

Council,
November 26, 1969

and if any substantial expenditures were made at this time, some of the work would have to be removed at a later date. He said that staff would do its best to maintain the road in a reasonable condition until such time as the Narrows Bridge approaches were completed, whereupon the road in question would be brought up to the proper standard.

Expropriation - CARVERY Property - Africville:

The following report was submitted by
staff:

"Further to the instructions of City Council of October 15th, 1969, staff have conveyed the approved offer of the City to Mr. Arron Carvery respecting his interest in the Estate of William Carvery. The offer has been rejected and pursuant to Council's resolution, staff have prepared a plan of expropriation, and expropriation resolution, formal approval of which is respectfully requested.

"The obtaining of vacant possession of the property occupied by Mr. Carvery has become a critical necessity with respect to the construction of Narrows Bridge approaches. The building is situated within the street lines of one of the ramps and construction on both sides of it has been stalled. Further delay will probably result in financial penalties by the contractor against the Bridge Commission.

"Council members should perhaps be aware that Mr. Carvery has been offered alternative accommodation on two occasions. He has rejected these and will presumably re-locate through his own efforts. Both the Social Planning Department and the Real Estate Division have been actively involved in the re-location efforts.

"In the event that Mr. Carvery fails to give the City vacant possession of the property, under the provisions of Section 424 of the City Charter, the City may obtain an order of a Judge of the Supreme Court directing the sheriff to put down such resistance or opposition so as to put the City in possession of the property. Such a step would be taken only on a "last resort" basis. Council, is, however, informed of the possibility of such action having to be taken, so as to avoid further delay of the bridge approach construction."

AMENDED
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MOVED by Alderman Connolly, seconded by
Alderman Abbott, that the land in Africville, assessed to the
Estate of William Carvery, interest of Arron Carvery in the
lands of the Estate of William Carvery, be expropriated.
Motion passed.

MOVED A formal Resolution and Plan were submitted
giving effect to the foregoing motion of Council.

MOVED by Alderman Connolly, seconded by
Alderman Abbott, that the formal Resolution and Plan, as submitted,
be approved. Motion passed.

Transit and Traffic-Legal Changes

MOVED by Alderman Allen, seconded by Alderman Hogan
that, as recommended by the Finance and Executive Committee,
legislation be prepared for submission to the next session
of the Legislature authorizing the City to:

1. permit transit vehicles to turn at certain inter-
sections while all other vehicles are prohibited
from making the turn. (For example no left turn
except buses).
2. permit transit vehicles exclusive use of a specified
traffic lane on a street or roadway.
3. permit transit vehicles exclusive use of specified
street or section thereof, but recognizing the
necessity for certain other vehicles to use it
(delivery vehicles, emergency vehicles and perhaps
taxi). Such legislation to include a section

W H E R E A S under the authority of Section 6 of Chapter 74 of the Acts of 1964, the City of Halifax acquired certain lands in the Africville Area, so-called, in the City of Halifax;

AND WHEREAS part of the lands hereinbefore referred to were acquired by the City of Halifax by Quit Claim Deeds;

AND WHEREAS the City Council of the City of Halifax deems it necessary that title to all the lands hereinbefore referred to shall be absolutely vested in the City of Halifax in fee simple free from any encumbrances or lien of any description whatsoever;

AND WHEREAS the City Council has caused to be prepared a plan and description of the said lands and a list of the owners of such lands as required by Section 409 of the Halifax City Charter, 1963;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Halifax that pursuant to the provisions of the Halifax City Charter, 1963, and amendments thereto, the said lands and any and all estates or interests therein, be expropriated for redevelopment purposes.

AND BE IT FURTHER RESOLVED by the City Council that pursuant to the provisions of the said City Charter, the City Clerk do file with the Registrar of Deeds a copy of the said Plan of Expropriation, bearing No. TT-8-17186, and a copy of this Resolution under the Seal of the City of Halifax.

