

Council
January 17, 1980

Civic No. 2229 Barrington Street

The above item was added to the agenda during the Approval of the Order of Business at the request of Alderman Downey. Alderman Downey noted boards have been removed from the front of the building and children are playing in the building during the day and people are sleeping in it at night. Alderman Downey suggested it was a menace and asked when the matter would be dealt with.

Mr. Churchill, the Supervisor of Real Estate, advised that staff have been dealing with the matter for a number of years but that agreement has not been able to be reached with the owner with respect to price. Mr. Churchill suggested that if the building is being misused, the Building Inspector may have to take appropriate action but expressed the view that the Building Inspector does monitor the condition of the building.

Further discussion ensued and it was agreed that Alderman Meagher and His Worship would encourage the owner of the building to contact Mr. Churchill to further discuss the possible purchase of the premises by the City.

Tax Concessions and Grants Committee

The above item was added to the agenda at the request of Alderman Meagher who submitted requests from the Volunteer Bureau Help Line, the Ecology Action Centre, and Theatre 1707.

At the request of Alderman Meagher, Council agreed that the items be referred to the Tax Concessions and Grants Committee for review and appropriate comment.

Letter - George Cooper, M.P. Re: Dredging of the North West Arm

Alderman Meagher submitted and read a letter dated January 2, 1980 from George Cooper, M.P., concerning the dredging of the North West Arm. Alderman Meagher submitted the letter to the City Clerk and requested that the dialogue between City staff and the Department of the Environment, continue.

Traffic - Bayers Road and Howe Avenue

During the approval of the Order of Business, Alderman Meagher forwarded a letter to Alderman Moore which he received on his behalf concerning the above matter.

Alderman Moore advised that he would pursue the matter and report to the writer of the letter.

Case No. 3786 - Contract Development - 360 Purcell's
Cove Road (Saraguay Club)

The above item was considered earlier in the meeting under the "Deferred Items" section of the agenda and was adjourned until this point. Digitized copy of minutes provided by Halifax Municipal Archives

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The City Solicitor addressed Council on the matter and Alderman Shannon asked whether an extension was called a structural alteration, and the City Solicitor suggested that such would be the case saying he could not conceive how a building could be extended without altering the structure.

Alderman Shannon expressed concern about defining an extension as a structural alteration unless the City is very sure about the matter and advised she did not want it to come back and haunt the City in the future. Alderman Shannon advised that she had no problems with the particular application as it conforms with the Plan and can be carried out as it is under a Schedule.

The City Solicitor advised that such considerations will be applied to any application received under a Schedule. He advised that it would not compromise the City in the case of a rezoning application, and could not compromise the City nor be a precedent for a non-conforming use application in anything but a Schedule. Alderman Shannon indicated that was the information she was seeking.

A further short discussion ensued and it was MOVED by Alderman Wooden, seconded by Deputy Mayor Hanson that the application to permit the construction of a freezer/cooler addition to the Saraguay Club, Civic No. 360 Purcell's Cove Road, be approved by City Council.

The City Clerk advised that His Worship the Mayor and Alderman Meagher were not in attendance at the public hearing.

The Motion was put and passed with Alderman Meagher abstaining.

11:25 P. M. - Meeting adjourned.

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MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

Date Approved by City Council: _____

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, N. S.
January 23, 1980
7:45 p.m.

Special Council of Halifax
Halifax, N.S.

A Special Meeting of City Council was held at this time.

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

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

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

It was unanimously agreed that the following items be added to the agenda:

1. Site Planning and Market Value of Properties in Uniacke Square
2. Joseph Howe Festival - Trade Dollar Program
3. Adult Entertainment Uses

Case No. 3423 - Contract Development - Proposed Parkmoor Development, Herring Cove Road

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

Mr. C.L. Dodge, Assistant Director of Development, with the aid of maps and sketches, explained this application under Section 66 of the Zoning Bylaw (Peninsula Area). Mr. Dodge stated the proposed development consists of approximately 30 acres, made up of 198 units including a mixture of single-family, semi-detached, townhouse and apartment units, along with a proposed commercial area. Mr. Dodge advised that the developer has pointed out that the commercial facility would not be constructed until the market values would suggest such. As well, 50% of the building permits for the residential area would be issued, before work on the shopping centre would begin. 3.5 acres of the development have been dedicated to open space, with the developer placing fill in low lying areas to bring it to a final grade. All other facilities are sufficient to absorb this proposal. Staff recommended that the proposed development be approved, with the exception of Block F, the shopping centre area.

