from Alderman Meagher, the City Manager stated that all private incinerators are presently inspected by City representatives on an annual basis; however, he stressed that these inspections were carried out only with a view to discovering potential fire hazards rather than with the purpose of examining reports of nuisance factors.

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Upon further discussion, it was agreed that the matter be returned to staff to re-examine the matter with the intention of allowing existing private incinerators to remain, but subject to legislation restricting the time and frequency of their operation, and the number and qualifications of those individuals responsible for their operation. If such legislation is deemed to be inappropriate or difficult to enforce, staff is then instructed to investigate alternative solutions presently in operation in other municipalities, particularly with reference to the disposal of pathogenic waste accumulated by such agencies as hospitals and the SPC.

At 11:00 p.m., it was moved by Alderman Meagher, seconded by Alderman Clarke that the meeting be adjourned.

HEADLINES

Public Meeting - Proposed Ordinance on  
the Regulation of Private Incinerators . . . 1-5

MINUTES

MAYOR EDMUND MORRIS  
CHAIRMAN

\*K

Record

CITY COUNCIL  
M I N U T E S

Council  
August 17, 1978

Council Chamber  
City Hall  
Halifax, N. S.  
August 17, 1978  
8:15 P. M.

A 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: Deputy Mayor Brenda Shannon, Chairman; Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden, and Hanson.

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

Presentation of Long Service Award to:  
Mr. Clarence Martin & Mr. Stanley MacDonald - Fire Department

Deputy Mayor Shannon paid tribute to Lieutenant Clarence Martin of the Halifax Fire Department in recognition of his 31 years' service and Alderman Meagher, on behalf of City Council, presented a scroll to Lieutenant Martin.

Deputy Mayor Shannon paid tribute to Lieutenant Stanley G. MacDonald of the Halifax Fire Department in recognition of his 32 years' service and Alderman Sullivan, on behalf of City Council, presented a scroll to Lieutenant MacDonald.

M I N U T E S

Deputy Mayor Shannon, in referring to the Minutes of Council of August 9, 1978, noted that the minutes record that the store in the Welsford building would be closed as a result of demolition and advised it was being closed due to the termination of the lease.

MOVED by Alderman Hanson, seconded by Alderman Sullivan that the minutes of City Council meetings held on July 27, 1978, and August 9, 1978, be approved subject to the minutes of August 9, 1978, being amended in accordance with the remarks made by the Chairman.

Motion passed.

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APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of the City Clerk, Council agreed to add:

- 20(a) - One Surplus 1974 JCB Tractor, Loader, Backhoe
- 20(b) - Compliance Agreement - Halifax Police N.C.O.'s and Officers' Association

At the request of Alderman Sullivan, Council agreed to add:

- 20(c) - Department of Community Services

DEFERRED ITEMS

An appeal of the Refusal of a Lord's Day Permit - Rogues Gallery Ltd. - Withdrawn

The Chairman noted that members of Council have received a copy of a letter dated August 14, 1978 from Mr. Wayne Macdonald advising that the appeal of Rogues Gallery was withdrawn.

Ordinance No. 122 - (Tax Concessions Ordinance) - One Sackville Place Limited vs. City of Halifax

Deputy Mayor Shannon noted that at the Committee of the Whole meeting, His Worship had undertaken to speak to the Minister on the matter but advised he had not been able to do so before leaving the City.

Deputy Mayor Shannon suggested that the item be left saying the Ordinance will be dealt with under the Motions Item later in the agenda, to which Council agreed.

Case No. 3595 - Lot Consolidation and Contract Zoning - 2074 Robie Street

A public hearing was held on the above noted matter on August 9, 1978.

Alderman Meagher said he would like to see the property at 2056 Robie Street removed and the area grassed and brought up to the same level as the other part of the property, and that the area be so constructed that it would be possible to have a tot-lot and an area for people to sit.

Alderman Meagher said he would like to see the property on Parker Street remain as well as Lot H and the parking spaces off Parker Street removed. Alderman Meagher suggested this would mean the lot consolidation application would not be approved.



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Deputy Mayor Shannon referred to a letter dated August 15, 1978 from The Dale Corporation advising the City that if permission is granted to demolish the building located at 2056 Robie Street, the Corporation is agreeable to landscaping the lot so that there is no danger to public safety; also, to construct a tot-lot should the number of children in the building warrant it.

In Summary, Deputy Mayor Shannon indicated the Motion would be to allow the extra units, not to demolish the two buildings on Parker Street, and to bring the property next door, 2074 Robie Street, up to the standard outlined in the letter received by Council.

Alderman Meagher noted the matter of parking also had to be addressed.

