

Municipality of the County of Halifax
Debenture Exchange Resolution
\$1,500,000 - General Purposes

- 73 - B - 1529 be exchanged for debenture numbers 73 - B - 1096 to 73 - B - 1120 inclusive;
- 73 - B - 1530 be exchanged for debenture numbers 73 - B - 1163 to 73 - B - 1200 inclusive;
- 73 - B - 1531 be exchanged for debenture numbers 73 - B - 1226 to 73 - B - 1250 inclusive;
- 73 - B - 1532 be exchanged for debenture numbers 73 - B - 1316 to 73 - B - 1340 inclusive;
- 73 - B - 1533 be exchanged for debenture numbers 73 - B - 1376 to 73 - B - 1400 inclusive;
- 73 - B - 1534 be exchanged for debenture numbers 73 - B - 1451 to 73 - B - 1475 inclusive;
- 73 - B - 1535 be exchanged for debenture numbers 73 - B - 0776 to 73 - B - 0795 inclusive, X
and 73 - B - 0821 to 73 - B - 0825 inclusive;
- 73 - B - 1536 be exchanged for debenture numbers 73 - B - 0951 to 73 - B - 0975 inclusive;
- 73 - B - 1537 be exchanged for debenture numbers 73 - B - 1126 to 73 - B - 1150 inclusive;
- 73 - B - 1538 be exchanged for debenture numbers 73 - B - 1201 to 73 - B - 1225 inclusive;
- 73 - B - 1539 be exchanged for debenture numbers 73 - B - 1251 to 73 - B - 1275 inclusive;
- 73 - B - 1540 be exchanged for debenture numbers 73 - B - 1276 to 73 - B - 1305 inclusive;
- 73 - B - 1541 be exchanged for debenture numbers 73 - B - 1353 to 73 - B - 1375 inclusive;
- 73 - B - 1542 be exchanged for debenture numbers 73 - B - 1488 to 73 - B - 1500 inclusive;

8. THAT the Warden of the said Municipality do sign the said debentures or have them impressed with a printed facsimile of his signature and the Clerk thereof do countersign the said debentures, that they do seal the same with the corporate seal of the said Municipality, and that the said Clerk do sign the interest coupons or if the same are lithographed, either sign the same or have them impressed with a facsimile of his signature;

9. THAT the said debentures of the denomination of One Thousand Dollars (\$1,000) each, and exchanged for debentures of larger denominations, and as set forth in paragraph seven (7) hereof, and dated the 15th day of October A.D., 1973, and each and every interest coupon thereon be cancelled and destroyed by the said Municipal Clerk or by some other person duly appointed for that purpose."

Motion carried.

MINUTES - November Council Session
Tuesday - November 20th, 1973 (Continued)

It was moved by Councillor Moser, seconded by Councillor Gaetz:

"THAT Council adjourn." Motion carried.

M I N U T E S & R E P O R T S

of the

S E C O N D Y E A R M E E T I N G S

of the

T H I R T Y - E I G H T H C O U N C I L

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

DECEMBER COUNCIL SESSION

TUESDAY, December 18, 1973

I N D E X

DECEMBER COUNCIL SESSION

DECEMBER 18th., 1973

MINUTES

Appointment Non-Council Member re Planning Advisory Committee - Motion -----	3
Appointment - Elizabeth Beaupre - Recording Secretary -----	1
Adjournment of Council Session-----	3
Approval - Minutes November Council Session -----	1
Ashe-Lee District School facilities (Report re Finance & Executive Committee) -----	7
Anderson, Councillor - re Notice of Motion -----	9
Beaupre, Elizabeth - re Appointment as Recording Secretary -----	1
Bounties - Letter - Margaret Stanbury -----	2
Burke, R. A. - Letter re Herring Cove -----	2
By-law - Respecting a Regional Solid Waste Management System -----	8-9
Building Regulations - Notice of Motion re Councillor Anderson -----	9
Covill, D. H. - Letter re Association for Preservation of the South Shore of Nova Scotia -----	1
County Board of Health - Appointment of Non-Council Members -----	3
Cole Harbour - Letter Rosemary Eaton -----	3
Clam Harbour Beach - Development re Glen Hilchie -----	4
Cole Harbour Development - Nova Scotia Housing Commission re Cole Harbour Development -Motion -----	5
County Board of Health - Approval of Report - Motion -----	7
Council Chambers - Refurnishing - Motion -----	7
Council Session Date Held -----	3
Districts - Building By-law - motion -----	7
Development Plan re County of Halifax - Motion -----	2
Department of Highways - - Street Light re Shearwater - Motion -----	9
Eaton, Rosemary - Letter re Cole Harbour - Motion -----	2
Easement - Lands of Edward Morrison - Eastern Passage - Resolution -----	6
Eastern Passage Junior High School - re Library Books - Motion -----	7
Foerstel, Hans - Letter re Local Planning Issues - Motion -----	1
Finance & Executive Committee Report --- Motion -----	7
Finance & Executive Committee = Approval of Supplementary Report - Motion -----	7
Finance & Executive Committee report- Approval re re-furnishing Council Chambers -----	9
Godfrey, Maud E. C. - Letter - Motion -----	1
Garages - re side yard clearances re houses - Motion -----	9
Herring Cove Ratepayers Association - Letter (Fred Martin - Motion -----	1
Hefler, Joseph - Resigation re Planning Advisory Committee - Motion -----	3
Herring Cove Ratepayers Association - Letter re Wallace Mills - Motion -----	1
Hilchie, Glen M. - Development re Clam Harbour Beach - Motion -----	4
Hilchie, Glen M. - Public Meetings - Motion -----	4-5
Holiday - Boxing Day - Motion -----	7
Letter - Maud E. C. Godfrey - Motion -----	1
Letter - Hans Foerstel re Local Planning Issues - Motion -----	1
Letter - D. H. Covill re Association for Preservation of South Shore of Nova Scotia - Motion -----	1
Letter - Ward 10 Community Association - Motion -----	1
Letter - Wallace G. Mills - Herring Cove - Motion -----	1
Letter - Planning Advisory Committee re Frederick G. Martin - Herring Cove Zoning - Motion -----	1

