

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, August 5, 2014**

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

PRESENT:

Mayor Philip Wood	Nigel Black, CAO
Deputy Mayor Walter Yetman	Christine Bradbury, Town Clerk
Councillor George Simmons	Sean Elms, Director of Public Works
Councillor Wade Oates	
Councillor Dean Franey	
Councillor Charlene Dawe-Roach	
Councillor Bill Seymour	

CALL MEETING TO ORDER

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

AGENDA / MINUTES

Agenda

Motion 2014 – 425 Franey/Oates

Resolved, that regular meeting agenda for August 5, 2014 is accepted as presented.
Carried unanimously

Minutes

Motion 2014 – 426 Yetman/Seymour

Resolved, that regular meeting minutes for July 15, 2014 be adopted as presented.
Carried unanimously

NEW BUSINESS/STAFF REPORTS

Accounts Payable

Motion 2014 – 427 Yetman/Oates

Resolved, that Council approved the Accounts Payable listing for July 2014 as presented.
Carried unanimously

Planning and Development Committee Recommendations

Motion 2014 – 428 Yetman/Franey

Resolved, that Council accepts the Planning and Development Committee recommendations report as presented.

Carried unanimously

Planning and Development Committee Recommendations

Dawson's Subdivision – Land Use Concern

Motion 2014 – 429 Yetman/Franey

Resolved, that the owner of the property is to be advised that storage and use of business assets on the property are not permitted and should be removed within a 30 day period.

Carried unanimously

Planning and Development Committee Recommendations

Application to Rezone – Portion of Madrock CDA to Residential

Motion 2014 – 430 Yetman/Dawe-Roach

Resolved, that Council denied the request to change the zoning for the property that is located on Madrock with a portion of the property being zoned residential and $\frac{3}{4}$ of the property zoned CDA.

Carried unanimously

Planning and Development Committee Recommendations

414 Conception Bay Highway – New Commercial Business

Motion 2014 – 431 Oates/Seymour

Resolved, that the application for a new commercial business located at 414 Conception Bay Highway for the purpose of a Pharmacy/Medical Building is hereby given an Approval in Principle subject to the necessary government approvals (Service NL).

Carried unanimously

Planning and Development Committee Recommendations

108-112 Cross Road – Extension of Approval in Principle

Motion 2014 – 432 Yetman/Simmons

Resolved, that Council approved the extension of the *Approval in Principle* for a period of one year for the proposed subdivision development.

Carried unanimously

Planning and Development Committee Recommendations

38 Water Street – Crown Land Application (In-fill of Coish)

Motion 2014 – 433 Yetman/Oates

Resolved, that Council approved the Crown Land Municipal Recommendation Form for the infilling of the Coish located at 38 Water Street.

Opposed by: Councillor Dawe-Roach

Motion Carried

Planning and Development Committee Recommendations

Dominion Store Renovations – Conception Bay Hwy

Motion 2014 – 434 Yetman/Franey

Resolved, that Council gives an *Approval in Principle* for the proposed renovations subject to receipt of the required approvals from the Provincial Government.

Carried unanimously

Public Works Committee Recommendations

Motion 2014 – 435 Simmons/Seymour

Resolved, that Council accepts the Public Works Committee Recommendations as presented.

Carried unanimously

Public Works Committee Recommendation

89-91 Water Street – Catch Basin

Motion 2014 – 436 Simmons/Seymour

Resolved, that Council send a letter to the owners of 89-91 Water Street advising them that the two required catch basins are to be installed by August 29th, 2014 and that there is an Order placed on the property and there will not be a “Letter of Compliance” or a “Tax Certificate” issued if there is a sale of this property until the requested work has been completed and approved by the Director of Public Works and Technical Services.

Carried unanimously

Public Works Committee Recommendation

72-76 Butlerville Road – Quarry Site

Motion 2014 – 437 Simmons/Dawe-Roach

Resolved, that Council place a Stop Work Order on the quarry site located on the back of 72-76 Shearstown Road until appropriate drainage that is to be determined by the Director of Public Works and the Supervisor of Outside Operations has been installed.

Carried unanimously

Public Works Committee Recommendations

8-18 Bishop’s Road – Catch Basin

Motion 2014 – 438 Simmons/Seymour

Resolved, that Council approved the request for permission to install 6(six) 20 ft culverts at 8-18 Bishop’s Road at the owners expense and further approve the installation of a catch basin by the Town providing the owner installs a back wall during the installation of the culverts.

