METROPOLITAN AREA TOURISM ASSOCIATION

With the agreement of Council, Councillor MacKay put forth a resolution with regard to the previously discussed item.

It was moved by Councillor MacKay, seconded by Councillor Wiseman:

"THAT the Municipality enter a long-term lease agreement with the Metropolitan Area Tourism Association with respect to the building currently being used as a Tourist Bureau in Sackville, with the following provisions:

- That the Tourism Association maintain the building in good condition;
- That the building is to be used for a Tourist Bureau in the Municipality of the County of Halifax MOTION CARRIED

SIDEWALK SNOWPLOWING

Councillor McInroy addressed Council with regard to the aspects of both the storage and removal of snow along sidewalk routes. He asked that staff make a report to the Urban Services Committee on this item, and outlined his concerns. He advised that in the Cole Harbour area there is no lease in effect with contractors who have sidewalk snowblowers, and it may be time for staff to look at that option.

With regard to the removal of snow, he felt that there should be some consideration given to the timing of this activity; i.e., recently, a front-end loader was removing snow from a sidewalk from 11:30 a.m. to 12:30 p.m., at the same time when elementary school children were on their way to and from home for lunch.

Another problem he pointed out was that in addition to the Department of Transportation dumping snow back into driveways and sidewalks, but other people are infilling the sidewalks after the contractor has cleared it.

It was moved by Councillor McInroy, seconded by Councillor DeRoche:

"THAT staff prepare a report for the Urban Services Committee with regard to sidewalk snowplowing, storing and removal of snow, guidelines for contractors, so these can be in place before next season."

MOTION CARRIED

DARTMOUTH WATER SUPPLY

Councillor McInroy advised that as stated in the press, it appears that a sub-committee of Dartmouth City Council passed a motion relating to holding up water main extensions.

PUBLIC HEARING

JANUARY 11, 1988

PRESENT WERE: Councillor Rawding

Councillor Fralick Councillor P. Baker Councillor C. Baker Councillor Deveaux Councillor DeRoche Councillor Adams Councillor Randall Councillor Reid Councillor Lichter Councillor Snow Councillor Merrigan Councillor Mackay Councillor McInroy Councillor Eisenhauer Councillor Wiseman Councillor Mont

Deputy Warden MacDonald, Chairman

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk

Mr. R. G. Cragg, Municipal Solicitor

Mr. Bill Butler, Director, Policy Division

SECRETARY: Mrs. M. R. Murphy

Deputy Warden MacDonald called the Public Hearing to order at 7:05 p.m., with the Lord's Prayer. Mr. Kelly called the roll.

It was moved by Councillor C. Baker, seconded by Councillor DeRoche:

"THAT Margo Murphy be Recording Secretary." MOTION CARRIED

DEFINITION - SEMI-DETACHED DWELLING

Mr. Butler outlined the staff report dated October 26, 1987, outlining staff's request for amendments to the Land Use By-Laws for Sackville; Cole Harbour/Westphal; Eastern Passage/Cow Bay; Timberlea/Lakeside/Beechville; North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston; and By-Law 24, to reflect the changes in semi-detached structures that are currently being built.

A semi-detached unit is one unit, which shares a common wall, and is then sub-divided into two separate dwellings, each of which is on its) beary 11, 1988

own separate lot. Traditionally, these dwellings share the common wall between the two units 100 per cent, and generally are two-storeys high, and each is generally exactly the same as the other. In recent months, however, Planning and Development has been receiving proposals from developers to change the architectural style of these two unit dwellings, in constructing what has been called "link-housing".

As a result of these proposals, it has been difficult to determine what is a two-unit dwelling and what is a single unit. It is therefore, staff's desire to establish a clear definition in the zoning By-Law which would clearly define the limits to which a two-unit dwelling may be constructed, so as to be clear to developers. One of the considerations is that each single unit of a two-unit dwelling may be located on a lot which is only half the size of that required for a single unit dwelling.

There were no speakers in favour or opposed to the amendments.

It was moved by Councillor MacKay, seconded by Councillor Wiseman:

"THAT Council approve a By-Law to Amend the Zoning By-Law for berry Sackville by:

- sharp-sycos ha is going a clause "(h)" to Section 2.15:
 - h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units."

MOTION CARRIED

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It was moved by Councillor Mont, seconded by Councillor DeRoche:

THAT Council approve a By-Law to Amend the Zoning By-Law for Cole Harbour/Westphal by:

- a) adding the following as clause "(h)" to Section 2.15:
- h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units."

 MOTION CARRIED

January 11, 1988

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It was moved by Councillor Deveaux, seconded by Councillor Snows and the control of the control

"THAT Council approve a By-Law to Amend-Othe Zoning By-Law for Eastern Passage/Cow Bay by:

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Entern Passage/Cow Bay by:

Entern Passage/Cow Bay by:

- a) adding the following as clause "(h)" to Section 2.15:
- h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units."

 MOTION CARRIED

It was moved by Councillor Rawding, seconded by Councillor C. Baker:

"THAT Council approve a By-Law to Amend the Zoning By-Law for Timberlea/Lakeside/Beechville by:

- a) adding the following as clause "(h)" to Section 2.15:
- h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units."

 MOTION CARRIED

It was moved by Councillor Adams, seconded by Councillor DeRoche:

"THAT Council adopt a By-Law to Amend the Zoning By-Law for North Preston, Lake Major, Lake Loon/Cherry Brook and Eastern Passage,

It was moved by Councillor Adams, seconded by Councillor DeRoches

"THAT Council adopt a By-Law to amend Zoning By-Law 24, by replacing the existing definition of a Semi-Detached Dwelling (Part 2.53) with the following:

(h) Semi-detached Dwelling etc.

It was moved by Councillor DeRoche, seconded by Councillor Wiseman:

"THAT this Public Hearing adjourn." Und mod restand

Deputy Warden adjourned the Public Hearing at 7:35 p.m.