Mr. Dodge responded to questions from members of Council.

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Mr. Derrick Fletcher, Director - Land Development The Rocca Group Limited, along with Mr. John Preston, C.B.C.L. addressed members of Council in support of this application. Mr. Fletcher told members of Council the staff recommendation is agreeable to the developer with the exception of the Parcel F refusal. Mr. Fletcher asked that Council approve the application with the land in Block F designated as commercial, with a proviso that no development would occur on Block F prior to 50% of the building permits for the residential phase being issued, assured market viability, and Council's specific consent.

Mr. Fletcher distributed three photographs of built structures to members of Council for viewing; and assured members that this type of structure, with some upgrading and modifications, would be built.

Mr. Fletcher responded to questions regarding underground wiring, method of heating, drainage and method of financing the project.

There were no other persons present wishing to address members of Council in support of this proposal.

Mr. Robert Clarke, Parkmoor Avenue, addressed members of Council, in opposition to this proposal. Mr. Clarke stated that the residents of Parkmoor Avenue and surrounding area have had several meetings regarding this proposal and the residents' view was in effect no buffer would be provided between the townhouses, the apartment buildings, or the existing dwellings on Parkmoor Avenue. The residents felt that any extension of Parkmoor Avenue should be compatible with existing neighbourhood. Mr. Clarke stated also that the shopping centre is not acceptable, and it is felt there are sufficient convenient stores in the area at present.

Mr. Jim Bernard, DAPC 3 Chairman, addressed members of Council in opposition to this proposal. Mr. Bernard felt that the application does not comply with the policies of the Municipal Development Plan. Mr. Bernard also read a previously-circulated memorandum of December 10, 1979.

Mr. Bob Fowler, Parkmoor Avenue resident, addressed members of Council in opposition to this proposal. Mr. Fowler reiterated previous remarks regarding development of the commercial area, and felt that curb and gutter should be put in at this time.

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Mr. Chaisson, 20 Parkmoor Avenue, addressed members of Council in opposition to this application. Mr. Chaisson felt curb, gutter and paving would be necessary due to the increased traffic on the street. He felt that the apartment building would not be compatible to the existing neighbourhood and was also concerned about damages which may result during development and whose responsibility they would be. Mr. Dodge and the Acting City Manager responded to the questions.

Richard MacFarlane, a resident of Herring Cove Road, addressed members of Council in opposition to this proposal, and suggested that apartment buildings would not be compatible for the area. Mr. MacFarlane felt that this would result in an unstable neighbourhood. Mr. MacFarlane stated that the open ditch along Herring Cove Road could create a problem, and with a high degree of materials flowing into Long Pond, it may become a stagnant pond. He felt that the residents of Herring Cove Road, within the boundaries of the County of Halifax, should be consulted regarding this open ditch.

Mrs. Strum, 2 Hayes Street, Halifax, addressed members of Council in opposition to this proposal. Mrs. Strum was concerned about the open ditch along the Herring Cove Road and its flow into Long Pond. Mrs. Strum noted that this was the only area her children had to swim in and the matter should be investigated. As well, she lent support to the residents of Parkmoor Avenue, for single-family dwellings rather than an apartment building.

Mrs. Strum responded to questions from members of Council.

At the request of His Worship, Mr. Dodge read a letter dated March 7, 1978, received from the Department of the Environment, regarding the possible contaminate influence of surface storm-sewer system drainage from this development. Mr. Dodge also assured that this information would be updated.

Aldermen Wooden and Meagher asked that staff review the open ditch which exists on the Herring Cove Road within the City limits and beyond.

