

Public Meeting of Witless Bay Council
Town Hall
July 26, 2016

Attending: Mayor Sebastien Despres, Deputy Mayor Dena Wiseman, Councillors Kevin Smart, Vince Swain, Ralph Carey
Absent: Councillor Ken Brinston
Recording: Barb Harrigan

1. The meeting was called to order by Mayor Sebastien Despres at 7:37 p.m.
2. **2016-156** Councillor Ralph Carey/Vince Swain
Be it resolved Council adopt the Agenda of July 26, 2016.

2016-157 Amendment: Deputy Mayor Dena Wiseman/Councillor Ralph Carey
Be it resolved Council amend the agenda to remove items 8 e-l and 11 f & g.
Amendment carried unanimously.
Motion to adopt the agenda as amended carried unanimously.
3. **2016-158** Deputy Mayor Dena Wiseman/Councillor Ralph Carey
Be it resolved Council adopt the June 14, 2016 Minutes of Public Meeting.

2016-159 Amendment: Deputy Mayor Dena Wiseman/Councillor Ralph Carey
Be it resolved Council remove the wording, "regarding Recommendation #3-Crown Land Grants"
from Motion# 2016-117.
Amendment carried unanimously.
Motion to adopt the June 14, 2016 Minutes of Public Meeting carried unanimously.
4. **2016-160** Councillor Ralph Carey/Deputy Mayor Dena Wiseman
Be it resolved Council adopt the June 2, 2016 Minutes of Privileged Meeting.
Motion carried unanimously.
5. **2016-161** Deputy Mayor Dena Wiseman/Councillor Kevin Smart
Be it resolved Council adopt the July 4, 2016 Minutes of Privileged Meeting.
Motion carried unanimously.
6. **2016-162** Councillor Ralph Carey/Deputy Mayor Dena Wiseman
Be it resolved Council adopt the July 11, 2016 Minutes of Privileged Meeting.
Motion carried unanimously.
7. Presentation – Jennifer Aspell

Councillor Vince Swain left the chambers at 7:45 for Council to vote whether or not he would be in a conflict of interest on this matter since his son owns property adjacent to Mrs. Aspell, and Councillor Swain and his sister-in-law owns property below the ditch.

2016-163 Councillor Ralph Carey/Deputy Mayor Dena Wiseman

Be it resolved Council declare Councillor Vince Swain is not in a conflict of interest on this matter.

For the motion: Councillors Ralph Carey, Kevin Smart, Deputy Mayor Dena Wiseman

Against the motion: Mayor Sebastien Despres

Motion carried.

Councillor Swain returned to the chambers at 7:50 p.m.

Jennifer Aspell, a resident of 21-23 Andrew's Lane, gave a presentation pertaining to a development off Gallows Cove Road.

8. Business arising from Minutes:

- a. Quotes for Dredging - Public Works to prepare a scope of work to put out on tender.
- b. Quotes for Asphalt – Public Works to finalize a list, and forward it to the office.
- c. Quotes for ditching

2016-164 Councillor Ralph Carey/Deputy Mayor Dena Wiseman

Be it resolved Council accept the lowest bid from Harbour Construction for \$6267.50 for the Town's ditching.

Motion carried unanimously.

d. Results of Variance Notice for 29 Andrew's Lane

Councillor Vince Swain declared himself to be in a conflict of interest and left the chambers at 8:05 p.m.

2016-165 Councillor Ralph Carey/Councillor Kevin Smart

Be it resolved Council approve in principle single family home on 29 Andrew's Lane subject to approval from Services NL and any other government agencies having jurisdiction.

Motion carried unanimously.

Councillor Swain returned to the chambers at 8:10 p.m.

- e. Southside Track Phase 11 – Tender Update
Closing date on tender is August 5, 2016.

9. New Business:

- a. Adoption of Shamrock Shore Regional Emergency Management Plan

2016-166 Deputy Mayor Dena Wiseman/Councillor Ralph Carey

Be it resolved Council adopt the Shamrock Shore Regional Emergency Management Plan with the amendments proposed by Fire & Emergency Services NL.

Motion carried unanimously.

- b. Architect49 Proposed Fire Station and Town Hall

2016-167 Deputy Mayor Dena Wiseman/Councillor Kevin Smart

Be it resolved Council approve Project 1: Renovation and Addition to Depot for new Fire Hall, Phase 1 – EDI in the amount of \$61,685.00 + HST.

Motion carried unanimously.

2016-168 Deputy Mayor Dena Wiseman/Councillor Kevin Smart

Be it resolved Council approve Project 2: Renovations and Addition to Town Hall, Pre-Design in the amount of \$16,875.00 + HST.

Motion carried unanimously.

- c. ACOA – Town’s Recreational Park Redevelopment

2016-169 Councillor Ralph Carey/Councillor Vince Swain

Be it resolved Council approve the revised list, and submit it to ACOA for their consideration.

Motion carried unanimously.

- d. NL Power – LED Lighting to be installed in Emerald Estates Sub-divison.

