

**SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
June 22, 1983
7:40 p.m.

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

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Hamshaw and Aldermen Doehler, Cromwell, Grant, Nolan and Flynn.

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

The meeting was called to order and members attending joined the City Clerk in the recitation of the Lord's Prayer.

MOVED by Alderman Doehler, seconded by Alderman Flynn that the item 'St. Andrews School and Lands' be added to the agenda of tonight's meeting.

Motion passed.

St. Andrews School and Lands

MOVED by Alderman Flynn, seconded by Alderman Doehler as recommended by the City Planning Committee, that staff be authorized to enter into negotiations with the Province of Nova Scotia for the lease arrangements of the St. Andrews School and lands.

Motion passed.

Case No. 4300, Contract Development - 117(Lot 8) Main Avenue

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

Mr. H.F. Haliburton of the Development Department, addressed members of Council and with the aid of sketches and maps, outlined this application to allow a duplex dwelling to be constructed on a lot with 40 feet of frontage and 4,000 square feet of lot area.

Mr. Haliburton identified the property and referred to other properties within the area in which duplex buildings have been constructed on 40 feet of frontage. Mr. Haliburton advised the requirement was 50 feet for frontage and 5,000 square feet of lot area. In conclusion, Mr. Haliburton advised that staff is of the opinion the application can be approved.

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
Halifax, Nova Scotia
July 2, 1963
7:40 p.m.

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

Present: Mayor Wallace, Chairman; Deputy Mayor H. ... and Alderman Doehler, Crowell, ... Flynn.

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

Meeting called to order and members attending called to attention of the Lord's Prayer.

Alderman Doehler, seconded by Alderman Flynn proposed that the City Manager be authorized to ... the ...

Resolution passed.
City Manager and ...
seconded by Alderman Flynn, seconded by Alderman Doehler that staff be ... Province of Nova Scotia ... St. Andrews School and ...

Resolution passed.
No. 4300, Contract ... (Lot 8) Main Avenue
matter was held at this

A public hearing ...
Development Department, addressed ...
watches and maps outlined ...
to be constructed ...
square feet ...
property and ...
complex buildings have ...
...
...

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Mr. Haliburton responded to various questions put forth by members of Council.

Mr. Lucien Bianchini, on behalf of his wife, the applicant, addressed members of Council in support of the application; advising their unawareness of the undersize of the property and the necessity for this consideration.

There were no other persons present wishing to speak in favour of or in opposition to the proposal.

There was a letter of objection to the proposal from Doris R. Myra, 119 Main Avenue, Halifax, N.S.

MOVED by Alderman Nolan, seconded by Deputy Mayor Hamshaw the matter be forwarded to Halifax City Council without recommendation.

Motion passed.

7:50 p.m. - No further business, the meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY CITY COUNCIL: _____

/wc

**CITY COUNCIL
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
June 29, 1983
8:00 p.m.

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

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw and Aldermen Doehler, Cromwell, Downey, O'Malley, Dewell, Grant, Nolan, Jeffrey, LeBlanc and Flynn.

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

Moment of Silence

His Worship noted the recent passing of Victor Oland, former Lieutenant Governor of Nova Scotia and Council observed a moment of silence in Victor Oland's honor.

Canada Day Celebrations

His Worship advised that the Canada Day Celebrations would begin with a citizenship court to be held at City Hall on Thursday, June 30, 1983 at 10:00 a.m. He noted the official opening of Canada Day would be held in the Grand Parade at noon with the Lieutenant Governor attending and the John Alfonse Band providing entertainment.

MINUTES

Minutes of the regular meeting of City Council held on June 16, 1983 and a special meeting of City Council held on June 22, 1983, were approved on motion by Alderman Cromwell, seconded by Alderman Doehler.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

At the request of the City Clerk, Council added:

- 20.1 Bayne Street Transfer Station - Dumping of Chemical Waste - Alderman Dewell
- 20.2 Amendment to the Subdivision Regulations and Bylaw Respecting Sidewalks

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20.3 City of Halifax Industrial Commission Operating and
Capital Budgets

20.4 Award of Tender 83-123 - Fire Stairs, Phase 1 City
Hall

20.5 Canada Day Concert - Brunswick Street

At the request of Alderman Flynn, Council added:

20.6 Metropolitan Authority Compact Station

At the request of Alderman Dewell, Council added:

20.7 Sheraton Hotel

At the request of Alderman O'Malley, Council added:

20.8 Recommendation of Commission on City Government re
Public Service Commission

20.9 Mayors Resolution re 6 & 58

MOVED by Alderman Doehler, seconded by Deputy Mayor
Hamshaw that the agenda, as amended, be approved.

DEFERRED ITEMS

Case No. 4300 - Contract Development - 117(Lot 8) Main Avenue

A public hearing into the above matter was held on
June 22, 1983.

MOVED by Alderman Nolan, seconded by Alderman
Doehler that City Council approve the application to permit
the construction of a duplex dwelling at 117 Main Avenue, as
shown on Plans numbered P200/11713, 11714 and 11785 of Case No.
4300, and that the registered owner of the property enter into
an agreement pursuant to Section 35(1) of the Planning Act and
further that the contract shall be signed within 120 days or
any extension thereof granted by Council on request of the
applicant from the date of final approval by Halifax City
Council and any other bodies as necessary, whichever approval
is later, including any applicable appeal periods, otherwise
the contract approval will be void and obligations arising
hereunder shall be at an end.

The City Clerk advised that Aldermen Downey, O'Malley,
Dewell, Jeffrey and LeBlanc were not present at the public
hearing.

Motion passed.

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PUBLIC HEARING, HEARINGS, ETC.

Minor Variance Appeal - 84-B Convoy Avenue

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

Mr. W.D. Campbell, Development Control, outlined the request for a minor variance to reduce both side yards from 8 ft. to 2.0 ft. and 2.5 ft. and to allow a total lot coverage of 36.6%, which is 1.6% over the maximum of 35% as found in the staff report dated June 20, 1983.

Mr. Campbell responded to questions regarding the request.

Alderman O'Malley noted that as two extensions were involved would it be possible to split the application and allow the applicant to carry out part of his proposal.

Mr. Landry, the applicant, addressed Council advising that he did not wish to split the proposal. He further noted that he had appealed the decision of the Development Officer as he believed he had been misled or misinformed with regard to certain aspects of the application. He noted that this misinformation was most likely unintentional.

Further questioning of staff and Mr. Landry by Council ensued.

Mr. Landry addressed Council questioning staff as to whether they would approve the variance if he agreed to share a common deck with his neighbour and cut down on the lot coverage involved.

Mr. Campbell noted that he could not make such a decision but suggested that discussion with staff should take place regarding this alternative.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that this matter be deferred in order that further discussion between staff and Mr. Landry can be undertaken.

There were no further persons present wishing to address the matter. Correspondence has been received from Mr. Barrie F. Hebb, dated June 29, 1983 in favor of the decision of the Development Officer to refuse the minor variance and from Mr. and Mrs. R.J. Forrest in favor of the decision of the Development Officer to refuse the minor variance, dated June 28, 1983.

Motion passed.

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Appeal of Refusal - Lord's Day Permit

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

Mrs. G.I. Blennerhassett, City Clerk, addressed Council indicating that Mr. Fordham of Fordham Fur and Leather Ltd. at Historic Properties made application for a Lord's Day Permit on June 6, 1983. Mrs. Blennerhassett advised that she visited the store and, in her opinion, found the merchandise within the store did not correspond with those articles listed as permissible under Ordinance 109, Respecting the Opening of Stores, Canteens, Fruit Stands, Laundromats, Billiard Halls and Pool Rooms on the Lord's Day.

Mr. Fordham addressed Council noting that he felt the merchandise found in his establishment was attractive to tourists and that a decision with regard to what were novelties, handcrafts, souvenirs and similar articles was a subjective one. He further noted that opening on Sunday provided employment for young people. Mr. Fordham displayed some of his merchandise particular to the Nova Scotia area.

The City Solicitor addressed the matter noting that the definition of handicrafts had been the subject of recent litigation which he was at this time unable to recall. He noted that he did not believe the appeal procedure on Lord's Day Permits was one of substituting the judgement of the Clerk for that of Council. He noted that if the Clerk had proceeded erroneously that there would be grounds for appeal. He requested that Council allow him time to review the matter, advise the Clerk on the propriety of issuing the permit, or if the permit could not be granted develop a procedure for Council to follow. He further noted that he would like further discussion with Mr. Fordham.

MOVED by Alderman Doehler, seconded by Alderman Downey that this matter be deferred to the next regular meeting of the Committee of the Whole Council to allow the City Solicitor time to review the matter, advise the Clerk on the propriety of issuing a permit, or if it is found the permit cannot be issued, develop a procedure for Council to follow in this instance and have further discussions with Mr. Fordham.

Motion passed.

Alderman LeBlanc requested that the City Solicitor take into the consideration that the location that production of merchandise should not be a factor in the tourist attractiveness of merchandise.

Alderman Meagher joins the meeting.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

At this time Council considered the report of the Finance and Executive Committee as follows:

Heritage Plaques

MOVED by Alderman Doehler, seconded by Alderman LeBlanc that City Council:

1. Approve the plaquing policy as prepared by the Heritage Advisory Committee as attached to the report dated May 10, 1983.
2. Authorize the Heritage Advisory Committee and staff to prepare terms of reference for the design of a plaque and to proceed with the design competition with the recommended design to be subject to Council approval.

Motion passed.

Gottingen MAINSTREET Market

The recommendation of the Finance and Executive Committee is as follows:

"That a Committee be formed composed of the Mayor and Alderman Flynn along with the merchants and market vendors in an attempt to resolve the problem."

His Worship addressed the matter indicating that the Committee had met and it had been agreed that a 2½ month trial period at the site would be carried out. He noted that certain basic work would have to be carried out on the building to make it usable and safe. He further indicated that a tour of the site was to be made by the market vendors.

MOVED by Alderman Downey, seconded by Alderman O'Malley that City Council:

1. approve the use of the Gottingen MAINSTREET Building for the Halifax City Market from October to December 1983;
2. authorize negotiation with the Halifax City Market Vendors' Association for the design and implementation of market facilities; funds are available in Account CK051 (MAINSTREET);
3. approve the installation of a memorial within the Gottingen Plaza by the City Firefighters Benevolent and Protection Association; design and placement to be agreed between the Association and the Gottingen Business Improvement District Committee.

Discussion ensued with Alderman O'Malley stressing the need for good public relations with the public to ensure

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the success of the market relocation to Gottingen Street. Discussion also ensued with regard to the cost of the basic work to the building with the City Manager indicating that the sum could be in the area of \$30-40,000. Mr. Churchill, Real Estate, indicated that a costing would have to be done and brought forward to Council for consideration.

Motion passed.

Joint School Board/Staff Committee

MOVED by Alderman O'Malley, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, a representative from the City Architect's office and the Engineering Department be added to the Joint Committee established by City Council on March 3, 1983, with the proviso that as instructed in a former resolution that the Committee investigate the suitability of the Richmond School facility to house the administration of the School Board.

Alderman Grant indicated that as per the minutes of the Joint School Board/Staff Committee that a decision had been reached regarding the Richmond School facility. Alderman Grant questioned as to when a report would be forthcoming.

Alderman Doehler addressed the matter indicating that he would not support the motion as he felt the proviso was an attempt to force the will of Council on a Committee set up to advise Council, indicating he felt this was not the democratic way.

Further discussion ensued and the motion was put and passed with Alderman Doehler voting against.

Tender #83-86 - One 1983 Model Truck Chassis

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, Tender #83-86 for one 1983 model truck chassis - 25,000 G.V.W., be awarded to MacDonald Chev Olds Ltd., 3681 Kempt Road, Halifax, Nova Scotia, B3K 4X6 for a total project cost of \$19,760.25, with funds being available from Account Number 126104.X1710.

Motion passed.

Tender #527108 - Two Front Mounted Mower Trimmers

MOVED by Alderman O'Malley, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Tender No. 527108 for two only front mounted mower trimmers be awarded to Halifax Seed Co., P.O. Box 8026, Halifax, Nova Scotia, B3K 5L8, for a total project cost of \$16,700.00 with funds being available from Account Number 126104.E0404

Motion passed.

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Tender #83-88 - Three 1983 model Stake/Dump Trucks

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Tender #83-88 for three 1983 model stake/dump trucks be awarded to A.E. Fowles Ltd., 6055 Almon Street, Halifax, Nova Scotia for a total project cost of \$41,161.80 with funds being available from Account Number 126104.X1710.

Motion passed.

Tender # 83-90 - One Tractor - Loader - Backhoe

Alderman Deehler left the Chamber advising that he had a possible conflict of interest.

MOVED by Alderman Downey, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, Tender #83-90 for one tractor-loader-backhoe be awarded to N.S. Tractor & Equipment Ltd., 3575 Kempt Road, Halifax, Nova Scotia, for a total project cost of \$27,000.000 with funds being available from Account Number 126104.121710.

Motion passed. and Alderman Doehler returns to the Chamber.

Tender # 83-92 - Repairs to One Aerial Dur-A-Lift Bucket

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, Tender #83-92 for repairs to one aerial (Dur-A-Lift) Bucket be awarded to John White Ltd., 217 Bedford Highway, Halifax, Nova Scotia for a total project cost of \$10,895.00 with funds being available from Account Number 126104.X1710

Motion passed.

Tender # 83-94 - Five 1983 model Truck Chassis with Combination Salt and Dump Bodies and Reversible Plows

MOVED by Alderman Jeffrey, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Tender 83-94 for five 1983 model truck chassis with combination salt and dump bodies and reversible plows - 27,500 GVW Chassis portion be awarded to A.E. Fowles for \$182,672.90; and the plow and body portion be awarded to C & D Tractor & Equipment Ltd. for \$78,354.00.

Motion passed.

Tender #83-111 (R) - One 1983 model Turf Tractor with Flail Mower

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, Tender

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#83-111 (R) for one 1983 model turf tractor with flail mower be awarded to Paul C. Palmer Ltd., Hwy. #1, P.O. Box 457, Berwick, Nova Scotia, BOP 1E0 for a total project cost of \$22,000.00 with funds available from Account Number 126104.X1710.

Motion passed.

Tender #83-112 - Three 1983 model Compact Sedans (Front Wheel Drive)

MOVED by Alderman Jeffrey, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Tender #83-112 for three 1983 model 4-door compact sedans (front wheel drive) be awarded to A.E. Fowles Ltd., 6055 Almon St., Halifax, Nova Scotia, B3K 5M8, for a total project cost of \$21,363.90 with funds being available from Account Number 126104.X1710.

Motion passed.

Tender #83-113 - One 1983 Model 3/4 ton Four Wheel Drive Vehicle with Plow

MOVED by Alderman Dewell, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, Tender #83-113 for one 1983 model 3/4 ton 4-wheel drive vehicle with plow be awarded to MacDonald Chev Olds Ltd., 3681 Kempt Road, Halifax, Nova Scotia, B3K 5M7 for a total project cost of \$12,304.71 with funds being available from Account Number 127417 B0350.

Motion passed.

Tender #83-114 - One 1983 Model Hi-Cube Van

MOVED by Alderman Nolan, seconded by Deputy Mayor Hamshaw that, as recommended by the Finance and Executive Committee, Tender #83-114 for one 1983 model Hi-cube Van - 8,600 G.V.W., be awarded to A.E. Fowles Ltd., 6055 Almon Street, Halifax, Nova Scotia, B3K 5M8 for a total project cost of \$12,229.20 with funds available from Account Number 126104 X1710.

Motion passed.

Tender #83-115 - Four 1983 Model Cargo Vans

MOVED by Alderman Doehler, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Tender #83-115 for four 1983 model cargo vans - 8,500 G.V.W., be awarded to A.E. Fowles Ltd., 6055 Almon Street, Halifax, Nova Scotia, B3K 5M8, for a total project cost of \$37,539.60 with funds available from Account Number 126104 X1710.

Motion passed.

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Tender #116 - One 1983 Model 1-ton Van - Long Wheel Base

MOVED by Alderman O'Malley, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, Tender #83-116 for one 1983 model 1-ton van - long wheel base, be awarded to MacDonald Chev Olds Ltd., 3681 Kept Road, Halifax, Nova Scotia, B3K 4Z6 for a total project cost of \$16,138.85 with funds available from Account Number 126104 B0140.

Motion passed.

Tender #83-117 - One 1983 Model Cargo Van

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Hamshaw that, as recommended by the Finance and Executive Committee, Tender #83-117 for one 1983 model cargo van - 6,400 G.V.W., be awarded to A.E. Fowles Ltd., 6055 Almon Str., Halifax, Nova Scotia, B3K 5M8 for a total project cost of \$8,882.20 with funds available from Account Number 126104 X1710.

Motion passed.

Tender # 83-118 - Two 1983 model Pick-up Trucks

MOVED by Alderman Jeffrey, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee Tender #83-118 for two 1983 model pick-up trucks be awarded to Towne Toyota Ltd., 3343 Kempt Road, Halifax, Nova Scotia, B3K 4X5 for a total project cost of \$15,800.00 with funds available in Account Number 126104 X1710.

Tender # 83-22 - Major Stevens Junior High School Multi-Purpose Court

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee Tender #83-22 for materials and services listed in the staff report dated June 10, 1983, be awarded to Edmonds Bros. Landscape Ltd. at a cost of \$28,182.50, total project cost \$34,000 with funding available from Account Number FA021.

Motion passed.

Petition - Dekker Street Local Improvement Project

This matter was forwarded to Council without recommendation.

Alderman Grant addressed the matter indicating that the abutting property owners on Dekker Street are opposed to the installation of sidewalk and curb. He noted that he was in agreement with the residents after having discussed the matter with them and outlining the ramifications of not having this work carried out at this time.

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MOVED by Alderman Grant, seconded by Alderman Downey that the Dekker Street Local Improvement Project not be carried out at this time and further that if possible Dekker Street be chip sealed this year.

The Acting City Manager indicated that this street was quite deficient but that the work could be delayed for a further period of time.

Motion passed.

Social Assistance Policy Manual

MOVED by Alderman O'Malley, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, the 'City of Halifax Policy and Procedures Manual' as attached to the staff report dated June 14, 1983, be approved by City Council effective July 1, 1983.

Motion passed.

Cerescorp Inc. - Tax Agreement

Following is the recommendation of the Committee of the Whole Council meeting:

"That Council re-affirm that the rates of charge to be levied on both operations be exactly the same as the present agreement between the City and Halterm expiring in 1990, and that the rate of charge per \$100.000 of revenue be identical for both operators in any given year."

Alderman Dewell addressed the matter indicating that he felt that Cerescorp Inc. should be given the same consideration that was given to Halterm during its start up period. He indicated that he did not feel that the requested tax concessions were unreasonable.

MOVED by Alderman Dewell, seconded by Deputy Mayor Hamshaw that Council seek legislation for an agreement with Cerescorp Inc. whereby taxes would be charged at a rate of 1½% in 1983, 2% in 1984, 2½ percent in 1985 and 2½% thereafter with the agreement to expire on December 31, 1990, or at such time that Cerescorp should cease operations, except that at no time shall taxes, based on this formula, exceed full taxes based on assessment for any given year.

Discussion ensued with a number of Aldermen voicing their opposition to any concessions being given to Cerescorp

The motion was put and resulted in a tie vote (6-6), the Mayor voted against the motion and declared the same defeated.

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MOVED by Alderman Flynn, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, Council re-affirm that the rate of charge be levied on both operations be exactly the same as the present agreement between the City and Halterm expiring in 1990, and that the rate of charge per \$100.00 of revenue be identical for both operators in any given year.

Motion passed.

Request for Additional Transit Service - Sackville Express

MOVED by Alderman Flynn, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee:

1. After due consideration to the benefit being derived by Halifax citizens from the operation of the Sackville express route, and after recognition of the 1982 subsidy levels of \$209,000 already provided for the route, that no additional subsidy contribution be made by the City of Halifax with respect to the route at this time;
2. The Metropolitan Authority be requested to review its allocation of expenditures.

Discussion ensued with regard to the matter with Alderman Grant suggesting that a possible solution to the matter would be that the Sackville Express not stop anywhere within the boundaries of Halifax and a bus for those people in the outlying areas of the City be provided.

Motion passed.

Request for Flying Display - 1983 Natal Day Committee

MOVED by Alderman Nolan, seconded by Deputy Mayor Hamshaw that, as recommended by the Finance and Executive Committee, Council register no objection to a Flying Display on Natal Day, July 25, 1983, providing all air safety regulations are adhered to.

Motion passed.

Ordinance Number 147 - the Dog Ordinance

MOVED by Alderman Cromwell, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, the following fees be established: \$25.00 for unneutered and unspayed dogs \$15.00 for neutered and spayed dogs.

Motion passed.

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Alderman O'Malley addressed the matter indicating that he disagreed with the policy of reducing the proliferation of dogs in the City by means of the licensing fee. He noted that the problem with dogs could better be resolved through other means.

The motion was put and passed.

REPORT - SAFETY COMMITTEE

At this time Council considered the report of the Safety Committee from its meeting held on June 22, 1983 as follows:

Vandalism at Fort Needham

Following is the recommendation of the Safety Committee:

"That staff be asked to identify a source of funds and to come back with a proper recommendation with respect to proceeding with the corrective action."

Alderman O'Malley addressed the matter noting that no written report had been submitted and requesting that the Acting City Manager give a verbal report. He also indicated that it was his opinion that the only possible solution to the problem was the one set out by staff in the June 17, 1983 Information report.

The Acting City Manager responded to Alderman O'Malley's question advising that staff had agreed that the funding for this project be taken from surplus Capital funds for the year 1983.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that the proposal for correction of the situation in Fort Needham as set out in the June 17, 1983 staff report be carried out providing that there are surplus funds available in the 1983 Capital budget.

Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on June 22, 1983, as follows:

Contract Development - 5528 Kaye Street - Case No. 4245

The City Clerk, in referring to the recommendation from the Committee, drew Council's attention to a requirement in the new Planning Act that applicants be given reasons for refusals.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that, as recommended by the City Planning Committee, the application to permit an amusement centre at 5528 Kaye Street, lands of East Coast Pest Control Limited, be refused by City Council due to the application being inconsistent with the residential policies, commercial Policy 2.7, and Implementation Policies 3.10, 3.10.1, and 3.10.2 of the Municipal Development Plan.

Motion passed.

Contract Development - Halifax Senior Citizens Housing Corporation, Case No. 4313 - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Doehler that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to permit a parking lot on Parcel P, lands of the Halifax Senior Citizens Housing Corporation Limited, in the block bounded by Northwood Terrace, North Street, Fuller Terrace, and Black Street as shown on Plan P200/11749 of Case No. 4313 and with the conditions outlined in the draft contract as attached to the staff report dated June 13, 1983.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, August 17, 1983 at 7:30 p.m. in the Council Chamber.

Contract Development - Case No. 4279 - 2128 Brunswick Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Doehler, seconded by Alderman Downey that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development at 2128 Brunswick Street to permit the conversion of the existing building to 19 apartment units as shown on Plan No. P200/11637-11639 of Case No. 4279.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, August 17, 1983 at 7:30 p.m. in the Council Chamber.