PUBLIC HEARINGS

JANUARY 11, 1988

1. Application Nos. - ZA-SA-26-87 ZA-CH/W-27-87 ZA-CP/CB-28-87 ZA-T/L/B-29-87 ZA-LM-30-87 ZA-24-31-87

- Amendments to establish a definition of semi-detached dwellings.

STAFF REPORT

TO:

Planning Advisory Committee

DEFINITION - SEMI-DETACHED DWELLING

CAO

DIRECTOR, PLANNING & DEVELOPMENT

FROM: RESIDE

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Dept. of Planning & Development

October 26, 1987

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RECOMMENDATION

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Background

THAT THE LAND USE BY-LAWS FOR SACKVILLE; COLE HARBOUR/ WESTPHAL; EASTERN PASSAGE/COW BAY; TIMBERLEA/LAKESIDE/ BEECHVILLE; NORTH PRESTON, LAKE MAJOR, LAKE LOON/CHERRY BROOK AND EAST PRESTON: AND BY-LAW 24 BE AMENDED AS SHOWN ON APPENDICES A, B, C, D, E, AND F.

The number of two unit dwellings being constructed in the Municipality, particularly in serviced communities has increased significantly in the past two to three years. Semi-detached structures which share a common wall and can be subdivided are the most common type of two unit dwellings being constructed.

Most of the two unit structures built to date are of a similar architectural design. They are generally two storey, rectangular, structures fully sharing a common wall between dwelling units and with each unit being a mirror image of the other. Subdivision occurs along the common wall separating the two units.

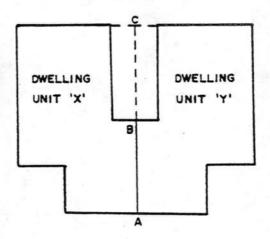
In recent months there has been increasing interest by the development industry in constructing what has been called, "linked housing". Just as with traditional semi-detached structures, this linked housing is also intended to involve the physical connection of two independent dwelling units within one overall structure. However, the type of connection physically joining the two dwelling unit is physically subject to considerable variation. Some designs show the connection being an underground footing or foundation wall, while others show it as common porches or garages. The intent behind all of these designs is to provide some measure of physical separation between the dwelling units, thereby increasing their visual independence.

While staff certainly support a greater variation in the architectural design of two-unit dwellings (this lack of variety has been one of the most often heard criticisms of recent two unit development), there needs to be a clear definition as to the nature of the physical connection between units. Without this clear definition, the distinction between two unit and single unit structures becomes blurred. Since each dwelling unit of a two unit dwelling may be located on a lot which is only half the size of that required for a single unit dwelling, the ability to clearly distinguish between the two types of structures is obvious.

The definition of a semi-detached dwelling which is being proposed, would require that the connection between two units must occur above grade and must constitute at least fifty (50) per cent of the length of the common axis between the two units. It is suggested that this common wall may separate either habitable or non-habitable (eg. garages) space between the two units.

This definition will maintain the distinction between single and semi-detached dwellings while also providing more flexibility in the architectural design of the latter. An illustration of this is shown below. In this illustration, AC is the horizontal axis between the two units while AB is the common wall actually separating them.

For developers who wish to build two unit structures which cannot meet these requirements, the option of applying for a comprehensive development district (CDD) still exists.



AB - Common Wall
AC - Horizontal Axis

APPENDIX "A"

A BY-LAW TO AMEND THE

ZONING BY-LAW FOR SACKVILLE

The Zoning By-law for Sackville is hereby amended by:

- a) adding the following as clause "(h)" to Section 2.15:
- (h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

APPENDIX "B"

A BY-LAW TO AMEND THE

ZONING BY-LAW FOR COLE HARBOUR/WESTPHAL

The Zoning By-law for Cole Harbour/Westphal is hereby amended by:

- a) adding the following as clause "(h)" to Section 2.15:
 - (h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

APPENDIX "C"

A BY-LAW TO AMEND THE

ZONING BY-LAW FOR EASTERN PASSAGE/COW BAY

The Zoning By-law for Eastern Passage/Cow Bay is hereby amended by:

- a) adding the following as clause "(h)" to Section 2.15:
 - (h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

APPENDIX "D"

A BY-LAW TO AMEND THE

ZONING BY-LAW FOR TIMBERLEA/LAKESIDE/BEECHVILLE

The Zoning By-law for Timberlea/Lakeside/Beechville is hereby amended by:

- a) adding the following as clause "(h)" to Section 2.15:
 - (h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

APPENDIX "E"

A BY-LAW TO AMEND THE ZONING BY-LAW FOR

NORTH PRESTON, LAKE MAJOR, LAKE LOON/CHERRY BROOK AND EAST PRESTON

The Zoning By-law for North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston is hereby amended by:

- a) adding the following as clause "(m)" to Section 2.23:
 - (h) Dwelling, Semi-detached means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

APPENDIX "F"

A BY-LAW TO AMEND ZONING BY-LAW 24

Zoning By-law 24 is hereby amended by:

- a) replacing the existing definition of a Semi-Detached Dwelling (Part 2.53 with the following:
 - (h) Semi-detached Dwelling means a building that is divided vertically into two dwelling units by means of an above-grade common wall of at least eight (8) feet in height which constitutes at least fifty (50) per cent of the horizontal axis between the two units.

COMMITTEE OF THE WHOLE

JANUARY 18, 1988

PRESENT WERE: Warden MacKenzie, Chairman

Councillor Walker Councillor Rawding Councillor Fralick Councillor P. Baker Councillor C. Baker Councillor Deveaux Councillor DeRoche Councillor Adams Councillor Randall Councillor Reid Councillor Lichter Councillow Snow Councillor Merrigan Councillor McInroy Councillor Eisenhauer Deputy Warden MacDonald Councillor Wiseman Councillor Mont

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk

Mr. R. G. Cragg, Municipal Solicitor

Mrs. Val Spencer, Director of Planning and Development

Mr. Bill Butler, Director, Policy Division

SECRETARY: Mrs. M. R. Murphy

The Warden called the Committee of the Whole Session to order at 7:00 p.m. Mr. Kelly called the roll.