Deputy Mayor Shannon asked whether staff had sufficient information to draw up a schedule with the applicant and staff replied in the affirmative but noted there was the matter of the encroachment which also should be addressed.

Following a short discussion, it was MOVED by Alderman Meagher, seconded by Alderman Maley that:

A. In accordance with Part 83(c) of the Peninsula Zoning Bylaw, Council grant approval to the proposed development and enter into a contract with the registered owner of the land specifying:

1. that the density will not exceed 263 persons per acre;
2. that a minimum of 89 per cent parking be provided;
3. that the ground floor of Civic No. 2074 Robie Street be completed as per Plan No. P200/8413;
4. that Civic No. 2056 Robie Street be removed from the site and the lot be brought to the same grade as 2074 Robie Street and developed in accordance with the letter of August 15, 1978, received from The Dale Corporation; and
5. that Council grant permission to allow two buildings on one lot being 6046 Welsford Street and 2074 Robie Street.

B. In accordance with Section 533 of the City Charter, Council refuse the consolidation of Lot M with Lot H to create Lot MH as shown on Plan P200/8414 of Case 3595; and

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C. An encroachment license be authorized for the purpose of permitting the existing encroachments of the podium at 2074 Robie Street as shown on Plan No. P200/8414 of Case No. 3595.

The City Clerk advised that Alderman Hanson was not in attendance at the public hearing.

The Motion was put and passed with Alderman Hanson abstaining.

Case No. 3555 - Rezoning, Lot Consolidation, Schedule Amendments, and Contract Zoning, 580-582 Bedford Highway

A public hearing was held with respect to the above noted matter on August 9, 1978.

MOVED by Alderman Sullivan, seconded by Alderman Downey that City Council approve:

1. the consolidation of Lots 192, 193, 194, and 195 to create Lot R-195;
2. the amendment of Schedule K to delete Lot R-195;
3. the amendment of Schedule E to include Lot R-195;
4. the rezoning of Lot R-195 to R-4 with a contract to ensure adequate buffering of Lot R-195 from Hemlock Ravine and to permit two buildings on one lot (Civic Nos. 580 and 582 Bedford Highway), with Civic No. 582 to be used only as a maintenance and day staff facility and not for human habitation;

all as shown on Plans P200/8291 and P200/8311 of Case 3555.

The City Clerk advised that Alderman Hanson was not in attendance at the public hearing.

The Motion was put and passed with Alderman Hanson abstaining.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on August 9, 1978, as follows:

Quotation 519429 - Landscaping at Fleming Park

MOVED by Alderman Hanson, seconded by Alderman Wooden that, as recommended by the Finance & Executive Committee, a contract be awarded to the lowest bidder meeting specifications, Terra Nova Landscaping Ltd., Box 4, Armdale, Nova Scotia to landscape 3,850 square yards at Fleming Park at a contract price of \$9,450.00. Motion passed.

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Rate Structure Agreement - Tex Park

The above noted item was forwarded to City Council without recommendation.

Deputy Mayor Shannon noted there was a question on the rate for validation parking saying Council received a memo advising that the Downtown Merchants do validate parking tickets up to two hours but said it seems that the new agreement did not reflect any provision for that.

Alderman Maley said she would like to see such a provision if it is not included.

Alderman Downey asked whether the City covers the cost of liability insurance and whether it is liable for insurance along with the agreement, and the City Solicitor suggested that Texaco Canada would carry such insurance saying staff could confirm the matter.

Alderman Downey indicated he would like to receive such confirmation.

The Deputy Mayor suggested that Council could either agree to a validation rate which could be set this evening or send the matter back to staff for a report at the Committee of the Whole Council meeting on the matter at which time Alderman Downey's question could also be responded to.

Council agreed that the matter be deferred to the next regular meeting of the Committee of the Whole Council.

Tender 78-14

MOVED by Alderman Hanson, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee:

1. Tender 78-14 be awarded on the following basis:

(a) The projects for Old Sambro Road ALT#1, Kearney Lake Road, Purcell's Cove Road ALT#2 and Hollis Street be awarded to Municipal Spraying and Contracting for the unit prices quoted.

(b) The projects for Bayers Road @ Howe Avenue and Herring Cove Road @ Armshore Drive be awarded to Oilcon Services Limited for the unit prices quoted;

2. Project funds be authorized from Capital Budget Accounts CA 165, CA 142, CA 154, CA 609, CEA 97, and CEA 96;

3. Funding transfers be approved as outlined in Appendix "A" attached to the staff report of July 27, 1978.  
Motion passed.