Mr. Ron Phillips, 25 Woodcrest Street, Halifax, addressed members of Council, neither in support nor in opposition to this proposal. Mr. Phillips stated that development in the Spryfield area is to be encouraged and felt that development should be consistent for the future of the area. Mr. Phillips questioned whether the increased traffic would have any effect on the storm run-off. Mr. Phillips felt that there would be no run-off. Mr. Phillips questioned whether two parcels of the development, Parcels F and G, could be withheld until Council's approval at a later date.

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Public Hearings
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Mr. Phillips felt that it is not the residents' wish to stop development, but it should be compatible with the area.

No other persons present wished to address City Council regarding the proposed development.

MOVED by Alderman Wooden, seconded by Deputy Mayor Hanson that the matter be referred to the next regular meeting of City Council without recommendation. Motion passed.

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Site Planning and Market Value of Properties in Uniacke
Square

MOVED by Alderman Shannon, seconded by Alderman
Downey that, as recommended by the Finance and Executive
Committee, Council:

- 1) approve the market value for the lands as suggested by Canada Mortgage and Housing Corporation and the method of establishing the market value of the existing buildings;
- 2) approve the Purchase and Sales Agreement, Appendix "C" and authorize the Mayor and City Clerk to execute same on behalf of the City of Halifax.

Motion passed.

Joseph Howe Festival - Trade Dollar Program

MOVED by Alderman Meagher, seconded by Alderman
Sullivan, as recommended by the Finance and Executive
Committee, Council grant its permission to sell Joseph Howe
Festival Society trade dollars between June 15, 1980 and
October 4, 1980, and that the said trade dollars shall be
taken as equivalent to currency within the City of Halifax
during those dates. Motion passed.

Adult Entertainment Uses

MOVED by Deputy Mayor Hanson, seconded by Alderman
Wooden that, as recommended by the City Planning Committee,
City Council:

- 1) refer the proposed Plan amendment related to adult entertainment uses, as outlined in Appendix I of the staff report dated January 15, 1980, to the City Planning Committee requesting that the City Planning Committee hold a public meeting on the Plan amendment in accordance with Part III of the Municipal Development Plan and report back to City Council;
- 2) subsequent to receipt of the report from the City Planning Committee on the proposed Plan amendment, set the date for a public hearing to consider amendments to the Municipal Development Plan (as outlined in Appendix I of the staff report dated January 15, 1980, or as amended by Committee after the public meeting); and

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- 3) set the date for a public hearing to consider amendments to the Zoning Bylaw, as outlined in Appendix II of the staff report dated January 15, 1980, at the same time as any Plan amendment is considered pursuant to Recommendation No. 2.

Motion passed.

His Worship advised that the date for the public meeting will be set at the next regular meeting of City Council.

Meeting adjourned - 9:55 p.m.

HEADLINES

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MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

Date Approved by City Council: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, N. S.
January 31, 1980
8:25 P. M.

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

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

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

Also Present: Mr. B. G. Smith, Acting City Manager; City Solicitor, City Clerk, and other staff members.

MINUTES

Minutes of City Council meetings held on January 17 and 23, 1980, were approved on Motion of Alderman Hamshaw, seconded by Alderman Moore.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 20.1 - Proposed Lease - City of Halifax and Trizec Equities Limited - Social Planning Offices, Halifax Shopping Centre
- 20.2 - Recommendation - Tax Concessions and Grants Committee

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

- 20.3 - Crossing Guards, Three Locations

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

- 20.4 - Sherwood Park Entrance and
- 20.5 - Water Bills

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

- 20.6 - Application for Building Permit

At the request of Alderman Moore, Council agreed that the matter of the Election Act Review be considered under Item No. 17.2 dealing with Ward Boundaries.

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

20.7 - Police Protection - Halifax Metro Centre

The agenda, as amended, was approved.

DEFERRED ITEMS

Case No. 3799 - Contract Development and Lot Consolidation,
Brunswick and George Streets

The above item was last considered by Council on December 27, 1979 at which time it was deferred until this meeting.

A letter dated January 21, 1980, was submitted from Mr. F. B. Wickwire of MacInnes, Wilson & Hallett which requested postponement of the matter.

