

three to find ideal conditions for Halifax County-Bedford. Mr. Levangie responded that between 1954 and the late 1970's, money was provided to the school boards to maintain certain programs, etc. However, there were many differences between the various school boards, so in the late 1970's, an attempt was made to develop a model (example) school board. He stated there is a difference in opinion as to what is acceptable to each School Board, and comparisons can be made, although they may or may not be appropriate.

Councillor Richards asked if the Department of Education has been involved in the abolishment of area rates. Mr. Levangie advised that the Province has been requested to do away with area rates, but the felt there is no intention on the part of the Province to take any such action. Councillor Richard asked if Mr. Levangie feel it is unfair that areas can levy rates for additional school services. Mr. Levangie responded that he can only say the law is fair. He advised that anybody can request the Minister of Education to change this law, but such a request will be more strongly considered if it is backed up with studies, statistics, etc.

There was much discussion concerning area rates and whether or not there should be changes in this regard. Councillor Fralick stated he is not totally against area rates for education, but there should be more restrictions in terms of how this money can be spent. He stated there is no difficulty if they are used for education purposes, but the uses can get out of control.

Warden Lichter thanked Mr. Levangie for the presentation and discussion. Mr. Levangie retired from the meeting.

Warden Lichter suggested the District School Board agreement should be amended as discussed, so that surplus money will be returned to the municipal units at year end. He suggested a motion whereby Halifax County and Bedford Town Councils would express their intention to re-negotiate the District School Board agreement to enable the School Board to return any surpluses at year end to the two municipal units. Also, that the Town and Halifax County Councils notify the School Board of their intention to set the municipal share of School Board funding for 1990 at the actual dollar amount paid in 1989, both mandatory and supplementary, plus an amount equal to the cost of living index for 1989 and an additional percentage to supplementary funding. Further, that if the supplementary funding requested by the School Board exceeds the above, the excess will be paid by the Municipalities only if the School Board agrees to return that amount at the end of the fiscal year.

Councillor Reid felt the motion should be circulated to Members of the two Councils in writing before any decision is made. He also felt that more members should be in attendance, and there should be a complete understanding of the motion before a vote is taken. He concluded that of the last seven School Board budgets only two have shown a deficit; the others have shown a surplus.

Councillor Richards felt there will always be a deficit if the School Board knows that any excess must be returned to the municipal units.

Councillor Deveaux felt the School Board should be given the opportunity to see and comment on the proposed recommendation. He felt they would be able to give some input or they may agree with the recommendation, but they should be aware of the intention of the municipal units.

Councillor Merrigan felt the recommendation should be further reviewed by a sub-committee and the final analysis and recommendation brought back to the two Councils.

It was moved by Councillor Walker, seconded by Councillor Bates:

"THAT the Town of Bedford and the Municipality of the County of Halifax express their intention to re-negotiate the District School Board agreement so as to incorporate a clause that will enable the School Board to refund to the two municipalities all surpluses at the end of their budget year;

ALSO THAT the Town of Bedford and the Municipality of the County of Halifax notify the School Board of their intention to set the municipal share of School Board funding for 1990 at a level equal to the actual dollar amount paid in supplementary and mandatory dollars in 1989, plus an additional dollar amount calculated by the cost of living index for 1989 for Halifax City as established by Statistics Canada on the dollar amount known as mandatory and actual supplementary, as well as a percentage to be added to supplementary funding equal to the actual assessment growth in the previous year;

AND FURTHER THAT if the amount of supplementary dollars requested by the School Board exceeds the dollar amount as calculated above, the municipal units will pay the excess amount only if the School Board agrees to return the amount to the municipal units at the end of their fiscal year."

Councillor Reid stated he has no difficulty with the first portion of the motion, but he expressed concern about the remainder of the motion. He stated the Province will learn of the proposed "game" with the School Board, and they will put a stop to it; the municipal units' costs may escalate more than ever before. He stated the full impact of the motion must be studied further and how it will affect the municipal units, although this very important issue should not be delayed very long.

Councillor Reid continued that this action would be precedent-setting for other municipal units, and the Province would stop it suddenly. He stated the amount the Province negotiates with the Nova Scotia Teachers Union for salaries is substantial; it has not been within the cost of living index for the last few years, and teachers' salaries comprises 70 to 80 percent of the total School Board budget.

Councillor Goucher agreed that this motion should be investigated more thoroughly before a decision is made. He expressed concern that the motion

will force the Province to pay for full education costs, and they will not stand for it very long.

Warden Lichter responded that he respects tax dollars no matter where they come from. There are two kinds of taxes; the provincial tax base is based on ability to pay, and the municipal tax base is charged to property owners, which is not fair. Municipal taxes are more of a threat to the taxpayer.

It was moved by Councillor Merrigan, seconded by Councillor Deveaux:

"THAT the matter of 1990 School Board funding be deferred pending the recommendation of a sub-committee to further consider the proposal."

There was a brief discussion about the make-up of the proposed sub-committee, and the time factor involved.

MOTION DEFEATED

There was discussion concerning the base year for the proposed formula. Councillor Huntington noted that 1990 is re-assessment year, which will mean a substantial increase in the proposed funding. Mr. Meech added that the base should be that which is paid as opposed to supplementary and mandatory dollars in 1989 because the mandatory may increase very much in 1990.

MOTION DEFEATED

ADJOURNMENT

It was moved by Deputy Mayor Kelly, seconded by Councillor Merrigan:

"THAT this meeting adjourn."
MOTION CARRIED

The meeting dispersed at 6:15 p.m.

PUBLIC HEARING

MONDAY, JULY 17, 1989

THOSE PRESENT: Warden Lichter
Councillor Meade
Councillor Poirier
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor Eisenhauer
Councillor MacDonald
Councillor Boutilier
Councillor MacKay
Councillor Richards
Deputy Warden McInroy
Councillor Cooper

ALSO PRESENT: Mr. G. J. Kelly, Municipal Clerk
Mr. R. G. Cragg, Municipal Solicitor
Mr. Rick Spanik, Senior Planner, Policy Division

ACTING
SECRETARY: Gail Foisy

Warden Lichter called the public hearing to order at 7:00 p.m. with the Lord's Prayer. Mr. Kelly called the roll. Warden Lichter then reviewed the procedure for the public hearing.

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

THAT GAIL FOISY BE APPOINTED AS ACTING RECORDING
SECRETARY.

Motion carried.

APPLICATION NO. RA-SA-02-89-21

Rick Spanik reviewed the staff report.

Mr. Spanik advised that an application has been made by Mr. Richard Pentland, on behalf of the Parish of Sackville, with respect to a proposed lot that is part of their larger holding on the south side of the Old Sackville Road. The request is to rezone that portion from P-2 (Community Facility) Zone to R-1 (Single Unit Dwelling) Zone. The purpose of the rezoning is to permit the conversion of the existing church rectory to a single unit dwelling.

Mr. Spanik advised that the proposed lot is within the Urban Residential Designation, which is intended to support the single unit residential environment. The R-1 zone is primarily a single unit dwelling zone. The P-2 zone permits a variety of institutional and open space uses, but does not permit single unit dwellings except in conjunction with day care facilities.