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Tender 78-28 - Recreation Capital Projects

MOVED by Alderman Sullivan, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee:

1. Tender #78-28 be awarded to Municipal Spraying and Contracting Ltd., the lowest bidder for the total combined project cost submitted as shown on the tender documents.
2. Project funds be authorized from Account Nos. FAA41 and FAA58, FAA94 and FAA95, including the funds transferral noted in the staff report of July 28, 1978 and shown on Appendix "A".
3. Funding transfers be approved as outlined in Appendix "A" of the staff report of July 28, 1978.

In referring to the project for Kline Heights, Alderman Hanson asked if a flood light could be included in order that the facility could be used in the evening, and the City Manager advised that if it is possible, such a light would be installed; otherwise, a report would be submitted to Council on the matter.

Motion passed.

Tender 78-21 - Hillcrest Street

MOVED by Alderman Hanson, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, Tender 78-21 be awarded as follows:

1. Hillcrest Street - Frederick Avenue to Coronation Avenue be awarded to G. W. Mills Ltd. for the unit price quoted.
2. Project funds be authorized from Capital Budget Account CEA85.
3. Project limits be extended from Rufus Avenue to Coronation Avenue.

Following a short discussion, the Motion was put and passed.

Tabling of 1977 Financial Statement - TO BE TABLED

MOVED by Alderman Wooden, seconded by Alderman Clarke that, as recommended by the Finance and Executive Committee, the 1977 Financial Statements be tabled and an early meeting of Council be called to review the accounts with the Auditors.

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Deputy Mayor Shannon advised that a meeting has been arranged with the Auditors for September 7, 1978 at 2:30 P. M. in the Council Chamber.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on August 9, 1978, as follows:

Bridgeview Storm Sewer

MOVED by Alderman Wooden, seconded by Alderman Maley that, as recommended by the Committee on Works, City Council approve the agreement with Canadian National Railway and authorize His Worship the Mayor and the City Clerk to sign the agreement.

Motion passed.

Encroachment - Cogswell Street

MOVED by Alderman Downey, seconded by Alderman Maley that, as recommended by the Committee on Works, an encroachment be authorized to Maritime Telegraph and Telephone Company Limited for the purpose of erecting an outdoor telephone booth on the Southwest corner of Cogswell Street at Trollope Street, as indicated on the sketch attached to the staff report of July 26, 1978.

Motion passed with Alderman Hanson abstained.

Encroachment - Windsor Street

MOVED by Alderman Meagher, seconded by Alderman Maley that, as recommended by the Committee on Works, Maritime Telegraph and Telephone Company Limited be granted an amendment to their existing encroachment license for the purpose of replacing the existing single telephone booth at the Southeast corner of Windsor Street at Quinpool Road with a more modern, back-to-back, double telephone booth.

Motion passed with Alderman Hanson abstaining.

Encroachment - Quinpool Road

MOVED by Alderman Sullivan, seconded by Alderman Maley that, as recommended by the Committee on Works, Council authorize staff to issue licenses for the three encroachments as shown on Appendices A, B, and C to the staff report of July 20, 1978 at a fee of \$150.00 plus the annual fee of \$79.00 for the first year.

Motion passed.

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Naming of Street - Shaunslieve Drive

MOVED by Alderman Sullivan, seconded by Alderman Wooden that, as recommended by the Committee on Works, the Street indicated on the sketch attached to the staff report of July 31, 1978, be named Shaunslieve Drive and a street name sign be erected at the intersection with the Bedford Highway.

Motion passed.

Local Improvements in Ward #4 - Alderman Meagher

At the Committee on Works meeting, staff advised that an attempt would be made to present a report on the subject matter by the time of the Council meeting.

An information report dated August 16, 1978, was submitted on the matter.

The City Manager noted that an information report has been submitted and also advised that a meeting has been scheduled between staff and Alderman Meagher on the site.

Alderman Meagher advised that such action was satisfactory for the time being.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on August 9, 1978, as follows:

Windshield Stickers for Handicapped Motorists

MOVED by Alderman Wooden, seconded by Alderman Maley that, as recommended by the Safety Committee, the sticker for handicapped parking as attached to the staff report of July 11, 1978 as appendix "A", be adopted as the official sticker in the City of Halifax until such time as provincial legislation may be forthcoming in this regard.

Alderman Maley asked if Alderman Lawrence's comments were taken into consideration with respect to placing the number closer to the sticker and making it smaller, and the City Manager replied in the affirmative saying staff was also asked to communicate with the Province which was done on August 15th., but advised that no response has been received.

Mr. Calda advised that as soon as the City is notified, Council will be so informed.