

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, September 23rd, 2014**

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

PRESENT:

Mayor Philip Wood

Nigel Black, CAO

Christine Bradbury, Town Clerk

Councillor George Simmons

Nick Mercer, Compass

Councillor Wade Oates

Councillor Dean Franey

Absent: Deputy Mayor Walter Yetman, 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 – 511 Franey/Oates

Resolved, that regular meeting agenda for September 23rd, 2014 is accepted as presented.

Carried unanimously

Approval of Minutes

Motion 2014 – 512 Oates/Simmons

Resolved, that regular meeting minutes for September 9th, 2014 be adopted as presented.

Carried unanimously

NEW BUSINESS/STAFF REPORTS

Ultimate Recipient Gas Tax Agreement

Motion 2014 - 513 Oates/Franey

Resolved, that Council approves the Ultimate Gas Tax Agreement 2014-2024 which outlines the roles and responsibilities of the Ultimate Recipients and the Government of Newfoundland and Labrador and which confirms the total allocation 2014 to 2019.

Carried unanimously

Bay Arena Parking Lot Lease Agreement – Company Name Change

Motion 2014 – 514 Oates/Simmons

Resolved, that Council approves the change of company name on the Lease Agreement for use of the Bay Arena parking lot for A & W Foodservices of Canada. The Agreement will now include the following names: The Town of Bay Roberts, A & W Foodservices of Canada and The Bay Arena Association.

Carried unanimously

Planning & Development Committee Recommendations

Motion 2014 – 515 Simmons/Franey

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

Carried unanimously

Planning & Development Committee Recommendation

Residential Building Permit – 2-4 Whites Road

Motion 2014 – 516 Oates/Franey

Resolved, that Council approved the residential building application for 2-4 White's Road subject to the requirements of the Town's Municipal Development Regulations.

Carried unanimously

Planning & Development Committee Recommendation

3 Cable Avenue – Bed & Breakfast Application

Motion 2014 – 517 Simmons/Franey

Resolved, that Council is to advise the applicant of the Bed and Breakfast to be located at 3 Cable Avenue their requirement to publish the proposed use as is required by the Town's Municipal Development Regulations.

Carried unanimously

Planning & Development Committee Recommendation

Crown Land Application – 33 Newfound Lane

Motion 2014 – 518 Simmons/Franey

Resolved, that Council tabled the Municipal Recommendation form for the Crown Land Application – 33 Newfound Lane and will be discussed at another meeting.

Carried unanimously

Planning & Development Committee Recommendation

Shea Place – Final Approval and Town Take Over

Motion 2014 – 519 Franey/Oates

Resolved, that Shea Place development be given final approval and that the development be taken over by the Town subject to the settlement of financial fees and the claim by the developer for the Town to pay some costs (as previously agreed by a Motion of Council).

Carried unanimously

**Planning & Development Committee Recommendation
Municipal Boundary Expansion – Goose Pond Trail Area**

Motion 2014 – 520 Simmons/Franey

Resolved, that Council tabled the Municipal Boundary Expansion – Goose Pond Trail area and will be discussed at the next meeting.

Carried unanimously

CORRESPONDENCE FOR ACTION

203-207 Shearstown Road – Water Issue

Motion 2014 – 521 Simmons/Franey

Resolved, that correspondence regarding water issue at 203-207 Shearstown Road is referred to the Public Works Committee of Council for a subsequent recommendation.

Carried unanimously

CBN JR Stars - Donation

Motion 2014 – 522 Simmons/Oates

Resolved, that Council approves the annual donation of \$500 for the CBN JR Stars.

Carried unanimously

48 Badcock Boulevard – Letter of Tolerance

Motion 2014 – 523 Oates/Franey

Resolved, that Council approved the request for a Letter of Tolerance for 48 Badcock Boulevard. The required front yard set-back is 8 meters and this property only has 6.082m. The developer should be made aware that this is not acceptable and will not be tolerated in the future.

Opposed by: Councillor George Simmons

Motion carried

CORRESPONDENCE FOR INFORMATION

Conception Bay Highway – Sidewalks/Crosswalks

Motion 2014 – 524 Simmons/Franey

Resolved, that correspondence from a resident regarding the need for sidewalks and crosswalks on the Conception Bay Highway is moved to file and a copy to be sent to Glenn Littlejohn, MHA.

Carried unanimously

Swimming Pool – By- Laws

Motion 2014 - 525 Simmons/Franey

Resolved, that correspondence regarding Town of Bay Roberts Swimming Pool By-law is referred to the Planning and Development Committee of Council for review.

Carried unanimously

NEW BUSINESS/COMMITTEE REPORTS

Boardwalk – Kelly’s Landing

Motion 2014 - 526 Oates/Simmons

Resolved, that the Public Works Committee as well as the Director of Tourism review the boardwalk area by Kelly’s Landing and to give a recommendation to Council.

Carried unanimously

ADJOURNMENT

Motion 2014 – 527 Franey/Oates

Resolved, that Council now adjourned the regular meeting at 7:39 pm.

Carried unanimously

Philip Wood, Mayor

Christine Bradbury, Town Clerk