Mr. Spanik noted that the intention of the plan and general matters of planning concern include the adequacy of community infrastructure, the adequacy of controls, and the suitability of the site for the proposed development. There are no evident physical site impairments for this proposal, and the lot is serviced by the existing water and sanitary sewer mains on Old Sackville Road.

Mr. Spanik concluded that the proposal and its location is consistent with the surrounding single unit residential development, and that it is therefore recommended that the application be approved.

Questions from Council

Councillor Ball asked for confirmation that this is the Parish of the Anglican Church in Sackville, to which Mr. Spanik responded yes.

Councillor Ball asked for confirmation that the existing rectory is the residence of the clergy, to which Mr. Spanik responded yes.

Councillor Ball asked if the purpose is really to put the rectory in the R-1 zone and that the clergy would still use it as a residence. Mr. Spanik indicated that he could not answer the question.

Speakers in Favour of this Application

Mr. Richard Pentland

Mr. Pentland advised that the purpose of the application is to achieve a rezoning to enable the Parish of Sackville to sell their rectory. He said that they came to the point in their development where they no longer require the residence for the rector. The rector will be provided with his own home and the Parish wants to divest itself of the rectory, which presently they cannot do because of its zoning.

Questions from Council

None.

Speakers in Opposition to this Application

None.

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

THAT THE APPLICATION BY MR. RICHARD PENTLAND TO REZONE THE PROPOSED LOT 1, AS ILLUSTRATED BY A PLAN OF SUBDIVISION OF THE WARDENS AND VESTRY OF THE PARISH OF SACKVILLE, FROM P-2 (COMMUNITY FACILITY) ZONE TO R-1 (SINGLE UNIT DWELLING) ZONE BE APPROVED.

Motion carried unanimously.

ADJOURNMENT

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

THAT THIS PUBLIC HEARING ADJOURN.

Motion carried.

The public hearing adjourned at 7:08 p.m.

JOINT COUNCIL SESSION

MONDAY, JULY 24, 1989

PRESENT WERE: Warden Lichter
Councillor Poirier
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor MacDonald
Councillor MacKay
Councillor Richards
Councillor Cooper
Mayor Christie, Town of Bedford
Deputy Mayor Kelly, Town of Bedford
Councillor Walker, Town of Bedford
Councillor Huntington, Town of Bedford
Councillor Goucher, Town of Bedford
Councillor Draper, Town of Bedford

ALSO PRESENT: Mr. Ken Wilson, Director of Finance, Halifax County
Mr. Ron Singer, Director of Finance, Town of Bedford

SECRETARY: Glenda Hill

Warden Lichter called the meeting to order at 6:05 p.m. He advised that three unsuccessful meetings have already been held, but this meeting was scheduled after the last Council Session when it was felt that some progress had been made at the previous meeting of the two Councils. He noted that Mr. Wilson had circulated copies of the proposed motion from the last joint meeting and estimated funding based on that motion.

Mayor Christie expressed hope that some resolution could be made at this meeting. He stated the original intent was to formulate funding for the School Board in 1990 so the School Board will have plenty of advance notice for planning and budgeting in the spring of 1990.

Councillor Ball asked if a long term plan is available from the School Board. Warden Lichter advised that there is not, and he questioned if such a request was made to the School Board in writing.

Councillor Cooper expressed concern that the proposed formula/motion does not allow for increasing number of students over the years.

It was moved by Councillor Cooper, seconded by Councillor Ball:

"THAT the Town of Bedford and the Municipality of the County of Halifax express their intention to re-negotiate the District School Board agreement so as to incorporate a clause that will enable the School Board to refund to the two municipalities all surpluses at the end of their budget year;

ALSO THAT the Town of Bedford and the Municipality of the County of Halifax notify the School Board that it is the intention to set the municipal share of the School Board funding for 1990 at the actual dollar amount paid by the two municipalities in 1989 for both mandatory and supplementary, as well as an additional dollar amount calculated by taking the cost of living index for 1989 for Halifax City as established by Statistics Canada on the dollar amount known as mandatory and actual supplementary and an additional percentage to be added to the supplementary funding equal to the actual assessment growth in the previous year;

AND FURTHER if the supplementary amount requested by the School Board exceeds the dollar amount calculated as above, that the excess amount will be paid by the municipalities only if the School Board agrees to return that amount to the municipalities at the end of their fiscal year."

It was moved by Councillor Cooper, seconded by Councillor Ball:

"THAT the aforementioned resolution be amended to include an additional amount based on the average cost per student for the base year (1989) to be added to the budget put forth by the municipalities to cover costs."

Warden Lichter asked if the cost per student refers to the municipal share or the over all cost per student. Councillor Cooper clarified that it refers to the municipal share of the cost per student.

Councillor Reid expressed objection to the motion and the amendment. He stated it is a backhanded means to collect supplementary dollars from the Province, and it may only work once. When the Province realizes what the two municipalities are doing, they will change the supplementary formula that will disallow this action again. Councillor Reid informed that he agrees with the first portion of the motion, but he cannot support the remainder of the motion nor the amendment.

Councillor Reid stated these meetings have not been called to the detriment of the School Board, but to help the School Board, and this motion is not the proper conclusion; it is not the way to provide funds to the School Board. Supplementary funding is necessary to provide the required level of education in Nova Scotia.

Councillor Reid reviewed the Funding Formula for supplementary funding as presented by Mr. Levangie at the previous meeting. He referred to many

statistics comparing the Halifax County-Bedford District School Board with many others throughout the Province. He stated these statistics show that the Halifax County-Bedford District School Board is not extravagant, as earlier indicated; the School Board does not waste money, and this is shown in the information contained in the Funding Formula Review Committee report.

Councillor Reid continued that the Province introduced supplementary funding, and the Funding Formula Review Committee indicates that the mandatory funds provided by the Province and the municipalities is not enough, and the Province could not afford to provide the entire required amount alone. He stated the School Board is not receiving dollars in excess of what is necessary to run an efficient and productive education system in Halifax County and Bedford. Nobody has proven that extra dollars are wasted. He stated the study by the Province will proceed, which will show that the School Board is very efficient, providing a high level of education with the dollars received.

Warden Lichter responded that if the last portion of the motion is underhanded, the School Board will not accept those dollars. He added that the first part of the motion will be of no use if there is no purpose for implementing changes to the School Board agreement.

Councillor Reid stated supplementary dollars are necessary for a proper level of education within the Halifax County-Bedford District School Board, and the motion is asking that the municipalities participate in a program where Halifax County and Bedford will not supply the funds, but they will put them upfront requesting them back at the end of the year, which is not right and not fair! He concluded that the School Board has had a surplus in the past few years, and those dollars would have come back to the municipal units if the first part of the motion was in place at that time.

Councillor Deveaux expressed support for Councillor Reid comments, stating it is not fair to put the money upfront and request it be returned at the end of the year.

