

**Town of Bay Roberts  
Minutes of Regular Council Meeting  
Tuesday, February 12, 2013**

Sixty Ninth Meeting of the Sixteenth Town Council  
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council

Mayor Philip Wood  
Deputy Mayor Bill Seymour  
Councillor Clarence G. Mercer  
Councillor Gerald Greenland  
Councillor Wade Oates  
Councillor Walter Yetman  
Councillor Melvin Walsh

Staff

Nigel Black, Chief Administrative Officer  
Ron Delaney, Director of Economic Development & Tourism  
Shirley Hawe, Town Clerk

Also Present

Nicholas Mercer, Compass Correspondent

<b>1.0 Call to Order</b>
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1.1 Mayor Wood called the meeting to order at 4:10 p.m.

<b>2.0 Agenda / Minutes</b>
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**2.1 Motion 2013 – 40 – Yetman/Greenland**

Resolved, that regular meeting agenda for February 12, 2013 is accepted as presented.  
Carried unanimously

**2.2 Motion 2013 – 41 – Mercer/Seymour**

Resolved, that regular meeting minutes for January 29, 2013 be adopted as presented.  
Carried unanimously

<b>3.0 New Business / Staff Reports</b>
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**3.1 Revision of the Town ICSP**

**Motion 2013 – 42 – Walsh/Yetman**

Resolved, that the ICSP Revision Document – Town of Bay Roberts for submission to the Gas Tax Department in order to satisfy the Municipal ICSP requirement, is adopted.  
Carried unanimously

### **3.0 New Business / Staff Reports**

#### **3.2 Residential Building Application – Water Street East (Mad Rock Area)**

##### **Motion 2013 – 43 – Mercer/Yetman**

Resolved, that application to build at Water Street East (Mad Rock Area) is tabled until Council determines the direction of possible zone boundary amendments in that area.  
Carried unanimously

#### **3.3 Application for Variance – 491 Water Street**

##### **Motion 2013 – 44 – Yetman/Oates**

Resolved, that consideration will be given for a 10% variance only and that applicant must publish proposed variance in the local newspaper and further that the application be referred to Planning and Development Committee for recommendation pending public input from the publishing.  
Carried unanimously

#### **3.4 Commercial Occupancy Application – 202-204 Conception Bay Highway**

##### **Motion 2013 – 45 – Oates/Greenland**

Resolved, that approval is given applicant, as per submitted application, to open and operate marketing / business services, CTRL+X at 202-204 Conception Bay Highway, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.  
Carried unanimously

#### **3.5 Commercial Vehicle Parking Application – 14-18 Conception Bay Highway**

##### **Motion 2013 – 46 – Mercer/Greenland**

Resolved, that application to park a commercial vehicle at 14-18 Conception Bay Highway is denied due to complaints received from area residents regarding non-compliance with the Town's Noise and Nuisance Regulations by operators of commercial vehicles parking at said location.  
Opposed – Deputy Mayor Seymour  
Motion Carried

#### **3.6 Commercial Vehicle Parking Application – 28A Shearstown Road**

##### **Motion 2013 – 47 – Yetman/Mercer**

Resolved, that approval is given applicant, as per submitted application, to park a commercial vehicle at 28A Shearstown Road, subject to a thirty (30) day probationary period and further subject to the Town's Commercial Vehicle Parking Regulations, Noise and Nuisance Regulations and all other pertinent regulations.  
Carried unanimously

### **3.0 New Business / Staff Reports**

#### **3.7 Accounts Payable – January 2013**

##### **Motion 2013 – 48 – Walsh/Oates**

Resolved, that Accounts Payable for January 2013 is approved.

Carried unanimously

#### **3.8 Quarterly Report – Chief Administrative Officer**

##### **Motion 2013 – 49 – Mercer/Greenland**

Resolved, that the CAO quarterly report is accepted.

Carried unanimously

#### **3.9 Quarterly Report – Economic Development Officer**

##### **Motion 2013 – 50 – Walsh/Yetman**

Resolved, that the EDO quarterly report is accepted.

Carried unanimously

#### **3.10 Residential Building Application – Badcock’s Road**

##### **Motion 2013 – 51 – Mercer/Yetman**

Resolved, that application to build at Badcock’s Road is referred to Planning and Development Committee for further review.