Letter - R. A. Burke, Portuguese Cove re Herring Cove Zoning -----	2
Letter - Margaret Stanbury re Bounties on Wildlife - Motion -----	2
Letter - Rosemary Eaton - Cole Harbour - Motion -----	2
Letter - Minister of Municipal Affairs re Development Plan for County of Halifax -----	2
Motion - Appointment re Elizabeth Beaupre - Recording Secretary -----	1
Motion re Lot C, Ira Swallows Property - Upper Tantallon -----	1
Motion - Letter re Maud E. C. Godfrey -----	1
Motion - Letter of Hans Foerstel re Local Planning Issues -----	1
Motion - Letter of D. H. Covill re Association for Preservation of South Shore of Nova Scotia-----	1
Motion - Letter Ward Ten Community Association -----	1
Motion - Letter to Planning Advisory Committee re Frederick G. Martin - Herring Cove Rezoning--	1
Martin, Frederick G. Letter to Planning Advisory Committee re Herring Cove Rezoning -----	1
Motion - Letter - Wallace G. Mills - re Herring Cove Rezoning -----	1
Mills, Wallace G - Letter -----	1
Motion - Letter - R. A. Burke - Portuguese Cove re Herring Cove Re-zoning -----	2
Motion - Letter - Margaret Stanbury - re Bounties on Wildlife -----	2
Motion - Letter Rosemary Eaton, Cole Harbour -----	2
Motion - Letter to Minister of Municipal Affairs re Development Plan for County of Halifax ----	2
Minister of Municipal Affairs - Letter re Development Plan for County of Halifax - Motion -----	2
Motion - Approval of Warden's Report -----	2
Motion - Resignation - Joseph Hefler re Planning Advisory Committee -----	3
Motion - Planning Advisory Committee re Non-Council Member -----	3
Motion - Adjournment (Morning Session) -----	3
Motion - Non-Council Member re County Board of Health -----	3
Motion - Date re Council Sessions -----	3
Motion - Approval of Report of Director of Planning & Development -----	3
Motion - Approval of Report of Planning Advisory Committee -----	4
Motion - Approval of Lots under 1966 Legislation - Daniel Monk & Kathleen Galbraith -----	4
Motion - Public Meetings re Glen M. Hilchie -----	4-5
Motion - Nova Scotia Housing Commission re Mobile Home Park - Cole Harbour Development -----	5
Mobile Home Park - Nova Scotia Housing Commission - Cole Harbour Development -----	5
Motion- Mobile Home Park - Nova Scotia Housing Commission - Cole Harbour Development -----	5
Motion - Report of Public Works Committee -----	5
Morrison, Edward -- Easement re Eastern Passage -----	6
Motion - Report of Municipal School Board -----	7
Municipal School Board - Approval of Report -----	7
Motion - Ashe-Lee District School Facilities -----	7
Motion - Library Books re Eastern Passage Junior High School -----	7
Motion - Approval of Report of School Capital Program Committee -----	7
Motion - Approval of Report of County Board of Health -----	7
Motion - Building By-law re Districts -----	7
Motion - Approval of Report of Finance & Executive Committee -----	7
Motion - Boxing Day -----	7
Motion - Appoontment of member re Visiting Committee - Ocean View Manor -----	7
Motion - Approval Report of Supplements Report of Finance & Executive Committee -----	7
Motion - Public Housing re financing -----	8
Motion - re By-law respecting a Regional Solid Waste Management System -----	8-9
Motion - Street lights re Shearwater -----	9
Motion - Side Yard clearance re house garages -----	9
Motion - Refurnishing Council Chambers -----	9
Motion - Adjournment -----	9
Nova Scotia Housing Commission - Mobile Home Park - Cole Harbour Development - Motion -----	5
Ocean View Manor - Appointment of Visiting Committee - Motion -----	7
Planning Advisory Committee - re Additional Members - Resolution -----	2-3
Planning Advisory Committee - Resignation re Joseph Hefler - Motion -----	3
Planning Advisory Committee - Appointment of Non-Council Member - Motion -----	3
Planning & Development - Approval re Director's Report - Motion -----	3
Planning Advisory Committee - Approval of Report - Motion -----	4
Public Housing - Financing Rental Housing - Motion -----	8
Planning Advisory Committee - Side Yard Clearances re House Garages - Motion -----	9
Public Works Committee - Approval of Report -----	5
Resolution - Planning Advisory Committee re Members -----	2-3
Resolution - Rezoning Lands of Philip Rizcallah - Westphal -----	4
Rizcallah, Philip - Rezoning of Lands at Westphal - Resolution -----	4
Resolution - Easement re Lands of Edward Morrison - Eastern Passage -----	6

Swallows, Ira - Approval of property, Upper Tantallon - Motion -----	1
Stanbury, Margaret - Letter re Bounties on Wildlife - Motion -----	2
School Capital Program Committee - Approval of Report - Motion -----	7
Solid Waste Program - By-law - Motion -----	8-9
Shearwater - re Street Lights - Motion -----	9

Upper Tantallon - Undersized Lot - Ira Swallows - Approval - Motion -----	1
---	---

Visiting Committee - Appointment of Member re Ocean View Manor - Motion -----	7
---	---

Ward Ten Community Association - Letter - Motion -----	1
--	---

Zoning - Lands of Phillip Rizcallah, Westphal - Resolution -----	4
--	---

REPORTS

Board of Health -----	10
Finance and Executive Committee -----	11-21
Finance and Executive - Supplementary Report -----	22-28
Municipal School Board -----	29
Planning Advisory Committee -----	30-42
Director of Planning -----	43-46
Public Works - Director -----	47-48
School Capital Committee -----	49

OTHER REPORTS

Correspondence -----	50-58
Revenue & Expenditure -----	59-68
Warden's Report -----	69
Building Inspection -----	70-74
Social Assistance -----	75-77

MINUTES OF THE DECEMBER COUNCIL SESSION
OF THE SECOND YEAR OF THE THIRTY EIGHTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The monthly session of the Council of the Municipality of the County of Halifax convened at 10:00 A.M., Tuesday, December 18th, 1973, with Warden Ira S. Settle presiding.

Following the Lord's Prayer, the Municipal Clerk called the roll.

It was moved by Councillor Gaetz; seconded by Councillor Smith:

"THAT Mrs. Elizabeth Beaupre be appointed as Recording Secretary." Motion carried.

The clerk advised that the next item would be the Public Hearing as advertised. The Warden called for any representation from the galleries. Following no response from the audience, it was moved by Councillor Moser, seconded by Councillor Nicholson:

BE IT RESOLVED that Lot C of the Ira Swallows property, Upper Tantallon, be and the same is hereby approved under the 1966 Legislation. Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Anderson:

"THAT the Minutes of the November 20th, 1973, Council Session be approved." Motion carried.

The Clerk read a letter from Maud E. C. Godfrey, of the Nova Scotia Provincial Library, regarding the basket of flowers sent on the occasion of Miss Letts' death. It was moved by Deputy Warden Hudson; seconded by Councillor Gaetz:

"THAT the letter from Maud E. C. Godfrey be received." Motion carried.

The Clerk read a letter from Hans Foerstel, Director of Community Planning, Department of Municipal Affairs, regarding a forthcoming meeting on local planning issues. It was moved by Councillor Nicholson; seconded by Deputy Warden Hudson:

"THAT the letter from Hans Foerstel be received." Motion carried.

It was moved by Councillor Moser; seconded by Councillor Nicholson:

"THAT the letter from D. H. Covill, of the Association for the Preservation of the South Shore of Nova Scotia, be received." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT the letter from the Ward Ten Community Association be received." Motion carried.

It was moved by Councillor Anderson; seconded by Councillor Nicholson:

"THAT the letter to the Planning Advisory Committee, from Mr. Frederick G. Martin, Chairman of the Herring Cove Ratepayers Association, be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Slauenwhite:

"THAT the letter from Mr. Wallace G. Mills, of Herring Cove, be received." Motion carried.

MINUTES OF THE DECEMBER COUNCIL SESSION
TUESDAY, DECEMBER 18TH, 1973

Councillor Deveaux asked what will be done with regard to zoning, re Herring Cove. The Solicitor said that Council has to wait until the appeals have been disposed of by the Provincial Appeals Board.

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT the letter from Mr. R. A. Burke, of Portuguese Cove, be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Gaetz:

"THAT the letter from Margaret Stanbury, Alderman of Ward 6, opposing bounties on wildlife, be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Nicholson:

"THAT the letter from Rosemary Eaton, of Cole Harbour area, be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Slauenwhite:

"THAT a letter be written to the Minister of Municipal Affairs asking if professional assistance could be provided to Halifax County with regard to preparing a Development Plan for Halifax County." Motion carried.

Councillor Nicholson suggested that Council should wait for the outcome of the Royal Commission Report. Councillor Slauenwhite said that MAPC is too general, that a more specific plan is needed for the area. Councillor Dunbar gave information that two members of the Municipal Affairs Department had been present at a meeting of the Planning Advisory Committee; and had indicated they are available at any time, to give help.

It was moved by Councillor Nicholson; seconded by Councillor Slauenwhite:

"THAT the Report of the Warden be received." Motion carried.

The Clerk advised that the next item would be the notice of Motion from the November Council Session. It was moved by Councillor Killam; seconded by Councillor Deveaux:

WHEREAS Section 22 of the Planning Act provides that the Planning Advisory Committee shall consist of Council members and others but the majority of the Committee shall be Council members who shall hold office for a period of one year; and the others shall hold office for a period of two years from the date of their appointment.