MOVED by Alderman Hamshaw, seconded by Alderman Moore that the item be deferred to the next regular meeting of the Committee of the Whole Council of February 6th at the request of the applicant.

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

Alderman Shannon noted that at the December 13th meeting, the staff report indicated the roof line in the sketch submitted by the Ecology Action Centre was substantially over-estimated. Alderman Shannon noted the Ecology Action Centre pointed out the sketch was not taken from the same point as staff estimated saying staff were supposed to clear the matter up. Alderman Shannon suggested that perhaps staff could reply to the question before the matter comes before Council again.

Case No. 3423 - Contract Development, Herring Cove Road

A public hearing was held on the above item on January 23, 1980.

Alderman Wooden noted the item relates to the proposed Parkmoor Development and referred to a staff information report which indicated that staff do not have sufficient information to report at this meeting of Council.

MOVED by Alderman Wooden, seconded by Alderman Sullivan that the item be deferred to the next regular meeting of City Council.

Motion passed.

Adult Entertainment Uses - SET DATE FOR PUBLIC MEETING

The above item was last considered by City Council at a special meeting held on January 23, 1980.

Council agreed that the meeting date and place be set at the next regular meeting of the Committee of the Whole Council.

PETITIONS & DELEGATIONS

Western Canada Cow-Calf Association

A letter dated January 8, 1980, was submitted from the Executive Secretary of the Western Canada Cow-Calf Association in connection with the possibility of Canada joining with the U.S.A. on a grain embargo against the U.S.S.R.

Council agreed that the matter be referred to the Union of Nova Scotia Municipalities for appropriate consideration.

Nova Scotia Firefighters School

A letter dated January 10, 1980 was submitted from the Executive Director of the Nova Scotia Firefighters School which requested that Council consider granting the School financial assistance.

Council agreed that the item be referred to City staff for review and report.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meetings held on January 21 & 23, 1980, as follows:

Petition - Halifax City Market Vendors

An information report dated January 25, 1980, was submitted.

MOVED by Alderman Shannon, seconded by Alderman Meagher that, as recommended by the Finance & Executive Committee, City Council establish a Committee to consist of members of City Council, City staff, vendors of the present Farmers Market, invited representatives of the County of Halifax particularly Councillors Gaetz and Adams, and the Provincial Departments of Agriculture, Development, and Consumers Affairs to review all the circumstances, location, operation, and financing of an improved market for the sale within the City of Halifax of farmers' fresh produce.

Motion passed.

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Offers of Compensation - Rockingham North Services -
Expropriated Sewer Easements

Alderman Hamshaw advised that he received a request from the Solicitor representing the owners that the item be deferred to the next Committee of the Whole Council meeting.

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

Closing and Disposal of a Portion of Stanhope Street -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Moore, seconded by Alderman Wooden that, as recommended by the Finance & Executive Committee, City Council set a date for a public hearing for closure of a portion of Stanhope Street between the southern boundary of Grant Street and the southern boundary of the Stanhope/Grant Subdivision.

Motion passed.

The City Clerk advised that the public hearing was scheduled for March 5, 1980 at 7:30 p.m. to which Council agreed.

Hemlock Ravine - Bennett Estate

MOVED by Alderman Hamshaw, seconded by Alderman Moore that, as recommended by the Finance & Executive Committee, City Council approve of an application for a Partition Order to the courts, ordering the property to be sold at current appraised market value to the City and authorize an expenditure of up to the reported amount from the Land for Municipal Purposes Account.

Motion passed.

His Worship asked that staff take note of the last paragraph in the Finance & Executive Committee minutes of January 23, 1980.

License Agreement - Ferry Terminal Oil Storage Tank

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the Finance & Executive Committee, City Council authorize His Worship the Mayor and the City Clerk to execute the License Agreement for the Ferry Terminal Oil Storage Tank.

Motion passed.

Renewal of Lease - 2099 Upper Water Street (Standard
Construction Company Limited)

A letter dated January 31, 1980 was submitted from James E. Gould of McInnes, Cooper & Robertson which requested that the item be referred to the February 6th meeting of the Committee of the Whole Council.

