

**SPECIAL COUNCIL  
PUBLIC HEARINGS  
MINUTES**

Council Chamber  
City Hall  
Halifax, Nova Scotia  
23 August 1989  
7:30 p. m.

A special meeting of Halifax City Council, Public Hearings was held at this time.

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

**PRESENT:** Deputy Mayor Richard Grant, Chairman; and Aldermen Fitzgerald, Downey, Meagher, Pottie, Hanson, Flynn, and Stone.

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

**DEFERRED ITEMS**

The following items were forwarded to this meeting from the Committee of the Whole Council meeting held earlier on this date:

**Voting Delegates UNSM Conference (Alderman Leiper)**

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

**MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, City Council approve the following as the voting delegates for the UNSM Conference in September:**

Alderman Deborah Grant  
Alderman Graham Downey  
Alderman Patrick Pottie  
Alderman Moira Leiper  
Alderman William Stone

**The motion was put and passed.**

Public Hearings  
23 August 1989

Public Consultation Strategy for Solid Waste Management

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

MOVED by Alderman Hanson, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, City Council endorses the Public Consultation Strategy for the Solid Waste Management Master Plan (as contained in the report entitled "Solid Waste Management Master Plan - Public Consultation Program" dated July 1989 and prepared for the Metropolitan Authority by Griffiths Muecke Associates); and further that City Council submit nominations for three citizen appointees to serve on the proposed Waste Management Advisory Committee..

The motion was put and passed.

**Alderman Leiper enters the meeting**

**Public Hearing Re: Case No. 5562 - Development Agreement -  
6205 Pepperell Street**

---

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

**Mr. Barry Allen, the Acting City Solicitor enters the meeting.**

Mr. Angus Schaffenburg, Planner II outlined, using diagrams for illustrative purposes, the application of Messrs. J. Ramia and A. Ramia for a development agreement for 6205 Pepperell Street as presented in the staff report of 23 June 1989. Mr. Schaffenburg advised that the purpose of the development agreement would be to permit the subject properties to be used for customer and staff parking as well as loading and unloading.

Mr. Schaffenburg then responded to questions from Council.

Mr. John Young, solicitor for the applicant, addressed Council and advised that his client concurs with staff report dated 23 June 1989. Mr. Young added that if this application was approved, his client intends to have a rear entrance installed in the building, at an appropriate time, to allow staff to enter the building from the rear, and as well, the rear entrance would be used for loading and unloading. Mr. Young noted that it would not be necessary to have a large loading bay since the current loading and

Public Hearings  
23 August 1989

unloading was currently done through the front door of the building.

Mr Young indicated that he had been speaking with the owner of 6209 Pepperell Street regarding concerns of a fence between the properties of 6209 and 6205 Pepperell Street. He advised that his client was prepared to construct the fence to comply with City guidelines, and to accommodate the owner of 6209 Pepperell Street.

Ms. Cheryl Tissington, owner of 6209/11 Pepperell Street addressed Council, read and submitted a report expressing her concerns over this application. (A copy of this report may be found in the official file of this meeting).

Ms. Tissington advised that her first concern was that sketch 2, of the 23 June 1989 staff report, does not indicate where a door or loading bay into the building would be located. She added that this sketch also shows the fence on her property ending some 15 ft. or 20 ft. from the rear property line and she expressed concern that parking and loading and unloading would continue over her property.

On a second point, Ms. Tissington informed that over two years ago she made arrangements to move a power pole in front of her property, at considerable expense, in order to gain more access to her driveway. She suggested that any work the applicant plans to do, whether it was fencing or landscaping, at the front of 6205 Pepperell Street property be carried out so that it would not further obstruct access to her driveway. Ms. Tissington also noted that access to 6213 Pepperell is over this driveway as well.

Ms. Tissington advised that she was also concerned that the parking arrangement shown on sketch 2, of the staff report dated 23 June 1989, showed that vehicles would be backing out over the sidewalk and onto Pepperell Street and this would be very hazardous.

Ms. Tissington noted that there was no mention of loading and unloading or delivery time restrictions in the staff report. On a final point, Ms. Tissington indicated that the homes on Pepperell Street were well kept and she expressed concern that any work carried out on the subject property should be of good quality and maintained in a responsible manner. Ms. Tissington added that she hoped that Council, when making a decision on this matter, would keep her concerns in mind.

Mrs. Eaton, of 6213 Pepperell Street, addressed Council and advised that regarding the application of a

Public Hearings  
23 August 1989

development agreement for 6205 Pepperell Street, she was concerned that, if the application was approved, a hazard would be created by cars backing out over the sidewalk and onto Pepperell Street.

Ms. Joyce Dempsey, a resident of 6201 Pepperell Street, addressed Council and advised that 10 years ago a loading bay had been illegally constructed in the building in question. She added that, at this time, she notified the City about this and the loading bay was sealed and was not used since.

Ms. Dempsey indicated that, in her opinion, the 33 ft. wide driveway, as shown in the staff report of 23 June 1989, would not be sufficient to accommodate staff parking, and loading and unloading of furniture trucks. Ms. Dempsey also expressed concern that the staff report indicated that her chain link fence would be made opaque. She added that no one from city staff has explained to her what this means.

In conclusion, Ms. Dempsey advised that, in her opinion, this public hearing was called at an inopportune time, because most people affected by this public hearing would be away on vacation.

Ms. Dempsey then responded to questions from Council.

There were no further persons wishing to address Council.

The following correspondence was submitted:

22 August 1989, Chandler Moore, Barristers & Solicitors, 3476 Dutch Village Road, Halifax, NS, B3N 2R9.

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that this matter be moved to Council without recommendation, and that the questions raised by the citizens regarding this matter be addressed by staff by the next regular meeting of City Council, scheduled for 31 August 1989.

The motion was put and passed.

Public Hearing Re: Case No. 5787 - Development Agreement - 1488 - 1494 Carlton Street & 5950 Spring Garden Road (Pro-Dent)

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

Public Hearings  
23 August 1989

Mr. Michael Hanusiak, Planner II, addressed Council and, with the aid of photographs and diagrams, outlined the application for contract development involving the properties at 1488-94 Carlton Street and 5950 Spring Garden Road, as presented in the staff report of 11 July 1989. Mr. Hanusiak advised that the purpose of the agreement would be to permit an addition to the building at 1488-94 Carlton Street and to allow the commercial use contained therein (Pro-Dent Laboratory) to expand into the adjacent building by way of a common linkage between the two structures.

In response to a question by Alderman Flynn, Mr. Hanusiak advised that, regarding the concern expressed by Mrs. Betty Arron, owner of 5958-66 Spring Garden Road, over the removal of a dwelling at the rear of 5950 Spring Garden Road, he had spoken with Mr. Medjuck, Mrs. Arron's solicitor, today. Mr. Hanusiak noted that the applicant would be willing to erect a fence or barricade, and the terms of this could be stated in the contract. Mr. Hanusiak advised that Mr. Medjuck was in agreement with this.

There were no further persons wishing to address Council.

The following correspondence was submitted:

22 August 1989, Medjuck & Medjuck, Barristers and Solicitors, Cornwallis Place, 1601 Lower Water Street, Halifax, NS

Alderman Fitzgerald addressed the matter and advised that the applicant has been very cooperative with the Heritage Advisory Committee, but indicated that, at this time, he would move the staff recommendation, with the encouragement that the owner, if contemplating painting changes in the future, give consideration to the Heritage Advisory Committee's recommendation of painting the building in a lighter color.

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that:

(1) City Council discharge the existing development agreement between the City of Halifax and Pro-Dent Laboratory, for the property at 1488-94 Carlton Street.

(2) City Council agree to enter into a development agreement pursuant to Section 16AE (a) of the Land Use Bylaw (Peninsula) to permit an enlargement of the building at 1488-94 Carlton Street, its expansion by common linkage to 5950

**Public Hearings  
23 August 1989**

Spring Garden Road, and the use of 1488-94 Carlton Street and 5950 Spring Garden Road as a dental laboratory and offices.

(3) That the development be permitted on the condition that alterations be carried out in substantial conformance with Plans No. P200/17053-54, 17059-60, 17065-66 and 17311 of Case No. 5787.

The motion was put and passed.

**Public Hearing Re: Case No. 5751 - MDP & LUB Bicentennial Drive at Bayers Lake Interchange**

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

Mr. Angus Schaffenburg, Planner II addressed Council and, using diagrams, outlined the proposed amendments to the Municipal Development Plan: West Side of Bicentennial Drive at Bayers Lake Interchange as found in the reports of 26 July 1989 and 27 July 1989. He pointed out that the rationale for these amendments was that the new interchange being constructed, the Bayers Lake interchange, will provide a new and major access to the Halifax Industrial Parks.

Mr. Louis Dursi, Chairman of the Lakes and Waterways Advisory Committee addressed Council and explained the role of the Lakes and Waterways Advisory Committee on this matter. Mr. Dursi briefly outlined the report of the Halifax Lakes and Waterways Advisory Committee of 14 July 1989. He pointed out that the Committee was unanimous in its endorsement of the proposed rezoning but have reservations on the future water quality of Kearney Lake, and was pleased to hear that an environmental study for those lake systems would be recommended by City Council for City Council's approval.

Mr. Dursi noted that Suzie Lake, down to Kearney Lake was currently used for recreational purposes. He suggested that, if possible, the development proposal give this land consideration to some form or means of height restriction, so as to provide the unique appearance from Suzie Lake of what appears to be an undeveloped area.

Mr. Dursi also pointed out that inquiries have been made regarding development around the Suzie Lake and Kearney Lake area, and that the Lakes and Waterways Advisory

Public Hearings  
23 August 1989

Committee supports the idea of, perhaps, some sort of recreational development. Mr. Dursi suggested that, if difficulty was encountered regarding a recreational commons for the Clayton Park area, that City Council give consideration for such development around the five lake systems.

On a final note, Mr. Dursi suggested that, regarding terms of service on the Lakes and Waterways Advisory Committee, a two year term of service was not sufficient time for Committee members to deal with issues. Mr. Dursi indicated that the Committee deals with long term issues, and requested that, in the future, Council give consideration of appointing members of the Lakes and Waterways Committee to three year terms of service rather than two year terms.

There were no further persons wishing to address Council.

The following correspondence was submitted:

22 August 1989, Alan Ruffman, President, Geomarine Associated Ltd., 5112 Prince Street, Halifax, NS B3J 2L4

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that:

1. City Council approve amendments to the Municipal Development Plan, Land Use Bylaw and Subdivision Bylaw, as set out in Appendix "A" of the PAC's report dated 26 July 1989 excluding the application of Schedule "L".

2. No further changes in land use for these lands designated "Holding Area" be considered until a comprehensive environmental impact assessment is carried out.

The motion was put and passed.

Public Hearing Re: Minor Variance - 1876-78 Vernon Street

The following correspondence was submitted:

A Fax dated 22 August 1989 from Mr. Matthew Wood, Brendan Wood Management Resources International, Suite 300, 100 Adelaide Street West, Toronto, ON, M5H 1S3 withdrawing the appeal.

The City Clerk advised that the owner of 1876-78 Vernon Street had withdrawn his appeal, and this item was deleted from the agenda.

Public Hearings  
23 August 1989

Public Hearing Re: Minor Variance - 2107 Oxford Street

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

Mr. Michael Hanusiak, Planner II addressed Council and outlined the reasons why the application for a minor variance to vary the side yard and lot area provisions of the R-2 (General Residential) Zone of the Land Use Bylaw (Peninsula) to permit two illegal apartment units to remain in the building at 2107 Oxford Street was refused, as illustrated in the staff report of 10 April 1989. (A copy of this report may be found in the official file of this meeting)

Mr. Hanusiak then responded to questions from Council.

Mr. Dan Clarke, solicitor for the appellant addressed Council and, using photographs, outlined reasons why Mr. Metlej's, the appellant, request for a minor variance should be granted. Referring to the photographs, Mr. Clarke suggested that the building was not obtrusive to the area and neighborhood in question.

Mr. Clarke submitted a petition by 18 of the residents of the area in question, supporting Mr. Metlej's proposal for a four unit building at 2107 Oxford Street (A copy of which may be found in the official file of this meeting). Mr. Clarke indicated that the initial application for this minor variance was made over two years ago, on April 27, 1987, and it appears, in his opinion, that Mr. Metlej was no further ahead on this matter.

Mr. Clarke advised that he objected to staff's suggestion that there was intentional disregard on this matter by Mr. Metlej. He noted that the construction of the building in question was done in accordance to the plans, and that the building itself was not too large for the lot. Mr. Clarke pointed out that City staff does not take issue with the building being too large for the lot, but rather that there were four units in the building instead of two. Mr. Clarke added that City staff inspected the building during the summer of 1986 and found it complied with the plans submitted, and it was after this time that staff, by noticing an excess of meters, became aware of four units in the building.