- e. Candidate Selection – Avalon Region: Councillors selected Joedy Wall (Town of Pouch Cove), Roddy Paul (Town of Ferryland), Norman Hillier (Town of Clarke’s Beach), Moses Tucker (Town of Portugal Cove-St. Phillip’s)

- f. Correspondence- Developers Joanie Tobin & Fraser Paul – A letter is to be drafted and forwarded to the developers.

- g. Culvert issues off Gallows Cove Road

2016-170 Councillor Vince Swain/Councillor Ralph Carey

Be it resolved that the culvert that was recently installed be removed;

2. Restore the neighbours’ land to its original state and reinstate its original plant life; and
3. Restore the ditch to its original state

Motion carried unanimously.

2016-171 Deputy Mayor Dena Wiseman/Councillor Ralph Carey

Be it resolved Council consult with the Town Planner, Municipal Affairs and Service NL regarding building too close to drainage ditches and property lines.

Motion carried unanimously.

2016-172 Councillor Ralph Carey/

Be it resolved the Town of Witless Bay approve Quonset Sheds for future development.

Councillor Ralph Carey retracted his motion.

2016-173 Deputy Mayor Dena Wiseman/Councillor Ralph Carey

Be it resolved Council approve the size and style (23x25) of the Quonset Shed if the resident clads the front and back of the shed in materials similar to his family dwelling.

For the motion: Deputy Mayor Dena Wiseman, Councillor Kevin Smart, Councillor Ralph Carey

Against the motion: Mayor Sebastien Despres, Councillor Vince Swain

Motion passed.

2016-174 Councillor Ralph Carey/Councillor Kevin Smart

Be it resolved Council will further discuss the existence of Quonset Sheds in the Town of Witless Bay at the next Planning Meeting.

Motion carried unanimously.

10. Finance:

- a. Payables/Income Statement: Information Only
- b. Southern Shore Stabilization Fee- Arena: Council requested Financial Statements from Arena, along with a list of communities that contributed in previous years, and the amounts.

11. Public Works & Compliance:

- a. **2016-175 Councillor Ralph Carey/Councillor Vince Swain**
Be it resolved Council approve application for single family home on 77 Country Path Drive subject to approval from Service NL and any other government agencies having jurisdiction.
Motion carried unanimously.
- b. **2016-176 Councillor Ralph Carey/Deputy Mayor Dena Wiseman**
Be it resolved Council approve application for single family home on 20-22 Hillsway Drive subject to approval from Service NL and any other government agencies having jurisdiction. Permit is not to be released until the office receives a survey in the applicants' name.
Motion carried unanimously.
- c. **2016-177 Councillor Ralph Carey/Deputy Mayor Dena Wiseman**
Be it resolved Council approve application for single family home on John C's Grove Road (Shea's) subject to approval from Service NL and any other government agencies having jurisdiction. Be it further resolved that the road be brought up to current Town standards prior to development. Permit is not to be released until all side yard measurements are submitted to the office.
Motion carried unanimously.
- d. Residential single family dwelling 19 Irishtown Road - Deferred pending more information from applicant.
- e. **2016-178 Councillor Ralph Carey/Councillor Kevin Smart**
Be it resolved Council approve renovations and extension on 19 Irishtown Road pending specific site measurements from all boundaries.
Motion carried unanimously.
- f. Boundary Fence – 4 Mallowney's Lane

2016-179 Councillor Ralph Carey/Councillor Kevin Smart

Be it resolved Council approve fencing of property subject to limits of current survey.

Motion carried unanimously.

- g. Clean up property – 550 Southern Shore Highway

2016-180 Councillor Ralph Carey/Councillor Kevin Smart

Be it resolved Council approve application to clean up property providing that no additional materials be brought to or removed from the site.

Motion carried unanimously.

- h. **2016-181** Councillor Ralph Carey/Deputy Dena Wiseman

Be it resolved Council approve Crown Land application for sub-division on Dean's Road.

Motion carried unanimously.

- i. **2016-182** Deputy Mayor Dena Wiseman/Councillor Ralph Carey

Be it resolved Council set up a meeting with the applicant to discuss the potential sub-division on North Side Track.

Motion carried unanimously.

- j. **2016-183** Councillor Ralph Carey/Deputy Mayor Dena Wiseman

Be it resolved Council deny access road to private property since the applicant doesn't own a 15m wide access from a publicly maintained road as is required by the Town and since the indicated access from the publically maintained road on the application crosses private property and or properties not under the ownership of the applicant, the request for approval of the Municipal Recommendation form for Crown Lands from the Town be denied.

For the motion: Mayor Sebastien Despres, Deputy Mayor Dena Wiseman, Councillor Kevin Smart, Councillor Ralph Carey

Against the motion: Councillor Vince Swain

Motion carried.

12. **2016-184** Councillor Dena Wiseman/Councillor Ralph Carey

Be it resolved council adjourn the public meeting of Council at 9:57 p.m.

Motion carried unanimously.