

CITY COUNCIL  
M I N U T E S

Council Chamber  
City Hall  
Halifax, Nova Scotia  
March 14, 1985  
8:00 p.m.

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

After the meeting was called to order members of Council present joined the City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; and Aldermen Doehler, Crowwell, Downey, Meagher, Dewell, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Harshaw.

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

MINUTES

Minutes of the regular meeting of City Council held on February 28, 1985 and of Special Councils held on March 4 and 6, 1985 were approved on a motion by Alderman Harshaw, seconded by Alderman Crowwell.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

20.1 Purdy's Wharf Development - Surface Improvement Cost Sharing

At the request of Alderman Meagher Council agreed to add:

20.2 Tax Exemption for Widows, Seniors and Single Parent Families

MOVED by Alderman Harshaw, seconded by Alderman Nolan that the agenda, as amended, be approved.

Motion passed.

DEFERRED ITEMS

Case No. 4612 - Land Use Bylaw Amendment - Schedule "F"  
Brunswick Street

A public hearing into the above matter was held on February 6, 1985.

MOVED by Alderman Downey, seconded by Alderman Neacher  
that the Zoning Bylaw, Peninsula Area, be amended as follows:

1. In Section 5, after the words "permissible basic height", add the words, "except as otherwise specified,";

2. In Section 84 clause (d), add after the words "by this bylaw", "provided that, for sites within 175 feet of the center line of Brunswick Street, and between Duke Street and Spring Garden Road, no approval shall be given for a building that would exceed 55 feet in basic height, but above the basic height, one foot may be added to the height of the building for each one and a half feet that such portion of the building is set back from the property line, to a maximum height of 75 feet, and".

A questioning of staff ensued with Alderman LeBlanc expressing concern with regard to the intent of the motion asking if it was inherent in this motion that it would be an effective blocking tool for development immediately opposite the area outlined in the resolution. Alderman LeBlanc further questioned whether or not this proposal would be compatible with the staff proposal and if at some date in the future they could be combined.

Alderman Crowwell addressed the matter expressing concern that Council ensure that this motion carried out the wishes of Council. Alderman Crowwell asked staff if this motion clearly defined the objectives of City Council with regard to development on Brunswick Street.

Mr. Matthews, Director of Planning, addressed Council indicating that he had just received this resolution and had not had an opportunity to review it.

Alderman Jeffrey addressed the matter suggesting that it be deferred to the next Committee of the Whole during which time staff could review the matter and report to Council and Heritage Trust and the various other persons having an interest in the matter could make further submission to Council regarding the matter.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey  
that this matter be deferred to the next meeting of the Committee of the Whole Council pending the receipt of a staff report with regard to the concerns expressed by Council tonight and any submissions from interested persons regarding the proposal as put forward this evening.

Motion to defer was put and passed.

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Correspondence dated February 4, 1985 from J.F. and  
Lois Letson, in favor of this proposal, was submitted.

Amendment to the Municipal Planning Strategy and Land Use  
Bylaw - Height Restrictions around Citadel Hill

A public hearing was held on this matter on February  
6, 1985 and adjourned for completion to March 4, 1985.

Supplementary staff reports dated March 8 and 13,  
1985, were submitted.

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

1. Adopt the staff report to the Planning Advisory  
Committee entitled "Height Restrictions Around Citadel  
Hill" and dated September 21, 1984 as an official city  
report;

2. For the land adjacent to the north side of Citadel  
Hill bounded by Rennie Drive, Brunswick and Cogswell  
Streets, have this planned as part of the Peninsula  
North Secondary Planning Strategy;

3. For the land adjacent to the south side of Citadel  
Hill bounded by Sackville Street, Brunswick Street,  
Spring Garden Road and South Park Street, have this  
planned as part of the Spring Garden Road Secondary  
Planning Strategy;

4. Amend Map 12A to show Band "A" as starting at Duke  
with Brunswick Street and Market Street as boundaries  
all the way to Spring Garden Road;

5. Amend the Municipal Planning Strategy and Land Use  
Bylaw as follows:

1) Part II Section II, Heritage Resources

5.2: Insert the following policies immediately after Policy

5.3 The City shall maintain or recreate a sensitive  
and complementary setting for Citadel Hill by  
controlling the height of new development in its  
vicinity to reflect the historic and traditional scale  
of development;

5.3.1 The intent of such height controls shall be to  
establish a generally low to medium rise character of  
development in the area, of approximately four  
traditional stories in height immediately adjacent to  
Citadel Hill and increasing in distance therefrom;

5.3.2 Within the area bounded by North Street, Police Street and Inglis Street, no development shall be permitted that is visible over the top of the reconstructed earthworks on the Citadel ramparts, from an eye-level of 5.5 feet above ground level in the Parade Square of the Citadel; and

Renumber existing Policies 5.3 to 5.6 as 5.4 to 5.7.

(II) Part II, Section III, Scale and Design Detail

DELETE the following Policy:

7.3 The City shall prepare height and design criteria that reflect the relationship of Brunswick Street to the Citadel, and that maintain the quality of heritage buildings on Brunswick Street.

AND INSERT the following policies immediately following Policy 7.2:

7.3 In Band "A" shown on Map 12A, the following controls shall apply:

(i) the maximum height of a building at the street line on Brunswick Street shall be 50 feet. This height may be exceeded provided there is one and one half feet of set back for every foot of additional height above the 50 foot level;

(ii) the height of a roof outside any view plane shall not exceed 75 feet above average ground level, as measured at the face of the building towards the Citadel;

7.4 No development shall be permitted that is visible over the top of the reconstructed earthworks on the Citadel ramparts, from an eye level of 5.5 feet above ground level in the Parade Square in the Citadel; and

Renumber existing Policies 7.4 to 7.7 as 7.5 to 7.8.

(III) Amend ZM-17 (Height Precinct Map) to show Band "A" in the CBD as shown in revised Map 12A.

(IV) Amend the Land Use Bylaw (Peninsula) to add as Sections 26A and 26B the following:

26A(1) For the purpose of this Section the following definition shall apply:

(i) "Height" means the vertical distance of the highest point of the roof above the mean grade of the finished ground as measured at the face of the building which is closest to the boundary of Citadel Hill.

26A (2) Notwithstanding Section 58, and in addition requirements of Section 70 and 47 as the latter applies in the Schedule "C" area (Section 83), buildings erected, altered or used in Band "A" as identified on ZM-17 (Height Precinct Map) shall conform to the following height requirements:

(i) The maximum height of a building shall be 50 feet. However, one foot may be added for each one and one half feet above 50 feet that the building is set back from Brunswick Street to a maximum height of 75 feet.

(ii) The maximum height for buildings not fronting on Brunswick Street shall be 75 feet.

26B In addition to all other provision of this Bylaw, no development permit shall be issued for any development within Schedule "A" that is greater than 90 feet in height, unless such development will not be visible above the top line of the earthworks on the Citadel ramparts for an eye level of 5.5 feet above ground level in the Parade Square of the Citadel. Heights from the "top most line of the earthworks on the Citadel ramparts" and "ground level in the Parade Square of the Citadel" are shown on Plan No. P200/13302.

(V) Amend Section 83(c) to read "or inconsistent with Sections 7, 25, or 26A of this Bylaw".

6. Refer the proposed height restriction issue for Bands "B" and "C" as identified in the staff report to the PAC. They are to consider this after:

(a) the adoption of the Peninsula North Secondary Strategy Plan.

(b) the adoption of the Spring Garden Road Secondary Strategy Plan.

(c) the expiry of twelve months from the acceptance by Council of this motion.

Alderman Doehler, with the use of a map, briefly outlined the intent of the resolution in relation to the area involved.

MOVED by Alderman Downey, seconded by Alderman Dewell  
that this matter be deferred to the next Committee of the Whole Council pending receipt of the report with regard to the previous matter.

Alderman Dewell addressed the matter questioning staff with regard to the height of the ramparts at the Citadel asking what the height of the ramparts were and if these were to be permanent heights.

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His Worship indicated that staff would report with regard to this matter at the next Committee of the Whole Council.

The motion to defer was put and passed.

Case No. 4647 - Contract Development - 2574 Barrington Street

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Downey, seconded by Alderman Grant  
that under the authority of Section 83 of the Land Use Bylaw Peninsula Area, City Council:

1. approve the application for contract development at 2574 Barrington Street to permit the existing building to be converted to a 45-bed night shelter for homeless men; and

2. 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 applicable appeal period; otherwise, the contract approval will be void and obligations arising hereunder shall be at an end.

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

Motion passed with Aldermen Doehler, Crowwell, Nolan and Hamshaw abstaining.

Case No. 4649 - Rezoning - Portions of the Proposed Cresthaven Park Subdivision and the Herlock Payne Park Lands

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey  
that City Council:

1. Approve the conveyance of Parcels C-2 and 75-2, as shown on Plan No. 5200/13401, to Cresthaven Estates Limited for a price of \$44,200 in exchange of Parcels PA and P (which includes the required 53 open space dedication for the Cresthaven Park Subdivision) to be conveyed by the developer to the City for the same price, subject to approval of the Minister of Municipal Affairs of withdrawal from the Sale of Land account of an amount of \$45,000 to cover the purchase price and associated expenses.

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2. As shown on Plan No. P200/13401, the following rezonings be approved:

(a) Parcel "PA" be rezoned from R-1 (Single Family Dwelling Zone) to P (Park and Institutional Zone).

(b) Parcel P be rezoned from R-1 (Single Family Dwelling Zone) to P (Park and Institutional Zone).

(c) Parcel C-2 to be rezoned from P (Park & Institutional Zone) to R-2 (Two Family Dwelling Zone).

(d) The rear portions of Lots 56 to 57 inclusive be rezoned from R-1 (Single Family Dwelling Zone) to R-2 (Two-Family Dwelling Zone.).

The City Clerk advised that Alderman Doehler, Crowwell, Nolan and Hamshaw were not present at the public hearing.

Motion passed with Alderman Doehler, Crowwell, Nolan and Hamshaw abstaining.

Amendment to the Subdivision Regulations and Bylaw - Annexed Area

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Grant, seconded by Alderman Jeffrey:  
That City Council:

1. Amend the Subdivision Regulations to Add Section 37 as follows:

37 Notwithstanding the requirements for services in the Subdivision Regulations, development in the Industrial (I-2) Zone, Mainland area:

(1) Outside of the Development Boundary identified on Map II, Appendix "C" of the Halifax-Dartmouth Metropolitan Regional Development Plan, shall require the following minimum standards for the services listed below:

(a) private sewage treatment and disposal facility;

(b) private water system;

(c) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and

(d) street with roadway which meets requirements of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.

(2) Inside the Development Boundary identified on Map II, Appendix "C" of the Halifax-Dartmouth Regional Development Plan, shall require the following minimum standards for the services listed below:

(a) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and

(b) street with roadway which meets requirement of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.

(3) Services provided which exceed the minimum requirements of Subsection (1) and (2) above must meet the requirements of the Subdivision Bylaw.

2. Amend the Subdivision Bylaw to add Section 41 as follows:

41 Notwithstanding the requirement for services in the Subdivision Bylaw, developments in the Industrial (I-3) Zone, Mainland area:

(1) Outside of the Development Boundary identified on Map II, Appendix "C" of the Halifax-Dartmouth Metropolitan Regional Development Plan, shall require the following minimum standards for the services listed below:

(a) private sewage treatment and disposal facility;

(b) private water system;

(c) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and

(d) street with roadway which meets requirements of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.

(2) Inside the Development Boundary identified on Map II, Appendix "C" of the Halifax-Dartmouth Regional Development Plan, shall require the following minimum standards for the services listed below:



- (a) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and
- (b) street with roadway which meets requirement of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.
- (3) Services provided which exceed the minimum requirements of Subsection (1) and (2) above must meet the requirements of the Subdivision Bylaw.

A short questioning of staff ensued and the Motion was put and passed.

amendment to Park and Institutional Zone - Addition of "Court of Law or other Government Institution" as permitted use in that Zone

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Teacher, seconded by Alderman Croswell that Council:

- (4) Amend Section 67(1)(d) of the Land Use Bylaw (Peninsula) and Section 51(1)(d) (Mainland) to add as a permitted use "court":

67(1)(d). a hospital, school, college, university, monastery, church, library, museum, court of law and other governmental uses of an institutional nature, or other institutions or a similar type either public or private;

Motion passed.

#### Heritage Hearings

1569-75 Argyle Street/1572 Barrington Street

A hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Desnoy, seconded by Alderman LeBlanc that 1569-75 Argyle Street/1572 be designated as a registered Heritage Property of the City of Halifax.

The City Clerk advised that Alderman Doehler and Hamshaw were not present at the meeting.

Motion passed with Alderman Doehler and Hamshaw abstaining.

(a) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and

(b) street with roadway which meets requirement of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.

(3) Services provided which exceed the minimum requirements of Subsection (1) and (2) above and meet the requirements of the Subdivision Bylaw.

A short questioning of staff ensued and the Motion was put and passed.

Amendment to Park and Institutional Zone - Addition of "Court of Law or other Government Institution" as permitted use in that Zone

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Macdonald, seconded by Alderman Crosswell that Council:

(4) Amend Section 67(1)(g) of the Land Use Bylaw (Peninsula) and Section 51(1)(d) (Mainland) to add as a permitted use "court":

67(1)(d). a hospital, school, college, university, monastery, church, library, museum, court of law and other governmental uses of an institutional nature, or other institutions or a similar type either public or private;

Motion passed.

#### Heritage Hearings

1569-75 Argyle Street/1572 Barrington Street

A hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Doehler, seconded by Alderman LeBlanc that 1569-75 Argyle Street/1572 be designated as a registered Heritage Property of the City of Halifax.

The City Clerk advised that Alderman Doehler and Barshaw were not present at the meeting.

Motion passed with Alderman Doehler and Barshaw abstaining.

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(a) surface drainage system to carry storm water designed to the satisfaction of the Development Officer, City of Halifax; and

(b) street with roadway which meets requirement of the Subdivision Bylaw, gravelled or hard surfaced shoulder with minimum width of 10 ft. and drainage swale with minimum side slope of 2:1, but not including curb, gutter and sidewalk.

(3) Services provided which exceed the minimum requirements of Subsection (1) and (2) above must meet the requirements of the Subdivision Bylaw.

A short questioning of staff ensued and the Motion was put and passed.

Amendment to Park and Institutional Zone - Addition of "Court of Law or other Government Institution" as permitted use in that Zone

A public hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Meacher, seconded by Alderman Crosswell that Council:

Amend Section 67(1)(d) of the Land Use Bylaw (Peninsula) and Section 51(1)(d) (Mainland) to add as a permitted use "court of law":

67(1)(d). a hospital, school, college, university, monastery, church, library, museum, court of law or other institutions of a similar type either public or private;

Motion passed.

Heritage Hearings

1569-75 Argyle Street/1572 Barrington Street

A hearing into the above matter was held on March 6, 1985.

MOVED by Alderman Downey, seconded by Alderman LeBlanc that 1569-75 Argyle Street/1572 be designated as a registered Heritage Property of the City of Halifax.

The City Clerk advised that Alderman Boehler and Marshaw were not present at the meeting.

Motion passed with Alderman Boehler and Marshaw abstaining.

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1452; 1456; 1459; 1465; 1468; 1469; 1471; 1478; 1477-79; 1480;  
1480; 1484; and 1466 Carlton Street

A public hearing was held into each to the above properties on March 6, 1985.

Mr. Churchill addressed the matter referring the those properties deleted from the agenda at the hearing held on March 6, 1985 due to the owners not having received the notice of the recommendation to register indicated that he felt the balance of the Carlton Street properties should be deferred pending a hearing being held on the remaining properties. Mr. Churchill further noted that one property owner had been excluded from the list of property owners on the street and noted that this property would also have to be dealt with. Mr. Churchill suggested that a hearing with regard to these properties could be held on April 17, 1985.

MOVED by Alderman Crowwell, seconded by Alderman Grant that consideration of the above properties be deferred until such time as those properties not dealt with at the hearing are dealt with at a meeting to be held on Wednesday, April 17, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

The motion to defer was put and passed.

#### MOTIONS OF RECONSIDERATION

Motion Alderman Crowwell re: Reconsideration of the City Council Motion of February 28, 1985 regarding Agenda Item 10.3 - Tender #85-31 Forth Needham Tennis Court.

Alderman Crowwell gave notice of motion of his intention to introduce a Motion of Reconsideration with regard to the above matter at the February 28, 1985 meeting of City Council.

Alderman Crowwell addressed the matter indicating that his reasons for introducing this Motion of Reconsideration were that a number of questions were brought forward during the debate in relation to this matter which were not answered. Alderman Crowwell further indicated that the tendering process established by Council set out guidelines which Council was bound to follow. Alderman Crowwell suggested that these guidelines had not been met. Alderman Crowwell further suggested that the approval of the contract by Council set a precedent for future deviance from the tendering guidelines and asked under what criteria such changes were to be made.

MOVED by Alderman Crowwell, seconded by Alderman Dewell that City Council reconsider City Council's motion of February 28, 1985 regarding agenda item 10.3, Tender #85-31 Forth Needham Tennis Court.

The motion was put and lost.

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee report from its meeting held on March 6, 1985 as follows:

Tender #84-114 - 100 Foot Rear Mounted Aerial Ladder Truck

MOVED by Alderman Grant, seconded by Alderman Flynn that authority be granted to purchase a 100 foot Rear Mounted Aerial Ladder Truck from Pierre Thibault Trucks Incorporated at a net cost of \$322,500 with delivery to be effected in 190 days from receipt of chassis; funds are available in the vehicle replacement account.

Motion passed.

Call for Proposals - Rockingham Fire Station

This matter was forwarded to City Council without recommendation. Correspondence dated March 9, 1985 from the Basin View Senior Citizens Club Planning Committee, was submitted.

MOVED by Alderman Harshaw, seconded by Alderman Doehler that Council approve the terms of the draft Call for Proposals, subject to changes deemed appropriate, and authorize staff to issue a formal Call for Proposals based on the approval.

Motion passed.

Walkway - Tartan Avenue

MOVED by Alderman Grant, seconded by Alderman Nolan that:

1. The Halifax District School Board be approached as to their intentions regarding the steep earth embankment at the Elizabeth Sutherland School property and to the Tartan Avenue walkway, whether they intend to improve the embankment or install handrails and/or stairs with handrails;
2. staff investigate to determine whether the steps were in place at time of annexation;
3. the Legal Department determine whether the Halifax District School Board is the responsible party, if steps were in place at the time of annexation;

4. the Halifax District School Board be approached as to its intention with regard to cost-sharing in upgrading the walkway, if the City of Halifax has to upgrade it;

5. should the Halifax District School Board not wish to entertain parts 1 or 4 of this Motion, that the residents be notified through mail notification or public meeting with respect to the closing of the walkway at the end of June, 1985;

6. if the walkway is closed, that the opportunity be given to the abutting property owners for purchase; and

7. staff discuss with the Nova Scotia Housing Commission the possibility of having the Housing Commission construct an approved city walkway to Elizabeth Sutherland School from and through their land abutting on Tartan Avenue.

Motion passed.

Sale of Parcel A-1, Market Street

MOVED by Alderman Downer, seconded by Alderman Doehler that Parcel A-1, as shown on Plan TT-30-26671 be sold to Transeastern Properties Limited for the sum of \$9,080.

Motion passed.

Easement - 10 Willowdale Terrace

MOVED by Alderman Grant, seconded by Alderman Nolan that the easement shown as "Service Easement" on Plan TT-35-27997 be acquired from Bharat and Sudeh Aggarwal for the sum of \$6,750 as settlement in full. Funds can be made available from Account No. 226111 20480 DR047.

Motion passed.

Long Term Lease - Nominal Rents (Maritime Conservatory of Music)

MOVED by Alderman Crowell, seconded by Alderman LeBlanc that the Tower Road, Westmount, St. Francis and Richmond School sites be investigated as possible sites for location of the Maritime Conservatory of Music and if required, the policy regarding surplus lands be followed; and further that the matter of the site location for the Maritime Conservatory of Music be referred to city staff and the Maritime Conservatory for purposes of attempting to locate a suitable location for the Conservatory.

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MOVED in amendment by Alderman Doehler, seconded by Alderman Nolan that the motion be amended by the deletion of the reference to the Tower Road School.

The motion to amend was put and passed.

MOVED in amendment by Alderman Flynn, seconded by Alderman Dewell that the motion be further amended by the deletion of the reference to the Westmount School.

The motion to amend was put and passed.

Alderman Grant addressed the matter indicating that a tender call for the demolition of a portion of the Richmond School appeared in today's paper and suggested that this move was premature. Alderman Grant suggested that no action should be taken on the matter until the facilities were reviewed with regard to a location for the Maritime Conservatory of music.

The Chairman indicated that the tender would be coming to Council and that any deferral required could be made at that time.

The motion, as amended, was put and passed.

Tender #85-84 - Fleming Park Canteen Concession

MOVED by Alderman Meagher, seconded by Alderman Nolan that authority be granted to enter into a three year agreement with HRDA in accordance with the terms and conditions outlined in tender documents relating to Tender 85-84, Fleming Park Canteen Concession.

Motion passed.

Resolution - Cemetery Fees

MOVED by Alderman Doehler, seconded by Alderman Cronwell that the fee structures as found in Appendix D attached to the November 30, 1984 staff report entitled 'Report on City Owned Cemeteries', be approved.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on March 6, 1985 as follows:

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Barrington Street Upgrading, Cornwallis to Artz

MOVED by Alderman Downey, seconded by Alderman Meagher  
that:

1. The firm of J. Philip Vaughan Engineering Associates Limited be retained to provide engineering services for the upgrading of Barrington Street in accordance with the terms of reference attached to the staff report dated February 28, 1985. Payment for consultant services will be on the basis of rates established by the Association of Professional Engineers of Nova Scotia, and is estimated to be \$26,000.00;

2. An amount of \$26,000.00 be transferred from account CJ076 to a new account CJ065 to be entitled "Widening Barrington Street - Cornwallis to Artz", and that charges for this would be against the new account. (It is again pointed out that 50% of this amount will be recoverable from the Province.)

Motion passed.

Naming of a Travel Way and Issuance of New Civic Addresses

MOVED by Alderman Boehler, seconded by Alderman Smith  
that City Council, in accordance with Section 352 of the City Charter:

1. name the travel way coloured in yellow on the attached sketch - "Marlborough Woods";
2. authorize staff to manufacture and erect the necessary street name signs; and
3. number the civic dwellings abutting this travel way as indicated on the sketch attached to the February 18, 1985 staff report..

Motion passed.

Skeena Street - Petition Against Local Improvement Projects

This matter was forwarded to City Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman Meagher that the Petition be denied and that staff proceed with the Local Improvement under Section 391 of the City Charter.

Motion passed.



Use of City Streets

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that City Council establish a committee of three members of Council to consider the staff report of October 23, 1984 dealing with the Use of Streets and any representations which are made at the public meeting of March 25, 1985 and any other information which the committee may deem appropriate, including the input of staff and of the general public for the purpose of making recommendations to City Council with respect to appropriate amendments to the various City Ordinances regulating commercial activities on City Streets.

Motion passed.

City of Halifax Float

MOVED by Alderman Crowell, seconded by Alderman Doehler that Council authorize a 281(1) for an amount of \$12,000 to construct a City float for the 1985 Halifax and Dartmouth Natal parades, and also to participate in other major provincial exhibitions in Nova Scotia this summer.

Motion passed.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Amendment to Ordinance Number 116 - The Taxi Ordinance  
- SECOND READING

This item was last discussed at the Council meeting held on February 28, 1985.

A report from the City Solicitor dated March 1, 1985, was submitted. An information report from the City Solicitor, dated March 12, 1985, was also submitted.

The following recommendation was forwarded to this meeting from the Finance meeting held on March 6, 1985:

' Subsection (1) of Section 4 of said Ordinance No. 116 is repealed and the following substituted therefor:

4(1) The Commission shall consist of nine (9) members who shall be appointed annually in November by Council on the recommendation of the Mayor. One member of the Commission shall be an Alderman of the City, one member shall be a taxi driver licensed by the City, one member shall be an owner of a taxi business in the City and the remaining members shall be drawn from citizens-at-large, none of whom are presently involved in or have been involved within the last five years in the taxi industry'.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan  
that the amendment to Ordinance Number 116, the Taxi Ordinance,  
be now read and Passed a SECOND TIME, as follows:

Subsection (1) of Section 4 of said Ordinance No. 116 is repealed and the following substituted therefor:

4(1) The Commission shall consist of nine (9) members who shall be appointed annually in November by Council on the recommendation of the Mayor. One member of the Commission shall be an Alderman of the City and the Alderman shall serve as Chairman of the Commission. One member shall be a taxi driver licensed by the City, one member shall be an owner of a taxi business in the City and the remaining members shall be drawn from citizens-at-large, none of whom are presently involved in or have been involved within the last five years in the taxi industry.

MOVED by Alderman Croswell, seconded by Alderman  
Croswell that the Motion be amended by deleting the words "and  
the Alderman shall serve as Chairman of the Commission".

The amendment to the Motion was read and passed.

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A further discussion ensued with Alderman Dewell advising he was prepared to propose an amendment that the driver and the owner driver be from different companies and Alderman Jeffrey agreed that this insertion be made.

The Chairman advised an amendment was not necessary since Alderman Jeffrey agreed with the proposal by Alderman Dewell.

The Motion, as amended, was put and passed.

#### Audit Committee Report

A report from His Worship Mayor Ron Wallace, Chairman, Audit Committee, dated March 12, 1985, was submitted.

MOVED by Alderman Doebler, seconded by Alderman Dewell that the salary for the City Auditor General be set by the City Manager in accordance with the evaluation and recommendation of Hay Associates Canada Limited.

Alderman Grant referred to the matter and expressed the view that the salary for the City Auditor General can not be set by the City Manager, but rather the Audit Committee.

Alderman Grant requested that the words 'City Manager' in the proposed Motion be deleted and replaced with 'Audit Committee', to which members of Council agreed.

The Motion, with the noted correction, was put and passed.

#### REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on March 6, 1985, as follows:

Case No. 4681 - Contract Development - 44 Bedford Highway

The following recommendation was forwarded to this meeting from the City Planning Committee:

' that the motor vehicle dealership is to occupy the area of Lot E-2 shown generally on Plan No. P207/13450, containing the area of Lot E-1 from the Bedford Highway to approximately 440 ft. west from the west street line of the Bedford Highway '.

Correspondence dated March 14, 1985 from Mr. John L. Harpison, Vice President, Suncoast Leaseholds Ltd. was submitted.

The City Manager advised members of Council of the submission of a petition respecting this matter and the next agenda item and also advised that the lands adjacent to City Avenue have already been zoned R-4.

March 14, 1985

Alderman LeBlanc addressed the matter and advised the property owner was agreeable that a portion of the property, 200 ft. x 250 ft., on Viny Avenue is to be used for residential development and further that they would not allow any traffic to enter or egress off Viny Avenue.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey the motor vehicle dealership is to occupy the area of Lot B-1, excepting the lands zoned R-4 adjacent to Viny Avenue, shown generally on Plan No. P200/13450.

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

Motion passed with Alderman Sewell abstaining.

Bedford Highway Secondary Planning Strategy and Associated Municipal Planning Strategy and Land Use Bylaw Amendment.

This matter was forwarded to the meeting of Halifax City Council without recommendation.

Correspondence dated March 14, 1985 from Sussex Leasholds Ltd. was submitted.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey that:

1. Council adopt the October, 1984, draft of the Bedford Highway Secondary Planning Strategy as recommended by the Planning Advisory Committee, but incorporating the revisions outlined in the staff report dated February 27, 1985; and also incorporating changes to the Generalized Future Land Use and Zoning Maps as shown on Maps P200/13246 and 13247 for:

(a) Lot A, Bedford Highway;

(b) 598 Bedford Highway; except that

(c) all of Lot B-1, Bedford Highway is to be designated "Highway Commercial" and zoned C-2B, excluding the lands already zoned R-4 in the Fairview Planning Area;

2. Council adopt the amendments to the Municipal Planning Strategy and Land Use Bylaw outlined in the staff report of October 31, 1984, as they pertain to the Bedford Highway Area;

3. Council adopt the amendments to the Generalized Future Land Use and Zoning Maps for Parcel D-1, Bedford Highway and for the Beckingham Fire Hall recommended in the staff report of February 28, 1985.

Following a brief discussion and questioning, the motion was adopted.

10:10 p.m. - The meeting adjourned for a 10-minute period.

10:20 p.m. - The meeting reconvened with all members as previously recorded, present.

Case No. 4496, Contract Development, 1326 Lower Water Street

MOVED by Alderman Downey, seconded by Alderman Fowler that, as recommended by the City Planning Committee, City Council confirm that the proposed changes to the residential commercial building at 1326 Lower Water Street as shown on Plans No. P200/13526-29 are in conformance with the contract development agreement executed on September 4, 1984 for the same property.

Motion passed.

Case No. 4996 - Contract Development, 2085-99 Maitland Street  
- SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Hanshaw that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development under Schedule "C" to allow an addition to the existing building at 2085-99 Maitland Street (One Portland Place).

Motion passed.

The City Clerk advised that the public hearing was scheduled for WEDNESDAY, April 17, 1985 at 7:30 p.m. in the Council Chamber.

#### MISCELLANEOUS ITEMS

#### Tax Concessions & Grants Committee Recommendations

A report from the Deputy City Clerk, dated March 14, 1984, was submitted.

MOVED by Alderman Meacher, seconded by Alderman Nolan the matter be deferred to the next regular meeting of Halifax City Council. Motion passed.

#### Appointments

A report from His Worship Ron Wallace, dated March 12, 1985, was submitted.

Council  
March 14, 1985

MOVED by Alderman Flynn, seconded by Alderman Doehler  
that the following appointments be made:

Metropolitan Transit Commission

Edwin Harris

Term to expire March 14, 1986

Halifax District School Board

Nita Graham

Term to expire November 1, 1985

Concerns for the Ageing

Richard Saxton

Term to expire March 14, 1986

Management Appraisal Committee

Mayor Ron Wallace  
Alderman Nicholas P. Meagher  
Alderman Don LeBlanc  
Alderman Murray Doehler  
Alderman Ron Cronwell

Term to expire November 1, 1985

Use of City Streets Committee

Alderman Art Flynn  
Alderman Graham Downey  
Alderman Walter Nolan

Term to expire November 1, 1985

Motion passed.

QUESTIONS

Question Alderman LeBlanc re: Parking in Grand Parade

Alderman LeBlanc referred to correspondence received from Mr. Bruce Oland respecting the parking in the Grand Parade and in front of the Cenotaph and questioned whether the City would be taking action with respect to this concern.

The Chairman advised that appropriate action will be taken.

Council  
March 14, 1985

Question Alderman Jeffrey re: Handicapped Parking Spaces

Alderman Jeffrey advised he had received calls over the last couple of weeks respecting handicapped parking throughout the City of Halifax. Alderman Jeffrey advised the complaints referred to those allocated spaces being used by other vehicles. Alderman Jeffrey suggested parking spaces in these areas are not properly enforced.

Alderman Jeffrey asked that this matter be reviewed and also requested that staff review the type of signs used in these areas of the City.

Question Alderman Jeffrey re: Flooding Problems

Alderman Jeffrey referred to the flooding problems which took place in his Ward several days ago and expressed thanks to the Fire Department and Engineering and Works Department for their excellent performance during the flooding.

Question Alderman Grant re: Billing Date, Local Improvement Charges

Alderman Grant referred to the local improvement charge notices and asked whether an approximate billing date might be known so that the residents affected may budget accordingly.

