HALIFAX
REGIONAL MUNICIPALITY

Councillor Request for Information

Included on Agenda	✓ Added Item
(Submitted to Municipal Clerk's Office by Noon Thursday)	(Submitted to Municipal Clerk's Office by Noon Monday)

Date of Council Meeting: December 14, 2004

Subject: Municipal Government Act Park Provisions

Request: Please add the above item to the agenda for December 14, 2004.

Reason: The Municipal Government Act in Section 271 (3) (h) governs land transferred to the Municipality for the purpose of park, trails, playground, or similar public purpose. For waterfront subdivisions this land must include waterfront area. The MGA defaults to five percent of the subdivision land to be made available for public purpose, however allows for up to 10% where the Municipal Planning Strategies allow. According to staff most MPS regulations request only 5% of land, or payment in lieu of land. Staff further indicate this could be increased to 10% at the will of Regional Council.

I request a staff report with recommendations on the subject of raising the amount of land, or payment in lieu of land, to 10% across HRM. I request that staff address the following issues:

1. The appropriate method to determine what combination of land vs. payment is appropriate in different plan areas.

2. What should constitute acceptable public land for the purpose of this transfer

3. Whether it is possible or practical to designate 100% or some portion thereof of a "Payment in Lieu" for the benefit of parks and other public space within the geographic area (for example within a 5km radius) instead of designating the full amount to general revenue.

4. The necessary plan amendments to make the 10% level legal

5. How this proposed amendment would either benefit or hinder the proposals for subdivisions and natural spaces in the proposed Regional Plan.

I would like this response as:

☐   Email to Mayor and/or Councillor/Municipal Clerk's Office
☐   Memo to Mayor and/or Councillor/Municipal Clerk's Office
☐   Information Report to   ☐ Community Council   ☐ Regional Council
✓   Recommendation Report to   ☐ Community Council   ✓ Regional Council

Andrew Younger   6

Councillor	District (*Number*)