Carried unanimously

Development Policy

Motion 2014 – 439 Yetman/Oates

Resolved, that Council adopt the Development Policy as presented.

Carried unanimously

Published Building Application – 109-117 Central Street

Motion 2014 – 440 Yetman/Oates

Resolved, that Council approved the application for a mini home (trailer) at 109-117 Central Street, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

Published Building Application – 37-39 Country Road

Motion 2014 – 441 Yetman/Oates

Resolved, that Council referred the application to construct a six unit 2-level apartment building, located at 37-39 Country Road, to the Planning & Development Committee for further review and subsequent recommendation.

Carried unanimously

Published Building Application – 41-43 Country Road

Motion 2014 – 442 Yetman/Oates

Resolved, that Council referred the application to construct an eight unit 2-level apartment building, located at 41-43 Country Road, to the Planning & Development Committee for further review and subsequent recommendation.

Carried unanimously

483 Water Street – Mini Home

Motion 2014 - 443 Yetman/Franey

Resolved, that Council denied the application to construct a mini-home on the property at 483 Water Street because it didn't meet the requirements of the Municipal Plan and Development Regulations.

Carried unanimously

CORRESPONDENCE FOR ACTION

47A Country Road – Noise Concern

Motion 2014 – 444 Yetman/Oates

Resolved, that Council would like an update from the Municipal Enforcement Officer regarding the noise concern at the next Council Meeting.

Carried unanimously

Shoreline Estates - Completion

Motion 2014 – 445 Franey/Oates

Resolved, that correspondence regarding the completion of the Shoreline Estates Subdivision is referred to the Planning & Development Committee and the Public Works Committee for review and subsequent recommendation to Council.

Carried unanimously

Dawson's Subdivision - Concerns**Motion 2014 – 446 Yetman/Simmons**

Resolved, that correspondence regarding the concerns of property 5-7 Dawson's Subdivision and action to be taken is placed on file.

Carried unanimously

16 Country Road – CNR Train Track**Motion 2014 – 447 Oates/Yetman**

Resolved, that correspondence regarding concerns of the filling in of a "Right of Way" (old CNR Railway) is to be placed on file.

Carried unanimously

Sawdust Road – Development**Motion 2014 - 448 Yetman/Dawe-Roach**

Resolved, that correspondence regarding the development of two quadraplex apartments buildings on Country Road is referred to the Planning and Development Committee as well as the Public Works Committee for further review and subsequent recommendation to Council.

Carried unanimously

CORRESPONDENCE FOR INFORMATION**Department of Municipal and Intergovernmental Affairs****Motion 2014 – 449 Oates/Seymour**

Resolved, that the correspondence regarding the Gas Tax Allocation for 2014-2019 and the proposed new agreement is placed on file.

Carried unanimously

Competition Bureau – Sale of Loblaw-Owned Stores**Motion 2014 – 450 Yetman/Seymour**

Resolved, that the correspondence from the Competition Bureau advising the Town of the Sale of 13 Loblaw owned stores and pharmacies is to be place on file.

Carried unanimously

Municipalities Newfoundland & Labrador - Resolutions**Motion 2014 – 451 Seymour/Yetman**

Resolved, that the correspondence regarding the MNL Resolution approval and classification process is moved to file.

Carried unanimously

RESOLUTIONS FROM PRIVILEGED MEETINGS

Privileged Meeting – July 15, 2014

Motion 2014 – 452 Oates/Yetman

Resolved, that the following privileged meeting of July 15, 2014 motions be ratified:

2014 – 389 Approve Agenda

2014 – 390 Adopt Minutes of June 24, 2014

2014 - 391 Building Inspections

2014 - 392 Adjournment

Carried unanimously

Land Purchase – Playground (Portion) Valleyview

Motion 2014 - 453 Yetman/Franey

Resolved, that the land purchase request was approved by the Recreation Committee and Council referred this to the Executive Committee of Council to decide on a price for this piece of land. The purchaser would be responsible for the cost of the survey as well as the legal costs.

Carried unanimously

ADJOURNMENT

Motion 2014 – 454 Franey/Dawe-Roach

Resolved, that Council now adjourned the regular meeting at 8:40 pm.

Carried unanimously

Philip Wood, Mayor

Christine Bradbury, Town Clerk