

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on September 5, 1979, as follows:

Staff Report - Street Acceptance, Samuel Terrace & Brook Street

The above item was forwarded to City Council without recommendation.

A supplementary staff report dated September 11, 1979, was submitted.

Alderman Moore expressed some difficulty with the form of the Key Plan as presented on Appendix "A" of the staff report, and His Worship suggested the minutes should show that the key plan as shown on the corner of Appendix "A" attached to the report of September 11th., is not attached for purposes of accuracy and is known to be inaccurate.

MOVED by Alderman Moore, seconded by Alderman Hanson that Samuel Terrace and Brook Street be accepted as part of the official street system.

Motion passed.

Possible Street Closure Circle Drive Extension -  
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Hamshaw, seconded by Alderman Meagher that, as recommended by the Committee on Works, City Council set a date for a public hearing with regard to the closure of Circle Drive extension from Seaview Avenue to Herring Cove Road and the revision of street lines associated therewith.

It was advised that the public hearing was scheduled for October 17, 1979.

Motion passed.

Possible Closure - Portion of Drysdale Road  
between River Road and Herring Cove Road

The above item was forwarded to City Council for the purpose of receiving further information from staff.

As the requested information was not ready, Council agreed that the item be deferred to a subsequent meeting of City Council.

Ordinance 157 Violations - 5697-99 Bilby Street

The above item was deleted from the agenda during the approval of the Order of Business. Alderman Sullivan requested that the item be placed on the agenda of the next Committee of the Whole Council meeting.

Building Permits - 1326 Barrington Street

MOVED by Alderman Maley, seconded by Deputy Mayor Downey that, as recommended by the Committee on Works, the Building Inspector be authorized to issue a building permit for 1326 Barrington Street to install a new roof and replace the fascia.

Motion passed.

Building Permit Moratorium - Old South End & Peninsula Area

MOVED by Alderman Maley, seconded by Deputy Mayor Downey that, as recommended by the Committee on Works, Council affirm that in passing the resolution on August 30, 1979 with respect to the item "Building Permit Moratorium - Old South End and Peninsula Area", it was intended that the building permits that should be referred to Council were those which require, under the Building Ordinance, the payment of a fee.

Motion passed.

Council, at this time, agreed to deal with the following item which was added under the "Added Items" section of the agenda:

Building Permits - Review by Council

A staff report dated September 13, 1979, was submitted.

MOVED by Alderman Maley, seconded by Alderman Hanson that Council approve issuance of the building permits listed in the staff report of September 13, 1979.

Motion passed.

LeMarchant - St. Thomas School Grounds

The following is the recommendation from the Committee on Works:

"That the Board of School Commissioners be requested to complete the fencing of the school to run along the Watt Street boundary of the school yard and to leave a gate to be properly opened for legitimate reasons, the gates be locked at night, and that there be a pedestrian gate open to the grounds.

Alderman Shannon indicated she would like to change the Motion to refer to the enclosing of the school grounds as fencing may not be the best method of accomplishing what is being attempted.

MOVED by Alderman Shannon, seconded by Alderman Maley that the Board of School Commissioners be requested to take steps to enclose the St. Thomas Aquinas school grounds against the trespassing of vehicles.

Motion passed.

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Alderman Meagher noted that at the Committee meeting, he requested that staff review certain sections of Oxford, Allan, and North Streets with a view to carrying out repairs and asked when he could expect to receive a report.

The City Manager advised that the item would probably be on the agenda of the next Committee of the Whole Council meeting but said that staff will advise Alderman Meagher on the matter prior to the Committee meeting with respect to when the report will be issued.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on September 5, 1979, as follows:

Case No. 3651, Contract Development - 1151 Tower Road -  
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Maley, seconded by Alderman Shannon that, as recommended by the City Planning Committee, a date be set for a public hearing to consider an application for a beauty salon at Civic No. 1151 Tower Road under Section 88, Schedule "N" of the Zoning Bylaw, Peninsula Area.

Motion passed.

It was advised that the public hearing was scheduled for November 7, 1979 at 7:30 P. M.

Case No. 3756, Rezoning and Lot Consolidation -  
Seaforth and Windsor Street

The above item was forwarded to City Council without recommendation.

Following a short discussion, it was MOVED by Alderman Meagher, seconded by Alderman Sullivan that a date be set for a public hearing to consider the rezoning of Civic No. 6229 Seaforth Street from R-2 to C-2 and the consolidation of Lots 5 and 6 Seaforth Street with Lot A Windsor Street to form Block J.

Motion passed.

It was advised that the public hearing was scheduled for November 7, 1979 at 7:30 P. M.

Seaview Park

MOVED by Alderman Sullivan, seconded by Alderman Clarke that, as recommended by the City Planning Committee:

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1. Council approve the conceptual scheme for Seaview Park in the form as attached to the staff report of July 19, 1979 and that staff be authorized to proceed with a more detailed design concept and subsequent costing.
2. Council give further consideration to the cost of access improvements from Barrington Street in the 1980 Capital Budget discussions.

Motion passed.

MISCELLANEOUS BUSINESS

Approval of Cost Sharing for Sidewalk Projects Abutting  
the Public Archives Building

A staff report dated September 10, 1979, was submitted.

MOVED By Alderman Shannon, seconded by Alderman  
Hanson that City Council authorize:

1. Staff to negotiate with Dineen Construction (Atlantic) Limited for the renewal of the remainder of sidewalk, curb and gutter, and sodding on the east side of Edward Street between University Avenue and South Street at a cost not to exceed \$22,000.00, and
2. Funds required for the completion of these works from unused funds in the Sidewalk Renewal Accounts.

Motion passed.

Sponsoring of Refugee

A memorandum from the Social Planner addressed to His Worship the Mayor dated September 5, 1979, was submitted.

His Worship explained that a young lady arrived in the City several months ago who came to Canada from Viet Nam. His Worship advised that she entered the Halifax School system and has appealed to all who have met her.

His Worship further advised that the matter presently before Council is for authorization to sign an application, on behalf of the City, to attempt to bring out three of her family members and to re-unite the family.

The Social Planner addressed the Committee on the matter following which, it was MOVED by Alderman Wooden, seconded by Alderman Sullivan that authority be granted to sign the forms indicating the City's intention to sponsor.

Motion passed.

Proposed Amendment to the Municipal Development Plan -  
To Cancel Date for Public Hearing

A staff report dated September 10, 1979, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Sullivan that City Council cancel the public hearing scheduled for December 5, 1979 in connection with a proposed amendment to Policy 3.2.2 of the Municipal Development Plan to delete the phrase "five thousand square feet in floor area" and to substitute therefore, the phrase "fifteen hundred square feet in area".

Motion passed.

QUESTIONS

Question Alderman Sullivan Re: Inspection Charges

Alderman Sullivan advised that he received a call from a resident who was experiencing problems with the property sewer line which was repaired by the City. Alderman Sullivan advised, however, that the resident received a bill in the amount of \$50.00 representing an inspection fee but advised that the inspection was carried out in a matter of minutes.