Mr. Clarke expressed some concern over the length of time that this appeal has taken to come before Council. He indicated, though, that he was aware that Council had been



Public Hearings  
23 August 1989

deferring this item until a decision had been made regarding the Peninsula North Plan.

In summary, Mr. Clarke advised that Council should grant Mr. Metlej this minor variance on the basis that Mr. Metlej had the support of the neighborhood and the abutters; that the size of the building was appropriate for the lot; and, that the construction of the four units was not done with intentional disregard for the bylaws, but rather, through a misunderstanding. On a final point, Mr. Clarke indicated that if Council refuses this minor variance, this would create a financial hardship for the applicant.

There were no further persons wishing to speak.

Alderman Meagher addressed the matter and suggested the applicant meet with staff for discussions on whether the applicant's property on Harvard Street, if combined with the property on 2107 Oxford Street, would comply with the lot size requirements for a four unit building; thus, meeting the requirements which may allow a minor variance.

MOVED by Alderman Meagher, seconded by Alderman Hanson that this matter be forwarded to Council without recommendation pending discussions between the applicant and staff.

The motion was put and passed.

With no further business to discuss, the meeting adjourned at 8:55 p.m.

HIS WORSHIP DEPUTY MAYOR RICHARD GRANT

HEADLINES FOR CITY COUNCIL MINUTES  
of 08/23/89

<b>Voting Delegates UNSM Conference (Alderman Leiper)</b>	..... 500
<b>Public Consultation Strategy for Solid Waste Management</b>	..... 501
<b>Public Hearing Re: Case No. 5787 Development Agreement 1488 -1494 Carlton Street &amp; 5950 Spring Garden Road</b>	..... 503
<b>Public Hearing Re: Case No. 5751 - MDP &amp; LUB Bicentennial Drive at Bayers Lake Interchange</b>	..... 505
<b>Public Hearing Re: Minor Variance - 1876-78 Vernon St.</b>	..... 506
<b>Public Hearing Re: Minor Variance - 2107 Oxford Street</b>	..... 507

**CITY COUNCIL  
M I N U T E S**

Council Chamber  
City Hall  
Halifax, Nova Scotia  
31 August 1989  
8:00 P.M.

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

The meeting was called to order, and members of Council, led by Alderman Patrick Pottie, joined in the recitation of the Lord's Prayer.

**PRESENT:** His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Richard Grant; and Aldermen Fitzgerald, Downey, Meagher, O'Malley, Pottie, Hanson, Jeffrey, Leiper, Flynn and Stone.

**ALSO PRESENT:** City Manager; City Clerk; and Mr. Barry Allen, representing the City Solicitor.

Presentation - Taxi Awareness Week (Alderman Jeffrey)

Alderman Tom Jeffrey, Chairman of the Halifax Taxi Commission, provided a brief overview of the events which have been held in conjunction with "Taxi Awareness Week" (27 August - 3 September), and presented His Worship Mayor Wallace and the other members of Council with a souvenir hat as a memento of the occasion.

Presentation - Captain Gordon Hawkins

His Worship Mayor Wallace addressed Council on the occasion of the retirement from duty of Captain Gordon Hawkins, who had served as Commissionaire and Sergeant at Arms at Halifax City Hall for the past 9 years. Referring to "Gordie" as City Hall's "official greeter," Mayor Wallace emphasized that Captain Hawkins had always been extremely courteous, obliging and correct in the exercise of his duties and, because of that, had made a great many friends during his years with the City.

His Worship (assisted by Deputy Mayor Richard Grant), on behalf of all members of City Council then presented Captain Hawkins with a City of Halifax service

Council  
31 August 1989

award as well as a MacAskill photograph (showing Citadel Hill and George's Island). In his remarks, the Deputy Mayor emphasized that Aldermen had always felt they could depend on Gordie for assistance and direction, and referred to him as a "real friend" of City Council.

In offering his appreciation, Captain Hawkins made reference to the many enjoyable experiences his years at City Hall had provided him, and expressed the hope that those from City Hall who happen to passing through "the Valley" will stop by for a visit.

#### MINUTES

Minutes of the last regular meeting of Halifax City Council, held on Thursday 27 July, and of a special meeting held on Wednesday 23 August, 1989, were approved on a motion by Alderman Fitzgerald, seconded by Alderman Downey.

#### APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

10.22 Recommendation - Tender #89-132  
(Microcomputers)

MOVED by Alderman Leiper, seconded by Alderman Stone the agenda, as amended, be approved.

The motion was put and passed.

#### DEFERRED ITEMS

Case No. 5562 - Development Agreement:  
6205 Pepperell Street

A public hearing concerning this matter was held on Wednesday, 23 August 1989.

A supplementary staff report, dated 30 August 1989, was submitted, together with correspondence (also dated 30 August) from Mr. John A. Young, representing the firm of Boyne Clarke, solicitors for the applicant.

Council  
31 August 1989

Alderman Fitzgerald noted that he had discussed the matter in some depth with all parties concerned with this application, and has reached the conclusion that the matter has some considerable potential for long-term and far-reaching implications unless various problems are resolved at the outset.

It was therefore moved by Alderman Fitzgerald, seconded by Alderman Pottie that the matter be deferred so that the development agreement can be reviewed and all potential difficulties addressed.

Deputy Mayor Richard Grant made reference to the staff recommendation which suggests that the hours of operation (for loading and unloading) be confined to the hours of 7:00 a.m. - 11:00 p.m. The Deputy Mayor advised that he had experienced a similar situation in Ward 7 and, based on the difficulties which subsequently arose, would strongly recommend that normal hours of operation (i.e., 9:00 a.m. - 5:00 p.m.) be employed.

The motion to defer was put and passed.

#### Appeal of Minor Variance Refusal - 2107 Oxford Street

A public hearing into this matter had been held on Wednesday, 23 August 1989.

A supplementary staff report, dated 24 August 1989, was submitted from Mr. J. Michael Hanusiak, Acting Development Officer; together with correspondence, dated 31 August 1989, from Mr. Daniel J. Clarke, solicitor for the appellant.

Alderman Meagher made reference to the 24 August supplementary report, and emphasized that he had hoped to be provided with an estimate of the amount of land that would be available under the proposed Peninsula North Detailed Area Plan. Because this information had not been forthcoming, the Alderman indicated that he would now prefer to discuss the matter with staff of the Planning Department and the solicitor for the appellant in order to determine the difference in the two amounts of land required, and also to establish a timeframe for the approval of the Peninsula North Detailed Area Plan.

It was therefore moved by Alderman Meagher, seconded by Alderman Pottie that the matter be deferred.

The motion to defer was put and passed.

Council  
31 August 1989

Building - Corner of Bilby and Agricola Streets

This matter had last been discussed (during "Question Period") at the last regular meeting of City Council held on 27 July 1989.

An Information Report, dated 31 August 1989, was submitted.

Alderman O'Malley made reference to the fact that the owner of the dilapidated building at the corner of Bilby and Agricola Streets had not yet undertaken to effect repairs to his property, despite having received a fine for unsightly premises in early July.

Expressing concern at the lack of progress being made in repairing this structure, it was moved by Alderman O'Malley, seconded by Alderman Pottie that staff of the City's Building Inspection Division be requested to reexamine the structure at the corner of Bilby and Agricola Streets, and make every attempt to ensure that the necessary repairs are undertaken by the building's owner as quickly as possible.

The motion was put and passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report from the Finance and Executive Committee from its meeting held on Wednesday, 23 August 1989, as follows:

Mainland North Traffic

MOVED by Alderman Leiper, seconded by Alderman Pottie that, as recommended by the Finance and Executive Committee:

- 1) a letter be forwarded to the Minister of Transportation for a further plea for a restriction on exits from highways into the City during peak hours and that he provide an explanation as to why this request had been rejected in the past;
- 2) this matter be placed on the agenda for the meeting with the MLA's scheduled for Monday, 28 August 1989;

Council  
31 August 1989

- 3) the lights be monitored for timing at Bayview Road and Lacewood Drive and that staff report on their findings as well as to any changes that have been made to the flashing green lights on the Bedford Highway;
- 4) staff comment on the possibility of restricting turns off Dunbrack Street and off Lacewood Drive;
- 5) staff comment on the possibility of the City of Halifax conforming with the three other municipalities in introducing restrictive truck signs;
- 6) staff report on the possibility of a three way stop sign at the intersection of Gateway Road and Bayview Road;
- 7) the Committee be recalled - consisting of the Aldermen for Wards 9, 10, and 12, staff, His Worship the Mayor and the Honorable Joel Matheson (MLA) - to address short term solutions to the Mainland North traffic concerns.

In her subsequent remarks, Alderman Leiper strongly recommended that the letter (referred to in (1) of the motion) be forwarded immediately to the Minister of Transportation; and that the Committee [referred to in (7)] be recalled as quickly as possible.

The motion was put and passed.

#### Task Force on City Traffic

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

- (a) the Terms of Reference for the "Task Force on City Traffic" be approved by City Council according to Appendix 2 of the staff report, dated 17 July 1989, providing that the following subsections are added:
  - 2.2.6 a representative of Mainland North
  - 2.2.7 a representative of Mainland South
  - 2.2.8 a representative of the Halifax Industrial Commission (preferably the Chairman of the Commission's Transportation Subcommittee);

Council  
31 August 1989

- (b) pending acceptance of representation by the described members of the Task Force, the initial meeting be called by 30 September;
- (c) recommendations be brought forth pertaining to nominations for the position of Chairman by 6 September;
- (d) the Chairman be named at the meeting of City Council scheduled for 11 September; and
- (e) the Task Force be requested to distribute Minutes of its meetings to members of Council for information purposes.

In putting forward this motion, Alderman Leiper drew Council's attention to the fact that a Chairman for this Task Force is scheduled to be named during the next regular meeting of Halifax City Council scheduled for 11 September 1989.

The motion was put and passed.

#### Geographic Information System Purchase

MOVED by Alderman Fitzgerald, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee:

- (1) the City enter into a contract with ESRI Canada Ltd. to purchase the necessary hardware and software to implement the ARC/INFO geographic information system. The contract price of \$744,491.10 is to include all necessary hardware, software, maintenance and data conversion to implement a Geographic Information System for the City;
- (2) funding for the GIS system will be made available from previously approved funds for this purpose in Account Number X1917-NC009.

The motion was put and passed.



Council  
31 August 1989

St. Mary's Boat Club

Following is the recommendation approved during the Finance and Executive Committee meeting held on 23 August 1989:

That Halifax City Council approach the Province of Nova Scotia to cost-share in the restoration of the forms of the historic St. Mary's Boat Club, and to indicate that the City is prepared to pay its share of the cost of footings and structures under the building as a first step.

Alderman Fitzgerald reiterated his earlier remarks concerning the importance of the St. Mary's Boat Club facility to all Haligonians as well as to the fact that Council has voted unanimously to proceed with the necessary repairs. He also reminded Council of the proposal to designate the Club structure as a heritage resource, and to approach the Province of Nova Scotia for cost-shared funds with which to restore the structure.

Alderman Fitzgerald brought to Council's attention a letter (dated 28 August 1989) recently received from Mr. P. Michael Gilham, P.Eng., President of Whitman Benn and Associates Limited in which an offer is made to "carry out without charge a detailed inspection and evaluation of the condition of the building, . . . and an estimate of the cost of restoring it."

It was therefore moved by Alderman Fitzgerald, seconded by Alderman Hanson that the City Manager be directed to arrange a meeting with representatives of Whitman Benn and Associates Limited and with appropriate members of City staff (e.g., the Directors of Recreation and Planning, the City Architect) to develop a two-step proposal (including a repair schedule and an estimate of costs) to be submitted to Council.

In putting forward this motion, Alderman Fitzgerald made reference to the urgency of the situation, emphasizing that, in his opinion, every effort should be made to have the Club operational by June 1990.

The motion was put and passed.

Alderman Hanson requested that copies of the 28 August correspondence received from Whitman Benn be made available to all members of Council.

Council  
31 August 1989

UNSM Priorities and Objectives -  
Discussion Paper of 19 July 1989

MOVED by Alderman Leiper, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, Halifax City Council endorse the priorities and objectives as presented in the UNSM Discussion Paper dated 19 July 1989; and further, that Council's delegates to the UNSM Annual Conference (commencing on 13 September) be instructed accordingly.

The motion was put and passed.

AIDS Policy for City of Halifax Employees

MOVED by Alderman Leiper, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Halifax City Council endorse the development of HIV Infection - AIDS Guidelines (as outlined in the staff report, dated 23 August 1989) for distribution in pamphlet form to all City of Halifax staff, such guidelines to incorporate the points raised in the 23 August report and to address the concerns discussed during recent Council meetings; and further, that Halifax City Council endorse the provision of a broad application of educational programs for all City Departments on the issue of HIV Infection - AIDS.

In putting forward this motion, Alderman Leiper asked that care be taken in the preparation of the proposed guidelines that reference be made to "he/she," emphasizing that, in so doing, attention will be drawn to the fact that both sexes can be infected by the AIDS virus.

