



***MINUTES***  
PUBLIC COUNCIL MEETING  
September 4, 2012

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Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on September 4, 2012 at 7:37 p.m.

**Members Present**

Mayor Bob Codner  
Deputy Mayor Geoff Gallant  
Councillor Mike Byrne  
Councillor Carol Ann Smith  
Councillor Ralph Tapper  
Councillor Brian Whitty

**Staff Present**

Dawn Chaplin, CAO/Town Clerk  
Brian Winter, Development and Planning Officer  
Ann Picco, Executive Clerk

**Regrets**

Councillor Peggy Roche  
Bernie Manning, Director of Public Works & Technical Services

**Gallery**

There were a total of 7 people in attendance.

381-12      **Adoption of Agenda**

Motion – Councillor Tapper / Councillor Byrne

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

Question called. Motion carried unanimously.

**Adoption of Minutes**

382-12      Motion – Councillor Smith / Councillor Tapper

**RESOLVED THAT** the Minutes of the August 20, 2012, Public Council Meeting be adopted, as presented.

Question called. Motion carried unanimously.

**PROCLAMATIONS / PRESENTATIONS**

Mayor Codner read aloud a proclamation from Eastern Health declaring October 1 – 7, 2012 as World Breastfeeding Week 2012.

383-12      Motion – Councillor Smith / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay proclaim October 1 – 7, 2012 as World Breastfeeding Week and encourage all to join together to celebrate the collective efforts around the world to protect, promote and support breastfeeding during World Breastfeeding Week – October 1 – 7, 2012.

Question called. Motion carried unanimously.

**CORRESPONDENCE**

No report.

**CORRESPONDENCE & ACTION REPORT**

No report.

**COMMITTEE REPORTS**

**Economic Development**

Councillor Tapper gave an overview of items discussed at the Economic Development Committee Meeting, dated August 22, 2012.

Items discussed in the report included:

- The Economic Development Officer is looking at various sources of funding for different infrastructure and other projects.
- Committee discussed the Business Park Feasibility study, which is still ongoing.
  - Councillor Smith questioned the ground water assessment study. CAO advised that she is waiting for Transport Canada's study first and the Terms of Reference for Phase Two feasibility to incorporate. Phase one is complete. The Economic Development Officer has a meeting scheduled with the consultant and the Department of Environment and Conservation.
- Torbay Community Market takes place on Saturday, October 20<sup>th</sup> at the Jack Byrne Arena. Receiving interest from different venues and businesses.

**Finance**

The Financial Report, dated August 20 - 31, 2012, was accepted, as presented. Councillor Tapper read out payroll and accounts payable information as per the report:

Payroll for the period of August 20 - 31, 2012, for 60 employees totalled \$63,252.44.

For the period of August 20 - 31, 2012, Accounts Payable invoices in the amount of \$179,928.08 were paid. These expenditures were within budget.

There are eight (8) Main Operating Invoices totaling \$128,876.98 for approval:

384-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Atlantic Powertrain & Equipment, for Excavator Rental for Ditching Program, in the amount of \$5,876.00.

Question called. Motion carried unanimously.

385-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Carlson Stanley Limited for Great Big Sea Concert Bar Supplies, in the amount of \$24,909.88.

Question called. Motion carried unanimously.

386-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to D&S Services, for Great Big Sea Concert – Portable Toilets – Supply, Delivery and Clean Up, in the amount of \$9,040.00.

Question called. Motion carried unanimously.

387-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfound Disposal Systems, for Garbage Collection August 2012, in the amount of \$34,056.83.

Question called. Motion carried unanimously.

388-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Street Lighting July 2012, in the amount of \$16,499.24.

Question called. Motion carried unanimously.

389-12 Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Receiver General for Canada, for Payroll Remittance August 1 – 15, 2012, in the amount of \$19,906.15.

Question called. Motion carried unanimously.

390-12 Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to St. John's Transportation Commission, for Bus Services for Great Big Sea Concert, in the amount of \$11,187.38.

Question called. Motion carried unanimously.

391-12 Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to United Sails Work, for Tent rentals for Great Big Sea Concert, in the amount of \$7,401.50.

Question called. Motion carried unanimously.

There are no capital invoices presented for approval.