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Case No. 4343 - Contract Development - 50 Main Avenue -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Jeffrey, seconded by Alderman Doehler
that, as recommended by the City Planning Committee, a date be set
for a public hearing to consider the application to permit the
construction of a 4-unit apartment building at 50 Main Avenue as
shown on Plan No. P200/11927-11931 of Case No. 4343.

Motion passed.

The City Clerk advised that the hearing was scheduled
for Wednesday, August 17, 1983 at 7:30 p.m. in the Council Chamber.

Case No. 4331 - Lot R, Sheffield in the Park -
Contract Development - SET DATE FOR PUBLIC HEARING

MOVED by Deputy Mayor Hamshaw, seconded by Alderman
Cromwell that, as recommended by the City Planning Committee, a
date be set for a public hearing to consider the application of
Stage I and Stage II approval to permit an apartment building
containing 144 persons on Lot R, Dunbrack Street and Bridgeview
North Connector, lands of Clayton Developments Limited.

The City Clerk advised that the hearing was tentatively
set for August 17, 1983 at 7:30 p.m. in the Council Chamber.

Motion passed.

Neptune Theatre - Art Gallery

The recommendation from the City Planning Committee was
that His Worship the Mayor be requested to correspond with the
Honourable Gerald Regan requesting information as to the plans for
the Neptune Theatre and Art Gallery in the proposed Federal development
on Water Street, the requirements, and the timing along with the
question of consideration to a residential component within the
complex.

A draft letter was circulated to members of Council for
information.

Alderman LeBlanc advised that he supported the contents
of the draft letter but suggested that it could have been more
strongly worded. Alderman LeBlanc suggested that concurrent with
other needs of the City, there is the need to broaden the cultural
and entertainment base and expressed the hope that such could be
pointed out in stronger terms in the letter to be forwarded to the
Minister.

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Alderman Doehler indicated he would also like to see some reference in the letter with respect discussions taking place with the Province and the private sector if consideration is given to the gallery and theatre.

MOVED by Alderman Doehler, seconded by Alderman Grant that the circulated draft letter concerning the Neptune Theatre and Art Gallery in the proposed Federal development be concurred in by City Council.

Alderman Dewell suggested that a consideration which could be included in the letter related to mention of the need for a residential component in the downtown.

Further discussions ensued and His Worship advised that note would be taken of the positions presented at this evening's meeting with a new draft being prepared for forwarding to the Minister. In reply to a question, His Worship advised that he is scheduled to meet with the Honourable Gerald Regan in the near future and that the matter could be discussed and the letter presented at that time.

Motion passed.

Westmount Subdivision

MOVED by Alderman Flynn, seconded by Alderman Grant that, as recommended by the City Planning Committee, the matter be referred to the Planning Advisory Committee for review and investigation, for the purpose of holding public meetings to consider the resident's concerns and receive their input.

Motion passed.

Parking - Grand Parade - June 27, 1983, For Confirmation Only

His Worship noted the event in question had already taken place and expressed appreciation for the cooperation received with respect to the request for no parking in the Grand Parade on the date in question. His Worship also advised of a request that no parking take place in the Grand Parade tomorrow between the hours of 9 a.m. and 1 p.m. in connection with Canada Day celebrations and Council agreed that there should be no parking permitted at that time.

10:10 P. M. - Meeting adjourned for a short recess.

10:20 P. M. - The meeting reconvened with the same members in attend with the exception of Alderman LeBlanc.

ADDED ITEMS:

Council agreed to deal with the following item at this time:

Council
June 29, 1983

Canada Day Concert - Brunswick Street

His Worship advised the item related to a request from the Canada Day organization that a portion of Brunswick Street be closed in connection with a proposed ceremony involving the Symphony Orchestra performing from the terrace of the North American Life building at which time the audience would be located on Citadel Hill facing the orchestra. His Worship advised that the request was to close Brunswick Street between Duke and Sackville Streets between the hours of 6 and 9:30 p.m. on Canada Day.

MOVED by Alderman Doehler, seconded by Alderman Dewell that City Council approve the closing of Brunswick Street between Duke and Sackville Streets between the hours of 6 and 9:30 p.m. on July 1, 1983 in connection with Canada Day celebrations.

A discussion and questioning of staff ensued following which the Motion was put and passed.

MOTIONS:

Motion Alderman O'Malley Re: Amendment to Ordinance Number 151, the Automatic Machines Ordinance

A report dated June 23, 1983 was submitted from the City Solicitor. Alderman O'Malley presented a Notice of Motion concerning the above item at the June 16th meeting of Council.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that the proposed amendments to Ordinance #151, the Automatic Machines Ordinance as attached to the report from the City Solicitor dated June 23, 1983, be read and passed a First Time; the effect being to:

1. change the number of machines which would qualify premises as an "amusement centre" from two to three;
2. permit a portion of premises to be classified as an "amusement centre"; and
3. to alter the square meterage requirement for amusement machines.

Motion passed.

Motion Alderman O'Malley Re: Amendment to the City of Halifax Zoning Bylaw (Mainland and Peninsula Areas)

Alderman O'Malley presented a Notice of Motion concerning the above matter at the June 16th meeting of Council. A report dated June 23, 1983, was submitted from the City Solicitor.

Council
June 29, 1983

MOVED by Alderman O'Malley, seconded by Alderman Meagher
that a date be set for a public hearing to consider the amendments
to the City of Halifax Zoning Bylaw (Mainland and Peninsula Areas)
as set forth in Schedule "A" attached to the report dated June 23,
1983 from the City Solicitor.

Motion passed.

The City Clerk advised that the hearing was scheduled
for Wednesday, August 17, 1983 at 7:30 p.m. in the Council Chamber.

MISCELLANEOUS BUSINESS:

Half Holiday - City Staff

A staff report dated June 13, 1983, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley
that all civic offices of the City of Halifax, excepting those
providing emergency services, be closed at 12 Noon on Monday,
August 1, 1983, and all civic employees of the City of Halifax be
granted a half-holiday in honor of Dartmouth Natal Day.

Motion passed.

Request - Permission to Conduct Trade Dollar Program -
Joseph Howe Festival Society

A letter dated June 21, 1983, was submitted from the
Executive Director of the Joseph Howe Festival Society in
connection with the above matter.

MOVED by Alderman Cromwell, seconded by Deputy Mayor
Hamshaw that City Council grant permission to operate the Joe Howe
Trade Dollar Program in the City of Halifax between the dates of
July 1st and October 15, 1983, and that the said Joe Howe Trade
Dollar be taken as equivalent to currency (\$1.00) within the City
of Halifax during the dates outlined above.

Motion passed.

Halifax District School Board - Re: Resolution of
May 26, 1983 "Surplus Schools"

A letter dated June 23, 1983, was submitted from the
Secretary-Treasurer of the Halifax District School Board relating
to the above item.

MOVED by Alderman Grant, seconded by Alderman O'Malley
that City Council extend this year's notification period in
connection with "surplus schools" to July 31, 1983 to allow the
joint City-Board Committee to further study the current year's
possible surplus buildings.

Motion passed.

Council
June 29, 1983

Application for Auctioneer's License

A letter dated June 21, 1983, was submitted from Mr. Paul Conrad making application for an Auctioneer's license.

MOVED by Alderman Nolan, seconded by Alderman Downey that City Council grant an auctioneer's license to Mr. Paul Conrad, Box 7, R.R. #1, Head of Chezzetcook, Nova Scotia, BOJ lNO in accordance with the provisions of Ordinance No. 146.

Alderman Flynn referred to the recent number of such applications which have been before Council and questioned whether auctioneer's licenses could not be processed by staff.

His Worship indicated the City Solicitor would follow up the suggestion, and the City Solicitor advised that it would require an amendment to the Ordinance.

Motion passed.

His Worship left the meeting and Deputy Mayor Hamshaw took the Chair.

QUESTIONS:

Question Alderman Jeffrey Re: Ashburn Golf Course

Alderman Jeffrey advised that he has received a number of calls from the residents of School Avenue relating to the 13th hole of the course. Alderman Jeffrey said that apparently golf balls are being hit over the highway at that location and breaking windows in homes, and asked if a letter could be sent to the Club asking if a net could be installed, such as the one at the #16 hole at the Brightwood Course, to prevent the balls from being hit across the highway.

Question Alderman Jeffrey Re: Previous Requests

Alderman Jeffrey referred to previous requests for information relating to a report on the implementation of the Transportation Committee report, and the C.N.R. tracks in the Springvale/Fairmount area, and noted the reports have not been received as yet.

Question Alderman Jeffrey Re: Truck Traffic - Main Avenue

Alderman Jeffrey advised that he has received a considerable number of calls this week pertaining to truck traffic using Main Avenue. Alderman Jeffrey acknowledged that the street is a designated truck route but advised that the number of trucks has greatly increased during the past two or three weeks saying he would like to know if other routes have been closed and the reason for the apparent increase in the number of trucks using the street.

Council
June 29, 1983

Question Alderman Jeffrey Re: Sewer Laterals

Alderman Jeffrey advised it was his understanding that sewer lateral projects were taking place at Chadwick Place and one in the vicinity of the 1100 block at South Park Street. Alderman Jeffrey advised that he would like to be informed as to what has transpired in connection with the two projects advising that his interest related to an item which he previous brought before Council relating to Adelaide Avenue.

Question Alderman Jeffrey Re: Policy, Portable Signs on Wheels

Alderman Jeffrey said he would like to be informed with respect to the policy governing portable signs on wheels saying it was his understanding they could only be erected for a period of three months and then had to be removed for a period of time. Alderman Jeffrey advised he would like to know the reasons for such a policy.

Question Alderman Jeffrey Re: Fire Hydrant, Corner of Birch Street and Coronation Avenue

In referring to the above hydrant, Alderman Jeffrey noted its close proximity to the intersection and suggested it was about six to eight feet away from an existing stop sign. Alderman Jeffrey advised that the Public Service Commission's trucks take water from the hydrant and indicated that residents are becoming concerned as it is a dangerous intersection. Alderman Jeffrey asked if a letter could be sent to the Commission asking if the hydrant could be removed or another hydrant be used for the purpose of obtaining water.

Question Alderman Jeffrey Re: Wanderers Grounds

Alderman Jeffrey advised that last evening he attended a ball game at the Wanderer's Grounds which he suggested is in very, very bad need of repairs. Alderman Jeffrey advised that two or three players were injured and suggested that the mound is all-together wrong and players have been complaining about it. Alderman Jeffrey asked if the Parks & Grounds Division could look into the problem.

Question Alderman Cromwell Re: Public Hearings Scheduled for Wednesday, August 17, 1983

Alderman Cromwell noted the first Council and Committee of the Whole Council meetings of August have been cancelled and suggested that as a result, the August 17th Committee agenda would normally be quite extensive. Alderman Cromwell referred to the number of public hearings which have been scheduled for that evening, two of which he felt would be quite involved, and asked if the City Clerk would review the matter.

Question Alderman Grant Re: Prosecutions, Derelict Vehicles

Alderman Grant referred to a report received on prosecutions in connection with derelict vehicles and suggested the information was not complete. Alderman Grant, in referring to the number of vehicles which were taken to the scrap yard, questioned the number of prosecutions involved, the amount of the fines, and the number that were abandoned vehicles.

The City Solicitor advised the submitted report was an interim one as additional information would be submitted and also advised that such vehicles were being dealt with under the unsightly premises category of the law.

Question Alderman Grant Re: C.N.R. Lands

Alderman Grant asked if staff, in conversations with C.N.R. on various items, could consider approaching the railway with the possibility of creating a walkway or bicycle trail along lands which they own which borders railway tracks, with such a trail running through the City to the downtown.

Question Alderman Grant Re: Botanical Gardens

Alderman Grant noted members of Council received a letter from Dr. Harvey regarding the planting of flowers to make a form of botanical gardens with the area suggested being the watershed area. Alderman Grant suggested that area was not appropriate as it was intended to be left as a wilderness park but suggested that staff telephone Dr. Harvey for the purpose of indicating to him other areas of land which the City has available for such a purpose. Alderman Grant advised that he would supply staff with Dr. Harvey's telephone number.

Question Alderman O'Malley Re: Report - Advisory Committee
on Concerns of the Ageing

Alderman O'Malley in referring to the above Committee which was created by Council, noted Council has not received a report from the Committee this year and asked if a report on the activities of the Committee could be provided to Council.

Question Alderman O'Malley Re: Administrative Order - Duties of
Office of Auditor General

Alderman O'Malley asked when Council might expect to receive the Administrative Order establishing the duties for the office of Auditor General, and the City Solicitor indicated it would be submitted well in advance of the October 1st deadline established by Council. Alderman O'Malley, in referring to the October 1st deadline date, asked if he could receive a report from the City Clerk concerning the establishment of the date by Council.

Council
June 29, 1983

Question Alderman O'Malley Re: Convoy Lands

Alderman O'Malley asked if any assessment has been made of the remaining Convoy Lands in terms of attempting to clean up the lands as a result of the recommendation from the Fire Chief of last week.

The Acting City Manager indicated he would have to report on the question at a later date.

Question Alderman Downey Re: Barrington Street Bubble

Alderman Downey questioned whether any word has been received from the Province in connection with correcting the Barrington Street bubble between Cornwallis and Gerrish Streets.

The Acting City Manager advised that no word has been received and that staff still have an outstanding letter with the Province on the subject. Alderman Downey suggested that perhaps contact could be made with the Provincial Member representing the area with a view to speeding up the matter.

Question Alderman Meagher Re: Animal Control Contract

Alderman Meagher referred to the dog control contract which is being developed and asked if staff might also give consideration to including a provision relating to the picking up of stray cats as well as dogs.

His Worship returned to the meeting and Deputy Mayor Hamshaw took his normal seat in Council.

ADDED ITEMS:

Bayne Street Transfer Station - Dumping of Chemical Waste

A letter dated June 29, 1983, was submitted from the Executive Director of the Metropolitan Authority in connection with the above subject.

Alderman Dewell advised that he had requested that the above item be placed on the agenda as a result of a recent incident at the Transfer Station but noted members of Council have since received a report on the subject from the Metropolitan Authority. Alderman Dewell indicated the submitted letter responded to a number of questions which he proposed to ask and requested that copies of the letters be supplied to the press. Alderman Dewell asked that Council be kept informed as the investigation progresses and that Council be informed of the party involved in the recent dumping.

Council
June 29, 1983

Amendment to the Subdivision Regulations and Bylaw
Respecting Sidewalks

A staff report dated June 22, 1983, was submitted.

MOVED by Alderman Grant, seconded by Alderman Dewell
that the public hearing scheduled for July 20, 1983 concerning
amendments to the subdivision regulations and Bylaw respecting
sidewalks, be cancelled and that the matter be sent to the Planning
Advisory Committee for study and report.

Motion passed.

City of Halifax Industrial Commission Operating and Capital Budgets

A report dated June 24, 1983, was submitted from the
Chairman of the Halifax Industrial Commission.

MOVED by Alderman O'Malley, seconded by Alderman Flynn
that Council approve an additional \$50,000 to the Industrial
Commission's Operating Budget for the year 1983 under Section 201(1)
of the Halifax City Charter, and approve the amount of \$225,000 for
Capital Expenditure in the year 1983 to be paid from the Sale of
Land Account.

Motion passed.

Award of Tender 83-123 - Fire Stairs, Phase 1 - City Hall

A staff report dated June 23, 1983, was submitted.

MOVED by Alderman Cromwell, seconded by Deputy Mayor
Hamshaw that Tender #83-123 for Fire Stairs, Phase 1, City Hall,
be awarded to Blunden Construction Ltd., P. O. Box 280, Halifax,
N. S., B3J 2N7 for the total project cost of \$38,392.00, with funds
being available from Account Number 222201 20500 EH021.

Motion passed.

Canada Day Concert - Brunswick Street

The above item was dealt with earlier in the meeting.

Metropolitan Authority Compactor Station

The above item was added to the agenda at the request
of Alderman Flynn who referred to a recent newspaper article
concerning a Dartmouth City Council meeting. Alderman Flynn advised
the article indicated that Dartmouth was interested in having a
compactor station located in that City and that Halifax had no
objection to the cost sharing.

Council
June 29, 1983

Alderman Flynn advised that he wished to set the record straight in that the members did not express anything saying that the motion which was approved by the Authority was to bring forward costs plus alternative methods of refuse disposal. Alderman Flynn advised that an additional expenditure of \$185,000 was not approved for Halifax without coming back to Council.

His Worship indicated a letter would be sent making the correction brought forward by Alderman Flynn and clarifying the City's position on the subject, to which Council agreed.

Sheraton Hotel

The above item was added to the agenda at the request of Alderman Dewell who noted that Council recently dealt with the matter of an extension to the time limit on a development contract for the Sheraton Hotel. Alderman Dewell indicated he has been informed by a representative of the hotel that the information which Council acted upon was not necessarily the complete information, and suggested Council might entertain looking at the matter of the extension again at the Committee of the Whole Council meeting.

Alderman Dewell advised that should the item be favourably dealt with at Committee, he would like Council's permission to add the item to the special meeting of Council scheduled for that evening.

The Chairman advised that a staff report would be available at the Committee meeting from the City Manager.

Recommendation from the Commission on City Government concerning the Public Service Commission

The above item was added to the agenda at the request of Alderman O'Malley who advised that the reason for bringing the item forward was because of the inter-connection that is taking place between the lands of the Public Service Commission and the annexed lands, and the ownership of those lands.

Alderman O'Malley noted the Commission on City Government has recommended that Council bring within its own structure, under the Works Department, the Public Service Commission which would revert the Commission's property, assets, and commitments back to the City. Alderman O'Malley suggested that in light of the negotiations taking place and the complexity of the whole situation, Council should immediately address the section of the report of the Commission dealing with the Public Service Commission.

MOVED by Alderman O'Malley, seconded by Alderman Nolan
that the item be placed on the agenda of the next regular meeting of
the Committee of the Whole Council for discussion.

Motion passed.

Council
June 29, 1983

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MOVED by Alderman O'Malley, seconded by Alderman Nolan
that the item be placed on the agenda of the next regular meeting of
the Committee of the Whole Council for discussion.

Motion passed.

Restraint Motion for 1984

The above item was added to the agenda at the request of Alderman O'Malley and the Chairman noted the subject was previously deferred to the next regular meeting of the Committee of the Whole Council. His Worship advised that a draft report is now before the City Manager and that members of Council would receive it Monday evening.

Alderman O'Malley advised that he added the item this evening to ask that the report contain the City Manager's position on awards recently made by the private sector in the construction industry, and the effects these may have on the recommendations to be presented to Council.

His Worship noted the report was in draft form and that reference could be made to the question if the report does not already do so.

Alderman O'Malley suggested the subject has to be addressed in terms of what is happening in the private sector particularly in the construction industry.

11:20 P. M. - Meeting adjourned.

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MAYOR RON WALLACE &
DEPUTY MAYOR A. HAMSHAW
CHAIRMEN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

Date approved by City Council: _____

CITY COUNCIL
M I N U T E S

Council Chamber
City Hall
Halifax, N. S.
July 6, 1983
5:35 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 Hamshaw, and Aldermen Doehler, Cromwell, Downey, Meagher, O'Malley, Dewell, Nolan, Jeffrey, LeBlanc, and Flynn.

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

Non-Profit Housing Society, Charles Court Co-Operative

MOVED by Alderman Dewell, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Council approve, in principle, leasing the land located at Wood Avenue to the Charles Court Co-Operative Housing Group subject to the formal Lease Agreement being approved by Council and approved by Canada Mortgage and Housing Corporation.

Motion passed.

Recommendation - Audit Committee

Alderman O'Malley briefly outlined the deliberations by the newly appointed Audit Committee in connection with the selection of external auditors for the City.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that, as recommended by the Audit Committee, the firm of Clarkson Gordon be appointed as City auditors for a three year term beginning in 1983 to be reviewed annually for continuation. Motion passed.

Sheraton Hotel

The above item having been deleted from the Committee agenda earlier this date at the request of the applicant, it was also deleted from the agenda of this meeting.

HEADLINES

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MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 14, 1983
8:00 p.m.

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

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw, and Aldermen Doehler, Cromwell, Meagher, O'Malley, Dewell, Nolan, Jeffrey, LeBlanc, Downey, and Flynn.

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

Cup - Presentation

His Worship introduced the matter indicating that the cup had been presented formally to the City during a ceremony at Point Pleasant Park. He noted that Mr. Hector Porter, donator of the cup, Mr. Frank Bennett, Chairman, Directors of Point Pleasant Park and Mr. Lou Collins, City Historian were present this evening in connection with the presentation of the cup.

His Worship called on Mr. Bennett to explain the reason for the donation of the cup. Mr. Bennett indicated that the cup had been presented to Major Montagu by the citizens of Halifax in appreciation of his fine work in designing and carrying out the work on Point Pleasant Park upon his leaving the City. He noted that the cup was a fine example of Nova Scotia craftsmanship.

Mr. Lou Collins addressed Council briefly outlining the history of the cup and agreeing with Mr. Bennett's comment regarding the craftsmanship of the cup. Mr. Collins noted that Mr. Porter had purchased the cup in England and was now donating the cup to the City for their enjoyment and retention of the heritage of the City.

Mr. Porter addressed Council indicating that it was with great pleasure that he presented this cup to His Worship the Mayor, members of Council, and the citizens of Halifax.

His Worship thanked Mr. Porter for the valuable and important contribution to the City noting the historical significance of the cup and assuring Mr. Porter that the cup would be retained with care and pride.

Council
July 14, 1983

Motion of Condolence - Alderman Meagher

Alderman Meagher introduced the matter of the recent passing of Mrs. Ashton, past administrator of the Civic Hospital. He noted the fine work done by Mrs. Ashton in her capacity as administrator of the Civic Hospital.

MOVED by Alderman Meagher, seconded by Alderman Doehler that the City of Halifax, under the signature of the Mayor, relay to the family of Mrs. Ashton their condolences and give an expression of appreciation for the fine work carried out by Mrs. Ashton in her role as administrator of the Civic Hospital.

Motion passed.

Expression of Condolence on Behalf of Council - Alderman O'Malley

Alderman O'Malley referred to the passing of His Worship Mayor Ron Wallace's brother recently and expressed to His Worship the deep and sincere sympathy of the members of Council.

His Worship thanked Alderman O'Malley for his kindly spoken words noting that individual expressions of condolence had been gratefully received and further noting the beauty of the floral arrangement received from members of Council.

MINUTES

Minutes of the regular meeting of Council held on June 29, 1983 and a special meeting of Council held on July 6, 1983 were approved on a motion by Alderman Jeffrey, seconded by Alderman Downey.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk Council added:

- 20.1 Settlement of Claims - Carlton St. and Spring Garden Road
- 20.2 Commission on City Government - Recommendation - Public Service Commission - Alderman O'Malley
- 20.3 Donation of Building - Fairview Minor Baseball - Alderman Jeffrey

MOVED by Alderman Cromwell, seconded by Alderman LeBlanc that the agenda, as amended, be approved.