AND WHEREAS it is desirous to increase the size of the Planning Advisory Committee by appointing thereto five non-Council members.

BE IT RESOLVED that the Planning Advisory Committee be increased to eleven members and that Council proceed to appoint five non-Council members to the Committee.

AND BE IT FURTHER RESOLVED that the resignation of Joseph Heffler from the said Committee be and the same is hereby accepted.

Councillor Killam outlined to Council, the reason for this motion.

Councillors Nicholson and Dunbar, outlined reasons for not supporting the resolution. Then followed considerable discussion on this resolution. Following the discussion, a recorded vote was called for by Councillor Moser, and Councillor Williams.

MINUTES OF THE DECEMBER COUNCIL SESSION
TUESDAY, DECEMBER 18TH, 1973

FOR -- DISTRICT NUMBERS -- 1, 6, and 14
AGAINST -- DISTRICT NUMBERS -- 2, 3, 4, 5, 7, 8,
9, 10, 11, 13, 15,
16, 17

It was moved by Councillor Nicholson; seconded by Councillor MacKenzie:

"THAT the resignation of Mr. Joseph Hefler from the Planning Advisory Committee be accepted." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT Council proceed to appoint a non-Council member to the Planning Advisory Committee." Motion carried.

Nominations for the non-Council member position on the Planning Advisory Committee:

Mr. Colin Baker by Councillor Gaetz; seconded by Councillor Williams
Mr. Thomas Kramer by Councillor Slauenwhite; seconded by Councillor MacKenzie
Mr. Robert McKenna by Councillor Deveaux; seconded by Councillor Killam
Mr. Richard Lightbound by Deputy Warden Hudson; seconded by C. Streach
Mr. Kenneth Barber by Councillor Anderson; seconded by D. W. Hudson

It was moved by Councillor Gaetz; seconded by Councillor Johnson:

"THAT nominations cease." Motion carried.

It was moved by Councillor Streach; seconded by Councillor Nicholson:

"THAT the Clerk and Solicitor act as scrutineers." Motion carried.

Following four votes by ballot, the Warden declared Mr. Thomas Kramer duly elected as the non-Council member of the Planning Advisory Committee.

It was moved by Councillor Williams; seconded by Councillor Gaetz:

"THAT Council adjourn until 2:00 p.m." Motion carried.

At 2:10 p.m. the Council readjourned, with the Clerk taking Roll Call.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT the membership of the County Board of Health not be changed." Ruled out of order by the Solicitor.

It was moved by Deputy Warden Hudson; seconded by Councillor Smith:

"THAT the matter of non-Council members on the County Board of Health be considered." Motion defeated.(following discussion)
Five (5) for, eleven (11) against.

It was moved by Councillor Killam; seconded by Councillor Deveaux:

"THAT the Council Session be held on the third Tuesday of each month, at 7:00 p.m. for a trial period of twelve months."

Following much discussion on this resolution the Warden called for a vote--

Motion defeated. Three (3) for, thirteen (13) against.

It was moved by Deputy Warden Hudson; seconded by Councillor Slauenwhite:

"THAT the Report of the Director of Planning and Development be received." Motion carried.

It was moved by Councillor Gaetz; seconded; by Councillor Slauenwhite:

"THAT the Report of the Planning Advisory Committee be adopted." Motion carried.

It was moved by Councillor MacKenzie; seconded by Councillor Nicholson:

BE IT RESOLVED that Council give notice of its intention in the usual way to approve the following lots under the 1966 Legislation:

(a) Block "X1A, Daniel Monk property, East Sheet Harbour; and
(b) Lot "B" Kathleen Balbraith property, Herring Cove.

Motion
Carried.

It was moved by Councillor Gaetz; seconded by Councillor Slauenwhite:

BE IT RESOLVED that the Zoning By-Law be and it is hereby amended by rezoning lands of Phillip Rizcallah, Westphal, from R2 (Residential Two Family Dwelling) Zone to C1 (Commercial Local Business) Zone.

It was moved by Councillor Moser; seconded by Councillor Slauenwhite:

WHEREAS the Council of the Municipality of the County of Halifax has caused to be passed a Planned Unit Development By-law for the said County;

AND WHEREAS application has been made by Glem M. Hilchie, under the said By-law for approval of a development scheme for lands situate at Clam Harbour Beach in the County of Halifax;

AND WHEREAS Council proposes to consider the said development scheme;

BE IT RESOLVED that notice be given in the usual manner of the intention of Council to consider the approval, amendment or rejection of the proposed development scheme;

AND BE IT FURTHER RESOLVED that a public hearing on the said development scheme, its approval, amendment or rejection, be held by Council at the Municipal Administration Building, Dutch Village Road, Halifax, at the hour of 10:00 o'clock in the forenoon, Atlantic Standard Time, on Tuesday, the 15th, day of January, 1974;

AND BE IT FURTHER RESOLVED that the owner of the area covered by the development scheme be required to deposit with the Clerk an amount estimated by him to be sufficient to pay the cost of the advertising required by the Planned Unit Development. By-law, and that the Clerk be and he is hereby instructed to so advertise the public hearing.

Motion carried.

It was moved by Councillor MacKenzie; seconded by Councillor Smith:

"THAT the Developer, Mr. G. M. Hilchie, be requested to hold some public meetings in the area concerned, prior to the Public Hearing." Motion carried.

MINUTES OF THE DECEMBER COUNCIL SESSION
TUESDAY, DECEMBER 18TH, 1973

Mr. Hilchie; being in the gallery, was advised of the motion, and stated he would work with the Councillors and attend such meetings.

It was moved by Deputy Warden Hudson; seconded by Councillor Deveaux:

"THAT the Nova Scotia Housing Commission be asked to consider the possibility of establishing a Mobile Home Park in the Cole Harbour Development." Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Nicholson:

"THAT the Report of the Public Works Committee be approved." Motion carried.

DECEMBER COUNCIL SESSION,
DECEMBER 18, TUESDAY, 1973

It was moved by Councillor Slauenwhite; seconded by Councillor Anderson:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Eastern Passage, Halifax County;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose, the Municipality of the County of Halifax shall have access to the said lands at all times by its servants, employees, workmen and agents, and that the compensation for the said rights to the land be

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are:"

EASEMENT B, 20' EASEMENT OVER LANDS OF EDWARD MORRISON,
EASTERN PASSAGE, HALIFAX COUNTY (Exp. #73-15)

ALL that certain lot, piece or parcel of land situate, lying and being at Eastern Passage in the County of Halifax, Province of Nova Scotia. Said lot being shown as a 20' wide easement "B" over lands of Edward Morrison on a plan prepared by J. Forbes Thompson, N.S.L.S., dated November 15, 1973, said easement "B" being more particularly described as follows:

BEGINNING at a point on the eastern side line of the twenty foot (20') wide easement existing over lands of Edward Morrison said point being north fifty degrees ten minutes west ($N50^{\circ}10'W$) a distance of ten feet (10') from the north western boundary of lands of D.N.D, said point being on the center line of the twenty foot (20') wide easement herein described;

THENCE on a M.T.M. three degree (3°) zone bearing north thirty-nine degrees fifty minutes east ($N39^{\circ}50'E$) along said center line of the twenty foot (20') wide easement and including the land ten feet (10') on either side of said center line a distance of three hundred seventy-seven and forty-six one hundredths feet ($377.46'$);

THENCE south eighty-degrees ten minutes east ($S80^{\circ}10'E$) a distance of eleven and fifty-four one hundredths feet more or less ($11.54'_{\pm}$) to the Department of National Defence Boundary.

Motion carried.

