



TOWN OF PORTUGAL COVE-ST. PHILIP'S

Public Meeting August 3, 2010 7:30 p.m.

IN ATTENDANCE:	Mayor	Bill Fagan
	Councillors:	Joe Duggan
		Doug Neary
		Gordon Tucker
		Moses Tucker
		Patsy Whitten
	Town Manager	Chris Milley
	Town Clerk	Judy Squires
	Director of Financial Opr.	Tony Pollard

Also in Attendance: Gallery of 19 in attendance.

Mayor Fagan called the meeting to order noting that Deputy Mayor Tucker was on vacation.

ADOPTION OF AGENDA

Motion: Whitten/Duggan
2010-247 Resolved that the **August 3, 2010** agenda be adopted.
Carried
Unanimously

ADOPTION OF MINUTES

Motion: Whitten/Duggan
2010-248 Resolved that the Minutes of the **Regular Public Meeting held July 20, 2010**, be adopted.
Carried
Unanimously

BUSINESS ARISING Mr. Milley presented a detailed Town Manager's report covering the last two council meetings.

COMMITTEE REPORTS

Planning and Development Committee Report – July 27, 2010

The following applications have been considered in accordance with the Municipal Plan and Development Regulations and shall be subject to all other regulatory government agencies. The following are recommendations from the Planning and Development Committee:

**1. Civic # 1586 Thorburn Road
Variance for Accessory Building, Zoning: Heritage Community (HC)**

Motion: Neary/M.Tucker
2010-249 Resolved that the application for Civic# 1586 Thorburn Road be conditionally approved permitting the construction of an accessory building with a 10% variance on the building size. Conditional approval shall be in accordance with Schedule C: Heritage Community, General Regulation 11 - Variances and General Regulation 12 – Notice of Variance.

Carried
Unanimously

**2. Civic # 875 – 877 Indian Meal Line
Application for Small Business – Home Occupation (Office), Zoning: Residential Infill (RI)**

Motion: Neary/Duggan
2010-250 Resolved that the application for Civic# 875 - 877 Indian Meal Line be conditionally approved, permitting a home-based business (office) in association with a waste disposal, mini-bin service. Conditional approval shall be in accordance with Schedule C: Residential Infill Zone Table – Discretionary Uses and the requirements of Regulation 32, Notice of Application and Regulation 90, Discretionary Uses. Conditional approval shall be subject to the provision that not more than one (1) disposal bin is stored on the property; and, the business shall not result in increased traffic flow or vehicular congestion.

Carried
Unanimously

**3. Civic # 1525 Thorburn Road
Application for Dwelling Renovation & Extension, Zoning: Heritage Community (HC)**

Motion: Neary/M.Tucker
2010-251 Resolved that the application for Civic # 1525 Thorburn Road be conditionally approved, permitting the construction of a new dwelling foundation and a 34 m² building extension. Conditional approval shall be in accordance with Development Regulation 49, Non-Conforming Use and Schedule C: Heritage Community Use Zone Table.

Carried
Unanimously

**4. Civic # 1933-1945 Portugal Cove Road
Application for Small Business – Take-Out Kiosk, Zoning: Heritage Community (HC)**

Motion: Neary/Duggan
2010-252 Resolved that Council approve the application for a mobile vending unit in accordance with the Town's Portable Vendors Regulations. The temporary business will operate from the parking lot of the existing fish processing plant on Portugal Cove Road.

Carried
Unanimously

5. Civic # 19 Legion Road

Variance Request for Double Dwelling, Zoning: Residential Medium Density (RMD)

Motion:
2010-253

Neary/M.Tucker

Resolved that the application for Civic # 19 Legion Road be conditionally approved, permitting the construction of a double dwelling with a lot size variance of 10%. Conditional approval shall be subject to consideration of a drainage management plan for the site; approval is required from Department of Environment and Conservation with respect to an existing stream; and the development shall be carried out in accordance with the provisions of Schedule C: Residential Medium Density Use Zone Table; Development Regulation 11 – Variances; Development Regulation 12 – Notice of Variance; and, Development Regulation 32 – Notice of Application.