Question Alderman Grant re: Downtown Parking

Alderman Grant referred to the downtown 'no parking' and 'loading' areas and asked that the Traffic Authority review the possibility of placing time limits on 'no parking' areas on Monday and Tuesdays between 8:00 a.m. and 6:00 p.m.

Question Alderman Dewell re: 4-Way Stop and Traffic Signals

Alderman Dewell advised Council of a number of motor accidents and near misses at the intersection of Cork and Dublin Streets and asked that the Traffic Authority review the possibility of installing a four-way stop at this intersection.

Alderman Dewell referred to a recent accident at the intersection of Algon and Oxford Streets and requested a report from the Traffic Authority as to the feasibility of traffic signalization at this intersection.

Question Alderman Downey re: Overnight Parking Ban

Alderman Downey referred to a question put forth at the Committee of the Whole Council meeting held last week with respect to the overnight parking ban and advised that the Traffic Authority has given notice that the overnight parking ban would be removed on March 15, 1985.

Council  
March 14, 1985

Alderman Downey expressed thanks on behalf of Council to the Works Department for their excellent job with respect to snow clearing during the past winter.

Alderman Downey also expressed thanks to the Deputy City Clerk during the absence of the City Clerk.

Question Alderman Cromwell re: Capital Grants

Alderman Cromwell referred to the announcement made by the Provincial Government respecting Capital Grants and requested that staff prepare a report on the City's position relating to the announcement.

Alderman Cromwell also questioned whether a meeting would be scheduled so that members of Council may review the Capital Budget.

The Chairman advised that he would be making a statement with respect to this announcement on Friday and members of Council would be provided with a copy.

Alderman Meagher referred to the matter and questioned whether the City of Halifax would be arranging a meeting with representatives from the Provincial Government. Alderman Meagher expressed the view that His Worship the Mayor and the City Manager should meet with the Provincial Government in an effort to have some of the grants reinstated.

Question Alderman Doehler re: Aerospace Convention

Alderman Doehler referred to a scheduled Aerospace Convention taking place in Halifax in the fall of 1985 and suggested the Halifax Industrial Commission prepare a presentation for this Convention.

Question Alderman Doehler re: Industrial Commission Mandate

Alderman Doehler referred to the Industrial Commission's mandate and questioned whether it also included the assistance and retention of present industries in Halifax.

NOTICE OF MOTIONS

Notice of Motion Alderman Dewell re: Rescission of City Council Resolution of February 28, 1985 respecting Tender # 85-31  
- Fort Needham Tennis Court

Alderman Dewell gave Notice that at the next meeting of Halifax City Council, scheduled for Thursday, March 28, 1985, he proposes to introduce a Motion of Rescission of City Council's resolution of February 28, 1985, respecting Tender # 85-31 - Fort Needham Tennis Court and further requested a stay of proceedings until this Motion is dealt with, to which Council agreed.



Council  
March 14, 1985

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ADDED ITEMS

Purdy's Wharf Development - Surface Improvement Cost Sharing

At the request of the City Clerk, this item was added to the agenda during the Approval of the Order of Business.

A staff report dated March 12, 1985, was submitted.

MOVIE by Alderman Doehler, seconded by Alderman Meagher that pursuant to Clause 4(g) of the contract development agreement executed on May 19, 1982 for the Purdy's Wharf Development, Council approved cost-sharing for surface improvements to Upper Water Street subject to the following conditions:

- a) All designs and construction shall be done by the Developer to City standards;
- b) The upper level for the City's cost-sharing shall be \$55,000.
- c) Funds in the amount of \$22,000 are available in Account CC037;
- d) Funds in the amount of \$10,000 and \$25,265 shall be transferred from Accounts CC035 and CC026 to Account CC037.

Motion passed.

Tax Exemption for Widows, Seniors and Single Parent Families

At the request of Alderman Meagher, this item was added to the agenda.

Alderman Meagher referred to an information report received from the City Solicitor and expressed the view that in the past, the income of the individual was reviewed rather than that of the total household income.

Alderman Meagher requested that this matter be placed on the agenda of the next meeting of the Committee of the City Council, and also requested that an updated report be submitted.

10:45 p.m. - No further business, the meeting adjourned.

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March 14, 1985

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 Tax Exemption for Widows, Seniors and Single Parent Families.171

His Worship Mayor Ron Wallace  
Chairman

G.I. Blennerhassett  
City Clerk

Date Approved by City Council:.....

/sg/wc/

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

Council Chamber  
City Hall  
Halifax, Nova Scotia  
March 20, 1985  
7:30 p.m.

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

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

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

ALSO PRESENT: City Manager; Mr. Wayne Anstey, Q.C., Acting City Solicitor; Deputy City Clerk, and other members of City staff.

ADDED ITEM

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

Appointment - Board of Directors, Mainland South  
Community Centre

Appointment - Board of Directors, Mainland South  
Community Centre

Council agreed that this matter be dealt with at this time.

MOVED by Alderman Grant, seconded by Deputy Mayor O'Malley that Halifax City Council appoint Ms. Leah O'Neill to the Board of Directors, Mainland South Community Centre.

Motion passed.

Case No. 4645 - Contract Development, 961 South Bland Street

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

Mr. E.B. Algee, Development Officer, with the aid of maps and sketches, addressed members of Council and outlined the application for contract development for an 8-storey, 70-unit apartment building at 961 South Bland Street, as contained in the staff reports dated January 15, 1985 and February 13, 1985.

7:45 p.m. - Alderman Meagher enters the meeting.

Special Council  
Public Hearings  
March 20, 1985

Mr. Algee advised that staff recommended approval of this application, and then responded to various questions put forth by members of Council.

Mr. Peter McDonough, on behalf of the applicant, Southwest Apartments, addressed members of Council in support of the proposal, advising the development would represent a mix of residential and commercial space, contained within six storeys. Mr. McDonough submitted a petition containing approximately 52 signatures registering no opposition to the project.

Mr. McDonough then introduced Mr. Richard Kassner, the architect, who presented a slide presentation, a portion of which showed the shadow effect of the proposal and advised that wind shadows could not be done due to the size of the model.

Messrs. McDonough and Kassner responded to various questions put forth by members of Council.

Ms. Barbara Mealica, Chairperson, Board of Directors, Ward One Residents Association, addressed the meeting in opposition to the application and expressed the concerns of the Association with respect to the height requirements and angle controls of the Detailed Area Plan, the effect on property values and the precedent effect this approval may have with future development in the area.

Ms. Mealica submitted the brief to the Deputy City Clerk for inclusion in the official file of this meeting.

Ms. Mealica responded to various questions put forth by members of Council.

Mr. Ed Backman, 5430 Inglis Street, addressed the meeting in opposition to the proposal, stating that a high-rise would not be in keeping with the Victorian structures in the area, that the proposal grossly exceeded the development criteria, suggesting the applicant should again review the development so that it meets the Municipal Development Plan policies and also be complimentary with the heritage homes of the area.

Mr. Backman submitted the brief to the Deputy City Clerk for inclusion in the official file of this meeting.

Mr. Doug Kirby, 940 South Bland Street, addressed the meeting and presented a petition containing approximately 161 signatures in opposition to the proposed development.

Mr. Kirby advised that his signature also appeared on the petition in support of the development, and advised he wished to have his name removed from that petition.

Ms. Julia Davidson, a partner in the firm of Maritime Capital Management Limited, addressed members of Council and advised of their recent acquisition of an adjacent property with intentions to develop, suggesting the proposal would have an impact on their property.

Ms. Davidson submitted figures with respect to land cost and development and an anticipated tax revenue of \$72,135 per year for the proposal, advising the construction of twelve condominium units in their proposal would provide \$22,807 in tax revenue, while a conversion to a rooming house would generate \$4,700 in tax revenue, suggesting that the approval of a six-storey proposal along with their development of twelve condominium units would generate a similar tax revenue for the City of Halifax. Ms. Davidson indicated that if the eight-storey proposal were approved, her Company would proceed with a rooming house development rather than the condominium development. Ms. Davidson advised she did not have any objection to a residential development in this area.

Ms. Davidson responded to questions put forth with Deputy Mayor O'Malley requesting that staff prepare a comparison on the figures presented with respect to tax revenue.

Ms. Phyllis Larsen, 5462 Inglis Street, Halifax, addressed the meeting in opposition to the proposal and referred to the increased amount of commercial space on the first floor, suggesting there would be more commercial traffic and a lack of parking space in the area. Ms. Larsen submitted a copy of the brief to the Deputy City Clerk for inclusion in the official file.

Mr. Brian White, 5460 Inglis Street, addressed Council and suggested the area would be affected by an increased wind factor and advised that a wind tunnel test, as suggested by Mr. McDonough, is worthy of merit. Mr. White suggested that heating costs in the area would also be increased, and concluded he wished to have a people-size development in the area. A copy of the presentation is a part of the official file of this meeting.

Ms. Beth Poulis, a resident of Inglis Street, addressed members of Council and advised that a community meeting was held and concerns were expressed that the development was not in keeping with the neighbourhood.

9:10 p.m. - His Worship retired from the Chamber and Deputy Mayor O'Malley takes the Chair.

Ms. Poulis advised the residents encouraged a residential-type development of six-storeys or less. A copy of the brief was submitted to the Deputy City Clerk for inclusion in the official file of this meeting.

Ms. Gaye Drescher, 5476 Inglis Street, addressed members of Council in opposition to the proposal, and expressed concern with the shadow cast by the proposed building, suggesting such shadow would result in a loss of light and heat to her property.

Ms. Drescher suggested this would also affect the value of her property. A copy of the brief was submitted to the Deputy City Clerk for inclusion in the official file for this meeting.

Alderman Dewell requested a report from staff with respect to the impact of the shadow effect on a six-storey building, prior to the next meeting of Halifax City Council, and the City Manager advised that staff would attempt to obtain the information.

Mr. Michael Duda, a resident of South Bland Street, addressed Council in opposition to the proposal, expressing concerns with height restrictions and density requirements. Mr. Duda expressed the opinion that staff and the proponents had conspired to circumvent density limitations set out in the Bylaws in order to justify acceptance of the proposal.

Mr. Duda submitted the brief to the Deputy City Clerk for inclusion in the official file of this meeting.

Alderman Jeffrey referred to the opinion expressed by Mr. Duda in that the developer and staff had conspired to circumvent density limitations set out in the Bylaws to justify acceptance of the Bylaw, and requested a report from staff as to whether they did conspire.

Mr. Jim Drescher, a local developer, addressed members of Council and advised he had no objection to development in the area, and suggested the proposal be approved within the guidelines and policies for the South End of the City.

9:25 p.m. - His Worship returns to the Chamber and Deputy Mayor O'Malley takes his Normal Seat in the Chamber.

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

Mr. Archie Kaizer, a resident of Atlantic Street, addressed Council and expressed concerns as to what might happen to the neighbourhood in the future, suggesting the entire community would be disrupted by this development. Mr. Kaizer suggested the proposal be referred back to the developer to review and resubmit another proposal that is more liveable with the neighbourhood. Mr. Kaizer also expressed difficulty with the failure to meet angle controls and also with the height of the proposed building, referring also to the density calculation used in this case.



An unidentified resident of 5476 Inglis Street, addressed Council and expressed concerns with the shadow effect of the proposal to the immediate neighbourhood.

Mr. Ivor Harrington, past Chairman of the Detailed Area Plan for the South End addressed Council and expressed concerns that the criteria as approved by the Minister of Municipal Affairs is not being adhered to; and reiterated previous speakers remarks with respect to height and angle controls.

Mr. James Morrison, President, Halifax Curling Club, addressed members of Council and advised that parking was already a problem in this area of the City, suggesting that the proposal did not have adequate parking for its size, and then questioned whether the services in the area were capable of handling this development.

The City Manager advised that services were adequate to accommodate the proposal.

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

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

Motion passed.

Case No. 4628 - Schedule E Application - Eastgate in the Park

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

Mr. F. B. Algee, Development Officer, addressed members of Council and with the aid of sketches and maps, outlined this application for mixed residential use on approximately 37 acres of land under the provisions of Section 68 of the Land Use Bylaw, as contained in the staff report dated January 29, 1985. Mr. Algee advised of a proposed land transaction between the developer and the City and identified the area on the map.

Mr. Algee further advised that staff are of the opinion that the development is well designed and meets all the criteria of Schedule 'E' and Municipal Planning Strategy policies and recommend approval of the application.

Alderman Doehler referred to a potential library site in Mainland North and of the possibility of retaining a portion of land for future library use, and asked whether any discussions have been held between the developer and staff.

Alderman Hamshaw responded to this question and advised that a response would be submitted prior to the next meeting of Halifax City Council.

Mr. R.W. Shaw, General Manager, Clayton Developments Limited, addressed members of Council in support of the application, and requested a change in the name of the proposed development, to be known in future as Knightsridge in the Park.

Mr. Shaw referred to the connector street and advised that this would be provided in Phase 2 of the development, with the street to be connected from Flamingo Drive.

Mr. Shaw requested also a reduction in the sideyard bylaw requirements for the proposed development, similar to that which was granted for the Sheffield in the Park development. Mr. Shaw indicated this would permit the Company to reduce one side yard to 4 feet and would provide for a minimum distance of 12 feet between buildings. Mr. Shaw requested that the contract be amended accordingly.

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

Mr. Bill Stone, 45 Swan Crescent, addressed Council and suggested that single-family and semi-detached buildings in this development. Mr. Stone also expressed the view that the connector and other streets be completed during Phase I of the project, suggesting also that the parkland is landlocked from Knightsridge because of the Mainland North Fire Station. Mr. Stone suggested that a driveway be constructed adjacent to the Fire Station to permit access to the parkland.

Mr. Stone responded to various questions put forth by the Committee.

There were no other speakers present wishing to address Council with respect to this application.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn  
the matter be forwarded to the next regular meeting of Halifax City Council without recommendation. Motion passed.

#### Land Use Bylaw Amendments

A public hearing into the above matter was held on the above date.

Mr. P.W. Robertson, Planning Department, addressed members of Council and advised of the proposed amendments to the Land Use Bylaw, being:

a) an amendment to Section 45 of the Land Use Bylaw (Peninsula) respecting compliance with the requirements of the R-1, R-2 or F-2A zones;

b) an amendment to Section 61 of the Land Use Bylaw (Mainland) to add subsection (4), respecting the compliance with the "Single-Family Dwelling Zone" requirements in a Holding Zone;

c) an amendment to the Land Use Bylaw (Mainland) to add a provision for parking trailers on the Mainland.

Mr. Robertson outlined the amendments as contained in the staff report of January 23, 1985 and responded to various questions put forth by members of Council.

Mr. Bill Tattrie, an interested citizen, addressed members of Council with respect to the amendment regarding the parking of trailers and asked for clarification with respect to this matter.

Mr. Robertson responded to the questions put forth by Mr. Tattrie.

Mr. Bob MacPherson, a resident of Melrose Avenue, addressed members of Council with respect to the amendment regarding the parking of trailers and referred to the area of the property where parking is not permitted and suggested that many homes in the Mainland area do not provide access to the rear of the property.

Mr. Robertson advised of the requirements contained within the Motor Vehicle Act respecting parking, and Deputy Mayor O'Malley requested a legal interpretation of the Section in the Motor Vehicle Act.

The Acting City Solicitor addressed Council and advised of instances where the Section of the Motor Vehicle Act had been violated, those being front yards of apartment buildings where paving has been done to provide tenant parking.

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

MOVED by Alderman Grant, seconded by Alderman Doehler  
the matter be forwarded to the next meeting of Halifax City Council without recommendation. Motion passed.

11:00 p.m. - No further business, the meeting adjourned.

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His Worship Mayor Ron Wallace  
and Deputy Mayor Gerald O'Malley  
Chairmen

E.A. Kerr  
Deputy City Clerk

Date Approved by Halifax City Council .....  
/wc

CITY COUNCIL  
M I N U T E S

Council Chamber  
City Hall  
Halifax, Nova Scotia  
March 28, 1985  
1:30 p.m.

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

After the meeting was called to order, members of Council present joined the Mayor in the recitation of the Lord's Prayer.

PRESENT: His Worship, Mayor Ian Halloran, Chairman; Deputy Mayor Gerald O'Malley, and Aldermen Decker, Dunlop, Meagher, Dewell, Grant, Kelen, Jeffrey, Flynn and Branson.

ALSO PRESENT: City Manager, Mr. [Name], City Clerk, [Name], and other staff.

M I N U T E S

Minutes of the regular meeting of City Council held on March 14, 1985, and of Special Council held on March 28, 1985 were approved on a motion by Alderman [Name], seconded by Alderman Grant.

APPROVAL OF THE ORDINANCE CONCERNING [Name]

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

17.1 Summer Holiday - Halifax City Council

The City Clerk advised that the agenda of the next meeting of the Council will be as follows:

Presentation - Miss Teen Canada - Miss Terri Lynn Smith

Halifax City Council

His Worship, the Mayor, and Miss Teen Canada, Miss Terri Lynn Smith of Halifax City Council, and extended congratulations on behalf of Members of Council and the citizens of Halifax. His Worship advised that Miss Smith was a Grade IX student at Oxford Street School, and interested in sports.

His Worship, the Mayor, presented a bouquet of flowers and congratulations to Miss Smith for this achievement and that she was a resident of Halifax.

City Council  
March 28, 1985

Piss Smith addressed members of Council and expressed thanks for being introduced to Halifax City Council and stated she would be going far very long to make Halifax and the people proud during the next year.

Presentation - Long Service Award - Inspector John Magwood  
Halifax Police Department

As Inspector John Magwood was not present at this meeting of Halifax City Council, the award will be given at a later date.

APPROVED ITEM

Tax Concessions and Grants Committee - Recommendations

This item was referred to the meeting for March 14, 1985 meeting of Halifax City Council.

MOVED by Alder A. Flann, seconded by Alder A. Flann,  
that City Council grant the following:

Children's Society of Nova Scotia

Halifax Exchange

First Baptist Church, Halifax

Notice 1985.

Case No. 4545, Contract Between City - 261 South Flann Street

A public hearing into the above matter was held on March 28, 1985.

An information report dated March 27, 1985, was presented.

MOVED by Alder A. Flann, seconded by Alder A. Flann,  
that the City Council not enter into a contract for the development.

There was no second to the Motion.

MOVED by Alder A. Flann, seconded by Alder A. Flann,  
that the contract development application to permit the construction of a 3-story, 70 unit apartment/commercial building at 261 South Flann Street, as shown on Plans 202/13288 & 13241, be approved.

The City Clerk advised that all members of Council, with the exception of Alder A. Flann, were present at the Public Hearing.

MOVED by Alder A. Flann, seconded by Alder A. Flann,  
that the City Council not enter into a contract for the development.

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Case No. 4628 - Schedule "E" Approval - Knight Ridge (East Gate)  
in the Park

A public hearing into the above matter was held on  
March 20, 1985.

A supplementary staff report dated March 28, 1985, was  
submitted. A supplementary report from the Halifax City  
Regional Library Board, dated March 28, 1985, was also submitted.

MOVED by Alderman Harshaw, seconded by Alderman Grant

that:

1. The application by Clayton Developments Limited  
under Schedule "E", Section 62(1) of the Land Use  
Bylaw, Mainland Nova Scotia Municipal Government Act, for  
Knight Ridge Development, be approved by the  
Council;

2. the land transaction between the City of Halifax  
and Clayton Developments Limited, generally as shown on  
Sketch 3 of the January 29, 1985 staff report, be  
approved by City Council;

3. Council require that the contract shall be completed  
within 120 days of the date thereof started  
Council or approved by Council, from the date of  
final approval by Council, and that the contract  
shall be subject to the approval of Council, including  
including applicable laws, regulations, and other  
control approval, and the obligations arising  
hereunder shall be at an end.

Deputy Mayor O'Malley addressed the matter and  
requested a detailed plan of the lot plan area, and  
generalized lot area, and the City Manager advised that  
detailed plans of the entire project would be submitted to  
Council in the approval of Stage 2.

Alderman Harshaw referred to the availability of  
developing more single-family dwellings in future years and  
requested that the developer give consideration to providing  
more single-family dwellings in the project, rather than the mix  
of townhouses and apartment buildings. Alderman Harshaw  
expressed the view that the development of housing in this  
project would probably take place over the next 10 to 15 years  
and again asked that consideration be given to this project.

A brief discussion was held, and, with reference  
of Council agreeing that consideration to this report be given  
by the developer.

Deputy Mayor O'Malley referred to the blunt interaction  
between the proposed single-family dwellings and the apartment  
building, and suggested that the developer consider a less  
harsh division between the two types of housing.

Alderman Flynn addressed the matter of more single-family development and expressed the view that future developers submitting proposals be encouraged to make more single-family dwellings available within their proposals.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

Amendment to the Land Use Bylaw - Regulatory Controls

A public hearing into the above matter was held on March 20, 1985.

Alderman Grant referred to the proposed amendment with respect to Section 45 of the Land Use Bylaw (Peninsula), and suggested the matter be deferred for further discussion with staff.

MOVED by Alderman Grant, seconded by Alderman Nolan that the proposed amendment to Section 45 of the Land Use Bylaw (Peninsula) be deferred for further discussion.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

MOVED by Alderman Grant, seconded by Alderman Nolan that Section 61 of the Land Use Bylaw (Mainland) to add subsection (4) be approved by City Council:

61(4). Buildings erected, altered or used as single-family residences in a holding zone shall comply with the "Single-Family Dwelling Zone" requirements as contained in Section 21(a) and (c) through (i) inclusive of this Bylaw.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

Alderman Doehner referred to the proposed amendment to the Land Use Bylaw (Mainland) respecting the parking of trailers, and boats and expressed concern with the definition of 'trailers', noting that motorized homes or campers attached to trucks were not considered within the definition.



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Alderman Flynn addressed the matter of more single-family development and expressed the view that future developers submitting proposals be encouraged to take more single-family dwellings available within their proposals.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

Amendment to the Land Use Bylaw - Regulatory Controls

A public hearing into the above matter was held on March 20, 1985.

Alderman Grant referred to the proposed amendment with respect to Section 45 of the Land Use Bylaw (Peninsula), and suggested the matter be deferred for further discussion with staff.

MOVED by Alderman Grant, seconded by Alderman Nolan  
that the proposed amendment to Section 45 of the Land Use Bylaw (Peninsula) be deferred for further discussion.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

MOVED by Alderman Grant, seconded by Alderman Nolan  
that Section 61 of the Land Use Bylaw (Mainland) to add subsection (4) be approved by City Council:

61(4). Buildings erected, altered or used as single-family residences in a zoning zone shall comply with the "Single-family Dwelling Zone" requirements as contained in Section 21(a) and (c) through (h) inclusive of this Bylaw.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Alderman Doebler referred to the proposed amendment to the Land Use Bylaw (Mainland) regarding the parking of trailers, and boats and requested concerns with the definition of 'trailers', noting that motorized horse or carpers attached to trucks were not considered within the definition.

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Deputy Mayor O'Malley expressed the view that the matter of parking should be deferred back to staff for a report on the parking of all vehicles on all residential lots within the City. The City Manager suggested the requested report would take several months to compile, and further that Council might deal with the matter of parking trailers and boats at this time.

Following a brief discussion, it was MOVED by Alderman Grant, seconded by Alderman Nolan that the proposed amendments 3 and 4 be deferred to staff for further consideration.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

#### MOTIONS OF RESCISSION

Motion Alderman Dewell re: Rescission of the City Council Motion of February 28, 1985, respecting Tender # 85-31, Fort Needham Tennis Court

Alderman Dewell gave Notice of Rescission at the City Council meeting held on March 14, 1985.

MOVED by Alderman Dewell that the City Council Motion of February 28, 1985, respecting Tender # 85-31, Fort Needham Tennis Court be rescinded.

The Chairman advised that this Motion was already reconsidered and the Acting City Solicitor advised that in order to place the Motion prior to twelve months, it was necessary to have unanimous consent of Council. The Acting City Solicitor advised further, following unanimous consent, a simple majority was necessary to consider the matter.

The Chairman called the question of allowing the Motion of Rescission to be entertained, and the Motion WAS LOST.

#### REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report from the Finance and Executive Committee, from its meeting held on March 23, 1985, as follows:

#### Mar II

The following recommendation was forwarded to this meeting from the Finance and Executive Committee:

'that Council authorize the Mayor and City Clerk to execute a three year lease, with a review after one year, incorporating the terms as proposed in the staff report dated March 15, 1985, and that any renewal of

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Deputy Mayor O'Malley expressed the view that the matter of parking should be deferred back to staff for a report on the parking of all vehicles on all residential lots within the City. The City Manager suggested the requested report would take several months to compile, and further that Council might deal with the matter of parking trailers and boats at this time.

Following a brief discussion, it was MOVED by Alderman Grant, seconded by Alderman Nolan that the proposed amendments 3 and 4 be deferred to staff for further consideration.

The City Clerk advised that all members of Council, with the exception of Alderman LeBlanc, were present at the public hearing.

Motion passed.

#### MOTIONS OF RESCISSION

Motion Alderman Dewell re: Rescission of the City Council Motion of February 28, 1985, respecting Tender # 85-31, Fort Needham Tennis Court

Alderman Dewell gave Notice of Rescission at the City Council meeting held on March 14, 1985.

MOVED by Alderman Dewell that the City Council Motion of February 28, 1985, respecting Tender # 85-31, Fort Needham Tennis Court be rescinded.

The Chairman advised that this Motion was already reconsidered and the Acting City Solicitor advised that in order to place the Motion prior to twelve months, it was necessary to have unanimous consent of Council. The Acting City Solicitor advised further, following unanimous consent, a simple majority was necessary to consider the matter.

The Chairman called the question of allowing the Motion of Rescission to be entertained, and the Motion was LOST.

#### REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report from the Finance and Executive Committee, from its meeting held on March 23, 1985, as follows:

#### MAR II

The following recommendation was forwarded to this meeting from the Finance and Executive Committee:

'that Council authorize the Mayor and City Clerk to execute a three year lease, with a review after one year, incorporating the terms as proposed in the staff report dated March 15, 1985, and that any renewal of

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the leasing terms and conditions be subject to Council review and approval at the expiration of the initial three year term'.

The City Manager advised that staff had not reached agreement with the applicant regarding the location and size of the kiosk.

MOVED by Alderman Dewell, seconded by Alderman Downey that Council reconfirm the recommendation of the Committee of the Whole Council and that staff and the lessee met to discuss the matter of the kiosk in an attempt to work out the problems.

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

Tender # 84-115 - Bunker Clothing, 235 Pants and Jackets  
Halifax Fire Department

This matter was forwarded to this meeting of Halifax City Council without recommendation, pending receipt of the requested information.

A supplementary report dated March 28, 1985, was submitted.

Fire Chief Donald Swan addressed members of Council and responded to various questions put forth with respect to the specifications included in the tender call.

MOVED by Alderman Flynn, seconded by Alderman Grant that Tender # 84-115 for Bunker Clothing - 235 pr. pants and jackets be awarded to Securitex Industries Ltd., 2020 Quebec Ave., Saskatoon, Sask. S7K 1K4; funds to be made available from Account Number 125315.B0310 (Encumbered Funds).

A brief discussion and questioning ensued, with Alderman Grant suggesting that in future, interested companies with concerns regarding tenders discuss such concerns with staff before tenders are opened, and the Motion was put and passed.

Central City Payment Centre

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Deputy Mayor O'Malley takes the Chair and His Worship the Mayor addresses members of Council from the Podium.

His Worship Mayor Ron Wallace referred to the matter of a central City Payment Centre, expressing the view that a central collection depot to include P.S.C., Maritime Tel. & Tel. Co., N.S. Power Corporation, Police Department, and City of Halifax payments would be worthwhile investigating as a possible convenience for all citizens of the City when payments are being made.

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His Worship advised further that such a depot should probably be located in an area with ample parking and night depository service.

MOVED by His Worship the Mayor, seconded by Alderman Hamshaw the matter be referred to staff for a report, and further that staff be asked to discuss with the principals outlined to seek their opinion and report back to Council.

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

His Worship returns to the Chair and Deputy Mayor O'Malley takes his Normal Seat in the Chamber.

Extended Store Hours - The Catholic Women's League of Canada  
- Resolutions

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Meagher that Halifax City Council adopt the resolution of the Catholic Women's League respecting store hours as follows:

WHEREAS, we believe extension of hours of shopping would disrupt the opportunity of the family to be together, and

WHEREAS, the majority of the people in Canada belong to the Christian persuasion and are accustomed to observing their religious practices on Sunday,

THEREFORE BE IT RESOLVED, that the Halifax Diocesan Council of the Catholic Women's League urge the Parish Councils to request that their Municipalities prohibit the extension of business hours for large commercial establishments on Sunday, and

BE IT FURTHER RESOLVED, that the Halifax Diocesan Council of the Catholic Women's League request the Provincial Council of the Catholic Women's League to bring this concern to the attention of the Provincial Government.

Motion passed.

Recreation Department, New Requests - Current Budget

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan the matter be considered at the end of tonight's agenda.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw the matter be deferred to the next meeting of the Committee of the Whole Council.

The Motion to defer was put and LOST.

The Chairman advised that this matter would be considered at the end of the agenda.

Dog Control and License Program Review

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Alderman Grant referred to a previous discussion on this matter and expressed the view that licenses should be granted by all veterinarians in the City of Halifax for a split fee, and suggested this matter should be reviewed.

MOVED by Alderman Doehler, seconded by Alderman Jeffrey that:

1. that 1986 budgetary consideration be given for a supplementary patrol van be provided to the contractor for dog control services for the 6 months from April 1st to September 30th including the extra manpower required. (The Police Department does not anticipate surplus funds in 1985 for this purpose.);
2. that staff undertake an updating of the dog register each five years by means of a door to door canvass of the residences in the City and that funds to cover the activity be provided in the annual budget for those years;
3. that Council approve the hiring of four students for a period of nine weeks in the summer, in addition to the two students already in the budget, for the purpose of more adequately canvassing the City to update the dog register, such extra funds to be provided from the 1985 approved estimates for the City Collector's Office function;
4. that authority be extended to the Clayton Park Veterinary Clinic and the S.P.C.A. for the issuance of dog licenses on behalf of the City, upon application by the public or sale of a dog eligible for licensing;
5. that Council endorse the extra advertising after the due date, in view of the significant benefit in sales of licenses following similar action in 1984;

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6. that the City Solicitor be instructed to prepare changes to Ordinance No. 147 to make such changes effective for 1986 with regard to the following:

a) change the license year to coincide with the calendar year;

b) provide for a one-third relief of the 1986 sum payable for those dog owners who paid for a license in 1985;

c) provide for a 50% penalty for late payment of the license fee if paid after March 31st, unless an owner can show reasonable proof of non-residence within the City or non-ownership of the dog at January 1st or within 90 days of application for the license.

7. that the Engineering and Works Department review the adequacy of public signs regarding dog regulations and affix suitable notices where deficiencies are determined;

8. that the School Board be requested to favourably consider presentations to children by the dog control officers, which would be aimed at creating awareness of hygiene, health and license requirements regarding dogs;

9. that the contractor for dog control services be encouraged to advertise reduced inoculation fees through the Clayton Park Veterinary Clinic for licensed dogs;

10. that Council consider amending the Dog Ordinance, to make mandatory, the inoculation against Rabies ( similar to the City of Dartmouth );

11. that the contractor for dog control services be instructed to provide an informative activity report to Council , once a year, in addition to the staff reports already submitted monthly;

12. that staff be requested to examine, with the City of Dartmouth, a possible merging of Dog Control Services for the maximization of efficiency to benefit both communities.

