

**Town of Bay Roberts  
Minutes of Regular Council Meeting  
Tuesday, October 25th, 2022**

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

**PRESENT:**

Mayor Walter Yetman  
Deputy Mayor Seymour  
Councillor Frank Deering  
Councillor Dean Franey  
Councillor Ross Petten  
Councillor Perry Bowering  
Councillor Silas Badcock

Nigel Black, CAO  
Christine Bradbury, Town Clerk  
Sean Elms, Director of Public Works  
and Technical Services

CALL MEETING TO ORDER

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

AGENDA / MINUTES

**Agenda**

**Motion 2022 – 368**

**Badcock/Petten**

Resolved, that regular meeting agenda for October 25, 2022 is accepted as presented.  
Carried Unanimously

**Approval of Minutes**

**Motion 2022 – 369**

**Deering/Franey**

Resolved, that regular meeting minutes for October 11, 2022 be adopted as presented.  
Carried Unanimously

NEW BUSINESS

**Approval to Borrow**

**Motion 2022 – 370                      Badcock/Franey**

Resolved, that Council gives an Approval to Borrow from the Bank of Montreal for a 5 year fixed rate with a 15 year amortization, in the sum of \$850,000 for the purpose of 2022 Capital Budgets.

Carried Unanimously

**Non-Conforming Road Policy**

**Motion 2022 – 371                      Seymour/Franey**

Resolved, that Council tabled the revised Non-Conforming Road Policy and asked the CAO to make the additional changes to the Roads Section regarding water and sewer infrastructure and to present the final Non-Conforming Road Policy at the next meeting of the Town Council.

Carried Unanimously

**Non-Conforming Road – Cathills Road Extension**

**Motion 2022 – 372                      Franey/Badcock**

Resolved, that no additional services will be offered to the resident of Cathills Road Extension unless the provisions of the newly proposed Development Policy (Roads) are met.

*Opposed by:* Deputy Mayor Seymour, Councillor Bowering, Councillor Badcock

*Accepted by:* Mayor Yetman, Councillor Petten, Councillor Franey, Councillor Deering.

Motion Carried

**Non-Conforming Road – Earle’s Road (Private Lane)**

**Motion 2022 – 373                      Franey/Petten**

Resolved, that this lane be offered limited services of snow clearing, road maintenance and garbage collection. That the water and sewer services remain private and that the Town will not maintain or replace them and that no pavement will be offered until the area is properly serviced with water and sewer service to an accepted town standard. A signed agreement will be required from all the property owners.

Carried Unanimously

**Non-Conforming Road – 31 Earle’s Road**

**Motion 2022 – 374 Deering/Franey**

Resolved, that no additional services will be offered to the property owner of 31 Earle’s Road unless the provisions of the newly proposed Development Policy (Roads) are met.

Opposed by: Deputy Mayor Seymour, Councillor Bowering, Councillor Badcock

Accepted by: Mayor Yetman, Councillor Petten, Councillor Franey, Councillor Deering

Motion Carried

**Non-Conforming Road – Goose Pond Road Extension**

**Motion 2022 – 375 Franey/Petten**

Resolved, that no additional services will be offered to the property owner/owners of Goose Pond Road Extension unless the provisions of the newly proposed Development Policy (Roads) are met.

Opposed by: Deputy Mayor Seymour, Councillor Bowering, Councillor Badcock

Accepted by: Mayor Yetman, Councillor Petten, Councillor Franey, Councillor Deering

Motion Carried

**End of Municipal Fire Boundary Signage**

**Motion 2022 – 376 Badcock/Franey**

Resolved, that Council approved the installation of signage regarding no Fire Protection services beyond the Town’s boundaries.

Carried Unanimously

**Commercial Interior Renovation – 295 Conception Bay Highway**

**Motion 2022 – 377 Badcock/Franey**

Resolved, that Council give an *Approval in Principle* to the Commercial Interior Renovation application for 295 Conception Bay Highway subject to, meeting any Service NL requirements for the renovations and prior to opening, the Director of Protective Services is to conduct a Fire & Life Safety Inspection of the Building.

Carried Unanimously

CORRESPONDENCE FOR ACTION

**Royal Canadian Legion – Poppy Campaign**

**Motion 2022 – 378                      Seymour/Deering**

Resolved, that Council will make the annual donation of \$100 to the Royal Canadian Legion Branch 32 Poppy Campaign.