Alderman Sullivan requested a report on the policy respecting the subject matter and also asked whether it could be reviewed suggesting it seems to be an excessive charge.

His Worship asked that Alderman Sullivan supply the City Manager with the name and address of the resident to which he made reference.

Question His Worship the Mayor Re: Grass Cutting, Certain City Land

His Worship referred to the City property located just north of Fort Needham and to the rear of the Police Boys Club and asked that the City Manager look into the matter as the grass requires cutting.

Question Alderman Shannon Re: Control of Loitering, School Grounds

Alderman Shannon noted that on July 3rd., she requested that the Legal and Police Departments hold discussions with respect to controlling loitering on school grounds. Alderman Shannon questioned where such discussions stand.

The City Solicitor expressed the view that legislation was not required on the matter and felt it was presently within the powers of the Police Department to deal with the matter.

Alderman Shannon requested that such views be forwarded to the Police Department.

Question Alderman Wooden Re: Maintenance Procedures, Schools

Alderman Wooden asked if the School Board could be requested to review its maintenance procedures for schools particularly in Ward #7. Alderman Wooden referred specifically to the matter of painting main entrances and suggested they are not kept up to a suitable standard.

Alderman Wooden asked that special consideration be given to Riverview School and suggested it was not up to an acceptable standard from an appearance point of view.

Question Alderman Wooden Re: Future Plans, Watershed Lands

Alderman Wooden asked if Council is to receive a report from the Public Service Commission on its plans for the watershed lands. Alderman Wooden noted she asked a similar question on the matter approximately three months ago.

Question Alderman Wooden Re: Billboards

Alderman Wooden made reference to properties where the owners have intentions of seeking rezoning or other consideration from Council and at the same time, post signs on the property to the effect that it is the future site of some development. Alderman Wooden suggested that such situations cause a disturbance in the neighbourhood saying she would like the matter reviewed. Alderman Wooden asked whether a Bill Posters License would have to be secured in such cases.

Question Alderman Maley Re: Article - MacLeans Magazine

Alderman Maley advised that in the most recent edition of the magazine, there appeared an article which outlined the recent decision of Council with respect to the Canterbury Investments matter parts of which she found to be detrimental to Halifax. Alderman Maley suggested the City Manager should review the article and perhaps respond to it suggesting it gives a very wrong impression of Halifax to the rest of Canada.

Question Alderman Maley Re: Cleaning of Barrington Street

Alderman Maley suggested there is quite a lot of litter in the gutters along the entire length of Barrington Street and requested that staff look into the matter.

Question Alderman Maley Re: Private Incinerators

Alderman Maley asked when Council will be receiving the report on private incinerators, and the City Manager advised that he would check into the matter.

Question Deputy Mayor Downey Re: School Crossing Guards

Deputy Mayor Downey referred to a recent action taken by Council on the matter of School Crossing Guards and said it was his understanding that more guards were to be laid-off tomorrow. Deputy Mayor Downey said he also understood that the guards to be rehired were not taken back, and His Worship advised that the matter would be dealt with tomorrow.

Question Deputy Mayor Downey Re: Extension, NIP I Program

Deputy Mayor Downey asked if there has been an extension of the NIP I program for another year and His Worship advised that there has not been an official extension but advised that the matter will be pursued.

Question Alderman Shannon Re: Public Gardens, Compliment to Staff

Alderman Shannon said the Public Gardens have been magnificent this year and that she would like to have compliments relayed to staff.

Question Alderman Shannon Re: Lights - Wanderers Grounds

Alderman Shannon asked whether it is intended that the lights on the Wanderers Grounds will be painted as they have a rusty appearance.

The City Manager advised that they are not to be painted saying the matter will be the subject of a detailed report which will be submitted shortly.

NOTICE OF MOTIONS

Notice of Motion Alderman Shannon Re: New Ordinance No. 172,  
The Smoking Ordinance

Alderman Shannon gave notice that at the next regular meeting of the City Council of the City of Halifax to be held on the 27th day of September, A.D., 1979, she proposes to introduce Ordinance Number 172, the Smoking Ordinance, for the purpose of regulating smoking in public places in the City of Halifax.

Notice of Motion Alderman Clarke Re: Amendments to Ordinance  
No. 132, the Plumbing Ordinance

Alderman Clarke gave notice that at the next regular meeting of the City Council of the City of Halifax, to be held on the 27th day of September, A.D., 1979, he proposes to introduce amendments to Ordinance Number 132, the Plumbing Ordinance.

Alderman Clarke advised that the purposes of the amendments were:

1. to delete as a qualification for an applicant to be licensed as a Licensed Plumbing Contractor under the Ordinance, that he have a place of business in the City of Halifax, the City of Dartmouth, or the Municipality of the County of Halifax;
2. to permit a Plumbing Contractor to be licensed if he has a qualified plumber as a permanent employee;

3. to extend the appeal procedure to refusal of license applications;
4. to increase the fees for permits and licenses;
5. to alter some of the administrative requirements.

ADDED ITEMS

Larry O'Connell Field

Alderman Hanson noted that at the August 16, 1979 meeting of Council, it was advised that a meeting was to be held between the residents in the area of the Larry O'Connell Field and the Alderman for the Ward. Alderman Hanson advised that such a meeting was held and as a result, it is proposed that the play equipment should remain but be relocated on the field.

Alderman Hanson advised that it is estimated that such a move would cost about \$3,000 and the funds are available according to City staff. Alderman Hanson requested that Council authorize the expenditure in order that the work can be carried out.

The City Manager advised that he would be pleased to recommend the expenditure of \$3,000 for the project.

MOVED by Alderman Hanson, seconded by Alderman Hamshaw that City Council authorize the expenditure of \$3,000 for the relocation of play equipment at the Larry O'Connell Field.

Motion passed.

Partial Closure - Kaye Street

A staff report dated September 10, 1979, was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that City Council set a date for a public hearing on the matter of the closure of the portion of Kaye Street between Barrington Street and Devonshire Avenue.

Motion passed.

It was advised that the public hearing was scheduled for November 7, 1979 at 7:30 P. M.



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Rezoning - 106 Dutch Village Road

A supplementary staff report dated September 11, 1979, was submitted.

MOVED by Alderman Hanson, seconded by Alderman Hamshaw that Council set October 3, 1979 as the date for a public hearing to consider the proposed rezoning of Civic No. 106 Dutch Village Road from Multiple Dwelling Zone (R-4) to Park and Institutional Zone (P).

Motion passed with Aldermen Sullivan and Meagher abstaining.

Award of Tender #79-25, New Sidewalks, Traffic Improvements, New Curb and Gutter

A staff report dated September 5, 1979, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Maley that:

1. Tender #79-25 for projects, materials, or services listed in Appendix "A", except Item #5, be awarded to Steed & Evans and Armdale Const. as recommended for the unit prices quoted.
2. Project funds be authorized from Accounts CA071, CA070, CA029, CD003, and CJ046.
3. Funding transfers be approved as shown in Appendix "A" attached to the staff report of September 5, 1979.
4. Funding advancement be approved as shown in Appendix "A" attached to the staff report of September 5, 1979, Note #4.
5. Item #5, as shown on Appendix "A" attached to the staff report of September 5, 1979, be deferred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

Alderman Clarke noted that within the last month, Council was circulated with a list of sidewalks saying there was an indication that some money had been saved on other sidewalk tenders. Alderman Clarke asked if consideration will be given to the list in the near future.

