

HALIFAX REGIONAL MUNICIPALITY

NORTH WEST COMMUNITY COUNCIL SPECIAL SESSION JUNE 5, 2001

PRESENT: Councillor Robert P. Harvey
Councillor Brad Johns
Councillor Len Goucher

STAFF: Mr. Andrew Bone, Planner
Sherryl Murphy, Assistant Municipal Clerk

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BEHALF OF RAMAR CONSTRUCTION, TO ENTER INTO A DEVELOPMENT
AGREEMENT TO PERMIT A BASEMENT APARTMENT AT 32 DARTMOUTH
ROAD 3

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1. CALL TO ORDER

The Chair called the meeting to order at 1:15 p.m.

2. CASE 000340 - APPLICATION BY WALLACE MACDONALD & LIVELY ON BEHALF OF RAMAR CONSTRUCTION, TO ENTER INTO A DEVELOPMENT AGREEMENT TO PERMIT A BASEMENT APARTMENT AT 32 DARTMOUTH ROAD

- A supplementary report dated May 25, 2001 submitted by Barry S. Allen, Manager, Legal Services was before the Community Council for consideration.

MOVED by Councillor Goucher, seconded by Councillor Johns that the development agreement (Attachment #1 of the May 2, 2001 staff report) to permit a basement apartment at 32 Dartmouth Road (P.I.D. #40278384) be approved with the following additions:

1. **Add Section 4.8 as follows:**

4.8 In the event of the sale of the property or the discontinuance of the use of the second dwelling unit for any period of time; Council may review this agreement, in whole or in part; and may:

- (a) retain the Agreement in its present form;**
- (b) negotiate a new agreement;**
- (c) discharge the agreement with the requirement that the property owner remove the second unit and that the former second unit area shall become part of the main dwelling unit.**

2. Correspondence dated June 4, 2001 from Ramar Construction Ltd. and signed by Ramar Construction Ltd., Ruby Howell and Allan Howell, which reads in part as follows, be attached to the Development Agreement:

Re: 00340, Basement apartment at 32 Dartmouth Rd.

This letter is to advise staff and council that Ramar Construction Ltd., the applicant, is in support of the additional clause being recommended referencing the future discharge of the development agreement in the event of future sale of the property or the intended use is no longer required. The homeowners, Ruby and Allen Howell are aware clause and also are in agreement with the conditions set forth.

MOTION PUT AND PASSED UNANIMOUSLY.

3. ADJOURNMENT

The meeting adjourned at 1:20 p.m.

Sherryl Murphy
Assistant Municipal Clerk