

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, August 9, 2011**

Thirty-Ninth Meeting of the Sixteenth Town Council
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council	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

Call to Order

Deputy Mayor Wood called the meeting to order at 7:15 p.m.

1.0 Agenda

1.1 Additions & Deletions to Agenda

Cable Avenue Municipal Heritage Presentations took place prior to opening of regular meeting.

Property owner of 107-108 Country Road, who had requested to speak at the meeting, was not in attendance.

Motion 2011 -943 – Greenland/Walsh

Resolved, that Public Works Committee minutes of August 2, 2011 be added to the agenda.
Carried unanimously

Motion 2011 – 944 – Walsh/Mercer

Resolved, that residential building application for 3 Russell's Lane is added to the agenda.
Carried unanimously

Motion 2011 – 945 – Greenland/Yetman

Resolved, that regular meeting agenda for August 9, 2011, be accepted with additions and deletions.
Carried unanimously

2.0 Minutes

2.1 Approval of Minutes**Motion 2011 – 946 – Mercer/Yetman**

Resolved, that regular meeting minutes for July 19, 2011, be adopted as presented.
Carried unanimously

3.0 New Business / Staff Reports

3.1 Residential Building Application – 55 Butlerville Road**Motion 2011 – 947 – Yetman/Greenland**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 55 Butlerville Road, subject to submission of a new survey and further subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.
Carried unanimously

3.2 Residential Building Application – 222 Shearstown Road**Motion 2011 – 948 – Yetman/Mercer**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 222 Shearstown Road, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.
Carried unanimously

3.3 Residential Building Application – 177-179 Water Street (Jubilee Estates)**Motion 2011 – 949 – Greenland/Walsh**

Resolved, that approval is given applicant, as per submitted application, to construct a residential 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 those required by all other regulatory departments.

Opposed: Councillors Mercer & Walsh

Motion Carried.

3.4 Commercial Occupancy Application – 206 CB Highway**Motion 2011 – 950 – Yetman/Mercer**

Resolved, that approval is given applicant, as per submitted application, to open and operate a tattoo studio, The Ink Well, at 206 Conception Bay Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

4.0 Correspondence for Action

4.1 Senior's Apartment Building Development – 288-298 Central Street**Motion 2011 – 951 – Yetman/Mercer**

Resolved, that the draft proposal for a seniors apartment building development at 288-298 Central Street East be referred to the Planning and Development Committee for review.
Carried unanimously

Motion 2011 – 952 – Walsh/Yetman

Resolved, that the applicants must publish their intention to construct two four-unit seniors apartment buildings at 288-298 Central Street.
Carried unanimously

4.2 Municipal Tax Reduction – Royal Canadian Legion

Deputy Mayor Wood noted that he is a member of the Royal Canadian Legion however Council did not deem him to be in conflict of interest.

Motion 2011 – 953 – Walsh/Mercer

Resolved, that Royal Canadian Legion's correspondence is referred to the Finance Committee for further review.
Carried unanimously

4.3 Commercial Occupancy Application – 252 CB Highway**Motion 2011 – 954 – Walsh/Greenland**

Resolved, that approval is given applicant, as per submitted application, to open and operate a tattoo art studio, Gotta Get It Tattoo, at 252 CB Highway, subject to inspection of premises by Fire Chief and further subject to all Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.
Carried unanimously

4.4 Residential Development – 10 French's Cove Road**Motion 2011 – 955 – Yetman/Walsh**

Resolved, that correspondence regarding residential development at 10 French's Cove Road is referred to the Planning & Development Committee for further review.
Carried unanimously

4.5 Residential Building Application – 775 Water Street**Motion 2011 – 956 – Mercer/Yetman**

Resolved, that residential building application for 775 Water Street is referred to the Planning & Development Committee for further review.
Carried unanimously

4.0 Correspondence for Action

4.6 Residential Building Application – Love Street Extension**Motion 2011 – 957 – Yetman/Greenland**

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at Love Street Extension (Lot 15), subject to the following:

- Submission of proper legal documents showing easement for the sewer connection on Love Street;
- Confirmation that the road allowance has been turned over to the Town;
- The street is developed to a class “A” standard; and,
- Subject to all Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

4.7 Lift Station – 227-231 CB Highway**Motion 2011 – 958 – Mercer/Walsh**

Resolved, that correspondence regarding the proposed lift station at 227-231 CB Highway is placed on file.