Councillor Walker was supportive of the amendment including an increase based on the number of students, but he questioned how that increase will be calculated. Councillor Cooper responded that the School Board has a responsibility to enhance education when there is an increase in the number of students, and there is no indication that the Province will enhance education on that basis. He stated the School Board should want to know what funds will be available to them next year, and he questioned how they plan without this information. Therefore, Councillor Cooper stated he supports the amendment.

Councillor Bates agreed that the School Board should not be asked to return the municipalities dollars at the end of the year, but they may sit fit to return any surplus at the end of the year. He stated the School Board must have a projected budget for 1990; the municipal units should decide what contribution will be made in 1990, and move on with other business!

AMENDMENT DEFEATED

MOTION DEFEATED

Councillor Reid stated School Board funding is a very complex and important issue that requires much thought and understanding.

It was moved by Councillor Reid, seconded by Councillor Deveaux:

"THAT a committee of five be established to bring a recommendation back to a meeting of the two Councils concerning School Board funding, the committee to be comprised of four representatives from Halifax County and one from the Town of Bedford."

Deputy Mayor Kelly inquired about the basis for determining the make-up of this committee. Councillor Reid expressed no difficulty with three representatives from Halifax County and two from the Town of Bedford.

Councillor Reid and Councillor Deveaux agreed to amend the motion to read:

"THAT a committee of five be established to bring a recommendation back to a meeting of the two Councils concerning School Board funding, the committee to be comprised of three representatives from Halifax County and two from the Town of Bedford."

Warden Lichter advised that he will not support the motion. He expressed concern that this committee will hold on-going meetings until next spring when the municipal units will still be in the same position and will have to listen to the same argument that the School Board only has 5/12 of the year to make reductions.

Councillor MacDonald agreed that this committee will only be a waste of time.

Councillor Merrigan stated School Board funding is a very complicated issue, and he has learned much about the School Board at the last few meetings. He stated it is difficult to say you are wasting your time when there is still much to be learned about the School Board. He expressed support for the motion.

Councillor Goucher expressed support for the motion, but he felt the committee should be given a deadline to work under. He suggested October 16, 1989 be a deadline by which time the committee must present its recommendation to the two municipal units.

Councillor Reid and Councillor Deveaux agreed to amend the motion to read:

"THAT a committee of five be established to bring a recommendation back to a meeting of the two Councils on or before October 16, 1989 concerning School Board funding, the committee to be comprised of three representatives from Halifax County and two from the Town of Bedford."

Councillor Bates expressed support for the motion, stating there should be no major concern that there is not a consensus at this time. He stated he has learned from the meetings to date, and if it takes a few more meetings to reach a consensus, no harm will be done.

MOTION CARRIED

It was moved by Councillor Goucher, seconded by Councillor Walker:

"THAT Deputy Mayor Kelly and Councillor Draper represent the Town of Bedford on the special committee to investigate School Board funding."

MOTION CARRIED

It was moved by Councillor Baker, seconded by Councillor Deveaux:

"THAT Councillor Reid be nominated to represent Halifax County on the special committee to investigate School Board funding."

Councillor Reid objected to the nomination: he felt a School Board member should not sit on this committee. Councillor Baker and Councillor Deveaux agreed to withdraw the nomination.

It was moved by Councillor Baker, seconded by Councillor Deveaux:

"THAT Councillor Bates be nominated to represent Halifax County on the special committee to investigate School Board funding."

It was moved by Councillor Horne, seconded by Councillor Reid:

"THAT Councillor Merrigan be nominated to represent Halifax County on the special committee to investigate School Board funding."

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

"THAT Councillor Cooper be nominated to represent Halifax County on the special committee to investigate School Board funding."

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

"THAT nominations cease."

MOTION CARRIED

It was clarified that the special committee to study School Board funding will be comprised of Deputy Mayor Kelly, Councillor Draper, Councillor Bates, Councillor Merrigan, and Councillor Cooper. A meeting date would be arranged in the near future.

There being no further business, the meeting of the Joint Councils adjourned at 6:45 p.m.

MINUTES & REPORTS
OF THE
FIRST - YEAR MEETINGS
OF THE
FORTY - THIRD COUNCIL
OF
MUNICIPALITY OF THE COUNTY OF HALIFAX

AUGUST COUNCIL SESSION

August 1 & 15, 1989

&

SPECIAL COUNCIL SESSIONS

August 29, 1989

&

PUBLIC HEARING

August 21, 1989

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COUNCIL SESSION

TUESDAY, AUGUST 1, 1989

PRESENT WERE: Warden Lichter
Councillor Poirier
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Snow
Councillor Eisenhauer
Councillor MacDonald
Councillor Boutilier
Councillor MacKay
Councillor Richards

ALSO PRESENT: Ms. Valerie Spencer, Acting Chief Administrative Officer
Mr. G.J. Kelly, Municipal Clerk
Mr. R.G. Cragg, Municipal Solicitor

SECRETARY: Glenda Hill

Warden Lichter called the Council Session to order at 6 p.m. Mr. Kelly called the Roll.

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

"THAT Glenda Hill be appointed Recording Secretary."
MOTION CARRIED

APPROVAL OF MINUTES

It was moved by Councillor Poirier, seconded by Councillor Horne:

"THAT the minutes of the Public Hearing, May 29, 1989, be approved as circulated."

Warden Lichter noted that these minutes should be amended on page 13 where it refers to taxes created by the proposed development. He stated it should read \$100,000 as opposed to \$10,000,000.

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

"THAT the minutes of the Public Hearing, May 29, 1989, be approved as amended."
MOTION CARRIED

It was moved by Councillor Deveaux, seconded by Councillor Boutilier:

"THAT the minutes of the Council Session, July 4, 1989, be approved as circulated."

MOTION CARRIED

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

"THAT the minutes of the Joint Council Session, July 11, 1989, be approved as circulated."

MOTION CARRIED

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

"THAT the minutes of the Public Hearing, July 17, 1989, be approved as circulated."

MOTION CARRIED

It was moved by Councillor Baker, seconded by Councillor Horne:

"THAT the minutes of the Joint Council Session, July 24, 1989, be approved as circulated."

MOTION CARRIED

LETTERS AND CORRESPONDENCE

Minister, Nova Scotia Department of Fisheries

Mr. Kelly reviewed this correspondence regarding re-instating of inshore commercial salmon fishing license. He advised that no response has been received from the Federal Department of Fisheries and Oceans to date.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Department of National Defence, re Substance Use at the Canadian Forces Fleet School, Halifax

Mr. Kelly reviewed this item of correspondence.

It was moved by Councillor Ball, seconded by Councillor Boutilier:

"THAT this item of correspondence be received."

MOTION CARRIED

Municipality of the County of Colchester

Mr. Kelly reviewed this letter expressing appreciation from Mr. Michael Roma and Warden Laurence Nason for their participation in the recent Strategy Session for Halifax County Councillors and Department Heads.

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

"THAT this item of correspondence be received."

Warden Lichter advised that a memo and a copy of the booklet provided that the Strategy Session was circulated to those Members of Council who were not in attendance, requesting their input. He stated that input should be received by the Warden's office in the near future in order that he and Mr. Meech can review it and work as directed by Council. He advised if those submissions are not received, they cannot be taken into consideration when developing a municipal strategy.