Carried
Unanimously

6. Civic# 265-267 Bennetts Road

Construct single dwelling, Zoning: Residential Infill (RI) & Residential Rural (RR)

Motion:
2010-254

Neary/M.Tucker

Resolved that the application for Civic # 265-267 Bennetts Road be conditionally approved, permitting the construction of a single dwelling. Conditional approval shall be in accordance with Regulation 47 – Lot Area and Size Exception, as the lot survey pre-dates the registration of the Municipal Plan and Development Regulations.

Carried
Unanimously

7. Residents write with regarding signage for a right of way on Beachy Cove Road.

This matter was considered by the Public Works Committee who recommended against the installation of a sign.

8. Written complaint received regarding noise pollution caused by roosters in a residential neighbourhood.

Staff will correspond in writing with reference to noise regulations.

9. Written complaint about noise pollution from Carew Services.

Staff will correspond in writing with reference to noise regulations.

10. Policy regarding Town Employees entering Private Property

Pursuant to the authority conferred by Section 158 of the Municipalities Act, 1999, and Regulation 33 – Right of Entry of the Town’s Development Regulations.

Permits Issued from July 13, 2010 to July 22, 2010

#	Permit	Issued Date	Civic	Street name	Permit Type
1	10-172	7/16/2010	14	Newbury Street	Accessory Building
2	10-172	7/16/2010	14	Newbury Street	Single Dwelling
3	10-173	7/16/2010	106-120	Western Gully Road	General Repairs & Maintenance
4	10-174	7/16/2010	42-44	Chesley Van Heights	Single Dwelling
5	10-175	7/16/2010	46-48	Chesley Van Heights	Single Dwelling
6	10-175a	7/20/2010	85-89	Dogberry Hill Road	Accessory Building
7	10-176	7/20/2010	3	Brentwood Avenue	Accessory Building
8	10-177	7/20/2010	1910-1914	Portugal Cove Road	General Repairs & Maintenance
9	10-178	7/22/2010	258	Bauline Line Ext	Accessory Building
10	10-179	7/22/2010	901-903	Indian Meal Line	Accessory Building
11	10-180	7/22/2010	1563	Portugal Cove Road	Phase I road construction

Addendum:

**37-43 Emberleys Road
Single dwelling , Zoning – Residential Infill (RI)**

Councillor Neary stated that new information has come forward today in the form of a contract which provides the other half of the land required to provide road access to allow approval of this development.

Motion:
2010-255

Neary/Duggan

Resolved that Council approved the application to construct a single dwelling on property located at civic 37-43 Emberleys Road. Conditional approval shall be in accordance with the Town Plan and Development Regulations and other regulatory bodies as required.

Carried
Unanimously

Rescind previous Motion # 2010-209 re 37-43 Emberleys Road

Motion:
2010-256

Neary/Duggan

Resolved that Council rescind motion 2010-209 from the minutes of July 6, 2010.

Carried
Unanimously.

Parks and Recreation Committee- No meeting held

Public Works Committee – July 28, 2010

1. Update on Fire Department Pumper #1 Tank

The committee was given an update on the Fire Truck tank which was brought to three manufacturers for quotes and was temporarily repaired. The lowest quote that meets the specifications will be accepted.

2. Laser Level

The committee was informed that the Public Works Department will be purchasing a laser level for grading. Quotes are coming in. It will be under \$1000 and will be covered by the current budget.

3. Retaining wall repair at St. Philip's Marina

The committee viewed pictures of a section of rock retaining wall that is starting to collapse toward the marina which poses a safety concern and could lead to further damage if not repaired. Staff is repairing the wall using budgeted funds which should take less than a day and cost about \$1000.

4. Ditching at Windsor Heights

Residents of the area contacted the Town requesting ditching and this work has been done.

5. Waste Water Treatment Training - Gander, October 13-14

Motion:
2010-257

G.Tucker/Duggan
Resolved that two staff members with responsibilities for running the Town's Waste Water Treatment Plants be approved to attend the two day training course in Gander on October 13-14 as allocated in the 2010 budget.

Carried
Unanimously

6. Waste Water Treatment Plant Maintenance

Committee was provided with a detailed report on recent maintenance of the Waste Water Treatment Plants and advised that further recommended work will be shared at a future committee meeting.