AND BE IT FURTHER RESOLVED that the lands to be expropriated, the assessed owners and the compensation to be paid therefor, are as follows:

<u>LANDS TO BE EXPROPRIATED</u>	<u>ASSESSED OWNERS</u>	<u>COMPENSATION</u>
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As hereinafter described	City of Halifax	\$1.00
As hereinafter described	Unknown	\$1.00

Estate of Wm Caspary - Estate Wm Caspary
Interest of Aaron Caspary
in Estate of Wm Caspary
and Estate of Malise Caspary

the said lands being more particularly described as follows:

ALL those certain lots, pieces or parcels of land and land covered by water in the northern portion of the City of Halifax at Africville, so-called, being Lots "A", "B", "C" and "D", as shown bordered in red on a plan entitled "Expropriation Plan of Certain Lands and Lands Covered by Water Required by the City of Halifax for ~~Redevelopment Purposes~~ ^{social reasons}", dated February 14, 1968, and being on file in the office of the Development Officer of the City of Halifax at City Hall as Plan No. TT-8-17186, the said lands being more particularly described as follows:

Lot "A"

Beginning at the point where the southwestern official street line of Robie Street is intersected by the western boundary line of the Canadian Government Railways Willow Park Branch and the southeastern boundary line of other land now or formerly owned by the City of Halifax;

Thence southwestwardly along the said southeastern boundary line of other land now or formerly owned by the City of Halifax for a distance of five hundred and fifty feet and forty-seven hundredths of a foot (550.47') to the southwestern boundary line of said other land now or formerly owned by the City of Halifax;

Thence northwestwardly along the said southwestern boundary line of other land now or formerly owned by the City of Halifax for a distance of one hundred and ninety-five feet (195') to the southern boundary line of the Canadian Government Railway's Deep Water Branch, Bedford Subdivision;

Thence southwestwardly along the said Canadian Government Railway's southern boundary line for a distance of one hundred and ninety-one feet (191') more or less to the eastern boundary line of other lands now or formerly owned by the City of Halifax;

Thence southerly along the said eastern boundary line of other lands now or formerly owned by the City of Halifax for a distance of one thousand four hundred and eighty-four feet (1,484') more or less to the official northeastern street line of Mackintosh Street;

Thence southeastwardly along the said northeastern official street line of Mackintosh Street for a distance of fourteen feet (14') more or less to the northwestern official street line of Forrester Street;

Thence northeastwardly along the said northwestern official street line of Forrester Street for a distance of three hundred and fifty-eight feet and two tenths of a foot (358.2') to the northeastern boundary line of lands now or formerly of the Mackintosh Subdivision;

Thence southeastwardly along the said northeastern boundary line of land now or formerly of Mackintosh Subdivision for a distance of three hundred and fifty feet (350') more or less to the northwestern boundary line of lands now or formerly owned by Standard Paving Maritime Limited;

Thence northwardly along the said northwestern boundary line of lands now or formerly owned by Standard Paving Maritime Limited for a distance of nine hundred and forty-one feet (941') more or less to the northwestern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch;

Thence northwardly along the various courses of the said northwestern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch for a distance of nine hundred and twenty-nine feet and five tenths of a foot (929.5') more or less to the place of beginning.

Lot "B"

Beginning at the point where the southwestern official street line of Robie Street is intersected by the western boundary line of the Canadian Government Railway's Willow Park Branch and the northeastern boundary line of lands now or formerly owned by the City of Halifax;

Thence northwestwardly along the said northeastern boundary line of lands now or formerly owned by the City of Halifax for a distance of four hundred and eighty feet (480') to the southeastern boundary line of lands now or formerly owned by Canadian Government Railway's Deep Water Branch Subdivision;

Thence northeastwardly along the various courses of the said southeastern boundary line of lands now or formerly owned by Canadian Government Railway's Deep Water Branch for a distance of one thousand four hundred and twenty-two feet (1,422') to the northeastern official street line of Gottingen Street;

Thence southeastwardly along the said northeastern official street line of Gottingen Street for a distance of one hundred and thirty-eight feet (138') to the northwestern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch;

Thence southwestwardly along the various courses of the said northwestern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch for a distance of one thousand five hundred and thirteen feet (1,513') more or less to the place of beginning.

Lot "C"

Beginning at the point where the northeastern official street line of Gottingen Street is intersected by the southeastern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch;

Thence southwestwardly along the various courses of the said southeastern boundary line of lands now or formerly owned by Canadian Government Railway's Willow Park Branch, for a distance of five hundred and forty-nine feet (549') to the northeastern boundary line of land now or formerly owned by the City of Halifax;

Thence southeastwardly along the said northeastern boundary line of said lands now or formerly owned by the City of Halifax for a distance of one hundred and eleven feet (111') to the northwestern boundary line of said lands now or formerly owned by the City of Halifax;

Thence northeastwardly along the northwestern boundary line of said lands now or formerly owned by the City of Halifax for a distance of five hundred and seventy-eight feet (578') to the said northeastern official street line of Gottingen Street;

Thence northwestwardly along the northeastern official street line of Gottingen Street for a distance of one hundred and seventeen feet (117') to the place of beginning.