MOTION CARRIED

Minister of Transportation & Communications

Mr. Kelly reviewed this item of correspondence regarding the installation of traffic lights at the intersection of Glendale Drive and MacDougall Avenue, and a left turn lane on Glendale Drive to the Sackville Sports Stadium.

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

"THAT this item of correspondence be received."

MOTION CARRIED

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

"THAT a letter be written to the Minister of Transportation expressing appreciation for the Department's consideration of this request and informing that it is the opinion of Halifax County Council that a left turn lane is necessary on the Glendale Drive west approach to the Sackville Sports Stadium."

MOTION CARRIED

Minister of Transportation and Communications

Mr. Kelly reviewed this letter concerning the requested reduction in the speed limit through the community of Lawrencetown.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Minister of Transportation and Communications

Mr. Kelly reviewed this letter regarding the intersection at Highway No. 213 and the St. Margaret's Arena.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Minister of Transportation and Communications

Mr. Kelly reviewed this item of correspondence regarding the reduction of the speed limit in the Musquodoboit Harbour area.

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

"THAT this item of correspondence be received."
MOTION CARRIED

Union of Nova Scotia Municipalities

Mr. Kelly reviewed the memorandum from the Executive Director of the Union regarding priorities and objectives discussion paper.

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

"THAT this item of correspondence be received."

Councillor Deveaux advised that the resolutions for the forthcoming conference have been distributed to all Members of Council, and he suggested that they review them and make suggestions in terms of support at the next session of Council.

Warden Lichter agreed that it is too time consuming for the Council as a whole to review all of the resolutions presented to the UNSM, and he concurred that Members of Council should review the resolutions and bring forth any suggestions or concerns at the next Council Session. He asked that this matter be added to the agenda for the next meeting.

MOTION CARRIED

SUPPLEMENTARY CORRESPONDENCEMetropolitan Authority, re Waste Management Advisory Committee

Mr. Kelly reviewed the correspondence, advising that Council is requested to make nominations to sit on the Waste Management Advisory Committee to the consultants for this project no later than August 18, 1989.

Warden Lichter suggested that Council Members can take this correspondence into consideration and make nominations for this committee at the next Session of Council.

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

"THAT this item of correspondence be received."
MOTION CARRIED

It was agreed that this matter would be added to the agenda for the next meeting in order that nominations to this committee can be made.

Metropolitan Authority-Public Consultation Strategy for Solid Waste Management

Mr. Kelly reviewed this item of correspondence.

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

"THAT this item of correspondence be received."

Councillor MacKay stated he would like to see a copy of the program before the presentation is made to Council in order that Members of Council may be apprised of the content of the presentation prior to any commitments being made. Warden Lichter asked that Mr. Kelly obtain copies of the program and have it circulated to Member of Council prior to the consultants meeting with Council.

MOTION CARRIED

There was a discussion about a special session for this presentation. Councillor Reid felt the public meeting should be held prior to making appointments to the committee, as agreed to as a result of the previous piece of correspondence. He stated it is most likely that a new landfill site will be located in Halifax County, and he suggested that the committee should be heavily loaded with public from the Municipality.

It was noted that the nominations to this committee must be submitted to the Metropolitan Authority prior to August 18, although there is no indication as to who or how many will be appointed to the committee. Following further discussion about the make-up of this committee,

It was moved by Councillor Deveaux, seconded by Councillor Horne:

"THAT a special Session of Council be held on September 7, 1989 at 7 p.m. to hear a presentation from Griffiths-Muecke Associates regarding the public consultation strategy for solid waste management."

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

"THAT the aforementioned motion be amended to include that nominations to the Waste Management Advisory Committee not be made until after the presentation by Griffiths-Muecke on September 7, 1989."

Warden Lichter suggested that the Metropolitan Authority should be advised that Halifax County will be making nominations, although they will not be submitted to the Metropolitan Authority until after the presentation by the consultants. He stated the Metropolitan Authority should not misunderstand that the Municipality does not intend to submit nominations, although they will not be available by August 18, 1989. Members of Council agreed the Metropolitan Authority should be advised accordingly.

AMENDMENT CARRIED
MOTION CARRIED AS AMENDED

Halifax-Dartmouth Bridge Commission

Mr. Kelly reviewed this item of correspondence requesting Council's support for the Bridge Commission's application to the Public Utilities Board (PUB) for a toll rate increase.

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

"THAT this item of correspondence be received."

With regard to the rate increase, Councillor Merrigan asked why cash users would be required to pay \$1 and token users would only be required to pay 50 cents. Warden Lichter advised that research indicates that this difference will encourage people to purchase tokens; only about 10 percent will continue to pay on a cash basis. He advised that the Commission considered five different financial models, and it was determined that this will best allow the Commission to pay off their debt by the year 2008. If 50 cents or a token is charged to everybody, the debt will take an extra five years to pay off.

Councillor Merrigan informed that he cannot support this application to the PUB considering the difference in cost based on cash or payment with a token.

Councillor Deveaux stated he finds it difficult to support the application to the PUB. He commented that the Commission is more in debt now than when the bridge was first constructed, and he expressed concern about their means of financing.

Councillor Richards stated the proposed increase is nothing short of highway robbery; a reasonable increase is expected, but an increase of this magnitude is not acceptable. He stated the residents of Halifax County will be affected by this increase more than anybody because they do not have other means of transportation which are available to the cities. The people from Cole Harbour to Ecum Secum will pay dearly for this increase, if it is approved. He agreed with Councillor Deveaux that the debt for the bridge is now much more than when the bridge was constructed because the Provincial government has used financing methods that have been proven to be very costly Nova Scotia and the residents of Halifax County in particular.

Warden Lichter clarified that \$88 million is owed, which is the debt charge on the MacKay Bridge; the MacDonald Bridge is paid off. He agreed that this figure is larger than when the bridge was originally built, which is because the bridge is totally carrying the debt, as opposed to the Province. He advised that a loan was taken out in German marks, which became stronger than anticipated. However, the loan was recently renewed with the Swiss bank because interest rates are lower.

Councillor Richards stated there is potential for a 200 to 300 percent increase. He stated it is unacceptable that the cost is double if you run out of tokens at the wrong time.

MOTION CARRIED

It was moved by Councillor Richards, seconded by Councillor Merrigan:

"THAT Halifax County Council go on record as not supporting the Bridge Commission's application for a toll rate increase to the Public Utilities Board."

Councillor MacKay agreed that there is a need for a slight increase because costs have been rising, but he stated he has no intention of supporting a possible 300 percent increase, particularly the difference between using a token or paying cash. He stated he will support the motion, and there will be much more outcry when this proposal is made public.

Councillor MacDonald also stated that a slight increase may be necessary, but there should not be a difference between paying cash or using a token. He also felt there should be an opportunity to purchase single tokens as opposed to a larger number at once. He stated the proposal is not fair to those who do not use the bridge on a regular basis.