Motion passed with Alderman Meagher against.

Advisory Committee - Sir Sanford Fleming Park

This matter was forwarded to this meeting of Halifax City Council without recommendation.

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MOVED by Alderman Nolan, seconded by Alderman Grant that Council establish the Sir Sanford Fleming Park Advisory Committee and adopt the terms of reference, as attached to the staff report dated March 11, 1985. Motion passed.

Tax Exemption - Widows, Senior Citizens and Single Parent Families

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Alderman Meagher referred to this matter and advised of the criteria in determining the eligibility for tax exemptions for widows, senior citizens and single parent families, and MOVED, seconded by Alderman Downey that Halifax City Council revert to the policy used in previous years in determining the tax exemption for widows, senior citizens and single parent families, and further that the Clause referring to the total income of the family be removed.

A brief discussion and questioning of the Director of Finance ensued, with Deputy Mayor O'Malley requesting information on the numerics of the persons eligible for the exemption.

MOVED by Alderman Nolan, seconded by Alderman Doehler the matter be deferred to the next meeting of the Committee of the Whole Council. Motion passed.

City Hall Renovation

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Nolan, seconded by Alderman Doehler that:

1. Council approve Alternate 'b' as outlined in the staff report of March 4, 1985 for the re-use of the third floor City Hall as office space, starting immediately;
2. Application to the Minister of Municipal Affairs for the use of \$1,200,000 from the Sale of Land Account, be authorized.

Alderman Nolan addressed the matter and suggested the plan include proper meeting rooms with ample sound system to provide for Planning Advisory Committee and other committee meetings within the building.

Deputy Mayor O'Malley referred to the matter and expressed concern with the size of the Aldermen's stations within the Council Chamber, suggesting at the present time, there was insufficient space to properly review meeting material.



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Following a brief questioning of the City Manager, the Motion was put and passed.

Lease of City-Owned Lands to Housing Co-Operatives

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Meagher that:

1. Council approved of the leasing of Lot "BO" on Plan Number 00-14-27137 - Barrington Street to Seaview Co-Operative contingent upon the City and the Co-Operative reaching agreement on the site and building designs and the Co-Operative receiving final commitment of funding in 1985;
2. Council approve the leasing of lands at the front of Roaches Pond and Lots 246 and 248 Herring Cove Road to Cliffside Housing Co-Operative subject to:
  - a) the City and Cliffside Housing Co-Operative reaching agreement on the site and building designs and the Co-Operative receiving final commitment of funding in 1985;
3. Council authorize staff to make application to rezone the lands located at Roaches Pond on the Herring Cove Road from R-2 to R-4 to construct 14 units of townhousing;
4. Council authorize staff to make application for a contract development agreement under Schedule D, for a 14-unit townhouse development on lands located at Roaches Pond on the Herring Cove Road.

Following a brief discussion and questioning of Ms. Mellett, Housing Consultant, the Motion was put and passed.

Authorization of Floating Rate on Past Due Taxes

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Doehler, seconded by Alderman Flynn that Council authorize staff to obtain amendments to the Halifax City Charter, which would permit the City to have a floating interest rate on past due taxes, which would be subject to change on the first day of each month, and any month where the rate then currently being charged differed from the prime rate being charged the City by its bankers by an amount of 2 1/4% or more or by an amount of 1 3/4% or less, and in the event that the amount fell outside these parameters, the rate should be

revised by way of policy to the prime rate being charged the City by its bankers plus 2%.

Following a brief discussion, the Motion was put and passed with Alderman Downey voting against.

Auctioneers' License

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Flynn, seconded by Alderman Dewell the matter be deferred to the next Committee of the Whole Council for further discussion. Motion passed.

License vs Lease - Use of City-Owned Land

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Meagher the matter be deferred to the next Committee of the Whole Council for further discussion. Motion passed.

School Board Budget - Actuals, 1984

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Flynn the matter be deferred to the next Committee of the Whole Council. Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works, from its meeting held on March 20, 1985, as follows:

Gesner Street Local Improvement Project

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that, as recommended by the Committee on Works, City Council:

1. amend and approve the limits and work description of Capital Project CD040 to read Gesner Street (Melrose Avenue to cul-de-sac) P, C&G, SW, S, T. L.I.P; and
2. approve the amended project without the right of petition in accordance with Section 391 of the City Charter.

Motion passed.

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Dutch Village Road Traffic Improvement

A petition respecting the Dutch Village Road Local Improvements (Alma Crescent, Titus Street, Dutch Village Road), containing approximately 100 signatures, in opposition to the proposal by Alderman Jeffrey, and supporting the reconsideration of staff recommendations, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that the Dutch Village Road, Traffic Improvements project as proposed be refused excepting the installation of sidewalks on one side of Alma Crescent, both sides of Titus Street and the north side of Dutch Village Road from Titus Street to McFarbridge.

The City Manager advised that the request for the installation of these sidewalks would be recosted and the unused balance of funds in the project would be removed from the Capital Budget.

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

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee, from its meeting held on March 20, 1985, as follows:

Bicycle Route

The following recommendation was forwarded to this meeting of Halifax City Council:

'that Council approve the development of a Bicycle Route in Halifax and education campaign as outlined in the staff report dated February 27, 1985, providing that the \$7,500.00 required funds be found within the approved 1985 Recreation Budget'.

MOVED by Alderman Nolan, seconded by Alderman Seagher the matter be deferred to a later date so that further information on the matter may be submitted. Motion passed.

Latchkey Children

MOVED by Alderman Grant, seconded by Alderman Dewell that, as recommended by the Safety Committee, a staff committee proposed of the Social Planning Department and the Recreation Department be established to research the latchkey child phenomena and report back to Council its findings with possible recommendations for ways of dealing with this reality of a modern society; and further that a representative of the Halifax District School Board be requested to sit on the Committee as well.

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Alderman Grant addressed the matter and requested that Help Line be contacted with a view of having representation on the Committee.

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

Snowmobiles

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Safety Committee, a policy of signage similar to that carried out at parks and recreational areas during the summer months be carried out during the winter months as well.

The Chairman suggested that a report on the cost of implementing such a policy should be submitted prior to final approval by Council.

MOVED by Alderman Grant, seconded by Alderman Flynn the matter be deferred until a report on the cost of changing the signage to include 'snowmobiles' is submitted.

Motion passed.

10:00 p.m. - Meeting adjourned for a 10-minute period.

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10:15 p.m. The meeting reconvened with all the same members being present.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Proposed Amendment - Municipal Planning Strategy - United Equities Limited - Heritage Advisory Committee

A report from the Heritage Advisory Committee dated March 21, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Meagher that this matter be deferred to the next regular meeting of the Committee of the Whole Council.

The motion was put and lost.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that this matter should be tabled until such time as the Contract Development application dealing with this property is disposed of completely.

A discussion and question of staff ensued and Alderman Flynn, with the agreement of the seconder, withdrew his motion.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that the Hart House and the Summer Street Row Housing not be registered at this time and that the report from the Heritage Advisory Committee dated March 21, 1985 be rejected in total.

Motion passed with Alderman Doehler voting against.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on March 28, 1985 as follows:

Case No. 4693 - Contract Development, 2707-11 Clifton Street

MOVED by Alderman Meagher, seconded by Alderman Nolan that, as recommended by the City Planning Committee, the application for contract development, lands of Moncef Askri, 2707-2711 Clifton Street to permit conversion of the existing 4-unit building to 8 units be refused by City Council, for the following reasons:

1. The proposal does not meet the following R-3 requirements: lot frontage; lot area; density; open space; parking; setbacks; side yards; and angle controls.
2. The MPS designates this area as commercial and the area is predominantly commercial and industrial in use and further the Peninsula North Secondary Planning Strategy proposes this area as an exclusive industrial/commercial area.

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Motion passed with Alderman Downey voting against.

Alterations to Non-Conforming Uses and Converted Buildings

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Doehler, seconded by Alderman Grant that Council set a date for a public hearing to consider the adoption of the proposed amendment to the Municipal Planning Strategy and Land Use Bylaw as contained in Appendices C and D attached to the March 6, 1985 report from the Planning Advisory Committee.

Motion passed.

The City Clerk advised that the date for the public hearing was Wednesday, May 8, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4261 - Encroachment License - 1001 Hollis Street

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Doehler that Council approve a permanent encroachment of approximately 10 sq. ft. under Upper Water, Duke Street and Hollis Street, as shown on Plan P200/13499.

Motion passed.

Amendment to Land Use Bylaw - Commercial Uses in Apartment Buildings

Alderman Jeffrey declared a conflict of interest and retired from the meeting.

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that a date be set for a public hearing to consider an amendment to the Land Use Bylaw, Mainland area, as set out in Appendix A of the March 12, 1985 staff report, to add Sections 29A and 29B to allow the use of the ground floor apartment buildings of 100 units or more for certain commercial uses; and further that this matter be referred to the Planning Advisory Committee for consideration and report to Council.

Motion passed.

The City Clerk advised that the date for the public hearing was Wednesday, May 8, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Alderman Jeffrey returns to the meeting.

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Case No. 4637 - Contract Development - Lots 1 & 2 Forbes  
Street

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Grant, seconded by Alderman Nolan that a date be set for a public hearing to consider the application for contract development for the site known as Lots 1 and 2 Forbes Street to construct eight townhouse apartment units as shown on Plan No. P290/13582. Motion passed.

The City Clerk advised that the date for the public hearing was Wednesday, May 8, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4679 - Contract Development - 1459 Brenton Street

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Doehler that Council set a date for a public hearing to consider the contract development under Schedule N to permit the conversion of and addition to 1459 Brenton Street as shown on Plan Nos. P280/13408 to 13413, and to be used for commercial uses permitted in the C-2A Zone and one residential dwelling unit.

The City Clerk advised that the date for the public hearing was Wednesday, May 8, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4612 - Land Use Bylaw Amendment - Brunswick Street -  
Schedule "F"

This matter was forwarded to this meeting of Halifax City Council without recommendation. A staff report dated March 19, 1985 was submitted.

The Chairman indicated that Council had requested a report at the March 14, 1985 meeting of City Council which was not available to date.

MOVED by Alderman Downey, seconded by Alderman Meagher that the Zoning Bylaw, Peninsula Area, be amended as follows:

1. In Section 5, after the words "permissible basic height", add the words, "except as otherwise specified,";

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2. In Section 64 clause (c), add after the words "by this bylaw", "provided that, for sites within 170 feet of the center line of Brunswick Street, and between Duke Street and Spring Garden Road, no approval shall be given for a building that would exceed 55 feet in basic height, but above the basic height, one foot may be added to the height of the building for each one and a half feet that such portion of the building is set back from the property line, to a maximum height of 75 feet, and".

MOVED by Alderman Boehler, seconded by Alderman Flynn  
that this matter be deferred to the Committee of the whole  
Council meeting to be held on April 17, 1985.

Motion passed.

Case No. 4622 - Amendment - Municipal Planning Strategy and Land  
Use Bylaw - 2086 Windsor Street

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Meagher, seconded by Deputy Mayor  
O'Malley that a date be set for a contract development to  
permit the Knights of Columbus to use 2086 Windsor Street as a  
meeting place.

Motion passed.

The City Clerk advised that the date for the public hearing was Wednesday, May 8, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Extended Hours - Quinpool Road Service Station

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Alderman Meagher addressed the matter referring to a previous application to the Public Utilities Board from the Irving Station located on Quinpool Road for extended hours of opening. Alderman Meagher indicated that the residents in the area were not in favor of these extended hours and at that time Council had forwarded a resolution to the Public Utilities Board indicating they were not in agreement with the extension of hours for this service station. Alderman Meagher noted that a motion had been passed at a detailed Area Planning meeting limiting the extension of hours of opening for service stations.

MOVED by Alderman Boehler, seconded by Alderman Flynn  
that Council go on record as objecting to any extension of  
hours at the Irving Oil service station and further that the  
Mayor forward a letter to the Public Utilities Board indicating  
the objections of Council with regard to this matter.

Motion passed.



Council  
March 28, 1985

Amendment to the Municipal Planning Strategy and Land Use  
Bylaw - Height Restrictions around Citadel Hill

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Alderman Doehler referred to his motion of March 14, 1985 indicating that he wished to make an amendment to Section 5 of this motion, as follows, to which Council agreed.

That City Council:

1. Adopt the staff report to the Planning Advisory Committee entitled "Height Restrictions Around Citadel Hill" and dated September 21, 1984 as an official city report;
2. For the land adjacent to the north side of Citadel Hill bounded by Rainnie Drive, Brunswick and Cogswell Streets, have this planned as part of the Peninsula North Secondary Planning Strategy;
3. For the land adjacent to the south side of Citadel Hill bounded by Sackville Street, Brunswick Street, Spring Garden Road and South Park Street, have this planned as part of the Spring Garden Road Secondary Planning Strategy;
4. Amend Map 12A to show Band "A" as starting at Duke with Brunswick Street and Market Street as boundaries all the way to Spring Garden Road;
5. Amend the Municipal Planning Strategy and Land Use Bylaw as follows:

(1) Part II Section II. Heritage Resources

Insert the following policies immediately after Policy 5.2:

5.3 The City shall maintain or recreate a sensitive and complementary setting for Citadel Hill by controlling the height of new development in its vicinity to reflect the historic and traditional scale of development;

5.3.1 The intent of such height controls shall be to establish a generally low to medium rise character of development in the area, of approximately four traditional stories in height immediately adjacent to Citadel Hill and increasing in distance therefrom;

5.3.2 Within the area bounded by North Street, Robie Street and Inglis Street, no development shall be permitted that is visible over the top of the reconstructed earthworks on the Citadel ramparts, from an eye-level of 5.5 feet above ground level in the Parade Square of the Citadel; and

Renumber existing Policies 5.3 to 5.6 as 5.4 to 5.7.

(II) Part II, Section III, Scale and Design Detail

DELETE the following Policy:

7.3 The City shall prepare height and design criteria that reflect the relationship of Brunswick Street to the Citadel, and that maintain the quality of heritage buildings on Brunswick Street.

AND INSERT the following policies immediately following Policy 7.2:

7.3 In Band "A" shown on Map 12A, the following controls shall apply:

(i) the maximum height of a building at the street line on Brunswick Street shall be 60 feet. This height may be exceeded provided there is one and one half feet of set back for every foot of additional height above the 60 foot level;

(ii) the height of a roof outside any view plane shall not exceed 75 feet above average ground level;

7.4 No development shall be permitted that is visible over the top of the reconstructed earthworks on the Citadel ramparts, from an eye level of 5.5 feet above ground level in the Parade Square in the Citadel; and

Renumber existing Policies 7.4 to 7.7 as 7.5 to 7.8.

(III) Amend ZM-17 (Height Precinct Map) to show Band "A" in the CBD as shown in revised Map 12A.

(IV) Amend the Land Use Bylaw (Peninsula) to add as Sections 26A and 26B the following:

26A (2) Notwithstanding Section 58, and in addition requirements of Section 70 and 47 as the latter applies in the Schedule "C" area (Section 63), buildings erected, altered or used in Band "A" as identified on ZM-17 (Height Precinct Map) shall conform to the following height requirements:

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March 28, 1985

(i) The basic height of a building shall be 60 feet. However, one foot may be added for each one and one half feet above 60 feet that the building is set back to a maximum height of 75 feet.

(ii) The height for buildings not fronting on Brunswick Street shall be 75 feet.

26B In addition to all other provision of this Bylaw, no development permit shall be issued for any development within Schedule "A" that is greater than 90 feet in height, unless such development will not be visible above the top most line of the earthworks on the Citadel ramparts for an eye level of 5.5 feet above ground level in the Parade Square of the Citadel. Heights for the "top most line of the earthworks on the Citadel ramparts" and "ground level in the Parade Square of the Citadel" are shown on Plan No. F280/13302.

(V) Amend Section 83(c) to read "or inconsistent with Sections 7, 25, or 26A of this Bylaw".

6. Refer the proposed height restriction issue for bands "b" and "c" as identified in the staff report to the PAC. They are to consider this after:

(a) the adoption of the Peninsula North Secondary Strategy Plan.

(b) the adoption of the Spring Garden Road Secondary Strategy Plan.

(c) the expiry of twelve months from the acceptance by Council of this motion.

MOVED by Alderman Jeffrey, seconded by Alderman Downey, that this matter be deferred to the Committee of the Whole Council to be held on Wednesday, April 17, 1985.

Motion passed.

#### Hilden Heights Housing Development

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Alderman Grant addressed the matter referring to the available 14 acres of land in his area and MOVED, seconded by Alderman Dewell that City Council:

1. instruct staff to prepare a proposal that will facilitate the development of housing on approximately 14 acres of City owned lands in the Hilden Heights area;

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March 26, 1985

2. further, that the proposal contain a conceptual development plan to accommodate low to medium density, based on R2 zoning with some contract development agreements;

3. and further, that the conceptual plan be prepared in a manner that would be acceptable for discussion purposes at a Public Meeting.

A discussion ensued with regard to the intent of the motion with members of Council indicating confusion with exactly what was being requested of staff with it being suggested that this was a call for proposals and somewhat premature in light of the lack of central services in the area.

Alderman Grant, with the agreement of the seconder, withdrew his motion.

MOVED by Alderman Grant, seconded by Alderman Flynn  
that staff explore the development of the city owned lands in the Hilden Heights area for housing.

Motion passed.

#### MISCELLANEOUS ITEMS

Summer Holiday - Halifax City Council

This matter was deleted from the agenda during the setting of the agenda.

Underground Wiring - Argyle Street from George to Prince  
- Tender Award

A staff report dated March 19, 1985, was submitted.

MOVED by Alderman Downey, seconded by Alderman Dechler  
that:

1. The tender be awarded to the lowest bidder - Black and MacDonald, for the unit prices quoted and a total project cost of \$124,000.00
2. Council approve cost sharing with Maritime Tel & Tel on a 50/50 basis.
3. Funding is available in Account #CK826 - Underground Wiring, Central Business District.

Motion passed.

Council  
March 28, 1985

Electoral Divisions

A report dated March 27, 1985 from G.I. Slennerhassett, Returning Officer was submitted.

MOVED by Alderman Dewell, seconded by Deputy Mayor O'Malley that the Electoral Divisions as found in the March 27, 1985 report of the Returning Officer be approved.

Alderman Dewell noted that Polling Divisions 101, 102, 104 and 105 indicated that the polling station would be at the Ardmore School. Alderman Dewell further noted that this building no longer existed indicating that an alternate building would have to be found.

Motion passed.

Application for Auctioneer's License - Bob McDonald Chevrolet Oldsmobile Limited

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

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that Bob McDonald Chevrolet Oldsmobile Limited be granted an Auctioneer's License under the provisions of Ordinance 146, the Auctioneer's Ordinance.

Motion passed.

Recreation Department - New Requests - Current Budget

This matter was deferred to this time in the meeting earlier this evening.

Deputy Mayor O'Malley requested that Mr. Tom O'Malley, Chairman, Recreation Committee be permitted to speak to Council with regard to this matter.

Alderman Jeffrey briefly addressed the matter outlining the history of this matter and noting that confusion existed with regard to the actual amount of the budget approved for the Recreation Department. Alderman Jeffrey indicated that the inclusion of new requests in the approved budget was being questioned.

Mr. O'Malley addressed Council and circulated a copy of the Recreation Budget as it appears in the 1985 Operating Budget and a list of the new requests. Mr. O'Malley indicated that he was present this evening to seek clarification as to whether or not the new requests had been included in the approved budget.

Council  
March 28, 1985

Mr. O'Malley then went on to briefly outline the events which culminated in his being present at this evening's meeting indicating that the inclusion of the new requests in the Recreation Budget resulted in a 5.9% increase over the 1984 Recreation budget. Mr. O'Malley indicated that it was his understanding that the new requests had been included in the approved budget noting that these items had been discussed by Council members during the departmental budget review.

A discussion ensued with regard to the Budget amount approved for the Recreation Department at the time Council set the tax rate with the City Manager indicating that the 4% increase, \$1,950,833.00, was the figure used in the determination of the tax rate.

A further discussion ensued and it was MOVED BY DEPUTY Mayor O'Malley, seconded by Alderman Downey that the items as listed in the City Manager's report dated March 13, 1985 totalling \$26,328.00 be added to the Recreation Department Budget under Section 201(1) of the City Charter.

Motion passed.

#### QUESTIONS

Question Alderman Grant re: Meetings Staff and Workmens Compensation Board

Alderman Grant referred to his previous request with regard to meetings being carried out between staff and the Workmens Compensation Board regarding employee compensation matters and asked for an update on the status of these meetings.

The City Manager indicated that although no formal written policies had been formulated to date the meetings were going well and noted that he felt Workmens Compensation would agree that progress was being made.

Question Alderman Dewell re: Street Sweeping

Alderman Dewell referred to the automated street sweeping carried out in the summer indicating that he felt that sweeping in the north end of the City was not sufficient and requested that more attention be given to the northern section of Peninsular Halifax.

Question Alderman Dewell re: Tree Trimming

Alderman Dewell referred to tree trimming being carried out in his area by the Nova Scotia Power Corporation and asked if there was a policy with regard to the severity of tree trimming which should be carried out.

The City Manager indicated that the degree of trimming was required to keep the trees healthy and growing, noting that Nova Scotia Power Corporation as well as the City had expert tree trimmers.

Alderman Dewell commended the Nova Scotia Power Corporation employees involved in tree trimming for their positive public relations in answering the questions of area residents.

Question Alderman Downey re: Speeding and Parking - North and  
Black Streets

Alderman Downey referred to the problem of speeding on North Street in front of Northwood Manor and parking of cars in the ambulance entrance at the Northwood Manor and requested that the police department check into these matters.

Question Alderman Downey re: Parking Downtown Area

Alderman Downey referred to the lack of available parking in the downtown area noting that parking on hills in the downtown area was being increased and requested that staff look at the possibility of further parking around the Metro Centre.

The City Manager indicated that recently 40 additional spaces had been found and that others were being sought. The City Manager further noted that safety and traffic were matters that had to be considered in locating additional parking spaces.

Alderman Downey indicated that he would provide the City Manager with the areas he had in mind for further parking in the area.

Question Alderman Meagher re: Residential Parking

Alderman Meagher referred to a recent news release regarding Provincial legislation allowing parking on residential streets and requested that the Traffic Authority report to Council with regard to the what exactly the law entails and to what parts of the City this would apply, if passed.

The Acting City Solicitor indicated that an information report had been prepared with regard to the wording of the legislation and would be distributed to Council within the next few days.

Question Alderman Meagher re: Hand Sweeping

Alderman Meagher referred to the crews carrying out hand sweeping in the City and requested that Princess Place be swept.

Question Alderman Nolan re: Traffic Tie Up - Chebucto Road

Alderman Nolan referred to a tie up in traffic on Chebucto Road caused by three ambulances apparently called to the same household and asked why this type of problem occurred.

The City Manager indicated that he would look into the matter.

Question Alderman Jeffrey re: Crosswalks

Alderman Jeffrey referred to legislation requested by the City some time ago to allow the City to provide for no passing in the left hand lane at crosswalks. Alderman Jeffrey indicated that these signs have now been erected in Sackville. Alderman Jeffrey asked if this legislation had been approved and if so, why the city has not erected these signs.

The Chairman indicated that the traffic authority would bring forward a report with regard to this matter.

Question Deputy Mayor O'Malley re: Street Sign and Stop Sign  
Livingstone, Isleville and Agricola Streets

Deputy Mayor O'Malley referred to the street sign at Livingstone and Isleville Street noting that he had received a complaint that the sign was missing and requested that staff look into the matter.

Deputy Mayor O'Malley further referred to the corner of Livingstone and Agricola Streets indicating that area residents were concerned due to the lack of a stop sign at this corner and requested that staff review this matter.

11:58 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE  
DEPUTY MAYOR G. O'MALLEY

G.I. Blennerhassett  
City Clerk

DATE APPROVED BY COUNCIL: \_\_\_\_\_

/wc/89

SPECIAL COUNCIL  
PUBLIC HEARING  
HERITAGE HEARINGS  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
April 3, 1985  
7:30 p.m.

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

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

Present: His Worship Mayor Ron Wallace, Chairman; and Aldermen Cromwell, Downey, Nolan, Jeffrey, Flynn and Hamshaw.

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

PUBLIC HEARING

Case No. 4686 - Rezoning - 89 Central Avenue

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

Mr. Phil Francis, Development Control, with the aid of maps and sketches, outlined the application for rezoning of 89 Central Avenue from R-1, Single Family Dwelling Zone to R-4, Multiple Family Dwelling Zone, as found in the staff report dated January 25, 1985.

Mr. Francis indicated that staff was recommending refusal of this application for the reasons as outlined in the January 25, 1985 staff report.

Alderman Jeffrey addressed the matter referring to the R2P zone, a similar zone to the Peninsula R2 Zone allowing for maximum of four units, included in the Detailed Area Plan for Fairview and asked if it were possible for this zone to cover the property in question and requested a report with regard to the appropriateness of this zone being placed on the property in question.

Alderman Flynn addressed the matter requesting that staff investigate all other alternatives to the rezoning of this property which may be available to the applicant in an attempt to accommodate his requirements at this particular time.

Special Council  
April 3, 1985

Mr. Reg Charlton, the applicant, addressed Council indicating that his purpose in requesting this rezoning was to allow for an addition to the living space of the apartment occupied by he and his wife.

Mr. Charlton noted that at present he and his wife had no windows fronting on the street and further noted that the addition would merely square off the present sloping roof line to the lower part of the building.

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

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

Motion passed.

#### HERITAGE HEARINGS

##### 1083-85 Tower Road and 1289 South Park Street

Mr. Churchill addressed Council indicating that there were ten properties scheduled for a hearing this evening noting, however, the assessed owners of 1083-85 Tower Road and 1289 South Park Street had not received the required notice. Mr. Churchill indicated that it would not be proper to deal with these items this evening and it was agreed by Council that 1083-85 Tower Road and 1289 South Park Street not be dealt with at this time.

##### 5457 Cornwallis Street (Cornwallis Street United Baptist Church)

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

A letter dated March 15, 1985 from Reverend Dr. Joseph C. Mack, Pastor, Cornwallis Street United Baptist Church requesting a deferral of this matter due to proposed alterations to the church, was submitted.

Mr. Churchill addressed the matter indicating that staff have had discussions with the officers of the Cornwallis Street United Baptist Church and it had been agreed that discussions be carried out between the Church and the Heritage Advisory Committee with regard to the alterations. Mr. Churchill noted that Council could defer this matter at Council pending these discussions. Mr. Churchill noted that it was hoped that agreement could be reached within the 120 days permitted under the act before registration.

Mr. Reg Charlton, the applicant, addressed Council indicating that his purpose in requesting this rezoning was to allow for an addition to the living space of the apartment occupied by he and his wife.

Mr. Charlton noted that at present he and his wife had no windows fronting on the street and further noted that the addition would merely square off the present sloping roof line to the lower part of the building.

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

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

Motion passed.

#### HERITAGE HEARINGS

##### 1083-85 Tower Road and 1289 South Park Street

Mr. Churchill addressed Council indicating that there were ten properties scheduled for a hearing this evening noting, however, the assessed owners of 1083-85 Tower Road and 1289 South Park Street had not received the required notice. Mr. Churchill indicated that it would not be proper to deal with these items this evening and it was agreed by Council that 1083-85 Tower Road and 1289 South Park Street not be dealt with at this time.

##### 5457 Cornwallis Street (Cornwallis Street United Baptist Church)

A hearing into the above matter was held at this time. Alderman Meagher joins the meeting.

A letter dated March 15, 1985 from Reverend Dr. Joseph C. Mack, Pastor, Cornwallis Street United Baptist Church requesting a deferral of this matter due to proposed alterations to the church, was submitted.

Mr. Churchill addressed the matter indicating that staff have had discussions with the officers of the Cornwallis Street United Baptist Church and it had been agreed that discussions be carried out between the Church and the Heritage Advisory Committee with regard to the alterations. Mr. Churchill noted that Council could defer this matter at Council pending these discussions. Mr. Churchill noted that it was hoped that agreement could be reached within the 120 days permitted under the act before registration.

Mr. Reg Charlton, the applicant, addressed Council indicating that his purpose in requesting this rezoning was to allow for an addition to the living space of the apartment occupied by he and his wife.

Mr. Charlton noted that at present he and his wife had no windows fronting on the street and further noted that the addition would merely square off the present sloping roof line to the lower part of the building.

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

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

Motion passed.

#### HERITAGE HEARINGS

##### 1083-85 Tower Road and 1289 South Park Street

Mr. Churchill addressed Council indicating that there were ten properties scheduled for a hearing this evening noting, however, the assessed owners of 1083-85 Tower Road and 1289 South Park Street had not received the required notice. Mr. Churchill indicated that it would not be proper to deal with these items this evening and it was agreed by Council that 1083-85 Tower Road and 1289 South Park Street not be dealt with at this time.

##### 5457 Cornwallis Street (Cornwallis Street United Baptist Church)

A hearing into the above matter was held at this time. Alderman Meagher joins the meeting.

A letter dated March 15, 1985 from Reverend Dr. Joseph C. Mack, Pastor, Cornwallis Street United Baptist Church requesting a deferral of this matter due to proposed alterations to the church, was submitted.

Mr. Churchill addressed the matter indicating that staff have had discussions with the officers of the Cornwallis Street United Baptist Church and it had been agreed that discussions be carried out between the Church and the Heritage Advisory Committee with regard to the alterations. Mr. Churchill noted that Council could defer this matter at Council pending these discussions. Mr. Churchill noted that it was hoped that agreement could be reached within the 120 days permitted under the act before registration.

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April 3, 1985

Mr. G.W. Davies, Solicitor for the Cornwallis Street United Baptist Church, addressed Council indicating that the Church was aware of the honor of being designated as a Heritage Property and referring to the request from Reverend Dr. Mack for deferral. Mr. Davies indicated that the church was agreeable to the suggestion made by staff with regard to discussions with the Heritage Advisory Committee regarding the alterations within the 120 day time period.

Mr. Davies and staff then responded to questions from members of Council.

Reverend Dr. J. Mack, Pastor, Cornwallis Street United Baptist Church, addressed Council reiterating the comments of Mr. Davies and assuring Council that the plans for alteration had been made before the receipt of the notice of recommendation to register as a heritage property.

There were no further persons present wishing to address Council with regard to this matter. No further correspondence has been received with regard to this matter.

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

Motion passed.

5241 South Street (Stairs House)

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

Mr. Churchill indicated that the owner would not be attending the hearing to object to the registration of the property.

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

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

Motion passed.

2633 Gottingen Street (Russell House or "Clairemont", HMCS  
Stadacona)

Mr. Churchill advised that this property had been deferred on two previous occasions noting that the City Solicitor had received correspondence from the Department of National Defence with regard to this matter.

Special Council  
April 3, 1985

Commodore McMillin, Chairman, Heritage Advisory Committee, addressed Council suggesting that he be given an opportunity to speak with the appropriate people with DND and further suggesting that if necessary the matter could be deferred at Council.

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

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

Motion passed.

5745 Inglis Street

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

Correspondence dated April 1, 1985 from Mary E. Caine, the property owner, objecting to the designation was submitted. A memo from Alderman M. Doehler, Alderman for the Ward, dated March 29, 1985 regarding this matter was also submitted.

Mr. Churchill indicated that this property comprised a portion of a streetscape noting that all other properties within the streetscape have been registered.

Alderman Flynn requested that staff prepare a confidential report regarding the present condition of the property and the likelihood of needed repairs to the property within the next five years. Alderman Flynn indicated that this would give Council an idea of whether or not the designation of this property would be an imposition to the owner.