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His Worship indicated that tenders are to be issued at the end of the month saying the projects had to be designed and the work is to be pursued. His Worship advised that all the projects may not be done during the present season in which event, they would have to be deferred until next Spring.

Alderman Clarke advised that he would speak with staff on the matter tomorrow.

Alderman Meagher asked if staff could re-issue the shopping list for the next Committee of the Whole Council meeting and advise of the amount of funds remaining in order that Council may be able to deal with priorities.

Contract Agreements - Conflict with Municipal Development Plan

A private and confidential staff report was submitted on the matter dated September 12, 1979.

His Worship questioned whether Council could resolve the matter at tonight's meeting and suggested that the report be received as good legal counsel, to which Council agreed.

Building Permits - Review by Council

The above item was dealt with under the Report of the Committee on Works Committee section of the agenda.

Case No. 3718, Contract Development -  
Bedford Highway - SET DATE FOR PUBLIC HEARING

The above item was last considered by City Council on August 30, 1979.

His Worship said staff have been advised the owner has withdrawn his appeal before the Provincial Planning Appeal Board suggesting that Council now has to set a date for a public hearing into the new application.

MOVED by Alderman Hamshaw, seconded by Alderman Maley that, subject to confirmation that the appeal has been withdrawn, Council set Wednesday, November 7, 1979 at 7:30 P.M. as the date for a public hearing on the proposed development on Lots D-2, D-3, and D-4 Bedford Highway as shown on Plan Nos. P200/8887, 8888, 9180 of Case No. 3718, under Sections 67 of the Zoning Bylaw, Mainland Area.

Motion passed.

1:10 A. M. - Meeting adjourned.

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MAYOR EDMUND L. MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)  
CITY CLERK

Date Approved by City Council: \_\_\_\_\_

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

Council Chamber,  
City Hall,  
Halifax, N. S.  
September 19, 1979  
7:45 p.m.

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

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

PRESENT: Deputy Mayor Downey, Chairman; Aldermen Maley, Shannon, Meagher, Sullivan, Clarke, Wooden, Hanson, Moore and Hamshaw.

ALSO PRESENT: City Manager, City Solicitor, City Clerk and other staff members.

It was unanimously agreed that the following additional items be considered:

Case No. 3761 - Zoning Bylaw Modification - 1660 Robie Street

Contract Zoning - Captain William Spry School Site - Proposed Senior Citizens Project - DATE FOR PUBLIC HEARING

Award of Tender 79-25 - New Sidewalks, Traffic Improvements, New Curb and Gutter

Property Taxes - St. Joseph's Childrens' Centre

Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) - 1472 Tower Road (Garden Park Apartments)

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A public hearing re the above matter was held at this time.

Mr. B. Algee, Development Officer, with the aid of sketches, explained that the application is to permit the development of non-residential uses on the ground floor of the apartment building under construction at Civic No. 1472 Tower Road for occupancy of a 3,600 square foot restaurant, a 900 square foot grocery and convenience store, a 1200 square foot travel agency office and medical and professional offices of the Atlantic Child Guidance Centre (6,000 square feet).

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Mr. Algee advised that the restaurant is a permitted use, the grocery store exceeds the 600 square foot maximum area permitted, and the travel agency and Atlantic Child Guidance Centre are not permitted uses. He stated that the requested uses at 1472 Tower Road are, in the opinion of staff, compatible to the area. He added that there appears to be justification for permitting access to the proposed uses from the exterior of the building as well as signage that identifies the uses within to the public.

Mr. Ralph Medjuck, applicant, addressed the meeting and advised that permission is being requested for direct access from the restaurant to the sidewalk. He stated it is not intended to have a 900 square foot grocery store, it would probably be not more than 400 sq. ft. He advised that the proposed travel agency would be 1100 - 1200 sq. ft. Mr. Medjuck advised that the applicant will be pleased to rely unilaterally on staff's acceptance of any signage. Mr. Medjuck responded to questions from members of City Council.

Dr. Gerald Gordon, Executive Director, Atlantic Child Guidance Centre, addressed City Council in support of the application. He stated the location is most suitable to the Centre's needs and is critical to its future. He advised that the Centre's staff, the Board of Directors, and the Provincial Government have approved the location and urged that City Council favourably consider the application.

No other persons present addressed City Council in support of the application.

Mr. F. W. Wickwire, representing the Lord Nelson Hotel Limited, addressed City Council in opposition to the application. He commented on the scale of the proposed commercial venture noting that the plan on file indicates a restaurant of 3,500 sq. ft. when an advertisement in the window of the development indicates an area of 4,225 sq. ft. He submitted a photo of the said advertisement.

Mr. Wickwire quoted from a Provincial Planning Appeal Board decision re evidence given as to the natural barriers separating the Spring Garden Road commercial neighbourhood from the residential neighbourhood. He noted that the staff report does not comment on the impact of the proposed development on the Public Gardens or Victoria Park, nor does it mention parking in the area.

Mr. Wickwire submitted copies of a memorandum he prepared re policies of the Municipal Development Plan which he felt were applicable when considering the application. Mr. Wickwire responded to question from members of City Council.

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No other persons present wished to address City Council in opposition to the application.

A letter dated September 19, 1979, was submitted by Cliff O'Laughlin, Chairman, Spring Garden Area Business Association, in opposition to the application, copies of which were circulated to members of City Council.

MOVED by Alderman Hanson, seconded by Alderman Sullivan that the matter be referred to City Council without recommendation. Motion passed.

Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) - 6073 Coburg Road

A public hearing re the above matter was held at this time.

Mr. B. Algee, Development Officer, with the aid of sketches, explained the application for contract development to permit the offices of Impact Publishing Limited to locate at 6073 Coburg Road, a property zoned R-3 (Third Density Residential), located on the northeast corner of Coburg Road and Henry Street. He pointed out that the property is shown as residential on the Municipal Development Plan's Generalized Future Land Use Map and submitted that the area is generally residential in character. He stated that the use is not a local business type use and should be located in a defined commercial centre. He stated that on-site parking is inadequate.

Mr. Algee, in response to a question, advised that an amendment to the Municipal Development Plan would be necessary in order to permit the proposed use at 6073 Coburg Road.

Mr. A. William Cox, Q.C., solicitor for Wilshar Advertising Limited, addressed City Council in support of the contract development application and presented a brief, copies of which were circulated to members of City Council.

Mr. Harry Bruce, Editor, Atlantic Insight Magazine, addressed City Council in support of the application. He presented slides in support of his presentation and submitted a brief, copies of which were circulated to members of City Council. He further submitted documentation of pedestrian and vehicular traffic in the immediate area, copies of which were circulated to members of City Council.