MINUTES OF THE DECEMBER COUNCIL SESSION
TUESDAY, DECEMBER 18th, 1973

It was moved by Councillor Moser; seconded by Deputy Warden Hudson:

"THAT the Report of the Municipal School Board be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Nicholson:

"THAT the matter of the Ash-Lee District School facilities be referred to the Finance and Executive Committee and School Capital Program Committee for a report at the January Session of Council." Motion carried.

It was moved by Councillor Deveaux; seconded by Deputy Warden Hudson:

"THAT the item regarding Library Books for Eastern Passage Junior High School be referred to the Finance and Executive Committee and School Capital Committee." Motion carried.

It was moved by Councillor MacKenzie; seconded by Councillor Gaetz:

"THAT the Report of the School Capital Program Committee be approved." Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Moser:

"THAT the Report of the County Board of Health be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Deveaux:

"THAT the Building By-law be amended so that all of Halifax County is a Building District."

Following much discussion by the Councillors, it was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT the question be deferred until the February Session of Council." Motion carried.

The Clerk outlined the contents of the Finance and Executive Committee report.

It was moved by Councillor Nicholson; seconded by Councillor Streach:

"THAT the Report of the Finance and Executive Committee be approved." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT Boxing Day, December 26, 1973, be a holiday." Motion carried.

It was moved by Councillor Moser; seconded by Councillor Nicholson:

"THAT the appointment of a member to the Visiting Committee of Ocean View Manor be deferred to January Session of Council." Motion carried.

It was moved by Deputy Warden Hudson; seconded by C. MacKenzie:

"THAT the Supplementary Report of the Finance and Executive Committee be approved." Motion carried.

It was moved by Deputy Hudson; seconded by Councillor Slauenwhite:

"WHEREAS under the Amendments to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission may enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of public housing construction and undertake jointly with a municipality projects for the acquisition and development of land and construction thereon of rental housing projects.

AND WHEREAS the Provincial Minister may pursuant to the Housing Development Act, make an agreement with a Municipality and the Government of Canada respecting projects referred to under the various sections of the National Housing Act.

NOW, THEREFORE, the Council of the County of Halifax enacts as follows:

1. There is an acute shortage of rental housing accommodation in the Municipality.
2. That an application be made to the Provincial Government requesting that the Province participate with the Municipal Government in an investigation regarding public housing and if feasible, to acquire certain lands and to construct rental housing.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. A. That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation to participate; or to provide a loan.
B. That the terms of financing be defined and agreed to by Council prior to project implementation.
C. That the sharing of operating costs be defined and agreed to by Council prior to project implementation.

Motion carried.

It was moved by Councillor MacKenzie; seconded by Councillor Smith:

"BE IT RESOLVED that the following be and the same is hereby adopted and enacted as a by-law of the Municipality of the County of Halifax when and if the same has received the approval of the Minister of Municipal Affairs, and that the Municipal Clerk be and he is hereby instructed to forward the same to the Minister and request his approval hereof.

A BY-LAW RESPECTING A REGIONAL SOLID
WASTE MANAGEMENT SYSTEM

WHEREAS the Municipality of the County of Halifax is desirous that the Halifax-Dartmouth Regional Authority (the "Authority") undertake the site investigation, engineering design, and study of and recommendations regarding the cost sharing formula of a regional solid waste management system.

AND WHEREAS subsection (1) of Section 7 of the Halifax-Dartmouth Regional Authority Act, Chapter 72 of the Acts of 1962, empowers the Authority to discharge any municipal responsibility conferred upon it by by-law duly passed by two or more of the participating bodies.

1. The Municipality of the County of Halifax hereby confers its responsibility for the site investigation, engineering design, and study of and recommendations regarding the cost sharing formula of a regional solid waste management system to and upon the Authority and instructs and requests the Authority to discharge the responsibilities of the Municipality in this regard.

Motion carried.

Councillor Deveaux questioned the truck that was left on McNab's Island by the men working on McNab's Island.

It was moved by Councillor Deveaux; seconded by Councillor Johnson:

"THAT the Department of Highways consider having the street light at Shearwater be a flashing light after 6:00 p.m." Motion carried.

It was moved by Councillor Deveaux; seconded by Councillor Gaetz:

"THAT the Planning Advisory Committee look at the matter of side yard clearance re house garages as compared to the requirements of the City of Dartmouth." Motion carried.

It was moved by Councillor MacKenzie; seconded by Councillor Fader:

"THAT the matter of refurbishing of the Council Chamber be referred to the Finance and Executive Committee." Motion carried.

A notice of motion was made by Councillor Anderson regarding a study of the Building regulations, in regard to the General Building Zone.

It was moved by Councillor Moser; seconded by Councillor Nicholson:

"THAT the Council session adjourn." Motion carried.

M I N U T E S & R E P O R T S

of the

F I R S T Y E A R M E E T I N G S

of the

T H I R T Y - E I G H T H C O U N C I L

of the

M U N I C I P A L I T Y O F T H E C O U N T Y O F H A L I F A X

JANUARY COUNCIL SESSION
TUESDAY, JANUARY 15., 1974

Appointment - Elizabeth Beaupre - recording secretary-----1
 Adjournment - Morning Session-----2
 Approval - Minutes December Council Session-----2
 Appointment - Non-Council member re Planning Advisory Committee-----2
 Acadian Bus - service re Bedford-Sackville area-----3
 Appointment - member re visiting Committee - Ocean View Manor-----3
 Ash-Lee District Elementary School - resolution re temporary borrowing-----4-5
 Acadia School - conveyance of land re Department of Highways-----6-7

Beaupre, Elizabeth - appointment as recording Secretary-----1
 Bill - respecting travel allowance for attendance at meetings-----4

Clam Harbour Beach - Glen M. Hilchie - deferred until February Council Session-----1-2
 Conveyance of land - Sackville Elementary School re Department of Highways-----5-6
 Conveyance of land - Cole Harbour Junior High re Department of Highways-----6
 Conveyance of land - Acadia School re Department of Highways-----6-7
 Cole Harbour Junior High - conveyance of land re Department of Highways-----6

Department of Highways - conveyance of land re Acadia School-----6-7
 Department of Highways - conveyance of land re Cole Harbour Junior High-----6
 Department of Highways - conveyance of land re Sackville Elementary School-----5-6
 Finance and Executive Committee - approval of report-----4

Galbraith, Kathleen - Herring Cove property - deferred-----2
 General Building Zone - zoning By-law-----3

Herring Cove - Kathleen Galbraith Property - deferred-----1
 Hilchie, Glen M. - Clam Harbour Beach Development - deferred until February Council
 Session-----1-2

Kramer, T. P. - letter re resignation-----2

Letter - Leonard Pace, Minister of Highways-Bedford Highway-----2

Motion - appointment Elizabeth Beaupre - Recording Secretary-----1
 Motion - Daniel Monk property East Ship Harbour - approval under 1966 legislation-----1
 Monk, Daniel - East Ship Harbour - approval of property under 1966 legislation-----1
 Motion - Kathleen Galbraith property Herring Cove - Deferred-----1
 Motion - Clam Harbour Beach Development - Glen M. Hilchie - deferred until
 February Session-----1-2
 Motion - adjournment (morning session)-----2
 Motion - approval minutes December Council Session-----2
 Motion - letter - Minister of Highways, Leonard L. Pace re Bedford Highway-----2
 Motion - letter - T. P. Kramer re resignation-----2
 Motion - appointment of Non-Council member - Planning Advisory Committee-----2
 Motion - Acadia bus service - Bedford - Sackville area-----3
 Motion - Planning Advisory Committee re Public Hearings-----3
 Motion - appointment of member re visiting Committee - Ocean View Manor-----3
 Motion - approval of Warden's Report-----3
 Motion - approval of report of Director of Planning and Development-----3
 Motion - approval of report of Planning Advisory Committee-----3
 Motion - approval of Supplementary report of Planning Advisory Committee-----3
 Motion - zoning By-law in regard to General Building Zone-----3
 Motion - rezoning lands of Stanley Power - Windsor Junction-----4
 Motion - Report of Municipal School Board-----4
 Municipal School Board - approval of report-----4

