

**Town of Bay Roberts  
Minutes of Regular Council Meeting  
Wednesday, October 12, 2011**

Forty-Second Meeting of the Sixteenth Town Council  
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council	Deputy Mayor Philip Wood Councillor Gerald Greenland Councillor Walter Yetman Councillor Melvin Walsh Councillor Bill Seymour
Staff	Nigel Black, Chief Administrative Officer Shirley Hawe, Town Clerk
Absent	Councillor Clarence G. Mercer
Public	Terry Roberts, Compass Correspondent Residents of Hope Avenue

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

<b>1.0 Agenda</b>
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**1.1 Approval of Agenda**

**Motion 2011 – 1043 – Seymour/Yetman**

Resolved, that regular meeting agenda for October 12, 2011 be accepted.  
Carried unanimously

<b>2.0 Minutes</b>
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**2.1 Approval of Minutes**

**Motion 2011 – 1044 – Greenland/Walsh**

Resolved, that regular meeting minutes for September 20, 2011, be adopted as presented.  
Carried unanimously

### **3.0 Business Arising from Minutes**

#### **3.1 Warning Signage – Dangerous Cliff Area**

##### **Motion 2011 – 1045 – Walsh/Yetman**

Resolved, that signage will be placed on Water Street easement across from Barnes Road warning of a dangerous hidden cliff area at Jones Head.  
Carried unanimously

### **4.0 New Business / Staff Reports**

#### **4.1 Commercial Building Extension – 25 Bareneed Road**

##### **Motion 2011 – 1046 – Walsh/Greenland**

Resolved, that approval is given applicant, as per submitted application, to add a 700 square foot extension to the existing building at 25 Bareneed Road, subject to the Town's Municipal Development Regulations and all other regulatory departments and further, subject to receipt of Government Services approvals.  
Carried unanimously

#### **4.2 Commercial Occupancy Application – 236-240 CB Highway**

##### **Motion 2011 – 1047 – Yetman/Seymour**

Resolved, that approval is given applicant, as per submitted application, to open and operate a safety footwear retail store at 236-240 CB Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.  
Carried unanimously

#### **4.3 Residential Building Application – Earle's Road, Shearstown**

##### **Motion 2011 – 1048 – Yetman/Greenland**

Resolved, that the application to construct a dwelling on property situated off Earle's Road, Shearstown, is referred to the Planning & Development Committee for review.  
Carried unanimously

#### **4.4 Commercial Building Application – Fitzgerald's Business Park, CB Highway**

##### **Motion 2011 – 1049 – Yetman/Walsh**

Resolved that *Approval in Principle* is given the applicant for the proposed construction of a commercial building at Fitzgerald's Business Park and further, that the submitted application is referred to the Planning & Development Committee for further review.  
Carried unanimously

## **4.0 New Business / Staff Reports**

### **4.5 Residential Building Application – 139 Country Road**

#### **Motion 2011 – 1050 – Yetman/Seymour**

Resolved, that the application to construct a dwelling at 139 Country Road is referred to the Planning & Development Committee for review.

Carried unanimously

## **5.0 Correspondence for Action**

### **5.1 Residential Building Application – 4 Adler Place**

#### **Motion 2011 – 1051 – Seymour/Yetman**

Resolved, that the application to construct a dwelling at 4 Adler Place is referred to the Planning & Development Committee for review.

Carried unanimously

### **5.2 Display Vehicles – End of Country Road & Corner of CB Highway & Shearstown Rd**

#### **Motion 2011 – 1052 – Yetman/Walsh**

Resolved, that the request to display “for sale” vehicles at two locations (end of Country Road and the corner of CB Highway and Sheartown Road) is referred to the Planning & Development Committee for review.

Carried unanimously

### **5.3 Sewer Line Blockage – Central Street**

#### **Motion 2011 – 1053 – Seymour/Greenland**

Resolved, that correspondence regarding a blocked sewer line at 21 & 23 Central Street is referred to the Public Works Committee for review.

