

**Town of Bay Roberts  
Minutes of Regular Council Meeting  
Tuesday, July 27, 2010**

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

In Attendance:

Council	Mayor Glenn Littlejohn Deputy Mayor Philip Wood Councillor Clarence G. Mercer Councillor Gerald Greenland Councillor Walter Yetman Councillor Melvin Walsh
Staff	Nigel Black, Chief Administrative Officer Shirley Hawe, Town Clerk
Absent	Councillor Bill Seymour

<b>Call to Order</b>
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Mayor Littlejohn called the meeting to order at 7:00 p.m.

<b>1.0 Agenda</b>
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**1.1 Additions to Agenda**

**Motion 2010 – 426 – Mercer/Walsh**

Resolved that the following be added to the agenda: 4 residential building applications – (10-12 Fitzgerald Place, 269 Central Street, 25 Earle’s Road and 206 Neck Road Extension) and Public Works Committee minutes for July 15.

Carried unanimously

**Agenda for July 27, 2010**

**Motion 2010 – 427 – Mercer/Yetman**

Resolved that the revised agenda for July 27, 2010 be accepted.

Carried unanimously

<b>2.0 Minutes</b>
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**2.1 Kraft and TSN Sports Centre Celebration Tour**

## **2.0 Minutes**

Congratulations extended to Program Officer Ian Flynn, staff, volunteers and town residents for a successful campaign and winning the Kraft and TSN Sports Centre Celebration Tour.

### **Motion 2010 – 428 – Mercer/Greenland**

Resolved that regular minutes of July 6, 2010 be adopted as presented.

Carried unanimously

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

### **3.1 Subdivision Application – Phase 2 Marina Place**

#### **Motion 2010 – 429 – Mercer/Yetman**

Resolved that the subdivision application for Marina Place, Phase 2, be deferred.

Opposed: Deputy Mayor Wood

Motion Carried

### **3.2 Commercial Building Application – Fitzgerald Subdivision (Birch Hills)**

#### **Motion 2010 – 430 – Mercer/Greenland**

Resolved that *Approval in Principle* be given the application for construction of a spa in the commercial subdivision adjacent to CB Highway (Birch Hills), subject to receipt of a engineered development plan, and further, subject to all conditions in the Development Regulation, other municipal regulations and the requirements of all other regulatory departments.

Carried unanimously

### **3.3 Commercial Occupancy Application – 82 Green's Road**

#### **Motion 2010 – 431 – Mercer/Yetman**

Resolved that approval be given applicant, as per submitted occupancy application, to open and operate a welding and fabrication shop business at 82 Green's Road, subject to all prior conditions outlined in correspondence of October 15, 2008, and further, subject to the Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

### **3.4 Daycare Centre Application – 10 Bay Shore Estates**

#### **Motion 2010 – 432 – Greenland/Walsh**

Resolved that *Approval in Principle* be given the applicant to build and operate a Daycare Centre at Lot 14 Bay Shore Estates, pending the outcome of the Public Notice and subject to subsequent submission of detailed development plans.

Carried unanimously

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

#### **3.5 Residential Building Application – 33 Bareneed Road**

##### **Motion 2010 – 433 – Mercer/Yetman**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 33 Bareneed Road, subject to confirmation of acceptable water and sewer provisions to the property, and further, subject to all conditions in the Development Regulation, other municipal regulations and the requirements of all other regulatory departments.

Carried unanimously

#### **3.6 Residential Building Application – 267 Central Street**

##### **Motion 2010 – 434 – Yetman/Wood**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 267 Central Street, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

#### **3.7 Placement of Rock – Juggler's Cove Road/Trail**

##### **Motion 2010 – 435 – Mercer/Greenland**

Resolved that Motion #311 of May 25, 2010 be rescinded.

Carried unanimously

##### **Motion 2010 – 436 – Yetman/Walsh**

Resolved that approval be given for the placement of a controlled access gate at the beginning of Juggler's Cove Road/Trail and that the existing rock barrier on the trail be removed.

Carried unanimously

#### **3.8 Residential Building Application – 10-12 Fitzgerald Place**

##### **Motion 2010 – 437 – Mercer/Greenland**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 10-12 Fitzgerald Place, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

#### **3.9 Residential Building Application – 269 Central Street**

##### **Motion 2010 – 438 – Walsh/Greenland**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 269 Central Street, subject to the Town's Municipal

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

Development Regulations and those required by all other regulatory departments.  
Carried unanimously

#### **3.10 Residential Building Application – 25 Earle’s Road**

##### **Motion 2010 – 439 – Yetman/Mercer**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 25 Earle’s Road, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

#### **3.11 Residential Building Application – 206 Neck Road Extension**

##### **Motion 2010 – 440 – Greenland/Walsh**

Resolved that approval be given developer, as per submitted application, to construct a dwelling at 206 Neck Road Extension, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

### **4.0 Correspondence for Action**

#### **4.1 Blocked Sewer Line – 5 & 9 Smith’s Street Extension**

##### **Motion 2010 – 441 – Mercer/Walsh**

Resolved that correspondence requesting replacement of a plastic sewer pipe servicing both 5 & 9 Smith’s Street Extension be referred to the Public Works Committee.