Mr. Cox and Mr. Bruce responded to questions from members of City Council.



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No other persons present wished to speak in support of the application.

Mr. Millard Wright, a resident at the Carlyle, and Director of the Carlyle Corporation, addressed City Council in opposition to the application, stating the area is residential and residents of the Carlyle would like to keep it that way. He stated this particular application is opposed as it is felt it is not local in nature and, if approved, it would invite increasing commercial usage of the area. He suggested that approval of the application would worsen the present vehicular traffic and parking situation. Mr. Wright added that the 67 families occupying 6095 Coburg Road go on record as opposing the application as presented. Mr. Wright responded to questions from members of City Council.

Mr. Dennis Ashworth, a resident of Henry Street, addressed City Council in opposition to the application, expressing his concern that this application is another instance of a continuous encroachment of commercial uses in a residential neighbourhood. Mr. Ashworth cited properties in the area that have been converted back to single-family uses. He suggested that there is a parking problem on Henry Street which would be aggravated by approval of the application. He stated that the only other commercial uses in the area are professional or neighbourhood uses. Mr. Ashworth responded to questions from members of City Council.

Mr. Ross Haines, a resident of 1549 Henry St., addressed City Council in opposition to the application. He suggested that some of the residents who signed the petition in favour of the application did so because of the unpleasant memories of the property when it was used as a frat house. He stated that there is a traffic problem on Coburg Road and Henry Street and there is no alternative parking available in the area. Mr. Haines suggested that this is another opportunity for commercial uses to encroach upon a residential neighbourhood.

Mr. Keith Vaughan, representing the Ward 2 Residents' Association, addressed City Council in opposition to the application. He suggested that the neighbourhood has been stabilized as a residential area and to allow a commercial use would accelerate the instability process again. He added there is a traffic problem in the area and a solution would be not to allow further commercial development in the area. He noted that there is declining school enrollment in the area and asked City Council to encourage residential use to maximize the occupation of school rooms. He suggested that commercial uses in the neighbourhood should be restricted to neighbourhood type stores.

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No other persons present wished to address City Council in opposition to the application.

Alderman Shannon asked if contracts are associated with ownership of the property or with the property itself. The City Solicitor advised that he will respond to the question prior to the next regular meeting of City Council.

The following correspondence was received in opposition to the application:

Letters dated May 3, June 5 and September 14, 1979 from Fred S. Fountain, President, Halifax County Condominium Corporation No. 11 (The Carlyle)

Letter dated September 2, 1979, from John A. Meade, Suite 801, 6095 Coburg Road, Halifax, N. S.

Letter dated September 17, 1979, from Mrs. Winnifred Sweet, 1442 Edward Street, Halifax, N. S.

Letter dated August 14, 1979, from Harold E. Crosby, 1002 - 6095 Coburg Road, Halifax, N. S.

MOVED by Alderman Shannon, seconded by Alderman Maley that the matter be referred to City Council without recommendation. Motion passed.

Rezoning of Area on the West Side of Gottingen Street at the Northwest Corner of Duffus Street and Gottingen Street - C-2 (General Business) to C-1 (Local Commercial) Soft Area 19

A public hearing re the above matter was held at this time.

Mr. David Russell, Senior Planner, explained with the aid of maps, the area under review. He stated a mix of commercial uses now exist in the area fronting on Gottingen Street between Duffus Street and Vestry Street and it is staff's opinion that the area would be more appropriately zoned C-1 (local business).

Mr. Peter G. Green, solicitor for Consolidated Realties Limited, addressed City Council in opposition to the staff recommendation. Mr. Green read a brief, copies of which were circulated to members of City Council. Mr. Green responded to questions from members of City Council.

Special Council,  
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Mr. John P. Merrick, representing Texaco Canada Inc. addressed City Council in opposition to the rezoning on behalf of retailer Heinz Bragka, operator of a service station at 3590 Gottingen Street. Mr. Merrick submitted a brief, copies of which were circulated to members of City Council.

Mr. Heinz Bragka, operator of a service station at 3590 Gottingen Street addressed City Council in opposition to the proposed rezoning to C-1 (local business). He stated he has operated the service station for sixteen years and would like to continue until his retirement.

No other persons present wished to address City Council in support of or in opposition to the proposed rezoning.

A letter dated September 7, 1979, was received from W. D. McPhee, 3626 Gottingen Street, Halifax, N. S. in support of the rezoning from C-2, general business, to C-1, local business.

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

Rezoning of Lots A-1 and B-1, Lands of Ronald Simms - 6025 Livingstone Street from R-2 (General Residential) to C-2 (General Business) and Application to Consolidate Lots A-1 and B-1 with 5024 Livingstone Street (Lot A) to Create Lot C

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A public hearing re the above applications was held at this time.

Mr. B. Algee, Development Officer, with the aid of maps, explained the applications for rezoning and lot consolidation. He advised it is the owner's intention to expand his existing used car business. He noted that the land is designated as Industrial on the Generalized Future Land Use Map and stated the proposed use can be considered compatible with industrial uses, and in particular the predominant development trend in the area.

Mr. Ron Burden, solicitor for the applicant, addressed City Council in favour of the applications and responded to questions from members of City Council.

Special Council,  
Public Hearings,  
September 19, 1979

No other persons present wished to address City Council in favour of or in opposition to the applications.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that the matters be referred to City Council without recommendation. Motion passed.

Amendments to the Zoning Bylaw (Peninsula Area) - Section 84 (b), 85 (b), and 86 (b).

A public hearing re the above matter was held at this time.

Mr. Richard Matthews, Director of Planning, advised that the proposed amendment appears to be a matter of policy for City Council's consideration and would be consistent with the Municipal Development Plan. He explained that Schedules "F", "G" and "J" cover the Central Business District and the Waterfront and within those Schedules a parking lot of 4,000 sq. ft. or less is permitted as of right under the Zoning Bylaw. He stated the proposal before City Council would require that parking lots of 4,000 sq. ft. or less be submitted to City Council for contract approval.

No persons present wished to address City Council in support of or in opposition to the proposed amendments.

MOVED by Alderman Maley, seconded by Alderman Shannon that the matter be referred to City Council without recommendation. Motion passed.

Amendment to the Zoning Bylaw (Mainland Area) - Subsection 61(1)(d)

A public hearing re the above matter was held at this time.

Mr. Richard Matthews, Director of Planning, advised that the proposal would be consistent with the Municipal Development Plan and would not diminish the power of the Holding Zone.

No persons present wished to address City Council in support of or in opposition to the proposed amendment.

Special Council,  
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MOVED by Alderman Hanson, seconded by Alderman Hamshaw that the matter be referred to City Council without recommendation. Motion passed.

Case No. 3761 - Zoning Bylaw Modification - 1660 Robie St.

MOVED by Alderman Shannon, seconded by Alderman Maley that the application to modify the lot frontage, area and yard requirements to permit 1660 Robie Street to convert to a duplex be approved subject to the contract attached to the supplementary staff report of September 18, 1979. Motion passed.