Warden Lichter was of the understanding the bridge tokens will be available at a number of outlets throughout the two cities; he felt it will not be a problem to obtain single tokens.

Councillor Bates stated if it is projected that only 10 percent will be paying the full dollar to cross the bridge, the rate should be lowered to 50 cents for all.

Councillor Boutilier stated he can appreciate the Commission's attempt to retire the debt on the bridge, but on a recent radio report there was no discussion about the debt; the intention was that the additional revenue will be used for regular maintenance and perhaps the construction of an additional lane. He suggested a lottery may be a better of means of retiring the debt on the bridge. He stated there was a recent 15 percent tax increase to the residents of Halifax County, and they are now forced to pay more to use the bridge which they must travel to get to work to pay their taxes. He concluded that he could support a reasonable increase, but not this proposal because the increase is too great.

Warden Lichter advised that as a member of the Bridge Commission he has seen all alternatives to overcome the financial dilemma. He informed that in 1950 it cost 40 cents plus 5 cents for each additional passenger to travel the bridge, and this cost was reduced in 1959 when revenues matched expenses. However, 25 cents is now worth what 5 cents was worth in 1959. He continued that the Chairman of the Commission gave a press conference at 12 noon today, which he attended, and only the media put the emphasis on improvements to the bridge because the debt was clearly discussed at the press conference; the additional funds will be used for increased maintenance, improvements to the bridge, proposed improvements, and retirement of the debt. He concluded that the debt for the bridge has been paid entirely by the users, and not any government body.

Councillor Ball informed that he believes in user-pay, and an increase in tolls for the use of the bridges is not unreasonable, but the proposed rate increase is unreasonable. He suggested that the Bridge Commission will lose revenue

from increasing the toll rates so much because people will not use the bridge or they will form car pools to cut back on the cost of crossing the bridge.

There was much discussion about the debt for the bridge, the cost to pay it off, revenue, etc.

Councillor Bayers advised that many people have commented to him that crossing the bridge is the best bargain there is because the cost has remained at 25 cents for so long. He stated it is worth crossing the bridge as opposed to the cost of gas and wear and tear on one's car to drive around the harbour. He advised that he can support an increase in the rate to cross the bridge to 50 cents, but not to \$1.

Councillor Eisenhower advised that he would have to know more about the application to the PUB for a rate increase before he could support it. He questioned the need for Halifax County to support the application because the PUB will hear all evidence on which to base their decision when they consider the application by the Bridge Commission.

MOTION CARRIED - 1 NO

It was moved by Councillor Richards, seconded by Councillor Baker:

"THAT a letter be written to the Public Utilities Board opposing the application by the Halifax-Dartmouth Bridge Commission for a toll rate increase in the strongest possible terms, advising that the proposed increase is too much for the residents of Halifax County."

Councillor Richards advised that the proposed increase (200 to 300 percent) is too much to expect from the residents of Halifax County. He stated he is not suggesting an increase is not warranted, but an increase of the proposed magnitude is not warranted for the residents of Halifax County. He advised that he will speak directly to the PUB, if necessary, and in the meantime he requested Council's support for opposing this application.

Councillor Bates and several other Members of Council felt a letter should not be written to the PUB. They felt they could support an increase to 50 cents, but they did not support the proposed cost of \$1 for paying cash to cross the bridges. Councillor Merrigan felt this explanation should be corresponded to the Bridge Commission with a copy to be sent to the PUB, and the Bridge Commission could respond accordingly; he suggested they may change their application.

Warden Lichter responded that it is unreasonable to expect the Bridge Commission to change their application based on the opinion of Halifax County Council. He stated they cannot change their application every time they hear an opinion regarding this matter.

There was a brief exchange regarding representation on the Bridge Commission.

Councillor Richards concluded the discussion by stating that the motion simply asks Council to report to the PUB in the strongest terms possible their

feelings about the application for a toll rate increase for the bridges, which have already been conveyed in the previous motion.

MOTION CARRIED - 2 NO

MINOR VARIANCE APPEAL - APPLICATION NO. MV-21-16-89

Ms. Bond of the Development Division reviewed the staff report regarding this minor variance application. She advised that this application for a minor variance was appealed by an abutting property owner, and the final decision now rests with Council.

Questions from Council

Councillor Eisenhauer asked if the addition has been constructed. Ms. Bond advised that it has not; the appeal was filed within the appeal period.

Councillor Boutilier noted that the existing garage is quite large, and he inquired about the proposed use for the addition to the garage. Ms. Bond responded that the applicant has advised that addition will be used to store an additional vehicle.

Councillor MacKay stated the letter of appeal contains certain allegations about the use of the garage. He asked if the complaints have been investigated. Ms. Bond advised that the property in question was visited on July 5 and again this afternoon, and there has been no indication that any auto body repair is taking place.

Councillor MacKay inquired about the requirements for sideyard setbacks for detached and attached garages. Ms. Bond clarified that an attached garage must be eight feet from the property line and a detached garage must be four feet from the property line and eight feet from the main unit on the property.

Councillor MacKay clarified that if the shape of the garage were changed, the applicants could build an addition the same size and remain within the requirements of the Land Use By-law. Ms. Bond agreed.

Councillor Boutilier asked if this facility is operated as a business in a residential area. Ms. Bond advised that two site visits reveal that this garage is used for nothing but a private car garage.

Councillor Reid clarified that the site visits have only be done since this application was made. He noted that the letter advises that the property was recently cleaned up; he asked if this could have been done before the application was made. Ms. Bond agreed, stating there was no complaints or site visits prior to this application. The first complaint was made on July 5, 1989, and a site visit was made on the same day.

Speakers in Favour of this Minor Variance

None

Speakers in Opposition to this Minor Variance

Walter Cleveland, 151 Skvridge Avenue, advised that he lives adjacent to the property in question. He stated that the property was cleaned up subsequent to his complaint. He stated if Council Members feel there is no business operating at this site, he suggested that a site visit be made after this minor variance is approved, if it is approved.

Questions from Council

Councillor MacKay noted that Mr. Cleveland's letter states the garage is not four feet from the property line, but it is on the property line. Mr. Cleveland agreed. There was discussion between Mr. Cleveland and Councillor MacKay concerning the green area and power line adjacent to the property in question. Mr. Cleveland clarified that the green area and the power line are well behind the property line.

Councillor MacKay asked if any written complaints have ever been made concerning this property. Mr. Cleveland responded that when he made the initial complaint he was told he would have to prove an illegal operation is taking place on the property in question, including license plate numbers, etc. Therefore, he never pursued with a written complaint because he felt it was not worth the bother.

Councillor Deveaux asked if staff does not investigate such complaints when they are made. Ms. Spencer responded that the Municipality will often follow through with the nature of the complaint and the seriousness of the complaint, and the complainant is often asked for more information; however, it is not the practice to tell the complainant to prove the problem themselves.

Councillor Snow clarified that the footings for the additional have been poured. Mr. Cleveland advised that they footings were poured the day he delivery his letter of appeal to the Municipality. Warden Lichter clarified that when a minor variance is approved, the applicant is told he can proceed at his own risk and there is a 21 day appeal period. He stated it is not illegal for somebody who has been granted a minor variance to proceed with construction, although they are risking an appeal. Mr. Cragg agreed.