The motion was put and passed.

MGL Consulting and Investments Limited: Leased  
Premises Adjacent to Law Courts Building

MOVED by Alderman Fitzgerald, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee, City Council authorize the Mayor and the City Clerk to execute, on behalf of the City of Halifax, the sub-leases and license between MGL Consulting and Investments Limited and the sub-tenants and licensee listed in the confidential report dated 26 July 1989 in order to consent to the said sub-leases and license.

The motion was put and passed.

Council  
31 August 1989

File #42454 - Microfilm System (Halifax Police Department)

MOVED by Alderman Downey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, authority be granted to purchase a microfilm system from Precision Microfilming Services, the lowest bidder meeting specifications, for a tendered price of \$32,385.00 (funds to be made available in Account Number 142614, "Specialized Equipment").

The motion was put and passed.

Acquisition - Parcel H-164: Civic No. 6 Hilden Drive

MOVED by Deputy Mayor Richard Grant, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, Parcel H-164, as shown on Plan TT-41-29901 and located at 6 Hilden Drive, be purchased from Turnberry Investments Limited for the sum of \$4,303 as settlement in full (funds to be made available from Account No. 226111-20330-CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition - Parcel H-167: Civic No. 486 Herring Cove Road, and Parcel H-182: Civic No. 456 Herring Cove Road

MOVED by Deputy Mayor Richard Grant, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee:

- 1) Parcel H-167, Civic No. 486 Herring Cove Road, be acquired from Green Gables Realty Limited at \$6,200;
- 2) Parcel H-182, Civic No. 456 Herring Cove Road, be acquired from Ms. Violet M. Jewers at \$2,213;

funds to be made available in Account No. CJ012, the Herring Cove Road Widening Account.

The motion was put and passed.

Council  
31 August 1989

Acquisition of Parcels H-168, H-169, H-170, H-184,  
and H-191: Civic Nos. 480, 482, 484, 452, and  
434 Herring Cove Road

MOVED by Deputy Mayor Richard Grant, seconded by  
Alderman Hanson that, as recommended by the Finance and  
Executive Committee:

- 1) Parcel H-191 be acquired from Mrs. Florence M. Tucker for \$2,015;
- 2) Parcel H-184 be acquired from Ms. Marion E. Gage for \$2,524;
- 3) Parcels H-168, 169 and 170 be acquired from Mr. Peter Worthen for \$6,489;

funds to be made available from Account #CJ012, the Herring Cove Road Widening Account.

The motion was put and passed.

Expropriation Settlement - Easement SE-B10:  
Civic No. 11 Wenlock Grove

MOVED by Alderman Hanson, seconded by Deputy Mayor Richard Grant that, as recommended by the Finance and Executive Committee, the expropriation of easement SE-B10, Civic No. 11 Wenlock Grove, be settled for \$11,283.45 (funds are available in Account No. BB-011, the capital account for the project).

The motion was put and passed.

Electric Railway Right-of-Way

MOVED by Alderman Hanson, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the City's interest in the Electric Railway Right-of-Way be conveyed to Mr. R. G. Buell, 40 Colindale Avenue, Halifax, for \$1.00, subject to Mr. Buell re-conveying Parcels B, C and D (as shown on the map attached to the confidential staff report dated 8 August 1989) to the respective abutters, and Mr. Buell bearing the legal and advertising costs.

The motion was put and passed.

Council  
31 August 1989

Acquisition of Parcels H-168, H-169, H-170, H-184,  
and H-191: Civic Nos. 480, 482, 484, 452, and  
434 Herring Cove Road

MOVED by Deputy Mayor Richard Grant, seconded by  
Alderman Hanson that, as recommended by the Finance and  
Executive Committee:

- 1) Parcel H-191 be acquired from Mrs. Florence M. Tucker for \$2,015;
- 2) Parcel H-184 be acquired from Ms. Marion E. Gage for \$2,524;
- 3) Parcels H-168, 169 and 170 be acquired from Mr. Peter Worthen for \$6,489;

funds to be made available from Account #CJ012, the Herring Cove Road Widening Account.

The motion was put and passed.

Expropriation Settlement - Easement SE-B10:  
Civic No. 11 Wenlock Grove

MOVED by Alderman Hanson, seconded by Deputy Mayor Richard Grant that, as recommended by the Finance and Executive Committee, the expropriation of easement SE-B10, Civic No. 11 Wenlock Grove, be settled for \$11,283.45 (funds are available in Account No. BB-011, the capital account for the project).

The motion was put and passed.

Electric Railway Right-of-Way

MOVED by Alderman Hanson, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the City's interest in the Electric Railway Right-of-Way be conveyed to Mr. R. G. Buell, 40 Colindale Avenue, Halifax, for \$1.00, subject to Mr. Buell re-conveying Parcels B, C and D (as shown on the map attached to the confidential staff report dated 8 August 1989) to the respective abutters, and Mr. Buell bearing the legal and advertising costs.

The motion was put and passed.

Council  
31 August 1989

VIA Rail Cutbacks

Correspondence regarding the "SAVE VIA RAIL" Conference (scheduled 14-15 September in Saint John, New Brunswick), received on 31 August 1989, was submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee, \$1,500 be approved as the City's contribution to the "Save VIA Rail" Conference, and that funds be allocated for this purpose from the Manager's Contingency Account.

Responding to a question from Alderman Fitzgerald, His Worship Mayor Wallace advised that he, Alderman Flynn, and Mayor John Savage from the City of Dartmouth would all be participating as panelists during the Conference.

The motion was put and passed.

Award of Tender #89-15: Grosvenor Park Tennis Court, Basketball Pad and Parking Lot

MOVED by Alderman Stone, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee, Tender #89-15 pertaining to the Grosvenor Park Tennis Court, Basketball Pad and Parking Lot, be awarded to Basin Contracting Limited for a tender price of \$48,940 and a total project cost of \$59,000 (funding to be authorized from Account Number FA107).

The motion was put and passed.

Shearwater International Air Show -  
Permission to Overfly the City

MOVED by Alderman Fitzgerald, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, permission be granted to various flying performers to overfly the City of Halifax during the Shearwater International Air Show (scheduled for 14 - 18 September 1989), providing that all military and Ministry of Transport safety regulations are strictly adhered to.

The motion was put and passed.

Council  
31 August 1989

Tender #89-83R: Window Replacement  
Spryfield Fire Station

An Information Report, dated 29 August 1989, was submitted.

MOVED by Deputy Mayor Richard Grant, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, authority be granted to award this contract for the south and east elevations to Blunden Construction at tendered prices of \$13,750.00 and \$13,561.00 respectively + 10 percent contingency, for a total project cost of \$30,000.00 (funds to be made available in Account Number 142616).

In putting forward this motion, the Deputy Mayor questioned whether it was appropriate to include the brand names of various products in the City's tender specifications, emphasizing that, in so doing, suppliers of different (but equivalent) products may be discouraged from submitting bids.

A discussion ensued, with the City Manager suggesting that this was a matter which should be forwarded to the City's Tendering Committee for review and recommendation.

The motion was put and passed.

Canada Post - Supermailboxes

MOVED by Alderman Flynn, seconded by Alderman Stone that, as recommended by the Finance and Executive Committee, Council's previous motion of 25 May 1989 be amended to delete Section 3(a), pertaining to the placement of mail delivery boxes on City-owned land, and to read as follows:

THAT Council:

1. contact the Minister responsible for the Canada Post Corporation and request detailed answers to the following issues:
  - a) the effect of the delivery boxes on adjacent property values for reasons of nuisance and on new subdivision development for reasons of the reduced level of service compared to the rest of Halifax;

Council  
31 August 1989

- b) a precis of all other cost reduction and revenue growth measures that have been implemented, or are being considered, and their impact, compared to that of the reduced delivery service levels.
2. continue to campaign for the same delivery service for all Halifax residents, and to the residents of all Canadian cities, through the Federation of Canadian Municipalities;
  3. establish the following delivery box location and maintenance standards, because the Canada Post policy is now in effect and affects development now underway;
    - a) DELETED.
    - b) the Corporation shall supply, with the Building and/or Street Opening Permit application, letters from the property owner on which the box is to be placed and from the abutting property owner confirming acceptance of the type of box, its location, and its ongoing level of maintenance before the Permit is issued;
    - c) Canada Post Corporation's Site Selection Guidelines (Appendix A) and additional City site selection guidelines (Appendix B) shall apply to either type of box;
    - d) snow and ice, when present, and litter shall be cleared at least once a day;
  4. instruct staff to bring forward amendments to Ordinance #131, the Building Code Ordinance, to require each new residence constructed in the City of Halifax to have a mail receptacle.

A discussion ensued, with several Aldermen raising concerns that Council has been "blackmailed" by Canada Post Corporation into accepting these supermailboxes, since refusal would severely jeopardize the quality of mail delivery in the City of Halifax, particularly in newly developed areas.



Council  
31 August 1989

An amendment to the motion was subsequently moved by Alderman Flynn, seconded by Alderman Fitzgerald that a copy of this motion be sent to all MP's, in order that it might be brought to their attention that the City of Halifax has given in to the pressure applied by the Post Office with regard to the installation of supermailboxes.

The amendment to the motion was put and passed.

The motion, as amended, was put and passed.

#### Name for Waterfront Park

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the Waterfront Park at the foot of Sackville Street be officially named "Sackville Landing" in accordance with a request from the Canadian Naval Memorial Trust (as contained in correspondence dated 15 August 1989).

The motion was put and passed.

#### Streets Committee Recommendations

Alderman Flynn indicated that he was prepared to move the recommendations originally proposed by the Streets Committee (and later endorsed by the Finance and Executive Committee during its meeting on 23 August), providing that Section 2 was amended to refer to "sidewalk vending outlets," rather than to "mobile canteens." The Alderman went on to note that, with particular regard to Nathan Green Square, it was his personal opinion that a permanent structure would be more "advantageous" to the surroundings as compared to mobile push carts which can cause disruptions to pedestrian traffic. He added that, by amending the motion to provide for "sidewalk vending outlets," both fixed and mobile units could be considered for the sites in question.

A discussion ensued with the Chairman ruling that, because recommendations relevant to "fixed" outlets are considered to be outside the jurisdiction of the Streets Committee, he could not accept Alderman Flynn's proposed amendment. He also pointed out that an opportunity must be provided (e.g., during a meeting of Committee of the Whole Council) to all interested parties to debate such an issue, and, on that basis, he could not accept it as an amendment to a motion during a meeting of City Council. Mayor Wallace

Council  
31 August 1989

therefore suggested that Alderman Flynn bring forward his concerns as a separate item at some point in the future.

It was subsequently agreed that the four components of the overall motion be dealt with separately.

(1) MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Granville Mall be included in Ordinance 180.

The motion was put and passed.

(3) MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, all vendors are to pay the licence fee when vending in the City. Private property is not exempt. Even when vending on private property, the vendor is to pay for the licence. Vendors are to meet health requirements, be licenced, and, for established locations, to apply by tender.

The motion was put and passed.

(4) MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, the term for the next tenders is to be for four years. Following this period, future tenders are to be for three years.

The motion was put and passed.

(2)a. MOVED by Alderman Flynn that Nathan Green Square be added as an additional site for a sidewalk vending outlet, open to everyone, be it mobile or fixed.

There was no seconder to the motion.

A discussion ensued during which Deputy Mayor Richard Grant as well as Aldermen Pottie and Stone spoke in opposition to the proposal to allow mobile vendors in Nathan Square. Citing the limited "walking" space available at that location and the fact that the Square is primarily intended for use as a park, the above-noted members of Council indicated that, in their opinion, no mobile vendors should be permitted to sell their wares in Nathan Green Square.

Council subsequently agreed that no sidewalk mobile canteen be permitted in Nathan Green Square.

Council  
31 August 1989

Council further agreed that one sidewalk mobile canteen be permitted in Chebucto Landing.

Council also agreed that one sidewalk mobile canteen be permitted in Sackville Landing.

On another but related matter, Deputy Mayor Richard Grant asked that, at some point in the future, the Streets Committee consider the feasibility of regulating the operation of ice cream "bicycles."

Banking Agreement - Halifax Water Commission

MOVED by Alderman Fitzgerald, seconded Alderman Hanson that, as recommended by the Finance and Executive Committee, the Mayor and City Clerk be authorized to sign the Banking Agreement with the Halifax Water Commission (as outlined in the staff report, dated 11 August 1989).

The motion was put and passed.

