

A Privileged Meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Tuesday, September 15, 2009, at 5:30 p.m.

Members Present      Mayor Glenn Littlejohn  
                                Deputy Mayor Melvin Walsh  
                                Councillor Clarence G. Mercer  
                                Councillor Gerald Greenland  
                                Councillor Philip Wood  
                                Councillor Walter Yetman  
                                Councillor Bill Seymour

Also Present            Town Manager Edwin Fradsham  
                                Town Clerk Shirley Hawe

### **Minutes**

Mayor Littlejohn asked if there were any errors or omissions to the minutes of the regular meeting of August 18, 2009, and the special meeting of August 25, 2009, which had been circulated with the agenda.

### **Motion 2009 - 525 - Yetman/Walsh**

Resolved that minutes of August 18, 2009, be adopted as presented.

In favour:      Mayor Littlejohn  
                                Deputy Mayor Walsh  
                                Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed:      0

Abstaining:    0

Motion Carried.

### **Motion 2009 - 526 - Mercer/Yetman**

Resolved that minutes of August 25, 2009, be adopted as presented.

In favour:      Mayor Littlejohn  
                                Deputy Mayor Walsh  
                                Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed:      0

Abstaining: 0  
Motion Carried.  
August 15, 2009

Page 2

**Motion 2009 - 527 - Mercer/Wood**

Resolved that Christine Bradbury be appointed Alternate Returning Officer.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Motion 2009 - 528 - Greenland/Mercer**

Resolved that approval be given x, as per submitted application, to open and operate a pet grooming business, Precious Paws Pet Grooming, in the basement of her residence situated at 58 Cat Hill Road, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Motion 2009 - 529 - Seymour/Yetman**

Resolved that approval be given x, as per submitted application, to open and operate a vehicle repair business, consisting of light mechanic work and small engine repair, in the residential garage situated behind his residence at 315A Shearstown Road, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

## **New Business**

September 15, 2009

Page 3

**Item 1 :** Commercial building extension application received from x.

### **Motion 2009 - 530 - Yetman/Mercer**

Resolved that approval be given x, as per submitted application, to construct an extension to the existing building situated at 388 Conception Bay Highway, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 2 :** Commercial building extension application received from x.

### **Motion 2009 - 531 - Walsh/Mercer**

Resolved that approval be given x, as per submitted application, to construct a storage/warehouse extension to the existing building situated at 278-282 Conception Bay Highway, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 3 :** Residential building application received from x.

### **Motion 2009 - 532 - Seymour/Mercer**

Resolved that approval in principle be given x, as per submitted application, to construct a dwelling at 102-104 Cross Road, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments, and pending a site visit by the Town Manager for final approval.

In favour: Mayor Littlejohn

September 15, 2009

Page 4

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 4 :** Letter received from x regarding ditch maintenance concerns.

**Motion 2009 - 533 - Walsh/Yetman**

Resolved that x's correspondence be placed on file.

In favour: Mayor Littlejohn

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 5 :** Letter received x regarding a blocked sewer line.

**Motion 2009 - 534 - Seymour/Yetman**

Resolved that x's correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 6 :** Letter received from x regarding water run-off and gravel in his driveway at 2-4 Shearstown Road.

**Motion 2009 - 535 - Seymour/Yetman**

Resolved that x correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn

September 15, 2009

Page 5

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 7 :** Letter received from x requesting culverts and fill for a ditch at the back 14 Duncan Road.

**Motion 2009 - 536 - Yetman/Walsh**

Resolved that x's request be referred to the Public Works Committee.

In favour: Mayor Littlejohn

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 8 :** Correspondence received from x, Regional Lands Manager, Crown Lands Division, regarding the crown land applications for x.

**Motion 2009 - 537 - Greenland/Yetman**

Resolved that the Crown Lands Division correspondence be referred to the Planning & Development Committee.

In favour: Mayor Littlejohn

Deputy Mayor Walsh

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 9 :** Copy received of correspondence from x of Lewis, Sinnott Law Offices, regarding the x

property situated at C. B. Access Road.

**Motion 2009 - 538 - Yetman/Mercer**

September 15, 2009

Page 6

Resolved that x's correspondence be placed on file.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 10 :** Letter received from x regarding concerns with ongoing boat building at a neighbouring property.

**Motion 2009 - 539 - Wood/Seymour**

Resolved that x correspondence be placed on file.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 11 :** Letter received from x requesting a street light in Wareham's Lane.

**Motion 2009 - 540 - Yetman/Walsh**

Resolved that approval be given for the installation of a street light on one of the newly placed poles in Wareham's Lane.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0

Abstaining: 0  
Motion Carried.