Councillor Boutilier objected, stating one of his constituents were told they could not proceed with the installation of their pool until the 21 day appeal period for the minor variance was over. They were told they could not even begin excavating. He stated what is fair for one should be fair for all. Ms. Spencer informed that staff are instructed to advise anybody in a situation of appeal not to proceed. If somebody asks what will happen if they do proceed, they are told it is their own risk if an appeal is launched, and they are advised not to proceed.

Councillor Poirier advised that this situation is very similar to one in her area. She stated there is no hardship because a large garage is already there along with a single unit dwelling, and she felt there is more than the storage of a car involved in this proposed addition.

Several people from the gallery indicated that they wished to speak in favour of the minor variance, but they did not understand when this was called for. Members of Council agreed to hear further speakers either in favour of or in opposition to this minor variance.

Marie Gaetz, 147 Skyridge Avenue, advised that the existing garage in question contains an old car that is being restored. It cannot be driven in the winter, and it must remain in the garage. She advised that she and her husband cannot afford a new car, so they spend much time repairing their older car for every day driving, and in the winter they require a garage to do this work.

With regard to the mess referred to by Mr. Cleveland, Ms. Gaetz advised that they re-did their patio last year, and this spring they cleaned up the mess that remained. She stated there is no noise from the garage late at night; any work at night stops at 10 to 10:30 because they have four young children, including an infant, that require their sleep.

Questions from Council

Councillor Poirier asked if there would be a hardship if this minor variance is denied. Ms. Gaetz responded that there would because the garage houses a car that must remain there from September to June. It is also used for storage because there is not much room left in the house with four children.

Councillor MacKay asked how long Ms. Gaetz has owned this property. Ms. Gaetz responded that her mother has owned this property for 15 years, and she has lived there with her mother for ten years because her mother cannot care for herself.

Councillor MacKay inquired about the cars worked on in the garage in question. Ms. Gaetz responded that they only work on their own cars. Also, her husband's father has brought his car there for some work and their friends sometimes change their tires there, but there is no mechanical or body work for compensation!

Councillor Snow expressed appreciation for this situation, and he clarified that there is no business operated from this location. Ms. Gaetz responded that there is not; her husband fixes cars but not for business. She stated Mr. Cleveland has a problem with her, and he is out to get her.

Councillor Boutilier commented that changing the layout of the garage would avoid the necessity for a minor variance. Ms. Gaetz advised that changing the layout of the garage would take away from her backyard, and she would have to cut into the patio. She stated she wishes they could avoid the minor variance.

Beverley MacDonald, 145 Skyridge, advised that she lives on the other side of the semi-detached unit from Ms. Gaetz. She stated the proposed addition will not harm her in any way. She advised that she has known Marie and Doug Gaetz for six years, and there is no illegal business taking place on their property. The sole purpose of the addition is for storage of their cars.

Questions from Council

Councillor Baker asked if Ms. MacDonald owned 145 Skyridge Avenue. She advised that she does; they have lived there for six years, and they have known the Gaetz' for eight years. She stated her children probably play music louder than any noise that comes from the garage.

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

"THAT the appeal of Minor Variance No. MV-21-16-89 be denied, and that the minor variance be granted."

Councillor MacKay stated the applicant could change the layout of the garage to avoid a minor variance, so there is no difference if this minor variance is approved.

MOTION CARRIED

Members of Council agreed to recess for five minutes. The meeting was recalled to order at 8:20 p.m.

PLANNING ADVISORY COMMITTEE REPORT

Application No.s ZA-CH/W-09-89 and ZA-LM-10-89 - Highway No. 7 Road Access

Mr. Kelly reviewed the report.

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

"THAT a public hearing regarding Application No.s ZA-CH/W-09-89 and ZA-LM-10-89 be held on August 21, 1989 at 7 p.m."
MOTION CARRIED

SUPPLEMENTARY PLANNING ADVISORY COMMITTEE REPORT

Application No. RA-TLB-05-89-02 - Application by Wallace Degiobbi to Rezone 17 Green Road, Lakeside from R-1 (Single Unit Dwelling) Zone to R-2 (Two Unit Dwelling) Zone

Mr. Kelly reviewed the report.

It was moved by Councillor Poirier, seconded by Councillor Eisenhauer:

"THAT staff's recommendation for approval of Application No. RA-TLB-05-89-02 be accepted and that a public hearing be scheduled for August 21, 1989 at 7 p.m."
MOTION CARRIED

SUPPLEMENTARY BUILDING INSPECTOR'S REPORT

Westlev Morash, Prospect Bay

Mr. Kelly reviewed the report.

It was moved by Councillor Baker, seconded by Councillor Eisenhauer:

"THAT approval be granted for a lesser setback of 28.6 feet for Lot 3, Brennan Road, Prospect Bay for applicant Westley Morash."

MOTION CARRIED

DATE FOR MINOR VARIANCE APPEAL

Mr. Kelly advised that the Development Officer's decision to reject a minor variance application has been appealed, and the Development Division has recommended that the appeal be heard on September 5, 1989.

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

"THAT the appeal of Minor Variance No. MV-27-14-89 be heard on September 5, 1989 at 7 p.m."

MOTION CARRIED

A BY-LAW RESPECTING THE DEFECATION OF PROPERTY BY ANIMALS

Councillor Richards advised that he has requested such a by-law to apply to the Cole Harbour and Westphal areas, and he suggested that the draft by-law is just what the four districts in that area need.

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

"THAT the By-law Respecting the Defecation of Property by Animals be approved by Halifax County Council."

There was discussion concerning the procedure for approving this by-law. It was agreed that the motion to pass the by-law will remain, and another motion will be required to determine which districts the new by-law will apply to, if it is approved.

Councillor Fralick expressed concern about the cost to enforce this by-law. He also questioned if existing by-law could not solve the problem if they were enforced to the fullest extent. Councillor Richards informed that they would not. Mr. Cragg agreed, stating there is no other by-law that refers specifically to this subject matter.

Councillor MacKay asked how complaints will be handled. Warden Lichter advised that complaints would be handled through the Municipal Clerk's office. He agreed that a large number of calls may require additional staff, but the by-law may be deterrent enough that no more staff will be required.

Councillor Snow stated he would like to take the content of this by-law back to the residents of his district for their input before he could support it. He stated the same would hold true for amendments to the Mischiefs and Nuisance By-law, as indicated later on the agenda.

Councillor Boutilier expressed concern that this by-law will apply to all animals, as opposed to only dogs. He stated such a by-law is not necessary in

District 20.

Councillor Merrigan stated he will support this by-law for other areas, and if it works well, he will try it in District 15. However, he expressed concern about the applicability to all animals, and he questioned how pigeons and birds will be affected.

Councillor Poirier also expressed concern about this by-law applying to all animals; she felt it should only apply to dogs. She also stated the any cost to enforce it should be paid for by those districts choosing to be included under this by-law. Warden Lichter objected, stating some districts have opted out of other by-laws, which require staff time and work, but they are not asking those who opted into those by-law to pay for the cost of enforcing them.