Carried unanimously

#### **4.2 Trees posing potential Safety Hazard at Love Street**

##### **Motion 2010 – 442 – Yetman/Mercer**

Resolved that correspondence requesting removal of trees from the road shoulder on Love Street be referred to the Public Works Committee.

Carried unanimously

#### **4.3 Ditch Drainage at 22-30 & 32-38 Cleary’s Road**

##### **Motion 2010 – 443 – Yetman/Mercer**

Resolved that the owners of 22-30 and 32-38 Cleary’s Road be advised the issue is ongoing and the Public Works Committee is actively seeking a solution to address their concerns.

Carried unanimously

#### **4.0 Correspondence for Action**

##### **4.4 Petition regarding width of Cat Hill Road**

###### **Motion 2010 – 444 – Walsh/Yetman**

Resolved that the Cat Hill Road petition be referred to the Public Works Committee.  
Carried unanimously

##### **4.5 Parkinson Society SuperWalk 2010**

###### **Motion 2010 – 445 – Wood/Yetman**

Resolved that Parkinson Society correspondence be placed on file.  
Carried unanimously

##### **4.6 Request for full Town Services – 389-399 C. B. Highway**

###### **Motion 2010 – 446 – Walsh/Wood**

Resolved that correspondence regarding town services to 389-399 C. B. Highway be referred to the Finance and Executive Committees for further review.  
Carried unanimously

#### **5.0 Correspondence for Information**

##### **5.1 Department of Tourism – 2014 NL Winter Games**

###### **Motion 2010 – 447 – Mercer/Yetman**

Resolved that correspondence regarding the Town's submission to host the 2014 NL Winter Games be placed on file.  
Carried unanimously

##### **5.2 Department of Environment – Shearstown Estuary Lookout**

###### **Motion 2010 – 448 – Mercer/Greenland**

Resolved that correspondence regarding the proposed wheelchair accessible lookout within the Shearstown Estuary Joint Management area be placed on file.  
Carried unanimously

##### **5.3 UMC – Minutes of February 26-27 & April 29**

###### **Motion 2010 – 449 – Walsh/Mercer**

Resolved that Urban Municipalities Committee minutes be placed on file.  
Carried unanimously

##### **5.4 RCMP – Community Consultation Meetings**

## **5.0 Correspondence for Information**

### **Motion 2010 – 450 – Mercer/Yetman**

Resolved that RCMP correspondence regarding community consultation meetings be placed on file.

Carried unanimously

## **5.5 Canadian Union of Postal Workers**

### **Motion 2010 – 451 – Walsh/Wood**

Resolved that CUPW correspondence regarding the future of postal workers in rural communities be placed on file.

Carried unanimously

## **6.0 New Business / Committee Reports**

### **6.1 Planning & Development Committee**

#### **Motion 2010 – 452 – Yetman/Walsh**

Resolved that Planning & Development Committee minutes of July 8, 2010 be accepted.

Carried unanimously

### **6.2 Municipal Enforcement Committee**

#### **Motion 2010 – 453 – Walsh/Yetman**

Resolved that Municipal Enforcement Committee minutes of July 21, 2010 be accepted.

Carried unanimously

#### **Motion 2010 – 454 – Walsh/Wood**

Resolved that all real estate companies and agents with signs in the town other than those signs located on the property which they are advertising are to have the signs removed by August 13, 2010 or the signs will be removed by the town. Be it further resolved that henceforth, all real estate companies and agents shall be required to abide by the existing signage regulations.

Carried unanimously

#### **Motion 2010 – 455 – Walsh/Yetman**

Resolved that all businesses, contractors and/or operators using steel track excavator, dozers, etc., within town boundaries are required to use rubber mats, wooden planks, or protective material when off loading said equipment onto paved roads. All heavy equipment fitted with steel tracks is strictly prohibited from operating on paved roadways.

Carried unanimously

## **6.0 New Business / Staff Reports**

### **Motion 2010 – 456 – Mercer/Greenland**

Resolved that Motion #386 of June 15, 2010 be rescinded.

Carried unanimously

### **Motion – 2010 – 457 – Mercer/Wood**

Resolved that CAO and MEO develop an order for the owner of 188-192 Water Street to cleanup of all business related garbage and store it in a screened area to the rear of the property.

Carried unanimously

### **Motion 2010 – 458 – Walsh/Yetman**

Resolved that the proposed Civic Addressing Regulation be tabled as a Notice of Motion for the next regular meeting.

Carried unanimously

## **6.3 Urban Municipalities Committee**

### **Motion 2010 – 459 – Walsh/Yetman**

Resolved that UMC minutes of July 9-10, 2010 be accepted.

Carried unanimously

## **6.4 Public Works Committee**

### **Motion 2010 – 460 – Greenland/Walsh**

Resolved that Public Works minutes of July 15, 2010 be accepted.

Carried unanimously

## **7.0 Adjournment**

### **7.1 Motion to Adjourn**

#### **Motion 2010 – 461 – Mercer/**

Resolved that Council adjourn the regular meeting at 9:00 p.m.

Carried unanimously

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Glenn Littlejohn, Mayor

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Shirley Hawe, Town Clerk