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

### **Human Resources and Administration**

No report.

### **Planning and Land Use**

Councillor Smith gave an overview of items discussed at the Planning and Land Use Development Committee Meeting, dated August 29, 2012.

Items discussed in the report included:

1. Development Proposals
  - a) Proposal from property owner to develop 6 semi-serviced building lots off Reddy Drive.
    - Committee agreed that prior to considering any further serviced development that the Town would ask its consulting engineers to do a water study and review of the current water capacity of North Pond, along with an update to the infill study that was completed in 2006. Committee is deferring any decision on this application.

- b) Proposal from property owner at 35A Marine Drive to develop 3 fully serviced building lots off Marine Drive.
  - This proposal has been around for approximately two years; and, Committee looked at how to move forward once concerns were stabilized. Committee agreed that this proposal can be put forth for approval in principal to develop three lots as per the proposal submitted to Council. Committee determined that this development will have no impact to our Town Centre Concept.
  - Motion to follow.
- c) Proposal from the property owner of 10 Kennedy's Brook Road to construct a 17 unit building 15 of the units will be affordable seniors dwelling units.
  - Motion to follow.
- d) Proposal from property owner to develop 10 serviced building lots of Doyle's and Quigley's Lane.
  - Committee will work with engineers and applicant to determine best layout. Development and Planning Officer to go back to the applicant for further discussions and have a comprehensive plan drafted by the consulting engineers for that area. Comprehensive plan is to see what options there are for the developer to maximize property and for the Town to connect Cullen's Lane and Doyle's & Quigley's Lane for snow clearing and water and sewer, as well. Committee want to make sure the impact to development is minimal; and, from the Town's perspective, stops for water will be eliminated, and for sewer as well.
- e) Proposal from property owner at 1157 Torbay Road to construct a 2 storey commercial building on that property.
  - Motion to follow.

## 2. Correspondence

- a) Correspondence from property owner real estate agent in relation to property on Whitty's Ridge.
- b) Correspondence from the City of St. John's in relation to Affordable Housing in the region.

## 3. Other Items

- a) Crown Land Application on boundary line with Flatrock
- b) Crown Land Application Bauline Line
- c) Back filling at 78-82 Dunphy's Lane
  - Motion to follow.

**1. Development Proposals**

**b) Proposal from property owner at 35A Marine Drive to develop 3 fully serviced building lots off Marine Drive.**

392-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay give land owner approval in principal so he can proceed with engineering and design work on the proposed 3 lot fully serviced subdivision at 35A Marine Drive as outlined on the proposed drawing dated March 1989, drawing number 1. No permits will be issued until all standard conditions for developing within the Town of Torbay are met and a Development Agreement is signed. As with all new fully serviced developments in the Town this development is to have concrete curb gutter, sidewalks, and a closed storm sewer system. As per normal procedure the proposal will be sent to the Public Works Department and Recreation Department for review.

Question called. Motion carried.

Against Motion: Deputy Mayor Gallant and Councillor Whitty.

Council discussed the above motion.

- Councillor Smith advised that there was a lot of background work and investigation done by the Town. This is in the area for the proposed Town Centre, which Committee also took into consideration. There is sufficient room for both the Town Centre and this proposed development. She advised that there may possibly be some financial benefit for the Town to allow this development.
- Council discussed the Town Centre Concept and any possible impact that this development may have on it. It was noted that this area is zoned for residential development; therefore, there are few options to deal with this application. Rezoning was discussed and Councillor Tapper asked that this be discussed at the 5-year review. Councillor Byrne advised that he will bring back to Committee for discussion and future considerations and, will make note of 5 year plan to freeze area for public use. Deputy Mayor Gallant discussed Council's use of Discretionary Use powers – to include land as part of the Recreation Centre Concept and purchase the land for that area. Mayor Codner discussed the Town's regulations and the recent funding announcement which includes the moving of the Town's municipal depot, which will free up a lot of land for the proposed Town Centre Concept.

**c) Proposal from the property owner of 10 Kennedy's Brook Road to construct a 17 unit building 15 of the units will be affordable seniors dwelling units.**

393-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay give Acreage Investment Corporation approval to proceed with engineering and design work on the proposed 17 unit seniors building to be located at 10 Kennedy's Brook Road as describe in their application dated June 2012. A building permit will not be issued until all standard conditions for developing within the

Town of Torbay are met along with the necessary approvals from the required Government Agencies.