DEFERRED ITEMS

Minor Variance Appeal - 84-B Convoy Avenue

This matter was deferred at the meeting of Council held

Council
July 14, 1983

on June 29, 1983 to allow for further discussion between the applicant and members of staff. A staff report dated July 7, 1983, was submitted.

Mr. W.D. Campbell, Development Department, with the aid of sketches, outlined the amended application for a two foot side yard on the east side adjacent to his proposed deck and a four foot side yard on the west side adjacent to his second storey addition as found in the staff report dated July 7, 1983.

Mr. Campbell then responded to questions from members of Council.

There were no persons present wishing to address Council with regard to this matter. Correspondence has been received in opposition to the application from Mr. Barrie F. Hebb and Mrs. Diane S. Hebb, dated July 12, 1983.

Further questioning of staff ensued.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley
that the decision of the Development Officer regarding the four foot side yard on the west side of the property, adjacent to the second storey addition, be upheld and the appeal of the applicant be denied.

Motion passed.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley
that Council uphold the appeal by the applicant against the decision of the Development Officer relating to the two foot side yard on the east side of the property, adjacent to the proposed deck, and the minor variance be approved.

Motion passed.

Appeal of Refusal - Lord's Day Permit

This matter was forwarded from the Committee of the Whole meeting held on July 6, 1983 without recommendation.

A private and confidential report from the City Solicitor dated July 11, 1983, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Doehler
that the ruling of the City Clerk be upheld and the Lord's Day Permit be refused.

Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

At this time Council considered the report of the Finance and Executive Committee as follows:

Council
July 14, 1983

on June 29, 1983 to allow for further discussion between the applicant and members of staff. A staff report dated July 7, 1983, was submitted.

Mr. W.D. Campbell, Development Department, with the aid of sketches, outlined the amended application for a two foot side yard on the east side adjacent to his proposed deck and a four foot side yard on the west side adjacent to his second storey addition as found in the staff report dated July 7, 1983.

Mr. Campbell then responded to questions from members of Council.

There were no persons present wishing to address Council with regard to this matter. Correspondence has been received in opposition to the application from Mr. Barrie F. Hebb and Mrs. Diane S. Hebb, dated July 12, 1983.

Further questioning of staff ensued.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that the decision of the Development Officer regarding the four foot side yard on the west side of the property, adjacent to the second storey addition, be upheld and the appeal of the applicant be denied.

Motion passed.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that Council uphold the appeal by the applicant against the decision of the Development Officer relating to the two foot side yard on the east side of the property, adjacent to the proposed deck, and the minor variance be approved.

Motion passed.

Appeal of Refusal - Lord's Day Permit

This matter was forwarded from the Committee of the Whole meeting held on July 6, 1983 without recommendation.

A private and confidential report from the City Solicitor dated July 11, 1983, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Doehler that the ruling of the City Clerk be upheld and the Lord's Day Permit be refused.

Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

At this time Council considered the report of the Finance and Executive Committee as follows:

Council.
July 14, 1983

Resolution on Restraint on City Spending

His Worship Mayor Ron Wallace vacates the Chair to address the matter and Deputy Mayor A. Hamshaw takes the Chair.

MOVED by His Worship Mayor Ron Wallace, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee:

1. Halifax City Council direct the City Manager to identify, on an ongoing basis, additional savings that can be achieved for the balance of 1983, and the effect of these savings, if any, on approved programs;
2. Halifax City Council direct the City Manager to bring forward a proposed 1984 Operating Budget with total expenditures restricted to 5% increase over the approved 1983 budget in line with the Restraint Program;
3. Halifax City Council direct all Boards, Commissions and Committees to co-operate fully in achieving this objective;
4. Halifax City Council direct the City Manager to present the 1984 Capital Budget by September 1, 1983 and the 1984 Operating Budget by November 1, 1983.

Alderman Doehler addressed the matter expressing concern over what he felt was too restrictive wording within the motion. He felt staff was left no room for judgement suggesting that should staff feel a greater than 5% increase was necessary they would have to prove to Council this necessity.

MOVED in amendment by Alderman Doehler, seconded by Alderman O'Malley that the motion be amended by the deletion of 'with total expenditures restricted to 5%' and substituting 'using an expenditure increase guideline of 5%':

Alderman LeBlanc addressed the matter noting that he was certainly in favor of restraint, but that Council, during the Budget process, would have to abide by the theories expounded this evening by not adding items to the budget if the restraint program was to work. He suggested that Council should have further information with regard to the effects of the 5% guideline and that the matter should be forwarded to the Audit Committee, to the Finance and Executive Committee for further discussion and to staff for further discussion and report to Council.

Alderman O'Malley addressed the matter noting that he was in full support of restraint and would be supporting the amendment. He noted that the motion as originally put did not include effects a firm 5% increase over the 1983 budget would have on services provided by the City. He also suggested that further information would be necessary if Council were to approve a motion as restrictive as that put forward by the Mayor.

Council
July 14, 1983

Alderman Jeffrey addressed the matter noting he was in favor of the amendment and reiterated the comments of Alderman Doehler with regard to the restrictive nature of the original motion.

Alderman Cromwell addressed the matter noting he would not be supporting the amendment and indicating that he felt Council should take a firm stand on expenditures to the 5% level and noting the term 'guideline' caused him concern.

Alderman Meagher addressed the matter advising that he supported the motion put forward by His Worship. He voiced concern with regard to the status of Provincial funding to the City and requested that contact be made with the Province at once in an effort to determine the City's position with regard to funding for 1984.

Further discussion ensued and the amendment to the motion was put and passed.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that the motion be further amended by the deletion of the term 'total expenditures' and substituting 'net expenditures'.

Alderman O'Malley further clarified his motion by indicating that 'net expenditures' was the result of revenues being subtracted from total costs.

The City Manager indicated that he understood 'net expenditures' to mean the amount of required taxation after revenues had been included in the budget, to which Alderman O'Malley agreed.

Further discussion ensued with Alderman Dewell voicing concern with regard to a possible increase in taxes even though the tax base was to be increased in view of the use of net expenditures rather than total expenditures.

Alderman O'Malley, with the permission of the seconder, withdrew his motion and requested that staff prepare a report clarifying the matter.

His Worship addressed the matter and in closing the debate requested that Council take a firm and united stand on the 5% restraint program, indicating to staff that they were very serious with regard to the 5% guideline.

The motion as amended was put and passed.

Request for Amendment to Ordinance Number 149 - Flowers by Tasha

Correspondence from W.H. McCurdy, Executive Director, Downtown Halifax Business Association, was submitted.

Council
July 14, 1983

This matter was forwarded to City Council without recommendation.

Alderman LeBlanc addressed the matter indicating that he was aware that a review of the Ordinance and amendment to it would be necessary to permit Flowers by Tasha to operate in the City. However, he noted that the time period for amendment to an Ordinance would preclude the operation of Flowers by Tasha this summer. He suggested that Flowers by Tasha be permitted to operate in the City for the summer of 1983.

MOVED by Alderman LeBlanc, seconded by Alderman Downey that approval be granted to allow the operation of Flowers by Tasha within the City for the summer of 1983 and that a review of the Ordinance be undertaken with a view to clarifying the matter for the summer of 1984

Alderman Flynn addressed the matter indicating he would not support the motion in view of the correspondence received from the Downtown Halifax Businessmen's Association. He noted that he felt such an operation would be unfair to the tax paying businesses within the City.

Alderman Jeffrey addressed the matter indicating that he felt guidelines should be included in any approval given and that he could not vote on the matter without their inclusion.

MOVED by Alderman Jeffrey that this matter be deferred to the next Committee of the Whole pending the receipt of a report outlining guidelines for the operation of Flowers by Tasha should City Council decide to approve their operation within the City for the summer of 1983.

There was no seconder to the motion

Further discussion ensued with Alderman O'Malley noting that any approval regarding the operation of Flowers by Tasha in the City would be in contravention of the present Ordinance and therefore was an action Council would be unable to take in any case.

Further discussion ensued with Alderman LeBlanc, with the agreement of the seconder, withdrawing his motion based upon the comments of Alderman O'Malley.

MOVED by Alderman Flynn, seconded by Alderman Nolan that a review of Ordinance No. 149, based upon requests received by staff, be carried out and recommendations be made to Council regarding the position of staff relating to amendments.

Further discussion ensued and it was suggested all Ordinances dealing with vending on City streets should be reviewed.

Motion passed.

Council
July 14, 1983

Acquisitions - 267 & 269 Herring Cove Road

MOVED by Alderman Nolan, seconded by Deputy Mayor Hamshaw that, as recommended by the Finance and Executive Committee, the land shown as Parcels H-70 and H-71 on Plans TT-30-266 01 and TT-30-26602 be purchased from the Sisters of Charity for the sum of \$3,500, and authorize staff to re-open negotiations if contract modification is subsequently approved. Funds can be made available from Account No. 226111 Z0330 CJ012.

Motion passed.

Expropriations - Herring Cove Road

MOVED by Alderman Nolan, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, compensation in the amount of \$23,100 be offered to the owners of Parcel H-123 to H-127 (inclusive), as shown on Schedule "B" attached to the supplementary staff report dated June 27, 1983.

Motion passed.

Freedom of the City - Royal Canadian Regiment

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Council approve supplementary appropriations under Section 201(1) of the Halifax City Charter in the amount of \$5,000.00 in connection with the Freedom of the City, Royal Canadian Regiment.

Motion passed.

Nathan Green Square

MOVED by Alderman Doehler, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, Council approve supplementary appropriations under Section 201(1) of the Halifax City Charter in the amount of \$1,500.00 in connection with the Nathan Green Square Park.

Motion passed.

Halifax Shipyards

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, Council authorize the sending of a letter to the Premier of the Province and the Minister of Development asking that an investigation of the situation at the shipyards be carried out including the reasons for the lack of employment at the shipyards.

Motion passed.

Council
July 14, 1983

Alderman LeBlanc addressed the matter indicating that it was his understanding that this motion had come about due to the loss of a very substantial contract by Halifax Industries Ltd. to a firm in Quebec. Alderman LeBlanc indicated that he felt the total project cost upon completion of the ship re-fit should be made available to Council. He further suggested that the status of the Panamex Dry Dock should be investigated.

Further discussion ensued and the motion was put and passed.

Alderman O'Malley requested a report from staff regarding the details of the tax concessions agreement reached between Halifax Industries Ltd. and the City of Halifax.

Council
July 14, 1983

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works, from its meeting held on July 6, 1983, as follows:

Tender # 83-13 - Barrington Street Surface Improvements - Prince to Sackville Phase II

The recommendation forwarded to this meeting from the Committee on Works reads as follows:

' that City Council award Tender No. 83-13 for projects, materials and services to Standard Paving Maritime Ltd. at a cost of \$277,555.00; total project cost of \$335,000, funding available from Account No. CK051 Mainstreet Program '

MOVED by Alderman Meagher that the matter be deferred to the next regular meeting of the Committee of the Whole Council for further discussion and final recommendation.

There was no Secunder to this Motion.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Downey, as recommended by the Committee on Works that City Council award Tender No. 83-13 for projects, materials and services to Standard Paving Maritime Ltd. at a cost of \$277,555.00; total project cost of \$335,000, funding available from Account No. CK051 Mainstreet Program.

Following a lengthy discussion and questioning, the Motion was put and Lost.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that City Council award Tender No. 83-13 for Projects, materials and services to Edmonds Bros. Ltd. at a cost of \$270,583.75, total project cost of \$335,000, funding available from Account No. CK051 Mainstreet Program.

Motion put and passed with Deputy Mayor Hamshaw and Alderman Downey voting against. 10:30 - 10:40 p.m. - 10-minute RECESS

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee, from its meeting held on July 6, 1983, as follows:

Police Revenue Report

The recommendation forwarded to this Council meeting reads as follows:

' that this matter be deferred pending information from staff and that the matter be placed on the agenda of the next regular Council meeting '

Council
July 14, 1983

MOVED by Alderman Dewell, seconded by Alderman O'Malley
that the matter be referred to the Board of Police Commissioners
of the City of Halifax for review and recommendation.

Motion passed.

Alderman Meagher advised he wished to submit an article
on Horses and Police Work to the City Clerk for circulation to
His Worship and other Aldermen, so that they be better informed
regarding this matter.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Amendment to Ordinance Number 151, the Automatic Machines Ordinance,
SECOND READING

The proposed amendments to Ordinance Number 151, the Automatic
Machines Ordinance, were read and passed a First Time at the Council
meeting held on June 29, 1983.

MOVED by Alderman O'Malley, seconded by Alderman Meagher,
that the proposed amendments to Ordinance Number 151, the Automatic
Machines Ordinance, as attached to the report from the City Solicitor
dated June 23, 1983, be now read and passed a SECOND TIME; the
effect of the proposed amendments being to:

1. Change the number of machines which would qualify
premises as an 'amusement centre' from two to
three;
2. Permit a portion of premises to be classified as
an 'amusement centre'; and
3. To alter the square meterage requirement for
amusement machines.

Motion passed.

Council
July 14, 1983

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on July 6, 1983 and reports as follows:

Co-Operative Housing Project - Bayers-Westwood Area

MOVED by Alderman Flynn, seconded by Alderman Dewell, as recommended by the City Planning Committee, that Council direct staff to take the necessary action to arrange sub-division and rezoning of the land and to agree to the leasing of the land subject to approval of the lease agreement.

Motion passed.

Detailed Zoning Review - Soft Areas 17 & 18

MOVED by Alderman Dewell, seconded by Alderman Doehler, as recommended by the City Planning Committee, that Council re-affirm its motion of July 15, 1982 as found in Appendix I of the June 24, 1983 staff report which will serve to incorporate Schedule "L" in the Land Use Bylaw (Peninsula and Mainland Areas).

Motion passed.

Contract Development and Lot Consolidation - Case No. 4347 -
5561-67 Cogswell Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman O'Malley, seconded by Alderman Downey, as recommended by the City Planning Committee, that Council set a date for a public hearing to consider the lot consolidation application to create Lot N as shown on Plan No. P200/11964 and the application for contract development to permit the construction of an 8-unit apartment building at 5661-67 Cogswell Street, as shown on Plan No. P200/11963 of Case No. 4347.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 31, 1983 at 7:00 p.m. in the Council Chamber, City Hall, Halifax.

Case No. 4341 - Schedule "K" Rockingham Ridge - SET DATE FOR A
PUBLIC HEARING

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Doehler, as recommended by the City Planning Committee, that Council set a date for a public hearing to consider the concept of a residential development with Schedule "K" under Section 68(8) of the Zoning Bylaw, Mainland area, subject to the terms and conditions as contained in the staff report dated June 20, 1983.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 31, 1983 at 7:00 p.m. in the Council Chamber.

Council
July 14, 1983

Contract Development - 108 Old Sambro Road - Case No. 4355
SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Nolan, seconded by Alderman Jeffrey, as recommended by the City Planning Committee, that Council set a date for a public hearing to consider the application for contract development from Spryfield Properties Limited to permit the addition of 2 units to the existing 33-unit apartment building at 108 Old Sambro Road, as shown on Plans No. P200/11986-11989 of Case No. 4355.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 31, 1983 at 7:00 p.m. in the Council Chamber, City Hall, Halifax.

Contract Development and Lot Consolidation - Case No. 4354, Mainland South Community Centre - SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Nolan, seconded by Alderman Jeffrey, as recommended by the City Planning Committee, that Council set a date for a public hearing to consider the application for the development of the Mainland South Community Center substantially shown on Plan No. P200/11978-11981 inclusive; and the lot consolidation application.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 31, 1983 at 7:00 p.m. in the Council Chamber, City Hall, Halifax.

MISCELLANEOUS ITEMS

Current Borrowing Resolution

A staff report dated July 5, 1983 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Cromwell, that the Mayor and the City Clerk be authorized to sign the current borrowing resolution in the sum of \$7,000,000 (as attached to the July 5, 1983 staff report) for the period July 1 to December 31, 1983, in accordance with Section 213 of the Halifax City Charter.

Motion passed.

Gottingen MAINSTREET Market Preparation

A supplementary staff report dated July 11, 1983 was submitted.

MOVED by Alderman Downey, seconded by Alderman Flynn, that the firm of Douglas H. Urquhart Architects Limited be engaged as design and supervision consultants for the Gottingen Market Building, on the terms and conditions laid out in the specifications as attached to the supplementary staff report dated July 11, 1983; fees

Council
July 14, 1983

not to exceed \$17,000, subject to confirmation by the Market Vendors' Association and City Council that the experiment is to proceed. Funds are available in Account CK051 (MAINSTREET).

A brief discussion ensued with Mr. Churchill of the Real Estate Department responding to various questions and it was MOVED by Alderman O'Malley, seconded by Alderman Downey that the matter be deferred to the next regular meeting of the Committee of the Whole Council for further information. Motion passed.

Alderman O'Malley addressed the matter of this Market being placed in the Gottingen Street area and expressed the wish that the City of Halifax and the Market Vendors' Association undertake a campaign to inform the consumer to participate; suggesting that some indication of the potential market might be sought before monies are expended.

Alderman Cromwell referred to the meetings between the Committee and the Market Vendors' Association and suggested that they might wish to meet with Council. The Chairman suggested that City Council Committee be included at the next meeting with the Market Vendors' Association.

St. Andrews School Lease

A staff report dated July 12, 1983 was submitted.

MOVED by Alderman Flynn, seconded by Deputy Mayor Hamshaw that the proposal of the Province of Nova Scotia to lease approximately 26,000 sq. ft. in the former Saint Andrew's School property as set forth in a letter of July 11, 1983, be approved and that a formal lease be authorized to be signed by His Worship the Mayor and City Clerk.

Following a brief discussion and questioning, it was MOVED in amendment to the Motion by Alderman O'Malley, seconded by Alderman Nolan that City staff be directed to make efforts to lease on an interim basis the remaining space at the Saint Andrew's School property to the best advantage of the use of the property and the neighbourhood, compatible with all the parameters.

The amendment to the Motion was put and passed.

Following a brief discussion, the Motion, as amended, was put and passed.

Public Service Commission - 1982 Annual Report - TO BE TABLED

The Public Service Commission - 1982 Annual Report, received on July 8, 1983 was submitted.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that the Public Service Commission - 1982 Annual Report - be received and TABLED. Motion passed.

Council
July 14, 1983

Ordinance Number 173 - Amendments - Granville Mall

A staff report dated July 14, 1983 was submitted.

Correspondence dated July 12, 1983 from the Department of Municipal Affairs was also submitted.

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that City Council adopt the change recommended by Municipal Affairs
in section 6 of the Ordinance by substituting the word 'shall' for
the word 'may' with respect to the issuing of licenses under the
Ordinance.

The City Manager advised that the license will be issued on Friday.

The Motion was put and passed.

Council
July 14, 1983

QUESTIONS

Question Alderman Meagher re: Correspondence with Provincial Government regarding the N.S. Liquor Commission Outlet - Agricola Street

Alderman Meagher referred to correspondence received from the Hon. Arthur M. Donahue, M.L.A. with regard to the Nova Scotia Liquor Commission Outlet proposed for Agricola Street. Alderman O'Malley expressed appreciation for the support received from the M.L.A.'s and questioned the Chairman whether any further information had been received from the Hon. Ron Russell, Minister in Charge of the Liquor Act, regarding the proposed outlet.

The Chairman advised that no further notification has been received.

Alderman Meagher expressed the wish that the M.L.A.'s be thanked for the position taken.

Question Deputy Mayor Hamshaw re: Tendering Policy

Deputy Mayor Hamshaw referred to the study being undertaken with regard to the tendering policy and the percentages proposed to be used; and requested that a report be submitted.

The Chairman advised that the Chairman of the Committee reviewing this policy is presently out-of-town.

Question Alderman Nolan re: Traffic Congestion St. Margaret's Bay Road

Alderman Nolan referred to the recent traffic congestion problem which existed on the St. Margaret's Bay Road and briefly outlined the matter and at this time wished to express appreciation to Mr. Kennedy, Supervisor of Traffic Services, for resolving this problem to the satisfaction of the community. Alderman Nolan advised he had received correspondence from one of the residents of the area; and wished to table this correspondence.

Question Alderman O'Malley re: Compliments regarding the Condition of the City of Halifax

Alderman O'Malley wished to commend the Engineering and Works Department, along with any other of the Departments responsible for the beautiful condition of the City; and expressed appreciation for the fine job being done.

Question Alderman Downey re: Repair of Sidewalk - Northwood Manor Area

Alderman Downey advised of Council's approval of repair to sidewalk at the Northwood Manor area for future years; and stated that several senior citizens had fallen during the past week or so; and asked whether repairs could be moved ahead.

Council
July 14, 1983

Mr. Connell, Director of Engineering and Works, advised that repairs would be completed in this area within two weeks; stating this project had been moved ahead to this year.

Question Alderman Cromwell re: Legal Definition - Store for Retail Trade

Alderman Cromwell advised of correspondence from Ms. Donovan of the Legal Department with regard to a decision handed down with respect to a 'store for retail trade'. Alderman Cromwell requested that the matter be reviewed with possibly amendments made to the Ordinance pertaining to this matter.

The City Solicitor advised that the Department does not agree with the decision as handed down; and will be appealing it. Council was also advised that the Ordinance would be reviewed and amendments made.

ADDED ITEMS

Settlement of Claims - Carlton Street and Spring Garden Road

A confidential staff report dated July 12, 1983 was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Doehler,
that City Council approve the settlement of the claim for 1494 Carlton Street in the amount of \$8,192.21. Funds are available in Account No. 122315-A0820 - Insurance and Claims.

Motion passed.

Commission on City Government - Recommendation - Public Service Commission

This item was added to the agenda at the request of Alderman O'Malley.

An information report dated July 11, 1983 was submitted.

Alderman O'Malley advised that this matter has been discussed at previous meetings of Council and advised of a request for information and a written response received. Alderman O'Malley advised he wished the item to be placed on the agenda of a Committee of the Whole Council and requested the following reports:

- a) a report from the Finance Department on the financial benefits or disbenefits of making the Public Service Commission an on-line department of the City Government; Halifax;
- b) a report from the Engineering and Works Department on the technical aspects of operating the Public Service Commission as an on-line department;
- c) a report from the Personnel Department on the effects of making the Public Service Commission staff; or if the Public Service Commission staff were to become

staff members of an on-line department of the City of Halifax;

- d) a report on the potential benefits and disbenefits to the public if the City of Halifax were to pursue the changing of the Public Service Commission to an on-line department of municipal government;

Alderman O'Malley advised that all the requests might be prepared as one report to be circulated to all members of Council, so that the matter may be reviewed and discussed to determine whether or not Halifax City Council wishes to pursue this path of making the Public Service Commission an on-line department of City government, as recommended by the Crosby Report.

Alderman O'Malley further requested a report from the Legal Department on what legal steps might be undertaken; and the legal implications that might accrue as a result of such a transfer.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that staff be directed to prepare the requested reports as quickly as possible; and when prepared, that the item be placed on the agenda of the next Committee of the Whole Council agenda.

Motion passed with Alderman Meagher voting against.

Donation of Building - Fairview Memorial Baseball

This item was added to the agenda at the request of Alderman Jeffrey.