Carried unanimously

4.8 One Way Traffic – White’s Road**Motion 2011 – 959 – Greenland/Mercer**

Resolved, that lane distance and traffic volume does not warrant a change in traffic flows at White’s Road however the stop sign will be replaced and the MEO will monitor the lane for speeding.

Carried unanimously

4.9 Upgrades to Country Road**Motion 2011 – 960 – Greenland/Yetman**

Resolved, that Council will grade Country Road on a “one time” basis provided that class ‘A’ road material is supplied by the Canadian Training Institute as stated in their correspondence dated July 5, 2011.

Carried unanimously

4.10 Ditch Maintenance – 92 North Road / Love Street**Motion 2011 – 961 – Yetman/Mercer**

Resolved, that correspondence regarding ditch maintenance at 92 North Road / Love Street is referred to the Public Works Committee.

Carried unanimously

4.0 Correspondence for Action

4.11 Donation Items Request – Bay Roberts Minor Softball/The Angel Fund

Motion 2011 – 962 – Mercer/Greenland

Resolved, that the Bay Roberts Minor Softball/The Angel Fund request is referred to Recreation Director Flynn for consideration.

Carried unanimously

4.12 Board Election – Eastern Waste Management

Motion 2011 – 963 – Mercer/Greenland

Resolved, that Eastern Waste Management correspondence is placed on file.

Carried unanimously

4.13 Residential Development – 3 Russell's Lane

Motion 2011 – 964 – Walsh/Mercer

Resolved, that the request for a letter of support for residential development at 3 Russell's Lane is referred to the Planning & Development Committee for review.

Carried unanimously

5.0 Correspondence for Information

5.1 Accounts Payable – July 2011

Motion 2011 – 965 – Walsh/Greenland

Resolved, that accounts payable for July 2011 is approved.

Carried unanimously

Motion 2011 – 966 – Mercer/Yetman

Resolved, that all future donation requests must be submitted to the Finance Committee for review and consideration.

Carried unanimously

5.2 War Memorial Restoration – Veterans Affairs

Veterans Affairs Canada has approved a contribution of an amount not to exceed fifty percent of eligible costs, up to a maximum of \$22,055 to the Town under the Cenotaph/Monument Restoration Program.

6.0 New Business / Committee Reports

6.1 Executive / Finance

A Strategic Planning Session is scheduled for Tuesday, September 13 at the Visitor's Pavilion starting at 5:00 p.m.

The next regular council meeting scheduled for Tuesday, October 11 is now changed to Wednesday, October 13 at 7:00 p.m.

6.2 Public Works Committee**Motion 2011 – 967 – Greenland/Mercer**

Resolved, that Public Works Committee meeting minutes for August 2, 2011 is accepted.
Carried unanimously

6.3 Planning & Development Committee**Motion 2011 – 968 – Yetman/Greenland**

Resolved, that the Planning & Development Committee report from July 27th meeting is accepted.
Carried unanimously

Residential Building Application – 4 Earle's Road**Motion 2011 – 969 – Yetman/Mercer**

Resolved, that approval be given applicant, as per submitted application, to construct a dwelling at 4 Earle's Road, Shearstown, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.
Carried unanimously

Residential Building Application – Bareneed Road/Mercer's Road**Motion 2011 – 970 – Yetman/Walsh**

Resolved, that approval be given applicant, as per submitted application, to construct a dwelling at Bareneed Road/Mercer's Road, subject to approval of a sewer septic system by Government Services and further subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.
Carried unanimously

6.4 Green Committee

Tidy Town judges visited here today and stated their appreciation of the Town of Bay Roberts's overall appearance.

7.0 Adjournment

7.1 Motion to Adjourn

Motion 2011 – 971 – Mercer/Walsh

Resolved, that Council now adjourned the regular meeting at 9:20 p.m.

Carried unanimously

Philip Wood, Deputy Mayor

Shirley Hawe, Town Clerk