Lot "D"

Beginning at the point where the southern boundary line of lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited is intersected by the western boundary line of lands now or formerly owned by Canadian Government Railway's Deep Water Branch, Bedford Subdivision;

Thence southwestwardly along the said western boundary line of lands now or formerly owned by Canadian Government Railway's Deep Water Branch for a distance of three hundred and seventy-six feet and nine tenths of a foot (376.9') to the northeastern boundary line of lands now or formerly owned by Fairview Development Limited;

Thence northwestwardly along the northeastern boundary line of lands now or formerly owned by Fairview Development Limited for a distance of eighty-four feet and one tenth of a foot (84.1') to the eastern boundary line of lands now or formerly owned by the National Harbours Board;

Thence northwardly along the eastern boundary line of lands now or formerly owned by the National Harbours Board for a distance of seven hundred and eighty feet (780') more or less;

Thence northwestwardly along the northeastern boundary line of lands and lands covered by water, now or formerly owned by the National Harbours Board for a distance of two hundred feet (200') more or less;

Thence northeastwardly along the southeastern boundary line of land and lands covered by water now or formerly owned by the National Harbours Board for a distance of seven hundred and fifty feet (750') more or less;

Thence northwestwardly along the northeastern boundary line of lands and lands covered by water now or formerly owned by the National Harbours Board for a distance of four hundred and ninety feet (490') more or less;

Thence northeastwardly along the southeastern boundary line of said lands covered by water now or formerly owned by the National Harbours Board for a distance of one hundred and fifty feet (150') to the southwestern boundary line of lands now or formerly owned by the National Harbours Board;

Thence southeastwardly along the southwestern boundary line of lands and lands covered by water now or formerly owned by the National Harbours Board for a distance of one hundred and fifty feet (150') more or less;

Thence northeastwardly along the southeastern boundary line of lands and lands covered by water now or formerly owned by the National Harbours Board for a distance of eight hundred and forty feet (840');

Thence southeastwardly along the said southwestern boundary line of said lands and lands covered by water now or formerly owned by the National Harbours Board for a distance of two hundred feet (200');

Thence northeastwardly along the said southeastern boundary line of said lands and lands covered by water now or formerly owned by the National Harbours Board for a distance of fifty-five feet (55');

Thence northwestwardly along the northeastern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of four hundred feet (400') more or less;

Thence northeastwardly along the southeastern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of three hundred and fifty feet (350') more or less;

Thence southeastwardly along the southwestern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of two hundred and sixty feet (260') more or less to high water mark on the shore of Bedford Basin;

Thence northeastwardly along the said high water mark on the shore of Bedford Basin being the southeastern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of one thousand and seventy feet (1,070');

Thence northwestwardly along the northeastern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of four hundred and fifteen feet (415');

Thence northeastwardly along the southeastern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of three hundred feet (300');

Thence southeastwardly along the southwestern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of five hundred and ten feet (510') to high water mark on the shore of Bedford Basin;

Thence eastwardly along the said high water mark on the shore of Bedford Basin being the southern boundary line of lands covered by water now or formerly owned by the National Harbours Board for a distance of seven hundred and fifty feet (750') to the northwestern boundary line of lands now or formerly owned by the National Harbours Board;

Thence southwestwardly along the northwestern boundary line of lands now or formerly owned by the National Harbours Board for a distance of one hundred and eighty-five feet (185') to the northern boundary line of lands now or formerly owned by the Canadian Government Railway's Deep Water Branch;

Thence westwardly and southwestwardly along the various courses of the northern and northwestern boundary line of lands now or formerly owned by the Canadian Government Railway's Deep Water Branch for a distance of three thousand four hundred and seventy-three feet (3,473') to the northern boundary line of lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited;

Thence westwardly along the northern boundary line of lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited for a distance of two hundred feet (200') to the western boundary line of said Abattoir property;

Thence southwardly along the western boundary line of lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited for a distance of nine hundred and ten feet (910') to the southern boundary line of said lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited;

Thence eastwardly along the southern boundary line of said lands now or formerly owned by Nova Scotia Co-operative Abattoir Limited for a distance of two hundred and twelve feet (212') more or less, to the place of beginning.