

**Town of Bay Roberts  
Minutes of Regular Council Meeting  
Tuesday, April 24, 2012**

Fifty Third 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 Gerald Greenland  
                 Councillor Wade Oates  
                 Councillor Melvin Walsh

Staff           Nigel Black, Chief Administrative Officer  
                 Shirley Hawe, Town Clerk  
                 Clarence H. Russell, Fire Chief

Absent        Councillor Clarence G. Mercer  
                 Councillor Walter Yetman

Also Present   Nicholas Mercer, Compass Correspondent  
                 Barnes Road Residents

<b>1.0    Call to Order</b>
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1.1    Mayor Wood called the meeting to order at 7:00 p.m.

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

**Motion 2012 – 161 – Walsh/Seymour**

Resolved, that regular meeting agenda for April 24, 2012 be accepted as presented.  
Carried unanimously

**2.2    Approval of Minutes**

**Motion 2012 – 162 – Oates/Greenland**

Resolved, that regular meeting minutes for March 27, 2012 be adopted as presented.  
Carried unanimously

<b>3.0 New Business / Staff Reports</b>
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**Planning & Development Committee Recommendations**

**3.1 Commercial Building Application – 7 Excel Place, Birch Hills Business Park**

**Motion 2012 – 163 – Greenland/Seymour**

Resolved, that approval is given applicant, as per submitted application, to construct a building to be utilized for kitchen cabinet manufacturing at 7 Excel Place, Birch Hills Business Park, subject to the Town’s Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

**3.2 Residential 3-Unit Row Housing Application – 73 Shearstown Road**

**Motion 2012 – 164 – Greenland/Oates**

Resolved, that approval is given applicant, as per submitted application, to construct a 3-unit row/apartment house facility at 73 Shearstown Road, subject to receipt of Government Services approvals and further subject to the Town’s Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

**3.3 Residential Building Application – 113 Water Street**

**Motion 2012 – 165 – Walsh/Seymour**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 113 Water Street, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

**3.4 Residential Building Application – 50A Sparkes Lane, Shearstown**

**Motion 2012 – 166 – Seymour/Oates**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 50A Sparkes Lane, Shearstown, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments and further, that any other development on the said property will be further subject to the requirements of the Town’s Municipal Development Regulations for subdivision and possibly “back lot” development.

Carried unanimously

**3.5 Residential 4-Unit Row Housing Facility – 32-34 Barnes Road**

Councillor Greenland asked if he is considered in conflict of interest as he is involved in a similar development in Country Road however Council determined this not to be the case.

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

#### **Motion 2012 – 167 – Greenland/Oates**

Resolved, that the application to construct a 4-unit row housing facility at 32-34 Barnes Road is denied due to the numerous public objections and representations received opposing the proposed said development.  
Carried unanimously

#### **3.6 Residential Building Applications – Lot 1 & Lot 2 Shea Place**

##### **Motion 2012 – 168 – Walsh/Greenland**

Resolved, that applications to build at Lot 1 & Lot 2 Shea Place are referred to the Planning & Development Committee.  
Carried unanimously

#### **3.7 Residential Development/Subdivision Application – Harding’s Lane**

##### **Motion 2012 – 169 – Greenland/Walsh**

Resolved, that application for residential development/subdivision at Harding’s Lane is referred to the Planning & Development Committee for further review.  
Carried unanimously

#### **3.8 Residential Duplex Building Application – 23 Duncan Road**

##### **Motion 2012 – 170 – Seymour/Greenland**

Resolved, that application to construct a residential duplex building at 23 Duncan Road is referred to the Planning & Development Committee for review.  
Carried unanimously

#### **3.9 Residential Building Application – 347 Water Street**

##### **Motion 2012 – 171 – Seymour/Walsh**

Resolved, that application to construct a residential dwelling at 347 Water Street is referred to the Planning & Development Committee for review.  
Carried unanimously

#### **3.10 Residential Building Application – 51 Badcock Boulevard**

##### **Motion 2012 – 172 – Greenland/Walsh**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 51 Badcock Boulevard, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.  
Carried unanimously

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

#### **3.11 Residential Building Application – Lot 2, 15-23 Barnes Road**

##### **Motion 2012 – 173 – Oates/Seymour**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at Lot 2, 15-23 Barnes Road, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments and, if applicable, further subject to Government Services approval for on-site septic service.

Carried unanimously

#### **3.12 Residential Building Application – 18A Neck Road**

##### **Motion 2012 – 174 – Greenland/Oates**

Resolved, that application to construct a dwelling at 18A Neck Road, Coley's Point, is referred to the Planning and Development Committee for review.

Carried unanimously

#### **3.13 Commercial Occupancy Application – 153-159 CB Highway**

##### **Motion 2012 – 175 – Walsh/Seymour**

Resolved, that approval is given applicant, as per submitted application, to open and operate a retail business, Rossy, at 153-159 Conception Bay Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

#### **3.14 Commercial Occupancy Application – 347 CB Highway**

##### **Motion 2012 – 176 – Seymour/Greenland**

Resolved, that approval is given applicant, as per submitted application, to open and operate a hair and tanning salon business, Fire and Ice Salon, at 347 Conception Bay Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

#### **3.15 Commercial Occupancy Application – 225 CB Highway**

##### **Motion 2012 – 177 – Oates/Seymour**

Resolved, that approval is given applicant, as per submitted application, to open and operate a tanning business, The Tanning Studio, at 225 Conception Bay Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments, and further subject to repayment of all outstanding business tax arrears.

Carried unanimously

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

Barnes Road residents left Chambers

#### **3.16 Accounts Payable – March 2012**

##### **Motion 2012 – 178 – Oates/Greenland**

Resolved that accounts payable for March 2012 is approved.