Alderman Jeffrey referred to efforts made by residents of the area of Fairview in realizing a building to store equipment for minor baseball; and advised there were a number of obstacles with regard to obtaining a building permit. Alderman Jeffrey requested that the City Manager be in contact with Mr. Nick Murray of the Recreation Department; and contact the Building Inspection Department in an effort to obtain the necessary permit.

The City Manager advised he would make the necessary contacts

11:25 p.m. - No further business, the meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR ALFRED S. HAMSHAW
CHAIRMEN

G.I. BLENNERHASSETT
City Clerk
Date Approved by City Council:
sg/wc

SPECIAL CITY COUNCIL
FREEDOM OF THE CITY
M I N U T E S

Grand Parade
City Hall
Halifax, Nova Scotia
July 15, 1983
12:00 NOON

A Special meeting of Halifax City Council, to consider granting of Freedom of the City to the Royal Canadian Regiment, was held on the above date.

The meeting is called to order and members of Council attending join Capt. J. Craig, chaplain of the Battalion, in reciting the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw, and Aldermen Doehler, Cromwell, Downey, Meagher, O'Malley, Dewell, Nolan, Jeffrey, and Flynn.

Also Present: City Manager, City Solicitor, and City Clerk.

His Worship Mayor Ron Wallace asks that Council consider the adoption of a resolution to grant the Freedom of the City to the Royal Canadian Regiment.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Meagher that the Freedom of the City be bestowed upon the Royal Canadian Regiment in grateful appreciation of the services of its members in this City, Canada and to the Reigning Monarch.

Motion passed unanimously.

His Worship Mayor Ron Wallace addressed the regiment, explaining the significance of the Freedom ceremony, and reads the Scroll granting the Freedom of the City to the Regiment. He then presents the scroll to Colonel T.G. F. Lawson, OMM CD, Colonel of the Regiment who responds on behalf of the regiment.

The command was then given by Lieutenant Colonel O'Brien to fix Bayonets and uncase the Color.

Gifts were exchanged between the City and the Regiment

The Second Battalion, the Royal Canadian Regiment then marched off, along Barrington Street to Gottingen Street to Wellington Barracks at CFB Halifax (Stadacona)

12:35 p.m. The meeting adjourned.

Special Council
Freedom of the City
July 15, 1983

HEADLINES

Freedom of the City 1

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY CITY COUNCIL: _____

/sg

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339B

**SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
July 20, 1983
7:00 p.m.

A Special meeting of Halifax City Council, Public Hearings was held on the above date. Members of Council attending joined the City Clerk in reciting the Lord's Prayer at this time.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw and Aldermen Cromwell, Meagher, Jeffrey, Downey, Nolan and LeBlanc.

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

ADDED ITEMS

At the request of Alderman Jeffrey it was agreed that the following items be added to the agenda of this evening's meeting.

1. Case No. 4319 - Contract Development - 1350 Oxford Street
2. Tender # 527442 - Landscaping - Springvale Elementary School

Proposed Amendments to the Land Use Bylaw to change Section 44(1) (f) of the Land use Bylaw (Peninsula Area) and Section 29(1) (f) of the Land Use Bylaw (Mainland Area)

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

Mr. W.D. Campbell, Development Department, outlined the proposal to amend the Land Use Bylaw to change Section 44(1) (f) of the Land Use Bylaw (Peninsula Area) and Section 29(1) (f) of the Land Use Bylaw (Mainland Area) to state: "in any one building one office for rendering professional or personal services, provided that the net area for such purpose does not exceed 400-700 sq. ft.", as found in the May 13, 1983 staff report.

Mr. Campbell then responded to questions from members of Council.

7:10 p.m. Alderman Doehler, O'Malley, and Grant join the meeting.

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There were no persons present wishing to address the matter. No correspondence has been received regarding the matter.

MOVED by Alderman O'Malley, seconded by Alderman Downey that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Amendment to the Municipal Planning Strategy - Annexation Area -
Land Use Control

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

Mr. W. Campbell, Planning Department, with the aid of maps and sketches, outlined the proposal for amendments to the Municipal Planning Strategy in regard to Land Use Controls for the recently annexed area of approximately 5,600 acres, as found in the staff report dated June 6, 1983. A report from the Planning Advisory Committee dated July 15, 1983 was also submitted.

Mr. Campbell then responded to questions from members of Council.

Mr. W. Mills, Chairman, Herring Cove Ratepayers Association, addressed Council referring to a submission from the Herring Cove Ratepayers Association submitted to the City Clerk this evening. Mr. Wallace indicated that there was great concern with regard to possible development of the annexed area and the effect this would have on an already bad situation with regard to sewage outfall to the watercourses of Herring Cove. He noted that the problem had been in existence for some time and certain measures had been taken to try and correct the situation, however, he indicated that the Herring Cove Ratepayers Association strongly believed that development of the annexed area would only add to the problem and further believed that any action by the City to develop the area without first correcting the sewage problems in Herring Cove would be negligent.

Alderman LeBlanc addressed the matter noting that this was not the topic of this evening's meeting but suggesting that a meeting should be arranged to discuss the problem of sewage in the Herring Cove area as put forth by Mr. Mills.

Mr. Mills then responded to questions from members of Council.

Mr. John Palmer, a resident of Herring Cove, addressed Council indicating that his comments corresponded with those of Mr. Mills. He indicated that the residents of Herring

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Cove did not wish to take an adversary position but felt they had no choice. He further indicated that he realized the need for development, but felt the situation should be corrected with regard to the sewage problem in Herring Cove before any development of the annexed area took place.

Mr. Palmer then responded to questions from members of Council.

Mr. Peter Pelham, a resident of Herring Cove, addressed Council referring Beazley Nichols report and the testimony of Mr. William Sullivan at the Public Utilities hearing held on the annexation of the area involved. He noted that Mr. Sullivan's comments clearly indicated that sewage from any development on this land would be directed through the Spryfield system and therefore ultimately to Herring Cove. He expressed concern with regard to the effect this would have on an already poor system and reiterated the comments of Mr. Mills and Mr. Palmer.

Mr. Pelham then responded to questions from members of Council. It was noted once again that the matter of sewage was not the topic of discussion of this evening's meeting.

Mr. R. Pugsley, appearing on behalf of the Municipality of the Council of Halifax, addressed Council referring to a submission presented to Council this evening with regard to the subject matter. Mr. Pugsley noted that at present the County had an appeal before the Trials Division of the Nova Scotia Supreme Court suggesting that any action on the part of the City without knowledge of the decision of this appeal would be inappropriate.

Mr. Pugsley, along with Mr. Birch, Chief Planner, County of Halifax, responded to questions from members of Council.

Mr. Alan Ruffman, Ferguson's Cove, addressed Council indicating that he sympathized with the position of the County with regard to action by the City. He further noted that it was his belief that further planning was necessary before these lands could be designated for a use. He noted that present controls would protect the area until such time as this planning procedure was carried out. Mr. Ruffman further made reference to the problems being experienced with sewage in the Herring Cove Area voicing concern over possible future problems being caused by development of the annexed area.

Mr. Mike Bradfield, 6423 Cornwallis Street, addressed Council suggesting that Council should move more slowly on the designation of the land use for the annexed area. He noted that should this area be designated Industrial the City would lose a great deal of recreational land. He suggested that a blend of industrial, residential and recreational land would be more appropriate and beneficial to the City. He noted that promises

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of offshore development should not be the major reasoning behind designating these lands Industrial as offshore development may never come to be or even more likely be only a short term situation.

Mr. Bradfield responded to questions from members of Council.

Mr. Blair Sullivan, President, Herring Cove Fishermens Association, addressed Council expressing concern regarding the possibility of increased sewage outfall to Herring Cove should development be carried out in the annexed area. He noted that this jeopardized the entire fishing industry in Herring Cove.

There were no further persons present wishing to speak with regard to the matter. No further correspondence has been received with regard to the matter.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4371 - Contract Development - WDC, Cable Wharf

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

Mr. W.D. Campbell, Development Control, with the aid of maps and sketches outlined the application for contract development under Sections 86 and 87, Schedule "J" of the Land Use Bylaw, to permit the construction a second storey over a portion of the existing structure on the Cable Wharf at 1751 Lower Water Street, as found in the July 4, 1983 staff report.

Mr. Campbell indicated that the staff recommendation was for approval of this contract.

There were no persons present wishing to address this matter. No correspondence has been received related to this matter.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Grant that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

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Case No. 4311 - Contract Development - Brunswick and Sackville
Streets

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

Mr. W.D. Campbell, Development Department, with the aid of maps and sketches, outlined the application for contract development under Schedule "F", Section 84 of the Zoning Bylaw to permit the construction of a mixed residential/commercial development on the block south of Sackville Street bounded by Brunswick, Sackville and Market Streets, as found in the staff report dated July 7, 1983.

Mr. Campbell indicated that staff is recommending approval of this application.

Mr. Campbell then responded to questions from Council and the following requests for information were made regarding the application.

Firstly it was requested that a comparative diagram or photo of the height of the proposed development with respect to the ramparts of Citadel Hill be supplied. Secondly staff was requested to investigate restrictive regulations in other cities with regard to development around or near historic properties, particularly with regard to height.

Mr. Peter McDonough, legal representative for ATC Properties Ltd., the applicant, addressed Council introducing Mr. Bill Lydon, architect for the development, and Mr. J. Potter, President of ATC Properties Ltd. Mr. McDonough noted that the staff report dealt with the matter very thoroughly of the proposed development's compliance with the Municipal Planning Strategy. He then proceeded to outline the financial benefits of the development in relation to taxes which would be realized, both property and deed transfer tax. He further noted that fees for permits would be substantial. He then noted that non specific financial benefits to businesses in the downtown area would be realized with the increase of residents in the downtown area. Mr. McDonough urged Council to approve the application noting that he felt the development would be an asset to the City.

Mr. Bill Lydon, Lydon Lynch Associates, addressed Council outlining in detail the preparation of the design noting that care had been taken due to the sensitivity of the site in relation to the historic properties in the vicinity. Mr. Lydon then explained in detail the two part development, firstly the residential component and then the commercial component, noting the use of historic type construction on the lower floors to compliment the historic buildings in the adjacent area. He further noted that the residential component was 20 stories while the commercial was

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13 stories, however, the components were comparable in height due to a lesser space requirement for residential use.

Mr. Lydon then noted that the development in no way interfered with the viewplanes from Citadel Hill.

Mr. J. Potter, President, ATC Properties Ltd., addressed Council indicating that he felt the development to be a good one, an asset to the City and an exciting endeavor. He noted that it would not be realistic to believe that such a development would not affect the view from the Citadel but stressed the point that the view planes were not affected by the development. He further noted that changes to the development would affect the economic viability of the project. He advised Council that work on the project would begin as soon as all approvals were given, appeal periods expired and finalization of details were completed, hopefully in the early months of 1984.

Mr. Potter then responded to questions from Council.

Mr. McDonough noted that meetings had been held with CPAC, the Downtown Residents Association, and the Board of Elders of the Presbyterian Church, to discuss the project.

His Worship Mayor Wallace leaves the chamber and Deputy Mayor Hamshaw takes the Chair.

Mr. H. Epstein addressed Council questioning the need of such a massive proposal to ensure economic viability as indicated by Mr. Potter. He indicated that it was his belief that a low rise development could be economically viable.

Mr. Michael Simms, President Ward 2 Residents Council, addressed Council noting that he was one person who had mixed feelings with regard to development in the City. He indicated that he fully understood the need for development to increase the tax base of the City and also understood the enormous amount of work that had been put into the proposal before Council this evening. However, Mr. Simms, indicated that the intrusion of the proposal on the view from Citadel Hill caused him great concern. He noted that the proposal covered 17 degrees of viewing area. He further noted that the proposal was some 94 ft. above the ramparts of Citadel Hill. He urged Council to plan carefully and involve members of the Community in the planning process.

Mr. Fred Matthews, President, Heritage Trust of Nova Scotia, addressed Council outlining a submission distributed to Council this evening entitled A Brief to Halifax City Council on The Proposed Development at the Corner of Brunswick and Sackville Streets, from Heritage Trust of Nova Scotia, dated July 20, 1983.

His Worship Mayor Wallace rejoins the meeting and Deputy Mayor Hamshaw takes his seat in Council.

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Mr. Frank Stalley, Chairman, Board of Trustees of the St. David Presbyterian Church, addressed Council referring to the historic nature of St. David and the vibrancy of the downtown church. He further noted the meeting previously referred to by Mr. McDonough. He indicated that there were some concerns with regard to the development and in particular a concern with regard to parking should the development go ahead. Mr. Stally went on to indicate that the church supported such development in the downtown area suggesting that the old and the new could live harmoniously together.

Ms. Liz Calder, Urban Committee of the Ecology Action Centre, addressed Council outlining her submission presented to Council at this evening's meeting, dated July 18, 1983. This submission is in opposition to the proposal.

Mrs. Dorothy Sutherland, Vice President, The Friends of the Citadel Society, addressed Council outlining the concerns of the Friends of the Citadel Society as found in their written submission received in the Mayor's Office on July 21, 1983. This submission is in opposition to the proposal.

Mr. George Ingram, on behalf of Parks Canada, addressed Council outlining his submission presented this evening to members of City Council. This submission was in opposition to the proposal.

Elizabeth C. Ross, Executive Director, Federation of Nova Scotia Heritage, addressed Council outlining her submission in opposition to the proposal presented at this evening's meeting.

His Worship Mayor Ron Wallace leaves the Chamber, Deputy Mayor Hamshaw takes the Chair.

Mr. Graham Hicks, 5335 Young Street, addressed Council noting that development in the city was important but that the height of this development was somewhat questionable. He suggested that further discussion with regard to the proposal should be undertaken in an attempt to reach a more publicly acceptable development.

Mr. Blair Mitchell, Chairman, CPAC, addressed Council noting that the CPAC agreed with the comments as put forward by the Urban Committee of the Ecology Action Centre. He noted that the Detailed Area Plan for Brunswick Street, not put into law to date, would not allow this development.

Mrs. Elizabeth Pacey, Yukon Street, addressed Council in opposition to the proposal and with the use of a diagram indicated to Council the viewing area from Citadel Hill which would be lost if the development were permitted. She noted that Council had on previous occasions made known their desire to protect the view, referring to City Council minutes of January 30, February 14, and March 14,

His Worship Mayor Wallace rejoins the meeting and Deputy Mayor Hamshaw takes his seat in Council.

Mr. John Godfrey addressed Council noting that the scale of the proposal was indeed massive. He suggested, in line with the comments of Mr. Hicks, that the developers should be requested to review the proposal with a view to reducing the massive scale.

Mrs. Beverly Parson Thibodeau addressed Council in opposition to the proposal reiterating the comments of previous speakers with regard to the height of the building.

Mrs. Priscilla Evans, Waegwoltic Avenue, addressed Council referring to a previous development on Brunswick Street and changes which were made to the initial proposal in an attempt to make the proposal more acceptable to the public. She further noted that the lot involved had previously been designated as a site for a theatre.

Mr. Phillip Pacey, Yukon Street, addressed Council questioning the cost to the City of the proposal as opposed to the financial benefits outlined by Mr. McDonough. He further noted that low rise development in the area had been successful. He urged members of Council to reject the proposal.

Mr. Allan Ruffman, Fergusons' Cove, addressed Council noting that the mixed use of the proposal certainly pleased him, however, he indicated that he was not comfortable with the height of the building. He further noted that at present in the City of Halifax there was a surplus of office space and the addition of more office space would add to a bad situation.

Mr. Ian Bauld addressed Council voicing his concern with regard to the height of the building and the loss of the view from Citadel Hill.

There were no further persons present wishing to address Council with regard to the matter.

Correspondence in opposition to the proposal has been received as follows:

1. Correspondence dated July 13, 1983 from Mrs. J. Piers.
2. Correspondence dated July 13, 1983 from Dr. V. Ketene.
3. Correspondence dated July 14, 1983 from Mrs. E. Margaret E. Bertley.
4. Correspondence dated July 14, 1983 from H.M. Bowers.
5. Correspondence dated July 14, 1983 from David B. Flemming.
6. Correspondence dated July 14, 1983 from Mrs. W.A. MacDonald.
7. Correspondence dated July 14, 1983 from Flora K. Bush
8. Correspondence dated July 14, 1983 from Peter and Norma Dixon.
9. Correspondence received July 15, 1983 from Mrs. George DeWitt.

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10. Correspondence dated July 15, 1983 from Nancy Hanrahan.
11. Correspondence dated July 15, 1983 from Agnes Malouf.
12. Correspondence dated July 15, 1983 from J. P. MacDonald.
13. Correspondence dated July 16, 1983 from Dorothy Curtis.
14. Correspondence dated July 17, 1983 from Judith Tulloch.
15. Correspondence dated July 18, 1983 from Darlene M. Brine.
16. Correspondence dated July 18, 1983 from Lewis & Grey Corbett.
17. Correspondence dated July 18, 1983 from Peter G. Glewister.
18. Correspondence dated July 18, 1983 from R. A MacLean.
19. Correspondence dated July 18, 1983 from John N. Way.
20. Correspondence dated July 18, 1983 from Patricia Dixon.
21. Correspondence dated July 18, 1983 from Carol and R. Chandler.
22. Correspondence dated July 18, 1983 from Arthur Carter.
23. Correspondence dated July 18, 1983 from Audrey Ogilive.
24. Correspondence dated July 18, 1983 from Anne Schultz,
Chairman, The Friends of the Citadel Society.
25. Correspondence dated July 18, 1983 from Elizabeth R. Davidson.
26. Correspondence dated July 18, 1983 from Jill Grant,
Nova Scotia College of Art and Design, Assistant Professor,
Environmental Planning.
27. Correspondence received July 19, 1983 from Margaret Woodbury.
28. Correspondence received July 19, 1983 from M. S. Clarke.
29. Correspondence dated July 19, 1983 from Stan M. DeWitt.
30. Correspondence dated July 19, 1983 from Beatrice R.E. Smith.
31. Correspondence dated July 19, 1983 from Maud E.C. Godfrey.
32. Correspondence dated July 19, 1983 from William Naftel.
33. Correspondence dated July 19, 1983 from M. McPhail.
34. Phoned protest received July 20, 1983 from Mrs. Henderson.
35. Phoned protest received July 20, 1983 from Mr. & Mrs. G.W.
Lovett.
36. Correspondence received July 20, 1983 from Mrs. W. John
MacInnes.
37. Correspondence received July 20, 1983 from Carolyn Wallace.
38. Correspondence received July 20, 1983 from Barbara Sauly.
39. Correspondence received July 20, 1983 from William Tritt.
40. Correspondence dated July 21, 1983 from Mrs. Margaret Perry,
Barbara S. Morrison, Mr. & Mrs. M. Finn, and Dr. H. Mosher.
41. Correspondence received July 21, 1983 from H.W. L. Doane.
42. Correspondence received July 22, 1983 from Richard Shears.

MOVED by Alderman Downey, seconded by Alderman Nolan
that this matter be forwarded to the next regular meeting of
Halifax City Council without recommendation.

Motion passed.

Case No. 4319 - Contract Development-1350 Oxford Street

This matter was forwarded to this meeting from Committee
of the Whole held earlier this date.

MOVED by Alderman Jeffrey, seconded by Alderman Grant
that, as recommended by the City Planning Committee:

- a) the contract development application to permit the construction of a 47-unit condominium apartment building, as shown on Plans No. P200/117776-80 and P200/11814 of Case No. 4319, be approved by Council.
- b) Council require that the contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise, the contract approval will be void and obligations arising hereunder shall be at an end.

Alderman Cromwell addressed the matter indicating that he would not be supporting the motion in light of the concerns expressed by area residents at the Public Hearing. These concerns include the possibility of further development of this type in the area should this proposal be approved, parking problems, and the belief of the residents in the area that the property would revert to the R-2 use if the University zoning was eliminated.

Motion passed with Alderman Cromwell voting against the motion.

Tender # 527442 - Landscaping - Springvale Elementary School

This matter was referred to this meeting from Committee of the Whole held earlier this date.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, Council award Tender # 527442 for landscaping, Springvale Elementary School to Green Thumb Landscaping Ltd., 34 Foresthill Drive, Halifax, Nova Scotia, B3M 1X4, at a total project cost of \$10,378.00, funds available from Account Number 225206 Z0600 FA068.

Motion passed.

11:50 p.m. The meeting adjourned.

HEADLINES

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HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR A. HAMSHAW
CHAIRMEN

G.I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 28, 1983
8:00 p.m.

A meeting of Halifax City Council was held at this time.

The Meeting was called to Order and those attending joined the City Clerk in the recitation of the Lord's Prayer.

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Hamshaw and Aldermen Doehler, Cromwell, Downey, Meagher, O'Malley, Grant, Nolan, Jeffrey, LeBlanc and Flynn.

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

MINUTES

Alderman Cromwell referred to the minutes of the City Council meeting held on July 14, 1983 and in particular to page 330, item entitled 'Tender # 83-13 - Barrington Street Surface Improvements, Prince to Sackville Phase II - and advised that those voting against the final motion should also include Aldermen Cromwell and Flynn; requesting that the minutes be corrected to show this change.

Minutes of the regular meeting of City Council held on July 14, 1983 and Special Council meetings held on July 15, 1983 and July 20, 1983, with the requested change, were approved on a Motion by Deputy Mayor Hamshaw, seconded by Alderman Jeffrey.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

20.1 Tender # 526535R - Overall of the Complete Heating System, Alexandra Centre

20.2 Appointments

At the request of Alderman Flynn, Council added:

20.3 Metropolitan Transit Route No. 80

At the request of Alderman Meagher, Council added:

20.4 Sewer - Oxford Street

the agenda, MOVED by Alderman Cromwell, seconded by Alderman Downey, as amended, be approved. Motion passed.

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Compliments - Natal Day Committee

The Chairman extended thanks and congratulations to Messrs. Darryl Wentzell and Ron Hanson, Co-Chairmen of the Natal Day and their Committee for the excellent Natal Day festivities.

Fire Chief Ron Horrocks - Acceptance of Position

The Chairman informed members of Council of the decision of Fire Chief Ron Horrocks to accept a position with the Federal Government with Deputy Mayor Hamshaw expressing appreciation for the work done by the Chief and regret on his departure from the City.

DEFERRED ITEMS

Proposed Amendments to the Land Use Bylaw to change Section 44(1)(f) of the Land Use Bylaw (Peninsula Area) and Section 29(1)(f) of the Land Use Bylaw (Mainland Area)

A public hearing into the above matter was held on July 20, 1983.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that City Council approve amendments to Section 44(1)(f) of the Zoning Bylaw, Peninsula area, and Section 29(1)(f) of the Mainland portion of the Zoning Bylaw to state: "in any one building one office for rendering professional or personal services, provided that the net area for such purposes does not exceed 700 sq. ft."

The City Clerk advised that Alderman Flynn was not present at the Public Hearing.

Motion passed with Alderman Flynn abstaining.

Amendment to the Municipal Planning Strategy - Annexation Area Land Use Control

A public hearing into the above matter was held on July 20, 1983.

