

**ADDITIONS AND DELETIONS**  
**Council Agenda - April 22, 2008**

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**Additions:**

**COMMITTEE OF THE WHOLE RECOMMENDATIONS:**

**12.1 Regional Trails Program**

That Halifax Regional Council:

1. Recognize the Halifax Regional Trails Association (HTRA) as the principle partner to plan, develop and operate HRM's regional trail system;
2. Approve funding criteria and disbursement process for trails maintenance funds.

**12.2 Contractual Matter - Temporary Construction Easements - Phase 1 - Hammonds Plains Road Improvements**

That Halifax Regional Council:

1. Approve the attached resolutions, pursuant to the provisions of the Expropriation Act and Municipal Government Act to enable the expropriation of the require Temporary Construction Easements for the purpose of constructing the infrastructure improvements to Hammonds Plains Road, should ongoing negotiations fail;
2. Approve statutory offers for the temporary construction easements in an amount to be determined subject to appraisal for affected private property, with funding as per the Budget Implications Section of this report;
3. Authorize staff to request written permission from the Attorney General for immediate possession of the Temporary Construction Easements; and
4. That the Private and Confidential report dated April 16, 2008, not be released.

**12.3 Legal Matter - 1870 Upper Water Street, Halifax**

That Halifax Regional Council not appeal the decision of the Nova Scotia Supreme Court in *The Armour Group Ltd. v. HRM*, 2008 NSSC 81 be filed.

That Halifax Regional Council:

Seek curative amendments from the Province to the *Heritage Property Act*, R.S.N.S. 1989, c. 199 that would:

- a) Provide that no registration could be overturned because of a matter of form or procedural irregularity;

- b) Provide that an application to quash a registration be made within three months of the registration; and
- c) Provide that all heritage properties listed on the Provincial Registry of Heritage Property or on a municipal registry of heritage properties as of the date of the amendments are, and are deemed to be, registered heritage properties.

And that these amendments be retroactive, with the exception of 1870 Upper Water Street.

That the Private and Confidential report dated April 16, 2008, not be released to the public.