Motion - approval of report of School Capital Program Committee-----	4
Motion - approval of report of the Finance and Executive Committee-----	4
Motion - Bill respecting travel allowance for attendance at meetings-----	4
Motion - rates re Ocean View Manor-----	4
Motion - adjournment-----	7
Ocean View Manor - appointment of member re visiting Committee-----	3
Ocean View Manor - per diem rate-----	4
Property - Daniel Monk, East Ship Harbour - approval under 1966 legislation-----	1
Property - Kathleen Galbraith - Herring Cove - deferred-----	1
Pace, Leonard L. - Minister of Highways re letter - Bedford Highway-----	2
Planning Advisory Committee - appointment of Non-Council member-----	2
Public Hearings - Planning Advisory Committee-----	3
Planning Advisory Committee - Public Hearings-----	3
Planning and Development - approval of Director's report-----	3
Planning Advisory Committee - approval of report-----	3
Planning Advisory Committee - approval of Supplementary report-----	3
Power Stanley - rezoning of lands, Windsor Junction-----	4
Rates - Ocean View Manor-----	4
Resolution - Temporary Borrowing re Ash-Lee District Elementary School-----	4-5
Resolution - conveyance of land re Sackville Elementary School re Department of Highways-----	5-6
Resolution - conveyance of land re Cole Harbour Junior High re Department of Highways-----	6
Resolution - conveyance of land re Acadia School re Department of Highways-----	6-7
Service - Acadia Bus re Bedford - Sackville area-----	3
School Capital Program Committee - approval of report-----	4
Sackville Elementary School - re conveyance of land Department of Highways-----	5-6
Temporary Borrowing - resolution re Ash-Lee District Elementary School-----	4-5
Visiting Committee - appointment of member-Ocean View Manor-----	3
Zoning By-law - in regard to General Building Zone-----	3
Zoning - Lands of Stanley Power Windsor Junction-----	4

INDEX OF REPORTS

COMMITTEE REPORTS

Finance and Executive-----	8-14
Municipal School Board-----	15-16
Planning Advisory-----	17-21
Supplementary Planning Advisory-----	22-24
Director of Planning and Development-----	25-27
School Capital-----	28

OTHER REPORTS

Correspondence-----	29-38
Warden's Report-----	39
Building Inspector's Report-----	40-44
Social Assistance Expenditures-----	45-47

MINUTES OF THE JANUARY COUNCIL SESSION
OF THE FIRST YEAR OF THE THIRTY EIGHTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The monthly Session of the Council of the Municipality of the County of Halifax convened at 10:00 A.M., Tuesday, January 15th, 1974, with Warden Ira S. Settle presiding.

Following the Lord's Prayer, the Municipal Clerk called the roll.

It was moved by Councillor Nicholson; seconded by Councillor Anderson:

"THAT Mrs. Elizabeth Beaupre be appointed as Recording Secretary." Motion carried.

It was agreed by Council to hold the Public Hearings, as advertised. The first item, an application re undersized lot at East Ship Harbour, Daniel Monk property.

Following no report of correspondence being received, and no response from the gallery, it was moved by Councillor MacKenzie; seconded by Councillor Smith:

BE IT RESOLVED that Block "X1A" of the Daniel Monk property, East Ship Harbour, be and the same is hereby approved under the 1966 legislation.

Motion carried.

Item two, being an undersized lot at Herring Cove, Kathleen Galbraith property.

Following Questions as to the title of property and accuracy of surveys by three adjoining property owners;

It was moved by Councillor Dunbar; seconded by Councillor Anderson:

"THAT application of Kathleen Galbraith be referred to the Planning Advisory Committee and a report be returned to Council at the February meeting." Motion carried.

Item three, being Application #73-1, under the Planned Unit Development By-Law, with regard to an application for approval re proposed Clam Harbour Beach Development, by Mr. Glen M. Hilchie. Letters were read by the Clerk from the following people:

Mrs. A. Parker, Lake Charlotte
Mr. & Mrs. L. Eisan, Lake Charlotte
Mr. C. Turple, Lake Charlotte
Mr. A. D. Turple, Lake Charlotte
Mrs. A. Jean Johnson, Truro
Mr. & Mrs. Robert MacIntosh
Mr. K. F. Cook
Mrs. Rosemary Eaton, Dartmouth
Mr. R. G. Gavel, Clam Bay
Mr. Allan Ruffman, Herring Cove

The following people were heard on this matter of Clam Bay:

Mr. David Horn, Executive Director of the Canadian Youth Hostel Association
Mrs. Viola Laybault
Mr. D. Kauback, P. Eng., on behalf of Mr. Hilchie, the Developer
Mr. G. A. Hilchie
Mr. L. Sulfur, Lake Charlotte
Mr. George Cooper, Solicitor for Mr. Hilchie

Mr. Gordon Hamm, Association for the Preservation of the Eastern Shore
Mr. R. H. Stoddard, Clam Beach resident
Mr. Bryce Fisher, presenting paper on behalf of himself and Mr. Hugh Porter,
Mr. Murray White
Mrs. Robert Walker, Halifax resident
Miss Bonnie Woodworth, Ecology Action Centre
Mr. Allan Cook, Clam Harbour resident
Mr. G. Stoddard, Clam Harbour resident

Following these submissions and questions by Councillors;

It was moved by Deputy Warden Hudson; seconded by Councillor Streach:

"THAT this public hearing be continued at the February Session, and information requested from the Provincial Government as to its intention in regard to Provincial Parks and in particular to this area; and information requested from the Bedford Institute, the Department of Lands and Forests, Department of Tourism, Department of Fisheries.

Standing vote taken: eleven (11) for, four (4) against.

Motion carried.

It was moved by Councillor Williams; seconded by Councillor Moser:

"THAT Council adjourn until 2:00 P.M." Motion carried.

Council resumed session with the calling of the roll by the Clerk at 2:00 P.M.

It was moved by Councillor Anderson; seconded by Councillor Williams:

"THAT the Minutes of the Council Session of December 18, 1973, be approved." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT the letter from Leonard L. Pace; Minister of Highways, re Bedford Highway, be received." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT the letter of resignation from Mr. T. P. Kramer, as a member of the Planning Advisory Committee be accepted."

Motion carried.

Nominations for the non-Council member position on the Planning Advisory Committee:

Mr. Colin Baker, by Councillor Gaetz, seconded by Councillor Nicholson
Mr. R. J. McKenna, by Councillor Killam, seconded by Councillor Deveaux

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT nominations cease." Motion carried.

Following a vote by ballot, the Warden declared Mr. Colin Baker duly elected as the non-Council member of the Planning Advisory Committee.

Councillor Deveaux voiced the opinion that Mr. Baker was not elected as the most competent, rather through friendship. Deputy Warden Hudson and Councillor Killam agreed with these remarks.

Councillor Dunbar read a newspaper clipping about a hearing being held by the Public Utilities Board about the Acadia bus service to the Bedford-Sackville area. He was opposed to the plan to discontinue service on Sunday and Holidays, and also requested a Mini Bus to serve the Hammonds Plains and Lucasville Loop.

It was moved by Councillor Dunbar; seconded by Councillor Gaetz:

"THAT a letter be written to the Board of Public Utilities stating Councils objecting to the approval of Item "B" in the Application of Acadian Bus Lines and asking the Board to consider improving the bus service as recommended by the Bedford Service Commission." Motion carried.

The Clerk advised that the next item of business would be the notice of motion by Councillor Anderson, at the December Session.

Following considerable discussion, the motion was carried on a standing vote twelve to three.