Captain William Spry School Site - Contract Zoning -  
Proposed Senior Citizens Project - DATE FOR HEARING

MOVED by Alderman Wooden, seconded by Alderman Hanson that City Council set a date for a public hearing to consider an application for contract development under Section 66, Schedule "D" of the Zoning Bylaw, Mainland Area, to permit the development of thirty-eight (38) senior citizen housing units on the site of the former Captain William Spry School on Arnold Drive. Motion passed.

The City Clerk advised that the public hearing is scheduled for Wednesday, October 17, 1979, at 7:30 p.m. in the Council Chamber, City Hall.

Tender 79-25 - New Sidewalks, Traffic Improvements, New Curb and Gutter

MOVED by Alderman Meagher, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee:

1. Tender #79-25, for item No. 5 listed in Appendix "A" be awarded to Steed & Evans for the unit prices quoted;
2. Project Funds be authorized from Account CJO46;
3. Funding transfers be approved as shown in Appendix "A";
4. Funding advancement be approved as shown in Appendix "A", Note 4.

Motion passed.

St. Joseph's Children's Centre - 1979 Taxes - Alderman  
Meagher

Alderman Meagher submitted a letter dated September 13, 1979, from Sue Wolstenholme, Executive Director, St. Joseph's Children's Centre, 2326 Brunswick Street, re 1979 taxes.

MOVED by Alderman Meagher, seconded by Alderman Maley that the matter be referred to the Tax Concessions and Grants Committee for appropriate action. Motion passed.

Meeting adjourned - 10:55 p.m.

HEADLINES

Public Hearing: Application under Schedule "C" Section 83 of the Zoning Bylaw (Peninsula Area) - 1472 Tower Road (Garden Park Apartments) .....	505
Public Hearing: Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) - 6073 Coburg Road .....	507
Public Hearing: Rezoning on West Side of Gottingen St. at Northwest Corner of Duffus Street and Gottingen Street - C-2 (General Business) to C-1 (Local Commercial) Soft Area 19 .....	509
Public Hearing: Rezoning of Lots A-1 and B-1, Lands of Ronald Simms - 6025 Livingstone Street from R-2 (General Residential) to C-2 (General Business) and Application to Consolidate Lots A-1 and B-1 with 5024 Livingstone Street (Lot A) to Create Lot C .....	510
Amendments to the Zoning Bylaw (Peninsula Area) - Section 84 (b), 85 (b), and 86(b) .....	511
Amendment to the Zoning Bylaw (Mainland Area) - Sub-section 61(1)(d) .....	511
Case No. 3761 - Zoning Bylaw Modification - 1660 Robie Street .....	512
Captain William Spry School Site - Contract Zoning - Proposed Senior Citizens Project - DATE FOR HEARING ..	512
Tender 79-25 - New Sidewalks, Traffic Improvements, New Curb and Gutter .....	512
St. Joseph's Children's Centre - 1979 Taxes - Alderman Meagher .....	513

DEPUTY MAYOR GRAHAM DOWNEY  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

CITY COUNCIL  
MINUTES

*Comptroller*  
*Record*

Council Chamber  
City Hall  
Halifax, N. S.  
September 27, 1979  
8:20 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: His Worship the Mayor, Chairman; Deputy Mayor Downey, and Aldermen Maley, Shannon, Meagher, Sullivan, Clarke, Wooden, Hanson, and Moore.

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

M I N U T E S

Minutes of City Council meetings held on September 13 & 19, 1979, were approved on Motion of Alderman Wooden, seconded by Alderman Hanson.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 5.7 - Zoning Review - Soft Area 9
- 20.1 - Authority to Expropriate - Rockingham North Services Project
- 20.2 - Building Permits - Review by Council, Old South End

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

- 9.3 - Petition - Halifax City Market Vendors
- 20.3 - Letter - Halifax Senior Citizens' Housing Corporation

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

- 20.4 - Regional Housing Authority Boards

At the request of Alderman Hanson, Council agreed to add an item dealing with the relocation of government offices to Dartmouth, to be taken at this time.

Relocation of Government Offices to Dartmouth

Alderman Hanson said he would like to receive some clarification with respect to the relocation of Government offices to the City of Dartmouth. Alderman Hanson referred to the Halifax Assessment Office saying it was his understanding it was not to be relocated to Dartmouth but advised that a statement was made today to the effect that it would be.

His Worship advised that he heard a statement on the radio at 6:00 p.m. to the effect that the Minister of Development for the Province of Nova Scotia said that the transfer of offices of the Provincial Government from Halifax to Dartmouth, as originally announced, was proceeding without change. His Worship advised that the radio report referred to the fact that the announcement was contrary to what the Mayor of Halifax had announced earlier in the week.

His Worship in referring to his earlier announcement that the assessment office would not be moved, advised that the source of his information was the Premier of the Province saying the Premier told him that the Halifax City Regional Assessment office would not be relocated from the City. His Worship advised that if the leader of the Government of Nova Scotia advises the leader of the Council of the City of Halifax that something is to be done, he places his total dependence on the leader of the Government.

Alderman Hanson indicated that the matter was now clear in his mind.

The agenda, as amended, was approved by Council.

DEFERRED ITEMS

Contract Zoning - 1472 Tower Road

A public hearing was held into the above item on September 19, 1979.

The City Clerk advised that His Worship the Mayor was not in attendance at the public hearing.

MOVED by Alderman Moore, seconded by Alderman Maley that City Council approve the proposed development of a restaurant, a grocery and convenience store, a travel agency office, and the Atlantic Child Guidance Centre offices and clinic, occupying areas of approximately 3,600, 900, 1,200, and 6,000 square feet respectively, on the ground floor of Civic No. 1472 Tower Road, under Section 83, Schedule "C" of the Zoning Bylaw, Peninsula area, subject to the following terms and conditions:



Council  
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(1) The advertising signs proposed to be erected at Civic No. 1472 Tower Road must be of a size and material that is satisfactory to City staff.

Alderman Maley referred to a letter received from the applicant dated September 24, 1979 and suggested there seems to be some discrepancy between what was applied for as contained in the staff report, and what is contained in the letter from the applicant. Alderman Maley referred to Page #2 of the letter where the term "restaurant/lounge" is used suggesting the lounge matter seems to be new.

Alderman Maley suggested the matter should be clarified and asked if the contract could refer only to a restaurant.

The City Manager suggested the Bylaw did not provide for a lounge suggesting the contract would refer only to the restaurant use.

His Worship said the City Solicitor has advised that the actual contract will be returned to Council in this case. His Worship advised that the Motion was subject to a contract being entered into.

Alderman Shannon, in referring to the area to be occupied by the Atlantic Child Guidance Centre, advised that she supports the Motion on the basis of that area considered as commercial and not Park and Institutional.

The Motion was put and passed.

#### Contract Zoning - 6073 Coburg Road

A public hearing was held with respect to the above item on September 19, 1979.

Alderman Shannon spoke to the matter and MOVED, seconded by Alderman Maley that the application to permit the offices of Impact Publishing Company to locate at Civic No. 6073 Coburg Road, be refused by City Council as recommended in the staff report dated May 24, 1979 and because the application is not consistent with the Municipal Development Plan.

