

## TOWN OF PORTUGAL COVE-ST. PHILIP'S

Sept 9, 2008

Public Council Meeting called to order at 7:40 pm.

**IN ATTENDANCE:** Mayor: Norm Collins  
Deputy Mayor: Keith Mercer  
Councillors: Steve Andrews  
Bill Fagan  
Jon Seary  
Town Manager: Rodney Cumby  
Town Clerk/Treasurer: Loretta Tucker

**Also in Attendance:** Gallery of 14 persons

### ADOPTION OF AGENDA

Motion: Andrews/Seary  
08-250 Resolved that the Agenda dated Sept 9, 2008 be adopted.  
Carried  
Unanimously

### ADOPTION OF MINUTES

Motion: Andrews/Seary  
08-251 Resolved that the Minutes of the Public Meeting of August 26, 2008, be adopted  
as presented.  
Carried  
Unanimously

### BUSINESS ARISING

**Town Manager's Report** – dated September 9, 2008.  
The report was presented and read by the Town Manager.

#### Business Arising from Minutes of August 26, 2008

Mayor Collins responded to Councillor Fagan's question on item #2, page 2 regarding Civic #853 St. Thomas' Line.

Councillor Fagan reported on the new Policy Development Bylaw/Regulations, Committee noting that a meeting is scheduled for the week of Sept. 15, 2008.

Councillor Fagan requested information on the posting of a notice on a door, and was advised that this was a legal matter, as well a directive of Council. He was also advised that because it was a legal matter it would not be discussed at a Public Meeting.

**Planning and Development Committee – September 2, 2008**

**1. 36-38 Beachy Cove Road**

Motion: Andrews/Mercer  
#08-252 Resolved that the application to construct off street parking for an existing business at Civic # 36-38 Beachy Cove Road at the following locations:  
(1) Across the street from the business and behind Civic # 21A Beachy Cove Road, and a second area;  
(2) Just off Beachy Cove Road located next to and east of the business at Civic # 36-38 Beachy Cove Road.  
Be conditionally approved, in accordance with the Municipal Plan and Development Regulations, and all other regulatory bodies of government. Applicant is required to submit for Town’s approval: Survey of the property on which the proposed parking sites are located; detailed parking lot layout plan showing the size of the parking lot and number of the parking spaces, access to site (with maximum 12% slope); slope stabilization; location and type of barrier place around parking sites, and; approval from the Department of Transportation and Works.  
Further resolved that the shoreline stabilization for property at Civic # 36-38 be conditionally approved, in accordance with the Municipal Plan and Development Regulations, and all other regulatory bodies of government. Also, requires approval from the Department of Environment and Conservation.

Carried  
Unanimously

**2. Property off Belbin’s Road**

Motion: Andrews/Mercer  
#08-253 Application to construct road extension and single dwelling - Zoning: HC  
Committee recommends that the application for the development of a 61-meter road extension to Belbin’s Road inclusive of turn-around and to construct a single dwelling, on a fully serviced building lot be conditionally approved, in accordance with the Municipal Plan and Development Regulations, and all other regulatory bodies of government. The applicant is to submit to the Town for approval a complete set of detailed engineering drawings for the proposed development. The engineering drawings shall take into consideration the following: To ensure that the existing properties and dwellings are protected from water and/or erosion during construction and in the future; that the development will require Town’s water and sewer services; right-of-way must be established and permit legal transfer of all properties involved in the right-of-way to the Town by the developer; any property that may be acquired from the Crown and/or private owners will be the responsibility of the developer; proper setbacks from existing dwellings; sufficient road frontage for the proposed lot; to protect any local streams buffers, and; the development must have regard for the physical features of the site by ensuring, wherever possible, that the road extension and the lot conforms to the topography of the land so as to reduce the need for excessive cut and fill.