Recommendation - Tender #89-132 (Microcomputers)

This matter had been deleted from the agenda at the request of the City Clerk.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on Wednesday, 23 August 1989, as follows:

Cost-Sharing: Sussex Street -  
New Sidewalk and Paving Renewal

MOVED by Deputy Mayor Richard Grant, seconded by Alderman Hanson that, as recommended by the Committee on Works:

- (1) Council approve the installation of concrete curb and gutter and sidewalks on both sides of Sussex Street

Council  
31 August 1989

(from Herring Cove Road to the bridge on McIntosh Run) as a local improvement project under Section 391 of the Charter;

- (2) Council approve cost-sharing with Devan Properties, owners of South Centre (formerly Spryfield Mall) at 50/50, with the City's share not to exceed \$65,000.00;
- (3) pre-approve Sussex Street (Herring Cove Road - Kidston Road), (N) and (S) New Sidewalk Project under Capital Account No. CA001 for 1990 at a total project cost of \$65,000.00

Referring to remarks made during the Works Committee meeting of 23 August, the Deputy Mayor asked to be provided with information from the City Solicitor's Department (to relay to the Spryfield Legion) concerning the possible relocation of the Cenotaph.

The motion was put and passed.

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

**Motion Alderman Fitzgerald Re: The Fire Prevention Ordinance  
- SECOND READING**

---

This matter was given First Reading during a regular meeting of City Council held on 27 July 1989 and was further considered during a regular meeting of the Finance and Executive Committee held on 23 August 1989.

MOVED by Alderman Fitzgerald, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, Halifax City Council give SECOND READING to the following amendment to the Fire Prevention Ordinance:

Sentence 6.3.1(2) is repealed and the following substituted therefor:

(2) a record shall be kept of all fire alarm system tests, and a copy of such record shall be filed with the authority having jurisdiction within 30 days of the date within which the test is required to be completed.

Motion passed.

Council  
31 August 1989

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on Wednesday, 23 August 1989, as follows:

Case No. 3745 - Contract Development: Sobey's, Windsor  
Street

MOVED by Alderman Meagher, seconded by Deputy Mayor R. Grant that, as recommended by the City Planning Committee, a public hearing be scheduled to consider the entering into of an amending agreement with Sobey's Inc. (thereby amending the existing agreement known to the City of Halifax as Case No. 3745 and registered at the Registry of Deeds in Book 3416 at Page 1082-1088), to permit an addition to the existing supermarket (Sobey's) at 2617-19 Windsor Street.

Motion passed.

The City Clerk advised that the hearing would be scheduled for Wednesday, 18 October 1989, at 7:30 p.m. in the Council Chamber.

Case No. 5850 - Proposed Rezoning: Lot K-9A-1,  
Stoneybrook Court

MOVED by Alderman Leiper, seconded by Alderman Stone that, as recommended by the City Planning Committee, the application to rezone Lot K-9A-1, Stoneybrook Court, from R-2AM (General Residential Conversion and Townhouse) to R-4 (Multiple Dwelling) be refused, and that the existing zoning be maintained.

In putting forward this motion, Alderman Leiper advised that Council's decision on this matter was upheld on appeal to the Nova Scotia Municipal Board. Alderman Leiper also noted that development on the site in question would add to the traffic problems on Dutch Village Road. She further emphasized that Council should observe the residents request to refuse the rezoning of the property in question to R-4.

Motion passed.

Council  
31 August 1989

Case No. 5791 - Amendment to Section 1(ff) of the Peninsula Portion and 2(tt) of the Mainland Portion of the Land Use Bylaw

The City Manager advised that Council had two options with respect to this matter. He explained that Council could refuse the application without holding a public hearing or, if Council were to exercise its rights to look at the situation, the item should be sent to the Planning Advisory Committee first for a report on the matter.

MOVED by Deputy Mayor R. Grant, seconded by Alderman Hanson that this matter be forwarded to the Planning Advisory Committee for a review and report.

Motion passed.

Case No. 5814 - Amendment to Development Agreement: Schedule "K," Farnham Gate Road

This matter was forwarded to Council without recommendation.

Alderman Stone noted that it was his understanding that a sign had been erected on the property in question approximately eight months ago without a permit. He further noted that it was his understanding from speaking with staff on the matter that there are other people looking to erect signs in the area as well. Referring to the staff report of 17 August 1989, Alderman Stone advised that he agreed with staff comments that the Dunbrack Street corridor passes through an area of the City in which the predominant land use is residential. He also noted that he agreed that approval of further independent advertising, displayed along that roadway, would distract from the residential nature of the area.

MOVED by Alderman Stone, seconded by Alderman Leiper that City Council refuse to enter into an amending agreement to amend the provisions of a previously approved and executed development agreement made pursuant to Section 68 of the Mainland portion of the Land Use Bylaw; said amending agreement to permit the location of a free-standing sign at 30 Farnham Gate Road for Supervideo.

Motion passed.

Council  
31 August 1989

City Club/Khyber Building

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the City Planning Committee, Council authorize expenditures of funds up to an amount of \$50,000 with respect to studies to be carried out on the City Club/Khyber building, and that the City should provide matching funds in the amount of \$25,000 as the City's portion of the funding of this amount under Section 201(1) of the City Charter.

Motion passed.

MISCELLANEOUS BUSINESS

Canadian Forces Parachute Demonstration

A letter dated 15 August 1989 from the Base Commander CFB Halifax requesting approval for a Parachute Jump display on 15 September 1989 was received.

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that permission be granted for the Canadian Forces Parachute Demonstration Team to perform a display on 15 September 1989 from 12:15 to 12:45 p.m., providing that all military and Ministry of Transport safety regulations are strictly adhered to.

Motion passed.

Case No. 5734: 3-5 Alma Crescent - Rezoning from R-2P to R-2AM

A staff report dated 24 August 1989 was submitted.

The Acting City Solicitor explained that Council could deal with the above item as recommended in the staff report submitted.

Alderman Jeffrey expressed disappointment with regard to the Municipal Board's ruling to overturn Council's decisions not to rezone 3-5 Alma Crescent and 3326-34 Dutch Village Road from R-2P to R-2AM. The Alderman asked that the process begin as quickly as possible to amend the Plan for this area.

Council  
31 August 1989

Case No. 5729: 3326-34 Dutch Village Road - Rezoning from  
R-2P to R-2AM

A staff report dated 24 August 1989 was submitted.

The Acting City Solicitor advised that a formal copy of the Order of the Board was received subsequent to the staff report. He noted that the Order relating to Dutch Village Road said that Council should not deal with that rezoning until after the developer obtains a consolidation of the lots. It was therefore agreed that this item be deleted from the agenda at this time.

Recommendation - Tax Concessions and Grants Committee

A report from the Chairman of the Tax Concessions and Grants Committee dated 29 August 1989 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Tax Concessions and Grants Committee, the following grants be approved:

Daycares

Alexandra Children's Centre	\$10,000.00	
Children's Co-operative Nursery	5,200.00	
Children's Development Centre	4,000.00	
St. Joseph's Children's Centre	1,800.00	
South End Community Daycare	<u>9,000.00</u>	
Sub-Total		\$30,000.00
Atlantic Film Festival Association	1,000.00	
Golden Age Society	2,400.00	
Halifax Ballet Theatre	<u>850.00</u>	
Sub-Total		4,250.00
TOTAL:		<u>\$34,250.00</u>

Motion passed.

QUESTIONS

Question Deputy Mayor R. Grant Re: Number of Social Assistance Recipients under 18 years of Age

Deputy Mayor R. Grant asked for a report from the Social Planning Department indicating the number of individuals, under 18 years of age, receiving social assistance. The Deputy Mayor further asked that the report



Council  
31 August 1989

indicate the number of those individuals who are living independently and the number that have dependents.

Question Deputy Mayor R. Grant Re: Legislation -  
Salvage Yards, etc.

Deputy Mayor R. Grant asked for a report with respect to legislation governing wrecked cars on residential properties. The Deputy Mayor also requested an indication as to the status with respect to legislation regarding salvage yards, junk yards, etc. He noted that the Planning Advisory Committee had reviewed the matter and that it was subsequently forwarded to the Planning Department.

Question Deputy Mayor R. Grant Re: Recycling Depots

Deputy Mayor R. Grant inquired as to whether staff has had the chance to research recycling depots and or the stop and go pick up of recycles.

Question Deputy Mayor R. Grant Re: Legislation -  
Attendance at Conferences for Boards and Commissions

Deputy Mayor R. Grant questioned whether there was any legislation preventing a member of a Board or Commission for the City of Halifax from attending a conference, convention, or business trip if that Board or Commission had included the costs in their budgeting.

9:35 p.m. His Worship Mayor Wallace retires from the meeting with Deputy Mayor R. Grant assuming the seat of the Chair.

Question Alderman Jeffrey Re: Case No. 5729: 3326-34 Dutch  
Village Road - Rezoning from R-2P to R-2AM

Alderman Jeffrey referred to the item deleted from the agenda earlier in the meeting with respect to the rezoning from R-2P to R-2AM, 3326-34 Dutch Village Road. Alderman Jeffrey went on to explain that an application had been made for an occupancy permit to operate a bottle exchange at this location. The Alderman noted that the permit application was refused by staff. He went on to express the concern that the business commenced July 2nd regardless of staff's decision to refuse the permit.

Council  
31 August 1989

Responding to Alderman Jeffrey's question, the Acting City Solicitor advised that charges have been laid respecting 3326 Dutch Village Road. He further advised that the arraignment date has been set for 18 October 1989.

Alderman Jeffrey expressed the concern that the City could not immediately cause the business to cease operation.

Alderman Jeffrey asked that the City Solicitor's Department provide a report indicating when they anticipate this situation might be rectified.

Question Alderman Jeffrey Re: Height Limitations  
in the R-2 Zone

Alderman Jeffrey advised that he had received a staff report some time ago pertaining to height limitations in the R-2 zone. Alderman Jeffrey asked that this matter be added to the agenda for the next Committee of the Whole Council meeting scheduled for 6 September 1989.

Question Alderman Jeffrey Re: Review of R-2AM in Wards 9 & 10

Alderman Jeffrey noted that he had raised the matter with respect to the review of the R-2 AM for Wards 9 and 10 at Council approximately one year ago. The Alderman asked that this matter be added to the next Committee of the Whole Council agenda for 6 September 1989.

Question Alderman Jeffrey Re: Vandalism

Alderman Jeffrey referred to approximately two months ago at which time he contacted the Halifax School Board and the Halifax Police Department pertaining to the continuing damage as teenagers remain on the Fairview Heights Elementary School and the Fairview Junior High School. Alderman Jeffrey noted that he had not received a response from either party to date. The Alderman asked that the School Board and the Police Department provide him with a report respecting the protection of the building.

Question Alderman Jeffrey Re: Problem -  
Burton Ettinger School

Alderman Jeffrey advised that approximately two years ago he brought to Council's attention a problem occurring at the Burton Ettinger School with respect to the

Council  
31 August 1989

janitor feeding the birds. The Alderman noted that the problem has been on-going for two years. Alderman Jeffrey asked for a report from the School Board with respect to the matter and assurance that this nuisance will be stopped.

Question Alderman Pottie Re: Review of R-2 - Robie Street, Memorial Drive, and Lady Hammond Road

Alderman Pottie asked that a staff report be provided on the R-2 development potential within the bounds of Robie Street, Memorial Drive, and Lady Hammond Road. The Alderman requested that the report, if possible, be provided by October 1st.

Question Alderman Pottie Re: Parking - Saint Paul's Church

Alderman Pottie advised that he had received a letter from a member of Saint Paul's Parish expressing the concern that on occasion the Grand Parade gate has been closed on Sundays during their church services. The Alderman noted that the lady indicated in her letter that Saint Paul's Church had an agreement to park in the Grand Parade on Sundays. Alderman Pottie asked that staff review the matter and make sure that the gate is left open while services are being held at Saint Paul's Church.

Question Alderman Pottie Re: Signs - School Grounds

Alderman Pottie asked for a report from the School Board advising whether or not signs could be posted on school grounds indicating that the grounds close at 10:00 p.m.

Question Alderman O'Malley Re: Rezoning of Seaview Park

Alderman O'Malley asked for a report from staff regarding the rezoning of Seaview Park from its current C-5 zoning to Parks and Institutional to be consistent with future land use regulations.

Question Alderman O'Malley Re: Staff Morale - Metro Transit

Alderman O'Malley expressed the concern that she had received a number of calls from Metro Transit drivers regarding the low morale among the staff of the Metro Transit. Alderman O'Malley went on to advise that it had been reported that 66 drivers have left Metro Transit's employ since the beginning of this year. The Alderman noted that there were Council members on the Transit Advisory Committee and the Metro Authority -saying she would like those

Council  
31 August 1989

representatives to look into the matter and to report back to Council.

Adding to Alderman O'Malley's request, Deputy Mayor R. Grant questioned whether the drivers had ever been polled with regard to their comments as to how the public feels about the transit service.

Question Alderman Downey Re: Lay-offs - Local 108

Alderman Downey asked for a full report explaining why Halifax Civic workers, Local 108, were called back late this year and laid off early.

9:50 p.m. His Worship Mayor Wallace returns to the meeting with Deputy Mayor R. Grant taking his usual seat in Council.