Carried unanimously

### **4.0 Correspondence for Action**

#### **4.1 Harding’s Lane – Land Development Request**

##### **Motion 2012 – 179 – Seymour/Walsh**

Resolved, that correspondence regarding land development at Harding’s Lane is referred to the Planning and Development Committee for further review.

Carried unanimously

#### **4.2 2 Bay Shore Estates – Request to Purchase Town Land**

##### **Motion 2012 – 180 – Greenland/Oates**

Resolved, that correspondence seeking to purchase Town land adjacent to 2 Bay Shore Estates is referred to the Planning and Development Committee for further review.

Carried unanimously

#### **4.3 36 North Side Road – Litter Concerns at Muddy Hole Road**

It was decided that correspondence including pictures of littering at Muddy Hole Road will be referred to Municipal Enforcement Officer Bowering.

#### **4.4 Pickett’s Road/Shearstown Road – Pedestrian Safety**

##### **Motion 2012 – 181 – Walsh/Seymour**

Resolved, that correspondence regarding pedestrian safety at the intersection of Pickett’s Road and Shearstown Road is referred to Municipal Enforcement Officer Bowering and copied to the RCMP.

Carried unanimously

#### **4.5 220 Shearstown Road – Back Filling Concerns**

##### **Motion 2012 – 182 – Seymour/Greenland**

Resolved, that correspondence regarding back filling of an adjacent property negatively impacting 220 Shearstown Road is referred to Public Works Committee for review.

Carried unanimously

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

##### **4.6 Eastern Waste Management – Household Hazardous Waste Collection**

###### **Motion 2012 – 183 – Seymour/Walsh**

Resolved, that correspondence regarding Household Hazardous Waste collection is referred to the Green Committee for review and consideration.

Carried unanimously

##### **4.7 Town of Harbour Grace – Meeting Seeking Support for Stadium**

###### **Motion 2012 – 184 – Greenland/Oates**

Resolved, that an apology for missing the meeting date be sent to the Town of Harbour Grace and request information on any future meetings.

Carried unanimously

##### **4.8 Crohn’s and Colitis Foundation – Donation**

###### **Motion 2012 – 185 – Walsh/Oates**

Resolved, that Crohn’s and Colitis Foundation correspondence is placed on file.

Carried unanimously

##### **4.9 Parkinson Society NL – Proclamation**

###### **Motion 2012 – 186 – Walsh/Seymour**

Resolved, that Mayor Wood will sign the proclamation proclaiming April as Parkinson’s Awareness Month.

Carried unanimously

##### **4.10 Day of the Honey Bee – Proclamation**

###### **Motion 2012 – 187 – Greenland/Seymour**

Resolved, that Day of the Honey Bee correspondence is placed on file.

Carried unanimously

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

##### **5.1 NL Association of Fire Services – Administration Seminar**

Deputy Mayor Seymour, if available, will attend and bring greetings on behalf of Council.

##### **5.2 Telelink Call Center – Emergency Management**

###### **Motion 2012 – 188 – Walsh/Oates**

Resolved, that Telelink Call Center correspondence is placed on file.

Carried unanimously

<b>5.0 Correspondence for Information</b>
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**5.3 Office of the Prime Minister – Search & Rescue Capacity**

**Motion 2012 – 189 – Walsh/Greenland**

Resolved, that correspondence regarding search and rescue capacity in Newfoundland and Labrador is placed on file.

Carried unanimously

**5.4 Office of the Minister of Tourism, Culture & Recreation – 2012 Travellers Guide**

**Motion 2012 – 190 – Greenland/Oates**

Resolved, that correspondence regarding inclusion in the 2012 Travellers Guide is placed on file.

Carried unanimously

**5.5 Office of the Minister of Transportation & Works – Renaming CB Access Road**

**Motion 2012 – 191 – Seymour/Greenland**

Resolved, that correspondence regarding renaming CB Access Road to L.T. Stick Drive is placed on file.

Carried unanimously

**5.6 McDonald’s Canada – McHappy Day on Wednesday, May 2<sup>nd</sup>**

**Motion 2012 – 192 – Greenland/Seymour**

Resolved, that correspondence regarding participation in McHappy Day is placed on file.

Carried unanimously

**5.7 Heart & Stroke Foundation – Mayor’s March for Heart Disease & Stroke**

**Motion 2012 – 193 – Oates/Walsh**

Resolved, that Heart & Stroke Foundation correspondence is placed on file.

Carried unanimously

**5.8 CBN Joint Councils – Minutes**

**Motion 2012 – 194 – Seymour/Oates**

Resolved, that Joint Councils minutes for March 29, 2012 be placed on file.

Carried unanimously

<b>6.0 New Business / Committee Reports</b>
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**6.1 Tourism Committee**

**Motion 2012 – 195 – Greenland/Walsh**

Resolved, that Councillor Mercer’s report on the Hospitality NL Conference and Trade Show is accepted.

Carried unanimously

**6.2 Executive Committee**

Mayor Wood gave an update on the provincial government’s budget presentation which he and the CAO had attended; and also, an update on tax arrears collection since July 2011.

**6.3 Fire Department**

Fire Chief Russell noted the importance of attending the Fire Department Administration Seminar that will be held at Bay Roberts Fire Hall on May 2<sup>nd</sup>; and also, requested a notice be placed in the Compass advising the public that it is mandatory to acquire an open air burning permit.

<b>7.0 Adjournment</b>
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**7.1 Motion to Adjourn**

**Motion 2012 – 196 – Walsh/Greenland**

Resolved, that Council now adjourned the regular meeting at 9:00 p.m.

Carried unanimously

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Philip Wood, Mayor

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Shirley Hawe, Town Clerk