Carried  
Unanimously

**3. Correspondence from ERAB - Department of Municipal Affairs**

- 3.1 Decision of Appeal - Re: 15-17 Spurrell’s Road (fishing shed).
- 3.2 Decision of Appeal - Re: 111-113 Farm Road (building line setback).
- 3.3 Decision of Appeal – Re: 24-26 Kings Hill Road (dwelling extension - watershed)
- 4. **300-348 Beachy Cove Road** - Encroachment on private property.  
Re: Letter forwarded to a resident of the Town regarding encroachment of a quarry onto private property. Submitted to Council for information.

**5. Permits Issued: (August 18 to 28, 2008)**

#	DATE:	CIVIC ADDRESS	DEVELOPMENT
1	Aug.18/08	17, 18-20 Mercers Road	7-Lot Serviced Subdivision
2	Aug. 19/08	283-285 Dogberry Hill Road	Accessory Bldg.
3	Aug. 20/08	202 Tolt Road	Dwelling Extension
4	Aug. 20/08	175-179 Tolt Road	Single Dwelling
5	Aug. 20/08	10 Ursula Crescent	Single Dwelling
6	Aug. 21/08	5 Jenny-Lynn Drive	Demolish Accessory Bldg.
7	Aug. 22/08	54 Dan’s Road	Single Dwelling
8	Aug. 26/08	923-927 Thorburn Road	General Repairs & Mtce.
9	Aug. 26/08	1553-1555 Portugal Cove Rd	Single Dwelling
10	Aug. 26/08	20-24 School Road	Single Dwelling
11	Aug. 28/08	26 Old Cart Road	Occupancy
12	Aug. 28/08	9 Stockton Place	Occupancy
13	Aug. 28/08	11 Country Gardens Road	Single Dwelling
14	Aug. 28/08	1 West Point Road	General Repairs & Mtce.
15	Aug. 28/08	255-257 Dogberry Hill Road	General Repairs & Mtce.

**Parks, Recreation, & Community Services** - No Meeting held.

**Public Works Committee** - No meeting held.

**Public Relations, Economic Development & Tourism Committee**

Sept. 4, 2008

**1. PC-SP Market:**

Committee reported that the Market is gaining some momentum with various types of vendors and the Committee will continue to work with the parties involved to improve the Market. Committee will also look at the feasibility of extending the market through the fall.

**2. Slogan/Logo**

Motion: Seary/Andrews  
#08-254 Resolved that Council adopt the new logo/taglines as presented by Tract Consulting.

Carried For: Collins, Mercer, Seary, and Andrews.  
Against: Fagan

**3. Slogan/Logo Continued.**

Motion: Seary/Andrews  
#08-255 Resolved that Council proceed with replacing welcome signage, directional Signage, as well as vehicle decals to reflect the new logo.

Carried For: Collins, Mercer, Seary, and Andrews.  
Against: Fagan

**Tourism Map**

Motion: Seary/Mercer

#08-256 Resolved that Council have the Tourism Map designed on the reverse side in a brochure. This will highlight, with a brief explanation, trails, churches, parks etc., as well as provide a brief description of the Community itself, at a cost of \$850.00 plus tax and couriers.

Carried  
Unanimously

#### **4. Newsletter**

Motion: Seary/Mercer  
#08-257 Resolved that Council incorporate the new Town Logo into the newsletter as soon as possible.

Carried For: Collins, Mercer, Seary, and Andrews.  
Against: Fagan

#### **5. Special Edition Newsletter**

Motion: Seary/Mercer  
#08-258 Resolved that Council print this special edition newsletter in colour, highlighting the new Town Logo and taglines, as well featuring a full size colour edition of the new tourism map.

Carried For: Collins, Mercer, Seary, and Andrews.  
Against: Fagan

### **Finance & Administration Committee – September 8, 2008**

#### **1. Correspondence from Lion's Club re: Their October Recruitment**

Motion: Mercer/Seary  
#08-259 Resolved that the Portugal Cove-St. Philips Lions Club be granted permission to place 2 portable signs in our Town during the month of October. This is for the sole purpose of recruiting residents to become members of the Portugal Cove-St. Philips Lions Club.