Question Alderman Downey Re: Rescue Equipment -  
Halifax Fire Department

Alderman Downey referred to the incident which occurred last Saturday where window cleaners had to be rescued from the Central Trust Tower. Alderman Downey explained that the Fire Department was present but could not reach the top of the building to lower the persons down. He went on to express the concern that the Fire Department does not have the equipment to rescue persons from high rise buildings. The Alderman asked for a report addressing his concern.

Question Alderman Stone Re: Reduction in Speed Limit -  
Dunbrack Street area

Alderman Stone advised that he had alluded to traffic problems on Dunbrack Street at the last Committee of the Whole Council meeting. Alderman Stone noted that he had expressed the concern that he was not able to get traffic lights because the traffic regulations were not met at the various intersections. He noted that he had consequently pursued a reduction in the speed limit along Dunbrack Street. The Alderman advised that the Provincial Traffic Authority has agreed to reduce the traffic speed from 70 to 60 kilometers per hour from Lacewood Drive to Farnham Gate Road. Alderman Stone asked when the signs would be erected stipulating the change in speed.

Council  
31 August 1989

Question Alderman Hanson Re: Inspection Process for  
Developments

Alderman Hanson noted that an inspection process was in place for the construction of developments. Alderman Hanson suggested that it would be appropriate to include the landscaping aspect of developments in the inspection process. The Alderman asked that staff look into this matter.

Question Alderman Meagher Re: Curb Cut - 6280 Chebucto Road

Alderman Meagher noted that he has tried on several occasions to have a curb cut at 6280 Chebucto Road. Alderman Meagher explained that there was no parking at this location which poses a real imposition on the owner. The Alderman asked for a report from the City Solicitor's Department addressing the rights of property owners with regards to having their curb cut.

Question Alderman Meagher Re: Progress Report -  
Sidewalk on Monastery Lane

Alderman Meagher asked for a progress report from the Engineering and Works Department with regards to the sidewalk on the east side of Monastery Lane.

Question Alderman Meagher Re: Re-sodding

Alderman Meagher expressed dissatisfaction with regards to the way in which re-sodding is carried out when sidewalk curbs and gutters are renewed. The Alderman emphasized a need for a different policy with respect to the inspection of the re-sodding.

Question Alderman Meagher Re: Ragged Lake Golf Course

Alderman Meagher asked for a progress report from the Industrial Commission with regards to the Ragged Lake Golf Course.

Council  
31 August 1989

Question Alderman Flynn Re: CNR Overhead Rail Bridge at  
Chebucto Road - Bayers Road Rail Overpass

Alderman Flynn asked that staff investigate the CNR Overhead Rail Bridge at Chebucto Road adjacent to Rosevelt Drive and the Bayers Road Rail Overpass. He noted that both properties are in deteriorating condition.

Question Alderman Flynn Re: Fairview Overpass

Alderman Flynn asked that the Engineering and Works Department, Traffic Division, investigate the very dangerous situation which exists at the Fairview Overpass. The Alderman expressed the concern that the visibility coming off the ramp onto Dutch Village Road was very poor.

Question Alderman Fitzgerald Re: Budget Up-date

Alderman Fitzgerald asked that the Director of Finance provide a budget update at the next Committee of the Whole Council meeting scheduled for 6 September 1989.

Question Alderman Fitzgerald Re: Social Assistance Monies

Alderman Fitzgerald asked for an update report pertaining to Social Assistance monies and where the City stands with respect to the Province's contribution to the overall Social Assistance Budget. The Alderman asked that the report be included on the agenda for the next Committee of the Whole Council meeting for 6 September 1989.

Question Alderman Fitzgerald Re: Emergency Situations

Alderman Fitzgerald noted that reference had been made earlier to the window cleaners who were stranded on the Central Trust Tower. Alderman Fitzgerald questioned as to whose jurisdiction it was to take charge in situations of this sort.

The City Manager advised that the Fire Department does everything it can to aid in emergency situations and would proceed to take further appropriate action if appropriate.

Council  
31 August 1989

Question Alderman Flynn Re: Unsightly Premises

Alderman Flynn expressed concern with regard to properties in neighbourhoods which are not kept up to par. The Alderman asked that the City Solicitor's Department and the Planning Department look into the matter and investigate a way in which the problem could be addressed.

Question Alderman Downey Re: Centennial Pool Roof

Alderman Downey asked for a progress report on the Centennial Pool roof for the next Committee of the Whole Council meeting scheduled for 6 September 1989.

Question Alderman Downey Re: Lay-offs

Alderman Downey noted that he had raised the matter with respect to lay-offs earlier in the meeting. The Alderman asked that this matter be placed on the next Committee of the Whole Council agenda for 6 September 1989 and that a report on the matter be provided or, if possible, a representative of Local 108 be in attendance at that time to address the matter. Alderman Downey asked that the City Clerk notify the President of Local 108 with regards to the item.

Question Alderman Jeffrey Re: Bridge Tokens

Alderman Jeffrey advised that he had received a number of calls concerning the unavailability of bridge tokens. The Alderman asked that this matter be placed on the agenda for the next Committee of the Whole Council agenda scheduled for 6 September 1989.

Question Alderman Jeffrey Re: Letter of Thanks - P. Harritt

Alderman Jeffrey asked that His Worship Mayor Wallace forward a letter on behalf of all members of Council to Mr. Phil Herritt, owner representative, Halifax Taxi Commission, for his donation of caps in recognition of Taxi Awareness Week.

Council  
31 August 1989

NOTICES OF MOTION

Notice of Motion Alderman Fitzgerald Re: No Right Turn off  
Quinpool Road between 7 a.m. and 9 a.m. onto Armview Avenue

Alderman Fitzgerald gave Notice of Motion that at the next regular meeting of Halifax City Council, scheduled for 11 September 1989, he proposes to introduce a motion to prevent right turns off Quinpool Road between the hours of 7:00 a.m. and 9:00 a.m. onto Armview Avenue.

There being no further business to discuss, the meeting was adjourned at 10:15 p.m.

HIS WORSHIP MAYOR RON WALLACE  
AND  
ALDERMAN NICKOLAS MEAGHER  
CHAIRMEN

EDWARD A. KERR  
CITY CLERK

K\*MMD



HEADLINES FOR CITY COUNCIL MINUTES  
of 08/31/89

Presentation - Captain Gordon Hawkins	..... 510
Presentation - Taxi Awareness Week (Alderman Jeffrey)	..... 510
MINUTES	..... 511
APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS	..... 511
DEFERRED ITEMS	..... 511
Case No. 5562 - Development Agreement - 6205 Pepperell St.	..... 511
Minor Variance - 2107 Oxford Street	..... 512
Building - Corner of Bilby and Agricola Streets	..... 513
REPORT - FINANCE AND EXEC COMM	
Mainland North Traffic	..... 513
Task Force on City Traffic	..... 514
Geographic Information System Purchase	..... 515
St. Mary's Boat Club	..... 516
MGL Consulting and Investments Limited - Leased Premises Adjacent to Law Courts Building	..... 517
AIDS Policy for City of Halifax Employees	..... 517
UNSM Priorities and Objectives - Discussion Paper of 19 July 1989	..... 517
File #42454 - Microfilm System - Halifax Police Dept.	..... 518
Acquisition - Parcel H-167: Civic No. 486 Herring Cove Rd. and Parcel H-182: Civic No. 456 Herring Cove Rd.	..... 518
Acquisition of Parcels H-168, H-169, H-170, H-184, and H-191 Civic Nos. 480, 482, 484, 452, and 434 Herring Cove Road	..... 518
Acquisition - Parcel H-164: Civic No. 6 Hilden Drive	..... 518
Electric Railway Right-of-Way	..... 519
Expropriation Settlement - Easement SE-B10: Civic No. 11 Wenlock Grove	..... 519
VIA Rail Cutbacks	..... 520
Award of Tender #89-15 - Grosvenor Park Tennis Court, Basketball Pad and Parking Lot	..... 520
Shearwater International Air Show - Permission to Overfly the City	..... 520
Tender #89-83R: Window Replacement - Spryfield Fire Station	..... 521
Canada Post - Supermailboxes	..... 521

HEADLINES FOR CITY COUNCIL MINUTES  
of 08/31/89

Name for Waterfront Park	..... 523
Streets Committee Recommendations	..... 523
Banking Agreement - Halifax Water Commission	..... 525
REPORT - COMMITTEE ON WORKS	
Cost-sharing: Sussex Street - New Sidewalk & Paving Renewal	..... 525
REP.- COMM. OF WHOLE COUNCIL	
Motion Alderman Fitzgerald Re: The Fire Prevention Ordinance SECOND READING	..... 526
REPORT - CITY PLANNING COMM.	
Case No. 5850 - Proposed Rezoning: Lot K-9A-1, Stoneybrook Court	..... 527
Case No. 3754 - Contract Development: Sobey's, Windsor Street - DATE FOR PUBLIC HEARING	..... 527
Case No. 5791 - Amendment to Section 1(ff) of the Peninsula Portion and 2(tt) of the Mainland Portion of LUB	..... 528
Case No. 5814 - Amendment to Development Agreement: Schedule "K", 30 Farnham Gate Road	..... 528
City Club/Khyber Building	..... 529
MISCELLANEOUS BUSINESS	
Canadian Forces Parachute Demonstration	..... 529
Case No. 5734: 3-5 Alma Crescent - Rezoning from R-2P to R-2AM	..... 529
Case No. 5729: 3326-34 Dutch Village Road - Rezoning from R-2P to R-2AM	..... 530
Recommendation - Tax Concessions and Grants Committee	..... 530
QUESTIONS	
Question Deputy Mayor R. Grant Re: Number of Social Assistance Recipients under 18 years of Age	..... 530
Question Deputy Mayor R. Grant Re: Legislation - Salvage Yards, etc.	..... 531
Question Deputy Mayor R. Grant Re: Legislation - Attendance at Conferences for Boards and Commissions	..... 531
Question Alderman Jeffrey Re: Case No. 5729: 3326-34 Dutch Village Road - Rezoning from R-2P to R-2AM	..... 531
Question Deputy Mayor R. Grant Re: Recycling Depots	..... 531
Question Alderman Jeffrey Re: Height Limitations in the R-2 Zone	..... 532
Question Alderman Jeffrey Re: Review of R-2AM in Wards 9 & 10	..... 532
Question Alderman Jeffrey Re: Vandalism	..... 532

HEADLINES FOR CITY COUNCIL MINUTES  
of 08/31/89

Question Alderman Jeffrey Re: Problem - Burton Ettinger School	.... 532
Question Alderman Pottie Re: Parking - Saint Paul's Church	.... 533
Question Alderman Pottie Re: Signs - School Grounds	.... 533
Question Alderman O'Malley Re: Rezoning of Seaview Park	.... 533
Question Alderman O'Malley Re: Staff Morale - Metro Transit	.... 533
Question Alderman Pottie Re: Review of R-2 - Robie Street, Memorial Drive, and Lady Hammond Road	.... 533
Question Alderman Downey Re: Lay-offs - Local 108	.... 534
Question Alderman Downey Re: Rescue Equipment - Halifax Fire Department	.... 534
Question Alderman Stone Re: Reduction in Speed Limit - Dunbrack Street area	.... 534
Question Alderman Meagher Re: Progress Report - Sidewalk on Monastery Lane	.... 535
Question Alderman Meagher Re: Re-sodding	.... 535
Question Alderman Meagher Re: Ragged Lake Golf Course	.... 535
Question Alderman Hanson Re: Inspection Process for Developments	.... 535
Question Alderman Meagher Re: Curb Cut - 6280 Chebucto Road	.... 535
Question Alderman Flynn Re: CNR Overhead Rail Bridge at Chebucto Road - Bayers Road Rail Overpass	.... 536
Question Alderman Flynn Re: Fairview Overpass	.... 536
Question Alderman Fitzgerald Re: Budget Up-date	.... 536
Question Alderman Fitzgerald Re: Social Assistance Monies	.... 536
Question Alderman Fitzgerald Re: Emergency Situations	.... 536
Question Alderman Flynn Re: Unsightly Premises	.... 537
Question Alderman Downey Re: Centennial Pool Roof	.... 537
Question Alderman Downey Re: Lay-offs	.... 537
Question Alderman Jeffrey Re: Bridge Tokens	.... 537
Question Alderman Jeffrey Re: Letter of Thanks - P. Harritt	.... 537
 NOTICE OF MOTIONS	
Notice of Motion Alderman Fitzgerald Re: No Right Turn off Quinpool Road between 7 & 9 a.m. onto Armview Avenue	.... 538

**SPECIAL COUNCIL  
PUBLIC HEARINGS  
MINUTES**

Council Chamber  
City Hall  
Halifax, NS  
06 September 1989  
7:30 p.m.

A special meeting of Halifax City Council, Public Hearings was held at this time.

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

**PRESENT:** Deputy Mayor of Richard Grant, Chairman; and Aldermen Fitzgerald, Downey, Meagher, O'Malley, Hanson, Jeffrey, and Flynn.