It was moved by Councillor Snow, seconded by Councillor DeRoche:

"THAT Margo Murphy act as Recording Secretary." MOTION CARRIED.

The Warden indicated that Mr. Bill Butler would be available to review the Plan for District 14.

Mr. Butler said that he wanted to thank the Planning Participation Committee members, who have worked for almost five years to complete the Plan and Land-Use By-Law for District 14. As well, he wanted to thank Chris Reddy, the Planner assigned to the plan, and who worked on it until July, 1987. He advised that the Municipal Plan Committee met 42 times throughout the period.

He introduced Mr. Keith Boutilier, Chairman of the Public Participation Committee, who addressed Council.

Mr. Boutilier outlined the process that had been gone through over the past five years, and advised that they have 11 major communities in District 14, and from those 11 communities, they had elections and two representatives were chosen, thus making 22 members on their Committee. He pointed out some of the unique features of the District, on the map, in order to show members why some of the particular decisions were made. Some of the features are:

two Provincial Parks;
three golf courses;
major railway lines;
major 100 series highways;
a game sanctuary;
airport;
Aerotech Park; and
the Shubenacadie Canal System.

There are some less pleasant features: in the Community of Wellington, there is a natural arsenic deposit; there are large acidic slates, which if exposed, have enough potential to destroy the waterway; in Waverly, there is a small pond which has a large quantity of arsenic on the bottom of it.

There is a game sanctuary. There is the Airport and there is the Aerotech Park.

He said that taking all these things in to account, the environment became a very large concern for the communities, and it was decided that the major goal would be to protect the environment.

In closing Mr. Boutilier said that the Plan has been reviewed three times by the Planning Advisory Committee, and he felt that it was "nothing short of perfect".

The Warden thanked Mr. Boutilier.

Mr. Butler again addressed Council and reviewed in detail the material that had been distributed:

- Summary of Events
- 2. Outline of Zoning Designations and Zones Available
- 3. Summary of Proposed Zones
- Suggested Amendments
- 5. List of Private Roads

Mr. Butler said that the strong environmental consciousness in the plan is reflected in the lot sizes, the request for stormwater management, and the required setbacks from water courses, the concern with the Shubenacadie River flow plain, as well as the slate exposure quarry operations.

Mr. Butler said that in addition to the environmental consciousness, this District has had approximately 20 percent growth in population over the past ten years, which is expected to continue. The type of growth occuring is mostly suburban oriented. One of the objectives in designing the Plan was to accommodate this new growth within a rural area. There is also an awareness of the major facilities which exist in the area.

The Plan deals with a number of servicing questions. Under servicing, the basic premise is that people will continue to develop with on-site systems. This relates to the requirement that lot sizes be sufficiently large to maintain their ability to be self-sustaining. The plan also recognizes that there may be a demand for water and sewer facilities in the future, and calls for a long-term servicing strategy for the entire district to be prepared.

With regard to the Waverly Water Service area, the plan accommodates this; Bennery Lake Watershed has been looked at and consideration given to the possibility of that watershed area being expanded or being utilized for the servicing of some adjacent communities, such as Grand Lake, Oakfield, Wellington, Goffs and Oldham.

Transportation is a fairly significant section within the plan. The plan gives support and encouragement to the Airport, recognizing the importance of the facility. It encourages its expansion, as required, and encourages the airport to acquire the necessary lands to undertake this. With regard to the road network, the basic objective is to retain the local roads as such. There is support given to the completion of the Sackville Expressway and upgrading of other major roads. There is support for a Ring Road from Eastern Shore through to the airport towards Beaverbank Road. The Plan calls for some new interchanges to be built from the major highways, one in the area of Waverly Road and one at the Cobequid Road/Highway 102 intersection.

There are concerns in the plan about the crossings over to the Shubenacadie Canal. There is support for the retention of this Canal as both an historic and cultural waterway. The plan addresses the issue of Private Roads, which will not be permitted in the Plan Area; however, existing private roads will be permitted to be subdivided upon.

With regard to recreation, there is support for existing community groups and a policy that the municipality should try to acquire lands which provide access to the water systems. Education services are addressed. Housing is addressed. There is support for the development of small business. The plan encourages the Industrial Commission to provide support to the local people in establishing small businesses within the Plan Area. There is support for the work of Volunteer Fire Departments and to look at the possibility and need for full-time firemen, particularly in the more urbanized areas.

Mr. Butler then reviewed the various designations and zones available and then explained each of the proposed zones (see staff report).

He then outlined the types of development that could be considered by Development Agreement.

Mr. Butler said that the final section in the document has to do with implementation and referred to Policy P163, which contains a list of priorities within the Plan Area. The priorities are listed under: roadway improvements, environmental health services and recreation related facilties. There are some tentative time frames given which are intended to provide the level of priority given to each of the suggested improvements.

Mr. Butler asked to address some other issues relating to the Plan. One was relative to the suggested Amendments, which were relatively minor, and are listed in the report.

Mr. Butler then addressed the matter of private roads (see list in report). He said that with respect to the Plan, only existing private roads would be permitted, and they would be permitted to sub-divided, and he requested that they be listed in the Sub-Division By-Law.

Mr. Butler then answered questions from the Councillors.

Councillor Snow asked about salvage yards. Mr. Butler advised that these are not listed in the Plan, and that new yards are not permitted. He did state that existing salvage yards are permitted, and are permitted to expand.

Mr. Butler explained that there are two watershed areas -- the Bennery Lake Watershed area and the Lake Major Watershed area.

Councillor Reid asked about the 'CIL' property, and the fact that there would be no permitted uses on that land. Mr. Butler advised that the only use permitted on the property is storage of explosives, etc., and is designated as Hazard Zone. Councillor Reid advised that at one time, there was a push to have the property designated as a Heritage Property. This hazard zone would not permit any development, and would not permit the property to be designated as a Heritage Property, because it is just not considered safe. Mr. Boutilier commented on this as well.

