



***MINUTES***  
PUBLIC COUNCIL MEETING  
July 21, 2014

---

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on July 21, 2014 at 7:32 p.m.

**Members Present**

Mayor Ralph Tapper  
Deputy Mayor Geoff Gallant  
Councillor Thomas Hall  
Councillor Peggy Roche  
Councillor Craig Scott  
Councillor Mary Thorne-Gosse

**Staff Present**

Dawn Chaplin, CAO/Town Clerk  
Tina Auchinleck-Ryan, Director of Community Services  
Ann Picco, Executive Clerk

**Regrets**

Councillor Carol Ann Smith  
Bernie Manning, Director of Public Works & Technical Services  
Brian Winter, Director of Planning

**Gallery**

There were a total of 6 people in attendance.

**Adoption of Agenda**

355-14      Motion – Councillor Roche / Councillor Thorne-Gosse

**RESOLVED THAT** the Agenda be adopted, as presented.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Adoption of Minutes**

356-14      Motion – Councillor Scott / Deputy Mayor Gallant

**RESOLVED THAT** the Minutes of the July 7, 2014 Public Council Meeting be adopted as presented.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**PROCLAMATIONS / PRESENTATIONS**

None.

**MAYOR'S REPORT**

Mayor Tapper provided a report, dated July 4 - 17, 2014, of his work and connections that he has made in the community over the past two weeks. He further discussed:

- There has been a lot of activity on the issue of bikers on the East Coast Trail. Another meeting with the organization is scheduled on Wednesday morning. There is signage on the trail through Torbay that prohibits biking and motorized vehicles, and hoping to keep this position. It was questioned if the Town has the right to restrict bicycle access. It was noted that most of the trail going through Torbay is on private property and the bikers may have to approach property owners for permission.
- Approximately 150 people attended the Tunes at Tappers Cove event. Mayor thanked the Community Development Coordinator and staff for their work on the event – everyone had a great time and would like to see it take place again.
- Attended the Youth Leadership Program, which was a two-week course put off by staff. It was a great experience for fourteen high school kids in the community who participated and were presented with their certificates. The program was totally voluntary, the kids worked with some of the summer program groups and are now interested in volunteering and working with the Town's summer program.
- Neighbourhood participated in the recent Barbeque at Western Island Pond, however, weather didn't cooperate and the event had to end early.
- At the Municipal Symposium in Gander earlier in the year, there was a venue called BioMaxx Wastewater Solutions displaying their technology on wastewater treatment. The company's sales representative was in the province last week, met with him, and visited the beach and outfall areas. They want to come back to further discuss wastewater treatment and their technology with Council.

### **CORRESPONDENCE**

1. Department of Municipal Affairs – Prime Consultant – 2012-14 Multi Year Capital Works Program – Municipal Depot. *Meeting to be arranged with Public Works Staff next week for their input into the proposed depot. AMEC can reconfirm timelines for completion.*
2. Municipalities Newfoundland and Labrador – Membership Mid-Year Update. *For information purposes. This is an update as to what MNL has taken lead on this past six months.*
  - *Council discussed the upcoming MNL Convention in Corner Brook in October and inquired if any Members were attending as accommodations have to be booked as soon as possible. It was suggested to book maximum number of rooms. Mayor asked that Council Members advise CAO or Executive Clerk if interested in attending.*
  - *It was requested that Mayor Tapper send a letter of congrats to Ms. Shannie Duff on receiving the Ann MacLean Award – Mayor to forward correspondence.*
3. Department of Municipal Affairs - Circular to Municipalities – RE: Remote Meeting Attendance and Youth Representatives. *Council discussed legislation and it was noted that the Town's Rules of Procedure will have to be changed to reflect remote meeting attendance and youth representatives. Referred to Finance and Administration Committee.*
4. Concerned Resident – RE: Speed of vehicles in local neighborhood. *It was questioned if speed bumps were allocated in speed calming budget. CAO advised that digital signs is the direction the Director of Public Works is going – four signs. Referred to Public Works Committee. Committee to look into speed bumps as well.*
5. Correspondence from business – Formal application for approval in principle. *This is a request for a meeting with Council. It was noted that this is the first subdivision implementing net zero run off policy. Referred to PLUD Committee to arrange meeting.*
6. Correspondence from business – Request for meeting. *Meeting to be arranged with PLUD Committee. Mayor and CAO can attend, and Council Members can attend if they wish. CAO to follow up with Director of Planning. Referred to PLUD Committee to arrange.*

### **CORRESPONDENCE & ACTION REPORT**

The Correspondence and Action Report, dated July 21, 2014, was discussed and accepted as presented.

- Item No. 1 - Harbour Authority/Tappers Cove – Completion of Mural
  - Gone out for retendering – ad in the Telegram weekend past.
- Item No. 2 – TVFD
  - Open Air Regulations
    - Still with Provincial Government.
  - Boulders – access to Karon Drive/Quarry Road Ext.
    - Councillor Scott advised corresponded with Chief and matter was discussed at Public Works Committee. It was decided to let staff handle through regular operations. Looking at shifting the boulders.

- Item No. 5 – TVFD – Civic Numbers
  - Councillor Scott advised that the Fire Department is fine with draft regulations and he questioned when it will be adopted.
    - CAO advised she will follow up. There is information in the most recent residents' newsletter.
- Mayor Tapper discussed delinquent properties policy.
  - To be brought forward to the next PLUD Committee Meeting.
  - There are properties in the Community that need to be cleaned up. The need to give people time and warning under some direction from a policy is required.

## **COMMITTEE REPORTS**

### **Economic Development**

357-14      Motion – Councillor Hall / Councillor Roche

**RESOLVED THAT** the Town of Torbay award the contract for services for the Town Centre Feasibility Project (#2014-011) to principal consultants CBCL Limited, and their sub-contracted partners, Millier Dickinson Blais & Waterwerks Communications.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

### **Finance & Administration**

The Financial Report, dated July 7 – 17, 2014, was accepted, as presented. Councillor Thorne-Gosse read out payroll and accounts payable information as per the report:

Payroll for the period of July 7 – 17, 2014, for 54 staff is \$90,720.60. This includes wages for staff and summer day camp staff.

For the period of July 7 – 17, 2014, Accounts Payable invoices in the amount of \$191,438.77 were paid. These expenditures were within budget.

There are nine (9) Main Operating Invoices, in the amount of \$165,167.15 for approval:

358-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to exp Services Inc., for Assessment of Priest's House, in the amount of \$6,497.50.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

359-14 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Grand Concourse Authority, for Maintenance and planting of 20 sites, in the amount of \$13,560.00.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Councillor Thorne-Gosse requested to see breakdown of costs relating to maintenance of plants to see what contract pertains to going forward.

360-14 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Municipal Assessment Agency, for Assessment Fees 3<sup>rd</sup> Quarter, in the amount of \$25,326.00.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

361-14 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Street lighting for July 2014, in the amount of \$17,479.82.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Councillor Scott advised that there are street lights out at Upper Three Corner Ball Field parking lot. Director of Communications to obtain pole numbers and have forwarded on to NL Power.

362-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Street lighting for June 2014, in the amount of \$17,479.82.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

363-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Receiver General for Canada, for Payroll Remittance July 1 – 15, 2014, in the amount of \$26,043.97.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

364-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to T2 Ventures Inc., for Garbage/Recycling for June 2014, in the amount of \$40,014.00.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

365-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Trio Benefits, for Group Billing July 2014, in the amount of \$7,063.19.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

366-14      Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Triware, for I Am Responding Board – Fire Department, in the amount of \$11,702.85.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

There are no capital invoices presented for approval.

A copy of the current income and expense reports were included for Council's information.

Finance and Administration Committee Meeting

Finance and Administration Committee met on July 14, 2014. The agenda consisted of two items: budget 2015 and service reviews.

Budget 2015

Committee reviewed timelines. CAO will contact various Committees of Council and advise on direction we're going for this year.

*Deputy Mayor Gallant left the Public Council Chambers at 8:04 p.m., as it was determined that he was in a conflict of interest.*

Service Review

CAO informed Committee that the engineering proposals have been forwarded to both the Director of Planning and Director of Public Works and Technical Services for their review.