**ALSO PRESENT:** Mr. Wayne Anstey, representing the City Solicitor; City Clerk, and other members of City staff.

**DEFERRED ITEM**

The following item was forwarded to this meeting from the Committee of the Whole Council meeting held earlier on this date:

**Case No. 5409: Purdy's Wharf Development - Street Acceptance**

A staff report dated 31 August 1989 was submitted.

MOVED by Alderman Downey, seconded by Alderman Fitzgerald that, as recommended by the Planning Committee, City Council set a date for a Public Hearing to hear comments on the acceptance of the Purdy's Wharf Development loop driveway as a City street, and to lay down street lines on the official City plan of the City.

The motion was put and passed.

The City Clerk advised that the public hearing on this matter would be scheduled for **Wednesday, 18 October 1989** in the Council Chamber at 7:30 p.m.

**Public Hearing Re: Street Closure - Portion of Rosedale Avenue**

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

Public Hearings  
06 September 1989

Mr. Simpson MacLeod, Supervisor, Real Estate addressed Council and outlined the request, as illustrated in the confidential staff report dated 27 June 1989, by the owners of Civic #9 Rosedale Avenue to close a portion of Rosedale Avenue in order to subdivide their existing lot.

Mr. MacLeod then responded to questions from Council.

There were no persons wishing to speak on this matter.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that City Council close a portion of Rosedale Avenue, as shown on Plan TT-43-30243, and that, subject to this street closure and approval by the Minister of Municipal Affairs, that the parcel of land be sold to Mayez and Theresa Khoury for \$10,200 as outlined in the report dated 27 June 1989.

The motion was put and passed.

Public Hearing Re: Redesignation and Rezoning - MPS - Graves Oakley, and Tremont Park

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

Mr. Angus Schaffenburg, Planner II, addressed Council and outlined the proposal to amend the Municipal Development Plan and Land Use Bylaw to redesignate and rezone Graves-Oakley Memorial Park and Tremont Plateau Park to Major Community Open Space and P (Park and Institutional) Zone as set out in Appendix A of the report dated 17 May 1989.

7:45 p.m. Aldermen Deborah Grant and Bill Stone enter the meeting.

There were no persons wishing to speak on this matter.

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that City Council amend the Municipal Development Plan and Land Use Bylaw to redesignate and rezone Graves-Oakley Memorial Park and Tremont Plateau Park to Major Community Open Space and P (Park and Institutional) Zone as set out in Appendix A of the report by the Planning Advisory Committee, dated 17 May 1989 designated for the 7 June 1989 meeting of the Committee of the Whole.

The motion was put and passed.

Public Hearings  
06 September 1989

Public Hearing Re: Case No. 5006: Clayton Park West

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

Mr. Paul Dumphy, Planner, Development and Control addressed Council and, with the aid of diagrams, outlined the request by Clayton Developments Limited for two amendments to the Stage II, Schedule "K" agreement for Clayton Park West - Phase One as illustrated in the staff report dated 29 May 1989, designated for the 7 June 1989 meeting of the Committee of the Whole.

Mr. W. Anstey, representing the City Solicitor and Mr. Dumphy then responded to questions from Council.

Mr. Michael Willett, Vice President of Development, Clayton Developments Limited, addressed the matter and pointed out that Clayton Developments Limited, like City staff, were concerned about possible future changes to the land use of this area. He indicated that, in working with city staff, the second proposed amendment has been designed to protect the homeowners, such that if someone built on a lot that was designated R-1, this amendment would ensure that it would always remain R-1.

Ms. Anne MacMillan, President of the Ward 12 Community Association addressed Council and expressed concern that the proposed amendments to the development agreement may set a precedent for the high rise apartment buildings in this community. She asked that, should these amendments be approved, what process would the developer of the proposed apartment complexes have to go through in order to build additional floors on the high rise apartments.

In response to this Mr. Dumphy explained that there were specific regulations the developer has to abide by when building apartment complexes which are set out in the agreement, such as height restrictions, number of floors allowed, population, and so on. He assured her that should the developer want to build outside the specified regulations, it would require Council's approval first.

Mr. Russell Walker, a resident of Fairview, addressed Council and expressed concern regarding the second proposed amendment. He suggested that it wouldn't necessarily guarantee that the zoning would not change because someone could take their appeal to the Province and the Province could overturn the decision. Mr. Walker asked what would be the decision of the Province in a case such as this.

1.

\*\*

\* AMENDED PAGE \*

Public Hearings  
06 September 1989

In response to this, Mr. Dumphy advised that no one can ever predict the outcome of an appeal process but that staff has tried to be as accurate as they can when drafting the development agreement to ensure that there will be no loopholes left open.

There were no further persons wishing to speak at this time.

MOVED by Alderman Stone, seconded by Alderman Deborah Grant that,

1. City Council approve the request by Clayton Developments Limited for amendments to the Stage II, Schedule "K" agreement for Clayton Park West - Phase One to achieve the following:

\* (a) That the 5,000 sq. ft. of commercial space on Block A be removed and that an apartment building with a population not exceeding 108 persons be permitted on this lot.

(b) That the land use for each site be fixed at the time of development of the site.

2. Council require that the amending agreement 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, this approval will be void and obligations arising hereunder shall be at an end.

The motion was put and passed.

Public Hearing Re: MPS - Implementation: Policy #10

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

Mr. Joe Gallivan, Planner, addressed Council and outlined the supplementary report, dated 14 June 1989, designated for 15 June 1989 meeting of City Council regarding deletion of Implementation Policy 10 from the Municipal Planning Strategy.

Alderman Deborah Grant addressed the matter, read and submitted correspondence on behalf of the Ward One Residents' Association supporting the proposed deletion of Implementation Policy 10. (a copy of this submission may be found in the official file of this meeting)

Public Hearings  
06 September 1989

Ms. Anne MacMillan, President of the Ward 12 Community Association, addressed Council, read and submitted a paper supporting the proposed deletion of Implementation Policy 10 from the Municipal Development Plan. (a copy of this submission may be found in the official file of this meeting)

In her paper, Ms. MacMillan elaborated on why the removal of this policy would be significant to Ward 12 and she pointed out that it has always been a constant request of the citizens of this area that a detailed area plan be developed for Ward 12 and that they be removed from the current designation of Schedule "K". She added that the Schedule "K" designation has allowed a major shopping centre into what is called a "generalized residential area". In summary, Ms. MacMillan advised that the Ward 12 Community Association ask that Council consider this request in any future discussions on a new Generalized Land Use Map.

There were no further persons wishing to address Council at this time.

MOVED by Alderman Deborah Grant, seconded by Alderman Megghat that City Council approves the deletion of Implementation Policy 10 from the Municipal Planning Strategy as outlined in the appendix attached to the report from the Planning Advisory Committee dated June 14, 1989.

The motion was put and passed.

Public Hearing Re: Minor Variance - 15 Douglas Avenue

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

A report, dated 26 July 1989, was submitted.

Mr. Paul Dumphy, Planner, addressed Council and outlined, using diagrams, the appeal of a minor variance of the side yard requirement for the property located at 15 Douglas Avenue, as illustrated in the report dated 26 July 1989.

Mr. Dumphy responded to questions from Council.

Mr. David MacAdam addressed Council and advised that he was speaking on behalf of the current owners of 15 Douglas Avenue--Mr. and Mrs. MacLeod. Mr. MacAdam indicated that the property at 15 Douglas Avenue was purchased by the MacLeod's in the spring of this year and it was the builder of the house who initially appealed the minor variance refusal. He added that at the time of purchase, the



Public Hearings  
06 September 1989

Ms. Anne MacMillan, President of the Ward 12 Community Association, addressed Council, read and submitted a paper supporting the proposed deletion of Implementation Policy 10 from the Municipal Development Plan. (a copy of this submission may be found in the official file of this meeting)

In her paper, Ms. MacMillan elaborated on why the removal of this policy would be significant to Ward 12 and she pointed out that it has always been a constant request of the citizens of this area that a detailed area plan be developed for Ward 12 and that they be removed from the current designation of Schedule "K". She added that the Schedule "K" designation has allowed a major shopping centre into what is called a "generalized residential area". In summary, Ms. MacMillan advised that the Ward 12 Community Association ask that Council consider this request in any future discussions on a new Generalized Land Use Map.

There were no further persons wishing to address Council at this time.

MOVED by Alderman Deborah Grant, seconded by Alderman Meagher that City Council approves the deletion of Implementation Policy 10 from the Municipal Planning Strategy as recommended by the Planning Advisory Committee and as outlined in the appendix attached to the staff report dated June 14, 1989.

The motion was put and passed.

Public Hearing Re: Minor Variance - 15 Douglas Avenue

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

A report, dated 26 July 1989, was submitted.

Mr. Paul Dumphy, Planner, addressed Council and outlined, using diagrams, the appeal of a minor variance of the side yard requirement for the property located at 15 Douglas Avenue, as illustrated in the report dated 26 July 1989.

Mr. Dumphy responded to questions from Council.

Mr. David MacAdam addressed Council and advised that he was speaking on behalf of the current owners of 15 Douglas Avenue--Mr. and Mrs. MacLeod. Mr. MacAdam indicated that the property at 15 Douglas Avenue was purchased by the MacLeod's in the spring of this year and it was the builder of the house who initially appealed the minor variance refusal. He added that at the time of purchase, the

Public Hearings  
06 September 1989

MacLeod's were not aware that the rec room built over the garage was in violation of the Planning Act and were surprised to find out that the minor variance was refused for this reason. Mr. MacAdam advised that after the MacLeods learned of this information they decided to assume this appeal.

Mr. MacAdam added that he feels the builder violated his agreement with the MacLeods because the MacLeods, when they purchased the property, assumed that the family rec room built over the garage was built in accordance with City bylaws.

Mrs. Barbara MacLeod, owner and resident of 15 Douglas Avenue, addressed Council and advised that the property owners abutting her property have indicated their support to her and do not have difficulty with the proposed minor variance.

There were no further persons which to speak on this matter.

MOVED by Alderman Stone, seconded by Alderman Hanson that City Council grant the appeal of the decision of the Development Officer to refuse the application for a minor variance at 15 Douglas Avenue, and that the minor variance be approved.

The motion was put and passed.

At 8:50 p.m. the meeting was adjourned.

DEPUTY MAYOR RICHARD GRANT  
CHAIRMAN

HEADLINES FOR CITY COUNCIL MINUTES  
of 09/06/89

Case No. 5409: Purdy's Wharf Development - Street Acceptance	.....	542
Public Hearing Re: Street Closure - Portion of Rosedale Av.	.....	542
Public Hearing Re: Redesignation and Rezoning - MPS - Graves Oakley, and Tremont Park	.....	543
Public Hearing Re: Case No. 5006: Clayton Park West	.....	544
Public Hearing Re: MPS - Implementation: Policy #10	.....	545
Public Hearing Re: Minor Variance - 15 Douglas Avenue	.....	546

Record

**CITY COUNCIL  
M I N U T E S**

Council Chamber  
City Hall  
Halifax, Nova Scotia  
11 September 1989  
8:00 P.M.

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

The meeting was called to order with members of Council, led by Alderman Leiper, joining in the recitation of the Lord's Prayer.

**PRESENT:** His Worship Mayor Wallace, Chairman; Deputy Mayor R. Grant; and Aldermen D. Grant, Fitzgerald, Downey, O'Malley, Pottie, Hanson, Jeffrey, Leiper, Flynn, and Stone.

**ALSO PRESENT:** City Manager; Mr. Wayne Anstey, representing the City Solicitor; City Clerk; and other members of City staff.

**MINUTES**

Minutes of the last regular meeting of Halifax City Council, held on Thursday, 31 August 1989, and of the special meeting of City Council held on Wednesday, 6 September 1989, were approved on a motion by Alderman Stone, seconded by Alderman Hanson.

**APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS**

The City Clerk advised that there were no proposed changes to the agenda.

MOVED by Alderman Jeffrey, seconded by Alderman Leiper that the agenda be approved.

Motion passed.

**REPORT - FINANCE AND EXECUTIVE COMMITTEE**

Council considered the report from the Finance and Executive Committee from its meeting held on Wednesday, 6 September 1989, as follows:

Council  
11 September 1989

Annual Review of Licenses, Permits, and Fees

MOVED by Deputy Mayor R. Grant, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, the City Solicitor be authorized to seek changes to the various ordinances to effect increases, as indicated on the attachment to the staff report of 17 August 1989 and, further, that these changes, as well as those not governed by ordinances, be increased effective 1 January 1990.

Motion passed.

Additional Funds Requested - Metro Centre for World Figure Skating Championships

MOVED by Alderman Flynn, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee, the supplementary 1989 request for \$217,000 for the Metro Centre special items under Section 201(1) of the City Charter be approved and, further, that funds be approved for the Zamboni Replacement in the amount of \$70,000.