It was moved by Councillor Anderson; seconded by Councillor Killam:

"THAT Council instruct the Planning Advisory Committee, with the help of the Solicitor, to review and bring in recommendations at the next Session of Council, the Zoning By-law in regard to the General Building Zone."

Deputy Warden Hudson asked the Solicitor if Council is able to hold public hearings. He said that Council could instruct the Planning Advisory Committee to hold the hearings.

It was moved by Deputy Warden Hudson; seconded by Councillor Killam:

"THAT the Planning Advisory Committee be instructed to hold public hearings so that industrial development cannot be located in areas that are not zoned as industrial zones.

Following considerable discussion as to the effect of such a restriction the motion carried on a standing vote: eleven (11) for, five (5) against.

It was moved by Councillor Nicholson; seconded by Councillor Killam:

"THAT the appointment of a member to the Visiting Committee of the Ocean View Manor be deferred until the March Session of Council." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT the Report of the Warden be received." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Nicholson:

"THAT the Report of the Director of Planning and Development be received." Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Nicholson:

"THAT the Report of the Planning Advisory Committee be adopted." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Slauenwhite:

"THAT the Supplementary Report of the Planning Advisory Committee be adopted." Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Gaetz:

"THAT the zoning by-law be and the same is hereby amended by rezoning Block "A" of lands of Stanley Power at Windsor Junction from R1 (single family zone) to C2 (commercial several building zone)." Motion carried.

It was moved by Councillor Gaetz; seconded by Deputy Warden Hudson:

"THAT the Report of the Municipal School Board be received and referred to the Finance and Executive Committee and the School Capital Committee for recommendation." Motion carried.

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT the Report of the School Capital Program Committee be adopted." Motion carried.

The Clerk outlined the report of the Finance and Executive Committee.

It was moved by Councillor Nicholson; seconded by Councillor Fader:

"THAT the Report of the Finance and Executive Committee be adopted." Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Fader:

BE IT RESOLVED that the solicitor be and he is hereby authorized and instructed to take all necessary steps to obtain the introduction at the 1974 Session of the Legislature of a Bill Respecting Travel Allowance for attendance at meetings.

Motion carried.

It was moved by Councillor Moser; seconded by Councillor Deveaux:

BE IT RESOLVED that the per diem rate to be charged at Ocean View Manor be and the same is hereby increased from Fifteen Dollars (\$15.00) per day to Twenty-One Dollars (\$21.00) per day, effective February 1, 1974.

Motion carried.

It was moved by Deputy Warden Hudson; seconded by Councillor Streach:

Municipality of the County of Halifax
Temporary Borrowing Resolution
\$350,000.00 - Elementary School
Ashlee District.

WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things in effect, that subject to the provisions of Section 8 of said Act every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of erecting, acquiring, purchasing or improving lands for an Elementary School, in the Ashlee District.

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Three Hundred and Fifty Thousand Dollars (\$350,000.00) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for school purposes, and erecting or purchasing or improving lands for a Elementary School, in the Ashlee District.

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the Municipal Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS it is deemed expedient to postpone the issue of debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the Municipality of the County of Halifax do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality a sum not exceeding Three Hundred and Fifty Thousand Dollars (\$350,000.00) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 147 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Three Hundred and Fifty Thousand Dollars (\$350,000.00) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at such rate as shall be agreed upon and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

It was moved by Councillor Slauenwhite; seconded by Councillor Anderson, that:

WHEREAS the Municipality of the County of Halifax owns certain real property situate in Lower Sackville and known as the Acadia School property on which is situate the Sackville Elementary School.

AND WHEREAS the Department of Highways is desirous of widening Trunk Highway No. 1 in front of the said property and requires for the purposes of such widening a five foot (5') strip of land along the front of the said property.

AND WHEREAS the Council of the Municipality of the County of Halifax has determined that it would be in the public interest that it convey the said five foot (5') strip of land to the Department of Highways for such purposes for the sum of One Dollar (\$1.00) provided that the Department of Highways at its own cost provide an exit and entrance to and from the said property in order to allow school buses to enter and exit from the said property in a safe and convenient manner.

BE IT RESOLVED that the Municipality of the County of Halifax convey the said lands to Her Majesty the Queen in the right of Her Province of Nova Scotia as represented by the Honourable the Minister of Highways provided Her Majesty enter into an agreement satisfactory to the Municipality to provide the said entrance and exit at no cost to the Municipality.

AND BE IT FURTHER RESOLVED that the Warden and the Clerk be and they are hereby authorized and instructed to execute all documents necessary to carry out the intent of this resolution.

It was moved by Councillor Anderson; seconded by Councillor Slauenwhite, that:

WHEREAS the Municipality of the County of Halifax owns certain real property situate in Cole Harbour in the County of Halifax and abutting the Cole Harbour Junior High School (known as the Sir Robert Borden Junior High School) as shown outlined in red on a plan attached to this resolution.

AND WHEREAS the said property is no longer required for the purposes of the Municipality.

AND WHEREAS the Department of Highways has requested that the said property be conveyed to it for use as a right of way.

AND WHEREAS the Council of the Municipality of the County of Halifax has determined that it would be in the public interest that it convey the said land to the Department of Highways for such purposes for the sum of One Dollar (\$1.00).

BE IT RESOLVED that the Warden and the Clerk be and they are hereby authorized and instructed to execute all documents necessary to carry out the intent of this resolution.

It was moved by Councillor Anderson; seconded by Councillor Streach:

WHEREAS the Municipality of the County of Halifax owns certain real property situate in Cole Harbour in the County of Halifax and abutting the Cole Harbour Junior High School (known as the Sir Robert Borden Junior High School) as shown outlined in red on a plan attached to this resolution.

AND WHEREAS the said property is no longer required for the purposes of the Municipality.

AND WHEREAS the Department of Highways has requested that the said property be conveyed to it for use as a right of way.

AND WHEREAS the Council of the Municipality of the County of Halifax has determined that it would be in the public interest that it convey the said land to the Department of Highways for such purposes for the sum of One Dollar (\$1.00).

BE IT RESOLVED that the Warden and the Clerk be and they are hereby authorized and instructed to execute all documents necessary to carry out the intent of this resolution. Motion carried.

It was moved by Councillor Slauenwhite; seconded by Councillor Anderson:

WHEREAS the Municipality of the County of Halifax owns certain real property situate in Lower Sackville and known as the Acadia School property on which is situate the Sackville Elementary School.

AND WHEREAS the Department of Highways is desirous of widening Trunk Highway No. 1 in front of the said property and requires for the purposes of such widening a five foot (5') strip of land along the front of the said property.

AND WHEREAS the Council of the Municipality of the County of Halifax has determined that it would be in the public interest that it convey the said five foot (5') strip of land to the Department of Highways for such purposes for the sum of One Dollar (\$1.00) provided that the Department of Highways at its own cost provide an exit and entrance to and from the said property in order to allow school buses to enter and exit from the said property in a safe and convenient manner.

BE IT RESOLVED that the Municipality of the County of Halifax convey the said lands to Her Majesty the Queen in the right of Her Province of Nova Scotia as represented by the Honourable the Minister of Highways provided Her Majesty enter into an agreement satisfactory to the Municipality to provide the said entrance and exit at no cost to the Municipality.

AND BE IT FURTHER RESOLVED that the Warden and the Clerk be and they are hereby authorized and instructed to execute all documents necessary to carry out the intent of this resolution.

Motion carried.

It was moved by Councillor Moser; seconded by Councillor Nicholson:

"THAT Council adjourn." Motion carried.