Councillor DeRoche commented on the number of meetings that Mr. Boutilier would have attended as PPC Chairman, and said that Mr. Boutilier is a diligent, dedicated and resourceful individual and extended his personal thanks to him.

Warden MacKenzie reiterated those thanks and also thanked him on behalf of the residents of District 14.

Councillor Snow added his thanks and also thanked the Planners and the Planning Advisory Committee, for their hard work.

Committee of the Whole - 5 - January 18, 1988

It was moved by Councillor Snow, seconded by Councillor DeRoche:

"THAT the necessary Amendments to the Sub-Division By-Law be made

"THAT the necessary Amendments to the Sub-Division By-Law be made to include the Private Roads, as stated in the Staff Report on the District 14 Plan, and that a Public Hearing be scheduled for Feburary 18, 1988, to review the Municipal Planning Strategy and Land Use By-law for Planning District 14."
MOTION CARRIED

It was moved by Councillor DeRoche, seconded by Councillor Wiseman:

"THAT this Session adjourn." MOTION CARRIED.

The Warden adjourned the Committee of the Whole at 8:05 p.m.

MINUTES & REPORTS

OF THE

THIRD YEAR MEETINGS

OF THE

FORTY-SECOND COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

FEBRUARY COUNCIL SESSION

TUESDAY, FEBRUARY 2 and 16, 1988

2

PUBLIC HEARING

FEBRUARY 18, 1988

February

Animals by-law	21-22
County Parkland - Porters LakeChief Building Inspectors Report	17-18 21
Dartmouth Water Utility	10-12 & 18-19
Flooding - District #2	23
Grants	. 7
Letters & Correspondence	2-3 & 16-17
Motion - Approval of Minutes	2-3 & 16-17 2 3 & 20-21 4 5-6 6-7 7 & 18-19 7-8 9-10 10-12 14 & 24 16 16 17
Motion - County Parkland, Porters Lake	17-18 18 19 19 19
Motion - Weed Inspector Appointment	20 20 21 21 21-22 22 22-23
Motion - Flooding, District #2 Public Hearings	3 & 20-21
Planning Advisory Committee Report	20
Redistribution Committee Report	21

Sackville Mainstreet Program	5-6 6-7 7-8 18
Telephone System	17
Video Arcade Outlet license	
Weed Inspector - Appointment	20 22-23

COUNCIL SESSION

FEBRUARY 2, 1988

PRESENT WERE: Warden MacKenzie

Councillor Walker
Councillor Rawding
Councillor Fralick
Councillor P. Baker
Councillor C. Baker
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Reid
Councillor Lichter
Councillor Snow
Councillor Merrigan

Councilor MacKay
Councillor McInroy
Councillor Eisenhauer
Councillor MacDonald

Councillor Wiseman

ALSO PRESENT: Mr. K. R. Meech, C.A.O.

Mr. G. J. Kelly, Municipal Clerk Mr. R. G. Cragg, Municipal Solicitor

SECRETARY: Glenda Hill

Warden MacKenzie called the Council Session to order at 6 p.m. with the Lord's Prayer. Mr. Kelly called the Roll.

APPROVAL OF MINUTES

It was moved by Councillor P. Baker, seconded by Councillor C. Baker:

"THAT the Minutes of the January 5, 1988 Council Session be approved as circulated." MOTION CARRIED

EMERGENCY AGENDA ITEMS

Councillor Walker - Halifax County Status

LETTERS AND CORRESPONDENCE

Minister of Housing

Mr. Kelly outlined a letter from the Minister of Housing in response to Council's letter re Forest Hill Planned Unit Development Agreement. The letter informed that Department of Housing staff will meet early in 1988 with representatives of the Municipality to review the issues involved.

It was moved by Councillor McInroy, seconded by Councillor Wiseman:

"THAT this letter be received." MOTION CARRIED

Minister of Transportation

Mr. Kelly reviewed this response to Council's letter with respect to the existing 70 km/h speed zone at Trunk 7 through East Preston.

It was moved by Councillor Adams, seconded by Councillor MacDonald:

"THAT this letter be received."

Councillor Adams noted the request was regarding the speed limit in the area approaching both sides of the East Preston Day Care Centre. He was requesting crosswalks and a reduced speed limit because of the hill and turn at that location. He stated the response address the entire highway, not addressing the immediate request.

Councillor MacKay commented that this response is more positive than has been received in the past, in that there will be increased traffic patrol in the area. He expressed appreciation that this is not the standard form letter that is usually received in response to such a request.

MOTION CARRIED

It was moved by Councillor Adams, seconded by Councillor Randall:

"THAT another letter be written to the Minister of Transportation to specify the points of concern that were attached to the petition (the speed limit approaching the day care centre and a crosswalk)."

Councillor Randall expressed hope that the Department of Transportation will take the positive action in terms of increasing traffic patrol. He also noted the Mail Star recently referred to a petition signed by 17 residents of Conrad Settlement; however, it was actually 69 families rather than 17 residents who signed that petition. He noted that represents 100 percent of the people who live in Conrad Settlement.

MOTION CARRIED

Minister of Municipal Affairs

Mr. Kelly outlined this letter acknowledging receipt of all required documents related to the Municipal Planning Strategy and Land Use By-law amendments, Cole Harbour/Westphal serviceable area boundary.

It was moved by Councillor McInroy, seconded by Councillor Wiseman:

"THAT this letter be received." MOTION CARRIED

Halifax Commonwealth Games Society

Mr. Kelly reviewed this letter of appreciation to the Municipality for assistance given for the 1994 Commonwealth Games bid to hold the Games in Halifax.

It was moved by Councillor Adams, seconded by Councillor Snow:

"THAT this letter be received." MOTION CARRIED

Minister of the Department of Environment

Mr. Kelly advised this letter is in response to Council's correspondence regarding the Little Salmon River.