A supplementary staff report dated July 27, 1983 was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that the following amendments to the Municipal Development Plan and Zoning Bylaw be approved by City Council:

(1) Delete the Timberlea/Lakeside/Beechville Municipal Development Plan and Zoning Bylaw and the County of Halifax Zoning Bylaw in the annexation area as they apply;

Area A: (2) Amend Map 9 (GFLUM) of the Municipal Development Plan to designate Area A as a 'Holding Area' as shown on Map 4 of the June 6, 1983 staff report;

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Area B:

- (3) Amend the Zoning Map to zone Area A as 'Holding Zone' as shown on Map 4 of the June 6, 1983 staff report;
- (4) Amend Map 9 (GFLUM) of the Municipal Development Plan to designate Area B as 'Industrial' as shown on Map 8 of the June 6, 1983 staff report;
- (5) Amend the Zoning Map to zone Area B as 'I-3' (Industrial) and as 'W' (Watershed) as shown on Map 8 of the June 6, 1983 staff report;

Area Inside Existing City Boundary:

- (6) Amend Map 9 (GFLUM) to redesignate that area between Highway 103 and the Bicentennial Drive within the previous City limits from 'Major Community Open Space' to 'Industrial' as shown on Map 9 of the June 6, 1983 staff report;
- (7) Amend the Zoning Map to zone a portion of that area between Highway 103 and Bicentennial Drive within the previous City limits I-3 (Industrial) as shown on Map 9 of the June 6, 1983 staff report;

Municipal Development Plan:

- (8) Amend Section II of the Municipal Development Plan to add as Policy 1.1.5:

" In respect to that area annexed to the City of Halifax by the order of the Public Utilities Board dated June 9, 1983, and generally identified as being to the north and west of the Bicentennial Highway, (Area A) the City shall permit only limited development, and this shall be accomplished by Implementation Policy 3.6.1 "

- (9) Amend the Municipal Development Plan to add as Implementation Policy 3.6.1:

" In accordance with Section II, Policy 1.1.5, the City shall establish a holding zone to be in effect until such time as an appropriate land use plan for Area A is adopted as an amendment to this Plan."

- (10) Amend Section II of the Municipal Development Plan Maps 1 to 8 inclusive, as appropriate to reflect the intent of the amendments listed in recommendation 1 - 9 of the June 6, 1983 staff report;

- (11) Amend the Municipal Development Plan to add as Implementation Policy 5.1.1:

" In respect to that area annexed to the City of Halifax by the order of the Public Utilities

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Board dated June 9, 1983,
the City shall retain the subdivision
regulations of the Municipality of the County
of Halifax, and as a priority the City shall
review these regulations with a view to
providing appropriate regulatory control within
the framework of the existing Subdivision
Regulations of the City of Halifax."

Zoning Bylaw:

(12) Amend the Zoning Bylaw(Mainland) to add a section
to permit the use of on-site services, as Section
14A(e);

" development within an I-3 Zone".

(13) Amend the Zoning Bylaw(Mainland) to add as Section
50A an 'I-3" (General Industrial Zone) as defined
in Appendix I.

Motion put and passed with Alderman Flynn abstaining.

Case No. 4371 - Contract Development at Cable Wharf

A public hearing into the above matter was held on
July 20, 1983.

MOVED by Alderman Downey, seconded by Alderman Cromwell

that:

- a) City Council approve a contract development to exceed the 25 ft. height limitation of Schedule "J" for the property located at 1751 Lower Water Street to allow the proposed second storey addition, as shown on Plans No. P200/12084 to 12086 of Case No. 4371, and further, waive the 25 ft. height limitation of Schedule "J" for 1751 Lower Water Street to allow for future renovations to a maximum of one additional storey, the total height not to exceed 36 ft. and require that the building be used for commercial purposes, as defined in Section III of the MPS.
- b) Council require that the contract shall be signed within 120 days or any extension thereof granted by Council on request of the applicant from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods, otherwise, the contract approval will be void and obligations arising hereunder shall be at an end. The attached draft agreement(Appendix B of the July 4, 1983 staff report) contains a clause stipulating a time period of 5 years for completion of the project.

(3) Amend the Zoning Map to zone Area A as 'Holding Zone' as shown on Map 4 of the June 6, 1983 staff report;

Area B:

(4) Amend Map 9 (GFLUM) of the Municipal Development Plan to designate Area B as 'Industrial' as shown on Map 8 of the June 6, 1983 staff report;

(5) Amend the Zoning Map to zone Area B as 'I-3' (Industrial) and as 'W' (Watershed) as shown on Map 8 of the June 6, 1983 staff report;

Area Inside Existing City Boundary:

(6) Amend Map 9 (GFLUM) to redesignate that area between Highway 103 and the Bicentennial Drive within the previous City limits from 'Major Community Open Space' to 'Industrial' as shown on Map 9 of the June 6, 1983 staff report;

(7) Amend the Zoning Map to zone a portion of that area between Highway 103 and Bicentennial Drive within the previous City limits I-3 (Industrial) as shown on Map 9 of the June 6, 1983 staff report;

Municipal Development Plan:

(8) Amend Section II of the Municipal Development Plan to add as Policy 1.1.5:

Amended
" In respect to that area annexed to the City of Halifax by the order of the Public Utilities Board dated _____, and generally identified as being to the north and west of the Bicentennial Highway, (Area A) the City shall permit only limited development, and this shall be accomplished by Implementation Policy 3.6.1 "

(9) Amend the Municipal Development Plan to add as Implementation Policy 3.6.1:

" In accordance with Section II, Policy 1.1.5, the City shall establish a holding zone to be in effect until such time as an appropriate land use plan for Area A is adopted as an amendment to this Plan."

(10) Amend Section II of the Municipal Development Plan Maps 1 to 8 inclusive, as appropriate to reflect the intent of the amendments listed in recommendation 1 - 9 of the June 6, 1983 staff report;

(11) Amend the Municipal Development Plan to add as Implementation Policy 5.1.1:

" In respect to that area annexed to the City of Halifax by the order of the Public Utilities

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Board dated _____,
the City shall retain the subdivision
regulations of the Municipality of the County
of Halifax, and as a priority the City shall
review these regulations with a view to
providing appropriate regulatory control within
the framework of the existing Subdivision
Regulations of the City of Halifax."

Zoning Bylaw:

(12) Amend the Zoning Bylaw (Mainland) to add a section
to permit the use of on-site services, as Section
14A(e);

" development within an I-3 Zone".

(13) Amend the Zoning Bylaw (Mainland) to add as Section
50A an 'I-3' (General Industrial Zone) as defined
in Appendix I.

Motion put and passed with Alderman Flynn abstaining.

Case No. 4371 - Contract Development at Cable Wharf

A public hearing into the above matter was held on
July 20, 1983.

MOVED by Alderman Downey, seconded by Alderman Cromwell

that:

- a) City Council approve a contract development to exceed the 25 ft. height limitation of Schedule "J" for the property located at 1751 Lower Water Street to allow the proposed second storey addition, as shown on Plans No. P200/12084 to 12086 of Case No. 4371, and further, waive the 25 ft. height limitation of Schedule "J" for 1751 Lower Water Street to allow for future renovations to a maximum of one additional storey, the total height not to exceed 36 ft. and require that the building be used for commercial purposes, as defined in Section III of the MPS.
- b) Council require that the contract shall be signed within 120 days or any extension thereof granted by Council on request of the applicant from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods, otherwise, the contract approval will be void and obligations arising hereunder shall be at an end. The attached draft agreement (Appendix B of the July 4, 1983 staff report) contains a clause stipulating a time period of 5 years for completion of the project.

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Alderman LeBlanc requested that Waterfront Development Corporation provide members of Council with their future overall plans to the extent to which these might be submitted; with the Chairman advising this request would be forwarded to the Corporation.

The City Clerk advised that Alderman Flynn was not present at the public hearing.

Motion put and passed with Alderman Flynn abstaining.

Case No. 4311 - Contract Development, Brunswick, Sackville and Market Streets

A public hearing into the above matter was held on July 20, 1983. A private and confidential staff report dated July 22, 1983 was submitted.

Alderman Nolan addressed the matter and expressed the view that all the necessary information to making a decision with respect to this application had not been provided; and MOVED, seconded by Alderman O'Malley that the matter be deferred until such time as all the material relevant to a decision has been re-examined with the Planning Department, the developers and staff, and that this include all laws and regulations relating to such a development.

The following submissions opposing the application have been received since the public hearing and have been circulated to members of Council:

Correspondence dated July 17, 1983 and received July 26, 1983 from D.C.S. Brown, B.Sc., M.D., 5991 Spring Garden Road, Halifax, N.S.

Correspondence dated July 20, 1983 and received July 26, 1983 from H.J. Saunderson, M.D., 139 Upper Prince St. Charlottetown, P.E.I.

Correspondence dated July 20, 1983 and received July 26, 1983 from Lynn Davis, 1585 Oxford Street, Apt. 405, Halifax, N.S.

Correspondence dated July 21, 1983 and received July 26, 1983 from Mrs. Brenda Clements, 4 Wenlock Grove, Halifax, N.S.

Correspondence dated July 21, 1983 and received July 26, 1983 from Bonita Price, 2157 Connaught Avenue, Halifax, N.S.

Correspondence dated July 21, 1983 and received July 26, 1983 from Mrs. Patricia J. Calkin, 2811 Ralph Devlin Drive, Halifax, N.S.

Correspondence dated July 22, 1983 and received July 26, 1983 from Esther I. Crichton, 1078 Tower Road, Apt. 35, Halifax, N.S.

Correspondence dated July 23, 1983 and received July 26, 1983 from Miss Catherine A. Calkin, Communicant Member, Presbyterian Church of Saint David, 2811 Ralph Devlin Drive, Halifax, N.S.

Correspondence dated July 26, 1983 from Elizabeth Pacey, 6269 Yukon Street, Halifax, N.S.

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Correspondence dated July 26, 1983 from Fred. W. Matthews, President,
Heritage Trust of Nova Scotia.

Correspondence dated July 26, 1983 from Jane Bailey, 1351 Edward Street,
Halifax, N.S.

Correspondence undated and received July 27, 1983 from Lorna J. Mitchell,
6941 Tupper Grove, Apt. 8, Halifax, N.S.

Correspondence undated and received July 27, 1983 from Salley Norwood,
Franklyn Street, Halifax, N.S.

Correspondence undated and received July 27, 1983 from Rosemary I.
Allen, 6239 Chebucto Road, Halifax, N.S.

Correspondence undated and received July 27, 1983 from Mrs. Doris
Pattison, 6957 Mumford Road, Apt. 19, Halifax, N.S.

Correspondence undated and received July 27, 1983 from Howard MacNutt,
Downtown Halifax Residents Association.

Correspondence dated July 25, 1983 and received July 27, 1983 from
David Bray-rooke, 6045 Fraser Street, Halifax, N.S.

Correspondence dated July 26, 1983 and received July 27, 1983 from
Brenton Haliburton, 6016 University Avenue, Halifax, N.S.

Telephone correspondence received July 27, 1983 from Pauline Barber,
resident Ward One.

Correspondence dated July 27, 1983 from ATC Properties, 1741 Barrington
Street, Halifax, N.S.

Correspondence dated July 19, 1983 and received July 28, 1983 from
Elizabeth Greenhavens, 2341 Clifton Street, Halifax, N.S.

Correspondence dated July 26, 1983 and received July 28, 1983 from
Mrs. K.T. Leffek, 1155 Belmont-on-the Arm, Halifax, N.S.

Correspondence dated July 26, 1983 and received July 28, 1983 from
Mr. & Mrs. D.P. MacNaughton, 2833 Ralph Devlin Drive, Halifax, N.S.

Correspondence dated July 27, 1983 and received July 28, 1983 from
Brenda Dunn, 2851 Ralph Devlin Drive, Halifax, N.S.

Correspondence dated July 28, 1983 from Dorothy Sutherland, Vice-
Chairman, The Friends of the Citadel Society, Halifax, N.S.

Telephone correspondence received July 28, 1983 from John Patterson,
City resident.

The City Clerk advised that Alderman Flynn was not
present at the Public Hearing.

Deputy Mayor Hamshaw requested information as to the
time of deferrment; with the members agreeing that the matter be

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on the agenda of the next regular meeting of Halifax City Council.

The Motion to defer was put and passed with Alderman Flynn abstaining.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from their meeting held on July 20, 1983 as follows:

Additional Funds - Contract # 82-20 Bridgeview North

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Doehler, as recommended by the Finance and Executive Committee, that City Council approve the over-expenditure in the amount of \$21,000; and that these funds be authorized from Capital Account # BA004.

Motion passed.

NIP I Land Acquisition

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

1. Council authorize staff to seek approval from Canada Mortgage and Housing Corporation and the Nova Scotia Housing Commission to transfer uncommitted funds of approximately \$100,000 from account numbers Z0500 EH004 and EH007 to the NIP I account number Z0500 EH003 for the purpose of land acquisitions in the NIP I area. Contingent upon the approvals to transfer these funds it is further recommend that Council approve a total of \$250,000 in NIP funding for land acquisition in the NIP I area.
2. Council authorize staff to proceed to negotiate with the property owners and proceed with appraisals and surveys, as required.
3. Council authorize in principle expropriation of property where necessary to complete a land assembly, and where condition of such properties is deemed to be a detriment to the neighborhood and authorize staff to report back to Council regarding this option within 6 weeks following preliminary negotiations with the identified property owners.

Motion passed.

Disposal of Surplus Vehicles

MOVED by Deputy Mayor Hamshaw, seconded by Alderman O'Malley, as recommended by the Finance and Executive Committee, that staff be allowed to establish price levels based on the published price data for surplus police vehicles now stored at the Forum property and be authorized to dispose of same by direct sale on a without warranty basis. City Council are to be advised of the results of this trial sale.

Motion passed.

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Property Acquisition - 2133-39 Gottingen Street/5466 Cornwallis Street

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

- 1) the lands of Samir and Ramza Toulany at 2133-39 Gottingen Street/5466 Cornwallis Street be purchased for \$90,000. as settlement in full;
- 2) the approval of the Minister of Municipal Affairs be sought to use Account Number 246901(Sale of Land Account) for the purchase of 2133-39 Gottingen Street/5466 Cornwallis Street.

Motion passed.

Tender # 83-197 - One 1984 Four Wheel Drive Suburban

MOVED by Alderman Grant, seconded by Alderman Jeffrey,
as recommended by the Finance and Executive Committee, that Council award Tender #83-197 for one 1984 Four Wheel Drive Suburban, 6,800 GVM to McDonald Chev Olds Ltd., 3681 Kempt Road, Halifax, N.S. B3J 4X6, at a total project cost of \$15,778.75; and further that authority be granted to sell the 1981 Mercury station wagon the abovementioned vehicle will replace.

Motion passed.

Expropriation Settlement - 488 Herring Cove Road

This matter was forwarded to the next regular meeting of Council without recommendation and that in the interim, a third appraisal of the property be sought and a report be made to Council at its next meeting.

A supplementary confidential staff report dated July 26, 1983 was submitted.

MOVED by Alderman Grant, seconded by Alderman Nolan,
that Council approve settlement of the expropriation claim for parcel H-118, Herring Cove Road in the amount of \$8,100.00.

Alderman LeBlanc addressed the matter and requested information from the Halifax-Dartmouth Real Estate Board as to the criteria necessary with respect to appraisals in expropriation settlements.

Following a brief discussion and questioning, the Motion was put and passed.

Senior Citizens' Public Housing Projects

MOVED by Deputy Mayor Hamshaw, seconded by Alderman O'Malley, as recommended by the Finance and Executive Committee, that Council approve the four agreements as attached to the July 11, 1983 staff report and authorize His Worship the Mayor and the City Clerk to sign the agreements on behalf of the City of Halifax. Motion passed.

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The Halifax Housing Authority - Recommendation re: "On Site Project Office "

MOVED by Alderman Downey, seconded by Alderman O'Malley, as recommended by the Finance and Executive Committee, that the Halifax Housing Authority be given authority to establish an on-site project office in the Uniacke Square Project on a trial basis of two years commencing August 1, 1983.

A brief discussion on the shortage of public housing ensued; with Alderman O'Malley advising members of Council of his meeting with the Board of the Halifax Housing Authority to review this matter; and pointed out some of the reasons for the Board's decision for such an office.

The Motion was put and passed.

Gottingen MAINSTREET Market Preparation

MOVED by Alderman Downey, seconded by Alderman Flynn, as recommended by the Finance and Executive Committee, that this matter be referred back to the Committee established for the purpose of settling the location of the City Market for further discussion with the Gottingen Street Merchants Association and the City Market Vendors.

A brief discussion on this matter ensued; and Alderman Grant suggested that any other interested individuals or groups be approached to establish at this location.

The Chairman suggested that this subject might be discussed by the Gottingen Street Merchants Association and the City Market Vendors.

Motion passed.

Report - Metropolitan Transit Commission on Richmond Manor

MOVED by Alderman O'Malley, seconded by Alderman Nolan, as recommended by the Finance and Executive Committee, that City Council approve a two-month extension of the service during which time staff is to prepare a report outlining possible resolutions to the problem of the cul-de-sac at Richmond Manor. for consideration and action by Council.

Discussion on this motion ensued and Alderman Doehler suggested that all bus stops and their problems serving all senior citizen manors be reviewed and concerns addressed.

Alderman Flynn addressed the matter and MOVED, seconded by Alderman Doehler that the subject be referred to the Transit Advisory Committee for review and recommendation for the area in question; and that all areas be reviewed and a recommendation submitted.

Motion to refer was put and Lost.

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The original Motion was put and passed with Deputy Mayor Hamshaw and Aldermen Doehler and Flynn voting against.

Salary Review Committee Report

MOVED by Alderman LeBlanc, seconded by Alderman Doehler,
as recommended by the Finance and Executive Committee, that the report of the Salary Review Committee be adopted and the six recommendations, as listed below, be approved by City Council:

- 1) that City Council accept the report as a proper salary range for each job (see Table II, App.C) ;
- 2) that City Council have the City Manager look at salary ranges for senior staff and determine what increases (if any) are to be given, and bring them back to a committee for justification and approval. However, the total of the salaries should comply with the required 6/5 guidelines and law. The increase for the Police Chief should be discussed with Ken Rowe.
- 3) that City Council ~~ask Council to~~ give a committee the mandate to do an annual appraisal of the City Manager's performance and set his salary and job criteria. *Done deleted by City Clerk Nov 11/83 CSB.*
- 4) that Council be asked to give a Committee the mandate to discuss the salary administration for the City with the City Manager. The objective is to find a method of integrating the Hay salary report, with the present salary administration system. Bring back recommendations to Council and attempt to revise (if necessary) the system within 6 to 12 months.
- 5) that Council be asked to ~~inform~~ a committee to be called the Management Appraisal Committee, with on-going responsibility for Nos. 3 and 4 above;
- 6) a report of the committee meetings will be distributed confidentially to all members of Council.

Following a brief discussion, the Motion was put and passed with Aldermen O'Malley and Nolan voting against.

The Chairman thanked Alderman LeBlanc and the Committee for their efforts in preparing this report.

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COMMITTEE OF THE WHOLE COUNCIL, BOARD AND COMMISSIONS

Recommendations - Tax Concessions & Grants Committee

A report from Alderman N. Meagher, Chairman Tax Concessions & Grants Committee dated July 13, 1983 was submitted. A further report from Alderman Meagher dated July 28, 1983 was also submitted.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that Council approve an amount of up to \$1,750.00 be made available to assist in the construction of fencing at the Little Dutch Church, the funds to be taken from Tax Concessions and Grants budget.

Motion passed.

It was agreed by members of Council, as recommended by the Tax Concessions and Grants Committee, that no grant be awarded to the Olympic Bingo Midget Fastball Club.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that Council approve an amount of \$500.00 to the Ward Nine Friendship Group, the funds to be taken from Tax Concessions and Grants budget.

Motion passed.

It was agreed by members of Council, as recommended by the Tax Concessions and Grants Committee, that no grant be awarded to the Waterfront Concerts.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that Council approve an amount of \$500.00 to the Bruadair Productions, the funds to be taken from the Tax Concessions and Grants budget.

Motion passed.

Report - Halifax District School Board re: Surplus School Buildings

A report from D. Lugar, Secretary-Treasurer, Halifax District School Board, dated July 20, 1983 was submitted.

Alderman O'Malley addressed the matter noting that the School Board had not followed the direction of Council regarding the structural and physical soundness study of the building. He noted that Council had expressly requested that an architect and engineering representative be appointed to the committee.

The City Manager indicated that the committee had decided that this was not their mandate and staff was presently carrying out a structural and physical soundness study with regard to surplus school buildings and a report would be forthcoming.

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Alderman Flynn addressed the matter requesting that staff report with regard to the procedure to be followed with regard to possible use of the buildings in future.

The City Manager indicated that staff would prepare a report regarding the matter for the next Committee of the Whole Council meeting.

Alderman Jeffrey addressed the matter voicing concern with regard to the possible use of Halifax West Garage to consolidate maintenance stores, paper stores, janitorial stores and minor vehicle repairs. He noted that this was an entirely residential area and residents in the area would certainly object to this use.

Alderman Grant noted that the Committee had not dealt with the future, 10-15 years, need for the surplus buildings. He indicated that he felt if there was a possible need for the re-use of these buildings as educational institutions this should be known.

Alderman Doehler indicated that the committee had discussed this and made a request to the School Board to bring this to Council for an extension of the Committee's mandate. He further noted that the Committee did believe that the structural and physical soundness study was not within their mandate.

Alderman O'Malley addressed the matter once again asking if Council had any control with regard to the proposed use of surplus buildings. The City Manager indicated that this was a Board decision.

MOVED by Alderman Grant, seconded by Alderman Doehler that Ardmore School Building, surplus as of December 31, 1983; Grosvernor School Building, surplus as of August 31, 1983; and Richmond School Building, surplus as of August 31, 1983, be accepted by Halifax City Council. Motion passed.

10:00 p.m. The Mayor retires from the meeting and Deputy Mayor Hamshaw takes the chair.
School Crossing Guards - Board of Police Commissioners

A report from Arthur D. Wyatt, Deputy Chief of Field Operations, dated July 22, 1983, was submitted.

Alderman Cromwell addressed the matter briefly addressing the history of the matter and noting that the Police Commission had sought possible volunteer workers to act as crossing guards unsuccessfully. He noted that the Commission had forwarded the matter back to Council for their consideration and decision. He further noted that the cuts as set out in the report were due directly to cuts made to the Police Department Budget at the direction of Council.

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Alderman Meagher addressed the matter voicing concern over the removal of crossing guards and surprise over the areas in which the crossing guards were to be eliminated, noting that certain of the intersections involved were heavy traffic areas and therefore hazardous to the safety of children.

MOVED by Alderman Meagher, seconded by Alderman Grant that this matter be referred back to the Police Commission with the indication that Council was not prepared to accept the removal of crossing guards and requesting that the matter be reviewed and the monies involved be found elsewhere in the budget.