Question called. Motion carried unanimously.

Council discussed the above motion. There is a big demand from seniors for this type of development. Councillor Smith discussed the draining plan and esthetics of the development and the enhanced landscaping plan so it doesn't look commercial.

**e) Proposal from property owner at 1157 Torbay Road to construct a 2 storey commercial building on that property.**

394-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay give SEA Contracting approval to proceed with engineering and design work on the proposed two storey 8000 sq foot commercial building to be located at 1157 Torbay road as described in their application dated August 2012. A building permit will not be issued until all standard conditions for developing within the Town of Torbay are met along with the necessary approvals from the required Government Agencies.

Question called. Motion carried unanimously.

*Councillor Tapper left the Public Council Chambers at 8:15 p.m. as it was determined that he was in a conflict of interest.*

**3. Other Items**

**c) Back filling at 78-82 Dunphy's Lane**

395-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay issue a stop work order on resident located at 78-82 Dunphy's Lane due to the fact the property owner failed to follow Town's policies.

Question called. Motion carried unanimously.

*Councillor Tapper returned to the Public Council Chambers at 8:16 p.m.*

For information purposes, Councillor Smith advised that as per the Applications Approved section of the Building Application Report, dated August 31, 2012, the following applications have been approved and permits have been issued since the last public Council Meeting:

<i>Application Number</i>	<i>Location</i>	<i>Proposal</i>
9819-12	23 Flora Drive	Single Family Dwelling
9821-12	25 Flora Drive	Single Family Dwelling
9823-12	22 Seaview Avenue	General Repairs
9833-12	83 Patrick's Path	16'x20' Accessory Building
9834-12	428 Indian Meal Line	General Repairs
9836-12	31 Reddy Drive	General Repairs
9837-12	29 Motion Drive	General Repairs
9842-12	2-4 Belleventure Place	Demolition of Existing Dwelling

**Building Applications for Approval**

**Application:** 9822-12  
**Location:** 597 Indian Meal Line  
**Proposal:** 24' X 24' Accessory Building  
**Zoning:** Residential Infill (RI)

396-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9822-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses

Question called. Motion carried unanimously.

**Application:** 9824-12  
**Location:** 25 Pulpit Rock Road  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

397-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9824-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.



**Application:** 9825-12  
**Location:** 23 Pulpit Rock Road  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

398-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9825-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.

**Application:** 9826-12  
**Location:** 33 Pulpit Rock Road  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

399-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9826-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.

**Application:** 9827-12  
**Location:** 29 Pulpit Rock Road  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

400-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9827-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.

**Application:** 9828-12  
**Location:** 37 Pulpit Rock Road  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

401-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9828-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.

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**Application:** 9829-12  
**Location:** 71 Convent Lane  
**Proposal:** 20' X 24' Accessory Building  
**Zoning:** Residential Medium Density (RMD)

402-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9829-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9830-12  
**Location:** 20 Russworthy Place  
**Proposal:** 16' X 24' Accessory Building  
**Zoning:** Residential Medium Density (RMD)

403-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9830-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9831-12  
**Location:** 2 Streamside Lane  
**Proposal:** 28' X 32' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

404-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9831-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

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**Application:** 9832-12  
**Location:** 239 Bauline Line  
**Proposal:** 16' X 26' Accessory Building  
**Zoning:** Residential Infill (RI)

405-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9832-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9835-12  
**Location:** 71 Crowes Lane  
**Proposal:** 20' X 24' Accessory Building  
**Zoning:** Residential Infill (RI)

406-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9835-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9838-12  
**Location:** 25 Cordelia Crescent  
**Proposal:** 30' X 32' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

407-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9838-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9839-12  
**Location:** 1 Riverwood Place  
**Proposal:** Single Family Dwelling  
**Zoning:** Residential Infill (RI)

408-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9839-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.

Question called. Motion carried unanimously.