Carried unanimously

### **5.4 Water & Sewer Availability & Taxes – 732 Water Street**

#### **Motion 2011 – 1054 – Seymour/Walsh**

Resolved, that correspondence regarding water and sewer availability and taxation applied to 732 Water Street is referred to the Public Works and Finance Committees for review.

Carried unanimously

## **5.0 Correspondence for Action**

### **5.5 Litter – Andrew’s Place / Hope Avenue**

#### **Motion 2011 – 1055 – Greenland/Yetman**

Resolved, that correspondence regarding litter accumulating at 298D CB Highway from a business situated at Andrew’s Place / Hope Avenue is referred to the Planning & Development Committee as well as Municipal Enforcement.

Carried unanimously

Residents of Hope Avenue left the Chambers.

### **5.6 Speed Limit – Whitney Street**

#### **Motion 2011 – 1056 – Walsh/Yetman**

Resolved, that correspondence requesting a decrease in the speed limit on Whitney Street has been referred to Municipal Enforcement for review and posting of speed limit signage.

Carried unanimously

### **5.7 Royal Canadian Legion – Annual Poppy Campaign**

#### **Motion 2011 – 1057 – Seymour/Walsh**

Resolved, that a donation of \$100 be given to the Royal Canadian Legion, Branch 32 for the Annual Poppy Campaign.

Carried unanimously

### **5.8 Stewardship Association of Municipalities – SAM Logo T-Shirts**

#### **Motion 2011 – 1058 – Seymour/Greenland**

Resolved, that a commitment be made to purchase 20 SAM logo t-shirts.

Carried unanimously

### **5.9 Shoppers Drug Mart – Tree of Life**

#### **Motion 2011 – 1059 – Seymour/Walsh**

Resolved, that Shoppers Drug Mart correspondence is placed on file.

Carried unanimously

### **5.10 Children’s Wish Foundation – Wishmaker Walk**

#### **Motion 2011 – 1060 – Walsh/Yetman**

Resolved, that Children’s Wish Foundation correspondence is placed on file.

Carried unanimously

## **5.0 Correspondence for Action**

### **5.11 Kids Help Phone – Donation**

#### **Motion 2011 – 1061 – Walsh/Seymour**

Resolved, that Kids Help Phone correspondence is placed on file.  
Carried unanimously

### **5.12 Eastern Health – World Breastfeeding Week Proclamation**

#### **Motion 2011 – 1062 – Walsh/Yetman**

Resolved, that Eastern Health correspondence is placed on file.  
Carried unanimously

## **6.0 Correspondence for Information**

### **6.1 Accounts Payable – September 2011**

#### **Motion 2011 – 1063 – Yetman/Greenland**

Resolved, that Accounts Payable for September 2011 is approved.  
Carried unanimously

### **6.2 Joint Councils – Meeting Re-Scheduled**

The Joint Councils meeting has been re-scheduled to October 27<sup>th</sup> at Cupids for 8:00 p.m.

### **6.3 Minister of Fisheries and Oceans – Marine Rescue Sub-Centre**

#### **Motion 2011 – 1064 – Walsh/Yetman**

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

### **6.4 Roland Butler, M.H.A. – Jones Head**

#### **Motion 2011 – 1065 – Greenland/Seymour**

Resolved, that former M.H.A. Butler's correspondence is placed on file.  
Carried unanimously

### **6.5 CBDC – Annual General Meeting**

Invitation received from Trinity Conception CBDC for their AGM on October 18<sup>th</sup>.

## **7.0 New Business / Committee Reports**

### **7.1 Cultural Foundation**

Deputy Mayor Wood presented a report on Councillor Mercer's behalf. Cultural Days in participation with international festivities were held from September 30<sup>th</sup> – October 2<sup>nd</sup> with all activities free of charge thru co-operation from the business community. These events received two free advertising opportunities at the national level in of the Globe and Mail.