Further discussion ensued with a number of Alderman voicing concern over the cuts to the crossing guards. It was noted by Alderman O'Malley that during the period of time when restraint was introduced he had requested that the consequences of the restraint program be made known to Council before it was implemented.

Alderman Flynn noted that a traffic report regarding the volume of traffic was not included in the report.

Alderman Cromwell addressed the matter once again advising that he agreed with the comments of Council and further noting that concern had been expressed by the Commission with regard to the cuts to crossing guards. He requested that staff comment on the legality of making substitutional cuts to an already approved budget. The Acting City Solicitor noted that he was unaware of the full details of the budget, but indicated that it could be possible that substitutional cuts could be made providing the Department stayed within the budget as approved.

The motion was put and passed.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that the Police Department be directed to resubmit to Council any proposed substitutional budget cuts before implementation of these cuts.

Motion passed.

10:10 p.m. The meeting adjourned for a short recess
10:20 p.m. The meeting reconvened with the His Worship returning to the Chair and all those members previously being present returning.

REPORT - CITY PLANNING COMMITTEE

At this time City Council considered the report of the City Planning Committee as follows:

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Case No. 4352 - Lot Consolidation - Gesner Street and
Rosedale Avenue

MOVED by Alderman LeBlanc, seconded by Alderman
Doehler that, as recommended by the City Planning Committee,
the application to consolidate Parcel M and Parcel G-2 to
create Lot M-83, and the consolidation of Parcel M-1 and
Parcel G-1 to create Lot P, lands of Piercey Investors Ltd.,
Gesner Street and Rosedale Avenue, as shown on Plan No.
P200/12027 of Case No. 4352, be approved by City Council.

Motion passed.

Case No. 4148 - Amendment to the Land Use Bylaw - 6531 Chebucto
Road

MOVED by Alderman O'Malley, seconded by Alderman
Nolan that this matter be deferred to the next regular meeting
of Halifax City Council due to the fact that the Alderman for
the area is not present at this evening's meeting.

Motion passed.

Case No. 4350 - Arcade - Bayers Road - (SET DATE FOR PUBLIC HEARING)

This matter was forwarded to City Council without
recommendation.

MOVED by Alderman O'Malley, seconded by Deputy
Mayor Hamshaw that a date be set for a public hearing to consider
the contract development application to permit the location of
2 amusement centres in the Bayers Road Shopping Centre, as shown
on Plan No. P200/11969 of Case No. 4350, and further should the
contract be approved that Council require that the contract shall
be signed within 120 days, or any extension thereof granted by
Council on request of the applicant, from the date of final approval
by Halifax City Council and any other bodies as necessary, whichever
approval is later, including any applicable appeal periods; other-
wise the contract approval will be void and obligations arising
hereunder shall be at an end.

Motion passed.

The City Clerk advised that the date for the public
hearing has been set as WEDNESDAY, SEPTEMBER 7, 1983 at 7:30 P.M..

Case No. 4316 - Contract Development - Lot A-3-R - Herring Cove Road
(SET DATE FOR PUBLIC HEARING)

MOVED by Alderman Grant, seconded by Deputy Mayor
Hamshaw that a date be set for a public hearing to consider the
contract development application to permit the construction of a 4-unit
apartment building on proposed Lot A-3-R, as shown on Plans No.

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P200/11917-19 and 12087 of Case No. 4316, and further should the contract be approved that Council require that the contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal period; otherwise, the contract approval will be void and obligations arising hereunder shall be at an end. Motion passed.

The City Clerk advised that the date for the public hearing has been set as WEDNESDAY, SEPTEMBER 7, 1983 at 7:30 P.M.
Case No. 4375 - Contract Development - 126 Purcell's Cove
Road

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the City Planning Committee, that the application for contract development to permit a 3' x 82' sign at 126 Purcells Cove Road, as shown on Plans P200/12102-02 of Case No. 4375 be refused, for the reasons as outlined in the July 8, 1983 staff report.

Motion passed.

MISCELLANEOUS ITEMS

Fire Department - Annual Report 1982 - TO BE TABLED

The annual report of the Fire Department for 1982 was submitted.

MOVED by Alderman Doehler, seconded by Alderman Downey that the annual report of the Fire Department for 1982 be tabled at this time.

Motion passed.

Alderman LeBlanc noted that the matter of annual reports from various departments of the City had been discussed at the Advertising Committee and it was agreed at that time that a recommendation would come forward to Council suggesting that annual reports be combined rather than being submitted to Council on a random basis.

QUESTIONS

Question: Alderman Downey re Agricola Street Liquor Store

Alderman Downey addressed the matter of the relocation of the Gottingen Street liquor store to Agricola Street noting the public opinion with regard to the relocation of the Misty Moon Cabaret to Spring Garden Road seemed to have more effect than in this instance. He requested that a further re-presentation be made in light of the Spring Garden Road matter with regard to the possibility of a public hearing being held into the relocation of the liquor store to Agricola Street.

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Question: Alderman O'Malley re Report from Concerns of Ageing

Alderman O'Malley referred to his request of some weeks ago regarding a report from the Concerns of Ageing Committee and asked when this report would be forthcoming.

Question: Alderman O'Malley re Letter to Province regarding Halifax Shipyards

Alderman O'Malley referred to his request that a letter be forwarded to the Province regarding an investigation of the Halifax Shipyards asking if this letter had been sent.

His Worship indicated that the letter had not been forwarded to date but would be in the near future.

Alderman O'Malley requested that a copy of that letter be sent to him.

Question: Alderman O'Malley re Contracting Difficulties - Halifax and Dartmouth

Alderman O'Malley referred to the Committee set up to review the matter of contracting difficulties between Halifax and Dartmouth particularly with regard to vehicles. He asked when a report would be forthcoming from this committee.

His Worship noted that due to the ill health of Mayor Brownlow no meeting had been held, but that correspondence with regard to the matter had been forwarded to Mayor Brownlow. His Worship further indicated that a meeting would be set up in the near future and a report would be forthcoming.

Question: Alderman O'Malley re Tax Concession Agreement - Halifax Shipyards

Alderman O'Malley referred to his question of some weeks ago regarding the details of the tax concession agreement between the City and Halifax Shipyards asking when he might expect this information to be forthcoming.

Question: Alderman O'Malley re Seaview Park

Alderman O'Malley referred to the work being done at Seaview Park and noting the positive comments he had received with regard to the Park. He asked that Council be supplied with the future planned progression of development for the Park.

Question: Alderman O'Malley re Memorial To Explosion Victims

Alderman O'Malley noted that recently the memorial to be erected to the Explosion victims had been given a great deal of coverage. He requested that he be advised if there were any suggested changes to the erection of the memorial at Seaview Park.

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Question: Alderman O'Malley re Meeting Audit Committee and Auditors

Alderman O'Malley referred to the necessary urgency in the Audit Committee and the Auditors meeting asking when it could be expected that this meeting take place.

His Worship indicated that this meeting would be held immediately after the two week break of Council.

Question: Alderman Meagher re Beekeeping Regulations

Alderman Meagher noted that at a recent Board of Health meeting the matter of regulations pertaining to the keeping of bees in the City of Halifax was discussed. He asked the Acting City Solicitor when these regulations could be expected to come before Council.

The Acting Solicitor noted that work was being done with regard to a consolidated set of regulations regarding other creatures it would seem are not suited to the urban setting. He indicated that it was hoped that a report would be before Council early in September.

Question: Alderman Meagher re Agricola Street Liquor Store

Alderman Meagher referred to the matter of the relocation of the Gottingen Street liquor store to Agricola Street expressing his surprise and concern with regard to the response of the Minister to a submission from Council and MLA's for the area. He asked if Council had the authority to hold a public hearing into the matter.

His Worship suggested that a public meeting arranged by the Alderman of the Ward would be more suitable.

Question: Alderman Jeffrey re 3329 Agricola Street - Replacing of Driveway

Alderman Jeffrey referred to the matter of the City charging against the owner of 3329 Agricola Street the cost of properly placing the driveway at that location. He asked that the matter be reviewed to ascertain if the property owner was indeed liable for the cost and further that no action be taken on the matter until such time as a report is made to Council.

Question: Alderman Grant re Commission for Dog Control

Alderman Grant referred to his suggestion that dog control be carried out on a commission basis asking if staff had an opportunity to review this possibility.

The City Manager indicated that this was part of the tender package to be submitted to Council.

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Question: Alderman Grant re Inclusion of Fowl in Regulations

Alderman Grant in referring to Alderman Meagher's question regarding regulations relating to keeping of bees in the City asked the Acting City Solicitor if he were considering the inclusion of fowl in these regulations.

The Acting City Solicitor indicated that the Department was looking into all creatures deemed not to be compatible with urban living.

Question: Alderman Doehler re Public Donation for Retention of Police Horses

Alderman Doehler referred to an article distributed to Council by Alderman Meagher regarding the use of Public Donations in other cities to retain the Mounted Division of the Police Department. He requested that this possibility be referred to the Police Commission for their review and report back to Council.

ADDED ITEMS

Tender # 526535R - Overall of the Complete Heating System, Alexandra Centre

A staff report dated July 28, 1983, was submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher that Council award Tender # 525535R for Overhaul of the complete heating system, Alexandra Centre to B & B Plumbing, Boutilliers Point, Saint Margarets Bay at a total project cost of \$23,684.90, and further that supplementary appropriation under Section 202(1) of the City Charter be approved. It is expected that approximately \$10,000 is to be recovered from the Alexandra Centre operating surplus.

Alderman Flynn addressed the matter asking if those leasing space in the building would bear the cost of this overhaul. Mr. Churchill, Real Estate Department, indicated that no direct costs would be charged to those leasing space but that this repair would show in the new lease agreements which would be drawn up in the near future.

Motion passed.

Appointments

A report from His Worship Mayor Ron Wallace dated July 28, 1983 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey that the following appointments be made to the Taxi Task Force, as recommended by His Worship Mayor Ron Wallace, terms to expire on completion of task.

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Brenda Shannon
Dulcie Conrad
Dr. William Gorman
and - one person to be appointed by Mayor Wallace.

His Worship indicated that a fourth person had been approached regarding the appointment but had required some time to make a decision on the matter.

Alderman LeBlanc addressed the matter voicing concern with regard to the lack of expertise of the persons named to the Task Force.

Alderman O'Malley noted that Council had accepted the recommendation of the Commission on City Government regarding advertising for positions on committees. He asked if this procedure had been followed and was informed that Council had approved that the Mayor select the Task Force membership.

Metropolitan Transit Route No. 80 - Alderman Flynn

This matter was added to the agenda by Alderman Flynn.

Alderman Flynn referred to a recent article in the local paper regard Route 80 of Metro Transit and the comments of Councillor M. McKay. Alderman Flynn noted that he believed that the comments were unfair and detrimental to the good working relationship of the surrounding municipalities. He further indicated that he felt Councillor McKay should formally apologize to the City of Halifax.

Sewer - Oxford Street - Alderman Meagher

This matter was added to the agenda at the request of Alderman Meagher.

Alderman Meagher referred to problems occurring in the Oxford Street area from North Street north to Young Street with back up of sewage on certain properties. He noted that the recent rain might have some effect on this back up. He requested that staff investigate the matter and report back to Council regarding the problems and the steps taken to alleviate the back up.

11:00 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR A. HAMSHAW
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL: _____

/wc/sg

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 17, 1983
7:30 p.m.

A Special meeting of City Council, Public Hearings, was held on the above date.

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw, and Aldermen Cromwell, Downey, Meagher, O'Malley, Dewell, Nolan, Jeffrey and Flynn.

Also Present: City Manager, City Solicitor, City Clerk and other members of City Council

ADDED ITEMS

MOVED by Alderman Meagher, seconded by Alderman O'Malley that 'Surplus School Buildings - Richmond School' be added to the agenda for this evening. Motion passed.

Surplus School Buildings - Richmond School

This matter was added to the agenda from Committee of the Whole Council held earlier today.

MOVED by Alderman O'Malley, seconded by Alderman Dewell, as recommended by the Finance and Executive Committee:

1. that the item be referred back to staff and that all options including City departments and any other municipal operation that could be included in the building be looked at and a further report be presented to Council.
2. that staff be authorized to negotiate a lease with Salter Street Films Limited for occupancy of a portion of Richmond School on the general terms and conditions outlined in the August 11, 1983 staff report with the proviso that any damage done to the facility be repaired to the same condition as it was upon commencement of the rental.

Motion passed.

Special Council
August 17, 1983

Amendment to the Land Use Bylaw - Amusement Centres

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

City Council did not wish a staff presentation to outline the proposed amendment to the Land Use Bylaw. The proposed amendment is as follows:

1. Clause (baai) of Section 1 of the Land Use Bylaw, Peninsula Area be amended by deleting the words, symbols and numerals "two(2)" from the second line thereof and by substituting therefore, the words, symbols and numerals "three(3)".
2. Clause (baai) of Section 2 of the Land Use Bylaw, Mainland Area be amended by deleting the words, symbols and numerals "two(2)" from the second line thereof and by substituting therefor the words, symbols and numerals "three(3)".

There were no persons present wishing to address Council with regard to this application. No correspondence has been received regarding this proposal.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4343 - Contract Development - 50 Main Avenue

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

Mr. William Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "E", Section 67 of the Land Use Bylaw (Mainland Area) to permit the construction of a 4-unit apartment building at 50 Main Avenue, (vacant lot), as found in the June 15, 1983 staff report. Mr. Campbell indicated that staff is recommending approval of the application.

There were no persons present wishing to address Council with regard to this application. No correspondence has been received regarding the application.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Hamshaw that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4331 - Contract Development - Lot R, Sheffield in the Park

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

Special Council
August 17, 1983

Mr. William Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "K", for Lot R, Sheffield in the Park, to permit an apartment building on the site. The building is proposed to contain a maximum population of 144 persons in approximately 52 units. Lot "R" is located at the south eastern corner of Dunbrack Street and Bridgeview North Connector. The application is as outlined in the June 15, 1983 staff report. Mr. Campbell indicated that staff was recommending Stage 1 and 2 approval of the proposal.

Michael Willett, on behalf of the applicant, addressed Council briefly outlining the history to this proposal being brought to Council, noting that the approval of this phase had been deferred at the initial hearing. He noted that the proposal was smaller than originally intended, reduced from 120 units to 52 units. He noted that there was a signed purchase and sale agreement, that work would commence immediately upon approval, and that the necessary services were already in place.

Mr. Willett and staff responded to questions from members of Council.

There were no further persons present wishing to address Council. Correspondence from Mr. Donald Hogan, Managing Director, Hogan Investments Ltd., dated August 15, 1983 in favor of the application has been received.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Jeffrey that the matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4313 - Contract Development - 2620-26 Northwood Terrace,
2615-19 Fuller Terrace, and 5563 North Street

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

Mr. William Campbell, Development Control, addressed Council, and with the aid of maps and sketches outlined the application for contract development to permit a portion of the land involved to be used as a parking lot for the Halifax Senior Citizens Housing Corporation Limited, as found in the staff report dated June 13, 1983. Mr. Campbell indicated that staff recommended approval of this application.

Mr. E. Roach, Executive Director, Northwood, addressed Council summarizing a submission presented to Council at this evening's public hearing, dated August 17, 1983.

Mr. R. Thompson, addressed Council, speaking on behalf of the residents of the area noting his approval of the application

Special Council
August 17, 1983

but expressing concern with regard to his understanding of the agreement and what appeared in the contract. He noted that it was the understanding of the residents that no demolition for use as parking lots would be carried out. He further noted that should demolition occur without plans for construction that this would possibly lead to an illegal parking lot being established as had been the case in the past.

Questioning of Mr. Thompson and Mr. Roach ensued and it was suggested that the gentlemen meet with the City Solicitor before Thursday to come to some agreement with regard to the contents of the contract regarding this matter.

Mr. T. N.B. Creighton, addressed Council noting his approval of the application and indicating that he felt further discussion with regard to future development of Northwood lands should be carried out.

There were no further persons present wishing to address Council with regard to the matter. Correspondence has been received as follows:

1. Correspondence from Mr. Thomas N.B. Creighton, 2623 Fuller Terrace, dated May 9, 1983.
2. Correspondence from Mr. D.A. Rollie Thompson, dated August 12, 1983.

MOVED by Alderman Downey, seconded by Deputy Mayor Hamshaw that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4279 - Contract Development - 2128 Brunswick Street

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

Mr. William Campbell, Development Control, addressed Council outlining the application for contract development under Schedule "C" to permit the conversion of the existing building at 2128 Brunswick Street to 19 apartment units, as found in the June 2, 1983 staff report. Mr. Campbell indicated that staff is recommending approval of the application.

Mr. Bruce Archibald, 2140 Brunswick Street, addressed Council indicating that he was in favor of residential development in the neighbourhood but expressing concern with regard to the density of the proposal. He noted that perhaps as indicated in the staff report, 14 units would be more reasonable.

Special Council
August 17, 1983

but expressing concern with regard to his understanding of the agreement and what appeared in the contract. He noted that it was the understanding of the residents that no demolition for use as parking lots would be carried out. He further noted that should demolition occur without plans for construction that this would possibly lead to an illegal parking lot being established as had been the case in the past.

Questioning of Mr. Thompson and Mr. Roach ensued and it was suggested that the gentlemen meet with the City Solicitor before Thursday to come to some agreement with regard to the contents of the contract regarding this matter.

Mr. T. N.B. Creighton, addressed Council noting his approval of the application and indicating that he felt further discussion with regard to future development of Northwood lands should be carried out.

There were no further persons present wishing to address Council with regard to the matter. Correspondence has been received as follows:

1. Correspondence from Mr. Thomas N.B. Creighton, 2623 Fuller Terrace, dated May 9, 1983.
2. Correspondence from Mr. D.A. Rollie Thompson, dated August 12, 1983.

MOVED by Alderman Downey, seconded by Deputy Mayor Hamshaw that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4279 - Contract Development - 2128 Brunswick Street

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

Mr. William Campbell, Development Control, addressed Council outlining the application for contract development under Schedule "C" to permit the conversion of the existing building at 2128 Brunswick Street to 19 apartment units, as found in the June 2, 1983 staff report. Mr. Campbell indicated that staff is recommending approval of the application.

Mr. Bruce Archibald, 2140 Brunswick Street, addressed Council indicating that he was in favor of residential development in the neighbourhood but expressing concern with regard to the density of the proposal. He noted that perhaps as indicated in the staff report, 14 units would be more reasonable.

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August 17, 1983

Mr. Michael McTague, applicant, addressed Council, noting that the development had been reduced from the original proposal to 19 units. He noted that the 19 units were necessary for the viability of the development.

Mr. McTague responded to questions from members of Council regarding the application noting that a possibility of a further reduction to 18 units was being considered.

Mr. Tony Bebbington, 2138 Brunswick Street, addressed Council noting that he supported the application but also had some concerns with regard to the density of the proposal.

There were no further persons present wishing to address Council with regard to the matter.

Correspondence has been received as follows:

1. Correspondence from Anthony J. Bebbington and J. Patricia Beresford, 2138 Brunswick Street, dated January 9, 1983.
2. Correspondence from Clare Christie, 2120 Brunswick Street, dated January 9, 1983.
3. Correspondence from various area residents, dated January 24, 1983.

MOVED by Alderman Downey, seconded by Alderman O'Malley
that this matter be forwarded to the next regular meeting of
Halifax City Council without recommendation.

Motion passed.

8:50 p.m. The meeting adjourned

HEADLINES

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Surplus School Buildings - Richmond School	37:2
Amendment to the Land Use Bylaw - Amusement Centres	37 3
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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. BLENNERHASSETT
CITY CLERK

Record.

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 25, 1983
8:05 p.m.

A meeting of Halifax City Council was held at this time.

The meeting was called to Order and those attending joined the City Clerk in the recitation of the Lord's Prayer.

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Hamshaw and Aldermen Doehler, Cromwell, Downey, Meagher, O'Malley, Dewell, Grant, Nolan, Jeffrey and Flynn.

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

Presentation - Long Service Award - Sergeant John McLaren
- Halifax Police Department

His Worship called upon Sergeant John McLaren and his wife to come forward to the podium for a presentation of a long service award in recognition of his thirty-four years service with the Police Department of the City of Halifax. On behalf of Council and the citizens of the City, His Worship extended thanks and good wishes to Sergeant John McLaren for his dedication and outstanding service to the Police Department. Alderman Cromwell presented a corsage of flowers to Mrs. McLaren and expressed best wishes.

Sergeant McLaren addressed Council and thanked everyone for the award, noting that his years of service to the Department were satisfying and very rewarding.

MINUTES

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Cromwell
the minutes of the regular meeting of Halifax City Council held on July 28, 1983; and those of the Special Meeting of Halifax City Council held on August 17, 1983, be approved.

Alderman Nolan referred to the minutes of the regular meeting of Council held on July 28, 1983 and in particular to page 355, Case No. 4311 - Contract Development, Brunswick, Sackville and Market Street, and MOVED, seconded by Alderman O'Malley that the words ' and Council ' be inserted following the words developers and staff in the Motion made by himself on July 28, 1983.

A lengthy discussion and questioning of the City Solicitor ensued, with Alderman Dewell advising he was not present at the Public Hearing and would be abstaining.

Alderman Cromwell addressed the matter and suggested the tape recording of the item be checked to ascertain the contents of of the original motion.

The amendment to the Motion was put and passed with Alderman Dewell abstaining.

The Motion, as amended, was put and passed.

APPROVAL OF THE ORDER OF BUSINESS, ADDITONS AND DELETIONS:

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

20.1 Halifax City Market Vendors

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

20.2 Halifax Athletic Commission

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

8.1 Minor Variance Appeal - 5722 McCully Street

At the request of Alderman Jeffrey, Council agreed to defer to the next meeting of Council, the following item:

5.2 Case No. 4343 - Contract Development - 50 Main Avenue

MOVED by Alderman Doehler, seconded by Alderman Cromwell,
the agenda, as amended, be approved. Motion passed.

DEFERRED ITEMS

Amendment to the Land Use Bylaw - Amusement Centres

A public hearing into the above matter was held on August 17, 1983.

MOVED by Alderman O'Malley, seconded by Alderman Meagher
that the Zoning Bylaw of the City of Halifax be amended as follows:

1. Clause (baai) of Section 1 of the Zoning Bylaw, Peninsula area, be amended by deleting the words, symbols and numerals "two (2)" from the second line thereof and by substituting therefor the words, symbols and numerals "three (3)";
2. Clause (baai) of Section 2 of the Zoning Bylaw, Mainland Area, be amended by deleting the words, symbols and numerals "two (2)" from the second line thereof and by substituting therefor the words, symbols and numerals "three (3)".

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August 25, 1983

The City Clerk advised that Aldermen Doehler, and Grant were not present at the public hearing.

Following a brief questioning of the City Solicitor, the Motion was put and passed with Aldermen Doehler and Grant abstaining.

Case No. 4343 - Contract Development - 50 Main Avenue

During the Approval of the Order of Business, Additions and Deletions, this item was deferred to the next regular meeting of City Council.