Alderman Cromwell referred to the absence of the Alderman for the area and suggested that this matter not be dealt with at this time allowing the Alderman time to discuss the matter with the property owner noting that the Alderman is expected to be present at the next meeting of Council.

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

Motion passed.

1071-73 Tower Road

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

Mr. Churchill noted that this property also comprised a portion of a streetscape indicating that only one other property within the streetscape was not registered.



Special Council  
April 3, 1985

Alderman Cromwell noted that the Alderman for the Ward was not present and suggested that no action should be taken until his return suggesting the Alderman would be present at the next meeting of City Council.

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

Motion passed.

5147-49 Morris Street

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

Mr. Churchill addressed Council indicating that although the owner had not received the appropriate notice he has waived in writing the three week notice requirement and has indicated he will not attend the meeting to object.

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

Motion passed.

5545-47 Young Street

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

Mr. Churchill advised that the owner had no objections to the registration of this property.

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

Motion passed.

30 Dingle Road (Sir Sanford Fleming Cottage)

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

Mr. Churchill addressed Council advising that this was a city owned property.

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

Motion passed.

8:15 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE  
CHAIRMAN

DATE APPROVED BY COUNCIL:

/sg

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
April 11, 1985  
8:00 p.m.

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

After the meeting was called to order members of Council present joined the City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; and Aldermen Doehler, Cromwell, Downey, Meagher, Dewell, Grant, Nolan, Jeffrey, Flynn and Hamshaw.

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

MINUTES

Minutes of the regular meeting of City Council held on March 28, 1985 and of the Special Council held on April 3, 1985 were approved on a motion by Alderman Nolan, seconded by Alderman Hamshaw.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

5.0 School Board Budget

20.1 Richmond School Project

20.2 Application for Auctioneer's License

At the request of Alderman Jeffrey Council agreed to add:

20.3 52 and 54 Sunnybrae Avenue

MOVED by Alderman Doehler, seconded by Alderman Cromwell that the agenda, as amended be accepted.

His Worship advised Council that Mrs. G. I. Ellenrhassett, City Clerk, was recuperating from successful surgery at the Victoria General Hospital.

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His Worship further referred to the recent death of Deputy Mayor O'Malley's sister and expressed sincere sympathies to Deputy Mayor O'Malley and his family on behalf of Council.

Alderman O'Malley extended his personal thanks to the Mayor, Council and City Manager for their expressions of sympathy over the past week.

His Worship takes a seat in Council and Deputy Mayor O'Malley takes the Chair.

DEFERRED ITEMS

School Board Budget

A document entitled 'Halifax District School Board 1985 Operational Budget, April 10, 1985, was submitted. Also submitted was a press release prepared by David Driscoll, Chairman, Halifax District School Board.

His Worship addressed the matter referring to the December 13, 1984 approval of the Halifax District School Board budget with a 4% increase over the 1984 Budget. His Worship indicated that this was in line with the guidelines set down by Council. His Worship further noted that the Province had only provided funding in 1985 of .6% over the 1984 funding causing the School Board extreme difficulties.

MOVED by His Worship Mayor Wallace, seconded by Alderman Flynn that Halifax City Council increase to 5% the City's share of the Halifax District School Board 1985 operational budget.

Alderman Cromwell addressed the matter advising Council that a meeting was to be held with the Nova Scotia Teachers Union on Monday morning to discuss any suggestions they might have with regard to areas in which the School Board could decrease their budget.

Motion passed.

Case No. 4686 - Rezoning - 89 Central Avenue

A public hearing into the above matter was held on April 3, 1985. An information report dated April 10, 1985 was submitted.

Alderman Jeffrey addressed the matter referring to the information report received from staff and suggested that since the Fairview Detailed Area Plan was presently before the Minister of Municipal Affairs for approval this matter should be deferred pending this approval at which time the matter can be brought back to Council in a more proper form.

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MOVED by Alderman Jeffrey, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of City Council pending the approval of the Fairview Detailed Area Plan by the Minister of Municipal Affairs.

The motion was put and passed with Aldermen Doehler, Meagher, Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as they were not present at the public hearing.

#### Heritage Hearings

##### 5457 Cornwallis Street

A hearing into the above matter was held on April 3, 1985.

MOVED by Alderman Downey, seconded by Alderman Jeffrey that this matter be deferred pending further discussions between the representatives of the Cornwallis Street United Baptist Church and the Heritage Advisory Committee.

The motion was put and passed with Aldermen Doehler, Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as they were not present at the hearing.

##### 5241 South Street

A hearing into the above matter was held on April 3, 1985.

MOVED by Alderman Cromwell, seconded by Alderman Downey that 5241 South Street be registered as a Heritage Property in the City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler, Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as they were not present at the hearing.

##### 2633 Gottingen Street

A hearing into the above matter was held on April 3, 1985.

Mr. Churchill addressed the matter noting that this matter had been forwarded to Council without recommendation with the understanding that Commodore McMillin, Chairman, Heritage Advisory Committee, would seek an opportunity to speak with the appropriate persons with the Department of National Defence regarding this matter. Mr. Churchill advised that Commodore McMillin had not been able to meet with the appropriate persons and suggested that this matter be tabled in order that a new hearing process can start.

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MOVED by Alderman Downey, seconded by Alderman Neacher  
that this matter be tabled.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the hearing.

5745 Inglis Street

A hearing into the above matter was held on April 3,  
1985. A confidential staff report dated April 10, 1985, was  
submitted.

MOVED by Alderman Cromwell, seconded by Alderman Flynn  
that 5745 Inglis Street be registered as a Heritage Property in  
the City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the hearing.

1071-73 Tower Road

A hearing into the above matter was held on April 3,  
1985. A confidential staff report dated April 10, 1985, was  
submitted.

MOVED by Alderman Cromwell, seconded by Alderman Flynn  
that 1071-73 Tower Road be registered as a Heritage Property in  
the City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the hearing.

5147 Morris Street

A hearing into the above matter was held on April 3,  
1985.

MOVED by Alderman Downey, seconded by Alderman Nolan  
that 5147 Morris Street be registered as a Heritage Property in  
the City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the public hearing.

5545-47 Young Street

A hearing into the above matter was held on April 3,  
1985.

MOVED by Alderman Downey, seconded by Alderman Nolan  
that 5545-47 Young Street be registered as a Heritage Property  
in the City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the public hearing.

30 Dingle Road

A hearing into the above matter was held on April 3,  
1985.

MOVED by Alderman Downey, seconded by Alderman Nolan  
that 30 Dingle Road be registered as a Heritage Property in the  
City of Halifax Registry of Heritage Properties.

The motion was put and passed with Aldermen Doehler,  
Dewell, Grant, LeBlanc, and Deputy Mayor O'Malley abstaining as  
they were not present at the public hearing.

REPORT - FINANCE & EXECUTIVE COMMITTEE

City Council considered the report of the Finance and  
Executive Committee from its meeting held on April 3, 1985 as  
follows:

Expropriation Settlement - Easement - 3 Martins Drive

MOVED by Alderman Nolan, seconded by Alderman Flynn  
that, as recommended by the Finance and Executive Committee, the  
expropriation of an easement of Civic No. 3 Martin's Drive as  
shown on Plan TT-34-27785 from Mr. Chesley Chaddock be settled  
for \$6,091 as settlement in full for all claims arising from the  
expropriation. Funds are available in Account No. DE013, the  
Capital Account for the project.

Motion passed.

MAINSTREET Program, City of Halifax, 1985-86

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

1. the Business Improvement Districts shown on  
Schedule A-1 (Barrington Street) and A-2 (Cottingen  
Street) be approved by Council, subject to their  
acceptance by the Province of Nova Scotia MAINSTREET  
Program;

2. the members of the Business Improvement District  
Committees be confirmed by Council as shown on  
Schedule B-1;

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3. the Anchor Projects and Facade Projects outlined in the body of the staff report dated March 19, 1985 be approved for submission to the Province of Nova Scotia, MAINSTREET Program; funds are available in Account CK051 and individual projects will be returned for Council's consideration as required;

4. the City become a member of the Gottingen Merchants' Association;

5. a letter be forwarded to the area M.L.A.'s seeking support to have Quinpool Road included in the 1985 MAINSTREET program.

Alderman Grant referred to the planned park and suggested that consideration might be given to naming the park the Pope John Paul II Park.

MOVED in amendment by Alderman Meacher, seconded by Alderman Cromwell that part 5 of the motion be amended to provide that the Minister of Development be requested, through the Real Estate Department, to include Quinpool Road in a MAINSTREET program for 1985 and that the city seek the assistance of the area MLA in that regard.

Alderman Downey referred to the present status of the Federal building requesting that Mr. Churchill report with regard to this matter.

Mr. Churchill addressed Council indicating that a recent communication with the Federal Department of Works had ascertained that the project was still on hold but had not been cancelled.

The motion to amend was put and passed.

The motion, as amended, was put and passed.

Proposed Community Fair - 1985

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, City Council approve in principle the holding of a Community Fair in September, 1985 and authorize staff to proceed with planning and implementation for the event. Staff will report back to Council within one month with projected budget and cost recovery schedules.

Motion passed.

Statement of Revenue and Expenditure - TO BE TABLED

MOVED by Alderman Flynn, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, the Statement of Revenue and Expenditure for the two months ended February 28, 1985, be tabled. Motion passed.



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Request for Flypast, Atlantic Sunday, Canadian Forces

MOVED by Alderman Cronwell, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, Halifax City Council grant permission to Canadian Forces Base Halifax for a flypast over Sailor's Memorial, Point Pleasant Park, from North to South at 11:00 a.m. on May 5, 1985, in connection with the Battle of the Atlantic Sunday National Ceremony, subject to compliance with Department of Transportation regulations.

Motion passed.

Tax Exemption - Widows, Senior Citizens and Single Parent Families

Following is the recommendation of the Finance and Executive Committee:

"That the clause respecting total household income be removed from the criteria for eligibility, and further, that the application be in the form as in previous years, and that the Bill presently before the Legislature concerning the subject, be withdrawn."

MOVED by Alderman Meagher, seconded by Deputy Mayor O'Malley that the tax exemption for Senior Citizens, Widows/Widowers, and Single Parent Families be set at a level of \$11,000 and that the clause respecting total household income be removed from the criteria for eligibility, and further, that the application be in the form as in previous years.

Motion passed.

Summer Holidays

MOVED by Alderman Cronwell, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, the Committee of the Whole meeting of August 7, 1985, be rescheduled to Monday, August 12, 1985, at 2:00 p.m.

Alderman Doehler addressed the matter indicating that he could not support this motion and noting that having two meetings within one week would be difficult. Alderman Doehler suggested that Council support the traditional break of the first two weeks in August.

His Worship indicated that the two week break in August resulted in an extremely long period without meetings and suggested that this matter be deferred to the next Committee of the Whole Council for further explanation and information.

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MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of the Committee of the Whole Council for further explanation and information.

The motion to defer was put and passed.

Mar II

This matter was forwarded to this meeting of Halifax City Council without recommendation from the Finance and Executive Committee meeting held on April 3, 1985 at which time a staff report dated April 1, 1985, was submitted.. A supplementary staff report dated April 9, 1985, was submitted.

Alderman Dewell addressed the matter referring to the confusion surrounding this item and suggested that the motion be split, to which Council agreed.

MOVED by Alderman Dewell, seconded by Alderman Grant that the City enter into an agreement with the operators of Mar II for berthing space as outlined in the staff report.

Motion passed.

MOVED by Alderman Dewell, seconded by Alderman Nolan that the location, style and structure of the kiosk be deferred to the next Committee of the Whole Council for further discussion.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on April 3, 1985 as follows:

Tender #85-16 - Sidewalk Renewals - Various Locations

MOVED by Alderman Downey, seconded by Alderman Boehler that, as recommended by the Committee on Works:

1. Tender # 85-16 for Sidewalk Renewals at various locations be awarded to Armdale Construction for the unit prices quoted, and the total project cost of \$230,500.00 for items 1 - 7, as shown in the staff report dated March 26, 1985;

2. Funding to be authorized from Account Numbers:

CB517, CB471, CB489, CB493, CB491, CB506, CB507

3. Funding Transfers, if applicable, be approved as shown on the summary sheet as attached to the March 26, 1985 staff report.

Alderman Dewell addressed the matter referring to the present tendering policy whereby sidewalks are tendered in block but as individual sidewalks as well and suggested that a block tendering procedure would be more beneficial. Alderman Dewell further suggested that a greater number of sidewalks within an area should be considered in such a tender. Alderman Dewell requested that staff prepare a report with regard to the possibility of such a tender procedure being established.

Motion passed.

Tender #85-65 - Sidewalk Renewals

MOVED by Alderman Hamshaw, seconded by Alderman Doehler  
that, as recommended by the Committee on Works:

1. Tender # 85-65 for Sidewalk Renewals be awarded to Municipal Contracting Ltd. for the unit prices quoted and the total project of \$196,000, for items 1 - 4 as shown in the staff report dated March 26, 1985;

2. Fundings to be authorized from account number(s):

CB519, CB529, CB520, CB526, & CB527

3. Funding transfers, if applicable, be approved as follows:

<u>Account #</u>	<u>Amount</u>
From # CB527 to # CB526	\$18,000
From # CB520 to # CB526	\$13,000

Motion passed.

Rocky Hill Drive - Petition against Local Improvement Project

MOVED by Alderman Hamshaw, seconded by Alderman Flynn  
that, as recommended by the Committee on Works, City Council  
delete the proposed project as a 1985 Capital Budget item.

Motion passed.

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CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on April 3, 1985, as follows:

Case No. 4680 - Schedule "K" Application, Langbrae Gardens  
- Phase One

MOVED by Alderman Hamshaw, seconded by Alderman Flynn,  
as recommended by the City Planning Committee, that:

1. the application by Project Consultants Limited, under Schedule "K", Section 68 of the Land Use Bylaw, Mainland Area, for Stage II approval of the Langbrae Gardens - Phase One Development, be approved by City Council;
2. 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; otherwise, the Stage II approval will be void and obligations arising hereunder shall be at an end.

Motion passed.

MISCELLANEOUS BUSINESS

Request of Joseph Howe Festival Society for 1985 Trade Dollar Program

Correspondence dated March 29, 1985, from Ms. Nuala M. Mattson, Festival Co-Ordinator, The Joseph Howe Festival Society, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Downey that  
City Council grant approval for the Joseph Howe Festival Society to conduct:

1985 Trade Dollar Program from May 1st to October 4, 1985, and that the said Joe Howe Dollar be taken as equivalent to currency (\$1.00) within the City of Halifax during this period.

Alderman Cromwell referred to the Festival and in particular to the budget for this Society, and requested that the review of this budget take place at the next meeting of the Committee of the Whole Council, to which members of Council agreed.

Motion passed.

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Report on Summer Gardens Submitted by United Equities Limited

A staff report dated April 2, 1985, was submitted.

A private and confidential information report from the City Solicitor, dated April 9, 1985, was also submitted.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that the staff report dated April 2, 1985, be received and Tabled.

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

Deputy Mayor O'Malley referred to the private and confidential information report and raised several questions, to which the City Solicitor responded.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Flynn that the report dated March 21, 1985, from the Heritage Advisory Committee entitled ' Proposed Amendments - Municipal Planning Strategy - United Equities ' be referred to the Planning Advisory Committee.

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

Case No. 4214, Contract Development, 5233 George Street

A staff report dated April 2, 1985, was submitted.

MOVED by Alderman Downey, seconded by Alderman Doehler that City Council discharge the contract development agreement between Imbrook Properties Limited and the City of Halifax which is registered at the Registry of Deeds in Book 3644 at Page 438.

Motion passed.

Use of Provincial Lists of Electors - Municipal Election

A report dated April 9, 1985, from the City Clerk, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Grant that in accordance with Section 29(1) of the Municipal Election Act, City Council authorize the Returning Officer to use the revised lists of electors used in the November 6, 1984 Provincial Election.

Alderman Cromwell addressed members of Council and suggested that any Alderman with problems respecting his Ward submit the information to the Election Procedures Committee within the next week; and indicated the Committee would assume there were no problems if no feedback is received.

Motion passed.

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Appointments

A memorandum dated April 11, 1985, from His Worship Mayor Ron Wallace, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan  
that the following appointments be approved:

TAXI COMMISSION

Mr. Phil Herritt ( Owners' Representative )

Term to expire April 11, 1986

Mr. Arias Mastrapas ( Drivers' Representative )

Term to expire April 11, 1986.

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

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QUESTIONS

Question Deputy Mayor O'Malley re: Requirement for Protection in Underground Parking Facilities

Deputy Mayor O'Malley advised he had requested a report from the Legal Department on where an insertion for the requirement of protection in underground parking facilities could be placed in the City's legal documents.

Deputy Mayor O'Malley advised he was to receive a report on this matter and would like to review the matter.

Question Alderman Grant re: Downtown Parking Survey

Alderman Grant referred to the downtown parking survey and advised he had been questioned if a poll had ever been done on the number of resident and non-resident vehicles in the City of Halifax.

Question Alderman Grant re: Old Sambro Road Bridge Improvements

Alderman Grant referred to the improvements underway with respect to the Old Sambro Road Bridge and advised he had a number of complaints regarding children playing on the large drainage pipes, and asked if that matter could be reviewed with a view to protecting the children of the area.

Question Alderman Dwell re: Street Cleaning - Chip Sealed Streets

Alderman Dwell indicated the number of concerns raised by residents of his Ward with respect to street cleaning of the chip-sealed streets and questioned when the street sweepers would begin their clean-up, asking that both the north and south ends of the City be cleaned during the same period of time. Alderman Dwell suggested that cleaning might begin in the north end this year, expressing the view that the south end of the City gets numerous sweepings during the summer. Alderman Dwell also suggested that appropriate signage be erected so that cleaning may be completed.

Question Alderman Flynn re: Policy re Payment of Major Contracts

Alderman Flynn requested a report on the policy with respect to the payment of major contracts, and questioned whether an affidavit had to be signed by the contractor advising he has paid all sub-contractors, before receiving the holdback payment.

The City Manager advised the policy was as explained by the Alderman.

Alderman Flynn questioned whether any civil action may take place if any lien in the contract is falsified on behalf of the sub-contractor, or whether the City might be responsible.

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The City Solicitor advised that civil action may be taken; as well as considering the question of criminal action.

Question Alderman Downey re: Underground Construction - Agricola St.

Alderman Downey advised that underground wiring by Maritime Tel. and Tel. would begin in the vicinity of Agricola Street, between North and Almon Street, and will be continuing for approximately three months. Alderman Downey referred to the disruption of local traffic and questioned whether the merchants would be notified as to the construction of an area.

The City Manager advised he would follow-up the matter.

Question Alderman Meagher re: Residential Parking Regulations

Alderman Meagher requested a report on the status of the new parking regulations permitting residents to park in front of their own properties.

The City Manager advised the Bill had not as yet been approved by the Province of Nova Scotia and no comment can be made at this time.

Question Alderman Meagher re: Present Status - 2351 Clifton Street

Alderman Meagher advised of previous discussions with respect to the building at 2351 Clifton Street and requested information on the present status of the building, a response to the questions raised at the February 28th meeting, and asked that this information be submitted by next Wednesday if possible.

Question Alderman Meagher re: Cross-walk Painting

Alderman Meagher referred to the condition of the crosswalk painting on streets such as Quinpool Road, Windsor Street, Chebucto Road and Robie Street and requested that crosswalk painting be done on these streets as soon as possible.

Question Deputy Mayor O'Malley re: Police Raid - Residence in Ward 5

Deputy Mayor O'Malley requested a report on the recent police raid, involving other Police Departments, which had taken place at a residence in Ward 5. Deputy Mayor O'Malley requested that this report be submitted from the Police Department via the Legal Department.



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ADDED ITEMS

Richmond School Project

This item was added to the agenda at the request of the Deputy City Clerk.

A staff report dated April 2, 1985, was submitted.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Grant that the borrowing resolution respecting the re-use of Richmond School be authorized under Section 401 of the Halifax City Charter.

Motion passed.

Application for Auctioneer's License

This item was added to the agenda at the request of the Deputy City Clerk.

Correspondence dated April 3, 1985, from J.K. Passmore, R.R.#2, Hubbards, N.S., on behalf of Lunenburg Trading Company, was submitted.

Alderman Flynn referred to the Ordinance with respect to Auctioneer's License presently awaiting approval by the Department of Municipal Affairs, and questioned whether any applications for auctioneer's license should be withheld until approval of the Ordinance.

The City Solicitor advised that this application could be approved within the guidelines of the Ordinance, without the approval of the amendments now before the Minister.

MOVED by Alderman Downey, seconded by Alderman Flynn that an Auctioneer's License be granted to J.K. Passmore, to operate at 2099B Gottingen Street, presently known as Lunenburg Trading Company.

A brief discussion ensued, with Deputy Mayor O'Malley referring to the recent amendments to the Auctioneer's License, advising of a concern raised by someone in the industry suggesting that the bond amount was too great and would create a monopoly for one or two persons in the industry.

Following further discussion, it was MOVED by Alderman Flynn, seconded by Alderman Nolan that the matter be deferred until approval from the Minister of Municipal Affairs is received with respect to the amendments to the Auctioneer's License, presently before the Minister.

Motion passed.

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52-54 Sunnybrae Avenue

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

Alderman Jeffrey referred to recent flooding affecting the residents of 52 and 54 Sunnybrae Avenue, resulting in loss to personal property to a substantial amount. Alderman Jeffrey stated he was of the understanding that a meeting was to be held with the residents affected, the Director of Engineering and Works, and the insurance adjustor and requested that a report be submitted to him on the steps.

Mr. Peter Connell, P. Eng., Director of Engineering and Works, addressed Council and advised of the meeting held earlier in the day and advised further that the claim is being investigated and a report would be submitted by the adjustor shortly.

9:05 p.m. - No further business, the meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE  
DEPUTY MAYOR G. O'MALLEY  
CHAIRMEN

H.A. KERR  
DEPUTY CITY CLERK

DATE APPROVED BY COUNCIL: \_\_\_\_\_

/s/g/wc

SPECIAL COUNCIL  
HERITAGE HEARINGS  
PUBLIC HEARING  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
April 17, 1985  
7:30 p.m.

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

PRESENT: Deputy Mayor Gerald O'Malley, Chairman; and Aldermen Doehler, Cromwell, Downey, Grant, Jeffrey, Flynn and Hamshaw.

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

HERITAGE HEARINGS

An information report dated April 17, 1985, was submitted.

1460 Carlton Street

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

Mr. A.W. Churchill, Heritage Co-Ordinator, addressed members of Council and advised that the properties being considered tonight had been deferred from the March 6, 1985 hearing, as the owners were not in receipt of the Notice of Recommendation to register, and are the remaining properties to be considered for the streetscape; stating that the owners of the properties known as 1460, 1474, 1483, and 1489 Carlton Street had submitted a written submission concurring with the registration in the streetscape. Mr. Churchill advised further the property known as 1491 Carlton Street had been inadvertently omitted from the March 6th hearing process, the owner had been advised and there had been no representation.

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

MOVED by Alderman Cromwell, seconded by Alderman Doehler that the matter be forwarded to the next meeting of Halifax City Council without recommendation.

Motion Passed.

Special Council  
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1474 Carlton Street

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

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

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

Motion passed.

1483 Carlton Street

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

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

MOVED by Alderman Cromwell, seconded by Alderman Flynn that the matter be forwarded to the next meeting of Halifax City Council without recommendation.

Motion passed.

1489 Carlton Street

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

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

MOVED by Alderman Cromwell, seconded by Alderman Flynn that the matter be forwarded to the next meeting of Halifax City Council without recommendation.

Motion passed.

1491 Carlton Street

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

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

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

Motion passed.

Special Council  
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Attended page

In reply to a question from the Chairman with respect to whether Council would have to designate the entire streetscape, Mr. Churchill indicated that he may have previously provided Council with incorrect information. Mr. Churchill advised that Council should include the entire block and not part of the block.

Case No. 4696 - Contract Development, 2085-99 Mainland Street

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

Mr. W.D. Campbell, Planner II, Development Department, addressed members of Council and briefly outlined his application for contract development under Schedule "C", to allow an addition to the existing building at 2085-99 Mainland Street, as contained in the staff report dated February 27, 1985. Mr. Campbell, with the aid of maps and sketches, outlined the area and the proposed extension to the rear of the building, advising the building would be used for commercial purposes.

Mr. Campbell advised that the proposed development was consistent with the Municipal Planning Strategy and staff recommended approval of the application.

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

7:40 p.m. - Alderman Feagler enters the meeting.

Ms. Kathleen Shaw, a resident of the Twelve Apostles, Brunswick Street, addressed Council and advised of a large building located in the area which now reduces the street frontage to her property. Ms. Shaw referred to the restoration of the buildings adjacent to the proposed extension and expressed the view that this development would not eliminate the possibility of the restoration of these buildings.

There were no other persons present wishing to address Council with respect to this matter. There had been no correspondence submitted with respect to this matter.

MOVED by Alderman ~~Leveson~~, seconded by Alderman ~~Shaw~~ the matter be forwarded to the next meeting of Halifax City Council without recommendation. Motion passed.

7:45 p.m. - No further business, the meeting adjourned.

Special Council  
Heritage Hearings  
Public Hearing  
April 17, 1985

Case No. 4696 - Contract Development, 2085-99 Maitland Street

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

Mr. W.D. Campbell, Planner II, Development Department, addressed members of Council and briefly outlined this application for contract development under Schedule "C", to allow an addition to the existing building at 2085-99 Maitland Street, as contained in the staff report dated February 27, 1985. Mr. Campbell, with the aid of maps and sketches, outlined the area and the proposed extension to the rear of the building, advising the building would be used for commercial purposes.

Mr. Campbell advised that the proposed development was consistent with the Municipal Planning Strategy and staff recommended approval of the application.

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

7:40 p.m. - Alderman Meagher enters the meeting.

Ms. Kathleen Shaw, a resident of the Twelve Apostles, Brunswick Street, addressed Council and advised of a large building located in the area which now reduces the sun effect to her property. Ms. Shaw referred to the restoration of the buildings adjacent to the proposed extension and expressed the view that this development would not eliminate the possibility of the restoration of these buildings.

There were no other persons present wishing to address Council with respect to this matter. There had been no correspondence submitted with respect to this matter.

MOVED by Alderman Downey, seconded by Alderman Grant  
the matter be forwarded to the next meeting of Halifax City  
Council without recommendation. Motion passed.

7:45 p.m. - No further business, the meeting adjourned.

Special Council  
Heritage Hearings  
Public Hearing  
April 17, 1985

HEADLINES

Heritage Hearings:  
1460 Carlton Street . . . . . 233  
1474 Carlton Street . . . . . 234  
1483 Carlton Street . . . . . 234  
1489 Carlton Street . . . . . 234  
1491 Carlton Street . . . . . 234  
Case No. 4696, Contract Development, 2085-99 Martland St. .235

Deputy Mayor Gerald C'Malley  
Chairman

E.A. Kerr  
Deputy City Clerk

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

/wc



CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
April 25, 1985  
8:00 p.m.

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

After the meeting was called to order members of Council present joined the Deputy City Clerk in the recitation of the Lord's Prayer.

Present: Deputy Mayor G. O'Malley, Chairman; and Aldermen Doehler, Cromwell, Downey, Meagher, Dewell, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Harshaw.

Also Present: City Manager, Mr. W. Anstey, O.C., Acting City Solicitor, Deputy City Clerk and other members of city staff.

Long Service Award - William Whalen - Retiree

The Chairman advised that Mr. Whalen was unable to be present at this evening's meeting and briefly outlined Mr. Whalen's career with the City noting he had been with the City for some 39 years. The Chairman extended the best wishes of Council, City staff and the citizens of Halifax to Mr. Whalen on his retirement.

The Chairman further advised that Halifax was to be honored by a visit from the Governor General of Canada, Jeanne Sauve. The Chairman indicated that during the Governor General's visit members of Council and their families would have an opportunity to meet with her excellency. He then indicated that Council would be extending Governor General Sauve a warm welcome on behalf of the City of Halifax.

Deputy Mayor O'Malley then referred to the recent appointment of the Reverend Mr. Mason, St. Paul's Church, to the Presidency of Wycliffe College in Toronto expressing gratitude to Reverend Mr. Mason for his contributions to Halifax and wished him well in his new position.

MINUTES

Deputy Mayor O'Malley indicated that the April 17, 1985 minutes should include the statement made by Mr. Churchill with regard to Council approving the streetscape as a whole rather than partially.

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An amended page of April 17, 1985 minutes giving effect to the Chairman's suggestion, was submitted.

Minutes of the regular meeting of City Council held on April 11, 1985 and of the Special Council held on April 17, 1985, as amended, were approved on a motion by Alderman LePlanc, seconded by Alderman Nolan.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 20.1 Retirement Committee Recommendations - Proposed Amendments to the Halifax Superannuation Act
- 20.2 Statement of Revenue and Expenditure
- 20.3 Case No. 4622 - Contract Development - 2086 Windsor Street
- 20.4 Application for Bill Poster's License - Central Trust
- 20.5 Contract Settlement

At the request of Alderman Doehle: Council agreed to add:

- 20.6 Auctioneer's License - Mr. Passmore

At the request of Alderman Neaghe: Council agreed to add:

- 20.7 Four Way Stop as Oak & Kline Street
- 20.8 Signs - Caution, Children Playing

At the request of Alderman LePlanc Council agreed to add:

- 20.9 Housing Symposium - Update
- 20.10 Titus Smith School Yard Safety

DEFERRED ITEMS

Case No. 4696 - Contract Development, 2085-99 Haitland Street

A public hearing into the above matter was held on April 17, 1985. A letter from Mr. Robert C. Risley, Redoubt Properties Ltd., to the attention of the Inspection Services Division, dated April 1, 1985 withdrawing his application for building and development permits for the property at 2085-2099 Haitland Street, was submitted. A letter dated April 15, 1985 from Mr. Robert C. Risley, Redoubt Properties Ltd., to the attention of Mrs. G.I. Plennerhassett, City Clerk, requesting confirmation of receipt of his letter of withdrawal dated April 1, 1985, was also submitted.

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Alderman Downey referred to the withdrawal of the application by the developer and MOVED, seconded by Alderman Doehler that this matter be deleted from the agenda.

Motion passed.

Case No. 4686 - Rezoning - 89 Central Avenue

This matter was last dealt with at the April 11, 1985 meeting of City Council at which time it was deferred to this meeting pending the approval of the Fairview Detailed Area Plan by the Minister of Municipal Affairs.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that this matter be deferred to the next regular meeting of Halifax City Council.

Motion passed with Deputy Mayor O'Malley and Aldermen Doehler, Meagher, Dewell, Grant and LeBlanc due to non attendance at the Public Hearing.

Heritage Hearings - 1452; 1456; 1459; 1460; 1465; 1466; 1468;  
1469; 1471; 1474; 1478; 1477-79; 1480; 1483; 1484; 1489;  
and 1491 Carlton Street

Hearings with regard to the above matters were held on March 6, 1985 and April 17, 1985. A letter dated April 23, 1985 from Mr. Wm. L. Hude, M.R.A.I.C., Fowler Bauld & Mitchell Ltd. on behalf of the Medical Arts Building Ltd. in opposition to the registration of 1491 Carlton Street was submitted.

The Deputy City Clerk advised that Aldermen Fanchaw and Nolan were not present at the March 6, 1985 hearing and that Aldermen Meagher, Doehler, Nolan, LeBlanc were not present at the April 17, 1985 meeting.