Councillor Eisenhower inquired about the unknown costs associated with this new by-law, such a the cost of prosecution. Mr. Cragg clarified that this will be included under the contract for legal services. Councillor Eisenhower also questioned if any prosecution under this by-law will be successful. Mr. Cragg responded that the success rate will depend on the evidence of the witnesses. He stated complainants will be expected to give evidence in court, which is how most other prosecutions are handled at the present time.

Councillor Richards stated that others have indicated that they want this by-law to apply to their districts, and it is not just him looking for the County to pay for a resolution to this problem in District 23. He felt most people are law abiding citizens, and if there is a by-law that states it is the responsibility of an animal owner to clean up after their animal, that person will do so. He stated the by-law will make a moral responsibility more legal.

Councillor Deveaux stated he will support the by-law knowing that any district can opt out if they so chose. He commented that there has been such a problem in his district with horses on the sidewalks.

MOTION CARRIED - 1 NO

Councillor Bates clarified that any District could opt into this by-law at any time. Warden Lichter agreed. Councillor Bates informed that he will opt out of this by-law at this time, although he may join after he sees the results for other districts.

It was moved by Councillor Richards, seconded by Councillor Eisenhower:

"THAT Districts 6, 8, 18, 23, 24, and 25 be included in by By-law Respecting the Defecation of Property by Animals."
MOTION CARRIED

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

By-law Amendment, re Municipal Council By-law

Mr. Kelly reviewed the report of the Executive Committee regarding this amendment.

It was moved by Councillor Deveaux, seconded by Councillor Eisenhauer:

"THAT Municipal Council By-law be amended as proposed to allow Council the discretion to cancel Council Sessions when necessary."

There was a brief discussion concerning the number of Council Session the Municipal Act requires. Mr. Cragg informed that the Municipal Act requires that the annual meeting be held, which the By-law states will be the second Session in March, but this can be adjourned from time to time. He advised that the By-law provides for further meetings, although the Municipal Act provides discretionary authority to cancel those meetings, except for the annual meeting. The existing by-law states that 24 meetings must be held, or 23 in election year, and this amendment will allow for the cancellation of Council meetings for any reason.

Warden Lichter clarified that a recent social event could not be attended because it was the same night as a Council Session. Subsequently, discussion emanated to amend the by-law accordingly.

MOTION CARRIED

Amendments, re Noise Control

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

"THAT Halifax County Council approve the proposed amendments to the Mischiefs and Nuisance By-law concerning the control of excessive noise."

Councillor Snow objected to the amendments, stating they could be devastating. He also stated that he has not had the opportunity to thoroughly review the amendments nor to approach his residents about them. On that basis, he stated he cannot support the motion.

Councillor MacKay suggested that matter be deferred. He also questioned who will define nuisance. Mr. Cragg responded that it will be a subjective decision of the courts. Councillor MacKay stated it would not be fair to put such a by-law before a judge. He stated he cannot support the motion because of the additional staff that will be required to enforce the by-law and make site visits.

There was much discussion concerning the amendments, particularly with regard to the enforcement of the amendments, who they will affect, and various scenarios that will be covered by the amendments.

Councillor Adams expressed support for the amendments, stating they are a means of control of obnoxious noise. Mr. Cragg agreed that the amendments have been drafted to address complaints such as those mentioned by Councillor Adams. He stated it may be difficult to enforce this by-law, but something is needed to address these problems, and at the present time there is no better alternative.

Councillor Richards stated he also supports the amendments to resolve problems and complaints resulting from lack of respect for others.

Councillor Poirier questioned why the present by-law is not strong enough to deal with such problem and complaints, and she asked how these amendments will make the by-law any stronger. Mr. Cragg responded that the original by-law was drafted 20 years ago, when there was no attempt to define noise or nuisance. The amendments include such definitions.

Councillor Bates expressed support for the amendments, stating people have the right to the quiet enjoyment of their property, although there is a difference of opinion in terms of the various remedies available.

Warden Lichter stated he cannot support the amendments because there is no means to opt out of them. He stated people are fooled by by-laws in that they expect the area representative to use the by-law to immediately remedy their problems. However, the by-laws are to be used by the courts to remedy problems.

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

"THAT the amendments to the Mischiefs and Nuisance By-law be deferred for three months to enable Members of Council to discuss the proposed amendments with the public."
MOTION CARRIED

Capital Grant, re Cultural and Recreational Facilities

Mr. Kelly reviewed the report.

It was moved by Councillor Ball, seconded by Councillor Bates:

"THAT Halifax County Council approve a capital grant to the Harrietsfield/Williamswood Ratepayers Association in the amount of \$24,165 under the new policy for grants for cultural and recreational facilities."
MOTION CARRIED

Requests for Grants

It was moved by Councillor Merrigan, seconded by Councillor Bates:

"THAT Halifax County Council approve the following grants:

District Capital Grant, District 9 in the amount of \$4,000 for construction at the ballfield at St. Therese School, Grand Desert;

District Capital Grant, District 9 in the amount of \$602 for topsoil for the ballfield at Lawrencetown Community Centre;

District Capital Grant, District 10 in the amount of \$204 for field improvements at the Musquodoboit Harbour ballfield;

Requests for Grants Cont'd.

District Parkland Grant, District 10 in the amount of \$1,076 and a General Parkland Grant in the amount of \$1,077 for the upgrading of a ballfield at East Jeddore;

District Parkland Grant, District 15 in the amount of \$1,500 for playground equipment for the Monarch Elementary School; and

District Parkland Grant, District 15 in the amount of \$1,500 for playground equipment for the Beaverbank-Kinsac Elementary School."

MOTION CARRIED

SIDEWALK CONSTRUCTION AGREEMENT - BEAVERBANK ROAD

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

"THAT sidewalk construction agreement No. 1-Q for the Beaverbank Road be approved by Halifax County Council."

MOTION CARRIED

COUNCILLOR DEVEAUX - TEXACO REFINERY

Councillor Deveaux advised that the tribunal in this regard has not yet been set up, and he asked that this matter be deferred.

COUNCILLOR BAKER - PEGGY'S COVE PRESERVATION BOUNDARY

Councillor Baker advised that the Minister of Lands and Forests had agreed to change the Peggy's Cove Preservation Boundary, although three lots remained unsettled. He advised that numerous letters have been written to the Minister in this regard, but there has been no response, which is become very frustrating for the people.

It was moved by Councillor Baker, seconded by Councillor Deveaux:

"THAT letters be written to the Minister of Lands and Forests and to Jerry Lawrence, MLA, requesting a reply to previous letters requesting consideration for the removal of Lots 2, 20, and 21 from within the Peggy's Cove Preservation Boundary and Parkway;

ALSO THAT copies of this letter be forwarded to Premier Buchanan and to Councillor Baker."

MOTION CARRIED

COUNCILLOR BAKER - PAVING, LITTLE'S ROAD, TERENCE BAY

Councillor Baker asked that this matter be deleted from the agenda.