Case No. 4331 - Contract Development - Lot R, Sheffield in the Park

A public hearing into the above matter was held on August 17, 1983.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman O'Malley
that:

- A) Stage I and Stage II approval to permit an apartment building containing 144 persons on Lot R, Dunbrack Street and Bridgeview North Connector, Lands of Clayton Developments Limited, be approved by City Council;
- B) The contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of the final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise, this contract approval will be void and obligations arising hereunder shall be at an end.

The City Clerk advised that Aldermen Doehler and Grant were not present at the public hearing.

The Motion was put and passed with Aldermen Doehler and Grant abstaining.

Case No. 4313 - Contract Development - 2620-26 Northwood Terrace,
2615-19 Fuller Terrace and 5563 North Street

A public hearing into the above matter was held on August 17, 1983.

A supplementary staff report dated August 23, 1983 was submitted.

MOVED by Alderman Downey, seconded by Alderman O'Malley
that:

- a) The application for contract development to permit a parking lot on Parcel "P", lands of the Halifax Senior Citizens Housing Corporation Limited, in the block bounded by Northwood Terrace, North Street, Fuller Terrace and Black Street and shown on Plan No. P200/11749 of Case No. 4313 and with the conditions

Council
August 25, 1983

outlined in the draft contract which apply to the entire block, be approved;

- b) The contract shall be signed within 120 days or any extension thereof given by Council in request of the applicant from the date of final approval of City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise, this contract approval will be void and obligations arising hereunder shall be at an end;
- c) The block bounded by Northwood Terrace, North Street, Fuller Terrace and Black Street be rezoned from R-3, Multiple Dwelling Zone, to R-2, General Residential Zone.

The City Clerk advised that Aldermen Doehler and Grant were not present at the public hearing.

The Motion was put and passed with Aldermen Doehler and Grant abstaining.

Case No. 4279 - Contract Development - 2128 Brunswick Street

A public hearing into the above matter was held on August 17, 1983.

MOVED by Alderman Downey, seconded by Alderman Jeffrey, that:

- 1) the application for contract development at 2128 Brunswick Street to permit the conversion of the existing building to 19 apartment units as shown on Plan No. P200/11637-11639 of Case No. 4279, be approved, with the provision that no parking be provided on the site and that all open areas be appropriately landscaped;
- 2) the contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of the final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise, this contract approval will be void and obligations arising hereunder shall be at an end.

The following correspondence in opposition to the proposal was submitted:

Correspondence dated August 19, 1983 containing six signatures from residents of the area of 2125 Brunswick Street;

Correspondence dated August 24, 1983 from Anthony J. Bebbington and J. Patricia Beresford, 2138 Brunswick Street;

Council
August 25, 1983

Correspondence dated August 25, 1983 from 2140 Brunswick Street, containing approximately fourteen signatures.

The City Clerk advised that Aldermen Doehler and Grant were not present at the public hearing.

The Motion was put and passed with Aldermen Doehler and Grant abstaining.

Case No. 4311 - Contract Development, Brunswick, Sackville and Market Streets

This item was last discussed at the Council meeting held on July 28, 1983.

A supplementary staff report dated August 5, 1983 was submitted. A private and confidential report from the City Solicitor dated August 25, 1983 was also submitted.

Correspondence dated August 23, 1983 from Burchell, MacAdam, Mayman & Merrick, 1646 Barrington Street, was submitted.

The Chairman advised of the request from the solicitors for Heritage Trust and the Federation of Nova Scotian Heritage to address Council with respect to this matter.

A short discussion ensued; and it was MOVED by Alderman O'Malley, seconded by Deputy Mayor Hamshaw that the matter be deferred to a Special meeting of the Committee of the Whole Council, at which time the solicitors for Heritage Trust and the Federation of Nova Scotian Heritage shall have the opportunity to address the meeting; along with representation from the City Solicitor's department on their interpretation of the legal position and staff representation addressing their position.

Alderman O'Malley clarified that the intention of the Motion would be that the legal ramifications be clarified; and suggested it was not necessary for those who addressed the public hearing to again appear and state their positions.

The following correspondence was submitted since the public hearing date:

Correspondence dated August 18, 1983 from Downtown Halifax Business Association, P.O. Box 761, Halifax, N.S.

Correspondence dated August 23, 1983 from Mark MacDonald, 6204 Allan Street, Halifax, N.S.

Correspondence dated August 23, 1983 from John P. Merrick, Burchell, MacAdam, Hayman & Merrick, 1646 Barrington Street, Halifax, N.S.

Correspondence dated August 24, 1983 from D. Mark Laing, CO-OPIV, School of Architecture, Technical University of Nova Scotia, Halifax, N.S.

The Motion was put and passed.

The Chairman advised that the City Clerk would advise the date of this Special Meeting of the Committee of the Whole Council.

Case No. 4148 - Amendment to Land Use Bylaw - 6531 Chebucto Road

At the July 28,1983 meeting of Halifax City Council, this item was deferred to tonight's meeting.

MOVED by Alderman Dewell, seconded by Alderman Doehler that Council approve an amendment to the existing modification respecting 6531 Chebucto Road to permit steps and landings as shown on Plan No. P200/12107 of Case No. 4148 with the provision that a suitable fence be erected by the applicant along the eastern property line of 6531 Chebucto Road; subject to the Building Inspector's review that only two units do exist.

Motion passed with Alderman Meagher voting against.

PUBLIC HEARING, HEARINGS, ETC.

Minor Variance Appeal - 5722 McCully Street

During the Approval of the Order of Business, Additions and Deletions, this item was deleted from the agenda.

Minor Variance Appeal - 2121 Newton Avenue

A staff report dated August 9,1983 was submitted.

Mr. W.D. Campbell, Acting Development Officer, addressed Council and outlined the variance refusal at 2121 Newton Avenue, as contained in the staff report dated August 9,1983. Mr. Campbell responded to various questions put forth by members of Council.

Dr. Nemethy, the applicant, addressed Council and advised of the additions to the property.

Mr. Stan Smith, a resident of 6228 Smith Street, Halifax, addressed Council and raised no objections to the additions to the property.

There were no other persons present wishing to address Council with respect to this matter.

MOVED by Alderman Flynn, seconded by Alderman Nolan that the appeal of the Development Officer's decision for refusal of a minor variance at 2121 Newton Avenue be upheld and the minor variance be granted.

Motion passed.

PETITIONS AND DELEGATIONS:

Petition Alderman Meagher: re Objection to Proposed New Liquor
Outlet on Agricola Street

A petition containing approximately 179 signatures voicing objection to the establishment of a proposed new liquor outlet on Agricola Street was submitted to the City Clerk by Alderman Meagher.

Alderman Meagher requested that His Worship the Mayor forward the petition to the Minister in charge of the Liquor Act; Province of Nova Scotia, to convey the objections of the citizens living in this area of the City.

The petition was also endorsed by Aldermen Downey, O'Malley and Flynn.

REPORT - FINANCE AND EXECUTIVE COMMITTEE:

Council considered the report of the Finance and Executive Committee, from its meeting held on August 17, 1983, as follows:

Banking Services Proposals

Correspondence dated August 18, 1983 from the Bank of Nova Scotia, was submitted. Also submitted, was correspondence from the Royal Bank of Canada, dated August 24, 1983.

MOVED by Alderman Meagher, seconded by Alderman Nolan, as recommended by the Finance and Executive Committee, that the Royal Bank of Canada be granted the tender as banker for the City of Halifax for a three-year period, commencing August 31, 1983.

Following a brief discussion, the Motion was put and LOST with Deputy Mayor Hamshaw and Aldermen Doehler, Cromwell, Dewell, Grant and Flynn voting against.

MOVED by Alderman Doehler, seconded by Alderman Dewell the Bank of Nova Scotia be granted the tender as banker for the City of Halifax for a three-year period, commencing August 31, 1983.

The Motion was put and passed with Aldermen Downey, Meagher, O'Malley, Nolan and Jeffrey voting against.

Tender # 83-199 - Electrical Services - University Avenue Fire Station

MOVED by Alderman Cromwell, seconded by Alderman Doehler, as recommended by the Finance and Executive Committee, that:

1. Tender # 83-199 for Electrical Services, University Avenue Fire Station, be awarded to Portland Electrics Ltd., 46 Fielding Ave. Dartmouth, N.S. B3B 1E4, for a total project cost of \$60,400.00.
2. Funds be made available from Account Number 222502 20200 BA006.

Motion passed.

Council
August 25, 1983

Appointment of Voting Delegates for Union of Nova Scotia Municipalities
Annual Conference - September 14-17, 1983

MOVED by Alderman Nolan, seconded by Alderman Doehler, as recommended by the Finance and Executive Committee, that Deputy Mayor Hamshaw and Aldermen Cromwell, Dewell, Flynn and Nolan be appointed voting delegates for the Union of Nova Scotia Municipalities Annual Conference to be held September 14 - 17, 1983.

Motion passed.

Street Closure and Lot Consolidation - 50 Kearney Lake Road

This item was forwarded to City Council without recommendation for the purpose of receiving additional information.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Downey, that Council confirm the consolidation of Parcels 131-B, 366-A, 366-B and Lot 2 to form Lot P-2 as shown on Plan 00-13-25878.

Motion passed.

Tender # 83-121 - Microfilm System - Police Department

MOVED by Alderman Nolan, seconded by Alderman Cromwell, as recommended by the Finance and Executive Committee, that authority be granted to purchase the following equipment at the prices listed with funds being available from Account Numbers 126108.B0180 and 126110.B0129:

<u>Microfilm Reader/Printer</u> Bell & Howell, Suite 106, 11A Morris Drive Dartmouth, Nova Scotia, B3B 1M2	- \$11,900.00
<u>One Complete Self-Contained Microfiche System</u> 3M Canada Ltd., 95 Akerley Blvd., Unit "E", Dartmouth, N.S. B3B 1R7	- \$22,667.00

Motion passed.

Funding of Miscellaneous Capital Expenditures

MOVED by Alderman Meagher, seconded by Alderman Cromwell, as recommended by the Finance and Executive Committee, that Council give authority for staff to apply amounts of capital surplus to pay down as much as possible those capital expenditures as listed in Schedule "A" to the staff report dated August 9, 1983.

Motion passed.

Driveway Ramp Installation - Joseph Razcallah, 3329 Agricola Street

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Doehler, as recommended by the Finance and Executive Committee, that the procedures to recover the balance of the account in connection with the driveway ramp installation, 3329 Agricola Street, be continued as outlined in the reports dated August 5, 1983 from the City Solicitor.

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August 25, 1983

A supplementary staff report dated August 23, 1983 was submitted. Following a brief discussion, the Motion was put and lost with Aldermen Downey, Meagher, O'Malley, Dewell, and Jeffrey against the motion.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that legal action to recover the balance of the account with respect to the Driveway Ramp Installation - Joseph Rizcallah, 3329 Agricola Street, cease.

Motion passed with Deputy Mayor Hamshaw and Alderman Doehler voting against.

Acquisition of Public Service Commission Lands (Ragged Lake and Bayers Lake Area)

MOVED by Alderman Jeffrey, seconded by Alderman Flynn, as recommended by the Finance and Executive Committee that, subject to the resolution of the pending court action in favour of the City,

1. The City of Halifax agree to acquire the lands of the Public Service Commission as described in Schedule "B" to the staff report dated August 12, 1983 for the unit value of \$1,350 per acre of land, not including lands covered by water;
2. An initial payment of \$1,905,850 be made to the Public Service Commission for this purpose, final payment to be adjusted following legal survey and the agreement of the Public Service Commission and the Public Utilities Board to sale of Block II;
3. The City of Halifax expropriate the lands described in Schedule "B" of the staff report dated August 12, 1983, "Block I" and "Block III" only, subject to confirmation by the Public Utilities Board of the unit value and method of payment;
4. The City of Halifax accept a one hundred foot wide right-of-way over the lands of the Public Service Commission (Block II);
5. The City of Halifax indicate its willingness to honour the existing license agreement with CJCH Limited over a portion of Block II;
6. The funds required to fund the acquisition of the lands be withdrawn from the Sale of Land Account, and the approval of the Minister of Municipal Affairs be sought for this purpose;
7. The City take all steps necessary that can be taken without publicly compromising the ethical position of the parties involved.

Motion passed.

Council
August 25, 1983

Greystone Drive - Restoration - (Halifax Housing Authority)

The above item was forwarded to City Council without recommendation for the purpose of receiving a report from the City Manager.

A supplementary staff report dated August 24, 1983 was submitted.

MOVED by Alderman Grant, seconded by Alderman Nolan that City Council approve the following:

- 1) that the work be authorized to commence in 1983, to the extent possible with funds from within the presently approved budget of the Housing Authority;
- 2) that Council request the City of Halifax Non-Profit Housing Society to provide \$45,000 to the Housing Authority in 1983 to permit completion of the 1983 program;
- 3) that, for 1984, the Authority be urged to finance the proposed 1984 program of work from within an operating budget recognizing the restraint guidelines;
- 4) that the Halifax Housing Authority be requested to inform Council in writing that their regulations will be strictly enforced.

Mr. Doug Corkum, Housing Co-Ordinator, responded to various questions put forth.

The Motion was put and passed.

10:00 p.m. - Meeting adjourned for 10-minute recess, with Commissionaire Hawkins removing the Mace.

Council
August 25, 1983

10:10 P. M. - The meeting reconvened with the same members being present.

Parking - Centennial Pool Area

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the Finance & Executive Committee, Alternative #1, "Landscaping and Paved Parking" be carried out as follows:

1. A landscape design for the area by City staff including open space behind the pool and the triangle west of the legion headquarters.
2. Funding for the project to be included in the 1984 Capital Budget.

Motion passed.

Sale - City-Owned Land Abutting Dresden Row

MOVED by Alderman Meagher, seconded by Alderman Doehler that, as recommended by the Finance & Executive Committee, the four foot strip of land shown on the sketch attached to the confidential staff report of August 10, 1983 as Parcel Y, and containing + 400 sq. ft., be sold to Winchester Investments Limited for the sum of \$12,120.00.

Motion passed.

Provincial-City Construction Cost/Sharing Agreement #32

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Doehler that, as recommended by the Finance & Executive Committee, Council approve the construction cost/sharing Agreement No. 32 as outlined in the August 4, 1983 staff report and authorize His Worship the Mayor and City Clerk to sign the proposed Agreement No. 32 (see letter of request Appendix "A", staff report of August 4, 1983) so that the Minister of Transportation may finalize legal documentation.

Motion passed.

Authority to Participate in an Issue of Debenture - \$315,000

MOVED by Alderman Nolan, seconded by Alderman Doehler that, as recommended by the Finance & Executive Committee, Council authorize the issuance of \$315,000 of capital debt through the Nova Scotia Municipal Finance Corporation authorizing the Mayor and the City Clerk to sign the necessary documentation.

Motion passed.

1983 Sidewalk Renewal Program Extension

MOVED by Alderman Cromwell, seconded by Alderman Grant that, as recommended by the Finance & Executive Committee, Council grant permission to extend the 1983 Sidewalk Renewal Program to provide work for City crews and this extension to be funded with unused money in the 1983 Sidewalk Renewal Account in the amount of \$200,000.

MOVED in Amendment by Alderman O'Malley, seconded by Alderman Meagher that the Motion be amended by the addition of "and that an amount of approximately \$8,000 be included for the renewal of the curb to widen the cul-de-sac at Richmond Manor if it is within the \$200,000 of unused funds".

The amendment to the Motion was put and passed.

The Motion, as amended, was put and passed.

Review of Ordinance No. 150 - Halifax City Market Fees

MOVED by Alderman Doehler, seconded by Alderman Cromwell that, as recommended by the Finance & Executive Committee, the scale of fees under Ordinance #150 respecting the Halifax City Market, be adjusted as follows:

For Market Table without rack, per year	- \$165.00
For Market Table with rack, per year	- n/a
For table with or without rack	- \$6.00 per week
For one-half table with or without rack	- n/a
For table outside market building under canopy	- \$6.00 per week

Motion passed.

Cruise Ships Docking Facilities

MOVED by Alderman Dewell, seconded by Alderman Grant that, as recommended by the Finance & Executive Committee, Council endorse contact with the Halifax Waterfront Development Corporation by the Visitors and Convention Bureau in an attempt to move the docking facilities for cruise ships to a more aesthetically pleasing location.

Motion passed.

REPORT - COMMITTEE ON WORKS:

Council considered the report of the Committee on Works from its meeting held on August 17, 1983, as follows:

Tender #83-201 - Replacement of Brickwork - Grand Parade

MOVED by Alderman Jeffrey, seconded by Alderman Meagher that, as recommended by the Finance & Executive Committee:

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1. Council approve the Capital Project identified as Brickwork - Grand Parade;
2. Council award Tender 83-201, Brickwork - Grand Parade to Grassroots Landscaping Limited for a lump sum of \$7,845.00 and a total project cost of \$9,414.00.
3. Council approve a transfer of funds from Capital Account #CK057, Miscellaneous Item, Retaining Wall, in the amount of \$9,414.00.

Motion passed.

Closure of Mayor Avenue

MOVED by Alderman Grant, seconded by Alderman Dewell that, as recommended by the Finance & Executive Committee, the Works Department, in co-operation with the Planning Department, undertake a study to investigate any impact of the closure of Mayor Avenue with a view to the serious study of closure of this street.

Motion passed.

3782 Kencrest Avenue - City Tree Removal

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that, as recommended by the Finance & Executive Committee, a City tree located at 3782 Kencrest Avenue, be removed from the property.

MOVED in Amendment by Alderman Doehler that the Motion be amended by the addition of "and that another tree be planted not within the path of the sun at 3782 Kencrest Avenue at the owner's expense.

There was no seconder to the amendment.

The main motion was put and passed with Deputy Mayor Hamshaw and Alderman Doehler against.

REPORT - BOARD OF HEALTH:

Sanitary Sewer Acorn Road Area

A report dated August 15, 1983, was submitted from the Secretary of the Board of Health which, in part, stated that the Board wishes to indicate to Council that the necessary work to install sanitary sewer in this area should be carried out in the upcoming year to ensure the health and well being of the area residents.

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Alderman Grant indicated that staff are presently looking at the matter of the design and MOVED, seconded by Alderman Doehler that a report be presented to Council regarding the status of the study for the Acorn Road area sanitary sewer as soon as possible.

Alderman Grant expressed the view that the project was scheduled for the 1985 budget but suggested it may have to be moved into 1984, and the Chairman advised that such information could be included in the requested report.

Motion passed.

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

Transportation Committee Report

Alderman Jeffrey indicated he arranged to have the above item placed on the agenda and, in referring to Council's previous action with respect to the Transportation Committee Report, said it appears to be taking a long time for it to be implemented. Alderman Jeffrey acknowledged receipt of a staff report on the subject but indicated he was not completely satisfied with it. Alderman Jeffrey asked to be supplied with a progress report and for action to be taken on the subject.

The Chairman indicated that what was being requested was a further progress report from staff.

REPORT - CITY PLANNING COMMITTEE:

Council considered the report of the City Planning Committee from its meeting held on August 17, 1983, as follows:

Date for Hearings - Nominated Heritage Properties

MOVED by Alderman Flynn, seconded by Deputy Mayor Hamshaw that, as recommended by the City Planning Committee, the dates of October 5th and October 19, 1983, be allocated for the required hearings regarding nominated Heritage Properties.

Motion passed.

Case No. 4330 - Contract Development, 2304 Hunter Street

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the City Planning Committee, the application to permit an amusement centre at 2304 Hunter Street be refused by City Council as the application is inconsistent with Commercial Policy 2.7 and Implementation Policies 3.10 and 3.10.1 of the Municipal Planning Strategy.

Motion passed.

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Case No. 4345 - Contract Development and Lot Consolidation -
2044 Gottingen Street

MOVED by Alderman Downey, seconded by Alderman Nolan
that, as recommended by the City Planning Committee, the application for contract development and lot consolidation to allow the construction of a two-storey addition at the rear of the Salvation Army's building at 2044 Gottingen Street, as shown on Plan No. P200/12101 of Case No. 4345, be refused as the proposed development is inconsistent with Policy 1.2 of the Municipal Planning Strategy, Policy 1.1.2 of the Draft Peninsula North Secondary Planning Strategy, and is out of character with the development along Creighton Street.

Motion passed.

Case No. 4368 - Rezoning - 84 (Lot 554) Sunnybrae Avenue -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Jeffrey, seconded by Alderman Grant
that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to rezone the property known as 84 (Lot 554) Sunnybrae Avenue, as shown on Plan Nos. P200/12047-53 of Case No. 4368, from R-1 (Single-Family Dwelling Zone) to R-2 (Two-Family Dwelling Zone).

Motion passed.

The City Clerk advised that the hearing was scheduled for Wednesday, October 5, 1983 at 7:30 p.m. in the Council Chamber.

Case No. 4370 - 2468-82 Robie Street - Contract Development
and Lot Consolidation - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the following:

- a) the application for consolidation of Lot 9A and Lot 4 Robie Street, to create Lot 9A4, lands of the Trustees of the Central Baptist Church, Halifax, and Hrvoje Hrestak and Katrina Hrestak, as shown on Plan P200/12091 of Case No. 4370; and
- b) the application for contract development at 2468-82 Robie Street to permit the conversion of the existing building to 20 apartment units, as shown on Plan Nos. P200/12070-80 of Case No. 4370.

Motion passed.

The City Clerk advised that the hearing was scheduled for Wednesday, October 5, 1983 at 7:30 p.m. in the Council Chamber.

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Height Restrictions Around Citadel Hill

MOVED by Alderman Doehler, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, a review be undertaken to establish limitations of heights of buildings immediately around Citadel Hill and in close proximity of Citadel Hill.

Following discussion, the Motion was put and passed.

MISCELLANEOUS BUSINESS:

Joseph Howe Festival - For Confirmation

A letter dated August 15, 1983 was submitted from the Executive Director of the Joseph Howe Festival requesting confirmation of the City's approval to conduct the festival during September 16-25, 1983.

MOVED by Alderman Cromwell, seconded by Alderman Doehler that City Council approve of the holding of the 1983 Joseph Howe Festival during September 16-25, 1983.

Motion passed.

QUESTIONS:

Question Alderman Jeffrey Re: Burger King, Joseph Howe Drive

Alderman Jeffrey advised that he has introduced the above subject on previous occasions and indicated that calls from surrounding residents have intensified during the past couple of months concerning noise problems. Alderman Jeffrey advised that he is now receiving calls from residents across the street in the adjacent Ward and indicated the establishment is open until 5 a.m. and is frequented by groups with radios resulting in the neighbourhood being disturbed.

Alderman Jeffrey indicated that the police have such groups move onward only to have them return after the police leave the scene. Alderman Jeffrey said he did not know whether the owners were doing anything in an attempt to alleviate the problem saying he would like the Police Department to be requested to monitor the situation especially after midnight.

His Worship advised that staff would follow up on the request.

Alderman Flynn, in referring to any reports to be prepared, asked if it could be determined whether the proprietor has any responsibility in the matter, and Alderman Jeffrey suggested that a letter should also be forwarded to Burger King on the subject.

