

Town of Carbonear
Regular Council Meeting, January 12, 2021
Minutes of a regular meeting of the Council of the Town of Carbonear
Electronic meeting (Zoom webinar), January 12, 2021 at 5:30pm

Members Present: Mayor Frank Butt
Deputy Mayor Chris O'Grady
Councillors Danielle Doyle
Ray Noel
Vic Jenkins
Amanda Dowden
David Kennedy

Also Present: CAO Cynthia Davis
Town Clerk Cathy Somers
Director of Operations & Public Works Brian O'Grady
EDTO Kerri Abbott

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1. Calling of Meeting to Order
Mayor Butt called the meeting to order at 5:32 pm and welcomed everyone to the meeting. Several participants are registered for today's virtual meeting of Council.
 2. Adoption of the Agenda for January 12 Regular Meeting
Motion 21-001 C. O'Grady / V. Jenkins
Resolved to adopt the agenda of the January 12, 2021 Regular Meeting of Council.
Favour 7; Opposed 0; **Carried**
 3. Adoption of the minutes
 - a) Regular Meeting – December 22, 2020
Motion 21-002 R. Noel / A. Dowden
Resolved to adopt the minutes of the December 22nd, 2020 Regular Meeting of Council.
Favour 7; Opposed 0; **Carried**
 4. Business Arising from Minutes
No business arising from the minutes.
 5. Delegations
No delegations listed.
 6. Correspondence, Permits & Development
 - a) Permit Listing # 9375-9382
Councillor Doyle requested Council to review the list of permits for any possible conflict of interest.
Motion 21-003 D. Doyle / V. Jenkins

Resolved to approve permits # 9375-9382 as per applications received and conditional up on the work being completed in accordance with the Town of Carbonear Municipal Plan and Development Regulations and other applicable regulations and policies.

Favour 7; Opposed 0; **Carried**

6.1 Correspondence, requiring Council's decision

a) Epilepsy NL & Labrador

RE: Purple Day March 26 – Proclamation to be signed

Motion 21-004

C. O'Grady / V. Jenkins

Whereas: Purple Day is a global effort dedicated to promoting epilepsy awareness in countries around the world; and,

Whereas: Purple Day was founded by nine year old Cassidy Megan of Nova Scotia who wanted to let people know that if you have epilepsy you are not alone; and,

Whereas: Epilepsy is one of the most common neurological conditions, estimated to affect over 10,000 people in Newfoundland and Labrador, over 300,000 people in Canada, and 50 million people worldwide; and,

Whereas: One in ten persons will have at least one seizure during his or her lifetime; and,

Whereas: The public is often unable to recognize common seizure types, or how to respond with appropriate first aid; and,

Whereas: Purple Day will be celebrated on March 26th annually to increase understanding, reduce stigma and improve the quality of life for people with epilepsy throughout the country and globally:

Therefore: Be it resolved that the Town of Carbonear do hereby proclaim March 26th as Purple Day in an effort to raise the awareness and understanding of epilepsy and to support all those who live with seizures each day.

Favour 7; Opposed 0; **Carried**

6.2 Correspondence received and action taken

Council reviewed the following listing of correspondence and approved the action taken on each item:

a) Government NL

- Department of Environment, Climate Change and Municipalities
RE: Funding approval in the amount of \$119,946.40 under the Covid-19 Stimulus Program on a 90/10 cost shared basis to complete upgrades to Paddy's Garden stage, event building and greenspace project.

Forwarded to Recreation, Special Events, Tourism and Culture committee

CAO noted the substantial amount approved under this funding.

- Water Resources Management Division
Department of Environment, Climate Change and Municipalities
RE: Watershed Management Plan for the Town of Carbonear

- Forwarded to Public Works, Waste Management & Community Services committee
- Department of Justice and Public Safety regarding Memo on Fire Fighting Equipment / Vehicle Cost-Shared Funding programs
Copied to the Chief Administrative Officer and the Fire Department
- b) MMSB, Community Waste Diversion Fund
RE: Funding application deadline February 15, 2021
Forwarded to Public Works, Waste Management & Community Services committee
- c) Property owner, Blueberry Crescent
RE: concern with atv trails and the slide path next to their property
Forwarded to Recreation, Special Events, Culture and Tourism committee
- d) Correspondence regarding fence on the property, Gould's Road
Forwarded to Economic Development, Planning and Land Use Development committee
- e) Heritage NL
RE: Restoration Grant deadline – February 15, 2021
Forwarded to Recreation, Special Events, Culture and Tourism committee
- f) Eastern Health
RE: Grief and Bereavement group meeting times
Copied to Council, placed on social media and Town website.
- g) Property owner, Crowdy Street
RE: concern with fireworks
Forwarded to Public Works, Waste Management & Community Services committee
- h) Property owner, Water Street
RE: Request to keep front patio
Forwarded to Development committee

7. Committee Reports

- a) Economic Development, Planning and Land Use Development
Councillor Doyle advised that the committee met on January 7th and noted the following from the meeting:
There are less permits being approved this time of year and the Committee has made a change where the MEO will attend the first meeting of each month.
 - MEO Report
The committee recommends sending orders to those that were sent correspondence but still have not applied for permits.
Motion 21-005 **D. Doyle / D. Kennedy**
Resolved to send an order to the following properties for development completed in non-compliance.
 - 137 Highroad South, construction of a greenhouse and the placement of a portable shelter.
 - 16 South Side Lower Road – completing fence repairs without a permit
 - 6 Rusted Place, construction of a deck and shed

- 14 Lemarchant Street, construction of a deck
- 2 Goodison Street, replace front deck and fence
- 20 Clarke's Road, construct a greenhouse
- 38-40 Hoyles Road, reshingle roof
- 59 Southside Lower Road, construction of a deck
- 1-3 Winter Place, construct a greenhouse
- 1 Goodison Street to remove the front fence

Favour 7; Opposed 0; **Carried**

There was discussion on another number of properties, which have been deferred until spring.

There was also a number of files that are finally closed as work has been completed for compliance.

➤ Development Applications

Motion 21-006

D. Doyle / V. Jenkins

Resolved to approve the following applications in accordance with applications submitted, the Town of Carbonear Municipal Plan and Development Regulations and other conditions as specified:

- *110 White's Road to renew permit to operate a domestic saw mill for personal use, subject to operation and maintenance of sawmill in accordance with provincial guidelines and regulations; sawmill to be operated within the accessory building on the property to reduce noise during operation.*

Favour 7; Opposed 0; **Carried**

The CAO noted that this has to come back annually to be renewed so Council can ensure there are no concerns with the operation.

Another application for a temporary storage shed for winter was reviewed. The portable shelter does not meet the minimum 1.5m sideyard requirement. The actual measurement is 0.6m. Per the survey attached, it appears there maybe space to relocate the shed to meet the regulations. The committee recommends to complete further review of the application to determine if the storage shed can be placed on the property in compliance with the Development Standards before refusing the application.
Deferred.

➤ Correspondence

Water Street property, Request for extension to keep the greenhouse on the property until the spring.

The committee recommends to approve the request to allow the greenhouse placed to remain on the property situate at 180 Water Street until the spring at which time the permit holder will have to remove or relocate if the greenhouse is outside the property boundary.

Gould's Lane, issue regarding fence on property

The Director of Operations has been speaking to the property owner and permit holder and have come to an agreement on the matter.

➤ New Business

Wexford Road, Motion for refusal

Previously we reviewed a permit application and didn't approve it, however a refusal motion is required for an application that is not approved.

Motion 21-007

D. Doyle / R. Noel

Resolved to refuse the application to construct a new dwelling situate at Wexford Road since the area is zoned Rural and the proposed development does not meet the requirements of the Town of Carbonear Municipal Plan and Development Regulations and the site is lacking adequate road access, sanitary facilities and domestic water.

Favour 7; Opposed 0; **Carried**

The CAO advised information has been relayed to the applicant as to what is required to have it approved. The decision is appealed and scheduled for an appeal hearing in March, 2021.

Mayor Butt asked for an update on the property of 9 Patrick Street.
CAO advised this matter has been referred to Public Works Committee

8. Reports of Chief Administrative Officer and Department Heads
None listed.

9. Finance

- a) Operating Invoices over \$2,000.00 in the amount of..... \$122,605.46

Motion 21-008

C. O'Grady / R. Noel

Resolved that the Town of Carbonear approve for payment the list of operating invoices over \$2,000 as submitted, totaling \$122,605.46.

Favour 7; Opposed 0; **Carried**

10. Regulations
None listed.

11. New Business
None listed.

12. Notices of Motion
No notices of Motions were filed.

13. Adjournment

Motion 21-009

A. Dowden / C. O'Grady

Resolved that the meeting adjourn at 5:47pm.

Mayor Butt advised that the next meeting is scheduled for January 26th, 2021 at 5:30pm.

Favour 7; Opposed 0; **Carried**


Deputy Mayor Chris O'Grady


Cathy Somers, Town Clerk