Following a discussion on the matter, the Motion was put and passed with Aldermen Clarke, Hanson, and Moore against.

#### Rezoning - Soft Area 19 (MDP 4)

A public hearing was held with respect to the above item on September 19, 1979.

Alderman Sullivan noted that at the public hearing, Council learned that the shopping centre, for example, is on one lot saying that if the area is rezoned as recommended, improvements which he had desired to be made to the shopping centre, would not be made.

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Alderman Sullivan said he has always had a concern with the uses which the C-2 zone allows and advised he would like the matter deferred and to have staff come back with a report on a new zone which would include what he considers to be some of the more offensive uses in the C-2 zone which are causing the problem.

As an example, Alderman Sullivan referred to licensed premises, motorcycle shops, and pool halls saying he would like staff to come back to Council with a report on such a zone and for Council to deal with the subject application after giving consideration the new zone matter.

A discussion ensued on the matter and it was MOVED by Alderman Sullivan, seconded by Alderman Maley that the matter of the Rezoning of Soft Area 19 (MDP4), be deferred and that staff come back to Council with the requested report.

Following a further short discussion, the Motion to defer was put and passed with Aldermen Wooden, Hanson, and Moore against.

Case No. 3716 - Rezoning and Lot Consolidation -  
6025 Livingstone Street

A public hearing was held into the above-noted matter on September 19, 1979.

MOVED by Alderman Clarke, seconded by Alderman Sullivan that the application to rezone Lots A-1 and B-1, lands of Ronald Simms, from R-2 General Residential Zone to C-2 General Business Zone, and the lot consolidation to create Lot C as shown on Plan P200/9041 of Case No. 3716, be approved by City Council.

Motion passed.

Amendment to Mainland Zoning Bylaw - Section 61(1)(d)

A public hearing was held into the above item on September 19, 1979.

MOVED by Alderman Wooden, seconded by Alderman Shannon that City Council adopt a certain amendment to the Zoning Bylaw (Mainland Area), specifically to delete Subsection 61(1)(d) and to substitute therein Subsection 61(1)(d) to read, "the office of a professional person located in the dwelling house used by such professional person as his private residence", and Subsection 61(1)(e) to read, "any use other than a privy accessory to any of the uses in (a), (b), (c), and (d)".

Motion passed.

Amendment to Zoning Bylaw (Peninsula) Sections 84(b),  
85(b), and 86(b)

A public hearing was held into the above matter on September 19, 1979.

MOVED by Alderman Maley, seconded by Alderman Shannon that City Council adopt certain amendments to the Zoning Bylaw (Peninsula Area), specifically to amend Section 84(b) and 86(b) to read, "No parking lot shall be permitted".

Motion passed.

Zoning Review - Soft Area 9

The above item was added to the agenda at the request of the City Clerk. A public hearing was held into the matter on July 11, 1979.

A supplementary staff report dated September 25, 1979, was submitted.

A questioning of staff ensued on the matter and His Worship suggested that Council wanted to consider rezoning the Chebucto Road frontage perhaps to commercial, and the rear to residential, and staff was asked to find a way of doing it.

For the benefit of Council, staff drew a sketch of the area in question on the blackboard. Further discussion and questioning of staff ensued on the matter and the City Solicitor suggested a solution to the problem would be to create a line to the rear of the commercial property on the corner of Connolly Street and Chebucto Road, running from one side of the property in question to the other, and for Council to zone the property fronting on Chebucto Road to C-2 and the remainder of the property to R-2.

Alderman Meagher advised that he would be willing to make such a Motion if the City Solicitor would prepare the necessary documentation to give effect to it.

The City Solicitor suggested that perhaps the item should be deferred for the purpose of receiving a further report as he was not certain how the matter was advertised.

Council then agreed that the matter be deferred back to staff for a further report.

AMENDED SHEET

Council  
September 27, 1979

Amendment to Zoning Bylaw (Peninsula) Sections 84(b),  
85(b), and 86(b)

A public hearing was held into the above matter on September 19, 1979.

MOVED by Alderman Maley, seconded by Alderman Shannon that City Council adopt certain amendments to the Zoning Bylaw (Peninsula Area), specifically to amend Section 84(b), 85(b), and 86(b) to read, "No parking lot shall be permitted".

Motion passed.

Zoning Review - Soft Area 9

The above item was added to the agenda at the request of the City Clerk. A public hearing was held into the matter on July 11, 1979.

A supplementary staff report dated September 25, 1979, was submitted.

A questioning of staff ensued on the matter and His Worship suggested that Council wanted to consider rezoning the Chebucto Road frontage perhaps to commercial, and the rear to residential, and staff was asked to find a way of doing it.

For the benefit of Council, staff drew a sketch of the area in question on the blackboard. Further discussion and questioning of staff ensued on the matter and the City Solicitor suggested a solution to the problem would be to create a line to the rear of the commercial property on the corner of Connolly Street and Chebucto Road, running from one side of the property in question to the other, and for Council to zone the property fronting on Chebucto Road to C-2 and the remainder of the property to R-2.

Alderman Meagher advised that he would be willing to make such a Motion if the City Solicitor would prepare the necessary documentation to give effect to it.

The City Solicitor suggested that perhaps the item should be deferred for the purpose of receiving a further report as he was not certain how the matter was advertised.

Council then agreed that the matter be deferred back to staff for a further report.

PETITIONS AND DELEGATIONS

Petition for a Skateboard Park in Clayton Park Area -  
Alderman Hamshaw

Alderman Moore, on behalf of Alderman Hamshaw, submitted a petition signed by a number of citizens who participate in skateboarding in the City. The petition was for the purpose of seeking an area where the petitioners can participate in their sport in safe surroundings.

Council agreed that the petition be referred to staff for a report.

Petition - Property at 4 Swallow Street

Alderman Moore, on behalf of Alderman Hamshaw, submitted a petition signed by residents of Swallow Street which requested action by the City of Halifax to have the property at 4 Swallow Street brought up to the landscaping standards of the neighbourhood community, and to ensure that this standard is maintained.

Council agreed that the matter be referred to staff for a report.

Petition - Halifax City Market Vendors - Alderman Meagher

Alderman Meagher submitted a letter from the Halifax City Market Vendors Committee, and attached petition, relating to a permanent location for the market and a commitment by the City towards the development and growth of the City Market service to the residents of Halifax-Dartmouth.

Council agreed that the matter be referred to staff for review and report. Alderman Meagher noted that the Vendors Committee would like to receive a copy of the report to be prepared before it is submitted to a Council meeting in order that they may appear before Council.

His Worship advised that the Waterfront Development Corporation continues to meet with the present vendors to try to ascertain an appropriate site for a potential farmers market. His Worship advised there was a feeling that a farmers market might be able to be located in the Gottingen Street area and add a measure of revitalization to that area. His Worship advised that facilities for a market are being looked at.