The Chairman advised that members of Council must have attended both hearings to vote on this matter as it is required that Council deal with these properties as a total streetscape. The Chairman further advised that in order to have a quorum of members present at the hearing he must take his seat in Council.

The Deputy Mayor takes a seat in Council and Alderman Meagher takes the Chair.

MOVED by Alderman Cronwell, seconded by Alderman Downey that City Council designate Carlton Street as a Heritage Streetscape including the following properties: 1452; 1456; 1460; 1465; 1466; 1468; 1469; 1471; 1474; 1478; 1480; 1483; 1484; and 1489 Carlton Street.

Deputy Mayor O'Malley rose to a Point of Order indicating that the motion was not valid as all the properties listed must be included if the City wishes to designate Carlton Street as a heritage Streetscape noting that 1477-79 and 1491 Carlton Street had been omitted from the motion.

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The Acting City Solicitor advised that the MPS requires that a streetscape be a minimum of one block, however, this requirement does not appear in the Ordinance or does the existing system contained in the MPS. The Acting City Solicitor indicated that it was uncertain whether or not the block factor was intended to be included in the criteria for designation of a streetscape.

MOVED by Alderman Crowwell, seconded by Alderman Grant that this matter be deferred to the next regular meeting of Halifax City Council pending a report from the City Solicitor with regard to the proper procedure to be followed in designation of this streetscape.

Alderman Crowwell advised that he would also speak with the owners of the properties in question in the future.

Motion passed with Aldermen Decker, Meagher, Nolan, LeBlanc and Hamshaw abstaining.

#### REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from the meeting held on April 17, 1985 as follows:

Tender #85-94 - Halifax Police Department - Revolvers and  
Accessories

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, City Council:

1. Award Tender #85-94 for revolvers and accessories in the amount of \$58,425.00 to Sheridan Distributors Inc., 5035 Timberlea Blvd., #4, Mississauga, Ontario.
2. Funds are available from Account Number 125312.B0170.

Motion passed.

Halifax Board of Trade Request for Proposed Amendment to  
Ordinance Number 121

A supplementary report from the City Solicitor dated April 18, 1985, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that the amendments to Section 579 of the City Charter referred to in the supplementary report from the City Solicitor dated April 18, 1985 be approved and referred to the Nova Scotia Legislature for implementation, as follows:

1. Amend Section 579, subsection (8) of the City Charter to read:

(8) A closing Ordinance may exclude certain classes of shops based on the type of business carried on therein, the amount of business occupancy assessment, the size of the premises in which the business is carried on, or a combination of any of the foregoing.

2. Amend Section 579(1)(b) of the City Charter to read:

579(1) In this Section and in any Ordinance passed hereunder.....

(b) "shop" means a building or part of a building, booth, stall or place which the selling, rental, or offering for sale or rental of goods or services by retail is carried on but does not include a place where the only trade or business carried on is that of a licensed dining room, lounge or tavern, victualling house or refreshment house.

3. City Council seek amending legislation to permit the use of the 1500 sq. ft. test for Ordinance 121.

Alderman Grant addressed the matter and suggested that this motion should provide for an opportunity for the public to have input into this matter. The Chairman suggested that this resolution was to obtain enabling legislation and an opportunity for public input could be given before changes to the Ordinance are made.

The motion was put and passed.

Expropriation Settlement - Easement "L", Circle Four

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Finance and Executive Committee, the expropriation of Easement "L" as shown on Plan TT-34-27687 over lands of Denton and Rita LaRose be settled for \$8,148.10 plus interest from the date of expropriation. Funds are available in Account No. DB037, the Capital Account for the project.

Motion passed.

Acquisition and Sale - 3648 Dutch Village Road

MOVED by Alderman Joffe, seconded by Alderman Nolan  
that, as recommended by the Finance and Executive Committee:

1. the land shown as Parcel A on Plan TT-35-27874 attached to the April 4, 1985 confidential report be purchased from Anne C., Cyril G. and Kenneth J. Dunn for the sum of \$882.00 as settlement in full. Funds can be made available from Account No. 120111 20230 CJ001.

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2. that the land shown as Parcel S-18 on Plan TT-35-27874 be sold to Anne C., Cyril G. and Penreth Dunn for the sum of \$742.00 and that in accordance with Section 350 of the City Charter, Council set a date for a public hearing to close the subject area, same being subject to the Minister of Municipal Affairs' approval of street closure.

Motion passed.

Wanderers Lawn Bowling Club Agreement

MOVED by Alderman Crowell, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, the agreement attached to the March 28, 1985 staff report for 1985 between the Wanderers Lawn Bowling Club and the City of Halifax be approved and signed by the Mayor and the City Clerk.

Motion passed.

Summer Holidays - Halifax City Council

MOVED by Alderman Doehler, seconded by Alderman Crowell that, as recommended by the Finance and Executive Committee, the Committee of the Whole Council meeting for August 7, 1985 be cancelled and that the regular City Council scheduled for August 15, 1985 be cancelled.

Motion passed.

Mar II - Kiosk

A letter dated April 24, 1985 from the President of Mar II Sailing Tours, was submitted.

MOVED by Alderman Dewell, seconded by Alderman Leamy that, as recommended by the Finance and Executive Committee, the proposed facility and location as outlined in the April 16, 1985 staff report be approved by City Council and further that the Mayor and City Clerk be authorized to execute the license agreement on behalf of the City.

Motion passed.

Report - Building Management Committee - Energy Retrofit Work  
for City-Owned Buildings

A supplementary report dated April 16, 1985, was submitted.

Following is the recommendation of the Finance and Executive Committee:

"That Council authorize His Worship the Mayor and City Clerk to sign the six Energy Study Contracts."

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Alderman LeBlanc referred to the letter dated March 28, 1985 received from the Minister of Mines and Energy regard a new program to help municipalities reduce their energy costs and asked what effect this might have on the energy retrofit outlined in the April 11, 1985 staff report.

The City Manager indicated that it was his understanding that this program was primarily to assist in carrying out studies rather than implementation and suggested that if Council wished to defer this matter he would review the matter and advise accordingly.

MOVED by Alderman LeBlanc, seconded by Alderman Flynn that the matter be deferred until such time as the letter from the Minister of Mines and Energy can be assessed with respect to the City's needs.

The motion to defer was put and passed.

#### Tourism Halifax Offices

A letter dated April 17, 1985 from J.E.N. Levasseur, President, The Hotel Association of Metropolitan Halifax, was submitted.

MOVED by Alderman Dewell, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the Tourism Halifax offices be located in City Hall.

A discussion ensued with the Chairman requesting the Mover to clarify the meaning of City Hall in his motion. Alderman Dewell indicated that City Hall was defined in the motion as being space in Scotia Square of the Old City Hall building.

A further discussion ensued and the motion was put and lost.

MOVED by Grant, seconded by Alderman Nolan that the offices of Tourism Halifax be located at the World Trade and Convention Centre and the City Manager be authorized to execute the appropriate lease agreement.

Motion passed.

Alderman Dewell and Jeffrey leave the meeting.

#### Catholic Cemeteries Commission Rates

MOVED by Alderman Heasler, seconded by Alderman Boehler that, as recommended by the Finance and Executive Committee, this Fee Schedule increase be accepted at an estimated cost of \$1,500.00 gross (+/- 20 burials) or approximately \$400. net to the City.

Motion passed.

Alderman LeBlanc referred to the letter dated March 28, 1985 received from the Minister of Mines and Energy regarding a new program to help municipalities reduce their energy costs and asked what effect this might have on the energy retrofit outlined in the April 11, 1985 staff report.

The City Manager indicated that it was his understanding that this program was primarily to assist in carrying out studies rather than implementation and suggested that if Council wished to defer this matter he would review the matter and advise accordingly.

MOVED by Alderman LeBlanc, seconded by Alderman Flynn that the matter be deferred until such time as the letter from the Minister of Mines and Energy can be assessed with respect to the City's needs.

The motion to defer was put and passed.

#### Tourism Halifax Offices

A letter dated April 17, 1985 from J.E.N. Levasseur, President, The Hotel Association of Metropolitan Halifax, was submitted.

MOVED by Alderman Dewell, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, the Tourism Halifax offices be located in City Hall.

A discussion ensued with the Chairman requesting the Mover to clarify the meaning of City Hall in his motion. Alderman Dewell indicated that City Hall was defined in the motion as being space in Scotia Square or the Old City Hall building.

A further discussion ensued and the motion was put and lost.

MOVED by Grant, seconded by Alderman Nolan that the offices of Tourism Halifax be located at the World Trade and Convention Centre and the City Manager be authorized to execute the appropriate lease agreement.

Motion passed.

Alderman Dewell and Jeffrey leave the meeting.

#### Catholic Cemeteries Commission Rates

MOVED by Alderman Meagher, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, this Fee Schedule increase be accepted at an estimated cost of \$1,500.00 gross (+/- 20 burials) or approximately \$400. net to the City.

Motion passed.



Letter - Purdy's Wharf Development Limited - Tax Incentive

MOVED by Alderman Flynn, seconded by Alderman LeBlanc  
that, as recommended by the Finance and Executive Committee,  
this matter be referred to the City of Halifax Standing  
Committee on Tax Concessions.

Motion passed.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on  
Works from its meeting held on April 17, 1985 as follows:

Tender #85-85 - 1200 - 70 Watt High Pressure Sodium Luminaires

MOVED by Alderman Doehler, seconded by Alderman Downey  
that, as recommended by the Committee on Works, Tender # 85-85,  
for 1200 - 70 Watt High Pressure Sodium Luminaires be awarded to  
Westburne Ind. Enterprises Ltd., 3609 Joseph Howe Drive,  
Halifax, N.S. for the total project cost of \$126,828.00; funds  
to be made available from Account Number 125328.20300.C8039.

Motion passed.

Tender #85-32 - Graves Oakley Extension of Horseshoe Pitch and  
Tennis Court

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Committee on Works, Tender # 85-32  
for project materials and services listed, for Graves Oakley  
Extension of Horseshoe Pitch and Tennis Court, be awarded to  
Standard Paving Maritime Limited, for the lump sum quoted of  
\$54,600; funds to be authorized from Account Number FA084.

Motion passed.

Tender #85-64 - Sidewalk Renewals - Various Locations

MOVED by Alderman Crowell, seconded by Alderman  
Doehler that, as recommended by the Committee on Works:

1. Tender # 85-64 for projects, materials and  
services listed for sidewalk renewals - various  
locations, be awarded to the following for the unit  
prices quoted in the staff report dated April 2, 1985:

TO: Municipal Contracting for:

- Item # 1 - Beech St. (E/S) - Jubilee to Pepperell
- Item # 5 - Rosebank Ave. (W/S) - Norwood to Quinpool

TO: Nautilus Construction for:

- Item # 2 - Woodlawn Terr. (E/S) - Quinpool to Norwood

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TO: King Contracting for:

Item # 3 - Jubilee Rd. (N/S) - Rosebank to Beech  
Item # 4 - Larch St. (E/S) - Payzant to Jennings

2. Funding to be authorized from Account Numbers:  
DA041, DB042, DB043 at a total Project Cost of  
\$184,500.00

3. Funding transfers, if applicable, be approved as  
follows:

From CB540 to CB496                      \$5,000.00

Motion passed.

Surface Improvements - Upper Water Street (Service Road)

MOVED by Alderman Downey, seconded by Alderman Dumbler  
that, as recommended by the Committee on Works, Council:

1. approve the renewal of sidewalk and curb and gutter on the west side of Upper Water Street in front of the Sheraton and the Purdy's Wharf Development,
2. approve grading and sodding of the east side of Upper Water Street from the Purdy's Wharf Development to Water Street,
3. approve the resurfacing of Upper Water Street from Historic Properties to Water Street,
4. authorize transfer of \$70,000 from Capital Account CJ001 - Dutch Village Road Improvements to a new project account, and
5. authorize City staff to proceed with a public tender call for these works.

Motion passed.

Tender #85-04 - Acorn Road Area Project

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Committee on Works:

1. City Council amend the Capital Budget Account # DB047 to read "total gross available 1985 \$1,500,000 and total net available 1985 \$843,000";
2. City Council award Tender # 85-04 to Woodlawn Construction Ltd. for materials and services for the quoted unit prices, as contained in the April 9, 1985 staff report;

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TO: King Contracting for:

Item # 3 - Jubilee Rd. (N/S) - Rosebank to Beech  
Item # 4 - Larch St. (E/S) - Payzant to Jennings

2. Funding to be authorized from Account Numbers:  
DA041, DE042, DE043 at a total Project Cost of  
\$184,500.00

3. Funding transfers, if applicable, be approved as  
follows:

From CB540 to CB496                      \$5,000.00

Motion passed.

Surface Improvements - Upper Water Street (Service Road)

MOVED by Alderman Downey, seconded by Alderman Fuchler  
that, as recommended by the Committee on Works, Council:

1. approve the renewal of sidewalk and curb and gutter on the west side of Upper Water Street in front of the Sheraton and the Furdy's Wharf Development,
2. approve grading and sodding of the east side of Upper Water Street from the Furdy's Wharf Development to Water Street,
3. approve the resurfacing of Upper Water Street from Historic Properties to Water Street,
4. authorize transfer of \$70,000 from Capital Account CJ001 - Dutch Village Road Improvements to a new project account, and
5. authorize City staff to proceed with a public tender call for these works.

Motion passed.

Tender #85-04 - Acorn Road Area Project

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Committee on Works:

1. City Council amend the Capital Budget Account # DE047 to read "total gross available 1985 \$1,500,000 and total net available 1985 \$843,000";
2. City Council award Tender # 85-04 to Woodlawn Construction Ltd. for materials and services for the quoted unit prices, as contained in the April 9, 1985 staff report;

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3. Council authorize transfer of \$143,000 from Account No. CJ001, Dutch Village Road Improvements, to Account No. DB047, Acorn Road Sanitary Sewers;

4. Funding to be authorized from Capital Account No. DB047, Acorn Road Sanitary Sewers;

5. Items number 1 to 4 above are subject to the confirmation of funds by the Province of Nova Scotia.

Alderman Grant requested that the successful bidder contact him with regard to setting up a meeting with the area residents to discuss the matter of required laterals.

Motion passed.

Alderman Jeffrey and Dewell return to the meeting.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on April 17, 1985 as follows:

Case No. 4586- Contract Development - Melville Avenue and  
Winchester Avenue - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Nolan, 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 allow the development of a 243 dwelling unit and 100-bed nursing home proposal on Block BB, Melville and Winchester Avenues.

Council agreed that the date for this public hearing be set as Wednesday, June 19, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Alderman Grant referred to the possibility of damage occurring to area residents properties and requested that before the public hearing date he be informed that staff has suggested to area residents they have their properties inspected by their own insurance companies.

Motion passed.

Alderman Hamshaw leaves the meeting.

Amendment to the Municipal Planning Strategy and Land Use Bylaw  
Height Restrictions Around Citadel Hill

A supplementary staff report dated April 23, 1985, was submitted further to the City Planning Committee consideration of the subject on April 17, 1985.

Alderman Doehler indicated the submitted report contained some minor changes to the recommendation of the City Planning Committee, and that we was going to make a motion incorporating the changes in the supplementary report.

Mr. S. MacLeod of the Planning Department then advised of changes which should be made to the submitted staff report and submitted a revised Plan #P200/13767.

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

(1). Adopt the staff report to the Planning Advisory Committee entitled "Height Restrictions Around Citadel Hill" and dated September 21, 1984 as an official city report;

(2). Refer the area adjacent to the north side of Citadel Hill bounded by Rainnie Drive, Brunswick and Cogswell Streets to staff for further consideration in conjunction with the Peninsula North Secondary Planning Strategy;

(3). Refer the area adjacent to the south side of Citadel Hill bounded by Sackville Street, Brunswick Street, Spring Garden Road and South Park Street, to staff for further consideration in conjunction with the Spring Garden Road Secondary Planning Strategy;

(4). Amend the Municipal Planning Strategy by:

(a) adding the following policies to Part II, Section II (Heritage Resources), immediately following policy 5.2:

5.3 The City shall maintain or recreate a sensitive and complementary setting for Citadel Hill by controlling the height of new development in its vicinity to reflect the historic and traditional scale of development.

5.3.1 The intent of such height controls shall be to establish a generally low to medium rise character of development in the area, of approximately four traditional stories in height immediately adjacent to Citadel Hill and increasing in distance therefrom.

5.3.2 Within the area bounded by North Street, Robic Street and Inglis Street, no development shall be permitted that is visible over the top of the reconstructed earthworks on the Citadel ramparts, from an eye-level of 5.5 feet above ground level in the Parade Square of the Citadel.

5.3.3 Policy 5.3.2 above shall not be deemed to waive any other height and angle controls.

(b). renumbering Policies 5.3 to 5.6 in Part II, Section II (Heritage Resources) as Policies 5.4 to 5.7;

(c). deleting Policy 7.3 in Part II, Section III (Scale and Design Detail) and adding the following immediately after Policy 7.2:

7.3 The City shall control the height of new development within the CBD in the vicinity of Citadel Hill, pursuant to Policies 5.3, 5.3.1, 5.3.2, and 5.3.3 of Part II, Section II of this Plan.

7.3.1 In Band "A" shown on Map 12A, the following height controls shall apply:

(i) the basic height of a building shall be 60 feet. This height may be exceeded provided there is one and one half feet of setback from the Brunswick Street streetline for every foot of additional height above the 60 foot level. No such setbacks are required from other streetlines or property lines.

(ii) notwithstanding the above, no building shall exceed 75 feet in overall height or penetrate a viewplane.

(5). Amend the Land Use Bylaw (Peninsula Area) by:

(a). amendment ZM-17 (Height Precinct Map) to show:

(i) the area bounded by the centerline of Duke Street, Brunswick Street, Spring Garden Road, Market Street and the prolongation of the Market Street centerline to Spring Garden Road, to be known as "Band A", and add the following footnote to ZM-17: "For height requirements in Band A, see Section 26A of the Land Use Bylaw (Peninsula)".

(ii) the coordinate location and elevation of viewing positions in the Parade Square in the Citadel, and the elevations of the topmost line of the earthworks on the Citadel ramparts, as shown on Plan P200/13767.

(b). Adding Sections 26A and B as follows:

26A. Notwithstanding Section 58 and in addition to the requirements of Section 47, buildings erected, altered or used in Band A as identified on ZM-17 (Height Precinct Map) shall conform to the following height requirements:

(i) The basic height of a building shall be 60 feet. This height may be exceeded provided there is one and one half feet of setback from the Brunswick Street streetline for every foot of additional height above the 60 foot level. No such setbacks are required from other streetlines or property lines.

(ii) notwithstanding the above, no building shall exceed 75 feet in overall height or penetrate a viewplane.

26B In addition to all other provision of this Bylaw, no development permit shall be issued for any development within Schedule "A" that is greater than 90 feet in height, unless such development will not be visible above the topmost line of the earthworks of the Citadel ramparts from an eye level of 5.5 feet above ground level at any of the specified viewing positions in the Parade Square of the Citadel. Elevations and coordinate values for the viewing positions in the Parade Square of the Citadel and elevations to the topmost line of the earthworks on the Citadel ramparts are shown on ZM-17 (Height Precinct Map).

(c) amending section 84(d) to read:

... or inconsistent with Sections 7, 25, 26A and 26B of this Bylaw;

(d). amending Sections 83(c), 85(d), 86(d) and 88(f) to read:

...or inconsistent with Section 7, 25 and 26B of this Bylaw.

6. Refer the proposed height restrictions issue for Bands "B" and "C" as identified in the staff report noted in Part (1) of this motion to the Planning Advisory Committee for consideration after:

(i) the adoption of the Peninsula North Secondary Planning Strategy.

(ii) the adoption of the Spring Garden Road Secondary Planning Strategy.

(iii) the expiry of twelve months from the acceptance by Council of this motion.

Mr. Simpson MacLeod, Planning Department then responded to questions from members of Council regarding the proposed amendments.

The motion was put and passed.

(i) The basic height of a building shall be 60 feet. This height may be exceeded provided there is one and one half feet of setback from the Brunswick Street streetline for every foot of additional height above the 60 foot level. No such setbacks are required from other streetlines or property lines.

(ii) notwithstanding the above, no building shall exceed 75 feet in overall height or penetrate a viewplane.

26B In addition to all other provision of this Bylaw, no development permit shall be issued for any development within Schedule "A" that is greater than 90 feet in height, unless such development will not be visible above the topmost line of the earthworks of the Citadel ramparts from an eye level of 5.5 feet above ground level at any of the specified viewing positions in the Parade Square of the Citadel. Elevations and coordinate values for the viewing positions in the Parade Square of the Citadel and elevations to the topmost line of the earthworks on the Citadel ramparts are shown on ZM-17 (Height Precinct Map).

(c) amending section 84(d) to read:

... or inconsistent with Sections 7, 25, 26A and 26B of this Bylaw;

(d). amending Sections 83(c), 85(d), 86(d) and 88(f) to read:

...or inconsistent with Section 7, 25 and 26B of this Bylaw.

6. Refer the proposed height restrictions issue for Bands "B" and "C" as identified in the staff report noted in Part (1) of this motion to the Planning Advisory Committee for consideration after:

(i) the adoption of the Peninsula North Secondary Planning Strategy.

(ii) the adoption of the Spring Garden Road Secondary Planning Strategy.

(iii) the expiry of twelve months from the acceptance by Council of this motion.

Mr. Simpson MacLeod, Planning Department then responded to questions from members of Council regarding the proposed amendments.

The motion was put and passed.



(i) The basic height of a building shall be 60 feet. This height may be exceeded provided there is one and one half feet of setback from the Brunswick Street streetline for every foot of additional height above the 60 foot level. No such setbacks are required from other streetlines or property lines.

(ii) notwithstanding the above, no building shall exceed 75 feet in overall height or penetrate a viewplane.

26B In addition to all other provision of this Bylaw, no development permit shall be issued for any development within Schedule "A" that is greater than 90 feet in height, unless such development will not be visible above the topmost line of the earthworks of the Citadel ramparts from an eye level of 5.5 feet above ground level at any of the specified viewing positions in the Parade Square of the Citadel. Elevations and coordinate values for the viewing positions in the Parade Square of the Citadel and elevations to the topmost line of the earthworks on the Citadel ramparts are shown on ZM-17 (Height Precinct Map).

(c) amending section 84(d) to read:

... or inconsistent with Sections 7, 25, 26A and 26B of this Bylaw;

(d). amending Sections 83(c), 85(d), 86(d) and 88(f) to read:

...or inconsistent with Section 7, 25 and 26B of this Bylaw.

6. Refer the proposed height restrictions issue for Bands "B" and "C" as identified in the staff report noted in Part (1) of this motion to the Planning Advisory Committee for consideration after:

(i) the adoption of the Peninsula North Secondary Planning Strategy.

(ii) the adoption of the Spring Garden Road Secondary Planning Strategy.

(iii) the expiry of twelve months from the acceptance by Council of this motion.

Mr. Simpson MacLeod, Planning Department then responded to questions from members of Council regarding the proposed amendments.

The motion was put and passed.

Alderman Hamshaw returns to the meeting.

Case No. 4612 - Land Use Bylaw Amendment, Schedule "F", Brunswick  
Street

A supplementary staff report dated April 23, 1985, was submitted.

Following is the recommendation of the City Planning Committee:

"That this item be deleted from the agenda.

MOVED by Alderman Downey, seconded by Alderman Doehler that the application by Heritage Trust to amend Schedule "F" of the Land Use Bylaw, Brunswick Street, as follows, be refused and deleted from the agenda:

'That the zoning Bylaw, Peninsula Area, be amended as follows:

1. In Section 5, after the words "permissible basic height", add the words, "except as otherwise specified,";

2. In Section 84 clause (d), add after the words "by this bylaw", "provided that, for sites within 170 feet of the center line of Brunswick Street, and between Duke Street and Spring Garden Road, no approval shall be given for a building that would exceed 55 feet in basic height, but above the basic height, one foot may be added to the height of the building for each one and a half feet that such portion of the building is set back from the property line, to a maximum height of 75 feet, and".

Motion passed.

10:00 p.m. The meeting adjourned for a 10 minute recess.

10:10 p.m. The meeting reconvened with the same members being present.

MISCELLANEOUS BUSINESS

Voting Delegates - Federation of Canadian Municipalities 1985 Conference

A letter dated March 20, 1985 from Birte Ertran, Administrative Officer, Federation of Canadian Municipalities, was submitted.

Council  
April 25, 1985

MOVED by Alderman Doeblar, seconded by Alderman Flynn  
that Alderman Cromwell be appointed a voting delegate to the  
upcoming 1985 Federation of Canadian Municipalities Conference.

Motion passed.

MOVED by Alderman Grant, seconded by Alderman Flynn  
that Alderman Hamshaw be appointed a voting delegate to the  
upcoming 1985 Federation of Canadian Municipalities Conference.

Motion passed.

MOVED by Alderman Meagher, seconded by Alderman Grant  
that Alderman Flynn be appointed a voting delegate to the  
upcoming 1985 Federation of Canadian Municipalities Conference.

Motion passed.

The Chairman indicated that Aldermen Dewell and Downey  
would be alternates to the voting delegates.

Trial Transit Service - Joseph Howe Manor and Gordon B. Isnor  
Manor

A letter and attached report dated April 3, 1985 from  
Kenny Silver, Schedule Planner, Metropolitan Transit Commission,  
was submitted.

MOVED by Alderman Flynn, seconded by Alderman Downey  
that City Council authorize the continuation of the trial  
transit service to Joseph Howe and Gordon B. Isnor Manors to the  
end of 1985 at a cost as outlined in the report from  
Metropolitan Transit dated April 4, 1985.

Motion passed.

Halifax Ethiopian Relief Fund - Follow-up Report

Deputy Mayor O'Malley addressed the matter indicating  
that he had the opportunity this week to meet with two  
representatives working in Ethiopia. Deputy Mayor O'Malley  
advised that the food and medical supplies forwarded from the  
Halifax Ethiopia Relief Fund had been distributed to seven  
feeding stations. Deputy Mayor O'Malley indicated that the food  
and medical supplies had indeed reached their intended  
destination and were responsible for saving many lives.

Alderman Jeffrey requested that a letter be forwarded  
to Mr. Al Hollingsworth, General Chairman, Halifax Ethiopia  
Fund, informing of this updated report.

Wearing of Head Phones - Deputy Mayor O'Malley

This matter was added to the agenda at the request of Deputy Mayor O'Malley.

Deputy Mayor O'Malley referred to his request of some time ago for a report from the legal department regarding restriction of the use of headphones by motorists and the possibility of having restrictions placed in the Motor Vehicle Act regarding the use of headphones by motorists. Deputy Mayor O'Malley indicated that he had placed this item on the agenda to ensure that this matter was not lost and asked that such a report be submitted.

Alderman Dewell addressed the matter indicating that perhaps the restriction of the use of headphones was already embodied in the Motor Vehicles Act under Impaired Driving restrictions.

QUESTIONS

Question Alderman Doehler re: Report on Definition of Culture

Alderman Doehler indicated that it was his understanding that staff was presently preparing a report regarding the definition of culture stressing the importance of this report to the City in determining exactly what was being done by the City in the area of culture. Alderman Doehler asked when this report would be submitted to Council.

The City Manager indicated that he did not have that information at this time but would respond to Council immediately with regard to the time frame involved.

Question Alderman Grant re: Connection of Levis and Aldergrove Streets

Alderman Grant requested a report with regard to the impact of connecting Levis and Aldergrove Streets and, if possible, how this would be accomplished.

Question Alderman Grant re: Composition of Planning Advisory Committee

Alderman Grant referred to the approval of the recommendations of the Commission on City Government noting that during that time it had been agreed that the Planning Advisory Committee would be composed of two representatives from each section of the City. Alderman Grant advised that a suggestion had been made that there should be five sections. Alderman Grant asked what was the present status of this matter.

Question Alderman Nolan re: Culminative Effect of Proposed  
Projects on the Rotary

Alderman Nolan referred to the upcoming proposed projects in relation to the Edmonds Grounds, the Melville Cove, the Fairmount Extension and the possibility of work on the Williams Lake Road and work being carried out at the Atlantic Winter Fair site and requested that staff prepare a report with regard to the culminative effect these projects would have on the rotary in relation to traffic.

Alderman Nolan indicated that the same situation existed with respect to sewer and water services and asked for information on that subject as well for the areas in question.

The City Manager indicated that he would provide a report to Council regarding this matter.

Question Alderman Downey re: Parking Around Northwood Manor

Alderman Downey referred to the number of visitors to Northwood Manor on Sundays and requested that staff look into the possibility of not enforcing the parking on Sundays around Northwood Manor.

The City Manager indicated that this would require a change in signage and in all likelihood involve a survey of the residents in the area. The City Manager indicated that he would look into the matter.

Question Alderman Downey re: Job Creation Funds from Province

Alderman Downey asked to be informed of the jobs which the City will be receiving through the job creation program for the summer months.

The City Manager indicated that he would report on this matter as soon as possible.

Question Alderman Jeffrey re: Maintenance of Cross Street

Alderman Jeffrey referred to the state of deterioration of Cross Street in his Ward noting that he had been advised that this street was not maintained by the City of Halifax as it was not owned by the City. Alderman Jeffrey asked if this in fact was true, and if not, why had this street been allowed to deteriorate to this extent.

Question Alderman Hamshaw re: Parking Northwood Manor

Alderman Hamshaw referred to Alderman Downey's question regarding parking on Sunday's at Northwood Manor and requested that Mr. Roach be contacted with a request to forego parking fees for lot parking on Sunday.

Alderman Hamshaw also referred to the letter received from Cable T.V. indicating that they had not received the expected response from the Wednesday afternoon taping and indicating they would not be continuing with this. Alderman Hamshaw indicated that he found this surprising as he was aware of residents who did watch on Wednesday afternoon.

Question Alderman Dewell re: Buses Stopping too Far From Curbs

Alderman Dewell referred to a report he had received with regard to an elderly women falling and breaking a rib due to a bus driver stopping too far from the curb. Alderman Dewell indicated that it had been reported to him that the driver had done nothing to help the woman and requested that this matter be investigated, noting that he would supply the necessary information to the City's representatives on the Commission. Alderman Dewell also requested that the matter of buses not stopping close enough to the curb be brought to the attention of City's representatives on the Commission.

Question Alderman Dewell re: Garbage and Litter at Transfer Station

Alderman Dewell referred to an accumulation of garbage at the Transfer Station blowing onto Memorial Drive and noted that this matter had been discussed previously by Council. Alderman Dewell requested that staff advise the appropriate persons of this garbage accumulation.

Question Alderman Dewell re: Transfer Station - Toxic Chemicals

Alderman Dewell referred to the recent news stories regarding toxic chemicals being discovered in water supplies and requested that staff report with regard to the precautions taken with regard to toxic waste at the transfer station.

Question Alderman Meagher re: North Street Maintenance

Alderman Meagher referred to the number of holes and cracks in North Street and requested that staff look into this matter and see what can be done to improve this situation during the summer months.

Question Alderman Meagher re: Next Meeting with MLA's

Alderman Meagher asked when the next meeting with the MLA's was to take place. Alderman Flynn indicated that he did not have that information at present but would respond directly to the Alderman on the matter.

Question Alderman Meagher re: Quinpool Road Mainstreet Program

Alderman Meagher referred to the request made to the Province regarding funding for a Mainstreet Program on Quinpool Road and asked if there had been any response.

The City Manager indicated that no response had been received to date.

Question Alderman Meagher re: Legislation - Parking in Front of Homes

Alderman Meagher referred to the proposed legislation with regard to allowing residents to park in front of their homes and asked what the status of this matter was at present.