CAO advised that the Manager of Finance reviewed the auditing proposals received and presented a recommendation on July 11th. After discussion it was agreed that the term of appointment should be for a two year period. A motion of Council is required. See below motion:

367-14      Motion – Councillor Thorne-Gosse / Councillor Scott

**RESOLVED THAT** the Town of Torbay award the request for proposals number 2014-004, provision of auditing services for the two year period of 2014 and 2015 to BDO Canada LLP.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

368-14      Motion – Councillor Thorne-Gosse / Councillor Scott

**RESOLVED THAT** the Town of Torbay award the request for proposals number 2014-010, municipal service delivery review to KPMG LLP at a cost of \$62,500 plus HST.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Council discussed the above motion. Proposal can be made available to all Council Members. Approximate four month time frame for completion and to coincide with budget consultations. There will be two presentation to Council throughout the process, as well, including public meetings – there will be opportunities for residents to be engaged. All programs and services will be reviewed to look at ways to make the Town a more cost efficient and effective municipality. Date of completion is November 28<sup>th</sup>. Committee discussed arranging meeting with consultants to shorten timelines.

*Deputy Mayor Gallant returned to the Public Council Chambers at 8:10 p.m.*

### **Parks, Recreation and Community Services**

Councillor Thorne-Gosse provided an overview of items discussed under the Community Services Committee Meeting, dated July 14, 2014.

Items discussed in the report included:

- Developments
  - Ongoing discussions in relation to developments including open space.
- Summer Camp Activities
  - Students have started work for the Town.
- Tidy Towns
  - Encouraging business owners and residents to upkeep their properties. Waiting on policy for this.
- Whiteway's
  - Committee discussed cleanup of the area in the Fall or in the Spring.
- Concerns from resident
  - Recreation maintenance – CAO advised this matter has been referred to Public Works for follow up.



- Events
  - Report included listing of programs and events.
  - Plans for Fall, Winter and Christmas activities will be discussed at upcoming Committee meetings.
- Dog Park
  - See Motion below.

369-14      Motion – Councillor Thorne-Gosse / Councillor Hall

**RESOLVED THAT** the Town of Torbay move forward to construct a Dog Park at Upper Three Corner Pond Park.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Council discussed location of Dog Park. Committee discussed several different locations and feels this is the better place for the park at this time. Whiteway's Pond area was discussed as a great location, however, parking could be an issue and a lot of people use the area.

Deputy Mayor questioned developments and 10% cash in lieu. Further discussions to be held, therefore, matter to be dealt with at Committee level.

Councillor Scott discussed Tunes at Tappers Cove and the Barbeque in the Park. He thanked CAO for updates on issues in the area, as residents did question him and he was able to pass information on to them.

### **Planning, Land Use and Development**

#### **Building Applications Approved**

As per the Building Application Report, dated July 18, 2014, the following applications were approved subject to the normal conditions and requirements for building within the Town of Torbay:

<b><i>Application Number</i></b>	<b><i>Location</i></b>	<b><i>Proposal</i></b>
C2014-145	38 Indian Meal Line	General Repairs
C2014-147	22 Flora Drive	Single Family Dwelling
C2014-150	167 Indian Meal Line	Replacing Existing Deck
C2014-153	9 Cherrywood Drive	10' x 12' Accessory Building and 4' x 12' deck
B2014-155	68 Bridge Road	General Repairs
C2014-157	430 Bauline Line	Single Family Dwelling

Building Applications for Approval

**Application:** C2014-148  
**Location:** 22 Flora Drive  
**Proposal:** 24' x 40' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

370-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-148, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay
3. Subject to release of permit C2014-147 for single family dwelling.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2014-149  
**Location:** 12 Flora Drive  
**Proposal:** 30' x 32' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

371-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-149, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2014-151  
**Location:** 1555 Torbay Road  
**Proposal:** 24' x 30' Accessory Building  
**Zoning:** Residential Infill (RI)

372-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-151, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2014-152  
**Location:** 492 Bauline Line  
**Proposal:** 30' x 30' Accessory Building  
**Zoning:** Residential Infill (RI)