**Item 12 :** Correspondence received from x regarding the position of CAO.

**Motion 2009 - 541 - Walsh/Mercer**

September 15, 2009

Page 7

Resolved that x's correspondence be placed on file.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 13 :** Correspondence received from x regarding a land ownership dispute at Delaney's Road.

**Motion 2009 - 542 - Greenland/Wood**

Resolved that x be referred to the Planning and Development Committee.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 14 :** Correspondence received from x regarding a right of way dispute at Yetman's Lane.

**Motion 2009 543 - Greenland/Seymour**

Resolved that x's letter and correspondence from Lewis, Sinnott Law Offices, be referred to the Planning and Development Committee.

In favour: Mayor Littlejohn  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: Deputy Mayor Walsh  
Abstaining: 0  
Motion Carried.

**Item 15 :** Letter received from x requesting financial support for the BMO Skate Canada Sectionals 2010 Championship.

September 15, 2009

Page 8

**Motion 2009 - 544 - Mercer/Yetman**

Resolved that x's request be referred to the Finance Committee.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 16 :** Correspondence received from TCP Health Foundation requesting a donation for their 20<sup>th</sup> Annual Telethon.

**Motion 2009 - 545 - Yetman/Mercer**

Resolved that a \$1,000.00 donation be given to the 20<sup>th</sup> Annual Trinity-Conception-Placentia Health Foundation Telethon.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 17 :** Residential building application received from x.

**Motion 2009 - 546 - Wood/Seymour**



Resolved that approval be given x, as per submitted application, to construct a dwelling at 39 Fitzgerald Place, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

September 15, 2009

Page 9

**Item 18 :** Correspondence received from x and area residents, requesting a street at the entrance/exit of Bowering's Lane off Water Street.

**Motion 2009 - 547 - Greenland/Wood**

Resolved that approval be given for the installation of a street light at Bowering's Lane as requested by area residents.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 19 :** Draft copy received of an Agreement between the Town and x regarding Lift Station 7 Forcemain replacement.

**Motion 2009 - 548 - Mercer/Wood**

Resolved that the Agreement between the Town of Bay Roberts and x regarding replacement of Lift Station 7 be approved with conditions as outlined in the Agreement.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Item 20 :** Municipal Plan Regulation 23.3 tabled regarding x request to erect a boat house at North Road, Coley's Point.

**Motion 2009 - 549 - Greenland/Yetman**

Resolved that Motion 2009 - 516 of August 18, 2009, stating that x request does not conform with current zoning regulations, be rescinded.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh

September 15, 2009

Page 10

Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Motion 2009 - 550 - Seymour/Walsh**

Resolved that approval be given x, as per submitted application, to erect a boat house (shed) at North Road, Coley's Point, subject to the following:

- consultation with the Tourism Committee regarding building exterior design; and,
- pegs must be placed to identify the building footprint location for a site visit to be conducted by Council prior to construction commencement.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Committee Reports**

**Finance Committee**

**Motion 2009 - 551 - Greenland/Wood**

Resolved that Accounts Payable for August 2009, be approved.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

### **Adjournment**

#### **Motion 2009 - 552 - Greenland/Mercer**

Resolved that the privileged meeting do now adjourn at 7:00 p.m.

September 15, 2009

Page 11

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

The Privileged Meeting of the Fifteenth Town Council of the Town of Bay Roberts resumed in the Town Hall, Tuesday, September 15, 2009, at 7:40 p.m.

Members Present Mayor Glenn Littlejohn  
Deputy Mayor Melvin Walsh  
Councillor Clarence G. Mercer  
Councillor Gerald Greenland  
Councillor Philip Wood  
Councillor Walter Yetman  
Councillor Bill Seymour

Also Present Town Manager Edwin Fradsham  
Town Clerk Shirley Hawe

#### **Motion 2009 - 553 - Wood/Greenland**

Resolved that the position of Chief Administrative Officer for the Town of Bay Roberts be re-

advertised.

In favour: Mayor Littlejohn  
Councillors: Greenland, Wood, Yetman and Seymour  
Opposed: Councillors: Mercer and Walsh  
Abstaining: 0  
Motion Carried.

### **Adjournment**

#### **Motion 2009 - 554 - Walsh/Greenland**

Resolved that the privileged meeting do now adjourn at 7:45 p.m.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: Mercer, Greenland, Wood, Yetman and Seymour

September 15, 2009

Page 12

Opposed: 0  
Abstaining: 0  
Motion Carried.

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Glenn Littlejohn  
Mayor

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Shirley Hawe  
Town Clerk