Economic Development and Tourism – July 28, 2010

1. Community Beautification

Committee further discussed Beautification Awards and is currently looking at the model used by the City of Thunder Bay. A listing of award categories as well as the rules and regulations that the city uses for judging the competition is circulated for review.

2. Community Garden

With the onset of climate change and in the interest of community sustainability, committee discussed the potential of a community garden. The Recreation Director informed the committee that the Recreation Master Plan includes the future development of a community garden in Voiseys Brook Park. Committee will discuss this further with the Recreation Committee.

3. Tourism Brochure

Since the print of the brochure, staff has received several requests from around the province for the brochure. As well, there has been correspondence received, by staff and Councillors, complimenting the brochure and the information it provides. A staff member with the City of St. John's Tourism Dept. recently called indicating that she has seen the brochure in the Visitor Information Center in Carbonear. She also requested 200 hundred brochures for distribution by the City. Since the last print, staff have mailed out almost 3000 brochures.

Public Relations and Communications – No meeting held

Administration and Finance Committee – July 28, 2010

1. Accounts for Payment

Motion:
2010-258

M.Tucker/Whitten
Resolved that Council pay the accounts as follows:
Regular accounts – totaling \$24,679.62

Carried
Unanimously

2. Tract Consulting Inc.

Motion: M.Tucker/Duggan
2010-259 Resolved that, in accordance with Motion 2010-239 of July 20, 2010, that Council agrees to pay to Tract Consulting Inc. \$8,081.81 for completion of the project for the next stage of development for both Voiseys Brook Soccer Complex and Rainbow Gully Park Softball Complex as detailed in their scope of work and fee estimate dated July 27, 2010.

Carried
Unanimously

3. Purchase of players benches for soccer

Motion: M.Tucker/Duggan
2010-260 Resolved that the Town purchase two 15 foot players benches from from Atlantic Gym & Sports for the lowest quoted price of \$971.69.

Carried
Unanimously

4. End of Season Regatta, Portugal Cove – August 14, 2010

Motion: M.Tucker/Duggan
2010-261 Committee recommends that Council provide requested items for the End of Season Regatta to be held in Portugal Cove on August 14, 2010, providing the Director of Financial Operations can identify an appropriate funding source from the Town's budget.

Carried
Unanimously

5. CUPW – letter re 'The Canadian Postal Charter and the Future'

CUPW has proposed two resolutions (attached for the record) :

- One protesting the service and job cuts at Canada Post and urging the government to consult with people to develop an improved *Canadian Postal Service Charter*
- And, another endorsing a socially responsible vision of Canada Post, as outline in the *People's Postal Declaration*.

Motion: M.Tucker/Duggan
2010-262 Committee recommends that Council support both resolutions proposed by CUPW in reference to the Canadian Postal Charter and the Future and support the request that these be presented to Municipalities Newfoundland and Labrador at the upcoming annual convention being held in October.

Carried
Unanimously

6. Final Report - ICSP

The Town has received the finalized report prepared by ADI Limited for the Integrated Community Sustainability Plan and accepts and tables this document.

CORRESPONDENCE

1. Dept of Municipal Affairs Circular

For info – change in Standard Form of Agreement

2. Dept. of Municipal Affairs Circular

For info – applications are invited for the “Collaborative” projects category under the Canada-Newfoundland and Labrador Building Canada Fund. Package referred to Director of Financial Operations for review.

NEW BUSINESS

1. Road name for ‘the Point’ which is off West Point Road

Councillor Duggan asked for suggestions for naming this area and Councillors are asked to let the Town Manager know and they will be forwarded on to the planning department for review by the Road Bank.

2. Ditching at rock cut

Mayor Fagan reports that with the assistance of the Town of Wabana and the Dept. of Transportation, the issue of the ditching in the area of the rock cut has been successfully dealt with.

ADJOURNMENT:

Motion: Duggan/Neary
2010-263 Resolved that this meeting be adjourned. Time 8:05 pm.
Carried
Unanimously

Mayor Bill Fagan

Judy Squires, Town Clerk