Alderman Jeffrey referred to Schedule I, Section (iii), attached to the staff report of 30 August 1989 and questioned the \$70,000 amount for the Zamboni replacement. The Alderman suggested that the Zamboni would not necessarily cost as much as \$70,000. He noted that one was purchased at the Halifax Forum at an approximate cost of \$50,000.

In response to Alderman Jeffrey's comment, Alderman Flynn advised that the \$70,000 was only an estimated figure for the replacement of the Zamboni.

The City Manager noted that Council was approving the replacement of the Zamboni. He assured Council that only the exact amount required for the replacement would be turned over to the Metro Centre.

Following a further short discussion, the motion was put and passed.

Lay-offs - Local 108 (Alderman Downey)

MOVED by Alderman Downey, seconded by Alderman Hanson that, as recommended by the Finance and Executive

Council  
11 September 1989

Committee, the City Manager be authorized to keep the workers of Local 108 gainfully employed until the normal lay-off time at a potential cost of \$80,000.00.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on Wednesday, 11 September 1989, as follows:

Ordinance #156: Pollution Control Charge

MOVED by Alderman Fitzgerald, seconded by Alderman Jeffrey that, as recommended by the Committee on Works, the proposed amendment to Ordinance 156 be deferred.

Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on Wednesday, 6 September 1989, as follows:

Building Security

MOVED by Alderman D. Grant, seconded by Alderman Fitzgerald that, as recommended by the Safety Committee:

- (a) Council consider the adoption of the "Shield of Confidence Program" and that the matter be referred to the Halifax Board of Police Commissioners for their review and recommendation;
- (b) if there are budgetary considerations with regard to the implementation of this program, that information in this regard be brought back to Council for final approval; and
- (c) a copy of the information received by City Council concerning building security be sent to the Nova Scotia Attorney-General's Office with a request that they review the changes to the Building Code that have taken place in British Columbia (as well

Council  
11 September 1989

as those presently proposed in Ontario), and look at ways that our own Building Code might be effectively changed in order to provide for better building security for all the citizens of Nova Scotia.

Motion passed.

Pedestrian Safety Week - Alderman Flynn

An information report dated 7 September 1989 was submitted.

MOVED by Alderman Flynn, seconded by Alderman Stone that MONDAY, 25 SEPTEMBER 1989, be designated as "Pedestrian Safety Week" in the City of Halifax.

It was agreed that this event required coordination between the Halifax Police Department, City staff, the Halifax District School Board, and the Library.

The motion was put and passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on Wednesday, 6 September 1989, as follows:

Case No. 5862 - Rezoning: Area Bounded by Bloomfield, Gottingen, Black, North and Agricola Streets

A supplementary staff report dated 11 September 1989 was submitted.

A letter dated 7 September 1989 from Mr. Ken-Porter was received requesting that his two properties at 5659 Bloomfield Street and 2630 Fuller Terrace be excluded from the rezoning. A letter was also received from Mr. William Saranic, dated 8 September 1989, in opposition to the proposed rezoning which requested that his property not be rezoned.

Alderman O'Malley addressed the matter and advised that, as indicated in the staff report of 1 May 1989, the area in question was almost entirely residential and that 98 percent of the homes were either one or two unit dwellings. She went on to advise that the neighbourhood was a stable one

Council  
11 September 1989

and that there has been considerable renovation to most of these homes through the "NIP" and the "RAP" programs. In addition, Alderman O'Malley advised that many people have made large personal investments in their properties. She emphasized that the rezoning of these properties to R-2 would promote the stability of the neighbourhood. Alderman O'Malley referred to the petition which had been submitted to Council and had been signed by approximately 235 persons requesting the proposed rezoning. She also referred to the public hearing held 21 June 1989 at which time a number of people spoke in favour of the rezoning. Alderman O'Malley further advised that there had been a meeting with Reverend Clark and that, it was her understanding, there was a development presently proposed for his property.

It was, therefore, MOVED by Alderman O'Malley, seconded by Alderman D. Grant that, as recommended by the City Planning Committee, Council rezone from R-3 (Multiple-Dwelling) and C-2 (General Business) to R-2 (General Residential) the properties identified on Map 2 of the staff report, dated 1 May 1989, excluding Civic Number 2776 Isleville Street which should retain its current C-2 zoning.

A discussion ensued with Alderman Downey advising that he was not in support of the proposed motion. Alderman Downey went on to propose the following amendment on behalf of two residents in the area who spoke in opposition to the rezoning at the public hearing. Alderman Downey referred to the above noted letters from Mr. Ken-Porter and Mr. William Saranic requesting that their properties be exempted from the rezoning as is 2776 Isleville Street.

MOVED in AMENDMENT by Alderman Downey, seconded by Alderman Stone that the properties located at 2630 Fuller Terrace, 5659 Bloomfield Street, and 2680 Gottingen Street be exempted from the proposed rezoning.

For the information of Council, the City Clerk advised that Aldermen Flynn and Leiper were not in attendance at the Public Hearing and therefore should not vote on this item.

The Amendment was put and lost with Aldermen Flynn and Leiper abstaining due to non-attendance at the Public Hearing. A recorded vote was taken with the following results: FOR (Alderman Downey, Alderman Hanson, Alderman Jeffrey, and Alderman Stone); AGAINST (Alderman D. Grant, Alderman Fitzgerald, Alderman O'Malley, Alderman Pottie, and Deputy Mayor R. Grant).



Council  
11 September 1989

A discussion followed with Mr. Joe Gallivan, Planner, addressing Council and responding to a number of questions.

Following a short discussion, the motion was put and passed with Aldermen Flynn and Leiper abstaining due to non-attendance at the public hearing. A recorded vote was taken with the following results: FOR (Alderman D. Grant, Alderman Fitzgerald, Alderman O'Malley, Alderman Pottie, Deputy Mayor R. Grant, Alderman Hanson, Alderman Jeffrey and Alderman Stone); AGAINST (Alderman Downey).

Case No. 5778 - Accommodation for Extended Households

An information report dated 11 September 1989 was submitted.

Deputy Mayor R. Grant addressed the matter and noted that the information report of 11 September 1989 states that a response to some of the questions raised at the Committee of the Whole Council meeting of 6 September 1989 on this matter would be provided by October 1989. The Deputy Mayor questioned whether or not it was necessary to have the definitions as requested with respect to details i.e. "Kitchenette" and "stove" included with the correspondence proposed to be sent to the Minister of Municipal Affairs.

Responding to the Deputy Mayor's question, Mr. Anstey, representing the City Solicitor, advised that the definitions were not necessary in order to forward the matter to the Minister of Municipal Affairs.

A discussion followed with the Deputy Mayor suggesting that research needed to be done with respect to the changes which should be made to the legislation before forwarding the matter to the Minister. He went on to suggest that the matter should be deferred until the City defined specific regulations to be sent to the Province.

The City Manager explained that the whole concept of extended households was very difficult to legislate. He went on to explain that a reasonable approach between the applicant and the City could accommodate the various situations.

Council  
11 September 1989

MOVED by Deputy Mayor R. Grant, seconded by Alderman D. Grant that this matter be deferred pending a further report from staff.

A discussion ensued with respect to the time limit on the deferral. The City Manager suggested that a six month time limit would be appropriate, to which Council agreed.

In clarifying the motion, Deputy Mayor R. Grant indicated that he was in agreement with the suggestion that the report be provided in six months and again explained that he was asking staff to come back with a specific report which would explain to the Province how the City intended proceed with the whole matter of extended households if it had the legislation to do so.

The motion was put and passed.

Height Limitations in the R-2 Zone

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the City Planning Committee, the recommendation to approve a maximum height provision of 25 feet in the R-2 Zone for the whole of the City be forwarded to the Planning Advisory Committee for a review and report back to Council as soon as possible.

Alderman Jeffrey indicated that he would like to remind the Planning Advisory Committee that this item was a priority.

A discussion followed with Alderman Flynn expressing the concern that the motion was inappropriate for a City of this size and age. He suggested if the motion was passed that three quarters of the City would be of a non-conforming use. The Alderman expressed the concern that a 25 foot height limitation was unreasonable. Alderman Flynn explained that there was a problem because the 35 foot height limitation provides a 10 foot allowance and suggested that this was the area which should be addressed by staff.

9:15 p.m. Alderman Meagher enters the meeting.

Following a further discussion, with the consent of the seconder of his original motion, Alderman Jeffrey withdrew his original motion and MOVED, seconded by Alderman Hanson that the question of a maximum height provision in the R-2 Zone for the whole of the City be forwarded to the Planning Advisory Committee for a review and report back to Council.

Motion passed.

Council  
11 September 1989

Review of the R-2AM Zone in Wards 9 & 10

Alderman Jeffrey addressed the matter and advised that he was requesting that this matter be forwarded to the Planning Advisory Committee.

Alderman Leiper suggested that it was unnecessary to send this matter to the Planning Advisory Committee due to the fact that they have already conducted an extensive review. She suggested that perhaps the reports on the matter should be recirculated to Council along with the minutes of the public meeting and further that the matter be placed on a future Committee of the Whole Council meeting.

The City Manager advised that, in order for Council to pass a motion in the affirmative, the matter had to be forwarded to the Planning Advisory Committee for recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman Leiper that, as recommended by the City Planning Committee, this matter be forwarded to the Planning Advisory Committee to be dealt with as a priority item.

Motion passed.

MOTIONS

Motion Alderman Fitzgerald Re: No Right Turn off Quinpool Road between 7 a.m. and 9 a.m. onto Armview Avenue

Alderman Fitzgerald gave Notice of Motion with respect to this matter at the last City Council meeting held on 31 August 1989.

Alderman Fitzgerald addressed the matter and noted that traffic was a major problem in many residential districts throughout the City. He went on to express the concern that many residential districts are being used as short cuts for moving traffic. Alderman Fitzgerald displayed a map of the Quinpool Road area illustrating the way in which traffic uses Armview Avenue as a short cut. The Alderman further expressed the concern that a danger exists for children in the area walking to school noting that part of this short cut district between Quinpool Road and Connaught Avenue had no sidewalks.

Council  
11 September 1989

Alderman Fitzgerald proposed a motion that City Council approve the prohibiting of right hand turns off Quinpool Road onto Armview Avenue between the hours of 7:00 a.m. and 9:00 a.m. through Monday to Friday for a 90 day trial period and that the matter be referred to the Traffic Authority for a report outlining how this request can be achieved.

A discussion followed with Mr. Anstey, representing the City Solicitor, advising that a motion indicating that Council was purporting to prohibit right hand turns would be an illegal one. He went on to advise that the only way Council could effectively carry out the wishes of Alderman Fitzgerald would be to express its desire to the Traffic Authority for no right hand turns off Quinpool Road onto Armview Avenue and request that the Traffic Authority consider taking steps to achieve the wishes of Council.

Alderman Leiper suggested that the purpose of the proposed motion was to indicate to the Traffic Authority how Council would like to meet the needs of the citizens in Halifax. She went on to advise that there was a street in Ward 10 which had two right bends and a hill at a 45 degree angle. Alderman Leiper asked that the Traffic Authority, in considering Alderman Fitzgerald's request, also comment on the possibility of restricting no left turns onto Bayview Road.

Alderman D. Grant questioned why the restriction of no left turns and right turns into residential areas off main arteries can be achieved in other municipalities across Canada but not in Halifax.

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that Council express its desire to the Traffic Authority for the prohibiting of right hand turns off Quinpool Road onto Armview Avenue between the hours of 7:00 a.m. and 9:00 a.m. through Monday to Friday for a 90 day trial period and that the Traffic Authority consider providing a report outlining how Council's wishes could be achieved.

Motion passed.

Council  
11 September 1989

MISCELLANEOUS BUSINESS

Appointments

MOVED by Alderman Meagher, seconded by Alderman Flynn that this matter be deferred to the Special Council meeting scheduled for Wednesday, 20 September 1989.

Alderman Leiper reminded Council to submit nominations for the various appointments by Monday, 18 September 1989.

Deputy Mayor R. Grant suggested that the vacancies with regard to the Industrial Commission and the Mainland South Board also be dealt with on the 20th September.

The motion was put and passed.

Case No. 5734: 3-5 Alma Crescent - Rezoning from R-2P to R-2AM

A private and confidential staff report dated 6 September 1989 was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that City Council comply with the Order of the Municipal Board of the Province of Nova Scotia, dated 27 July 1989 by rezoning the property known as 3-5 Alma Crescent from R-2P to R-2AM.

Motion passed.

Deputy Mayor R. Grant asked for a report from the City Solicitor's Department on all the decisions of Council which have been overturned by the Municipal Appeal Board over the last five or six years.

9:45 p.m. His Worship Mayor Wallace retires from the meeting with Deputy Mayor R. Grant assuming the seat of the Chair.

QUESTIONS

Question Alderman Jeffrey Re: Mainland North Land Acquisition

Alderman Jeffrey advised that he had requested a report sometime ago pertaining to the Mainland North Land

Council  
11 September 1989

Acquisition for the Mainland North Common area. He noted that he has not received a report to date and asked to be provided with one.