Question Alderman Nolan Re: School Charter Service

Alderman Nolan questioned whether members of Council were aware of a major change made to the bus trips for the coming year and referred specifically to the Ward 8 and Rockingham areas. Alderman Nolan suggested that if bus services are to be eliminated that reductions be evenly apportioned throughout the entire City, and suggested that Council instruct the School Board members of Council to concur with such a request.

His Worship suggested that the item introduced by Alderman Nolan should be introduced as an agenda item at a Committee of the Whole Council meeting, and Alderman Nolan indicated that he would take such action.

Question Alderman Grant Re: Fire Chief Position

Alderman Grant advised that he has heard a number of rumors to the effect that a certain individual of another Fire Department outside the province has been contacted with respect to whether that individual would be interested in the job of Fire Chief. Alderman Grant said he would like to know if the City administration has contacted anyone to that effect suggesting the City Manager should be asked to investigate the matter.

The Chairman suggested the City Manager should not be asked to investigate rumors unless there was specific information to be pursued. Alderman Grant indicated he did not wish to reveal his sources but asked if administration has talked with anyone outside the Province on the matter.

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Question Alderman Grant Re: Mont Blanc Anchor - Donation
to the Maritime Museum

Alderman Grant expressed the view that the anchor from the Mont Blanc was not in an appropriate location in terms of accessibility by the public and made the suggestion that it be donated to the Maritime Museum. Alderman Grant suggested that a plaque and schematic drawing could be erected on the present site presenting details with respect to events surrounding the anchor and questioned whether its relocation and donation to the museum was possible and feasible.

Question Alderman Grant Re: Cost-Sharing, Planting of Trees

Alderman Grant referred to the tree planting policy and to those areas where individuals would like a tree planted but is a location where the City feels a tree is not necessary, and asked if staff could investigate a form of cost-sharing arrangement with individuals in such cases.

Question Alderman O'Malley Re: Trees Within the City

Alderman O'Malley noted the observation has been made that trees are beautiful but expressed the view that trees are also the cause of problems. Alderman O'Malley suggested that situations such as muggings are brought about as a result of trees covering lights on streets.

Alderman O'Malley also referred to trees blocking views over time and questioned whether City staff ever consider cutting or thinning trees for safety factors, and to opening and widening areas for increased views.

Question Alderman Meagher Re: Bicycles on Sidewalks

Alderman Meagher advised that he has received complaints with respect to bicycles being driven on the sidewalks of some of the major streets and questioned if the Police Department might start a program of informing young people they are not permitted to ride bicycles on the sidewalks. Alderman Meagher suggested the Police Commission give consideration to the matter, and the Chairman advised that arrangements would be made to have the item added to the agenda of a future meeting of the Commission.

Question Alderman Downey Re: Crossing Guards

Alderman Downey indicated that Council instructed the Chief of Police to re-institute the crossing guards and questioned whether the guards would be on duty for the opening of school.

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His Worship advised that a report would be submitted on the matter. Alderman Dewell suggested that a small Committee had been set up on the subject but that a meeting has not been held and His Worship advised that the City Clerk would inform Council on the matter.

Question Alderman Downey Re: Barrington Street Improvements

Alderman Downey referred to proposed improvements to Barrington Street between Cornwallis and North Streets, and questioned whether any funding had been received.

His Worship advised of a meeting recently held on the subject and that a report would be presented to Council.

Question Alderman Cromwell Re: False Alarms, Fire Department

Alderman Cromwell asked if he could receive a report from the Fire Department with respect to the number of false alarms the Fire Department responds to at Universities as well as the number which are legitimate alarms, and the cost of all alarms.

Question Alderman Doehler Re: Mobile Canteen Licenses

Alderman Doehler referred to the matter of licenses for Mobile Canteens and asked for a report from the City Solicitor with respect to including a clause in the Ordinance giving the City the ability to rescind a license if a criminal offence is created. Alderman Doehler noted a report has been received on the subject but asked that the City Solicitor look at the matter again in more detail concerning the criminal offences and the possibility of changing the Ordinance to provide for rescinding the license.

NOTICE OF MOTIONS:

Notice of Motion, Alderman Flynn Re: Proposed Amendment to Ordinance No. 150 respecting the Halifax City Market

Alderman Flynn gave notice that at the next regular meeting of City Council to be held on September 15, 1983, he proposes to introduce a Motion to increase the City Market fees in line with the report adopted by City Council on August 25, 1983.

Notice of Motion, His Worship the Mayor Re: Participation in a Task Force concerning Cleanliness in the Receiving Waters in the Region

His Worship gave notice that at the next regular meeting of City Council to be held on Thursday, September 15, 1983, he proposes to introduce a Motion:

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"That the City of Halifax participate in a Task Force to be composed of representatives of the County of Halifax, the City of Dartmouth, the Town of Bedford, along with representatives of appropriate Provincial and Federal Government Departments."

His Worship advised the suggested objectives of the Task Force would be:

1. To establish reasonable and acceptable levels of cleanliness in the receiving waters in the region;
2. To examine and determine the degree to which the various municipalities are meeting these standards; and
3. To consider solutions to any problems that may be identified.

ADDED ITEMS:

City Market - Gottingen Street Location

The above item was added to the agenda at the request of Alderman Flynn who advised that a report is being prepared on the subject by staff as a result of a recently held meeting. Alderman Flynn, for the information of Council, advised that at the last meeting the market vendors made representations to the Committee that the Heinisch Building was not appropriate for their type of operation with the suggestion being made that the Committee investigate the possibility of the Keith's Hall as a possible location.

Alderman Flynn said it was also suggested that the Committee meet with the Gottingen Street merchants and Alderman Downey to discuss other alternatives for the Heinisch building site. Alderman Flynn advised that in the report to be submitted, additional information would be included on the subject as well.

Halifax Athletic Commission

The above item was added to the agenda at the request of Alderman Grant who noted the Commission is inactive, and questioned who controls wrestling.

The Chairman indicated the Commission previously was not involved in regulatory activities in connection with wrestling. Alderman Grant indicated he has received calls to the effect that actions taking place around wrestling rings are deteriorating and questioned whether appointments should not be made to the Commission in connection with wrestling matches.

The City Solicitor indicated it was his recollection that the Commission's regulations related primarily to boxing but suggested there may have been provision for the licensing of wrestling promoters.

Alderman Grant asked if he could be supplied with an information report on whether it would be advisable to re-activate the Commission for wrestling purposes. Alderman Flynn also asked if other Cities could be consulted to determine what they are doing in terms of regulating wrestling.

Case No. 4311 - Contract Development, Brunswick, Sackville, & Market Streets

Earlier in this evening's meeting the above item was discussed and the City Clerk was to check with respect to a date for a proposed meeting in accordance with earlier discussions by Council.

The City Clerk proposed the date of August 29th for the special meeting of the Committee of the Whole Council.

Following a short discussion, Council agreed that the meeting be held on Thursday, September 1st at 8 p.m.

A short discussion also ensued with respect to the proceedings at the meeting and His Worship suggested that Council wished to hear from Legal support from the developer, the lawyer representing Heritage Trust and the Federation of Nova Scotian Heritage, and City staff. Alderman O'Malley, the seconder of the Motion made earlier in the meeting, indicated that was what he had in mind.

11:45 P. M. - Meeting adjourned.

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MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____

SPECIAL COUNCIL
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
August 31, 1983
7:10 p.m.

A Special meeting of Halifax City Council, Public Hearings was held on the above date.

Present: His Worship Mayor Ron Wallace; Deputy Mayor A. Hamshaw and Aldermen Doehler, Downey, Meagher, Dewell, Grant, Nolan, and Jeffrey.

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

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

ADDED ITEMS

Case No. 4311- Contract Development - Brunswick, Sackville and Market Streets - September 1, 1983 Special Meeting

His Worship introduced the matter referring to two letters which have been received. The first from Burchell, MacAdam, Hayman & Merrick under the signature of Mr. Clarke dated August 30, 1983 requesting a deferral of the meeting as Mr. Merrick is presently out of town. The second from Mr. Peter McDonough, McInnes, Cooper & Robertson objecting to a deferral of the meeting, dated August 30, 1983.

His Worship requested that Council decide whether or not this matter should be added to the agenda of this evenings meeting. Alderman Flynn joins the meeting.

MOVED by Alderman Grant, seconded by Alderman Nolan that this matter be added to the agenda of the Special Council for this evening.

Alderman Dewell noted that he had been advised that he would be unable to vote on this matter as he had not attended the public hearing, with Alderman Flynn indicating that he was in the same situation.

Motion passed, with Aldermen Dewell and Flynn abstaining.

Case No. 4347 - Contract Development and Lot Consolidation - 5661-5667 Cogswell Street

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

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Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development to permit the conversion of 5661-67 Cogswell Street to an 8-unit apartment building and the application for lot consolidation to create Lot "N", as found in the staff report dated June 6, 1983.

Mr. Campbell indicated that staff was recommending approval of the application for contract development and lot consolidation. He further advised that the developer had indicated a two year period for completion of the project.

Mr. Campbell then responded to questions from members of Council.

Mr. Nick Antoff, President and major shareholder of Nikean Development Co. Ltd., the applicant, addressed Council indicating that this was the first major restoration project undertaken by his company. He noted that the property in question had been quite derelict and certainly a fire hazard. Mr. Antoff noted that in deciding upon the project the company had made every effort to abide by the regulations as set down in the Municipal Planning Strategy. He further went on to explain the additions to be made to the building which required the contract development noting that a new fire wall would be constructed.

Mr. Antoff then addressed the matter of the lot consolidation requesting that Council consider this favorably as it was necessary to the contract development. He then gave a brief history of the building and in conclusion requested a fair and speedy consideration of the application.

Mrs. Morrissey, 5659 Cogswell Street, the abutting property owner, addressed Council indicating that she was concerned with possible damage to her home as a result of the construction being carried out on the subject property.

Mrs. Morrissey then responded to questions from Council regarding possible restitution for damage done to her home indicating that no such agreement had been reached between herself and the developer.

The project designer for the project then addressed Council explaining the architectural design noting that the exterior development was in keeping with the area. He further indicated that the design intent was for neighbourhood infill of the area. He noted that parking would be secluded due to the courtyard effect of the parking area.

There were no further persons present wishing to address Council with regard to the matter.

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Correspondence has been received from Sarah Petite,
2009 Bauer Street, dated August 18, 1983.

MOVED by Alderman Downey, seconded by Alderman
Nolan that this matter be forwarded to the next regular
meeting of Halifax City Council without recommendation.

Motion passed.

Alderman Downey noted that a meeting between the
developer and Mrs. Morrissey would be beneficial to Council
making a decision as there was some question as to the
protection of Mrs. Morrissey's property. He requested that
such a meeting take place and that staff report on this
matter before a decision is made on the proposal.

Case No. 4354 - Contract Development - Mainland South Community
Centre

A public hearing into the above matter was held on
the above date.

Mr. W. Campbell, Development Control, with the aid of
maps and sketches, outlined the application for contract development
under Section 66, Schedule "D" of the Zoning Bylaw,
Mainland area and Lot Consolidation for the property bounded
by Sussex Street, Kidston Road and the McIntosh Run, for the
development of the Mainland South Community Centre, as found
the staff report dated June 24, 1983.

Mr. Campbell advised that staff is recommending approval
of this application.

Mr. Campbell then responded to questions from members of
Council. Alderman O'Malley joins the meeting.

Mr. Wallace Mills, representing the Herring Cove Rate-
Payers Association, addressed Council indicating that the
Association found themselves in a dilemma as they were firmly
against any type of development which would increase the burden
on the present sewage system and threaten the McIntosh Run.

Discussion ensued with regard to the propriety of
discussing a problem unrelated to the matter at hand and the
Chairman ruled, with the agreement of Council that Mr. Mills
would not be permitted to speak with regard to a sewage problem
which was unrelated to this particular matter. He suggested
that Mr. Mills approach his elected official who in turn would
bring the matter to his Council and then to the Council of
the City of Halifax.

Bob Hefferton, Executive Vice-President, Homburg
International Limited, addressed Council referring to his
correspondence with regard to this matter dated August 23, 1983,

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and asking if this correspondence had been distributed to all members of Council, he was assured that it had been.

Majorie Willison, a member of the Board of Directors of the Community Services Operation in Spryfield, addressed the matter indicating her agreement with the proposal and noting that she felt this would be great plus for the community.

There were no further persons present wishing to address Council regarding the matter. No further correspondence has been received with regard to the matter.

MOVED by Alderman Grant, seconded by Alderman O'Malley that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4355 - Contract Development - 108 Old Sambro Road

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "D", Section 66 of the Land Use Bylaw, Mainland area to permit the addition of 2 two-bedroom units to the already existing 33 two-bedroom unit building, as found in the staff report dated June 28, 1983.

Mr. Campbell indicated that staff was recommending approval of the application and noting that the developer advised that the conversion would be completed within 1 year.

Mr. Campbell then responded to questions from members of Council.

Mr. Herman Neuman, applicant, addressed Council indicating that he was here to answer any questions which Council might have. In response to a question from Alderman Grant, Mr. Neuman noted that a fire had occurred on the property as a result of vandalism.

Council further questioned Mr. Neuman on his garbage disposal system and fire safety methods connected with the existing apartment units.

Mr. Wallace Mills addressed Council noting that he owned property on Lieblin Drive and was concerned that approval of this application would be precedent setting encouraging a number of other developers to apply for living occupancy of designated storage areas and thus increasing the density.

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There were no further persons present wishing to address Council with regard to this matter. No correspondence has been received with regard to the matter.

MOVED by Alderman Grant, seconded by Alderman Nolan that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4341 - Contract Development - Schedule "K", Rockingham Ridge

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development within Schedule "K" on a 62 acre parcel of land. The proposed development proposes 601 units, a minor commercial centre and two church sites. The explanation of the proposal is as found in the June 20, 1983 staff report.

Mr. Campbell indicated that staff is recommending approval of this proposal.

Mr. Campbell then responded to questions noting that a few minor changes had been suggested by the applicant with regard to the location of the churches and the maisonettes which would be more fully explained by the applicant.

Mr. Hugh Smith, the applicant, addressed Council noting that he and his partner were concerned with a few matters within the draft contract. He noted in particular the location of the maisonettes caused some concern as they are to be for the most part ground floor entrance units and the topography of the land would in some cases affect the feasibility of a ground floor entrance and therefore some flexibility in location is necessary. He noted that negotiations with two church groups are being undertaken at the present time with regard to occupation of the two planned churches and the site for the senior citizens housing had been recommended to he and his partner and hopefully would go ahead. He further noted that the five year completion date is of some concern, indicating that six years would be more agreeable. He further noted that the developer to the south has requested that a 50 ft. buffer zone be retained between this development and his proposed development, to which he had agreed. Mr. Smith also referred to a request for the elimination of a street abutting on the same property noting that this street is required by City staff.

Mr. Virg, design consultant on the project, addressed Council noting that the plans before Council this evening is the product of much work and many changes. He further advised

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that the intent of the project was to supply affordable housing, keeping in mind building costs etc., and to allow the smaller type contractor an opportunity to work on such a scale project thus the maisonette type residential accomodation.

Mr. Virg went on to explain the plan as submitted by the applicant and the construction and design of the maisonette.

Mr. Virg pointed out the two church sites which are proposed and noted that the commercial centre was carried over from the previous application and as well mentioned the senior citizens housing which is proposed.

Mr. Virg noted that the open space amounted to 16% of the Schedule "K" area involved noting that the character of the development is to be low density housing.

Mr. Smith addressed Council once more noting that the project is to go forward as soon as approval was given.

Mr. Virg then responded to questions with regard to the possibility of a cul-de-sac being installed at Donaldson Avenue, to which Mr. Virg indicated that there was not sufficient area to create a cul-de-sac on Donaldson Avenue.

Council requested that staff reconsider the matter and report to Council on possible means of obtaining a cul-de-sac on Donaldson Avenue.

Bob Johnston, President Halifax Ward 12 Residents Association, addressed Council noting that he is against the proposed changes to the original contract but he wished to make it clear that the area residents were not against the development of the area. He further noted that support was widespread for the proposed development of the land as approved by Council previously.

Mr. Johnston noted that the Ward 12 Residents Association was aware of the economic situation and the possibility of some fear of lack of economic feasibility, however he noted that the present development appeared to be a violation of the Municipal Planning Strategy. He further noted that mortgage rates were down, real estate values were up and housing starts were up in the country indicating that people still wish to own their own homes.

He noted that the previous proposal was a well designed low density project whereas the present one included multiple family dwellings of the townhouse variety and an apartment building increasing the density greatly. He also noted the great reduction in single family dwellings to be included in the project.

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Mr. Robertson went on to note that the open space allotted is definitely not recreational space, suggesting that recreational space should be assured due to the lack of it in the area.

Mr. Robertson in his closing remarks noted that changing the rules of the MPS severely undermined the confidence of the residents in dealing with the City and suggested that this proposal be changed or the old proposal be salvaged.

Mr. Blair Corkum, a resident of Donaldson Avenue, addressed Council referring to a petition distributed to members of Council dated August 29, 1983. Mr. Corkum noted that the residents of Donaldson Avenue were not against the development but only the areas which adversely affected their homes and properties.

Mr. Corkum then reviewed the petition as submitted.

9:00 p.m. His Worship leaves the chair and Alderman Meagher takes the chair.

Mr. Corkum responded to questions from members of Council.

Mr. Jacques Laverdure, 9 Oakley Street, addressed Council indicating that he was in favor of the proposal. He noted that he felt the proposal was a good one and should be approved.

Mr. F. Gervais, 59 Donaldson Avenue addressed Council reiterating the comments of Mr. Corkum. He noted that the area around Donaldson Avenue was hilly and at times treacherous. He expressed concern over the result of increased traffic on Donaldson Avenue and the safety of children.

Mr. David Hill, 86 Donaldson Avenue addressed Council expressing concern over the possible increase of traffic on Donaldson Avenue, he noted that he hoped Council would ensure that no problem with increased traffic would occur.

Mr. Hill responded to questions from members of Council.

Mr. Terry Clarke, Borrett Avenue, addressed Council indicating that he is opposed to the development as it certainly does not mix compatibly with the area. He noted that figure juggling had increased the number of single family content then there actually was. He requested that Council consider the single family content in actuality. He further noted that the Ross Street extension proposed could result in increased traffic on Ross Street. He suggested that Ross Street be a dead end street. Mr. Clarke further noted that the area designated open space was indeed a great distance from any established community in the area and certain sections of the proposed development. He noted that perhaps this should be more centralized.

9:25 p.m. The Mayor returns to the chair and Alderman Meagher takes his seat in Council.

Mr. Kenneth Fraser, Norman Street, addressed Council noting that the problem of safety to children was added to by the necessity of them crossing Kearney Lake Road. He also questioned the logic of the location of the senior citizens housing so close to the commercial center.

Barbara Hill, Donaldson Avenue, addressed Council voicing concern for the safety of children in the area with the possibility of increased traffic.

There were no further persons present wishing to address Council with regard to this matter. No further correspondence has been received in connection with the proposal.

MOVED by Deputy Mayor Hamshaw, seconded by Alderman Nolan that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Case No. 4311 - Contract Development - Brunswick, Sackville and Market Streets, September 1, 1983

This matter was added to the agenda at the outset of this evening's meeting.

Alderman Flynn and Dewell were excused from the meeting on the grounds that they were unable to vote on the matter.

MOVED by Alderman O'Malley, seconded by Alderman Doehler that the meeting be carried on as scheduled.

A short discussion ensued and the motion was put and passed with Alderman Nolan and Meagher voting against.

9:40 p.m. The meeting adjourned.

HEADLINES

ADDED ITEMS

Case No. 4311 - Contract Development - Brunswick, Sackville and Market Streets, September 1, 1983	400
Special meeting	
Case No. 4347 - Contract Development and Lot Consolidation - 5661-5667 Cogswell Street	400

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Case No. 4354 - Contract Development - Mainland South Community Centre	402
Case No. 4355 - Contract Development - 108 Old Sambro Road	403
Case No. 4341 - Contract Development - Schedule "K", Rockingham Ridge	404
Case No. 4311 - Contract Development - Brunswick, Sackville and Market Streets, September 1, 1983 ..	407

HIS WORHSIP MAYOR RON WALLACE
ALDERMAN NICK MEAGHER
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

**SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
September 7, 1983
7:30 p.m.

A Special meeting of Halifax City Council, Public Hearings, was held on the above date.

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor A. Hamshaw and Aldermen Doehler, Cromwell, Downey, Meagher, O'Malley, Dewell, Grant, Nolan and Flynn.

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

At this time Council and the gallery observed one minute of silence for Mr. Gordon Smith, past chairman of the Point Pleasant Park Commission and for the Candian citizens and citizens of other countries who lost their lives in the recent tragic air incident.

Case No. 4350 - Contract Development - Arcade - Bayers Road Shopping Centre

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

Mr. B. Algee, Development Control, with the aid of maps and sketches, outlined the application for contract development to make the two existing amusement centres (arcades) at 7071 Bayers Road (Bayers Road Shopping Centre) conforming uses, as found in the staff report dated June 30, 1983.

Mr. Algee indicated that staff was recommending approval of this application.

Mr. Algee then responded to questions from members of Council.

There were no persons present wishing to address Council regarding the matter. No correspondence has been received pertaining to the matter.

MOVED by Alderman Flynn, seconded by Alderman Doehler that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

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Case No. 4316 - Contract Development - Lot A-3-R, Corner
Herring Cove Road and Greystone Drive

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

Mr. B. Algee, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "D", Section 66 of the Land Use Bylaw to allow a 4-unit apartment building to be constructed on proposed Lot A-3-R, as found in the staff report dated July 8, 1983.

Mr. Algee indicated that staff is recommending approval of the application.

Mr. Algee then responded to questions from members of Council.

Mr. Doug Miller, Chief Architect, Nova Scotia Housing Commission, addressed Council noting that discussion had been carried out between the various levels of government with regard to the opinion of some that a great concentration of family housing was apparent in Spryfield. He added that this discussion had led the Nova Scotia Housing Commission to propose the development of this property as indicated. He noted that the development was not traditional in that it was a small development, a four unit two-bedroom proposal, but that a need was apparent for such smaller type units. He further noted that it was hoped that this development would not affect property values in the area as it planned that the development resemble a two storey single family dwelling.

Mr. Miller further noted that the design of the building and landscaping would take into consideration the city's expressed interest in a piece of the land involved in relation to the Herring Cove Road widening.

Mr. Miller responded to questions from members of Council.

Mr. Wallace Mills, Chairman, Herring Cove Ratepayers Association, addressed Council in opposition to the proposal outlining his brief submitted at this evening's meeting and to be distributed to members of Council at a later time.

Mr. Mills responded to questions from members of Council.

There were no further persons present wishing to address Council regarding this matter.

Correspondence has been received from John and Sheila Hunter dated June 17, 1983 in opposition to the development.

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MOVED by Alderman Grant, seconded by Alderman Nolan that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

8:25 p.m. The meeting adjourned.

HEADLINES

Case No. 4350 - Contract Development - Arcade - Bayers Road Shopping Centre	409
Case No. 4316 - Contract Development - Lot A-3-R, Corner Herring Cove Road and Greystone Drive	410

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg