

**Town of Carbonear**  
**Regular Council Meeting, May 20<sup>th</sup>, 2008**

Minutes of a regular meeting of the Council of the Town of Carbonear  
held in Council Chambers, May 20<sup>th</sup>, 2008 at 7:30pm

**Members Present:** Mayor Sam Slade  
Deputy Mayor Ned Slade  
Councillors Jim Burden  
John Comerford  
Fred Earle

**Members Absent:** Councillors Gladys Mercer  
Terry Emberley

**Also Present:** Town Clerk Cathy Somers  
Town Administrator Cynthia Davis  
Director of Operations & Public Works Brian O'Grady  
Director of Recreation & Tourism Rob Button

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1. Calling of Meeting to Order  
Mayor called the meeting to order at 7:34pm and welcomed everyone present at the meeting.
  
  2. Adoption of Minutes
    - a) May 5<sup>th</sup>, 2008 Regular Meeting  
**Motion 08-149** **E. Slade / F. Earle**  
*Resolved that the minutes of the April 28<sup>th</sup>, 2008 regular meeting of council be adopted as presented.*  
Favour 7; Opposed 0; **Carried**
    - b) May 5<sup>th</sup>, 2008 Privileged Meeting  
**Motion 08-150** **J. Comerford / F. Earle**  
*Resolved that the minutes of the May 5<sup>th</sup>, 2008 privileged meeting of council be adopted as presented.*  
Favour 7; Opposed 0; **Carried**
  
  3. Business Arising From Minutes
    - ▶ Request from Fire Department for new fire truck - Town Administrator advised that Council would have to consider this purchase on their capital works priority listing.
    - ▶ Mayor Slade asked if we have any response from the letter sent to the Health Board regarding the shortage of family physicians in the area. No response has been received to date.
    - ▶ Motions to be ratified from the May 5<sup>th</sup>, 2008 Privileged Meeting of Council. Mayor Slade asked that Motion SPE 08-05-05-001 be ratified.

**Motion 08-151****F. Earle / J. Burden**

*Resolved that the Town of Carbonear issue an order to the property owner of 38 Irishtown Road giving 24 hours notice that the Town crews and equipment will proceed with the clean up of his property on Irishtown Road and the cost of this clean up will be invoiced to the property owner, and giving further notice that the Town of Carbonear will not permit any further scrapping of vehicles on that property.*

Favour 4; Opposed 1; **Carried**

Mayor Slade opposed the motion.

Mayor Slade asked that Motion SPE 08-05-05-002 be ratified.

**Motion 08-152****F. Earle / J. Burden**

*Resolved that the Town of Carbonear issue an order to the property owner of 177 Water Street giving 24 hours notice that the Town crews and equipment will proceed with removal of the structure located on his property, and the cost of this work will be invoiced to the property owner.*

Favour 5; Opposed 0; **Carried**

Mayor Slade asked that Motion SPE 08-05-05-003 be ratified.

**Motion 08-153****J. Comerford / F. Earle**

*Resolved that the Town of Carbonear issue a Clean Up order to the property owner of 57 The Gap Road giving 14 days notice to clean up the debris on his property.*

Favour 5; Opposed 0; **Carried**

Mayor Slade asked for an update on the capital works to be completed

Town Administrator advised that MRIF Project Phase 1 should start anytime now, Phase 2 & 3 have not yet been approved.

The two bridges on Southside Lower Road and Highroad South, should be started by June 15, 2008, with Southside Lower Road bridge being done first, followed by Highroad South bridge.

Town Administrator to obtain an update from Harris & Associates on the time frame for completion of the Chantal work.

4. Delegations

5.1 Correspondence, Permits & Development

- a) Crown land application for land in English Hill Extension area.  
Reviewed by the Development Committee.

**Motion 08-154****J. Comerford / F. Earle**

*Whereas the area is zoned Rural, and residential dwellings are not a permitted use in the Rural Zone, Be It Resolved that the Town of Carbonear deny the Crown Land application as submitted for a housing lot off English Hill Extension.*

Favour 5; Opposed 0; **Carried**

- b) Application to construct a single dwelling home at 22 Mahaney's Lane.  
Reviewed by the Development Committee.  
**Motion 08-155** **J. Comerford / E. Slade**  
*Resolved that the Town of Carbonear approve a permit to construct a single dwelling home at 22 Mahaney's Lane as per the application submitted and in accordance with the Carbonear Municipal Plan and Development Regulations.*  
Favour 5; Opposed 0; **Carried**
- c) Application to construct a single dwelling home at 12 O'Driscoll's Lane  
Reviewed by the Development Committee.  
**Motion 08-156** **J. Comerford / F. Earle**  
*Resolved that the Town of Carbonear approve a permit to construct a single dwelling home at 12 O'Driscoll's Lane as per the application submitted and in accordance with the Carbonear Municipal Plan and Development Regulations.*  
Favour 5; Opposed 0; **Carried**
- d) Application to renovate property at 167 Water Street  
Reviewed by the Development Committee.  
**Motion 08-157** **J. Comerford / E. Slade**  
*Resolved that the Town of Carbonear approve a permit for renovations to the building at 167 Water Street provided that the applicant confirms that he will be using similar materials to that used by the other properties renovated on Water Street over the past couple of years.*  
Favour 5; Opposed 0; **Carried**
- e) Application to operate a Hair Salon at 110 Columbus Drive  
**Motion 08-158** **J. Comerford / E. Slade**  
*Resolved that the Town of Carbonear approve a permit for the operation of a Hair Salon at 110 Columbus Drive, subject to receipt of approval from Government Service Centre.*  
Favour 5; Opposed 0; **Carried**
- f) List of Permits #4035 - 4051.  
**Motion 08-159** **J. Comerford / F. Earle**  
*Resolved that the Town of Carbonear approve the list of permits #4035 - 4051*  
Favour 5; Opposed 0; **Carried**

## 5.2 Correspondence, Requiring Council's decision

- a) Lung Association of Newfoundland and Labrador, Request for Council's support of the Association's campaign for smoke-free cars with kids.  
Council to review the information.  
Deferred for decision at the next meeting.
- b) Joint Mayors Association of Trinity-Bay de Verde, Request for support of petition, Re. Cell Phone Coverage - New Harbour to Adam's Cove  
Reviewed.  
Town Clerk to post the petition, Council will support the petition.

## 5.3 Correspondence, Received and action taken

Council reviewed the following correspondence and action taken:

- a) MNL, Notification of LADR Workshop, June 13 & 14, 2008 at Rising Tide Theatre,

Trinity, NL

Copied to Council for consideration.

- b) Department of Tourism, Culture and Recreation, Office of the Minister,  
Re. Community Capital Grant Application for 2008/2009.  
Forwarded to the Director of Recreation and Tourism and the Carbonear Recreation Commission.
- c) Newfoundland Historic Trust, Re. Old Post Office, Notice that the Old Post Office has been selected for a Southcott Award. The Awards ceremony will take place the evening of Thursday, June 12<sup>th</sup>, 2008 at the Basilica Museum Library in St. John's. Invitations to follow.  
Letter placed on file.
- d) Department of Municipal Affairs, Engineering & Land Use Planning Division,  
Re. Municipal Plan Amendment No. 9, 2008 and Development Regulations Amendment No. 14, 2008  
Public Hearing to be scheduled.
- e) NL Public Health Laboratory, Water Samples taken on April 28, 2008 at Red Circle, Town Office and Western Petroleum.  
All results marked satisfactory and placed on file.
- f) Department of Environment and Conservation, Water Resources Management Division  
Copy of Permit for Development for Newfoundland Power Inc. to construct a Pole Line Extension - Little Island Pond Protected Public Water Supply  
Placed on file.

6. Committee Reports

a) Development Committee

Councillor Comerford presented the following recommendation from the Development Committee:

**Motion 08-160**

**J. Comerford / F. Earle**

*Under the authority of Section 16, Section 17 and Section 18 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear*

- a) *Adopted the Town of Carbonear Municipal Plan Amendment No. 8, 2008 on the 18<sup>th</sup> day of February, 2008.*
- b) *Gave notice of the adoption of the Town of Carbonear Municipal Plan Amendment No. 8, 2008 by advertisement inserted on the 1<sup>st</sup> day of April, 2008 in The Compass newspaper.*
- c) *Set the 24<sup>th</sup> day of April, 2008 at 7:30p.m. at the Carbonear Town Office for the holding of a public hearing to consider objections and submissions.*