Carried unanimously

#### **3.11 Residential Building Application – Butlerville Road**

##### **Motion 2013 – 52 – Oates/Yetman**

Resolved, that application to build at Butlerville Road is referred to Planning and Development Committee for further review.

Carried unanimously

### **4.0 Correspondence for Information**

#### **4.1 Joint Councils Minutes & Expenses – January 31, 2013**

##### **Motion 2013 – 53 – Seymour/Walsh**

Resolved, that Joint Councils minutes and report are placed on file.

Carried unanimously

#### **4.2 Building Healthy Communities – Survey**

##### **Motion 2013 – 54 – Mercer/Walsh**

Resolved, that the health impact assessment survey is referred to EDO for completion.

Carried unanimously

#### **4.0 Correspondence for Information**

#### **4.3 Professional Municipal Administrators – Annual Convention**

##### **Motion 2013 – 55 – Mercer/Walsh**

Resolved, that CAO and Town Clerk will attend the PMA Annual Convention and correspondence is placed on file.

Carried unanimously

#### **5.0 New Business / Committee Reports**

##### **Executive / Finance**

##### **5.1 Motion 2013 – 56 – Yetman/Oates**

Resolved, that Mayor Wood send a letter of congratulations to Ms. Joy Brown, Principal of Coley's Point Primary, on being recognized as one of Canada's Outstanding Principals.

Carried unanimously

##### **5.2 Motion 2013 – 57 – Walsh/Greenland**

Resolved, that the following three accounts representing insolvent companies and uncollectable outstanding business tax be written off: HOMEH001 - \$2,091.85; NEWCA001 - \$348.00; and, FINEL001 - \$1,247.88.

Carried unanimously

##### **5.3 Motion 2013 – 58 – Walsh/Oates**

Resolved, that account WALSM002 will be exempt from interest charges as long as property owner continues to make a minimum monthly payment of \$100 and until such time as the account is brought up to date.

Carried unanimously

##### **5.4 Motion 2013 – 59 – Walsh/Greenland**

Resolved, that interest charges for property 73 Shearstown Road will be written off.

Carried unanimously

##### **5.5 Motion 2013 – 60 – Walsh/Mercer**

Resolved, that account HANLD001 will be exempt from interest charges as long as property owner continues to make a minimum monthly payment of \$125 and until such time as the account is brought up to date.

Carried unanimously

##### **5.6 Motion 2013 – 61 – Walsh/Mercer**

Resolved, that property/business owner for accounts BRACE001 & BRACN001 be advised that a commitment to an acceptable payment plan must be made otherwise water services will be discontinued.

Carried unanimously

<b>5.0 New Business / Committee Reports</b>
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**5.7 Motion 2013 – 62 – Walsh/Mercer**

Resolved, that non-profit organization, Cat Concerns Inc., will not be charged the \$50 permit fee and further, annual business tax will be waived on the thrift store which is working to help raise funds to build and operate a cat shelter to serve the Conception Bay North area.

Carried unanimously

**5.8 Motion 2013 – 63 – Walsh/Oates**

Resolved, that account CARAV001 will be exempt from interest charges for the year ending 2012 if all taxes are paid in full by December 31, 2012.

Carried unanimously

**5.9 Recreation / Special Events**

Special Olympics Provincial Winter Championships will take place Saturday, Feb. 16<sup>th</sup> at the Wilbur Sparkes Recreation Complex. Winter Carnival is scheduled for March 1<sup>st</sup>–3<sup>rd</sup>.

**5.10 Wetlands**

The Shearstown Estuary Joint Management Committee along with the towns of Bay Roberts and Spaniard’s Bay will be hosting Stewardship Association of Municipalities Annual General Meeting Conference on April 19<sup>th</sup> -20<sup>th</sup>.

<b>6.0 Adjournment</b>
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**6.1 Motion to Adjourn**

**Motion 2013 – 64 – Mercer/Oates**

Resolved, that Council now adjourned the regular meeting at 5:22 p.m.

Carried unanimously

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Philip Wood, Mayor

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Shirley Hawe, Town Clerk