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MOVED by Alderman Moore, seconded by Alderman Sullivan
that the item be deferred to the next regular meeting of the
Committee of the Whole Council at the request of the applicant.

Motion passed.

Award of Tender 790149 - 1980 Model Tandem Truck

MOVED by Alderman Downey, seconded by Alderman Sullivan
that, as recommended by the Finance & Executive Committee, authority
be granted to award tender for chassis only to Nova White Truck
Sales Ltd. for the tendered amount of \$52,987.00 and to LaHave
Equipment Ltd. for the dump and salt bodies and one way and wing
plows for the tendered amount of \$27,995.00 totaling \$80,942.00
including all freight and delivery to City Field.

Motion passed.

Provincial Cost Sharing of School Construction

MOVED by Alderman Maley, seconded by Alderman Moore
that, as recommended by the Finance & Executive Committee, the
Province be asked for more equitable level of assistance to the
City on Capital expenditures for education.

Motion passed with Alderman Wooden against.

MOVED by Alderman Moore, seconded by Alderman Wooden
that the Board of School Commissioners for the City of Halifax be
requested to press the Provincial Government to exempt from the
moratorium, proposed constructions at the John W. MacLeod and
Burton Ettinger Schools.

Motion passed.

Taxation - Public Service Commission Lands

MOVED by Alderman Shannon, seconded by Alderman Maley
that, as recommended by the Finance and Executive Committee, the
recommendation as contained in the private and confidential staff
report dated January 2, 1980, be approved.

Motion passed.

Halifax Natal Day - 1980

MOVED by Alderman Moore, seconded by Alderman Hamshaw
that, as recommended by the Finance & Executive Committee, Halifax
Natal Day be observed on Monday, July 28, 1980.

Motion passed.

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School Admission Age

The above item was referred to City Council without recommendation.

Alderman Clarke advised that both he and the City Clerk spoke with the Director of Education's office today saying a reply has not yet been received.

Alderman Clarke requested that the item be sent back to the Committee of the Whole Council and expressed the hope that at least a verbal response would be received to the request that has been made, to which Council agreed.

Halifax Housing Authority Budget

The Finance & Executive Committee at its meeting held on January 21, 1980, forwarded the above item to City Council without recommendation.

A supplementary report dated January 31, 1980, was submitted.

A short discussion ensued and His Worship suggested that when the budget was considered, Council became transfixed with the capital items and questioned whether Council really went through the budget at all. Alderman Wooden also suggested that Council did not really deal with the operating part of the budget.

Council agreed that the matter be referred to the next regular meeting of the Committee of the Whole Council and request the Housing Authority to attend at which time the budget can be reviewed with a little more care. His Worship suggested that Mr. West could be asked to attend and indicated it was not necessary for the Chairman and members of the Board to be in attendance.

In referring to the Finance & Executive Committee meeting held on January 21st., at which time a joint Committee was discussed, His Worship advised that it has since been suggested that the Committee could be strengthened. His Worship advised that the Acting City Manager suggested the City of Halifax Housing Coordinator and the Director of Social Planning also be invited to sit on the Committee. His Worship advised that he passed the suggestion on to the Housing Authority but suggested there should be a Council Motion on the matter.

Further discussion ensued and it was MOVED by Alderman Maley, seconded by Alderman Wooden that City Council support the proposal for inviting the City's Housing Coordinator and the Director of Social Planning to sit on the joint Committee on the Graystone Drive housing accommodation.

Motion passed.

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REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on January 23, 1980, as follows:

Street Acceptance - Harlington Crescent

MOVED by Alderman Moore, seconded by Alderman Hamshaw that, as recommended by the Committee on Works, Harlington Crescent be accepted by Council as part of the official street system.

Motion passed.

City Tree Inspection - Status Report - SET DATE FOR PUBLIC MEETING

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the Committee on Works, a date be set for a public meeting to consider the condition of trees in the City, tree spraying, etc.

Motion passed.