Council,  
September 27, 1979

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on September 19, 1979, as follows:

Store Opening Hours - Ordinance Nos. 109 and 121

MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, staff review the implications of the 1,500 net sq. ft. contained in the new application with respect to store opening hours in terms of neighbouring municipalities as well as methods of amending Ordinances in order that pool and billiard halls not be open on Sundays, and to present a report on the matter. Motion passed.

Alderman Maley requested that in future staff reports Ordinance No. 109 and Ordinance No. 121 be dealt with separately.

Award of Tender No. 520566, Landscaping - Robie Street Approach - A. Murray MacKay Bridge

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

1. Tender No. 520566 for the project(s) listed in the staff report dated September 12, 1979, be awarded to Terra Nova Landscaping Ltd. for the lump sum contract prices quoted;
2. Project funds be authorized from Capital Account(s) Z0600 FA001;
3. Funding transfers be approved as shown in the staff report dated September 12, 1979.

Motion passed.

AMENDED SHEET

Council,  
September 27, 1979

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on September 19, 1979, as follows:

Store Opening Hours - Ordinance Nos. 109 and 121

MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, staff review the implications of the 1,500 net sq. ft. contained in the new application with respect to store opening hours in terms of neighbouring municipalities as well as methods of amending Ordinances in order that pool and billiard halls not be open on Sundays, and to present a report on the matter. Motion passed.

Alderman Maley requested that in future staff reports Ordinance No. 109 and Ordinance No. 121 be dealt with separately.

Award of Tender No. 520566, Landscaping - Robie Street Approach - A. Murray MacKay Bridge

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

1. Tender No. 520566 for the project(s) listed in the staff report dated September 5, 1979, be awarded to D. Coupar Landscaping for the lump sum price quoted, extra fill if required, \$5.00 cu. yd. placed.
2. Project funds be authorized from Capital Account(s) Z0300.CK020.
3. Funding transfers be approved as shown in the staff report dated September 5, 1979.

Motion passed.

Council,  
September 27, 1979

Award of Tender No. 520643 - Landscaping - Graves Oakley  
Playground

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

1. Tender No. 520643 for the project(s) listed in the staff report dated September 12, 1979, be awarded to Terra Nova Landscaping Ltd. for the lump sum contract prices quoted;
2. Project funds be authorized from Capital Account(s) Z0600 FA001;
3. Funding transfers be approved as shown in the staff report dated September 12, 1979.

Motion passed.

Award of Tender No. 79-16 - Highway Salt

MOVED by Alderman Sullivan, seconded by Alderman  
Clarke that, as recommended by the Finance and Executive  
Committee, authority be granted to enter into a contract  
with Canadian Salt Company at prices of 20.10 and 20.60  
per net ton for fall and winter delivery.

Motion passed.



Council,  
September 27, 1979

Award of Tender No. 79-119 - Replacement - Half-ton Truck  
- Fire Department

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

1. Tender No. 79-119 for the project(s) listed in the staff report dated September 10, 1979, be awarded to Citadel Motors Ltd., 1569 Brunswick Street, Halifax, Nova Scotia;
2. Funding transfers be approved as shown in the staff report dated September 10, 1979.

Motion passed.

Award of Tender No. 79-122 - One 1979 Model Tracked Vehicle  
for Sidewalk Snow Removal

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

1. Tender No. 79-122 for the project(s) listed in the staff report dated September 10, 1979, be awarded to Industrial Machinery Co. Ltd., P.O. Box 2006, Halifax, Nova Scotia, for the unit prices quoted;
2. Funding transfers be approved as shown in the staff report dated September 10, 1979.

Motion passed.

Encroachment License - Phase III, Durham Leaseholds Ltd.

MOVED by Alderman Maley, seconded by Deputy Mayor Downey that, as recommended by the Finance and Executive Committee, City Council authorize the Mayor and City Clerk to execute the encroachment license for Phase III Barrington Place on behalf of the City in the form contained in the staff report dated September 11, 1979. Motion passed.

Earlier Billing of Taxes

A supplementary staff report dated September 21, 1979, was submitted.

Council,  
September 27, 1979

MOVED by Alderman Maley, seconded by Alderman Wooden that Ordinance No. 145, Respecting The Payment and Collection of Taxes, be amended to achieve an earlier tax billing date.

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

FOR: Aldermen Maley, Clarke, Wooden and Hanson 4  
AGAINST: Deputy Mayor Downey, Aldermen Shannon,  
Meagher, Sullivan and Moore 5

TV Inspection Services - NIP I and NIP III

MOVED by Alderman Sullivan, seconded by Alderman Clarke that, as recommended by the Finance and Executive Committee, City Council approve the project and authorization of staff to proceed with the TV sewer inspection in the NIP I and NIP III areas; funds are available in Accounts #Z0500 EH003 and #Z0500 EH007. Motion passed.

MOVED by Alderman Meagher, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, the City Manager request staff to check sewers in the three designated RRAP areas if new funds become available. Motion passed.

Alexandra School

MOVED by Deputy Mayor Downey, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, City Council authorize staff to begin:

1. to identify those services which would be most appropriate for a multi-service/community centre in Alexandra School; and
2. to develop an independent management model for the operation of this centre in the event that it becomes surplus for use by the School Board.

Motion passed with Alderman Sullivan voting against.

Council,  
September 27, 1979

Award of Tender No. 79-31, Bayers Road, Connaught Avenue  
to Micmac Street - Traffic Improvements

MOVED by Alderman Moore, seconded by Alderman  
Hanson that, as recommended by the Finance and Executive  
Committee:

1. Tender No. 79-31 for Projects, Materials or Services listed in Appendix "A" be awarded to Standard Paving Maritime Ltd. for the unit prices quoted;
2. Project funds be authorized from Account CJ008.

Motion passed.

Improvement to City Hall Building

His Worship indicated that City Council is awaiting a staff budgetary report on the matter.

MOVED by Alderman Maley, seconded by Alderman  
Moore that the matter be deferred pending receipt of a staff  
report. Motion passed.

Alderman Sullivan requested that staff consider matters raised a couple of months ago when the subject was discussed.

Sidewalk Construction - Scotia Square Stage IX

MOVED by Deputy Mayor Downey, seconded by Alderman  
Sullivan that, as recommended by the Finance and Executive  
Committee, City Council:

1. Authorize staff to finalize negotiations with Halifax Developments Limited for the award of a contract to Fred Smithers Concrete Contracting Ltd. for the City's share of sidewalk renewal along Brunswick Street, Duke Street and Market Street, at a cost not to exceed \$30,000.00, and
2. Authorize the payment to Halifax Developments Limited for the City's share of the sidewalk renewals from Capital Account Nos. CC025, CC026 and CC027.

Motion passed.

Council,  
September 27, 1979

Award of Tender No. 79-120 - Two - 1978 Four-Door Sedans  
- Fire Department

MOVED by Alderman Moore, seconded by Alderman  
Hanson that:

1. Tender No. 79-120 for the project(s) listed in the staff report dated September 10, 1979, be awarded to Scotia Chevrolet Oldsmobile Ltd., 2477 Robie Street, Halifax, N. S. for the unit prices quoted;
2. Project funds be authorized from Vehicle Replacement Reserve Account X1730 126104 79201.