**Application:** 9840-12  
**Location:** 10-14 Field's Lane  
**Proposal:** 26' X 28' Accessory Building  
**Zoning:** Residential Infill (RI)

409-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9840-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9841-12  
**Location:** 12 Belleventure Place  
**Proposal:** 30' X 32' Accessory Building  
**Zoning:** Residential Infill (RI)

410-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9841-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9843-12  
**Location:** 2 Garden Road  
**Proposal:** 28' X 30' Accessory Building  
**Zoning:** Residential Infill (RI)

411-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application 9843-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** B1100-12  
**Location:** 1339 Torbay Road  
**Proposal:** New Pylon Sign  
**Zoning:** Mixed Development (MIX)

412-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application B1100-12 under the Applications for Approval section of the Building Application Report, dated August 31, 2012, subject to the following conditions:

1. All normal conditions and requirements for development within the Town of Torbay.
2. Approval from Service NL is required prior to release of the permit.

Question called. Motion carried unanimously.

**Crown Land Applications**

**Application:** C1030-12  
**Location:** 149 Pouch Cove Highway (Land to Rear of property)  
(See attached Sketch)  
**Proposal:** Additional land for existing property for gardening  
**Zoning:** Agricultural (AG)

413-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve application C1030-12 to obtain crown land at the above noted location under the Crown Land Application Report, dated August 31, 2012, subject to the following conditions:

1. Approval of the application by the Department of Agricultural.
2. Approval of a similar application by the Town of Flatrock.
3. The Town of Flatrock will be responsible for taxing the property.
4. There can be no development on the property other than traditional gardening.

Question called. Motion carried unanimously.

**Public Works**

Councillor Whitty gave an overview of items discussed at the Public Works Committee Meeting, dated August 30, 2012.

Items discussed in the report included:

- Snow clearing
  - After review of the 2012 snow clearing, the Town will be again dividing its snow clearing operations into four routes.
  - Snow clearing policy – Councillor Whitty will bring back to Committee, as per Torbay Volunteer Fire Department Council Liaison, Councillor Byrne’s request.
- Torbay Beach
  - Newfoundland Design has been directed to retain Stantec Consulting to begin testing on the beach and area.
- Road Upgrading
  - The 2012 road upgrading is in full swing and has 95% of Seaview Avenue completed and 35% of Evening’s Path completed.
- Pineridge
  - Newfoundland Design is conducting a review of work completed and design.
- Multi Year Capital Works
  - The Town will be meeting with the Department of Municipal Affairs to review the priorities and timelines.

- Watershed
  - The current traffic around the water supply is staggering and we will be reviewing all actions to protect our watershed. CAO advised that the Town is looking into installation of a camera to monitor traffic in the area.

**Recreation, Parks and Community Services**

No report.

**Technical Services**

No report.

**SPECIAL COMMITTEES OF COUNCIL**

**2012 Celebrations**

Councillor Tapper reminded everyone that the Senior's Social is this Saturday, September 8<sup>th</sup>, from 2:00 – 4:00 p.m. at Holy Trinity High School. Next weekend, Saturday, September 15<sup>th</sup>, is the Dinner Theatre at the High School.

**LIAISON COMMITTEES**

**Heritage/Museum**

No report.

**Jack Byrne Arena**

No report.

**Northeast Avalon Joint Council**

Councillor Whitty advised that there's a meeting coming up later this month.

**Northeast Avalon Regional Plan**

No report.

**Torbay Harbour Authority**

Councillor Byrne reported that there's a meeting scheduled with the Department of Fisheries and Oceans tomorrow evening, September 5<sup>th</sup>, at Tapper's Cove regarding ongoing issues there. Will have a further report with more detail once that meeting takes place.



**Torbay Volunteer Fire Department**

Councillor Byrne gave an overview of items discussed in the TVFD Meeting Notes, dated August 27, 2012.

Items discussed in the report included:

- Constitution – meeting is scheduled for September 24<sup>th</sup> for internal review before coming back to Council.
- Presentation for this year's budget has been moved to September 18<sup>th</sup>.
- There have been 9 emergency calls since the last meeting.
- Mr. Fred Hollet, Fire Commissioner, has recently retired from his position, as of Friday past, August 31<sup>st</sup>. Mayor Codner to write letter of congrats.
- The Departments Christmas Party for Special Needs is going ahead. Mr. Tilley is organizing.
- Targa Newfoundland – Town to ensure that the Fire Chief receives appropriate maps. CAO confirmed that he has them. CAO also noted that notices will be delivered to residents confirming road closures. The event is taking place on Sunday, September 9<sup>th</sup>.