The City Manager indicated that the legislation has not yet been approved.

Alderman Meagher indicated that he hoped this legislation, when approved, would apply fairly to all parts of the City. The City Manager indicated that this would be so but implementation of this legislation would take some time.

Question Alderman Meagher re: Crosswalk on Oak Street

Alderman Meagher requested that staff paint the crosswalk on Oak Street indicating that it was used by a number of children and was presently hazardous to those children.

Question Deputy Mayor O'Malley re: Status of Procedures re Public Hearing Report from the Planning Advisory Committee

Deputy Mayor O'Malley referred to the request for a report from the PAC with regard to the proper procedures to be carried out at a public hearing and asked what was the present status of that matter.

NOTICE OF MOTION

Alderman Cromwell Notice of Motion to Reconsider re: Agenda Item 18.9 Tourism Halifax Offices, Halifax City Council  
April 25, 1985

Alderman Cromwell gave notice of Motion that at the next regular meeting of Halifax City Council he intends to introduce a Motion of Reconsideration regarding the City Council resolution of April 25, 1985 respecting Agenda Item 18.9 Tourism Halifax Offices.

ADDED ITEMS

Retirement Committee Recommendations - Proposed Amendments to  
the Halifax Superannuation Act

This matter was added to the agenda at the request of the Deputy City Clerk. A report from Mr. E.A. Kerr, Acting Secretary, Retirement Committee, dated April 24, 1985, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Grant that the proposed amendments to the Halifax Superannuation Act as attached to the April 24, 1985 report from the Acting Secretary be approved by City Council and be forwarded to the House of Assembly. Motion passed.

Statement of Revenue and Expenditure

This matter was added to the agenda at the request of the Deputy City Clerk. A staff report dated April 22, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Cromwell that the Statement of Revenue and Expenditure for the three months ended March 31, 1985, be tabled.

Alderman Grant referred to the review of the various fees for licenses etc. and asked if this review was being carried out as requested by Council. The City Manager indicated that a report with regard to the various fees will be brought to Council in late fall.

Motion passed.

Case No. 4622 - Contract Development - 2086 Windsor Street

This matter was added to the agenda at the request of the Deputy City Clerk. A staff report dated April 18, 1985, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Hamshaw that the report dated April 18, 1985 entitled 'Case No. 4622 - Contract Development - 2086 Windsor Street' be tabled.

Alderman Meagher requested that both the owners of the St. Vincent Guest House and the Knights of Columbus be forwarded a copy of this report.

Motion passed.



Application for Bill Poster's License - Central Trust

This matter was added to the agenda at the request of the Deputy City Clerk. A letter dated April 17, 1985 from Winston P. Bradley, Vice President & Branch Manager, Central Trust Company, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Grant that City Council grant a Bill Poster's License to be granted to Central Trust Company under the provisions of Ordinance Number 19, the Bill Poster's Ordinance.

Motion passed.

Contract Settlement

This matter was added to the agenda at the request of the City Clerk. A Private and Confidential Staff report dated April 22, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Grant that City Council authorize the Mayor and the City Clerk to affix their signatures to a new Collective Agreement between the City of Halifax and the Halifax Civil Employees Union, Local 143, C.U.P.E. covering the period January 1, 1985 to December 31, 1985.

Motion passed.

Auctioneers License - Mr. Passmore - Auctioneer License

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

Alderman Doehler addressed the matter indicating that Council had previously deferred this matter pending the approval of the proposed new Auctioneers Ordinance, presently with the Minister of Municipal Affairs. Alderman Doehler indicated that Mr. Passmore has been operating from serial 4000000000 at 20998 Göttinger Street since last October. Alderman Doehler indicated that Mr. Passmore had a valid license and asked that Council should take to reverse the decision of Council regarding this matter.

The Acting City Solicitor indicated that a proposal for granting Mr. Passmore an Auctioneer's License under the present Ordinance was all that was required.

MOVED by Alderman Doehler, seconded by Alderman Grant that an Auctioneer's License be granted to Mr. Passmore to operate at 20998 Göttinger Street, present address, at Halifax, Nova Scotia, under the provisions of Ordinance No. 19, the Auctioneer's Ordinance.

Motion passed.

Four Way Stop at Oak & Kline Streets - Alderman Meagher

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

MOVED by Alderman Meagher, seconded by Alderman Jeffrey that the Traffic Authority be requested to investigate the possibility of placing a four way stop at the intersection of Oak and Kline Streets.

Motion passed.

Signs - Caution, Children Playing - Alderman Meagher

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

MOVED by Alderman Meagher, seconded by Alderman Meagher that the Traffic Authority be requested to investigate the possibility of erecting 'Caution - Children Playing' signs on Oak, Elm, Beech, Poplar, Lawrence and Duncan Streets.

MOVED in amendment by Alderman Jeffrey, seconded by Alderman Meagher that the motion be amended to include Percy and Deal Streets.

MOVED in amendment by Alderman Flynn, seconded by Alderman Jeffrey that the motion be further amended to include the streets within Westmount Subdivision.

A brief discussion ensued with the Chairman ruling both amendments and the original motion Out of Order.

The Chairman suggested that the Aldermen approach the Traffic Authority with this request on an individual basis.

Housing Symposium - Update - Alderman LeBlanc

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

Alderman LeBlanc advised Council that the Housing Symposium had been duly advertised and that 21 submissions had been received in response to the advertisement. Alderman LeBlanc further advised that a staff Committee had been established which was to be co-ordinated by Mr. D. Corkum of the Industrial Commission office to review the various issues contained in the submissions.

Alderman LeBlanc further indicated that he believed that it would take a number of meetings to hear all the submissions and encouraged Council members to attend these meetings once they were scheduled.

Titus Smith School Yard Safety - Alderman LeBlanc

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

Alderman LeBlanc addressed the matter expressing concern with regard to the condition of the Titus Smith School Yard in relation to the safety of the children attending that school asking that staff look into the fencing of the school yard. Alderman LeBlanc further noted that the Titus Smith School borders on Main Avenue and most of the children attending the school have to cross both Titus Street and Main Avenue to reach the school, noting that this area was a busy traffic area.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey  
that staff address immediately the traffic and the safety factors of the Titus Smith School yard.

Alderman Jeffrey addressed the matter referring to the rocky area available for children to play and the cliff to the back of the school both of which were a danger to the children.

Motion passed.

11:00 p.m. The meeting adjourned.

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DEPUTY MAYOR G. O'MALLEY  
ALDERMAN N. MEAGHER  
CHAIRMAN

E.A. KERR  
DEPUTY CITY CLERK

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

/sg

SPECIAL COUNCIL  
HALIFAX DISTRICT SCHOOL BOARD BUDGET  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
April 30, 1985  
8:20 p.m.

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

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

Present: Deputy Mayor G. O'Malley, Chairman; and Aldermen Doehler, Cronwell, Downey, Grant, Dewell, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

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

Deputy Mayor O'Malley addressed Council indicating that Council had been called together this evening to turn their deliberations to the matter of the difficult funding situation of the Halifax District School Board evidenced over the past few weeks. Deputy Mayor O'Malley indicated that this would be the only item considered this evening.

The Deputy Mayor leaves the chair taking a seat in Council and Alderman A. Hamshaw takes the chair.

Deputy Mayor O'Malley introduced the following resolution:

WHEREAS the difficult situation in which the City finds itself with respect to the Halifax District School Board Budget, is the result of the present education policy and structure in the City of Halifax;

AND WHEREAS the structure of the Halifax District School Board denies the City Council, which has the responsibility of providing 55% of the Board's budget,

- direct control of expenditures or programmes of the Board; and
- input into the level of teachers' salaries which constitute more than 80% of the Halifax District School Board Budget.

AND WHEREAS the cost of education continues to increase at a rate in excess of all other municipal services,

- and is not being reduced commensurate with a declining school population in the City;
- and is determined almost entirely by the Province, the Nova Scotia Teacher's Union, and the Halifax District School Board for which decisions the Council is financially responsible; and
- appears to be reaching the level where the Council's ability to deliver other municipal services is in danger of being reduced beyond minimum level.

AND WHEREAS the Provincial cost sharing formula does not operate fairly in a declining school population situation; and Halifax is the only municipality with a significantly declining school population, so that the City pays a much higher proportion of school funding than any other Municipality in the Province.

Halifax City Council wishes to publicly state to educators, parents, students and the taxpayers of Halifax that this situation cannot be allowed to continue.

In order to ascertain a solution to all of the problems referred to, Council takes the following position:

And I MOVE that:

The Province join with the City in forming a task force to be appointed without delay to look at the delivery of education in Halifax and, in particular, to examine the reporting structure of the Halifax District School Board and to recommend improvement in its reporting and funding structure; and that the task force be given authority to action an operational audit of the Halifax District School Board programme delivery system and labour negotiations and to report on improvements recommended.

The motion was seconded by Alderman Nolan.

MOVED in amendment by Alderman Bechler, seconded by Alderman Nolan that the motion be amended by the addition of a provision to include representatives of both the Halifax District School Board and the Nova Scotia Teachers Union as members of the task force.

Special Council  
April 30, 1985

A questioning of staff and debate ensued with Deputy Mayor O'Malley indicating that the intent of the motion was not to exclude the two bodies referred to in the amendment from input into the task force considerations, but that as the motion dealt the funding structure, audit structure and the policy formulation structure he had not included representation from the administrative portion of the system.

A further discussion ensued and the motion to amend was put and lost.

8:40 p.m. Alderman Meagher joins the meeting.

A further debate with regard to the original motion ensued and the motion was put and passed unanimously.

Deputy Mayor O'Malley returns to the Chair and Alderman A. Hamshaw takes his seat in Council.

MOVED by Alderman Hamshaw, seconded by Alderman Grant that City Council approve an increase to its share of the Halifax District School Board budget for the year 1985 by an amount equalling \$1.3 million.

MOVED in amendment by Alderman Flynn, seconded by Alderman Downey that the motion be amended by substituting the figure \$1.3 million with the figure \$1.5 million.

Alderman LeBlanc referred to the staff report dated April 30, 1985 and asked if would be proper to consider this report in the debate with regard to the original motion and amendment.

The Chairman indicated that it would be proper and read into the record the staff report dated April 30, 1985.

A lengthy debate ensued with Alderman Dewell referring to the teacher/student ratio within the school system of the City noting that it has been indicated that this ratio is much higher than in other areas in the province. Alderman Dewell asked what reduction would result in an acceptable teacher/student ratio.

The Chairman indicated that this would be a judgment of the School Board under the Nova Scotia Education Act and could not be answered this evening.

Alderman Dewell requested that the School Board be requested to provide this information to Council.

A further debate and questioning of staff ensued and the motion to amend was put and lost.



Special Council  
April 30, 1985

MOVED in amendment by Alderman Doehler, seconded by Alderman Dewell that the motion be amended to add after the word 'million' in the motion the words 'such funds to made available under Section 201(1) of the City Charter and further that Council accept the commitment of the Halifax District School Board to increase the pupil/teacher ratio within the City over the next three years and request that a report regarding this commitment be made available to Council before the 1986 budget considerations.

The motion to amend was put and passed.

A further discussion ensued and the motion, as amended, was put and passed with Aldermen Downey, LeBlanc and Flynn voting against the motion.

Alderman Flynn - Notice of Motion to Reconsider re: City Council Resolution of April 30, 1985 regarding the \$1.3 million increase to the Halifax District School Board Budget

Alderman Flynn gave notice of motion that at the next regular meeting of Halifax City Council to be held on May 16, 1985 that he intends to introduce a motion of reconsideration regarding the City Council resolution of April 30, 1985 with respect to the increase of the city's share of the 1985 budget for the Halifax District School Board by \$1.3 million.

9:45 p.m. The meeting adjourned.

#### HEADLINES

Halifax District School Board 1985 Budget ..... 1

DEPUTY MAYOR GERALD O'MALLEY  
ALDERMAN ALFRED HAMSHAW  
CHAIRMEN

G. I. BLENNERHASSETT  
CITY CLERK

DATE APPROVED BY CITY COUNCIL: \_\_\_\_\_

/sg

SPECIAL COUNCIL  
PUBLIC HEARINGS  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
May 8, 1985  
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 Deputy City Clerk in the recitation of the Lord's Prayer.

Present: Alderman N. Meagher, Chairman; and Aldermen Downey, Dewell, Grant, LeBlanc, Flynn and Hamshaw.

Also Present: Mr. R. Matthews, Acting City Manager; Ms. M. E. Donovan, Acting City Solicitor; Deputy City Clerk and other members of City staff.

ADDED ITEMS

At the request of Alderman Dewell Council agreed to add:

6672 Mic Mac Court - Confirmatory Deed

The Deputy City Clerk advised that the property involved in Item 3 of tonight's agenda, 1459 Brenton Street, had recently changed ownership and the new owner has indicated he does not wish to proceed with the application.

The Chairman indicated that this was in essence a withdrawal of the application.

Case No. 4637 - Contract Development - Lots 1 & 2 Forbes Street

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, Mainland area, to permit the construction of two four-unit townhouse buildings on Lots 1 and 2 Forbes Street, as found in the staff report dated March 8, 1985.

Mr. Algee indicated that staff was recommending approval of the application.

In response to a question from Alderman Grant Mr. Algee indicated that one letter of opposition had been received from Dr. Abdul A. Yafai, owner of 5 Forbes Street. Mr. Algee indicated that Dr. Yafai was concerned that the location of this development on the site would add to present drainage problems occurring on his property at 5 Forbes Street. Mr. Algee further advised that this matter had been reviewed by the Engineering and Works Department and it had been ascertained that the development of Lots 1 and 2 Forbes Street would in no way affect drainage at 5 Forbes Street.

Mr. C. Schofield, Regional Manager, Nova Scotia Department of Housing, addressed Council in favor of the application. Mr. Schofield indicated that if the contract development was approved the Nova Scotia Department of Housing would be developing the property as soon as possible. Mr. Schofield also indicated that any problems with drainage created on adjoining properties due to the development of this site would be dealt with by the Department. Mr. Schofield requested that Council approve the application for Contract Development at Lots 1 and 2 Forbes Street.

There were no further persons present wishing to address Council with regard to this matter. No further correspondence has been received in relation to this matter.

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

Motion passed.

Case No. 4622 - Contract Development - 2086 Windsor Street

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 a contract development under Section 83 of the Land Use Bylaw to permit 2086 Windsor Street to be occupied as a Knights of Columbus Hall, as found in staff reports dated January 4, 1985 and April 18, 1985 and in a Planning Advisory Committee report dated March 11, 1985.

Mr. G. Moir, representing the St. Vincent Guest House, addressed Council in favor of the application. Mr. Moir noted that this matter came to Council in this form as the Planning Advisory Committee had suggested that a Municipal Planning Strategy Amendment was not required. Mr. Moir went on to indicate that although staff designate the Knights of Columbus use on this site as commercial he would be more apt to consider it as a Park or Institutional Use. Mr. Moir further noted that both staff and his client agreed that it was not a residential use.

Mr. Moir noted that the circumstances were such that Council was being asked to permit the Knights of Columbus use of a building located in a residential area. Mr. Moir noted, however, that the neighbourhood was a religious use neighbourhood and suggested that if there was such a thing as a Religious Zone, then this area would be zoned as such.

Mr. Moir then reviewed the concerns staff raised in their report noting that the staff report indicated that the use by the Knights of Columbus might well serve the needs of the neighbourhood, particularly, the residents of the St. Vincent Guest House. Mr. Moir noted the concern of staff with regard to approval of the application establishing a precedent setting situation indicating that he felt each case should be considered upon its individual merits.

Mr. Moir went on to note that staff expressed concern over a possible appeal indicating they felt such an approval would be difficult to defend. Mr. Moir indicated that he felt this should not be a consideration for Council. Mr. Moir further referred to the City policy of retention of housing stock and suggested that this was the only area which should be of concern to Council noting that the uses in the immediate area were more of a religious nature than rather residential.

Mr. Moir then referred to the draft contract indicating that his client was in general agreement with the contract, however, Mr. Moir referred to Paragraph 5 and requested that the following be included after the word "yard", "or on the adjacent lot, 2080 Windsor Street".

Mr. Doug Livingstone, representing the Knights of Columbus, addressed Council in favor of the application.

Mr. Livingstone indicated that Council 1897 of the Knights of Columbus, those requesting use of the building, had some 340 members of whom 250 were over the age of 70. Mr. Livingstone further noted that there were some 40-50 active members only 20 of whom attend meetings on a regular basis. Mr. Livingstone indicated that use of the building would not be onerous noting that approximately four meetings per month would be held.

Mr. Livingstone indicated that he felt the problem was that the Land Use Bylaw did not have an area under which to categorize the Knights of Columbus. Mr. Livingstone indicated that the use of a Contract Development in this case was the best solution noting that the contract was extremely protective.

Mr. Livingstone, in summation, requested that Council use their discretion in the approval of this application noting that his client was aware of the restrictions placed on staff by the Land Use Bylaw. Mr. Livingstone further indicated that his client felt the use to be in keeping with the neighbourhood and the location to be easily accessible to the older members of the Knights of Columbus.

7:55 p.m Alderman Nolan joins the meeting.

There were no further persons present wishing to address Council with regard to this matter. There was no correspondence received in relation to this matter.

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

Motion passed.

Case No. 4679 - Contract Development - 1459 Brenton Street

This matter was dealt with earlier in the meeting.

8:00 p.m. Alderman Doehler joins the meeting.

Amendment to the Land Use Bylaw - Commercial Uses in Apartment  
Buildings

A public hearing into the above matter was held at this time. A report dated May 2, 1985 from the Planning Advisory Committee, was submitted.

Mr. W. Campbell, Development Control, outlined the proposal for an amendment to the Land Use Bylaw, Mainland Area, to permit the use of the ground floor of apartment building of 100 units or more in the Mainland area for certain commercial uses, as found in the staff report dated March 13, 1985.

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

There were no persons present wishing to address Council with regard to this matter. No correspondence has been received in relation to this 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.

Amendment to the Land Use Bylaw - Alterations to Non-Conforming  
Uses and Converted Buildings

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

Mr. B. Algee, Development Control, outlined the proposal for an amendment to the Land Use Bylaw to permit alterations to the roofs of buildings containing non-conforming uses and to permit alterations to the roofs of buildings which have been converted to contain additional apartment units where

such alterations would not otherwise be permitted, as found in the staff report dated December 17, 1984 and in the Planning Advisory Committee report dated March 6, 1985.

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

There were no persons present wishing to address Council with regard to this matter. No correspondence has been received in relation to this matter.

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

Motion passed.

6672 Mic Mac Court - Confirmatory Deed

This matter was added to the agenda at the request of Alderman Dewell from the Finance and Executive Committee held earlier this date.

MOVED by Alderman Flynn, seconded by Alderman Dewell that, as recommended by the Finance and Executive Committee, the Mayor and the City Clerk be authorized to execute on behalf of the City a Confirmatory Deed to Donald I. Fraser of the property known as Civic No. 6672 Mic Mac Court and deliver the Deed to the present owner Clare Victoria Lloyd.

Motion passed.

8:15 p.m. The meeting adjourned.

HEADLINES

Added Items .....	265	266
Case No. 4637 - Contract Development - Lots 1 & 2 Forbes Street .....	265	266
Case No. 4622 - Contract Development - 2086 Windsor Street .....	266	267
Case No. 4679 - Contract Development - 1459 Brenton Street .....	268	269
Amendment to the Land Use Bylaw - Commercial Uses in Apartment Buildings .....	268	269
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6277 Mic Mac Court - Confirmatory Deed .....	269-270	

ALDERMAN N. MEAGHER  
CHAIRMAN

E.A. Kerr  
Deputy City Clerk

DATE APPROVED BY COUNCIL: \_\_\_\_\_

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
May 16, 1985  
8:00 p.m.

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

After the meeting was called to order members of Council present joined the Deputy City Clerk in the recitation of the Lord's Prayer.

Present: His worship Mayor Ron Wallace, Chairman; and Aldermen Doehner, Cromwell, Downey, Meagher, Dewell, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

Also Present: City Manager, Mr. B. Allen, Acting City Solicitor, Deputy City Clerk and other members of city staff.

MINUTES

Minutes of the regular meeting of City Council held on April 25, 1985 and of Special Councils held on April 30 and May 8, were approved on a motion by Alderman Doehner, seconded by Alderman Hamshaw.

Alderman Grant referred to the April 25, 1985 Council minutes and the item dealing with the location of the Tourism Halifax offices indicating that had not seconded the motion with regard to this matter and requesting that this be corrected in the minutes, to which Council agreed.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

20.1 Case No. 4397 - Contract Development - 1790 Granville Street

20.2 Appointments

6.2 Alderman Flynn - Motion of Reconsideration: City Council Resolution of April 30, 1985 re \$1.3 Million Increase to the Halifax District School Board Budget

The Deputy City Clerk advised that item 5.2 on the agenda should be deferred to the next regular meeting of City Council due to a lack of a quorum of members of Council present at the hearings.

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At the request of Alderman Jeffrey Council agreed to add:

20.3 Canertech - Halifax Forum

20.4 Arlington Avenue

At the request of Alderman Nolan Council agreed to add:

20.5 Abbey Road Safety

At the request of Alderman Grant Council agreed to add:

20.6 Mainland South Community Centre

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

His worship addressed Council referring to the booklets being distributed to members of Council which embodied the Mayor's Address of 1885 and the Mayor's Address of 1985. His worship indicated that the purpose of this was to touch on some of the highlights between the address of the Mayor in 1885, Mayor Macintosh, and the present day Mayor. His worship noted that it was interesting to see the changes which have taken place over the past century.

His worship then briefly outlined highlights of the 1885 Mayor's Address comparing certain statements within the Address to the situation today.

His worship thanked Mrs. Blennerhassett, City Clerk for her involvement in the preparation of these booklets noting that he felt she had come up with something of interest to Council and the citizens of the City. He further thanked Lew Rogers and Tracey Martell of Tourism Halifax for their contribution to the preparation of these addresses.

#### DEFERRED ITEMS

Case No. 4686 - KEROJANG - 89 CENTRAL AVENUE

This matter was last discussed at the meeting of City Council meeting held on April 25, 1985 at which time this matter was deferred to this meeting pending the approval of the Fairview Secondary Planning Strategy by the Minister of Municipal Affairs.

Alderman Jeffrey indicated that the approval from the Minister on the Fairview Secondary Planning Strategy had not been received and MOVED seconded by Alderman Hamshaw that this matter be deferred until such time as the approval of the Fairview Secondary Planning Strategy by the Minister of Municipal Affairs has been received.



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Motion passed with Alderman Doehler, Meagher, Dewell, Grant, and Leblanc abstaining due to non attendance at the Public Hearing.

Heritage Hearings - 1452; 1456; 1459; 1460; 1465; 1466; 1468;  
1469; 1471; 1474; 1477-79; 1480; 1483; 1484; 1489; and 1491;  
Carlton Street

This matter was last discussed at the April 25, 1985 meeting of City Council at which time it was deferred to this meeting pending receipt of a report from the City Solicitor with regard to the proper procedure to follow in designation of this streetscape.

MOVED BY Alderman Cromwell, seconded by Alderman Downey that this matter be deferred to the next regular meeting of Halifax City Council due to a lack of a quorum of the members of City Council attending the hearings.

MOTION PASSED.

Alderman Jeffrey addressed Council requesting that he be excused from the Chamber indicating that he had not been present at the Public Hearings for the following four items and noting that he had a possible conflict of interest.

Case No. 4637 - Contract Development - Lots 1 & 2 Forbes  
Street

A public hearing into the above matter was held on May 8, 1985.

MOVED BY Alderman Grant, seconded by Alderman Dewell that:

1. The application for contract development for the site known as Lots 1 and 2 Forbes Street, to construct 6 townhouse apartment units as shown on Plan No. P200/13582, be approved by City Council;

2. 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 applicable appeal periods; otherwise, the contract approval will be void and obligations arising hereunder shall be at an end.

The Deputy City Clerk advised that Aldermen Doehler, Cromwell, Nolan and Jeffrey were not present at the Public Hearing.

Motion passed with Alderman Doehler, Cromwell, Nolan, and Jeffrey abstaining.

Case No. 4622 - Contract Development - 2086 Windsor Street

A public hearing into the above matter was held on May 8, 1985.

MOVED by Alderman Meagher, seconded by Alderman Downey  
that City Council approve the application for contract development under Schedule "C" of the Land Use Bylaw to permit the use of 2086 Windsor Street as a Knights of Columbus Hall.

The Deputy City Clerk advised that Aldermen Doehler, Cromwell, Nolan, and Jeffrey were not present at the public hearing.

Motion passed with Alderman Doehler, Cromwell, Nolan, and Jeffrey abstaining.

Amendment to the Land Use bylaw - Commercial Use in Apartment Buildings

A public hearing into the above matter was held on May 8, 1985.

MOVED by Alderman Doehler, seconded by Alderman Grant  
that City Council approve an amendment to the Land Use Bylaw, Mainland area, as follows, to add Sections 29A and 29B to allow the use of the ground floor of apartment buildings of 100 units or more for certain commercial uses:

29A Notwithstanding the provisions of Section 9(d), 14, and 29(1), an apartment house, at or within 120 feet of an intersection, which contains 100 or more self-contained dwelling units may include those commercial uses which are permitted in Section 38A(1), except a bowling alley, a motion picture theatre, a service station, and billboard, provided that such uses are located on the ground floor of the apartment and are separately accessible from the building exterior.

29B Exterior advertising of the commercial uses described in Section 29A shall be permitted, provided that such advertising is not illuminated.

The Deputy City Clerk advised that Aldermen Cromwell and Jeffrey were not present at the public hearing.

Motion passed with Aldermen Cromwell and Jeffrey abstaining.

Amendment to the Municipal Planning Strategy and Land Use Bylaw  
Alterations to Non-Conforming Uses and Converted Buildings

A public hearing into the above matter was held on May 8, 1985. A supplementary staff report dated May 15, 1985, was submitted.

MOVED by Alderman Neagher, seconded by Alderman Doehler  
that:

1. The Municipal Planning Strategy be amended by adding Implementation Policy 3.14, as follows:

IMPLEMENTATION POLICY

3.14 Pursuant to the authority of the Planning Act, the Land Use Bylaw shall allow for the replacement of deteriorated portions of structures containing non-conforming uses, provided that such replacement does not result in any increase in the habitable volume of the structure.

2. The Land Use Bylaw be amended by adding Section 16F to the Peninsula portion and 14H to the Mainland portion, as follows:

PENINSULA

16F Notwithstanding any other provision of this Bylaw, the pitch of a roof of a structure containing a non-conforming use of a building converted under Sections 34E, 43F, 43AE or 89 of the Land Use Bylaw may be altered, thereby increasing the volume of the structure to effect repairs, provided that the interior height between the attic floor joists and the peak of the roof shall not exceed six feet and no additional habitable space is created.

MAINLAND

14H Notwithstanding any other provision of this Bylaw, the pitch of a roof of a structure containing a non-conforming use may be altered, thereby increasing the volume of the structure to effect repairs, provided that the interior height between the attic floor joists and the peak of the roof shall not exceed six feet and no additional habitable space is created.

A discussion and questioning of staff ensued.

The Deputy City Clerk advised that Aldermen Cronwell and Jeffrey were not present at the public hearing.

NOTABLE ABSENCE with Alderman Cronwell and Jeffrey abstaining.

Alderman Jeffrey returns to the meeting.

MOTIONS OF RECONSIDERATION

Alderman Cromwell - Motion of Reconsideration, Halifax City  
Council April 25, 1985 Resolution re: Tourism Halifax  
Offices

Alderman Cromwell gave Notice of Motion of his intention to introduce a motion of reconsideration of the City Council resolution of April 25, 1985 regarding Tourism Halifax Offices at the April 25, 1985 meeting of Halifax City Council.

Alderman Cromwell addressed Council indicating that he would not rehash the statements of the April 25, 1985 regarding this matter noting, however, that certain events during the past week had altered some of the arguments for location of Tourism Halifax in the World Trade Centre.

Alderman Cromwell noted that during the past week the Industrial Commission offices had moved to a different floor in the World Trade Centre indicating the argument that Tourism Halifax could share certain facilities, such as the boardroom, with the Industrial Commission no longer existed. Alderman Cromwell further indicated that one of the supposed reasons for the location of Tourism Halifax in the World Trade Centre was to allow for office space for the Recreation Department during City Hall renovation in the present Tourism Offices. Alderman Cromwell indicated he felt this was a poor reason as relocation of offices could happen to any department.

Alderman Cromwell further indicated that another reason appeared to be based on the recommendation of the City Manager, noting that this was a Council decision not a staff decision.

MOVED by Alderman Cromwell, seconded by Alderman Meagher that the April 25, 1985 resolution of City Council pertaining to the location of Tourism Halifax offices be reconsidered.

The motion was put and LOST.

Alderman Flynn - Motion of Reconsideration - City Council  
Resolution of April 30, 1985 re: \$1.3 Million Increase  
to the Halifax District School Board Budget

Alderman Flynn gave Notice of Motion of his intention to introduce a motion of reconsideration of the City Council resolution of April 30, 1985 regarding the \$1.3 million increase to the Halifax District School Board Budget at the April 30, 1985 meeting of Halifax City Council.

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Alderman Flynn addressed Council indicating that in discussions with the School Board he had ascertained that the Board felt they could manage with the \$1.3 million increase approved by City Council and based upon this information Withdrew his Notice of Motion to Reconsider.

PUBLIC HEARINGS, HEARINGS, ETC.

Minor Variance Appeal - 6091 Cedar Street

A staff report dated May 10, 1985, was submitted. A letter dated May 16, 1985 from Mr. Alan C. Hayman in opposition to the variance was also submitted.

MOVED by Alderman Crowley, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of Halifax City Council.

MOTION PASSED.

PETITIONS AND DELEGATIONS

Petition - Opening of Video Shops on Sunday

Alderman Grant submitted a petition to the Deputy City Clerk from residents of his ward in favor of the opening of Video Shops on Sunday.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, May 7, 1985 as follows:

Halifax Industrial Park - Bayers Lake Area - Halifax Industrial Commission Report

A supplementary report from the City Manager dated May 15, 1985, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Crowley that Council approve of the appropriation of \$5 million from the Sale of Land Account for the Bayers Lake Area Industrial Park as requested by the Halifax Industrial Commission which is that City Council approve the expenditure of \$5 million from the Sale of Land Account, to be expended in two phases: Phase 1 - \$3 million - to be committed immediately to provide the site of the Nova Scotia Liquor Commission project, provided that the Halifax Industrial Commission recovers \$60,000.00 per acre from the sale of the land; and Phase 2 - \$2 million - to be committed when a satisfactory agreement has been negotiated with the prospective client.

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A discussion ensued with Alderman Dewell expressing concern with the possibility of tenders being awarded to contractors from outside the Province indicating that the unemployment situation in the City was severe. Alderman Dewell indicated that he felt that all tenders should be awarded to Nova Scotia contractors if possible.

The City Manager addressed the matter indicating that the Tendering Policy for the City had been established by Council noting that under this policy tenders were to be awarded to the lowest bidder. The City Manager indicated that the Industrial Commission had followed the Tendering Policy to this point and suggested that they would continue to adhere to the policy.

A further discussion ensued and the Motion was not ~~passed~~.

Police Department Expenditures - Young Offenders Act

MOVED by Alderman Cronin, seconded by Alderman Dewell that, as recommended by the Finance and Executive Committee, Council retroactively authorize an expenditure of \$10,000 under Section 231(1) of the City Charter for modifications required to the cell area of the Halifax Police Department in connection with the Young Offenders Act.