The City Clerk proposed Tuesday, April 8th at 7:30 p.m. as the date for the meeting because of convenience for invited guests.

His Worship asked whether it would be possible to hold the meeting earlier in the year and the Director of Engineering and Works said the middle of March would be acceptable.

Council agreed that the City Clerk and the Director of Engineering and Works advise Council of a date and location for the meeting at the next regular meeting of the Committee of the Whole Council.

His Worship suggested that the Audio Visual Room at the Queen Elizabeth High School was a good location for such a meeting.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on January 23, 1980, as follows:

Condition of Ice Surface - Chocolate Lake

At the last Safety Committee meeting, a Motion was approved asking staff to determine what is required in connection with rectifying the problem associated with an area of Chocolate Lake not freezing this year including the costs involved, and to report back to Council as soon as possible.

An information report dated January 31, 1980, was submitted.

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MOVED by Alderman Wooden, seconded by Alderman Moore
that the City Manager be authorized to spend up to, and not
exceeding, \$2,500 for the Phase #1 portion of the recommended
review of the Chocolate Lake ice surface condition and the said
expenditures be charged against the Design Reserve Account.

Alderman Maley advised that the same sort of situation occurred at one of the lakes in Dartmouth a few years ago and suggested that perhaps staff could seek a report on the investigations that were carried out at that time.

Following a discussion on the matter and questioning of staff, the Motion was put and passed.

Equipment - Fire Department

MOVED by Alderman Clarke, seconded by Alderman Wooden
that, as recommended by the Safety Committee, Council authorize the
acquisition of certain equipment and parts as contained in a list
dated January 23, 1980, in an amount not to exceed \$25,000 as a
charge against the 1979 unexpended funds of the Fire Department.

The Motion was put and passed with Alderman Shannon against.

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

Amendment to Ordinance No. 12, respecting Camp Hill Cemetery AND
Ordinance No. 12A, respecting Fairview Lawn Cemetery -
SECOND READING

The Committee of the Whole Council stage reading was given to the above proposed amendments on January 23, 1980.

A supplementary staff report dated January 30, 1980, was submitted as well as a report from the City Solicitor dated January 30, 1980 which had attached proposed amendments to the two Ordinances.

Following a discussion on the matter, it was MOVED
by Alderman Wooden, seconded by Alderman Clarke that in the Second Reading to Ordinances 12 & 12A, provision be made to levy an extra winter interment charge.

Motion passed with Aldermen Downey and Meagher against.

MOVED by Alderman Wooden, seconded by Alderman Clarke
that the proposed amendments to Ordinance Nos. 12 and 12A as
attached to the staff report dated January 30, 1980, be read and
passed a Second Time by City Council.

Motion passed with Aldermen Meagher and Downey against.

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Ordinance No. 164, The Incinerator Ordinance - SECOND READING

At the January 23rd meeting of the Finance and Executive Committee, the above item was forwarded to Council without recommendation for the purpose of receiving further information.

A supplementary staff report dated January 30, 1980 was submitted.

Alderman Maley, in referring to information contained in the supplementary report, advised that she would like to see Section 5(1)(a) reworded as indicated in the report with respect to the matter of temperature. Discussion ensued with respect to the date as contained in Section 5(1)(a) and Alderman Shannon noted that December 31, 1982 was discussed at Committee which seemed to be acceptable. Alderman Shannon suggested that 5(1)(a) be changed to read December 31, 1982.

The City Solicitor noted the matter of the amount of the penalty was also raised which, he advised, was discussed by the Legal Department and recommended the penalty be a maximum of up to \$2,000.00.

Discussion also ensued with respect to the additional amount of solid waste which would have to be processed by the transfer station and the resulting costs, and His Worship noted an earlier staff report indicated there were fewer than 80 incinerators in the City. His Worship suggested that Council determine the number of units involved and find out what the cost is.

Alderman Sullivan said that at one point, the Metropolitan Authority supplied a report in that regard suggesting that staff could locate the report.