Councillor Mackay inquired about the meaning of the word "upwelling". There was some discussion concerning the problem in this area.

It was moved by Councillor Adams, seconded by Councillor Randall:

"THAT this item of correspondence be tabled until the next Council Session."
MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Application No. PA-CH/W-03-87 RICHARDSON'S DRIVE/SALMON RIVER DRIVE AREA

Mr. Kelly reviewed the report and recommendation of the Planning Advisory Committee with respect to this application.

It was moved by Councillor Adams, seconded by Councillor Snow:

"THAT a public hearing be held on March 7, 1988 at 7 p.m. with respect to this application." MOTION CARRIED

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

Sackville Mainstreet Program

Karen Schellinck was in attendance to discuss this matter. Mr. Kelly reviewed the report from the Executive Committee respecting this matter.

It was moved by Councillor MacKay, seconded by Deputy Warden MacDonald:

"THAT Council support the proposal by the Sackville Business Improvement District Committee with respect to upgrading and improvements."

Councillor MacKay clarified that the Department of Development will not cover carrying charges, and he asked if the street lighting and sidewalk rates will remain the same, although they will be over an extended period of time. Ms. Schellinck confirmed this.

Ms. Schellinck informed the difference between the budget now presented and the original budget is that it excludes the cost-sharing component, which included the Department of Transportation. The formula now reflects 50 percent cost-sharing by the Municipality and 50 percent cost-sharing by the Department of Small Business Development, under which the Sackville Mainstreet Program now operates. The total funding for the project, including carrying charges, is \$1.485 million. She reviewed the cost-sharing formula between the Department of Small Business Development and the Municipality for this project. She advised funding from the Department of Small Business Development has been approved.

There was some discussion about revised figures apart from those shown in the Executive Committee report. Ms. Schellinck advised these figures vary because the Department of Small Business Development will not share in carrying charges. She informed negotiations in this regard were still taking place when this was presented to the Sackville Advisory Board. Since that time, the Department of Small Business Development has indicated they may be able to pay their share over a shorter period of time, which will reduce the charges. The budget has been prepared given a period of five years, but this could be less.

Councillor McInroy clarified that the Municipality's total cost will be collected through area rates. Ms. Schellinck confirmed this.

Councillor MacDonald expressed concern that this money will affect sidewalk funding from the Department of Transportation. Ms. Schellinck informed this money is coming directly from mainstreet funding through the Department of Small Business Development.

Councillor Fralick asked if there has been written approval of this funding from the Department of Small Business Development. Ms. Schellinck informed she has received verbal approval, written approval for the first year of funding, and she has been reassured by various staff members that this money will be available.

MOTION CARRIED

Senior Citizens' Housing Units

Mr. Kelly reviewed the report of the Executive Committee recommending a resolution from Council for the provision of 15 senior citizens housing units for Forest Hills.

It was moved by Councillor McInroy, seconded by Councillor MacDonald:

"THAT Council approve the resolution from the Department of Housing respecting the provision of 15 senior citizens' housing units for Forest Hills."

Councillor P. Baker stated he is pleased to see something for seniors in the Municipality, but he questioned why the western subsystem never sees any of these services. He informed there has already been a demand study completed in his area and land at Tantallon has been purchased for this purpose. He asked if only urban areas receive these services and recognition. Warden MacKenzie stated there are many rural areas with senior's housing.

Councillor McInroy stated there is more than one senior's housing project constructed per year in the province. The land for the units in question has been in the possession of the Department of Housing for 18 or 19 years. Also this represents Phase III of a project that is required given the population base. Councillor McInroy also stated taxpayers money went into Phase II of this project to provide a full-scale senior's facility intended as part of the overall complex constructed in phases. He stated this project has been planned and in the works for a long time. Councillor McInroy agreed there are other areas of the County in need and deserving of housing units, and he expressed support for placing these units where they are needed. However, these units are needed in Cole Harbour, as well.

Councillor P. Baker suggested these units may be in Cole Harbour because that are is represented by a very influencial MLA. Councillor Walker agreed in this respect. He stated over the past 12 years the western subsystem of Halifax County has received a total of 25 units, and most areas has doubled that. He stated he would like to see the demand study done for Cole Harbour to know how these units were justified. He suggested there are more seniors per capita in the western subsystem that the larger developed areas such as Cole Harbour because the younger generation are moving there. He concluded that the western subsystem will be looking for these units in the future, and Council will continue to hear about it until something is done. He stated this project for Cole Harbour should not be stopped now, but there should be more fair and equitable distribution of senior's units in Halifax County.

Councillor Fralick expressed agreement with Councillor P. Baker and Councillor Walker. He informed there was a petition in his area for senior's housing units which was signed by 164 people. He expressed hope that the western subsystem will be given consideration when further funds are made available because this area needs the units moreso than Forest Hills.

Councillor Eisenhauer stated the Department of Housing has provided his area with senior's housing units in the recent past. These units were to serve residents from Tantallon and the Head of the Bay area, as well. This site was chosen because it has the services. Councillor Eisenhauer informed these units were built in his area after the County did its own need and demand study using he voters list. He stated it took eight to ten years to get these units built. He also stated there are units in Hubbards, as well, which have experienced vacancies in the past. Councillor Eisenhauer stated he would support the Housing Commission in building smaller units in the various communities in order to keep people in their home communities.

Warden MacKenzie stated the Municipality is receiving quite a few of senior's units, although it may not seem like a lot in relation to the size of the Municipality. He expressed appreciation for Councillor P. Baker and Councillor Walker's concerns, and he stated every effort will have to be made to support them and get additional units in that area.

Councillor Rawding expressed agreement with Councillor Walker. He informed he receives calls from residents in his community because existing housing units are full, and they are not necessarily accommodating people from the local area. He stated it is unquestionable senior's housing units in the western subsystem is inadequate.