Carried  
Unanimously

Motion: Mercer/Seary  
#08-260 Resolved that the Lion's Club be granted permission to place notices on the Town's Bulletin Boards, and also to prepare and have included in our Town's Newsletter a notice to the public regarding their recruitment.

Carried  
Unanimously

#### **2. Correspondence from Resident 310 Bauline Line**

This item is referred this item to Planning and Development Committee for further investigation.

#### **3. Daffodil Place Campaign – Request to Towns and Cities to pay .50 cents per capita**

Motion: Mercer/Andrews  
#08-261 Resolved that Council make a contribution to the Daffodil Place Campaign in the amount of .50 cents per capita. This will result in a donation of \$3,287.50, this will come from the Town's Donation Budget of \$5,000.

Carried  
Unanimously

Latest Statistics Canada Report: population of the Town is 6575.

#### **4. Provincial Roads Upgrading**

Committee advises that work is progressing favorably on Old Broad Cove Road with paving expected to start in the not to distant future.

Mayor Collins gave details on the 1 km. of Portugal Cove Road that comes under the jurisdiction of the City of St. John's. He advised that he is anticipating a response from the Minister, to his meeting with the Deputy Minister.

Mayor Collins will also write a letter to the Minister requesting to have the Department endeavor to resolve the issue of the 1 km. section of road, and will request an explanation on the signage on this portion of the road.

**5. Expense Report:** Period dated September 9, 2008, was circulated to Council at the beginning of this meeting.

## **CORRESPONDENCE`**

### **1. J. Neary**

Thank you note from J. Neary for the Town's recent donation.

### **2. Newfoundland and Labrador Command – RCL**

14<sup>th</sup>. Annual consecutive year the Government of Newfoundland and Labrador and the Provincial Command the RCL have sponsored the "Fly the Flag of Remembrance.

Ceremony this year is Thursday, October 30<sup>th</sup>, 2008, noon, in the Main Lobby of Confederation Building. All members of Council are invited to attend this special Ceremony of Remembrance.

### **3. MNL – Message from President Graham Letto**

Regarding the holding of the MNL Convention in St. John's.

Mayor Collins advised that at the recent UMC Meetings in Marystown, the UMC Committee discussed this issue and will be sending out a survey to all Municipalities.

### **3. Tourngat Municipal Achievement Awards**

Circulated for information.

## **GENERAL/NEW/UNFINISHED BUSINESS**

### **1. Dispute Resolution Committee**

Mayor Collins advised that the DRP Committee would be meeting tomorrow, September 10, 2008 and that a report to Council would follow.

Further advised that 2 sets of minutes would be posted on the website.

### **2. MNL Info Note**

Information on questions asked regarding the *Solid Waste Management By-Laws* will be forwarded to MNL Office.

Councillor Fagan noted that Council should request a copy of *The Great Humber Joint Council's Waste Management By-Law* when completed.

3. **Harassment in the Workplace** re: “Any necessary Legal Services.  
This item is referred to: *The Policy Development Bylaws/Regulations, and Policies Committee*

**4. Ministerial Directive**

Mayor Collins advised that we have not received a response from the Minister regarding his Correspondence whereby he requested financial assistance re the cost to date on the Dispute Resolution Policy and the Ministerial Directive.

Mayor Collins Further advised that he is hopeful that we will receive a letter in the very near future.

Cost related to this issue will be reviewed at the next Finance and Administration Committee.

**5. Councillor Fagan circulated a report** on the status of the *Policy Development/Bylaws/Regulations Committee*.

Mayor Collins asked that the *MNL 2008 Advocacy Days Report* be copied to all members of Council.

Please Note: This 4-page document has been copied and circulated to all members of Council.

**ADJOURNMENT**

Motion: Andrews/Mercer  
08-262 Resolved to adjourn this meeting.  
Time: 8:50 p.m.

Carried  
Unanimously

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Mayor Norm Collins

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Town Clerk, Loretta Tucker