

HALIFAX REGIONAL COUNCIL
PUBLIC HEARING MINUTES
MARCH 24, 1997

PRESENT:

Mayor Walter Fitzgerald
Deputy Mayor Jack Greenough
Councillors Bill Dooks
Gordon R. Snow
David Hendsbee
Harry McInroy
Condo Sarto
Bruce Hetherington
John Cunningham
Jerry Blumenthal
Graham L. Downey
Larry Uteck
Howard Epstein
Russell Walker
Bill Stone
Ron Hanson
Stephen Adams
Barry Barnet
Robert Harvey
Peter Kelly
Reg Rankin
Jack Mitchell

REGRET:

Councillors Clint Schofield
Ron Cooper

STAFF MEMBERS:

Mr. Ken Meech, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Jane Nauss, Acting Municipal Clerk

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Mayor Fitzgerald called the meeting to order at 6:00 p.m.

INVOCATION

Deputy Mayor Greenough led with the Invocation.

1.1 **CASE #7423 - AMENDMENTS TO THE DEVELOPMENT AGREEMENT
FOR THE KING EDWARD INN - DISTRICT 12**

- A staff report dated February 7, 1997, prepared for Mr. Dan English, Commissioner, Community Services, regarding the above-noted, was before Council for consideration.

Staff was recommending that Council:

- (1) adopt the agreement as attached to the February 7, 1997 staff report, for 5780-5788 West Street, 2400 Agricola Street and 5785-5787 Sarah Street to extend the completion date to 30 November, 1997 for the interior renovations to the restaurant (clause 1c);
- (2) discharge the requirement for the painting or staining of the building (clause 1b) from all agreements;
- (3) requires that the amending agreement shall be signed within 120 days, or any extension or discharge thereof by Council upon request of the applicant, from the date of final approval by Council; otherwise this approval will be void and obligations arising hereunder shall be at an end.

Mayor Fitzgerald called for members of the public who wished to speak either in favour of, or against the recommendation.

MR. DAVID MILLER, Armoyan Group (owners of the property)

Mr. Miller addressed Council, stating a survey had been sent to 89 property owners and tenants. 36% responded from the property owners in the area and 27% of the tenants responded. The majority stated the outside of the building should remain as is. Only 4 wished to see the building painted.

On the issue of an extension of time, the owners are currently in the process of negotiating with a potential operator of the facility, therefore, the reasoning behind the request for a time extension.

Mayor Fitzgerald called three times for any additional speakers, either in favour of, or against the recommendation.

MOVED by Councillor Hendsbee and Deputy Mayor Greenough that the Public Hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

DECISION OF COUNCIL

MOVED by Councillors Hetherington and Sarto that Council:

- (1) adopt the agreement attached to the February 7, 1997 staff report, for 5780-5788 West Street, 2400 Agricola Street and 5785-5787 Sarah Street to extend the completion date to 30 November, 1997 for the interior renovations to the restaurant (clause 1c);**
- (2) discharge the requirement for the painting or staining of the building (clause 1b) from all agreements;**
- (3) requires that the amending agreement shall be signed within 120 days, or any extension or discharge thereof by Council upon request of the applicant, from the date of final approval by Council; otherwise this approval will be void and obligations arising hereunder shall be at an end.**

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillors Hetherington and Sarto to adjourn the meeting at 6:05 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Jane Nauss
ACTING MUNICIPAL CLERK