Fire Chief Horrocks reponded to questions from members of City Council.

Motion passed with Alderman Maley voting against.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting of September 19, 1979, as follows:

Petition - Meadowlark Crescent, Renumbering of Civic  
Addresses

MOVED by Alderman Moore, seconded by Alderman  
Hanson that, as recommended by the Committee on Works,  
City Council approve the renumbering of Meadowlark Crescent as petitioned in accordance with the sketch attached to the staff report dated August 30, 1979. Motion passed.

Petition - Meadowlark Crescent - Sidewalks

MOVED by Alderman Wooden, seconded by Alderman  
Sullivan that, as recommended by the Committee on Works,  
the petition be denied and the proposed project be considered during 1980 Capital Budget deliberations. Motion passed.

His Worship requested that Mr. Sullivan, Engineering and Works Department, bring the matter forward during early budgetary deliberations so that the work may proceed in the spring.

Renaming of Streets

MOVED by Alderman Moore, seconded by Alderman  
Hanson that, as recommended by the Committee on Works:

Council,  
September 27, 1979

1. Howe Avenue, between Dutch Village Road and Dutch Village Road (from Bayers Road to the Fairview Overpass) be renamed to Joseph Howe Drive;
2. Dutch Village Road - west side - between the Rotary and Howe avenue (Joseph Howe Drive) be renumbered so as it will be compatible with the civic numbering on the east side of the street;
3. Dunbrack Street, between Melrose Avenue and Main Avenue, be renamed Gesner Street;
4. Carson Street, between Herring Cove Road and the end of the street be renamed to Greystone Drive and that a street name sign be erected at its intersection with Herring Cove Road; and
5. Military Road, between Civic No. 571 and the City Limits, be renamed to Purcell's Cove Road.

Motion passed.

Ordinance No. 153 - Sewer Development Charge

Alderman Sullivan advised that the matter was placed on the Order of Business at his request and asked that it be withdrawn as he has obtained the required information.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on September 19, 1979, as follows:

Job Creation - Home Care Program

MOVED by Alderman Maley, seconded by Deputy Mayor Downey that, as recommended by the City Planning Committee, Council send a formal letter of appreciation to the Ministers of both Departments and urge that such co-ordination continue in order that programs aimed at opening up opportunities for people to become more self-sufficient may be developed.  
Motion passed.

Council,  
September 27, 1979

Seaview Avenue Rezoning - TO BE TABLED

MOVED by Alderman Wooden, seconded by Alderman Hanson that, as recommended by the City Planning Committee, the Seaview Avenue rezoning matter be tabled. Motion passed.

Heritage Amendments - Municipal Development Plan

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the City Planning Committee, City Council approve of the Heritage amendments as approved by the Minister of Municipal Affairs. Motion passed.

Zoning Review - Soft Area 11

A public hearing re the above matter was held on July 11, 1979.

MOVED by Alderman Clarke, seconded by Alderman Sullivan that the properties known as Civic Nos. 6430 Bayers Road to 6500 Bayers Road, inclusive, be rezoned from C-2, General Business Zone, to C-1, Local Business Zone.

The City Clerk advised that His Worship, Aldermen Maley, Wooden, Hanson and Moore were not present at the public hearing.

The motion was put and passed with Aldermen Maley, Wooden, Hanson and Moore abstaining.

MOTIONS

Motion Alderman Shannon re: New Ordinance No. 172, The Smoking Ordinance - FIRST READING

A staff report dated September 11, 1979, with attached proposed Smoking Ordinance Number 172 was submitted.

MOVED by Alderman Shannon, seconded by Alderman Maley that proposed Ordinance Number 172 Respecting Smoking in the City of Halifax, as submitted, be now read and passed a First Time. Motion passed with Deputy Mayor Downey voting against.

Motion Alderman Clarke Re: Amendments to Ordinance No. 132, the Plumbing Ordinance - FIRST READING

A staff report dated September 13, 1979, with attached proposed amendments to Ordinance No. 132, was submitted.

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MOVED by Alderman Clarke, seconded by Alderman Wooden that proposed amendments to Ordinance No. 132, The Plumbing Ordinance, as submitted, be now read and passed a First Time. Motion passed.

MISCELLANEOUS ITEMS

Wanderers Grounds Lighting

A staff report dated September 17, 1979, was submitted.

The City Manager, in response to a question, stated staff will advise re the warranty on the standards and the lights. His Worship requested that the members of City Council see a copy of the guarantee on the poles.

QUESTIONS

Question Alderman Meagher re: Signs

Alderman Meagher asked when a report will be submitted by staff re movable signs.

The City Manager advised that the matter is scheduled for discussion at the next regular meeting of Committee of the Whole Council.

Question Deputy Mayor Downey re: Traffic Lights at North and Brunswick Streets

Deputy Mayor Downey stated that the traffic lights at North and Brunswick Street are flashing between 4:00 p.m. and 6:00 p.m. and asked when will the trouble with the breaker be repaired. The City Manager advised he will ensure that it is repaired as soon as possible.

Question Deputy Mayor Downey re: Street Lights at Brunswick and Doyle Streets

Deputy Mayor Downey stated that the street lights at Brunswick and Doyle Streets have not been in operation for the last three or four nights and asked what the problem is.

The City Manager stated staff will contact the Nova Scotia Power Corporation re the matter.

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Question Alderman Shannon re: Public Service Commission  
Cuts in Streets

Alderman Shannon stated there seems to be a communications problem between the Public Service Commission and the City when the Public Service Commission have made cuts in a street and patched it before the City is informed it is being done. She stated that Vernon Street, between Jubilee Road and Pepperell Street, has had a cut left for too long and added that before the most recent cuts were made, there had been fourteen cuts made in that length of street. She suggested it should be determined why the Public Service Commission has to cut that street so often. She advised that another street that has been left a long time in an unsatisfactory state is Seymour Street between Coburg Road and University Avenue.

The City Manager requested that City Council representatives on the Public Service Commission raise the matter at a future meeting as there seems to be difficulty having matters properly attended to at the staff level.

The City Manager advised that he will submit a written report on the matter.

Question Alderman Sullivan re: Standard Paving Company  
Yard - Stanley Street - Noise Problem

Alderman Sullivan stated that he has received a complaint re noise from vehicles starting up between 6:00 and 6:30 a.m. at the Standard Paving yard on Stanley Street, as well as a pollution problem being created as a result of the vehicles being placed too close to the residences. He requested that staff investigate the matter.

Question Alderman Maley re: Staff Correspondence

Alderman Maley stated that residents in Ward 1 who have owned a duplex for many years were advised by City staff that they did not have an occupancy permit for the duplex and it was to revert to a single family dwelling by December 15. She stated the letter from staff offered no recourse but to have the dwelling revert to a single family dwelling.

Alderman Maley asked that staff, when writing such letters, explain what recourse the person has, if any, or offer ways of dealing with the problem.