Question Alderman Jeffrey Re: Purchase of House on Dutch Village Road near Alma Crescent

Alderman Jeffrey asked for a report from the City's Real Estate Division as to the situation pertaining to the purchase of the house on Dutch Village Road near Alma Crescent.

Question Alderman Jeffrey Re: Street Sweeper - Springvale Fairmount Subdivision

Alderman Jeffrey advised that he had received a number of calls from the residents in the Springvale Fairmount Subdivision area pertaining to the street sweeper. He explained that the street sweeper had not been in the area during the last while and asked for a report addressing the reason.

Question Alderman Jeffrey Re: Whistle Blowing Ordinance

Alderman Jeffrey asked for an update from the City Solicitor's Department on the status of the Whistle Blowing Ordinance.

Question Alderman O'Malley Re: Federal owned Property at the Corner of Robie Street and Normandy Drive

Alderman O'Malley asked for a report indicating the zoning of the Federal Department of Fisheries property located at the corner of Robie Street and Normandy Drive. Alderman O'Malley indicated that it was obvious that the Fisheries people were moving out of the building. She went on to advise that the neighbours are concerned about rumours that the property was to become an apartment building. The Alderman asked that City staff find out from the Department of Fisheries their intentions with regard to this building.

Question Alderman O'Malley Re: Drivers Leaving the Metro Transit Employ

Alderman O'Malley advised that she had raised a question at the City Council of 31 August 1989 regarding the high number of drivers who have left the employ of Metro Transit. She noted that she had not received a report to

Council  
11 September 1989

date and asked for an indication as to when she might expect to receive one.

Question Alderman O'Malley Re: Standard Paving Shed

Alderman O'Malley asked that a fire and building inspection be carried out on the large shed which is located on the property belonging to Standard Paving. The Alderman asked for a written report on the matter.

Question Alderman Stone Re: Blasting

Alderman Stone advised a report with respect to blasting had been requested at City Council a couple of months ago. The Alderman asked that the report be submitted as soon as possible which is to indicate a way of protecting citizens from undue blasting.

Question Alderman Stone Re: Update on the Grand Parade

Alderman Stone advised that an information report regarding City Hall renovations had been received in July which indicated that a Committee was formed to preserve the integrity of the restorations of City Hall. He went on to ask about the Grand Parade Committee, its membership, and future plans for the Grand Parade.

The Deputy Mayor advised that the Grand Parade Committee had met in June with City staff and with the consultant for the design of the Grand Parade. Deputy Mayor R. Grant suggested that a report should be forthcoming in the near future.

The City Manager advised that a report was expected from the consultant on the design for the Grand Parade by the end of September and would be presented to City Council once received.

Question Alderman Stone Re: Official Opening -  
Thomas Raddell Public Library

Alderman Stone reminded City Council members of the official opening of the Thomas Raddell Public Library on Tuesday, 19 September 1989, at 2:00 p.m. The Alderman noted that spouses, guests, and the public, were also invited.

Council  
11 September 1989

Question Alderman Leiper Re: Practice Routes -  
Mainland North Fire Station

Alderman Leiper asked for a report from the Fire Chief on the practice routes used by the Mainland North Fire Station. She noted that the residents of Lacewood Drive were complaining about the practice times.

Question Alderman leiper Re: Recycling Program

Alderman Leiper questioned whether or not more bags were going to be delivered to households for the recycling program.

The City Manager advised that additional bags would not be provided and advised that people were encouraged to use the shopping bags.

Alderman Leiper advised that the I.G.A. grocery chain has established a program for recycling plastic bags. The Alderman asked that this grocery chain be congratulated on their initiative in this regard.

Question Alderman D. Grant Re: Letter of Congratulations -  
Dale Thompson - Buskers Festival

Alderman D. Grant questioned whether or not a letter had been sent to Dale Thompson congratulating him on organizing the successful Buskers' Festival. She asked that a letter be sent if it was not sent out already.

Question Alderman D. Grant Re: Meetings - Drug Concerns

Alderman D. Grant asked to be provided with an update report on the meeting which had been held on drug concerns lately as well as an indication as to the date of the next meeting so that anyone interested could attend.

Question Alderman D. Grant Re: Building Permits

Alderman D. Grant requested a report from the Building Inspection Department on the following: the information provided to persons requesting a building permit and the form in which it is provided; the guidelines, particularly with respect to abutters, which are provided to persons being issued the building permit.



Council  
11 September 1989

Question Alderman Meagher Re: Curb Cut - 6280 Chebucto Road

Alderman Meagher referred to his question at the 31 August 1989 City Council meeting at which time he asked to be provided with a report from the City Solicitor's Department addressing the rights of property owners with regards to having their curbs cut. Alderman Meagher expressed particular concern to the fact that the gentleman at 6280 Chebucto Road is unable to have his curb cut. The Alderman asked for a report on the matter possibly by the next Committee of the Whole Council meeting scheduled for Wednesday, 20 September 1989.

Question Alderman Downey Re: Sackville Street Project

Alderman Downey advised that he had received a number of calls from business owners along Sackville Street with regard to the work which is being done to the street. The alderman asked for a report indicating when the work will be completed.

Alderman Downey also noted that some of the business owners along Sackville Street are wondering whether or not the City was going to provide a rebate on the loss of business they suffered because of this project.

The City Manager advised that the City would not be rebating the business owners along Sackville Street.

Question Alderman Downey Re: Walkway from Gottingen Street to Artz Street

Alderman Downey noted that the Housing Authority had been requested to look into the establishment of a walkway from Gottingen Street down to Artz Street. The Alderman advised that he had received a report from Mr. Smith, Director of Finance, stating that he was waiting for word back from the Canada Mortgage and Housing with regard to the matter. Alderman Downey advised that he was under the impression that this work was going to be done at no cost to the City and asked that the City contact the Canada Mortgage and Housing Corporation as soon as possible regarding the matter.

Council  
11 September 1989

Question Alderman Fitzgerald Re: St. Mary's Boat Club

Alderman Fitzgerald referred to the letter recently received from the President of Whitman Benn and Associates Limited with regard to the St. Mary's Boat Club. The Alderman asked for an update report from the City Manager on the status of the Whitman Benn and Associates offer.

Question Alderman Fitzgerald Re: Recycling

Alderman Fitzgerald noted that he had not seen very much paper out for recycling lately and asked for an update report on the program.

Question Alderman Fitzgerald Re: Snow Removal

Alderman Fitzgerald noted that Mayor Wallace had established a Snow Committee. He went on to ask for a report outlining the plans the City intended to take in order to cause people to shovel their sidewalks this Winter. The Alderman suggested that a fine needed to be established and that the system of colour coding (using dye) on the sidewalk to indicate a warning to clear the sidewalk should also be considered.

Question Alderman Jeffrey Re: R-2AM Review

Alderman Jeffrey referred to the item dealt with earlier in the agenda on the R-2AM review. Alderman Jeffrey noted that a member of the Planning Advisory Committee (PAC) had just informed him that the PAC had forwarded a letter to staff asking for a report on the matter. He went on to advise that it was his understanding that the PAC had never received the report as requested from staff. The Alderman asked for a response from staff with regard to this matter.

The City Manager agreed to look into this matter.

Question Deputy Mayor R. Grant Re: Bridge Tokens

Deputy Mayor R. Grant suggested, if Bridge tokens are increased to 50 cents, that consideration be given to accepting those tokens along with the Dartmouth Ferry tokens in the City's parking meters providing for a uniform token system.

Council  
11 September 1989

Question Deputy Mayor R. Grant Re: Subsidization of  
Metro Transit

Deputy Mayor R. Grant questioned whether or not it would be possible for the City to totally subsidize transit for two years without charging a fee to its users. The Deputy Mayor requested a report from staff as to how much this might cost as a way to encourage people to start using transit.

Question Deputy Mayor R. Grant Re: Digby Legislation for  
Able Bodied Persons on Assistance

Deputy Mayor R. Grant asked for a report from staff on the legislation recently approved in Digby with regard to able bodied persons on assistance.

NOTICES OF MOTION

Notice of Motion Alderman O'Malley Re: Parking Meter  
Regulations

Alderman O'Malley gave Notice of Motion that at the next regular meeting of Halifax City Council, scheduled for **28 September 1989**, she proposes to introduce an amendment to the Parking Meter Regulations the purpose of which will permit the use of parking meters with digital readings.

Notice of Motion Alderman Fitzgerald Re: the Camp Hill  
Cemetery Ordinance

Alderman Fitzgerald gave Notice of Motion that at the next regular meeting of Halifax City Council, scheduled for **28 September 1989**, he proposes to introduce a motion to amend Ordinance 12, the Camp Hill Cemetery Ordinance, to permit a change in staff working hours at the cemetery.

There being no further business to discuss, the meeting adjourned at 10:05 p.m.

HIS WORSHIP MAYOR RON WALLACE  
AND  
DEPUTY MAYOR RICHARD GRANT  
CHAIRMEN

EDWARD A. KERR  
CITY CLERK

/MMD

HEADLINES FOR CITY COUNCIL MINUTES  
of 09/11/89

<b>MINUTES</b>	.... 549
<b>APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS &amp; DELETIONS</b>	.... 549
<b>REPORT - FINANCE AND EXEC COMM</b> <b>Annual Review of Licenses, Permits, and Fees</b>	.... 550
<b>Lay-offs</b>	.... 550
<b>REPORT - COMMITTEE ON WORKS</b> <b>Ordinance #156: Pollution Control Charge</b>	.... 551
<b>REPORT - SAFETY COMMITTEE</b> <b>Building Security</b>	.... 551
<b>Pedestrian Safety Week</b>	.... 552
<b>REPORT - CITY PLANNING COMM.</b> <b>Case No. 5862 - Rezoning: Area Bounded by Bloomfield, Gottingen, Black, North, and Agricola Streets</b>	.... 552
<b>Case No. 5778 - Accommodation for Extended Households</b>	.... 554
<b>Height Limitations in the R-2 Zone</b>	.... 555
<b>Review of the R-2AM Zone in Wards 9 &amp; 10</b>	.... 556
<b>MOTIONS</b> <b>Motion Alderman Fitzgerald Re: No Right Turn off Quinpool Road between 7 a.m. and 9 a.m. onto Armview Avenue</b>	.... 556
<b>MISCELLANEOUS BUSINESS</b> <b>Case No. 5734: 3-5 Alma Crescent - Rezoning from R-2P to R-2AM</b>	.... 558
<b>Appointments</b>	.... 558
<b>QUESTIONS</b> <b>Question Alderman Jeffrey Re: Mainland North Land Acquisition</b>	.... 558
<b>Question Alderman Jeffrey Re: Whistle Blowing Ordinance</b>	.... 559
<b>Question Alderman O'Malley Re: Federal owned Property at the corner of Robie Street and Normandy Drive</b>	.... 559
<b>Question Alderman O'Malley Re: Drivers Leaving the Metro Transit Employ</b>	.... 559
<b>Question Alderman Jeffrey Re: Purchase of House on Dutch Village Road near Alma Crescent</b>	.... 559

HEADLINES FOR CITY COUNCIL MINUTES  
of 09/11/89

Question Alderman Jeffrey Re: Street Sweeper - Springvale Fairmount Subdivision	.... 559
Question Alderman O'Malley Re: Standard Paving Shed	.... 560
Question Alderman Stone Re: Official Opening - Thomas Raddell Public Library	.... 560
Question Alderman Stone Re: Blasting	.... 560
Question Alderman Stone Re: Update on the Grand Parade	.... 560
Question Alderman Leiper Re: Practice Routes - Mainland North Fire Station	.... 561
Question Alderman D. Grant Re: Meetings - Drug Concerns	.... 561
Question Alderman D. Grant Re: Building Permits	.... 561
Question Alderman Leiper Re: Recycling Program	.... 561
Question Alderman D. Grant Re: Letter of Congratualations - Dale Thompson - Buskers Festival	.... 561
Question Alderman Meagher Re: Curb Cut - 6280 Chebucto Road	.... 562
Question Alderman Downey Re: Sackville Street Project	.... 562
Question Alderman Downey Re: Walkway from Gottingen Street to Artz Street	.... 562
Question Alderman Fitzgerald Re: St. Mary's Boat Club	.... 563
Question Alderman Jeffrey Re: R-2AM Review	.... 563
Question Deputy Mayor R. Grant Re: Bridge Tokens	.... 563
Question Alderman Fitzgerald Re: Recycling	.... 563
Question Alderman Fitzgerald Re: Snow Removal	.... 563
Question Deputy Mayor R. Grant Re: Subsidization of Metro Transit	.... 564
Question Deputy Mayor R. Grant Re: Digby Legislation for Able Bodied Persons on Assistance	.... 564
NOTICE OF MOTIONS	
Notice of Motion Alderman Fitzgerald Re: the Camp Hill Cemetary Ordinance	.... 564
Notice of Motion Alderman O'Malley Re: Parking Meter Regulations	.... 564