

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, December 11, 2012**

Sixty Sixth 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
Shirley Hawe, Town Clerk
Ron Delaney, Director of Economic Development & Tourism

Also Present

Clarence H. Russell, Fire Chief
Nicholas Mercer, Compass Correspondent
Eric Mercer

1.0 Call to Order

1.1 Mayor Wood called the meeting to order at 7:00 p.m.

2.0 Agenda / Minutes

2.1 Additions to Agenda

Motion 2012 – 560 – Mercer/Yetman

Resolved, that residential building application for 16C Country Road, and Planning and Development Committee recommendations are added and agenda for December 11, 2012 be accepted.

Carried unanimously

2.2 Approval of Minutes

Motion 2012 – 561 – Greenland/Oates

Resolved, that regular meeting minutes for November 27, 2012 be adopted as presented.

Carried unanimously

Deputy Mayor Seymour took Chair of the meeting.

3.0 New Business / Staff Reports

3.1 2013 Budget Presentation

Mayor Wood presented the 2013 Budget. Highlights included a 2 mil decrease in the property tax mil rate and no increase in business tax and water and sewer tax for 2013.

Motion 2012 – 562 – Wood/Walsh

Resolved, that approval is given to adopt the 2013 Budget as presented and further, to adopt the 2013 Tax Structure as presented.

Carried unanimously

Mayor Wood resumed Chair of the meeting after a brief recess.

3.2 Accounts Payable – November 2012

Motion 2012 – 563 – Greenland/Seymour

Resolved, that Accounts Payable for November 2012 is approved.

Carried unanimously

3.3 Home Occupancy Application – 343-345 Water Street

Motion 2012 – 564 – Yetman/Seymour

Resolved, that approval is given applicant, as per submitted application, to open and operate a beauty salon at 343-345 Water Street, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

3.4 Residential Building Application - Water Street East (Mad Rock Road)

Motion 2012 – 565 – Oates/Yetman

Resolved, that application for residential development at Water Street East (Mad Rock Road) is referred to Planning and Development Committee for review.

Carried unanimously

3.5 Residential Building Application – 25 Trenchard Lane

Motion 2012 – 566 – Oates/Yetman

Resolved, that applicant must publish intent to construct a dwelling at 25 Trenchard Lane with a 10% variance on the front and rear yard requirements.

Carried unanimously

3.0 New Business / Staff Reports

3.6 Residential Building Application – 16C Country Road

Motion 2012 – 567 – Yetman/Walsh

Resolved, that application for residential development at 16C Country Road is referred to Planning and Development Committee for review.

Carried unanimously

3.7 Temporary Commercial Vendor Application – 269 Conception Bay Highway

Motion 2012 – 568 – Mercer/Greenland

Resolved, that approval is given applicant, as per submitted application, to operate a temporary vending business, Tracey’s House of Fireworks, from a trailer to be located at 269 Conception Bay Highway, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.8 Temporary Commercial Vendor Application – 245 Conception Bay Highway

Motion 2012 – 569 – Yetman/Mercer

Resolved, that approval is given applicant, as per submitted application, to operate a temporary vending business, Coastal Outdoors, selling fireworks from a trailer to be located at 245 Conception Bay Highway, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.9 Residential Building Application – Water Street East (Mad Rock Road)

Motion 2012 – 570 – Yetman/Seymour

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at Water Street East (Mad Rock Road area), subject to the following conditions:

- (1) Submission and verification of legal documentation confirming rights for use of land easement right of way;
- (2) Said right of way must have a minimum width of 4 meters in accordance with guidelines for backlot development;
- (3) All Town services ie garbage collection, snow clearing, street lighting, road maintenance, etc. terminate at the existing main road Water Street;
- (4) Receipt of Government Services approved and acceptable on-site water and sewer systems; and further,
- (5) Subject to the Town’s Municipal Development Regulations and all other required regulatory departments.