His Worship noted the staff report of January 21st advised that the exact number by address, size of units, and number of floors will be on record prior to the Ordinance being approved. It was MOVED by Alderman Clarke, seconded by Alderman Hamshaw that the Second Reading of proposed Ordinance No. 164 be taken by Council at its next regular meeting and in the meantime, staff be requested to supply a list of the 80 incinerator locations and the number of units in those locations and an estimate of the costs involved.

Motion passed.

Ordinance No. 130, the Electrical Ordinance - SECOND READING

The above item was considered by the Committee of the Whole Council at its meeting held on January 23rd.

Council
January 31, 1980

MOVED by Alderman Clarke, seconded by Alderman Wooden
that City Council grant Second Reading to the proposed new Ordinance
No. 130 including the amendment to Clause (b) of Section 1.2.1 as
contained in the staff report of January 18, 1980, and to repeal the
present Ordinance No. 130 upon approval by the Minister of Municipal
Affairs.

Motion passed.

His Worship suggested there are a large number of
contractors in the City who do not pay any business tax as they
are operating by means of a telephone answering service and who
do not appear to have business premises. His Worship asked that
staff review the matter.



Council,
January 31, 1980

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on January 23, 1980, as follows:

Case No. 3806 - Amendment to the Zoning Bylaw - Peninsula Area, Section 44(1)

MOVED by Alderman Meagher, seconded by Alderman Clarke that, as recommended by the City Planning Committee, Council consider the application to amend Section 44(1) of the Zoning Bylaw, Peninsula area, by adding "travel agency" in the context of the Zoning Bylaw consolidation exercise being completed by staff. Motion passed.

Waterfront Development Corporation - Street Resurfacing Contract

A staff information report dated January 31, 1980, was submitted.

A letter dated January 31, 1980 was submitted by the Downtown Committee, City of Halifax.

A letter dated January 31, 1980 was submitted by the Halifax Landmarks Commission, with attached briefs from the Ecology Action Centre and the Heritage Trust of Nova Scotia.

MOVED by Alderman Wooden, seconded by Alderman Clakre that the matter be deferred pending further information from staff.

Alderman Wooden requested that a proper map be circulated showing the lay-out of the streets and showing the archway in relation to the lay-out of the streets.

The motion was put and passed.

Views - Fort Needham

A staff information report dated January 11, 1980, was recirculated to members of City Council.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that the date be set for a public hearing to incorporate height restrictions in the R-3, C-2 and C-5 Zones, from Fort Needham, as further delineated as Option 3 in a staff information report dated January 11, 1980. Motion passed.

Council,
January 31, 1980

The City Clerk advised that the public hearing is scheduled to be held on Wednesday, March 19, 1980, in the Council Chamber, City Hall.

MISCELLANEOUS ITEMS

Building Permits - Old South End

A staff report dated January 31, 1980 was submitted.

MOVED by Alderman Maley, seconded by Alderman Shannon that City Council indicate no objection to the permit application listed in the staff report dated January 31, 1980. Motion passed.

Ward Boundaries

A report dated January 8, 1980 was submitted by the Election Procedures Committee.

Alderman Moore, Chairman of the Election Procedures Committee, advised that the Committee's recommendation provides for twelve wards in the City of Halifax, an addition of two, as set out in the scaled map attached to the report. He reviewed background materials considered by the Committee when formulating the recommendation. He noted that four factors were considered when establishing the proposed boundaries, those being (a) equitable distribution of the voting population; (b) natural boundaries, geography and neighbourhood limits; (c) established and historical groupings; and (d) areas of anticipated population growth.

Alderman Moore noted that included in the report is a reference to the School Board Membership Act, which provides for a School Board of 6, 9 or 12 members, one-third of whom would be elected.

During a brief discussion, Alderman Sullivan suggested that the City's submission should include the fact that two additional aldermanic representatives would assist in sharing the workload of Committee membership.

MOVED by Alderman Moore, seconded by Alderman Hamshaw that the proposal of the Election Procedures Committee, as set out in the plan attached as Schedule "A" to the Committee report dated January 8, 1980, be endorsed by City Council and that staff be instructed to proceed with an application to the Board of Commissioners of Public Utilities, acting as the Board under the Municipal Boundaries