373-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-152, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2014-156  
**Location:** 1-3 Cordelia Crescent  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Large Lot (RLL)

374-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-156, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following condition:

1. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2014-158  
**Location:** 9 Ellacombe Place  
**Proposal:** 16' x 24' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

375-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application C2014-158, under the Applications for Approval section of the Building Application Report, dated July 18, 2014, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

*Building Applications to be Deferred*

**Application:** C2014-146  
**Location:** 863 Torbay Road  
**Proposal:** 24.3' x 61' Industrial Building for Steel Assembly  
**Zoning:** Mixed Development (MIX)

376-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Defer Application C2014-146, under the Applications to be Deferred section of the Building Application Report, dated July 18, 2014, for further review by the Planning & Development Department and the PLUD Committee.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** C2013-125  
**Location:** 21 Brown's Lane  
**Proposal:** Duplex (Double Dwelling)  
**Zoning:** Residential Medium Density (RMD)

377-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Defer Application C2013-125, under the Applications to be Deferred section of the Building Application Report, dated July 18, 2014, pending review by the PLUD Committee.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Business Applications for Approval

**Application:** D2014-117  
**Location:** 115 Country Drive  
**Proposal:** Home Office for Executive Recruitment Firm  
**Zoning:** Residential Medium Density (RMD)

378-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application D2014-117, under the Applications for Approval section of the Business Application Report, dated July 18, 2014, subject to the following conditions:

1. The business will be subject to business tax in accordance with the published schedule of taxes and fees for the Town of Torbay.
2. There shall be no parking of commercial vehicles on the property.
3. The development shall comply with the Town of Torbay Parking Requirements.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Councillor Scott noted that the above application was advertised and no written responses were received in relation to the ad.

Business Applications to be Advertised

**Application:** D2014-154  
**Location:** 54 Martin's & Doyle's Lane  
**Proposal:** Electrical Services Business  
**Zoning:** Residential Infill (RI)

379-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Defer for Advertisement Application D2014-154, under the Applications to be Advertised section of the Business Application Report, dated July 18, 2014, as per Condition 11 of the RI Land Use Zone and Regulations 10, 33 and 90 of the Torbay Development Regulations.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** D2014-159  
**Location:** 2 Eagle Ridge Drive  
**Proposal:** In home daycare  
**Zoning:** Residential Large Lot (RLL)

380-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Defer for Advertisement Application D2014-159, under the Applications to be Advertised section of the Building Application Report, dated July 18, 2014, as per Condition 11 of the RLL Land Use Zone and Regulations 10, 33 and 90 of the Torbay Development Regulations.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

*Crown Land Applications for Approval*

**Application:** CL2014-012  
**Location:** Parcel of Land to the East of 27 Mahon's Lane  
**Proposal:** Extension to existing parcel of land (approximately 1,700 sq. ft.)  
**Zoning:** Residential Infill (RI)

381-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-012, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 5 (Mayor Tapper, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 1 (Deputy Mayor Gallant)

Abstained: 0

Deputy Mayor discussed recent hold on crown land applications advising that the above referenced location is raw Crown land. He advised that Council have heard from former Environment Committee resident who advised that this piece of land could be used for the trail system to the Gully. He discussed his concerns as to access to that piece of land and that the land in question could be an access area. Deputy Mayor put forth a motion to defer the above application for further research. As there was no seconder, motion failed. Council discussed that the above motion does meet all regulations and has been tabled at previous meetings – it was held up with other Crown Land applications due to motion to not accept Crown land applications until crown land research project complete.

**Application:** CL2014-013  
**Location:** 433 & 435 Bauline Line  
**Proposal:** Possible Future Residential Development (36.6 acres)  
**Zoning:** Residential Large Lot (RLL)

382-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-013, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** CL2014-014  
**Location:** 433 & 435 Bauline Line (12.6 acres)  
**Proposal:** Possible Future Residential Development  
**Zoning:** Residential Large Lot (RLL)

383-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-014, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** CL2014-015  
**Location:** 433 & 435 Bauline Line  
**Proposal:** Possible Future Residential Development (40.5 acres)  
**Zoning:** Residential Infill (RI), Residential Large Lot (RLL)

384-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-015, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.



Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

Council expressed concerns in relation to land size of the Crown land applications. It was noted that these applications are not for approval of development, only providing municipal approval for the developer to acquire Crown land. Crown land and rezoning are all separate processes. When developer comes back with plan based on groundwater, may or may not approve for development. Council discussed that they would like the Director to provide a map of areas.

Council discussed and questioned the following three Crown land applications, which also have large acreage. These have been ongoing – there are amendments passed at last term’s Council in relation to the applications and in process already. All are in relation to Amendment 33. They have gone through application process, public hearing and approved with Municipal Affairs. It was also noted that the three crown land applications are from three separate people, residents, who have claim on the property. Developers are back applying for crown land. Council requested drawings/mappings to be attached to application reports for information.

**Application:** CL2014-016  
**Location:** South of Forest Landing Subdivision (Phase 7) – Land contained within Municipal Plan Amendment 16 and Development Regulations Amendment 33 (between 50 – 60 acres)  
**Proposal:** Possible Future Residential Development  
**Zoning:** Residential Large Lot

385-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-014, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** CL2014-017  
**Location:** Off of Indian Line North of Eagle Nest Ridge Subdivision (41 acres)  
**Proposal:** Possible Future Residential Development  
**Zoning:** Residential Large Lot

386-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-017, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

**Application:** CL2014-018  
**Location:** North of the Flora Drive Development (approx.113 acres)  
**Proposal:** Possible Future Residential Development  
**Zoning:** Residential Large Lot

387-14 Motion – Deputy Mayor Gallant / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application CL2014-018, under the Crown Land Applications for Approval section of the Crown Lands Application Report, dated July 21, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

For the Planning, Land Use and Development Committee, Mayor discussed that he has received calls from seniors expressing need for affordable and diversified housing in the community. He advised it's critical when doing the Municipal Plan review to keep this in mind at every meeting going forward. It was mentioned to get developers involved as well.

## **Public Works**

Councillor Scott provided an overview of items discussed under the Public Works Committee Meeting, dated July 15, 2014.

Items discussed in the report included:

- Depot Update
  - PCA – the project consultant AMEC has completed the prime consultant agreement and submitted to Department of Municipal and Intergovernmental Affairs for approval. Once approved AMEC and Town staff will conduct a roll out meeting and start design proceedings.
  - The Director of Public Works is getting together with staff for their input as to requirements for the new depot.
- MYCW (2014-2017)
  - Town staff awaiting ministerial approval for the acceptance of 2014-2017 Multi Capital Works agreement.
  - Once complete staff will engage consultants to begin engineering on road upgrades.
  - Discussed how we can start to plan for our next round of funding.
- Tappers Cove
  - All requests and seasonal work at Tappers Cove have been completed by Town staff in conjunction with the Harbour Authority for the upcoming food fishery season.
  - Councillor Scott advised that he attended the Tunes at Tappers Cove event and advised great job on road and parking lot.
- Kinsmen Centre Gate
  - Fence has been installed. Gate will be installed later this week. Staff to work out operations.
  - It was questioned which Committee this should be referred to for monitoring and make sure gate is closed, as there are presently no guidelines in place. Mayor indicated that the Town has directors in place, who are to manage without Council's interference. They can also look into signage, as well.
- Memo from CAO Dawn Chaplin – Re: Motions of Council – Gas Tax Agreements 2006-2010 and 2010-2014.

A motion of Council is required to submit the documentation to the Department of Municipal Affairs. In turn, they will release our funding allocation for year eight. Please find below the proposed motion for your consideration.

388-14      Motion – Councillor Scott / Councillor Hall

**RESOLVED THAT** the Town of Torbay submit the revised capital investment plan as presented to the Department of Municipal and Intergovernmental Affairs. Priorities outlined include the rehabilitation of eight municipal roads as per the Town's municipal roads report. The roads are as follows: Lynch's Lane (2.0km) at a

cost of \$465,431.84, Reddy Drive (980m) at a cost of \$82,245.06, Country Drive (1773m) at a cost of \$123,368.20, Doyle's - Quigley's Lane (0.5km) at a cost of \$465,431.84, Evening's Path (170m) at a cost of \$255,601.64, Seaview Avenue (135m) at a cost of \$77,136.01. Estimates for Camp Carey Road (85m) and McFayden Street (110m) are being refined. If within approved funding allocation, both Camp Carey Road and McFayden Street road projects will be tendered in August 2014 with an anticipated completion date of October 1, 2014.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

## **ADVISORY COMMITTEES**

### **Environment**

No report.