Motion passed.

Additional Public Housing Units for Senior Citizens

An information report dated May 14, 1985, was submitted.

MOVED by Alderman Downer, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Council approve the resolution as attached to the April 15, 1985 staff report, requesting the Nova Scotia Department of Housing to proceed with securing financing for the additional thirty (30) units of Senior Citizens Public Housing.

Alderman Grant addressed the matter requesting that, as the 30 units referred to in this resolution were indeed to be included in the Richmond Senior project, staff pursue the possibility of obtaining a few more units to be located throughout the city.

Motion passed.

Provincial Cost Sharing - Social Planning Department

MOVED by Alderman LeBlanc, seconded by Alderman Hainslaw  
that, as recommended by the Finance and Executive Committee:

1. Staff pursue a policy of encouraging the development of community services that will allow the elderly to remain in their own home for as long as possible with the aim of reducing the Homes for Special Care budget.
2. Staff continue to work towards the provision of increased job or training opportunities for people receiving assistance. The Department of Social Services have indicated that a considerable amount of money may be made available to municipalities for job creation projects for Social Assistance clients.
3. Council note that Social Assistance sharing has effectively been limited to the 1984 levels and that Council should formally advise the Minister of Social Services that although everything possible will be done to remain within these levels it may not be possible to do so given current client levels and the cost of providing basic necessities.
4. The Province be made aware that the city feels a special case should be made for Halifax and that improved funding be made available that otherwise would not be the case.

MOTION PASSED.

Homes for Special Care Costs

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Finance and Executive Committee,  
concern be expressed to the Province and to the Union of Nova Scotia Municipalities respecting the February 7, 1985, amendment to subsection 7(1) of the Municipal Assistance Regulations and its limiting effect on the City's ability to control costs in Homes for Special Care.

A discussion ensued and it was MOVED an amendment by  
Alderman Clouston, seconded by Alderman Nolan that the motion be amended by the addition of "and further that a resolution be prepared for submission to the Union of Nova Scotia Municipalities at its September meeting and that this resolution be available to Council at its next meeting.

THE MOTION AS AMENDED WAS PUT AND PASSED.

THE MOTION AS AMENDED WAS PUT AND PASSED.

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Senior Citizens Housing Proposal - Richmond Site - SET DATE  
FOR PUBLIC HEARING

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

1. an agreement be entered into, to the effect that the lands forming the north and south sections of the Richmond property be sold to the Department of Housing of the Province of Nova Scotia for the sum of \$225,000, for the provision of 50 units of senior citizens' housing, subject to receipt of necessary approvals and tenders, and to retention by the City of necessary easements and accesses;
2. a date be set for a public hearing into the zoning of these lands as Third Density Residential (R-3), for the above purposes.

The Deputy City Clerk advised that the date for the public hearing was set as Wednesday, June 19, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Motion passed.

Licenses of Occupation - Civic Arena and Sewer Services

MOVED by Alderman Dewell, seconded by Alderman Doerler  
that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the licenses for maintaining and operating the Civic Arena and related sewer lines in the form as attached to the April 29, 1985 staff report.

Alderman Jeffrey suggested it was time to look at the possibility of the Forum Commission constructing its' own link on the site in question, and expressed the hope that the Commission might prepare a proposal for Council for next year.

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



Akins Cottage - 2151 Brunswick Street

MOVED by Alderman Downey, seconded by Alderman Heagher  
that, as recommended by the Finance and Executive Committee, Council authorize staff to negotiate an agreement with Mellam Wright Associates Ltd. for the restoration of "Akins Cottage" and development of residual abutting lands, subject to Council approval of the terms and conditions thereof.

Motion passed.

Acquisition and Sale - Lot 9-2 Rockhaven Drive

MOVED by Alderman Hamshaw, seconded by Alderman Flynn  
that, as recommended by the Finance and Executive Committee, the land shown as Parcel B on the sketch attached to the April 30, 1985 confidential staff report be sold to Thomas L. and Linda C. Beckman and Douglas A. and D. Lynn Mullenger for the sum of \$4,986.50 and that in accordance with Section 350 of the City Charter, Council set a date for a public hearing to close the subject area, same being subject to the Minister of Municipal Affairs' approval of the street close and further that the net amount realized from the sale be deposited in the Sale of Land Account (\$4,986.50 less amounts required for Parcel A, Public hearing advertisement and registering of deed for Parcel A).

The Deputy City Clerk advised that the date set for the public hearing was Wednesday, June 19, 1985 at 7:00 p.m. in the Council Chamber, City Hall.

Motion passed.

Heritage Research Program

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

1. Authorize staff to make application to the Provincial Inventory Program, with the initial research to be concentrated in the Old South End, as identified in the May 1, 1985 staff report.
2. Authorize the use of the City's Heritage Fund to supplement the wages of students to be hired through the 1985 Federal Government Employment Experience Development Program, cost not to exceed \$6,000.00.

A discussion and questioning of staff ensued with Alderman Grant requesting that staff investigate the feasibility of the establishment of a permanent staff position to deal with heritage properties.

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His worship suggested that Alderman Grant discuss this matter with Commodore McMillin and then bring the matter back to Council, to which the Alderman agreed. Motion passed.

Housing Symposium

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

1. the Symposium Panel be authorized to act as a Committee of City Council and be directed to report back to Council following the Symposium with a report on proceedings and recommendations;
2. the Committee be authorized to proceed with the implementation of the proposed Symposium for the date: June 10th; June 11th; and June 12th.
3. Council reaffirm Alderman Don LeBlanc to be chairman and confirm the appointment of citizens to serve on the Panel.
4. Council approve expenditures up to \$4,000.00 toward the Symposium from the City Manager's Contingency Account.

Motion passed.

Application for Use of City Owned Dock South of Ferry Terminal  
- McHab's Island Ferry Co.

MOVED by Alderman Doehler, seconded by Alderman  
Cromwell that, as recommended by the Finance and Executive  
Committee, this matter be referred to staff for review and a  
report to Council.

Motion passed.

Report - Building Management Committee - Energy Retrofit Work  
for City-owned Buildings

MOVED by Alderman Doehler, seconded by Alderman  
Cromwell that, as recommended by the Finance and Executive  
Committee, Council authorize His worship the Mayor and City  
Clerk to sign the six Energy Study Contracts, as outlined in the  
staff report dated April 11, 1985.

Motion passed with Alderman LeBlanc voting against.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on Works from its meeting held on May 8, 1985 as follows:

Appointment of Consultant - Herring Cove Sewage Outfall  
Study

MOVED by Alderman Grant, seconded by Alderman Nolan  
that, as recommended by the Committee on Works:

1. Council approve the appointment of the firm of Porter Dillon Limited to undertake the Herring Cove Sewage Outfall Study;
2. The payment to the consultant be made in accordance with the Guide to Consulting Engineering Services for General Engineering Projects as recommended by the Association of Professional Engineers of Nova Scotia, to a maximum total not to exceed \$25,000.00; and
3. the funds to pay the consultant be made available from Account #132326 which will be reimbursed by the Provincial Department of the Environment.

Motion passed.

Tender #85-13 - Sidewalk Renewals

MOVED by Alderman Doernick, seconded by Alderman  
LeBlanc that, as recommended by the Committee on Works, City  
Council award Tender #85-13 for sidewalk renewals and materials  
and services listed at the unit prices quoted as follows:

1. TO: Nautilus Construction Rentals Ltd. for:

Blair Street - Victoria to Inglis (E)  
Connolly Street - Dudley to Claremont (E)  
Elm Street - Oak to Chebucto (W)  
West Street - Agricola to John (W)  
Studley Avenue - South to Murray (E)

TO: Maritime Formless Ltd. for:

Rosebank Avenue - Jubilee to Norwood (E)

TO: Municipal Contracting Ltd. for:

Lucknow Street - Victoria to Fenwick (E)

2. Funding authorized from account numbers: CB467,  
CB470, CB474, CB485, CB515, CB531, CB521, CB524,  
CB506 at a total project cost of \$353,000.00;

3. Funding transfers be approved as follows:

FROM CB393	TO CB467	\$ 8,000
FROM CB393	TO CB470	\$ 8,000

FROM	CB393	TO	CB474	\$ 8,000
FROM	CB393	TO	CB485	\$ 4,000
FROM	CB393	TO	CB515	\$ 3,000
FROM	CB394	TO	CB515	\$ 6,000
FROM	CB394	TO	CB531	\$ 5,000
FROM	CB394	TO	CB521	\$ 5,000
FROM	CB394	TO	CB524	\$ 1,000
FROM	CB395	TO	CB524	\$ 9,000
FROM	CB395	TO	CB500	\$13,000

Motion passed.

Tender #85-09 - New Sidewalks (Flamingo Drive)

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn

that:

1. City Council award Tender #85-09 for new concrete sidewalk, Flamingo Drive, services and materials listed as per the unit prices quoted to Edmonds Brother Landscape Services (1979) Limited with a total project cost of \$80,000.00.

2. Funding authorized from account number: CA109

3. Funding Transfers be approved as follows:

<u>Account #</u>	<u>DESCRIPTION</u>	<u>Amount</u>
CD043	Rockyhill Dr. New Paving	\$22,000

Motion passed.

Tender # 85-37 - Upgrading of Street (Resurfacing)

MOVED by Alderman Grant, seconded by Alderman Doerfler  
that, as recommended by the Committee on Works:

1. City Council approve the streets program proposed by the Engineering and Works Department shown on Appendix "A" and "B" attached to the April 29, 1985 staff report and funded in the 1985 Approved Operating Budget.

2. Authority be granted to award Tender #85-37 to Municipal Contracting for the unit prices quoted.

3. Authority be granted to proceed with the upgrading (resurfacing) of the indicated streets until the allocated funds of \$449,000.00 in Account No. D1626 have been expended.

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4. Authority be granted under Section 261(1) of the City Charter to make additional expenditures for Public Service Commission work, such as lifting of valves, which will be recovered from the Commission.

Motion passed.

Tender #85-38 - Slurry Sealing of Paved Streets

MOVED by Alderman Doehler, seconded by Alderman Grant that, as recommended by the Committee on Works:

1. City Council approve the streets program proposed by the Engineering and Works Department shown in Appendix "A" and "B" attached to the April 25, 1985 staff report and funded in the 1985 approved Operating Budget.
2. Authority be granted to award tender #85-38 to Atlantic Coils Limited for the unit prices quoted.
3. Authority be granted to proceed with the slurry sealing of the indicated streets until the allocated funds of \$100,00.00 in Account No. D1626 have been expended.

Motion passed.

Tender #85-66 - Sidewalk Renewals and New Sidewalk

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw that, as recommended by the Committee on Works, City Council award Tender #85-66 for Sidewalk Renewals and New Sidewalks and for projects, materials or services listed as follows:

1. TO: Maritime Formless Ltd. for:

- Item #5 - Oxford St. (W) Young to Bayers
- Item #6 - Robie St. (E) Leeds to Normandy
- Item #7 - Stanley St (S) Agricola to Robie
- Item #8 - Prescott St (W) Duffus to Bridge Approach
- Item #9 - Evans Ave. (N) Beres to Glenforest

TO: Edmonds Bros (1979) Ltd. for:

- Item #1 - Windsor St. (W) Cork to Young
- Item #2 - Connolly St. (E) Edgewood to Cloverdale
- Item #4 - Merkel Place (S) Novalea to Iselville

TO: Nautilus Cont. Ltd. for:

Item #3 Young St. (N) Connolly to Oxford

2. Funding be authorized from Account Numbers: CB538, CB475, CB541, CB501, CB506, CB514, CB523, CB510, and CA188 at a total Project Cost of \$266,000.00.

3. Funding transfers be approved as follows:

FROM	CB475	TO	CB538	\$5,000
FROM	CB475	TO	CB506	\$2,500
FROM	CB501	TO	CB541	\$9,000
FROM	CB514	TO	CB541	\$1,000
FROM	CB523	TO	CB541	\$1,000

Motion passed.

Tender # 85-74 - Northwest Interceptor Sewer  
Section I, Bedford Highway to Vimy Avenue

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey that, as recommended by the Committee on Works, City Council award Tender #85-74 for the Northwest Interceptor Sewer, Section No. I, Bedford Highway to Vimy Avenue and for projects, materials and services listed for the unit prices quoted to L.J. Casavechia with a total project cost of \$1,119,936.00 and further that funding be authorized from Account Number 222421-20400-DD021.

Motion passed.

Tender #85-33 - St. Francis School (Sportsfield)  
Storm Sewer Installation

MOVED by Alderman Boehler, seconded by Alderman Dowley that, as recommended by the Committee on Works, that City Council award Tender #85-33 for the St. Francis School (Sportsfield) storm sewer installation and for the project, materials and services listed for the unit prices quoted to Nautilus Construction with a total project cost of \$47,000.00 and further that funding be authorized from Account Number FA085 and funding transfers be approved as follows:

<u>Account #</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
From FA075 to FA085	Graves Oakley (Soccer Field)	\$17,000

Motion passed.

Tender #85-02K - Storm Sewer - Alex Street

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Committee on works, City Council award Tender #85-02K for Storm Sewer Alex Street and for materials and services listed for the unit prices quoted to W. Eric Wheby Limited with a total project cost of \$265,000.00 and further that funding be authorized from Account Number DB051 - \$195,000.00 and Funding Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
From DB052 to DB051	Storm Sewer, Sunnydale	\$70,000.00

Motion passed.

Dutch Village Road Traffic Improvements

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Committee on works, Council:

1. Authorize staff to proceed with the following construction:

- a. Construct asphalt sidewalk on the east side of Titus Street between Main Avenue and Alma Crescent.
- b. Construct asphalt sidewalk on the east side of Alma Crescent between Dutch Village Road and Alma Crescent.
- c. Construct concrete sidewalk, curb and gutter, sodding and trees on the north side of Dutch Village Road, subject to the finalization of property acquisitions.
- d. Construct concrete curb and gutter on the south side of Alma Crescent.
- e. Construct asphalt sidewalk, curb and gutter on the north side of Alma Crescent from existing to Titus Street.

AND

2. Approve all works described as Local Improvement projects without right of petition.

3. Subject to the approval of the preceding recommendations, the following deletions and additions be approved to the Approved Capital Budget 1985-1987:

1. Delete Capital Account C0021 - Dutch Village Road (Study & Construction) (Sunnydale Avenue - Howe Avenue) LIP from the Approved Capital Budget 1985-1987.

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Tender #85-02R - Storm Sewer - Alex Street

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Committee on works, City Council award Tender #85-02R for Storm Sewer Alex Street and for materials and services listed for the unit prices quoted to W. Eric Wheby Limited with a total project cost of \$265,000.00 and further that funding be authorized from Account Number DB051 - \$195,000.00 and Funding Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
From DB052 to DB051	Storm Sewer, Sunnybrae	\$70,000.00

Motion passed.

Dutch Village Road Traffic Improvements

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Committee on works, Council:

1. Authorize staff to proceed with the following construction:

- a. Construct asphalt sidewalk on the east side of Titus Street between Main Avenue and Alma Crescent.
- b. Construct asphalt sidewalk on the east side of Alma Crescent between Dutch Village Road and Alma Crescent.
- c. Construct concrete sidewalk, curb and gutter, sodding and trees on the north side of Dutch Village Road, subject to the finalization of property acquisitions.
- d. Construct concrete curb and gutter on the south side of Alma Crescent.
- e. Construct asphalt sidewalk, curb and gutter on the north side of Alma Crescent from existing to Titus Street.

AND

2. Approve all works described as Local Improvement projects without right of petition.

3. Subject to the approval of the preceding recommendations, the following deletions and additions be approved to the Approved Capital Budget 1985-1987:

1. Delete Capital Account C3001 - Dutch Village Road (Study & Construction) (Sunnybrae Avenue - Howe Avenue) LIP from the Approved Capital Budget 1985-1987.



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2. Add to the Approved Capital Budget for 1985-1987 the following:

Sidewalk Renewal - Dutch Village Road (E) Bayers to Dutch Village Road - \$196,100 - 1984 project uncompleted.  
New Sidewalk - Titus Street (E) (Main Avenue - Alma Crescent) LIP - Asphalt - \$20,000.  
New Sidewalk - Alma Crescent (E) (Dutch Village Road - Alma Crescent) LIP - Asphalt - \$6,000.  
New Sidewalk - Dutch Village Road (N) (Alma Crescent - McFarbridge Road) C&G, S, T, LIP - \$80,000.  
New Curb and Gutter - Alma Crescent (S) LIP - \$30,000.  
New Sidewalk - Alma Crescent (N) Existing - Titus) LIP - Asphalt - \$6,000.

Motion passed with Alderman Hamshaw voting against.

Tender #85-30 - Seaview Park Access Road

MOVED by Alderman Grant, seconded by Alderman Dewell that, as recommended by the Committee on Works, City Council award Tender #85-30 to Municipal Contracting Ltd. for Seaview Park Access Road and for projects, materials and services listed for the unit prices quoted with a total project cost of \$96,000.00 and further that funding be authorized from Account Number FA041.

Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on May 8, 1985, as follows:

Call for Proposals - Prison Lands

MOVED by Alderman LeBlanc, seconded by Alderman Dewell that, as recommended by the City Planning Committee, the proposal of Apex Developments Limited be accepted subject to approval and execution of a Development Agreement, substantially in accordance with the Pro-Forma Agreement attached to the staff report dated April 25, 1985, providing for a phased transfer and development of the remaining former Prison Lands.

Alderman Cromwell expressed concern that affordable housing had not been included in either proposal and advised he would not be supporting the Motion.

Motion passed with Alderman Cromwell voting against.

Case No. 4691 - Contract Development, 19-21 Sussex Street

MOVED by Alderman Grant, seconded by Alderman Jeffrey that, as recommended by the City Planning Committee, the application for contract development, 19-21 Sussex Street, lands of Northwest Properties Limited, to permit a 17-unit apartment building, be refused by City Council, for the reasons as contained in the staff report dated April 24, 1985.

Motion passed.

Case No. 4711 - Rezoning from C-2 to R-2A and  
Contract Development - 2707-2711 Clifton Street

Alderman Meagher addressed the matter and advised of his concerns with this application, citing problems as overcrowding and overuse of the land, as well as a re-creation of the many problems eliminated in the past in areas of downtown. Alderman Meagher also advised that the zoning designation of R-2A has not been proposed for any area in the Halifax North Detailed Area Plan, and suggested that the staff report of November 29, 1984, should also be reviewed in conjunction with this application.

MOVED by Alderman Meagher, seconded by Alderman LeBlanc that, as recommended by the City Planning Committee, the application for rezoning from C-2 to R-2A and for contract development, lands of Mr. Moncel Aska, 2707-2711 Clifton Street, to permit conversion of the existing 4-unit building to 3 units, be refused by City Council, for the reasons as contained in the staff report of April 15, 1985, and as outlined at the May 16, 1985 meeting of Halifax City Council.

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

9:50 p.m. - Meeting adjourned for 10-minute period.

10:00 p.m. - Meeting reconvened with all members as previously recorded, present.

Case No. 4692 - Contract Development -  
6052-6056 Quinpool Road

This item was forwarded to City Council without recommendation.

MOVED by Alderman Cromwell, seconded by Alderman Doehler that a date be set for a public hearing to consider the contract development application to permit the construction of a 4-storey, 14-unit residential/commercial building at 6052-56 Quinpool Road.

Alderman Cromwell referred to the proposed facade outlined in the application, expressing concerns that it did not blend in with the existing buildings, and requested that staff discuss this matter with the applicant, prior to the public hearing date.

Motion passed.

The Deputy City Clerk advised the date scheduled for the public hearing was WEDNESDAY, JULY 3, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

Service Station - Quinpool Road - Hours of Operation

MOVED by Alderman Heagher, seconded by Alderman Nolan that, as recommended by the City Planning Committee, a response be forwarded to Mr. Drury outlining the reasons for Council's opposition to the extension of hours of the Irving Oil Service Station on Quinpool Road as indicated during discussions at the May 8, 1985 meeting of the City Planning Committee. Motion passed.

#### MISCELLANEOUS BUSINESS

Date for Public Hearing - Closure of Parcel S-10,  
3648 Dutch Village Road

This item was last discussed at the April 25, 1985 meeting of Halifax City Council.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that a date be set for a public hearing to consider the closure of Parcel S-10 on Plan T1-35-27874. Motion passed.

The Deputy City Clerk advised the date set for this public hearing was WEDNESDAY, JUNE 19, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

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Heritage Designation - Summer Street - Alderman Cromwell

A private and confidential report from the City Solicitor, dated May 14, 1985, was submitted.

Alderman Cromwell advised he had added this matter to the agenda a few days ago and had requested a report from the City Solicitor, and stated that the row housing in the area of Summer Street had been demolished this date with tenants occupying the Hart House until June 1, 1985.

Alderman Cromwell requested that the Acting City Solicitor address members of Council with respect to this matter at the present time.

Mr. Barry Allen, Acting City Solicitor, advised members of Council that a temporary injunction had been granted by the Court with a further hearing scheduled for Friday morning, and gave indication of the possible decisions that might be handed down by the Court.

Mr. Allen suggested that Council may wish to delay any action until after tomorrow indicating that the item could be submitted to Council after an indication has been received from the Courts. Mr. Allen advised that staff could consider the implications of the matter and the item could be brought back to Council at its next meeting which is before June 1st.

Following a further discussion, it was MOVED by Alderman Flynn, seconded by Alderman Leblanc the matter be deferred to the next regular meeting of Halifax City Council.

Motion passed.

QUESTIONS

Question Alderman Jeffrey re: Starting Dates, Approved Projects

Alderman Jeffrey referred to two approved projects in Ward 9, in particular, the senior citizen complex development and the addition to the Burton-Ettinger School. Alderman Jeffrey advised that the tenders had been called and questioned whether the City Manager had information on the commencement dates of these projects.

Question Alderman Jeffrey re: Power Failures, Ward 9

Alderman Jeffrey advised of occasional power failures in the Ward 9 area, occurring as often as half-hour, forty minute and one hour periods, and asked that the Nova Scotia Power Corporation be contacted for the purpose of providing information on these failures.

Question Alderman Jeffrey re: Living Conditions,  
7169 Andrew Street

Alderman Jeffrey referred to an inquiry from a resident of an apartment building at 7169 Andrew Street and advised that this citizen and two children were living in a 12'x 24' apartment which did not have fire extinguishers, alarms, or sprinklers in the building. Alderman Jeffrey requested that the Building Inspection Department and the Fire Prevention Division review this matter as soon as possible to make sure it meets the fire safety codes.

Question Alderman Downey re: Barrington Street Realignment

Alderman Downey questioned when the Barrington Street realignment study would be submitted to members of Council. The City Manager advised that the study was being prepared and has not as yet been submitted to the Province of Nova Scotia, advising also that there has been no indication of cost-sharing approval. The City Manager suggested the matter would be submitted to Council approximately one month from this time.

Question Alderman Nolan re: Traffic Problem, Cowie Hill Road  
and North West Arm Drive

Alderman Nolan advised it was impossible to make a left-hand turn off Cowie Hill Road and North West Arm Drive and asked that staff review this traffic problem.

Question Alderman Nolan re: Development Impact, Randolph Street

Alderman Nolan advised that a development application in the Randolph Street area would be submitted to Council shortly and referred to the water table and infill of a swampy area. Alderman Nolan requested that staff review the accumulative effect of traffic and whether the street would be capable of handling the additional traffic.

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Question Alderman Flynn re: Advertising Campaign, Ordinance 147

Alderman Flynn requested that staff review the possibility of advertising Ordinance No. 147 in an effort to advise owners of their responsibilities with respect to 'dogs running at large' and 'clean-up' of neighbouring properties. Alderman Flynn referred to the program presented by the City of Dartmouth and suggested a similar program be established for Halifax.

Alderman Meagher advised of a number of calls received with respect to this matter and referred to a previous request with respect to some type of advertising as well as providing a copy of the Ordinance to dog owners, and questioned what is being done in this regard.

The City Manager advised he would review this request and advise the Alderman.

Question Alderman Grant re: Litter, Fast Food and Convenience Stores

Alderman Grant advised of a number of calls from abutting property owners respect the accumulation of litter from fast food and convenience stores and their problem with clean-up the following morning and questioned what might be done to control the litter. Alderman Grant requested that staff review this matter with a view to more control in this area.

Question Alderman Grant re: Transit Service, Thornhill Subdivision

Alderman Grant referred to the situation with respect to Transit service in the Thornhill Park Subdivision, in that the number 14 can not make a right-hand turn and service is not possible to a particular area, requesting that Transit Advisory review this matter and also that city staff review the possibility of creating a larger turning area from Liebin Avenue to Rockingstone Road, should Metro Transit agree with providing this service.

Question Alderman Hamshaw re: Responsibility for Grassed Curb

Alderman Hamshaw referred to the grassed areas between the curb and sidewalk in the area of the Bedford Highway to Kearney Lake Road and also Dunbrack Street where dead grass now exists due to the salt used during the winter months, and questioned if the City or the abutting property owners are responsible for replacing the grass.

The City Manager advised that the abutting property owners are responsible for replacement.

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Question Alderman Dewell re: Street Sweeping

Alderman Dewell referred to the difficulty experienced when street sweeping in that vehicles are parked in front of residences and the sweeper can not do a proper cleaning as a result. Alderman Dewell questioned whether it was possible to erect temporary 'no parking' signs so that citizens are aware that street cleaning will take place.

The City Manager advised that staff are attempting to resolve this matter and will be reporting on their plans in the near future.

NOTICE OF MOTIONS

Notice of Motion Alderman Jeffrey re: Proposed Amendments to Ordinance Number 116, the Taxi Ordinance

Alderman Jeffrey gave Notice of Motion that at the next regular meeting of Halifax City Council, to be held on Thursday, May 30, 1985, he proposes to introduce two amendments to Ordinance 116, the Taxi Ordinance.

The first amendment will deal with increasing the penalties for Ordinance violations; the second amendment, with increasing the amount of public liability insurance to be carried by taxi owners.

BIDDING ITEMS

Case No. 4327 - Commercial Development, 1790 Granville Street

At the request of the Deputy City Clerk, this matter was added to the agenda.

A staff report dated May 14, 1985, was submitted.

Alderman Dewell referred to the matter and advised he wished to have more definitive reasons for the extension of time to the agreement and ~~HOWEVER, RECOMMENDED BY ALDERMAN JEFFREY~~ that the matter be deferred to the next meeting of Halifax City Council so that more definitive reasons may be submitted.

Alderman Dewell advised he would allow extension of the agreement until such time as Council makes a decision in this regard, to which Council agreed.

HOLIDAY REQUESTS

APPOINTMENTS

At the request of the Deputy City Clerk, this item was added to the agenda.

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A memorandum dated May 16, 1985, from His Worship Mayor Ron Wallace, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Downey  
That City Council approve the following appointments:

ARBITRATION COMMITTEE

Deputy Mayor Gerald O'Malley  
Alderman Tom Jeffrey

Term expires November, 1985.

AUDIT COMMITTEE

Alderman Hamshaw

Cancelled - Halifax Forum

At the request of Alderman Jeffrey, this item was added to the agenda.

Alderman Jeffrey, on behalf of the Halifax Forum Commission, addressed Council with respect to the contract between the Halifax Forum Commission and Canertech Conservation, Inc. and quoted from correspondence from Mr. N.M. Driscoll, Secretary Manager, to the effect that Canertech claim not to have been told that the Forum ever heat the Forum Arena, of the problems with heating the Civic Arena and Forum for Trade Shows in April, that the Forum floor is heating with oil for Craft shows and Bingo. Alderman Jeffrey advised of the amount of monthly funds paid to Canertech and expressed the view that the equipment installed is not adequate.

Alderman Jeffrey advised he would submit the correspondence to the City Manager for review and also requested that copies be provided to members of Council, requesting also that payments to Canertech be stopped until the problems are rectified.

The City Manager advised the contract was between the Halifax Forum Commission and Canertech and suggested the Commission should forward their concerns to the Legal Department, as well as the Auditor General's Department, for review.

Alderman Nolan addressed the matter and expressed the view that all contracts with Canertech be reviewed.

ARRANGING BUSES

At the request of Alderman Jeffrey, this item was added to the agenda.

Alderman Jeffrey advised that Metro Transit are presently changing the location of their bus stop in the area of Arrington Avenue and as a result, a number of parking spaces have been lost.



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Alderman Jeffrey advised also that a number of the driveways on the street are badly deteriorated with a number of citizens being injured. Alderman Jeffrey requested that staff review this matter to ensure that these driveways are safe for pedestrians and vehicles.

Abbey Road Safety

At the request of Alderman Nolan, this matter was added to the agenda.

Alderman Nolan referred to the Abbey Road area, advising of the traffic problems in the area and requested that staff review this matter with a view to additional safety measures.

Alderman Jeffrey advised he wished to address a safety matter in the area of the Top of the Mountain apartment building in Cowie Hill, referring to the rock and boulders encased in wire mesh and expressed fear that these boulders may move unexpectedly down the hill and cause injury to anyone in the area.

Alderman Jeffrey requested that the Building Inspection Department review this matter.

Mainland South Community Centre

At the request of Alderman Grant, this matter was added to the agenda.

Alderman Grant advised members of Council of the establishment of the Board of Directors of the Mainland South Community Centre and of the membership and stated it was legally necessary to choose a name. Alderman Grant suggested a one-man committee, of which he volunteered to be the member, be established to meet with both parties for this purpose.

MOVED by Alderman Grant, seconded by Alderman Nolan that Council establish a one-man Committee to meet with the Mainland South Task Force and Halifax City Council for the purpose of choosing a name to be submitted to Council for ratification.

Motion passed.

members of Council agreed that Alderman Grant be the representative.

11:00 p.m. - No further business, the meeting adjourned.

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His Worship Mayor Ron Wallace  
Chairman

E.A. Kerr  
Deputy City Clerk

Date Approved by Halifax City Council: \_\_\_\_\_  
/59/wc

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
May 30, 1985  
8:00 p.m.

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

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

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

ALSO PRESENT: City Manager, Mr. W. Anstey, Q.C., Acting City Solicitor, Deputy City Clerk and other members of City staff.

Moment of Silence - Mrs. Thelma Hamshaw

At the request of the Chairman, members of Council and those attending, observed a moment of silence in memory of the late Mrs. Thelma Hamshaw, wife of Alderman Alfred S. Hamshaw.

MINUTES

Minutes of the previous meeting of Halifax City Council, held on May 16, 1985, were approved on a Motion by Alderman Doehler, seconded by Alderman Cromwell.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 20.1 Case No. 4681, Contract Development  
- 44 Bedford Highway (Lot B-1)
- 20.2 Dutch Elm Disease
- 20.3 Demolitions - Mayor Ron Wallace
- 20.4 H.A.L.T. - Mayor Ron Wallace
- 20.5 Halifax Float - Mayor Ron Wallace

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

20.6 Letter from Linda Boutilier

At the request of Deputy Mayor O'Malley, Council agreed to add:

20.7 Opening Dates - Seaview Park

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

DEFERRED ITEMS

Heritage Hearings - 1452; 1456; 1459; 1460; 1465; 1466; 1468; 1469; 1471; 1474; 1478; 1477-79; 1480; 1483; 1484; 1489; and 1491 Carlton Street

This item was discussed at the Council meeting held on May 15, 1985, at which time the matter was deferred to this meeting, due to a lack of a quorum of the members of City Council attending the hearings.

MOVED by Alderman Cromwell, seconded by Alderman Nolan that City Council designate Carlton Street as a Heritage Streetscape, including the following properties: 1452; 1456; 1459; 1460; 1465; 1466; 1468; 1469; 1471; 1474; 1478; 1477-79, 1480; 1483; 1484; and 1489 Carlton Street.