M I N U T E S & R E P O R T S

of the

F I R S T Y E A R M E E T I N G S

of the

T H I R T Y - E I G H T H C O U N C I L

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

FEBRUARY COUNCIL SESSION
TUESDAY, FEBRUARY 19, 1974

Appointment - Doris Leonard - Recording Secretary-----1
 Approval - Minutes of January Council Session-----4
 Abandonment - Road Purposes re Upper Lawrencetown-----12-16
 Approval - Five year projected School Capital Program -----18

Baker, Colin - letter re appointment to the Planning Advisory Committee-----4
 Board of the Halifax - Dartmouth United Appeal - appointment re Mr. J.F.R.
 McMahon-----4
 Board of the Atlantic Child Guidance Centre - appointment re Councillor Albert
 R. Williams-----4
 Building By-law - amended re building districts-----4-5
 Building By-law - new district numbers-----5
 Bedford - rezoning lands re High Street area-----7
 Beaverbank - Easement re sewer purposes-----10-11
 Borrowing - re current expenditure of Municipal Corporation-----18-19
 Bissett Road - maintenance - re Department of Highways-----19

Clam Harbour Beach - planned unit Development by-law re lands of Glen M. Hilchie-----1-3
 County of Halifax - preparation of a Municipal Development Plan-----9

District Numbers - re Building by-law-----5
 Department of Public Works, Canada - agreement re lands at Head of Chezzetcook-----19
 Director of Recreation - Notice of Motion re appointment-----19
 Department of Highways - re Bissett Road - maintenance-----19

Easement - Beaverbank re Sewer Purposes-----10-11

Forestell, Hans - Special meeting of the Planning Advisory Committee-----7-8
 Finance and Executive Committee - approval of report-----17-18
 Finance and Executive Committee - approval of supplementary report-----19
 Finance and Executive Committee - recognition of long service employees-----20
 Farm land assessment- re 1974 legislation-----20

Galbraith, Kathleen - rejection under 1966 legislation re lot B, Herring Cove-----3-4

Hilchie, Glen M. - planned unit Development by-law re lands, Clam Harbour Beach-----1-3
 Herring Cove - rejection under 1966 legislation re Lot B Kathleen Galbraith-----3-4
 Halifax County - amendment of - Building by-law re building district-----4-5
 Hammonds Plains - zoning plan re County staff-----6
 Herring Cove - application No. 45-73 zone change (Plan C)-----7
 Head of Chezzetcook - agreement with the Department of Public Works, Canada, re lands---19

Leonard, Doris - appointment as Recording Secretary-----1
 Letter - re application No. 73-1 Planned Unit by-law lands of Glen Hilchie-----1
 Letter re appointment of Colin Baker to the Planning Advisory Committee-----4
 Lawrencetown, Upper - re abandonment for road purposes-----12-16
 Legislation-1974 - re farm land assessment -----20

Motion - appointment Doris Leonard - Recording Secretary-----1
 Motion - letters re application No. 73-1 Planned Unit By-law - lands of
 Glen Hilchie-----1
 Motion - rejection under 1966 legislation re Lot B - Kathleen Galbraith,
 Herring Cove-----3-4
 Motion - approval Minutes of January Council Session-----4
 Motion - letter re appointment of Colin Baker to the Planning Advisory
 Committee-----4
 Motion - appointment Mr. J.F.R. McMahon re Board of the Halifax - Dartmouth
 United Appeal-----4
 McMahon, Mr. J.F.R. - appointment re Board of the Halifax - Dartmouth United
 Appeal-----4
 Motion - appointment Councillor Albert R. Williams re Board of the Atlantic Child
 Guidance Centre-----4
 Motion - Building by-law re Halifax County a Building District-----4-5

Motion - Building by-law re new District members-----	5
Motion - approval of Warden's report-----	5
Motion - approval of report re Director of Planning and Development-----	5
Motion - approval of report - Planning Advisory Committee-----	5-6
Motion - zoning Plan re Hammonds Plains area re County staff-----	6
Motion - adjournment (morning Session)-----	6
Motion - rezoning lands at Westgate Park - Approval-----	6
Motion - approval - rezoning lands of High Street area, Bedford-----	7
Motion - application No. 45-73 re zone change Herring Cove (Plan C)-----	7
Motion - approval of the supplementary report of the Planning Advisory Committee-----	7
Motion - Special meeting of the Planning Advisory Committee re Hans Forestall-----	7-8
Motion - Council reaffirm confidence in the Planning Advisory Committee-----	8-9
Motion - preparation of a Municipal Development Plan re County of Halifax-----	9
Municipal Development - preparation of a Plan re County of Halifax-----	9
Motion - approval of report re Public Works Committee-----	9
Motion - approval of report re Municipal School Board-----	17
Municipal School Board - approval of report-----	17
Motion - approval of report re School Capital Program Committee-----	17
Motion - approval of report re Social Assistance Committee-----	17
Motion - approval of report re Finance and Executive Committee-----	17-18
Motion - approval in principle re Five - Year projected School Capital Program-----	18
Municipal Corporation - Borrowing re current expenditure-----	18-19
Motion - approval of supplementary report re Finance and Executive Committee-----	19
Motion - agreement with the Department of Public Works, Canada, re lands at Head of Chezzetcook-----	19
Motion - Department of Highways re Bissett Road re maintenance-----	19
Motion - appointment re Municipal Civil Constables-----	20
Motion - Municipal Civil Constables re appointment-----	20
Motion - Finance and Executive Committee re recognition of long service employees-----	20
Motion - Minutes re Nova Scotia Housing Commission re Mobile Home Parks-----	20
Minutes - Nova Scotia Housing Commission re Mobile Home Parks-----	20
Motion - Public Works Committee re Pockwock Development-----	20
Motion - Farm land assessment re 1974 legislation-----	20
Motion - adjournment-----	20
Notice of Motion - Public Hearing re area Councillors-----	19
Notice of Motion - appointment re Director of Recreation-----	19
Nova Scotia Housing Commission - Minutes re Mobile Home Parks-----	20
Planned Unit by-law - re application No. 73-1 re lands of Glen Hilchie-----	1
Planning & Development - approval re Director's report-----	5
Planning Advisory Committee - approval re report-----	5-6
Planning Advisory Committee - approval of supplementary report-----	7
Planning Advisory Committee - Special meeting re Hans Forestall-----	7-8
Planning Advisory Committee - Council reaffirm their confidence in Committee-----	8-9
Public Works Committee - approval of report-----	9
Public Hearing - Notice of Motion re area Councillors-----	19
Public Works Committee - re Pockwock Development-----	20
Resolution - planned Unit Development By-law re lands of Glen M. Hilchie, Clam Harbour Beach-----	1-3
Rezoning - lands of Westgate Park - approval-----	6
Rezoning - lands re High Street area, Bedford - approval-----	7
Resolution - Easement re Beaverbank - sewer purposes-----	10-11
Resolution - abandonment for Road purposes re Upper Lawrencetown-----	12-16
Resolution - borrowing re current expenditure of Municipal Corporation-----	18-19

MINUTES OF THE FEBRUARY COUNCIL SESSION
OF THE FIRST YEAR OF THE THIRTY-EIGHTH COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The monthly Session of the Council of the Municipality of the County of Halifax convened at the Municipal Administration Building at 10:00 a.m. Tuesday, February 19th, 1974, with Warden Ira S. Settle presiding.

Following the Lord's Prayer, the Municipal Clerk called the Roll.

It was moved by Councillor Slauenwhite, seconded by Councillor Moser:

"THAT Miss Doris Leonard be appointed Recording Secretary for this Council Session." Motion carried.

The Municipal Clerk, Mr. Bensted, announced that at the Public Hearing regarding the Clam Harbour Beach Development by Glen M. Hilchie which was held at the January Council Session, several submissions had been received and Council, by Resolution, were continuing the Public Hearing today. Since the last Session of Council some correspondence had been received and this correspondence was contained in the Agenda Book for the February Session. It was moved by Councillor Slauenwhite, seconded by Councillor Nicholson:

"THAT letters re Application No. 73-1 Planned Unit by-law as contained in the Agenda be received." Motion carried.