Carried Unanimously

**Helping Hand – Garbage Collection Request**

**Motion 2022 – 379                      Deering/Bowering**

Resolved, that Council asked the CAO to contact the Helping Hand regarding the amount of garbage they need to remove has increased or decreased over the last couple of years and to report back to Council.

Carried Unanimously

**Ascension Collegiate Awards – Donation Request**

**Motion 2022 – 380                      Seymour/Badcock**

Resolved, that Council will make the annual donation of \$250 to the Ascension Collegiate Awards.

Carried Unanimously

NEW BUSINESS/COMMITTEE REPORTS

**Planning and Development Committee Report**

**Motion 2022 – 381                      Franey/Badcock**

Resolved, that Council accepted the Planning and Development Committee Report as presented to Council

Carried Unanimously

**Planning and Development Committee**

**Fox Place Extension – Request to Construct Farm House**

**Motion 2022 – 382                      Franey/Petten**

Resolved, that Council denied the request to construct a Farm House on Fox Place Extension in a RU Rural zone area. Rural Zoning does allow for a Single Family Residential when it is associated with and subsidiary to an agricultural use, this property does not.

Opposed by: Deputy Mayor Seymour, Councillor Bowering, Councillor Badcock

Accepted by: Mayor Yetman, Councillor Petten, Councillor Franey, Councillor Deering  
Motion Carried

**Planning and Development Committee**

**89 George Mercer Drive – Residential Development**

**Motion 2022 – 383                      Badcock/Petten**

Resolved, that Council give an *Approval in Principle* to the Residential Development for the property 89 George Mercer Drive subject to approvals from the necessary Provincial and Federal permits for working within 15 meters of the shoreline and further subject to the Town's Municipal Development Regulations.

Opposed by: Councillor Bowering

Accepted by: Mayor Yetman, Deputy Mayor Seymour, Councillor Badcock, Councillor Franey, Councillor Petten, Councillor Deering  
Motion Carried

**Planning and Development Committee**

**Published Business Occupancy Application – 247 Shearstown Road**

**Motion 2022 – 384                      Deering/Franey**

Resolved, that Council give an *Approval in Principle* to the Published Business Occupancy Application for 247 Shearstown Road subject to the following conditions:

- That the business hours of the occupancy be limited between 7:00 am and 5:00 pm on any given day.
- That the business be required to carry on all work within their building.
- That any outdoor storage be screened by a fenced area.
- That this business occupancy approval does not include any construction permits and that the applicant would be required to submit any building/renovation plans for consideration by a separate permit.
- The business occupancy is subject to Service NL review and Fire and Life Safety Inspection.

Opposed by: Deputy Mayor Seymour, Councillor Bowering

Accepted by: Mayor Yetman, Councillor Franey, Councillor Petten, Councillor Deering, Councillor Badcock  
Motion Carried

RESOLUTIONS FROM THE PRIVILEGED MEETINGS

**Ratify Motions of the Privileged Meeting held on October 11th, 2022**

**Motion 2022 – 385                      Petten/Badcock**

Resolved, that the following Motions made at the Privileged Meeting held on October 11, 2022 are adopted:

- Motion 2022 – 346    Agenda
- Motion 2022 – 347    Approval of Minutes
- Motion 2022 – 348    Letter of Resignation – Director of Recreation
- Motion 2022 – 349    Adjournment

Carried unanimously

COUNCILLOR CONCERNS/NOTICE OF MOTION

**No Left Turn – Sawdust Road & Conception Bay Highway**

**Motion 2022 – 386                      Badcock/Franey**

Resolved, that the “No Left Turn” signage located at the intersection of Sawdust Road and the Conception Bay Highway be removed.

Opposed by: Mayor Yetman, Deputy Mayor Seymour, Councillor Franey, Councillor Petten, Councillor Deering, Councillor Bowering

Accepted by: Councillor Badcock

Motion Defeated

ADJOURNMENT

**Adjourn**

**Motion 2022 – 387                      Badcock/Franey**

Resolved, that Council now adjourns the regular meeting at 8:50 PM.

Carried unanimously

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Walter Yetman, Mayor

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Christine Bradbury, Town Clerk