Carried unanimously

3.0 New Business / Staff Reports

3.10 Residential Building Application – Water Street East (Mad Rock Road)

Motion 2012 – 571 – Yetman/Oates

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at Water Street East (Mad Rock Road area), subject to the following conditions:

- (1) Submission and verification of legal documentation confirming rights for use of land easement right of way;
- (2) Said right of way must have a minimum width of 4 meters in accordance with guidelines for backlot development;
- (3) All town services ie garbage collection, snow clearing, street lighting, road maintenance, etc. terminate at the existing main road Water Street;
- (4) Receipt of Government Services approved and acceptable onsite water and sewer systems; and further,
- (5) Subject to the Town’s Municipal Development Regulations and all other required regulatory departments.

Carried unanimously

4.0 Correspondence for Action

4.1 Ditch Maintenance – 17 Central Street

Motion 2012 – 572 – Greenland/Mercer

Resolved, that correspondence requesting ditch maintenance at 17 Central Street is referred to Public Works Committee for review.

Carried unanimously

4.2 Hidden Driveway Sign – 360 Conception Bay Highway

Motion 2012 – 573 – Yetman/Walsh

Resolved, that correspondence requesting “Hidden Driveway” signage is referred to Municipal Enforcement Committee for review and consultation with the Department of Transportation and Works.

Carried unanimously

4.3 Letter of Support – Level Pond Development Committee

Motion 2012 – 574 – Mercer/Oates

Resolved, that correspondence seeking support to have Hodgewater Line paved is placed on file and the pending petition will be displayed at the front desk.

Carried unanimously

5.0 Correspondence for Information

5.1 Coley's Point Primary School Replacement – Department of Education

Motion 2012 – 575 – Mercer/Greenland

Resolved, that Minister Jackman's correspondence is placed on file.
Carried unanimously

5.2 M-RON Meeting – Joint Councils of CBN

Motion 2012 – 576 – Mercer/Yetman

Resolved, that Joint Councils' correspondence is placed on file.
Carried unanimously

5.3 JCP Grant for Goose Pond Walking Trail – Advance Education & Skills

Motion 2012 – 577 – Seymour/Yetman

Resolved, that Advance Education & Skills' correspondence is placed on file.
Carried unanimously

5.4 Joint Councils of CBN – Minutes

Motion 2012 – 578 – Seymour/Greenland

Resolved, that Joint Councils' meeting minutes of November 29th are placed on file.
Carried unanimously

6.0 New Business / Committee Reports

6.1 Landscaping on Road Easement at Badcock Boulevard – Municipal Enforcement

Motion 2012 – 579 – Walsh/Greenland

Resolved, that Motion 2012 – 394 of August 21st regular meeting of council stands and further, that the Public Works Committee review the recommendation to upgrade the gravel sidewalk with red stone, tamped in to make the area more presentable, and easier to identify and walk.
Carried unanimously

6.2 Traffic Flows at Route 60 – Municipal Enforcement

Motion 2012 – 580 – Walsh/Yetman

Resolved, that a meeting be arranged with the Department of Transportation and Works to discuss safety issues on 4 lane section of the highway.
Carried unanimously

6.0 New Business / Committee Reports

6.3 Dog Kennel – Council Garage

Motion 2012 – 581 – Walsh/Mercer

Resolved, that permission is given to relocate dog kennel from the depot yard to Gerald Harris Kennels in Shearstown.

Carried unanimously

7.0 Councillor Concerns

7.1 Land Clearing – 72-78 Butlerville Road

Deputy Mayor Seymour expressed concern with potential flooding of Butlerville Playground due to the digging away of a natural hill at 72-78 Butlerville Road. CAO will review this concern.

8.0 Adjournment

8.1 Motion to Adjourn

Motion 2012 – 582 – Greenland/Walsh

Resolved, that Council now adjourned the regular meeting at 8:25 p.m.

Carried unanimously

Philip Wood, Mayor

Shirley Hawe, Town Clerk