*Now under section 23 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear approves the Town of Carbonear Municipal Plan Amendment No. 8, 2008 as adopted.*

Favour 5; Opposed 0; **Carried**

**Motion 08-161**

**J. Comerford / F. Earle**

*Under the authority of Section 17 and Section 110 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear*

- a) *Adopted the Town of Carbonear Development Regulations Amendment No. 12, 2008 on the 18<sup>th</sup> day of February, 2008.*
- b) *Gave notice of the adoption of the Town of Carbonear Development Regulations Amendment No. 12, 2008 by advertisement inserted on the 1<sup>st</sup> day of April, 2008 in The Compass newspaper.*

*Now under section 23 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear approves the Town of Carbonear Development Regulations Amendment No. 12, 2008 as adopted.*

Favour 5; Opposed 0; **Carried**

7. Reports from the Town Administrator and Department Heads

a) Town Administrator

Town Administrator advised that she previously copied and distributed the report to Council. Any questions on the report could be directed to her.

b) Director of Operations and Public Works

Director of Operations and Public Works advised that he previously copied and distributed the report to Council.

Some items to be brought to Council's attention include:

Tender - Pick up truck.

**Motion 08-162**

**F. Earle / E. Slade**

*Resolved that the Town of Carbonear award the tender for the purchase of a new pick up truck to the Royal Garage at a cost of \$28,361.70 , which was the lowest tender received.*

Favour 5; Opposed 0; **Carried**

**Motion 08-163**

**F. Earle / J. Comerford**

*Resolved that the Town of Carbonear apply for approval to borrow to finance the purchase of a new pick up truck at a cost of \$28,361.70.*

Favour 5; Opposed 0; **Carried**

Councillor Comerford asked if the re-cycler was in operation today. Brian advised it wasn't, as the crews were completing metals pick up.

Town Administrator advised that the garbage contractor informed her that it will take 3 or 4 loads in each zone to pick up all the clean up garbage.

Councillor Burden asked if the garbage behind the mail boxes on Lower Southside Road was cleaned up. Brian advised that our crews identified the garbage, some mail was identified, and the person who owned the garbage, then cleaned it up, however it was not dumped there by that individual.

Councillor Burden felt the person who dumped this garbage should be prosecuted, however we were not able to identify who dumped the garbage.

Councillor Earle asked if the car wreck on Lower Southside on the old track has been removed. It was noted that a load of shingles have been dumped there as well. Town Administrator to have Ron investigate.

Councillor Comerford asked that we write the owners of the Meal Plant to request that they install and lock the gates to the property to secure the premises.

Brian advised that the playground equipment installation was started today in Crockers Cove and crews should pour the concrete tomorrow.

c) Director of Recreation & Tourism

Director of Operations and Public Works advised that he previously copied and distributed the report to Council. Rob reviewed his report with Council. College of the North Atlantic will contribute to the development of the Crossroads green space in partnership with the Carbonear Recreation Commission. Town Administrator to send a letter of thanks to CONA for their community participation with Town projects.

Deputy Mayor Slade asked about the grant proposal for Paddy's Garden. Rob 8-10 workers applied for 12 weeks, however, we have no formal response to date.

Mayor Slade noted that last year there were some repairs that should have been done to the train car including painting, plexi glass for windows. Mayor Slade asked that Rob ensure these repairs are completed this year.

Brian advised that the North side lookout has been cleaned up. Garbage to be completed on a regular basis. Rob will have this done on a daily basis, once equipment has all been put in place.

Councillor Earle asked if all the parts for the HVAC system have been received yet. Rob advised that they have not been able to find a humidistat, however they are still trying to locate that part.

8. Finance

a) Operating Expenditures totaling \$17,810.49

**Motion 08-164**

**E. Slade / J. Comerford**

*Resolved that the Town of Carbonear approve for payment the list of invoices totaling \$17,810.49.*

Favour 5; Opposed 0; **Carried**

9. Regulations

None

10. General Business

None

11. Notices of Motion

No notices of motions were given.

12. Adjournment

**Motion 08-165** to adjourn at 8:18 **F. Earle / E. Slade**

Favour 5; Opposed 0; **Carried**

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Mayor Sam Slade

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Cathy Somers, Town Clerk