An Item received this morning with regard to the Clam Harbour Beach Development, which the Municipal Clerk understood had been brought in by Councillor Smith, was read by Mr. Bensted.

Warden Settle asked if anyone in the gallery wished to speak in favour of the Clam Harbour Beach proposal.

Mr. Bensted said that he understood that there was to be representation here this morning from the Department of Lands and Forests.

As there was no response to the invitation of the from anyone in the gallery to speak, he asked if any of the Councillors would like to speak on the proposal.

Councillor Deveaux read a statement that had been issued by Premier Regan (along with a map of the Eastern Shore), and he was wondering if Mr. Hilchie had had any discussion with the Provincial Authorities with regard to this development. Mr. Harold Jackson stated that they had had discussions with various Departments - and the Department of Highways had given them their blessing. They had not contacted Premier Regan with regard to this layout. Councillor Deveaux thought that if Mr. Hilchie did not have sufficient funds to finish the project he should go to the Provincial Government.

Councillor Williams stated that we have no authority to state how much money a man should have - that is his own business.

It had been suggested to Mr. Hilchie that he should contact Councillor MacKenzie and Councillor Smith to get the consensus of opinion of the people in the area, and meetings had been held.

It was moved by Councillor Smith; seconded by Councillor Nicholson:

"THAT WHEREAS the Council or the Municipality of the County of Halifax has caused to be passed a Planned Unit Development By-law by the said County;

AND WHEREAS application has been made by Glen M. Hilchie under the said By-law for approval of a development scheme for lands situate at Clam Harbour Beach in the County of Halifax;

AND WHEREAS Council held a Public Hearing on the said development scheme, its approval, amendment or rejection at the Municipal Administration Building, Dutch Village Road, Halifax, on Tuesday, the 15th day of January, 1974, and adjourned the said Hearing to the 19th, day of February, 1974;

AND WHEREAS all representations for and against the said scheme were duly considered by Council;

AND BE IT FURTHER RESOLVED that the Warden and the Clerk be and they are hereby instructed and authorized to negotiate and enter into such Agreement.

AND BE IT FURTHER RESOLVED that the Warden and the Clerk be and they are hereby authorized to take all necessary steps under the relevant legislation and By-laws to implement the said development scheme and Agreement."

Motion carried.

Councillor Streach stated that at the last Session of Council it was suggested that more people have a look at the proposal and give their opinions - pros and cons. We did request information. "I spoke in favour of the proposal which, in my opinion, is a good proposal. One of the things we feel is lacking is the fact we have very little in the area of facilities and the Provincial Government has indicated that they are prepared to develop Provincial Parks."

Councillor Smith stated that in the Agreement he would like to see notwithstanding any reference to the existing By-laws of the County of Halifax it is explicitly understood that all or any of the above conditions shall apply to any further purchasers, authority or descriptions of this project.

Mr. Cox, Municipal Solicitor, stated that any Agreement is registered in the Registry and would effect the land, if sold, to anyone else.

Councillor Dunbar replied that as Councillor Nicholson had already stated - this plan has been before the Planning Advisory Committee and the Finance & Executive Committee for some length of time now. He felt that Mr. Hilchie had been unnecessarily held up in this project. As far as the ability to finance - that is irrelevant. The program is to continue in phases and each phase to be completed before the next phase is commenced. With all due respect to Provincial Parks, they certainly lack enough facilities for the traveling public. In Mr. Hilchie's project all this is covered so that adequate facilities are covered.

Replying to a question, Mr. Cox advised that if the Provincial Government acquire property they are not bound by the terms of our By-law.

Representatives of the Department of Lands and Forests arrived at the meeting at this point. Spokesman for the group was Mr. Harry Grant, Director of Parks and Recreation Division. Mr. Grant presented a submission on behalf of the Department of Lands and Forests.

The Warden thanked Mr. Grant for his statement and asked if there were any questions.

Councillor Gaetz asked if we were trying to stall this off. He stated that the Provincial Government had had plenty of time to inspect this.

Councillor Deveaux asked if it was felt that it would be more logical for Mr. Hilchie to confer further with the Government before Council gave its approval.

Councillor Nicholson stated that this comes under the Planned Development. He thought we had covered all phases. Mr. Hilchie should do one phase at a time. The Councillors and Solicitor must be convinced that phases are satisfactory before the next one would be passed.

Councillor MacKenzie commented on one point made by Mr. Grant re the Department of Lands and Forests not being contacted by Mr. Hilchie. The Councillor was under the impression that several Departments had been contacted. It also appeared to the Councillor that the Department of Lands and Forests are encouraging this sort of development and they do want to see property developed and this is good in itself and he hopes they will see that Clam Harbour Beach is developed in the proper manner.

MINUTES - FEBRUARY COUNCIL SESSION - 1974
Tuesday - February 19th., 1974 (Continued)

Councillor Killmm stated that in no way was he against private enterprises. What he would like to ask Mr. Hilchie or to see take place, is that Mr. Hilchie and his associates take the statements and the findings of the Department of Lands and Forests. This Council agreed last month that we would wait until the Department made their views known and he felt he would be inclined to support it if it goes along with the guide lines as shown by Mr. Grant.

Mr. Cox stated that the Agreement called for the project to be done in phases and that each phase must be approved before the next one is started.

Deputy Warden Hudson asked whether Mr. Hilchie would be agreeable to relocating the parking area on the Beach.

Councillor Nicholson asked if we were going to tear his plan apart.

Mr. Hilchie advised that they had designated on the plan parking for one thousand cars at the Beach. As far as the Departments of the Provincial Government were concerned he stated that he was anxious to co-operate with them.

Councillor MacKenzie asked if approval was given to the proposal could Mr. Hilchie give any indication as to when he intended to start. Mr. Hilchie stated that there was a thirty-day waiting period - then they had to submit detailed plans for the first phase. He estimated it would be about three months - perhaps June or July.

This proposal was unanimously passed with all being in favour except Councillor Deveaux.

The next item on the Agenda was the Public Hearing with regard to the undersized Lot, being property of Kathleen Galbraith at Herring Cove. This had been referred back to the Planning Advisory Committee from the January Council Session. The Warden asked if there was anyone who wished to speak on this item. Brian Fleming spoke at some length with regard to this matter on behalf of the applicant.

Councillor Dunbar, Chairman of the Planning Advisory Committee, stated that even if this lot were approved it would have no bearing on where the title to these boundaries lies.

Councillor Anderson said he knew the property well, having been the Assessor for the area for twenty-three years. When the plan was submitted to the Planning Advisory Committee he recognized that it was part of the property and suggested that it go for Public Hearing. He said that as a member of the Planning Advisory Committee he was not in favour of the plan.

Speaking against the proposal was Mr. Carl Doubleday who spoke on a mix-up regarding the deeds. Mrs. Forhan also spoke against the plan.

Councillor Slauenwhite stated that we were not here to be judge and jury. Our only decision is to give or not give approval to the lot.

The Warden expressed the opinion that this seems to be a piece of land in contention. Councillors can only approve or not approve lots and cannot settle any civil matters.

Councillor Dunbar stated it had not been brought out why this application for lot approval had been requested. According to the drawing there is a dwelling on Lot B, and he wondered if this was for mortgage purposes or re-sale.

Councillor Gaetz stated that we can approve or not approve land - but cannot give legal views on property under dispute.

Mr. Cox stated that the question to be decided is whether this lot is to be approved or not. It is not necessary to determine other legal questions.

It was moved by Councillor Nicholson; seconded by Councillor Gaetz:

"THAT Lot B of Kathleen Galbraith at Herring Cove
be and the same is hereby approved under the 1966
legislation." Motion defeated.