COUNCILLOR MERRIGAN - BEAVERBANK ROAD

Councillor Merrigan asked that this matter be deleted from the agenda.

COUNCILLOR MERRIGAN - STREET LIGHTS

Councillor Merrigan advised that the problem of burned out street lights is his worst headache as a Councillor. He informed that he has been waiting for street lights in his district to be replaced for up to eight months now. He noted that officials from the Nova Scotia Power Corporation have met with Council in the past, informing that they are short-staffed, etc. He advised that a foreman for the NSPC advised him that he has no time for burned out street lights. Councillor Merrigan objected to that statement, stating the people are paying for those lights, and they should be getting the service.

It was moved by Councillor Merrigan, seconded by Councillor Boutilier:

"THAT Council withhold payment for street lights in Beaverbank until the burned out lights are replaced."

Councillor Horne advised that he has a similar problem in his area. He was advised by Bob Hartlen of the NSPC that they are presently short-staffed, but things should be getting back to normal in the near future. He felt a meeting should be held with officials of the NSPC.

Councillor Bates, Councillor Fralick, and Councillor Deveaux all advised that they receive good service with regard to street lights in their areas. Councillor Deveaux suggested the problem appears to be in the various regional offices. He advised that he will support the motion in an effort to assist District 15.

MOTION CARRIED

URGENT AGENDA ITEMSCouncillor Ball - Halifax Harbour Clean-up

It was moved by Councillor Ball, seconded by Councillor Deveaux:

"THAT a letter be written to the Minister of the Environment, to Premier Buchanan, and to the Minister Responsible for ACOA, expressing objection to appointments to the Harbour Clean-up Corporation because there were no environmental or public appointments and requesting that the corporation be expanded to include a few members of the public and environmentalists."

Warden Lichter objected to the motion stating it was clear from the first meeting with the Minister and at the time of the signing of the agreement that the officials on the corporation are going to be employees of the Municipality as well as federal and provincial representatives.

Councillor Ball advised that as the municipal representative, Mr. Meech was instructed to attempt to expand the corporation to include people from the public, or to hold public meetings, or to provide the public with minutes of the meetings. He advised that this motion is requesting that the corporation be expanded. He concluded that the agreement did not indicate that federal appointments would be non-voting members.

Councillor Bates stated he cannot support the motion because Council directed the signature of the agreement, and that should not be changed now; the original mandate is satisfactory.

Councillor Baker also informed that he cannot support the motion. He stated all levels of government are involved in this project, and well enough should be left alone or the harbour will never be cleaned up.

MOTION CARRIED 10 FOR
 7 AGAINST

ADDITION OF ITEMS TO THE AGENDA FOR AUGUST 15, 1989

Councillor Baker - Paving, Little's Road, Terence Bay
Councillor Randall - School Bus, Leslie Road

ADJOURNMENT

It was moved by Councillor Ball, seconded by Councillor Eisenhauer:

"THAT this Council Session adjourn."
MOTION CARRIED

The meeting adjourned at 10 p.m.

COUNCIL SESSION

TUESDAY, AUGUST 15, 1989

PRESENT WERE: Warden Lichter
Councillor Meade
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Morgan
Councillor Eisenhauer
Councillor MacDonald
Councillor Boutilier
Councillor Sutherland
Councillor Richards
Councillor Cooper

ALSO PRESENT: Mr. K.R. Meech, Chief Administrative Officer
Mr. D.D. Reinhardt, Deputy Municipal Clerk
Mr. R.G. Cragg, Municipal Solicitor

SECRETARY: Glenda Hill

Warden Lichter called the meeting to order with the Lord's Prayer at 6 p.m.
Mr. Reinhardt called the Roll.

It was moved by councillor Deveaux, seconded by Councillor Randall:

"THAT Glenda Hill be appointed Recording Secretary."
MOTION CARRIED

LETTERS AND CORRESPONDENCE

Imperial Oil Limited

Mr. Reinhardt read the letter in response to Council's correspondence regarding the future security of jobs at the Eastern Passage Texaco Refinery.

It was moved by Councillor Deveaux, seconded by Councillor Eisenhauer:

"THAT this item of correspondence be received."
MOTION CARRIED

Minister of Lands and Forests

Mr. Reinhardt read this letter concerning clear cutting of forests.

It was moved by Councillor Bates, seconded by Councillor Sutherland:

"THAT this item of correspondence be received."
MOTION CARRIED

Metropolitan Area Tourism Association

Mr. Reinhardt read this item of correspondence.

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

"THAT this item of correspondence be received."
MOTION CARRIED

Town of Stellarton

Mr. Reinhardt read the letter from the Town of Stellarton requesting support for their centennial parade.

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

"THAT this item of correspondence be received."

Warden Lichter advised that he has received several similar letters, and he has responded with congratulations, advising that because of budgetary restraints, Halifax County is not able to enter a float.

MOTION CARRIED

Minister of Fisheries

Mr. Reinhardt read this letter concerning the Chezzetcook Clam Flats.

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

"THAT this item of correspondence be received."
MOTION CARRIED

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

"THAT a letter be written to the federal Department of Fisheries & Oceans asking how often tests are carried out on the Chezzetcook Clam Flats, test results, and if there has been a determination of the cause contamination in this area;

ALSO THAT a copy of this letter be forwarded to the MLA for the area, the Hon. Tom McInnis.
MOTION CARRIED

Letters of Appreciation, 1989 Grants to Organizations

Warden Lichter advised that the memo indicates letters of appreciation that have been received for 1989 grants to organizations.

It was moved by Councillor Bates, seconded by Councillor Boutilier:

"THAT these items of correspondence be received."

MOTION CARRIED

SUPPLEMENTARY CORRESPONDENCEDavid Barrett, Regarding the Addition of Beaver Bank to the Sackville Water and Sewer System

Mr. Reinhardt read this item of correspondence.

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

"THAT this item of correspondence be received."

Warden Lichter advised that he has been in contact with the Minister of Municipal Affairs, the Minister of Health, and the Minister of the Environment a number of times to arrange a meeting to discuss this matter as requested by Councillor Merrigan and supported by Council. However, there has been difficulty arranging such a meeting; the last response was that a meeting will be arranged in September.

MOTION CARRIED

Department of the Attorney General

Mr. Reinhardt read this letter advising that the Hon. Tom McInnis urges Halifax County Council to approve the construction of a school bus turning area on the Leslie Road, adjacent to Lawrencetown Beach.

It was moved by Councillor Bates, seconded by Councillor Sutherland:

"THAT this item of correspondence be received."

Councillor Baker stated he has never known that the municipal units are responsible for constructing such roads; he felt it is the responsibility of the Province. He asked that such a road for Mill Village at West Dover also be considered.

MOTION CARRIED

Warden Lichter advised that he has received a number of phone calls expressing difficulty with the manner in which the buck has been passed around regarding this matter. He advised that he has explained that if Council does decide to pay for this turning road, it may be seen by the School Board as taking over this responsibility for them and/or the Department of Transportation.