**Urban Municipalities Committee**

No report.

**NEW BUSINESS**

***Mayor Codner*** - Pass

***Deputy Mayor Gallant***

Deputy Mayor thanked Staff for their work in getting the iPads for Council, as part of the Greening of Council Chambers. It's important to note that these will save the Town money for this Council and for future Council Members in the way of work load and paper.

***Councillor Byrne***

Councillor Byrne discussed school zones. As school opens tomorrow, he asked that everyone observe the speed limit in the areas – and, not only areas around schools, but all roads.

He requested an update on the Town's Emergency Plan. CAO advised that it is a work in progress; and, may be completed within the next month with the upcoming budget.

***Councillor Roche*** - Absent

***Councillor Smith*** - Pass

***Councillor Tapper***

Councillor Tapper discussed the Roblin Place bus stop. This has been an ongoing matter for the past couple of years; and, the Town has been involved with the Eastern School District and area residents in discussions surround extending Roblin Place and putting in a bulb so busses can turn around there, instead of stopping at Torbay Road. Mayor Codner has been involved with this and in meetings, as it is a very serious matter, and he provided an update.

Mayor Codner advised that this matter started approximately late 2010 when Eastern School District and Residents were looking for a place for busses to get off Torbay Road. Eastern School District indicated that if they had a turnaround at Roblin Place, the bus could go in. There have been discussions and correspondences sent and received. Last year, the Town had struck an agreement to get land for the turn around on a dollar per year basis. Development can't occur in that area until the business park starts. A meeting was held last Fall with Council Reps., MHA, Engineers, Eastern School District Officials, and representatives from the school bus company. The decision was to put a damper on the bus going in there as road was not adequate. Since then, there have been meetings held with residents and alternate arrangements were looked at, including Pulpit Rock Road. A developer was approached as well for land. Another meeting was held again last week - people from Eastern School District, MHA, Council, etc. The concern is with children getting off the bus and having to cross five lanes of traffic. It's been noted of speeding in this area and some traffic won't stop for the school bus so the children can cross the road. Residents are looking for a solution and have asked Eastern School District for a decision. They contacted the Town and asked for bulb construction – gravel turnaround. They would then direct the bus to go in and pick up/drop off children. This is a major concern for residents, as well as the Town. We also need a turnaround for heavy equipment for snow clearing purposes. It would work out to be \$1.00 per year lease on a year by year basis until the area gets developed; may tie into business park. Eastern School District are on side as key player. We can do work at own resources, at a minimal cost.

Councillor Smith questioned why the Town has to pay for cost of construction of the turnaround, as we are a municipality with limited funding. Eastern School District should provide the service or provide for compensation. Councillor Smith asked that the minutes reflect what her comments are – not to restrict the safety or endanger the children. Economic comment – town should not have to put in a turnaround for Eastern School District; and she strongly feels that Torbay should not be funding the turnaround for Eastern School District.

CAO further advised that the first step to occur is we have to ascertain if the landowners are still willing to lease the land to the Town, then land surveyed and costing put together.

414-12      Motion – Deputy Mayor / Councillor Smith

**RESOLVED THAT** the Town of Torbay proceed with the turnaround at Roblin Place; and, as part of that, explore funding from other parties such as Eastern School District or the Provincial Government.

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Question called. Motion carried unanimously.

Councillor Tapper questioned the time frame for concept plans. Development and Planning Officer advised that plans have been revised. Council need to meet and further review – no date set yet. Will start in the Fall and finish in the Spring.

***Councillor Whitty***

Councillor Whitty advised that he received inquiries relating to how the Town receives revenue to do capital works projects

Council responded through Provincial Gas Tax, Multi Year Capital Works funding, Municipal Operating Grants, and through our own budgeting/taxes. CAO advised there's also other government programs.

**ADJOURNMENT**

415-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the meeting be adjourned at 8:56 p.m., as there was no further business.

Question called. Motion carried unanimously.

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***Mayor***

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***CAO/Town Clerk***