MOTION CARRIED

It was moved by Councillor P. Baker, seconded by Councillor Walker:

"THAT a letter be written to the Minister of Housing requesting the status of applications for senior citizens' housing in Districts 1, 3, and 4."
MOTION CARRIED

Sanitary Landfill, Sackville

Mr. Kelly advised the Executive Committee recommend to Council that a letter be written to the Metropolitan Authority expressing agreement with the Sackville-Beaver Bank Advisory Board and request the Metropolitan Authority to make immediate plans for an alternate means of garbage disposal and further that the Municipality will not tolerate any other landfill sites within the Municipality.

It was moved by Councillor MacDonald, seconded by Councillor Rawding:

"THAT a letter be written to the Metropolitan Authority supporting the Sackville-Beaver Bank Advisory Board with respect to the landfill site:

THAT the Metropolitan Authority be requested to make immediate plans for an alternate means of garbage disposal;

AND FURTHER THAT the Municipality will not tolerate any other landfill sites in the Municipality."

Councillor McInroy asked what is meant by "we will not tolerate any further landfill sites". Warden MacKenzie informed the Executive Committee felt an alternate means of garbage disposal should be considered because landfill in any area will cause problems.

Councillor Eisenhauer felt the motion should be supported for a number of reasons. He stated the criteria for the existing landfill site in the beginning was questionable because there should be a certain amount of soil in the rock. The amount of fill at this location limited the life of the landfill site to 1994. The land adjacent to this site does not have topsoil cover, and it is not suitable to expand the landfill site.

Councillor Eisenhauer also stated there are problems with the gases that come from landfill sites all across the country. Therefore, any plans for other means of garbage disposal should be accelerated. He stated there were consultants hired to determine a site for another means of garbage disposal around the same time that the landfill site was opened. However, this idea has never been followed-up, and it will never be ready by the time the landfill site has reached capacity. He suggested this should be investigated as a large sum of money probably went into it.

Councillor Eisenhauer referred to the Metropolitan Authority report in relation to a tender for crushed stone. He inquired as to where the crushed stone will come from and if there is a blasting permit to get the crushed stone. He was concerned this is coming from the site next to the landfill site in Sackville.

Councillor MacDonald stated the landfill site was proposed for only a ten year period until a future means of garbage disposal could be found. He felt this resolution should be supported because the matter is of grave concern to the residents, as well as othersthroughout the country.

MOTION CARRIED

District Capital Grant, District 14

It was moved by Councillor Snow, seconded by Councillor MacKay:

"THAT approval be granted for a District Capital Grant, District 14 in the amount of \$500 for the Riverlake Residents Association." MOTION CARRIED

Sea Sell '88

Mr. Kelly reviewed the report respecting Sea Sell '88. He advised the Executive Committee recommend that Halifax County participate in this program and that Denise Peterson, Special Projects Officer be the County's representative in Sea Sell '88.

It was moved by Councillor Adams, seconded by Councillor Snow:

"THAT the Municipality send a representative to Sea Sell '88 and that Denise Peterson, Special Projects Officer be that participant."

Councillor MacKay noted the Municipality has divorced itself from tourism by financially supporting the Metropolitan Area Tourism Association (MATA) and the Eastern Shore Tourism Association (ESTA), and he expressed concern that these two organizations should be representing the County at Sea Sell '88. He asked what the Municipality will get from the \$1,000 to \$1,500 cost to participate in Sea Sell '88.

Mr. Markesino the ESTA has a large area to cover, and it is difficult for the representative to devote his attention to Halifax County. He stated the tourism associations are selling tourism, and the County wants to sell the County totally as a place to live and a place where industry and business could be developed. He clarified that the MATA will have a booth at Sea Sell '88 with literature on the part of the County that they represent. Miss Peterson, however, will set up her own booth, hopefully in between the South Shore region and the MATA and the ESTA so the total County will be exposed rather than just certain areas of the County.

Councillor MacKay stated he has no difficulty with promoting the County as a place to live and to conduct business, but he felt this should lead to the County developing an Economic Development Commission, as previously suggested by Mr. Meech. He stated there are various departments in the Municipality working in various directions, and such a Commission could bring cohesion of the departments.

Councillor Fralick expressed support for Sea Sell '88, stating 1987 was the best year for tourism and in order to have another best year 100 percent must be put into it.

Councillor McInroy stated Halifax County did not have a representative at Sea Sell '87, although it was represented by the MATA and the ESTA. He expressed concern that the ESTA is not representing all of Halifax County within its jurisdiction because it is too big to deal with. He felt this should be addressed. He also suggested the Parks and Recreation Department may be going too far into an area that should belong to the Industrial Commission. He felt if there is a void to be filled, it should be dealt with on an ad-hoc basic.

Mr. Markesino clarified that the ESTA has a very large area to cover including parts of other municipalities. Therefore, all efforts will not be devoted to Halifax County, while a representative from the Municipality at Sea Sell '88 would represent the County totally. Councillor McInroy responded that the Municipality cannot supplement the ESTA's efforts every time they are involved in anything.

MOTION CARRIED

METROPOLITAN AUTHORITY REPORT

Councillor McInroy referred to Councillor Eisenhauer's question about the source of crushed rock. He advised he not aware of where this rock is coming from. Deputy Warden MacDonald felt the successful bidder, Loran Davis is from Mount Uniacke and that is where the crushed rock is coming from, near the landfill site somewhere. Councillor MacKay noted this contract was awarded to the brother of holder of the previous contract. At that time, the crushed rock was hauled from the pit next to the landfill site. He stated it would not surprise him if the crushed rock will be hauled from this pit, as well.

Coucillor Rawding expressed appreciation to the Metropolitan Authority for the expansion of the Access-a-Bus service to his area. He stated this will benefit residents who have expressed a concern and a need for this service.

Councillor Eisenhauer asked if there has ever been any consideration given to having the per capita grant go to the municipalities involved in order to off-set deficits or to expand services based on population. Mr. Meech responded that this has been discussed, but there has not been wide-spread interest in moving in this direction. He noted this would mean a change in government policy, which would only be agreed upon provided there is a consensus amongst the municipalities to have it channeled in this method. He suggested this is not an issue from the point-of-view of other municipalities.