### **Heritage**

Councillor Roche provided an overview of items discussed under the Minutes of the Torbay Heritage Advisory Committee Meeting Minutes, dated June 24, 2014.

Items discussed in the report included:

- Newfoundland and Labrador Irish Connections – Event Host “Expression of Interest”
  - An “Expression of Interest” to host the festival was discussed. If application is successful, Derek Diamond has agreed to head festival committee and they will be looking for volunteers.
  - Mayor advised that the Town has been awarded a portion of the 10 day festival – the last four days in late September, 2015. The Town has one year to plan for events.
- Beach Sub-Committee Update
  - Chairperson Ethel Labrie has stepped down. Next meeting to take place in September, at which time a Chairperson will be appointed.
- Sheritage Update
  - Installation should be completed by the middle of August – at different locations through the community. The signs are ready.
- Municipal Heritage Sites
  - Plaques will be mounted on Municipal Heritage Sites.
  - Heritage, Arts and Culture Coordinator thanked Public Works staff person Ed Brennan for helping her identify locations. A list of locations is included in the Minutes for information.

- Holy Trinity Rectory Updates
  - Should have the assessment final report in next two weeks.

### **LIAISON COMMITTEES**

#### **Jack Byrne Arena**

No report.

#### **Northeast Avalon Joint Council**

No report.

#### **Torbay Harbour Authority**

No report.

#### **Torbay Volunteer Fire Department**

Councillor Scott provided a verbal report:

- There have been 11 emergency calls since the last meeting.
- Responding board system is up and running and working well. Working on internet connection issue.
  - Suggested to Council to visit Fire Hall and have a look at the system – possibly prior to next Council meeting. Fire Chief can provide explanation of system and how it works.
- Dry hydrant at Gallows Cove Pond – to be installed by end of September.

#### **Urban Municipalities Committee**

No report.

#### **North East Avalon Regional (NEAR) Plan**

No report.

#### **Municipal Assessment Agency Inc. (MAA)**

No report.

#### **Stewardship Association of Municipalities Inc. (SAM)**

No report.

**Eastern Regional Service Board**

No report.

**Holy Trinity Elementary School Council**

No report.

**NEW BUSINESS**

*Mayor Tapper* - Pass

*Deputy Mayor Gallant*

Deputy Mayor thanked Mayor for taking stand on the issue of bikers on the East Coast Trail.

*Councillor Hall* - Pass

*Councillor Roche* - Pass

*Councillor Scott*

Councillor Scott advised that he was contacted by residents living in the area of the Green Depot, behind municipal depot. When the graveyard was cleaned up, garbage bags containing grass were left near the fence. He suggested asking them in the future to please just walk across parking lot to the Green Depot and place in area where grass clippings go. In the meantime, the Town should clean up as it is on our property. CAO to look into.

He discussed boating safety. The food fishery is now open and already on the first day, someone has lost their life in Conception Bay. Hope that we never have to be faced with tragedy here in Torbay. A lot of people use Tappers Cove and there are people going out in boats with no lifejackets. He encouraged all to wear lifejackets for the duration of the food fishery, especially children. Enjoy the food fishery and our beach and ocean, but please keep safety in mind.

*Councillor Smith* - Pass

*Councillor Thorne* - Pass

**ADJOURNMENT**

389-14      Motion – Deputy Mayor Gallant / Councillor Hall

**RESOLVED THAT** the meeting be adjourned at 9:23 p.m., as there was no further business.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillor Hall, Councillor Roche, Councillor Scott, Councillor Thorne-Gosse)

Against Motion: 0

Abstained: 0

---

*Mayor*

---

*CAO/Town Clerk*