### **7.2 Heritage Advisory Committee**

#### **Motion 2011 – 1066 – Seymour/Greenland**

Resolved, that Heritage Advisory minutes for September 8<sup>th</sup> be accepted.  
Carried unanimously

### **7.3 Planning & Development Committee**

#### **➤ Country Pond Road – RV Park Development & RV Storage Construction**

#### **Motion 2011 – 1067 – Yetman/Greenland**

Resolved, that the developer is to be advised of the requirement to submit a building permit application for the Storage Facility and that the RV Park is given *Approval in Principle* subject to receipt of a formal development plan and the Town's Municipal Development Regulations and those required by all other regulatory departments.  
Carried unanimously

#### **➤ Lot 20, 368-416 CB Highway – Mini-Storage Facility**

#### **Motion 2011 – 1068 – Seymour/Yetman**

Resolved that the development is given *Approval in Principle* subject to receipt of an application for a building permit including a formal development plan and further, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.  
Carried unanimously

#### **➤ 11 Sawdust Road – Temporary Mobile Home**

#### **Motion 2011 – 1069 – Greenland/Yetman**

Resolved, that approval is given applicant to place a mobile home on 11 Sawdust Road for a temporary time frame of one year, after which the mobile home is to be removed. Also, placement of said temporary mobile home is subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.  
Carried unanimously

## **7.0 New Business / Committee Reports**

### **➤ 177-179 Water Street – Additional Unit at Jubilee Estates**

#### **Motion 2011 – 1070 – Yetman/Seymour**

Resolved, that approval is given applicant, as per submitted application, to construct a duplex dwelling at 177-179 Water Street, subject to the property being developed as a private development with all town services terminating at the property line on Water Street and further subject to the Town's Municipal Development Regulations and all other required regulatory departments. Also, the applicant/property owner of Jubilee Estates is advised that, sale of this unit and the two previously approved and constructed units will require the developer to subdivide the property according to the Town's Subdivision Regulations or to register the units for subdivision under the Condominium Act.  
Carried unanimously

### **➤ Central Street East – Residential Construction**

#### **Motion 2011 – 1071 – Seymour/Walsh**

Resolved, that the applicant must publish the need for a variance of 10% to the front and rear yard requirement prior to approval of application to build on property adjacent and to the front of 328 Central Street.  
Carried unanimously

### **➤ 25 Trenchard Lane – Residential Construction**

#### **Motion 2011 – 1072 – Walsh/Yetman**

Resolved, that the applicant must publish the need for a variance of 10% to the front and rear yard requirement prior to approval of application to build at 25 Trenchard Lane.  
Carried unanimously

### **➤ L & B Enterprises – Quarry Application**

#### **Motion 2011 – 1073 – Greenland/Walsh**

Resolved, that approval is given to a crown lands application for a quarry operation on land situated off CB Access Road west of Veteran's Memorial Highway overpass and approximately across from the Visitor's Information Centre, subject to conditions as determined by the Planning and Development Committee of Council.  
Carried unanimously

## **7.4 Urban Municipalities Committee**

#### **Motion 2011 – 1074 – Walsh/Yetman**

Resolved, that UMC minutes for June 17-18 be accepted.  
Carried unanimously

## **7.0 New Business / Committee Reports**

### **7.5 Wetlands Committee**

Councillor Seymour attended the SAM Conference and meeting minutes will be submitted at a later time.

### **7.6 Executive Committee**

#### **➤ Three Amalgamated Academy Teachers received Excellence Awards**

#### **Motion 2011 – 1075 – Greenland/Yetman**

Resolved, that letters of congratulations be sent to Corey Morgan, Catherine Downey and David Gill on being awarded a certificate of excellence as part of the 2010-11 Prime Minister's Awards for Teaching Excellence.

Carried unanimously

## **8.0 Resolutions from Privileged Meetings**

### **8.1 Motion 2011 – 1076 – Walsh/Yetman**

Resolved, that the October 12, 2011 privileged meeting motions #'s 2011 – 1034 – 1035 – 1036 – 1037 – 1038 – 1039 – 1040 – 1041 – 1042 be ratified.

Carried unanimously

## **9.0 Adjournment**

### **9.1 Motion to Adjourn**

#### **Motion 2011 – 1077 – Greenland/Seymour**

Resolved, that Council now adjourned the regular meeting at 8:15 p.m.

Carried unanimously

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Philip Wood, Deputy Mayor

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Shirley Hawe, Town Clerk