Councillor Eisenhauer next commented that the new manner of bus fare and tickets is a positive move. However, he felt the point of the cost of driving a car is unfair because people need their cars, if not for their job than for personal business. Even if cars are not used there is still a cost component.

Mr. Meech stated the new fare structure is the decision by the Metropolitan Authority to abolish the two-zone fare structure within two years. Warden MacKenzie noted charter rates are to give the City of Halifax an opportunity to look at routes and determine if there are other means of servicing or if there is a need for servicing in certain areas.

Councillor Adams referred to Beaver Bank Transit and the PUB Hearing as noted in the report and how it differs from the minutes of the Metropolitan Authority. Councillor McInroy felt Mayor Savage was not discussing feeder-type service, as noted in the minutes, but he was referring to competition for Metro Transit. He stated the Authority will have to be aware of the difference between supplementary service and venture that may infringe upon Metro Transit service.

Councillor Rawding requested that when transit rates are reviewed that the financial department consider a uniformity of rates between all municipalities if there is to be equalized assessment. He noted the route in his district appears to be successful with a high degree of ridership; although the start-up costs were high, it is hoped these

will be recovered in the near future. He noted residents who live in the County should not be penalized because they live so many miles away from the depot that happens to be located central to the two major cities.

Deputy Warden MacDonald reviewed the changes to the fare structure, noting the County, and especially Sackville, has been the winner with these changes. He stated the new transit manager soon recognized the inequities in the two zone fare structure.

Councillor C. Baker expressed appreciation for the eventual phasing out of the two-zone fare. He also asked if there is always a response to Council's resolutions. He referred to a recent motion he made with respect to "jay walkers" in Spryfield. Mr. Kelly indicated he would follow-up on this matter.

It was moved by Councillor McInroy, seconded by Councillor MacDonald:

"THAT the Metropolitan Authority report be received." MOTION CARRIED

DARTMOUTH WATER UTILITY

Mr. Meech informed at a recent Dartmouth City Council Session, the resolution concerning the moratorium on development in areas of Halifax County served by the Dartmouth water utility was changed to reflect that the temporary moratorium relates to all water extensions for the area served by the Dartmouth Water Utility. He also informed Dartmouth is expecting to receive a consultants report this week, and within a few weeks, the Special Water Utility Committee will be examining information with a view to making a recommendation to City Council relative to water supply from both a quality and quantity point-of-view with the expectation that some action will be taken soon so it will not be necessary to continue with the moratorium. He informed Warden MacKenzie had requested that the City of Dartmouth give consideration to allowing representatives of the Municipality sit on the Speical Water Utility Committee or at least an opportunity to meet with the Committee. He noted there is now a moratorium on the entire area served, as well as the knowledge that Dartmouth is concerned about the capacity of the system to serve not only existing but future requirements. He stated it will probably be another few weeks before the next formal step is known.

It was moved by Councillor Snow, seconded by Councillor Adams:

THAT this report be received."

Councillor McInroy indicated he cannot disagree with the position the City of Dartmouth as taken, although he expressed concern about the outcome of the action. He felt the City of Dartmouth should be given copies of the Municipal Development Plan for Cole Harbour/Westphal. He stated it is important to note and for the City to be aware that

the Cole Harbour area is extremely limited in where they can develop on services because of the serviceable boundary. He felt it would be logical that Dartmouth seriously consider aligning itself with the servicable boundary in Cole Harbour with respect to extensions. Councillor McInroy expressed doubt that the County will ever have much meaningful participation in the direction of the Water Utility, and he asked if there is any investigation into independent capability for Halifax County in this area.

Warden MacKenzie suggested the infrastucture be turned back to the and the Municipality can purchase water from them, as in other urban parts of the County.

Mr. Meech stated if it is determined there is a long term problem, the County may have to give serious consideration to the options in terms of supply.

Councillor Rawding stated he would not like to see any district experience a moratorium. He stated he is concerned about the residents of the area affected. He asked where the County stands with repect to agreements with the County and why County residents must suffer moratoriums that don't allow them to expand their own lands.

Mr. Cragg informed his research has not identified any agreements other than those from 1976 and 1977, which are worded in such a way that there is cast upon the City of Dartmouth and the Water Utility a right to service as opposed to a duty. He stated the agreements do not reflect that future expansion must be accommodated by the Utility. He noted, however that the Public Utilities Act casts upon the Utility a mandatory obligation to continue to service expansion in the County so long as the existing service is not harmed and there is not a financial burden cast upon the Utility.

Councillor Rawding felt should that future expansion should have been considered in the agreements, and this would be recognized in front of any judge. He asked if it has not been condoned by their contribution and past behaviour that this now reality and universal - the right is now extended to an expansion right, rather than an existing right in the agreements. Mr. Cragg agreed, although the County is still covered by those two agreements. He felt the position of the Board at this time is that if the existing customers served are not hindered and there will not be a financial burden cast upon the Utility, the Utility has probably a mandatory obligation to service expansions within the Municipality. He stated the action of the City could not stop the County or any developer from going before the Board.

Councillor Eisenhauer stated he feels there is a need for this issue to be back on the MAPC table rather than having the two municipality debating over this matter. He stated if there is a moratorium on development all plans will be out-of-date. He stated the issue is much bigger than the legal battle and the Board of Public Utilities. He felt the whole matter should be discussed at MAPC in order to determine if there is a need for two plants and where it should be.

Warden MacKenzie commented that he cannot recall any opposition to the extension of service to Ross Road. Also, he expressed concern that the County was not consulted in this regard at all.