The Chairman noted that the property known as 1491 Carlton Street was not included in the Heritage designation.

The Deputy City Clerk advised that Aldermen Doehler, Meagher, Dewell, Nolan, LeBlanc and Hamshaw were not present at the Heritage Hearing.

Motion passed with Aldermen Doehler, Meagher, Dewell, Nolan, LeBlanc and Hamshaw abstaining.

Heritage Designation - Summer Street

This item was discussed at the Council meeting held on May 16, 1985, and deferred to this meeting of Halifax City Council.

A private and confidential information report from the City Solicitor, dated May 30, 1985, was submitted.

Alderman Cromwell addressed the matter and referred to the information report submitted, and expressed the hope that the developer would not take any action with respect to this property until City Council has made their final decision.

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MOVED by Alderman Cromwell, seconded by Alderman Doehler the matter be deleted from the agenda of this meeting.

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

Case No. 4397 - Contract Development, 1790 Granville Street

This item was discussed at the May 16, 1985 meeting of Halifax City Council, and deferred to this meeting so that more definitive reasons may be submitted.

A supplementary staff report dated May 27, 1985, was submitted.

MOVED by Alderman Downey, seconded by Alderman Hamshaw that City Council extend the completion date as stated in the contract development agreement executed on November 25, 1983 and registered in Book 3780 at Page 965 for the property at 1790 Granville Street to May 18, 1987.

Following a brief discussion, it was MOVED in amendment by Alderman Dewell, seconded by Alderman Grant that this be the only extension granted to this contract development agreement.

The amendment to the Motion was put and passed.

The Motion, as amended, was put and passed.

#### PUBLIC HEARINGS, HEARINGS, ETC.

Minor Variance Appeal - 6091 Cedar Street

This matter was discussed at the City Council meeting held on May 16, 1985.

Mr. E.B. Algee, Development Officer, addressed Council and advised that the application was for permission to convert the existing warehouse building to two dwelling units side by side. Mr. Algee noted that the variance was not minor and that the maximum lot coverage was exceeded by 34%, with very narrow rear and west side yards, and advised that the application was refused because the variances were too major in nature.

Ms. Lynda Stinson, the applicant, addressed Council and advised of her intentions to renovate the warehouse and convert to two dwelling units with underground parking. Ms. Stinson advised of the zoning for the area and the present uses.

Ms. Stinson responded to various questions put forth by members of Council.

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Mr. Alan Hayman, Q.C., the owner of 6892 Cherry Street, addressed members of Council in opposition to the appeal, and referred to the major variances existing, expressing the view that should approval be granted, a precedent would be established.

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

Mr. Graham Lee, a property owner to the west, addressed Council in opposition to the appeal, suggesting the variances were major in nature. Mr. Lee then responded to various questions put forth by members of Council.

Mr. Pat Garety, 1762 Henry Street, addressed members of Council and suggested that the alternative might be to demolish the warehouse and construct a single-family dwelling.

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

MOVED by Alderman Cromwell, seconded by Alderman Doehler that the decision of the Development Officer be upheld and the appeal for a minor variance at 6891 Cedar Street be refused.

Alderman Cromwell advised that the property might accommodate a single-family dwelling, and suggested that the owner discuss this possibility with City staff.

Motion passed.

#### Minor Variance Appeal - 6528 London Street

A staff report dated May 21, 1985, was submitted.

Mr. E.B. Algee, Development Officer, addressed members of Council with respect to the application for a minor variance at 6528 London Street, advising the application was to permit a carport to be located on the west side of the existing single-family dwelling, and refused because the application violated Section 79(3)(c) of the Planning Act.

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

Alderman Dewell referred to the appeal, advising he had discussions with the property owner and noted the owner was not aware that such approval was necessary for the carport.

MOVED by Alderman Dewell, seconded by Deputy Mayor O'Malley the Development Officer's decision be overturned and the minor variance at 6528 London Street be granted. Motion passed.

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REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on May 22, 1985 as follows:

Halifax District School Board Budgeting Process

This item was forwarded to Council without recommendation.

At the request of the Chairman, Council agreed that this item be dealt with later in this meeting.

Joseph Howe Festival Society - Budget

MOVED by Alderman Cromwell, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the City's share of the Joseph Howe Festival Society Budget in the amount of \$12,000 be granted to the Joseph Howe Festival Society.

Alderman Jeffrey referred to discussions held at the Finance and Executive Committee meeting with respect to outstanding accounts, and advised he was submitting an invoice to the Society on behalf of the Halifax Forum Commission, which he handed to Alderman Cromwell.

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

City Land - Mumford Road

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, the City land at Mumford Road be sold to Remax Eastport Realty for the purchase price of \$82,000.

Motion passed.

Maritime Conservatory of Music

MOVED by Alderman Doehler, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the sale of this portion of land not be considered until the Halifax District School Board submits information respecting the availability of surplus school buildings in their long-term plan, and that the report from the Board be requested within six months time.

Deputy Mayor O'Malley addressed the matter and expressed the view that the report from the School Board be submitted earlier than the six-months' time, and MOVED in amendment, seconded by Alderman Nolan that the report be requested to be submitted by the first Committee of the Whole Council meeting, scheduled for the latter part of August.



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Following further discussion, Deputy Mayor O'Malley agreed that the amendment request that the report be submitted by the end of September, if possible.

The amendment to the Motion was put and LOST.

The Motion was put and passed.

City Land - 6286 Bayers Road

This matter be forwarded to City Council without recommendation.

MOVED by Alderman Dewell, seconded by Alderman Grant the matter be deferred. Motion passed.

Metropolitan Authority - Representation by Municipal Units

The following recommendation was forwarded to this meeting from the Finance and Executive Committee:

' that Council disregard the Report of the Commission Assessing the Present State of Representation by the Municipal Units on the Metropolitan Authority of Halifax, Dartmouth, and the Municipality of the County of Halifax, and that representation be determined by population or, alternatively, by financial contribution; and that Council refer to the adopted philosophy in the report of the Commission as contained in part (c) of the recommendations as presented on page 28, requesting it be applied to parts (a) and (b) as well '.

MOVED by Alderman Nolan, seconded by Alderman Doehler that Council disregard the Report of the Commission Assessing the Present State of Representation by the Municipal Units on the Metropolitan Authority of Halifax, Dartmouth, and the Municipality of the County of Halifax, and that representation be determined by population or, alternatively, by financial contribution. Motion passed.

Street Name - West Halifax Housing Co-Op Ltd.

MOVED by Alderman Flynn, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, City Council, under authority of Section 352 of the City Charter, approve the naming of a private street within the Bayers-Westwood project as Regent Road. In addition, under the authority of Section 352 of the City Charter, staff be authorized to assign an appropriate civic address for each dwelling unit. Motion passed.

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Following further discussion, Deputy Mayor O'Malley agreed that the amendment request that the report be submitted by the end of September, if possible.

The amendment to the Motion was put and LOST.

The Motion was put and passed.

City Land - 6286 Bayers Road

This matter be forwarded to City Council without recommendation.

MOVED by Alderman Dewell, seconded by Alderman Grant the matter be deferred. Motion passed.

Metropolitan Authority - Representation by Municipal Units

The following recommendation was forwarded to this meeting from the Finance and Executive Committee:

' that Council disregard the Report of the Commission Assessing the Present State of Representation by the Municipal Units on the Metropolitan Authority of Halifax, Dartmouth, and the Municipality of the County of Halifax, and that representation be determined by population or, alternatively, by financial contribution; and that Council refer to the adopted philosophy in the report of the Commission as contained in part (c) of the recommendations as presented on page 28, requesting it be applied to parts (a) and (b) as well '.

MOVED by Alderman Nolan, seconded by Alderman Doehler that Council disregard the Report of the Commission Assessing the Present State of Representation by the Municipal Units on the Metropolitan Authority of Halifax, Dartmouth, and the Municipality of the County of Halifax, and that representation be determined by population or, alternatively, by financial contribution. Motion passed.

Street Name - West Halifax Housing Co-Op Ltd.

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Department of Housing Proposal - Maynard Street

MOVED by Alderman Downey, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, an agreement be entered into, to the effect that the City-owned lands at the southwest corner of Maynard and West Streets be sold to the Department of Housing of the Province of Nova Scotia for the sum of \$50,000, for the provision of four family housing units, subject to receipt of necessary approvals and tenders.

In response to a question as to the starting date of this proposal, the City Manager indicated that the project would be commencing very soon.

Motion passed.

Expropriation - 2325 Maitland Street

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Council approve settlement of the expropriation of 2325 Maitland Street in the amount of \$18,720, funds to be obtained from the Sale of Land Account, subject to the approval of the Minister of Municipal Affairs. Motion passed.

Petition for Tax Relief - 5236 South Street

MOVED by Alderman Doehler, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, Council, under authority of Section 142(1) of the Assessment Act relieve from payment the sum of \$3,574.46 with regard to 1985 taxes charged on 5236 South Street, owned by Mr. and Mrs. Lewandowski. Motion passed.

Statement of Revenue and Expenditure - TO BE TABLED

MOVED by Deputy Mayor O'Malley, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, the Statement of Revenue and Expenditure for the four months ended April 30, 1985, be received and TABLED.

Motion passed.

Ordinance Number 170 - Additions

MOVED by Alderman Meagher, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, Ordinance 170 be continued in effect for the year 1985 and that the Ordinance be amended to add a) Golden Age Social Centre, 210-212 Herring Cove Road to Schedule "A", and b) Sport Nova Scotia, 5516 Spring Garden Road to Schedule "B".

Motion passed.

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Application for Use of City-Owned Dock South of Ferry  
Terminal - McNab's Island Ferry Co.

This matter was forwarded to City Council without recommendation.

MOVED by Alderman Flynn, seconded by Alderman Cromwell that the matter be deferred to the next meeting of Halifax City Council so that staff may have an opportunity to discuss this matter with the applicant. Motion passed.

Membership - Halifax Board of Trade - Council Members

MOVED by Alderman LeBlanc, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the members of City Council be included as supplemental members to the City's corporate membership of the Halifax Board of Trade.

Following a brief discussion and questioning, the Motion was put and passed with Aldermen Meagher and Nolan voting against.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on Works from its meeting held on May 22, 1985 as follows:

Tender # 85-39 - Cracksealing of Streets

MOVED by Alderman Dochler, seconded by Alderman Jeffrey that, as recommended by the Committee on Works, City Council award Tender #85-39 to Road Savers Maritime Limited for the unit prices quoted until the allocated funds of \$55,000.00 in Account Number D1616 have been expended.

Motion passed.

Tender # 85-15 - Sidewalk Renewals

MOVED by Alderman Meagher, seconded by Alderman Cromwell that, as recommended by the Committee on Works, Tender #85-15 for projects, materials and services be awarded as follows for the unit prices quoted and as outlined in the staff report dated May 2, 1985:

1. TO: Armdale Construction Limited for:

Almon Street (N) Dublin - Oxford  
Agricola Street (W) Almon - Bilby  
Queen Street (W) Spring Garden -  
Birmingham.

TO: Municipal Contracting Limited for:  
Basinview Drive (W) Leeds - Robie

TO: Edmonds Brothers Ltd. for:  
Connolly Street (E) Edgewood - End  
Edgewood Avenue (N) Connolly to  
Fagan  
Novalea Drive (W) Kane -  
Livingstone

TO: G. & R. Kelly for:  
Isleville Street (E) Cabot Place  
- Blvd.

2. Funding to be authorized from Account Number(s):  
CB407, CB461, CB466, CB475, CB484, CB492, CB511,  
CB458

3. Funding Transfers be approved as follows:

From CB410	TO	CB466	\$ 7,000
From CB438	TO	CB466	7,000
From CB415	TO	CB466	3,000
From CB422	TO	CB466	10,000
From CB421	TO	CB466	5,000
From CB417	TO	CB466	11,000

Motion passed.

Tender # 85-18 - Paving Renewals, Elgin Street  
and Hazelholme Drive

MOVED by Alderman Grant, seconded by Alderman Doeblner  
that, as recommended by the Committee on Works, Tender #85-18  
for Paving Renewals - Elgin Street & Hazelholme Drive be  
awarded as follows:

1. TO: Municipal Contracting for Hazelholme Drive  
(Alternative # 2, Full Depth Asphalt) for  
materials and services listed at quoted unit  
prices as outlined in the staff report of May 8,  
1985. Total project cost \$109,446.00.

TO: Standard Paving for Elgin Street  
(Alternative # 1 - Asphalt Granular) for  
materials and services listed at quoted unit  
prices as outlined in the staff report dated  
May 8, 1985. Total project cost \$67,866.00.

2. Funding to be authorized from Account Number(s):  
CE037, CE038

Motion passed.

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Overhead Crosswalk Signs - Gottingen and Charles Streets

MOVED by Alderman Downey, seconded by Alderman Cromwell that, as recommended by the Committee on Works, staff proceed with the installation of an overhead crosswalk sign at Gottingen and Charles Streets. Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on May 22, 1985 as follows:

Case No. 4662 - Regatta Point - Residential Development

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the City Planning Committee, a date be set for a Public Hearing to consider the application for contract development by Edmonds Grounds Limited Partnership under Schedule "D", Section 66(c) of the Land Use Bylaw, Mainland Area, for the Regatta Point residential development.

Motion passed.

The Deputy City Clerk advised that the date set for this public hearing was Wednesday, July 3, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Art Allocation in Development Projects

This matter was deferred to later in the meeting.

Case No. 4720 - Contract Development - 2542-50 Agricola Street

This matter was forwarded to Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman Doebler that a date be set for a public hearing to consider the application for contract development to permit the subdivision of Lot 86 (Civic Nos. 2542-46-48-50 Agricola Street) into four undersized lots as shown on Plan No. P200/13612 of Case No. 4720.

Motion passed.

The Deputy City Clerk advised that the date set for this public hearing was Wednesday, July 3, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4073 - Amendment to Contract Dev  
Sheffield in the Park Development

MOVED by Alderman Doehler, sec.  
that, as recommended by the City Planning  
approve the amendment to the Contract Dev.  
Sheffield in the Park as outlined in the May  
report.

Motion passed.

#### MOTIONS

Motion - Alderman Jeffrey re: Proposed Amendments to Ordinance  
Number 116, the Taxi Ordinance - FIRST READING

Alderman Jeffrey gave Notice of Motion of his  
intention to introduce two amendments to Ordinance Number 116,  
the Taxi Ordinance at the May 16, 1985 meeting of Halifax City  
Council. A report from the City Solicitor dated May 28, 1985,  
was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan  
that the proposed amendments to Ordinance Number 116, the Taxi  
Ordinance, as follows, be read and passed a FIRST TIME:

BE IT ENACTED by the City Council of the City of  
Halifax that Ordinance No. 116, the Taxi Ordinance as enacted  
and approved by the Minister of Municipal Affairs on the 15th  
day of June 1978, be and the same is hereby amended as follows:

1. Section 15 is amended by substituting the figures  
"500,000.00" in line six thereof with the figures  
"1,000,000.00".
2. Section 17 is repealed.
3. Subsection (4) of Section 26 is repealed.
4. Subsection (1) of Section 46 is hereby amended and  
the following is substituted therefor:

46(1) Any person who violates any of the provisions  
of this Ordinance, in respect of which no other  
penalty is provided, shall be guilty of an offence  
against this Ordinance and shall be liable for the  
first offence to a penalty of not less than \$15 and in  
default of payment to imprisonment for a term of not  
less than ten days; for the second offence to a  
penalty of not less than \$25 and in default of payment  
to imprisonment for a term of not less than fifteen  
days; for the third and any subsequent offence, to a  
penalty of not less than \$50 and in default of payment  
to imprisonment for not less than twenty days and in  
each case to a fine not exceeding \$500; and, in the

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Case No. 4073 - Amendment to Contract Development - Block D,  
Sheffield in the Park Development

MOVED by Alderman Doehler, seconded by Alderman Flynn  
that, as recommended by the City Planning Committee, Council  
approve the amendment to the Contract Development, Block D,  
Sheffield in the Park as outlined in the May 1, 1985 staff  
report.

Motion passed.

MOTIONS

Motion - Alderman Jeffrey re: Proposed Amendments to Ordinance  
Number 116, the Taxi Ordinance - FIRST READING

Alderman Jeffrey gave Notice of Motion of his  
intention to introduce two amendments to Ordinance Number 116,  
the Taxi Ordinance at the May 16, 1985 meeting of Halifax City  
Council. A report from the City Solicitor dated May 28, 1985,  
was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan  
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Ordinance, as follows, be read and passed a FIRST TIME:

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penalty is provided, shall be guilty of an offence  
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first offence to a penalty of not less than \$15 and in  
default of payment to imprisonment for a term of not  
less than ten days; for the second offence to a  
penalty of not less than \$25 and in default of payment  
to imprisonment for a term of not less than fifteen  
days; for the third and any subsequent offence, to a  
penalty of not less than \$50 and in default of payment  
to imprisonment for not less than twenty days and in  
each case to a fine not exceeding \$500; and, in the



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case of any violation by the holder of a license under this Ordinance, the Chief of Police may cancel or suspend the license of such person, but such person shall in addition be also liable to the penalties above set out.

Motion passed.

MISCELLANEOUS BUSINESS

Assignment of Lease - 6100 Young Street

A staff report dated May 21, 1985, was submitted.

MOVED by Alderman Dewell, seconded by Alderman Flynn that the Mayor and City Clerk be authorized to execute a consent to the assignment of lease from Active Holdings Limited to Marcan Investment Corporation Limited, general partner of 6100 Young Street Limited, a limited partnership.

Motion passed.

Richmond Family Court - Award of Tender

A staff report dated May 29, 1985, was submitted.

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

1. Council authorize a supplementary appropriation in the amount of \$350,000 to Account No. X1913, pending approval by the Minister of Municipal Affairs of withdrawal of that amount from the Sale of Land Account, and that:

2. Council approve the award of tender #85-111 to Dineen Construction (Atlantic) Inc. to undertake the renovation of the center block of the Richmond School building for use by the Provincial Family Court and as set out in the specifications for the tendered price of \$1,135,000 (one million, one hundred and thirty-five thousand dollars).

Motion passed.

Alderman Dewell declared a possible conflict of interest on the following item and retired from the chamber.

Application for Bill Poster's License - Halifax Marathon

A letter dated May 21, 1985 from Freeman Churchill, Race Director of Halifax Marathon, was submitted.

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MOVED by Alderman Flynn, seconded by Alderman Meagher  
that Council grant a Bill Poster's License to the Halifax  
Marathon for the purpose of posting signs and posters along the  
route of the Halifax/Carlsberg Marathon to be held on Sunday,  
October 6, 1985, under the provisions of Ordinance Number 19,  
the Billposters Ordinance.

Motion passed.

Resolution to Union of Nova Scotia Municipalities re: Homes  
for Special Care

This matter was last discussed at the City Council  
meeting held on May 16, 1985 at which time Alderman Cromwell  
requested that staff prepare a resolution in the proper form  
for submission to the Union of Nova Scotia Municipalities for  
this meeting of City Council.

Alderman Cromwell addressed the matter indicating that  
the formal resolution had not been prepared to date by the  
legal department and MOVED, seconded by Alderman Grant that  
this matter be deferred to the next meeting of Halifax City  
Council, pending the receipt of a formal resolution regarding  
this matter.

Alderman Cromwell further requested that any Alderman  
having matters they wished to be taken to the UNSM conference  
in the form of resolutions to introduce these matters at the  
next meeting of Council for consideration and approval by  
Council.

Motion passed.

His Worship leaves the Chair taking a position in  
Council and Deputy Mayor O'Malley takes the Chair.

It was agreed by members of Council that the following  
items be dealt with at this time.

Congratulations - Alderman Cromwell - Municipal Awareness Week

His Worship extended congratulations and thanks to  
Alderman Cromwell for his fine work in the coordination of the  
various events carried out during Municipal Awareness Week.

Halifax Float - Mayor Ron Wallace

This matter was added to the agenda at the request of  
the Deputy City Clerk.

His Worship addressed the matter congratulating the  
Council on their decision to have the Halifax float appear in  
various parades around the Province referring to the appearance  
of the City float at the Apple Blossom Festival Parade.

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His Worship noted that the float had taken second prize and that the float had been well received and appreciated as a part of the parade. His Worship further thanked Alderman Rick Grant and his family for their presence at the parade as representatives of the City of Halifax.

Alderman Grant addressed Council indicating that he and his family had represented Council at the Apple Blossom Festival Parade noting that the float had been well received and a made a good showing for the city.

H.A.L.T. - Mayor Ron Wallace

This matter was added to the agenda at the request of the Deputy City Clerk.

His Worship addressed the matter indicating that H.A.L.T. was the yearly clean up campaign carried out by the City and thanking Mr. Jim Bauld, Mr. P. Connell, Director, Engineering and Works, and Mr. Karl Perry, Director of Education for their involvement in the campaign. His Worship further noted that high school students had been involved in the clean up and that some 1200 bags of litter had been collected.

Halifax District School Board Budgeting Process

This matter was deferred from earlier in the meeting.

MOVED by His Worship Mayor Ron Wallace, seconded by Alderman Doehler that this matter be deferred pending a meeting between the Deputy Mayor and His Worship with regard to the content of the motion.

Motion passed.

Art Allocation in Development Projects

His Worship addressed the matter indicating that an error appeared in the minutes in the relation to the percentages quoted noting that 1% of \$50 million would be \$500,000 rather than \$50,000 and 1/2% would be \$250,000 rather than \$25,000.

MOVED by His Worship the Mayor, seconded by Alderman Doehler that, as recommended by the City Planning Committee, the May 7, 1984 staff report be tabled with an expressed interest being made by Council in receiving submissions from interested parties in relation to this matter and that staff be requested to meet with the Construction Association, the Urban Development Institution and other organizations involved in development within the City to discuss this matter and bring back a report for consideration.

Motion passed.

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Demolitions - Mayor Ron Wallace

This matter was added to the agenda at the request of the Deputy City Clerk.

His Worship addressed the matter referring to his motion at Committee of the Whole regarding the matter of referring applications for demolition to the Heritage Advisory Committee for their review and report back to Council within 10 days with respect to the heritage value of the property involved. His Worship indicated that staff has advised him that a report with regard to demolitions was prepared and submitted to Council in 1983 regarding this matter. His Worship further noted that the report was very indepth and informative.

His Worship suggested that staff give some thought in their study to the removal of housing stock without information as to what is to replace it. His Worship advised that some Cities require information from developers as to what will happen when a building is demolished.

His Worship asked that staff bring back a report on the question of a ten day delay for demolitions to give the city some authority for a short period of delay without hardship, and to broaden staff's report to cover housing stock including information with respect to what development is planned in situations where applications for development are received without including such information.

The Chairman advised that a motion was not being made and that the item represented a request of staff for a report on behalf of His Worship.

QUESTIONS

Question Alderman Flynn re: Chebucto Road Curb and Gutter

Alderman Flynn referred to a March 20, 1985 staff report regarding the disrepair of curb and gutter on Chebucto Road from Newton Avenue to Armcrescent indicating that flooding problems experienced by local residents was attributed to the disrepair of the curb and gutter by staff.

Alderman Flynn advised that repair of this curb and gutter had not been included in the 1985 Capital Budget and requested that staff review the situation, and if there were surplus funds within the Capital Budget, they consider carrying out the required work in this area.

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Question Alderman Downey re: Government Building - Gottingen Street

Alderman Downey referred to the proposed government building for Gottingen Street noting that the building had been put on hold at the time of the change of government and no further word has been received with regard to the status of the building. Alderman Downey further noted that the site was not being maintained and should be cleaned up.

Alderman Downey indicated that in light of the recent tabling of the Federal Budget he felt that His Worship should inquire with regard to the status, and requested that the Member of Parliament of the area be contacted with regard to what the present plans are. His Worship indicated that the suggestion would be carried out.

Question Alderman Downey re: Litter - Barrington Street

Alderman Downey indicated that he had been receiving complaints with regard to the litter located on Barrington Street, on the dockyard side, from North to Cornwallis Street and requested that staff have this litter cleaned up.

Question Alderman Flynn re: Litter CNR Property

Alderman Flynn referred to the problem of the condition of CNR property located on Joseph Howe Drive and at the Bicentennial Highway Intersection and requested that they be contacted early with regard to the clean up of the properties for the coming season.

Question Alderman LeBlanc re: Destructive Worm - Nova Scotia Power Corporation Right of Way

Alderman LeBlanc referred to complaints he had been receiving from residents in his Ward in the Clayton Park area regarding the existence of a destructive worm which is affecting their properties.

Alderman LeBlanc indicated that the worm was originating from the Nova Scotia Power Corporation right of way in the area and requested that staff contact the Nova Scotia Power Corporation with regard to the matter.

The City Manager indicated that staff would take the necessary action with regard to this matter.

Question Alderman LeBlanc re: Staff Understanding of Agenda Item 20.3 - Demolitions

Alderman LeBlanc referred to His Worship's comments with regard to Agenda item 20.3 and asked if the City Manager was aware that those comments were based on His Worship's position and not a Council directive.

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The City Manager indicated that he had not listened carefully to the comments made by His Worship and noted that staff's comments with regard to this matter were outlined in the 1983 staff report.

Question Alderman Nolan re: Blasting - Camphill Project

Alderman Nolan referred to a complaint he had received from a Ward 2 residents regarding movement felt in their building due to blasting being carried out at the Camphill project. Alderman Nolan indicated that the insurance people for the Province of Nova Scotia had visited the building and done an inspection, subsequently the individual in question had contacted his insurance people and had been advised to obtain a copy of the inspection report. Alderman Nolan indicated that the individual had been refused a copy of the report.

Alderman Nolan asked if the city had any control or input into this type of activity taking place including protection to the citizens in the city and if not, why not.

Question Alderman Grant re: River Road Upgrading

Alderman Grant referred to the upgrading on River Road including the storm sewers and requested that staff develop the same type of costing arrangements for this project as was carried out for Spencer Avenue.

Question Alderman Grant re: Signage Including Cost of Project

Alderman Grant referred to the City policy of erecting 'Sorry for the Inconvenience' signs during construction noting the Federal and Provincial policy of including the project cost on the sign and asked staff to look into the possibility of including the project cost on signs erected by the City.

Question Alderman Dewell re: Accumulation of Garbage Bayne Street Transfer Station

Alderman Dewell referred to a recent visit to the Bayne Street Transfer Station indicating that he had noted a large accumulation of debris at the Transfer station, and requesting that staff contact the Metropolitan Authority to request that they correct this situation and maintain the transfer station in a clean and orderly manner. Alderman Dewell noted that the contract with the Metropolitan Authority provides that the authority maintain and keep the facility in an orderly fashion.

Question Deputy Mayor O'Malley re: Status of Municipal Planning Strategy Review

Deputy Mayor O'Malley referred to the ongoing Municipal Planning Strategy review and asked what the status was of this review at this time. Deputy Mayor O'Malley asked what sub-committees had completed their reports and when they would be submitted to Council, as well as, the status of the umbrella committee report.

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Question Alderman Meagher re: North Street Repair

Alderman Meagher referred to a previous question he had directed to the Engineering and Works Department regarding the repair of North Street from Windsor to the Bridge noting that to date he had not received a response with regard to this matter.

Question Alderman Meagher re: Bicycles on Sidewalks

Alderman Meagher referred to a number of complaints he had received with regard to high speed bicycles being driven on sidewalks noting that he understood that much of the problem occurred on Quinpool Road, Oxford Street and Spring Garden Road. Alderman Meagher requested that the Police Department look into this and give warnings to those people driving bicycles on the sidewalk.

NOTICE OF MOTION

Notice of Motion Alderman Meagher re: Continuation and  
Amendments to Ordinance #170 Respecting Partial Tax  
Exemption For Certain Properties

Alderman Meagher gave notice of motion that at the next regular meeting of Halifax City Council he proposes to introduce a motion that Ordinance #170 be continued in effect for the year 1985 and to amend Schedule "A" by the addition of the "Golden Age Social Centre, 210-212 Herring Cove Road" and to amend Schedule "B" by the addition of "Sport Nova Scotia, 5516 Spring Garden Road."

ADDED ITEMS

Case No. 4681 - Contract Development - 44 Bedford Highway  
Lot B-1

This matter was added to the agenda at the request of the Deputy City Clerk. A staff report dated May 21, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman  
Cromwell that Council confirm that the proposed motor vehicle  
dealership, as shown on Plan No. P200/13879 to 13883 is  
substantially in conformance with the contract development  
agreement between Sussex Leaseholds and the City of Halifax,  
registered at the Registry of Deeds in Book 3970 at Page 277.

Motion passed.

Dutch Elm Disease

This matter was added to the agenda at the request of the Deputy City Clerk. A staff report dated May 30, 1985 was submitted.

MOVED by Alderman Doehler, seconded by Alderman Cromwell that staff be authorized to act on the importation of diseased wood into the City whether it be through negotiations with the person attempting to import the infected wood into the City or, if negotiations are unsuccessful, resort to the courts with the possibility of an interim injunction being sought to prohibit the importation.

Motion passed.

Letter from Linda Boutilier - Alderman Jeffrey

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

Alderman Jeffrey addressed the matter referring to a letter from Mrs. Linda Boutilier with regard to her father, Mr. Gerald Hiltz. Alderman Jeffrey indicated that Mr. Hiltz was a long time resident of the City of Halifax and for the past six years has resided at the Sunrise Manor. Recently Mr. Hiltz was taken ill resulting in a hospital stay and subsequently transferred to a nursing home in Amherst.

Alderman Jeffrey indicated that Mr. Hiltz had no family in the Amherst area and in fact his entire family resided in the City. Alderman Jeffrey indicated that Mrs. Boutilier was concerned with her father's recovery due to the absence of family in Amherst. Alderman Jeffrey further noted that the family had been advised that Mr. Hiltz would be located in Halifax within two weeks and that six weeks have passed since his admittance to the Amherst nursing home.

Alderman Jeffrey requested that the Social Planning Department look into this matter and make every effort to have Mr. Hiltz located in a nursing home within the City as soon as possible.

Opening Dates for Seaview Park - Deputy Mayor O'Malley

This matter was added to the agenda at the request of Deputy Mayor O'Malley.

Deputy Mayor O'Malley addressed the matter congratulating the City Manager and his staff on the fine job done on the creation of Seaview Park and Seaview Park lookout. Deputy Mayor O'Malley noted that use of the park was increasing and that it has come time for an official opening of the park. Deputy Mayor O'Malley indicated that he was aware that some work on the park had not been completed but that this was going ahead and would be completed in the near future.



MOVED by Deputy Mayor O'Malley, seconded by Alderman Grant that Council direct the Recreation Department in conjunction with the Parks and Grounds to arrange an official opening of Seaview Park for June 15, 1985.

Motion passed.

Japanese Delegation

His Worship addressed Council referring to the upcoming delegation from Japan to visit the City beginning on Sunday and encouraging members of Council to attend as many functions as possible. His Worship thanked Mr. Allan Waye for his work in preparing for this visit from the Japan delegation.

Alderman Flynn referred to the upcoming FCM conference noting that four members of Council would be attending the conference next week.

Moment of Silence - Deputy Chief Ernest Langille

A moment of silence was observed in memory of the late Deputy Chief Ernest Langille, a retired officer of the Halifax Police Department.

10:15 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE  
DEPUTY MAYOR G. O'MALEY  
CHAIRMEN

E. A. KERR  
DEPUTY CITY CLERK

DATE APPROVED BY COUNCIL: \_\_\_\_\_

wc/sg