Councillor McInroy expressed agreement with Councillor Eisenhauer. He stated the residents of Cole Harbour do not seem to be upset about the fact that some vacant land there may not be developed, although landowners may be somewhat concerned. The issue the City of Dartmouth is concerned about at this point is that the Utility only has an ability to service a certain size area, and they are concerned about what is left to be developed in the City and the County. Somebody has to consider all this, and it is reasonable, although they should have indicated these concerns to the County.

Councillor Adams agreed the County should be included in any future decisions the City of Dartmouth makes with respect to the water supply. He noted the City of Dartmouth does not own all the lands around the two supply lake, and he asked what kind of bargaining position this leaves the City in. Mr. Meech replied the watershed lands are probably earmarked by the Department of the Environment, and they would have rights to that water supply. He stated it is understood by most people that this is a regional water supply serving the City of Dartmouth, as well as areas beyond that in the Municipality. However, there are no formal agreements indicating this. He stated there will be more investigation into a regional water supply report completed in 1970, as well as some DRIE agreements signed between the Province and the Federal governments making money available to the metropolitan area for purposes of developing infrastructure for water and sanitary treatment.

Councillor Rawding concluded that through staff and County resources many do not know what the others are doing. He questioned how there could be good, steady development not knowing peak capacity is being reached on the demands of the Utility. He stated if the City of Dartmouth is aware of this, and it affects residents of the County, there should be a liaison committee between the two municipalities.

MOTION CARRIED

AGENDA ITEMS

Councillor Walker - Halifax County Status

Councillor Walker stated over the past months there have been a number of discussions and recommendations with respect to the status of Sackville. He stated he was elected to represent the Municipality, and he wants to see some sort of status for the County of Halifax, regardless of what happens Sackville. He stated the County must learn how to govern with respect to local issues and smaller concerns. He stated Sackville does need some local identity and representation, and they should receive that. However, the County must regionalize to best suit the needs of residents of the County. He stated there are other areas of the County that are going to grow, and the County

should have a long range plan to deal with these situations. He stated the County should use its present resources and administration abilities to keep the County together, but the County needs to develop from within to better represent the residents. He stated there must be a format for the future of Halifax County, rather than just passing along information to the residents who are looking for autonomy.

Councillor Fralick stated he would support Councillor Walker and every sector of Halifax County. He stated the County has lost too much to other municipalities in the past, and we have to start protecting what we have and build on it as a strong foundation.

Councillor Reid stated Sackville is the immediate problem which must be dealt with now, and the ad hoc committee has beem addressed with finding a form of government that would work and give autonomy to every section of the County that wants autonomy. He stated whatever form of government is developed must be acceptable to all parts of the County.

Councillor Lichter stated if all Councillors are on top of everything and giving their best at every issue and meeting, they are governing. However, the must also accept without grumbling the fact that the majority has decided on something they did not necessarily agree with. He stated this is governing. He stated there can be no ideal master plan for any government; Councillors can only do their homework and make the best decisions possible based on their information.

Councillor P. Baker stated he is tired of hearing about Sackville and all their problems. He stated the people there will do what they want, and the County should let them go.

Councillor Eisenhauer felt the County is going in the right direction. He stated the County will survive no matter what, and he would not want to be in the position of competing with Halifax County. He stated everything is being measured in dollars and cents and this is not the way it should be. He stated there is a need for a different level of government in the communities of Sackville, Timberlea, and Cole Harbour because these are larger, urban societies. The Municipal Act must be changed to accommodate the services needed in these areas, and if this happens the County can stay together and be strong together. He stated it will be a long time before the issues are resolved, and the County will remain successful.

Councillor Adams asked what happened to look into endeavours for charter status for Halifax County. Mr. Meech informed he has a draft, but he has never had the opportunity to examine it. Councillor Adams asked if this will give the Municipality any more clout in dealing with annexations and incorporations. Mr. Meech felt it would only be useful if the Province is willing to support this type of protection within the legislation, and to date they have not indicated any willingness to support this issue. He stated he will be pursuing the matter of a charter. Councillor Adams felt the Province should be asked to place a moratorium on annexations and incorporations until

the County knows where it is going. Mr. Meech informed such a request in the past was not considered seriously by the Province. He felt the residents would have to be supportive of the same idea before the Province would consider it.

There was no further discussion concerning this matter.

ADDITION OF ITEMS TO THE FEBRUARY 16, 1988 COUNCIL SESSION

Councillor P. Baker - Provincial Department of Community Services - C.A.M.R.

Councillor Merrigan - Woodbine Mobile Home Park

Councillor Walker - Transportation

ADJOURNMENT

It was moved by Councillor Fralick, seconded by Councillor Adams:

"THAT this Council Session adjourn." MOTION CARRIED

The meeting adjourned at 8:30 p.m.

COUNCIL SESSION

FEBRUARY 16, 1988

PRESENT WERE: Warden MacKenzie

Councillor Walker
Councillor Rawding
Councillor Fralick
Councillor P. Baker
Councillor C. Baker
Councillor DeRoche
Councillor Adams
Councillor Reid
Councillor Lichter
Councillor Snow
Councillor Merrigan
Councillor MacKay
Councillor McInroy
Councillor Eisenhauer
Deputy Warden MacDonald

Councillor Wiseman Councillor Mont

ALSO PRESENT: Mr. K. R. Meech, C.A.O.

Mr. G. J. Kelly, Municipal Clerk Mr. R. G. Cragg, Municipal Solicitor

SECRETARY: Jeanette MacKay

Warden MacKenzie called the Council Session to order at 6 p.m. with the Lord's Prayer. Mr. Kelly called the Roll.

APPROVAL OF MINUTES

It was moved by Councillor P. Baker, seconded by Councillor C. Baker:

"THAT the Minutes of the January 18, 1988 Committee of the Whole be approved as circulated."
MOTION CARRIED

It was moved by Councillor Rawding, seconded by Councillor DeRoche:

"THAT the minutes of the January 19, 1988 Council Session be approved as circulated."
MOTION CARRIED.

EMERGENCY AGENDA ITEMS

Councillor Rawding - Flooding Councillor Merrigan - In-Camera