

August 22nd, 2011

The Regular Meeting of the St. John's Municipal Council was held in the Council Chamber, City Hall, at 4:30 p.m. today.

His Worship the Mayor presided.

There were present also: Deputy Mayor Duff, Councillors O'Leary; Hickman, Hann, Colbert, Breen, Tilley, Hanlon and Collins.

Regrets: Councillor Galgay

The City Manager, Deputy City Manager/Director of Corporate Services and City Clerk; Director of Planning; Acting Director of Public Works and Parks; City Solicitor and Manager, Corporate Secretariat were also in attendance.

Adoption of the Agenda

SJMC2011-08-22/429R

It was as decided on motion of Councillor Tilley; seconded by Councillor Collins: That the Agenda be adopted as presented with the following additional item:

- a. Memorandum dated August 19, 2011 from the Director of Planning
Re: Proposed Rezoning of Property, Civic Number 229 Kenmount Road
Applicant: Lansing Properties on behalf of Kenmount Properties Inc.

Adoption of Minutes

SJMC2011-08-22/430R

It was decided on motion of Deputy Mayor Duff; seconded by Councillor O'Leary: That the Minutes of the August 8, 2011 meeting be adopted as presented.

Passing of the Honourable Jack Layton

His Worship the Mayor noted the passing of The Honourable Jack Layton, leader of the New Democratic Party of Canada. He offered condolences to his family and all Canadians on behalf of Council and the citizens of St. John's, and called for a moment of silence.

Business Arising

Under business arising, Councillor Hanlon, in response to a query by the Deputy Mayor concerning the Medecins Sans Frontieres/Doctors without Borders, advised that they will be bringing an exhibit to Bannerman Park September 8 to 11, 2011.

A.P Parking Garage – Civic Number 1 Clift's-Baird Cove

Under business arising, Council considered a memorandum dated August 15, 2011 from the City Manager regarding the above noted.

SJMC2011-08-22/431R

It was moved by Councillor Hickman; seconded by Councillor Hann: That Council defer a decision for the present time on the proposed amendments to the St. John's Municipal Plan and the St. John's Development Regulations respecting the A.P. Parking Garage as recommended by the City Manager. When the discussions between the Sonco Group Inc.'s legal representatives and planning consultants and City staff on possible alternative options to retain the parking inventory at the garage are concluded, the issue will be brought back to Council for discussion and direction.

The motion being put was unanimously carried.

Notice of Motion – Mobile Vending By-Law

SJMC2011-08-22/432R

Pursuant to Notice of Motion, it was moved by Councillor Hickman; seconded by Councillor Hann: That the Mobile Vending (Amendment No. 1-2011) By-Law be adopted.

Discussion ensued during which Councillor Hann asked if the amendment would apply to mobile vending units appearing at the Regatta and Festivals.

SJMC2011-08-22/433R

It was then moved by Deputy Mayor Duff; seconded by Councillor O’Leary: That the motion be deferred pending further clarification on the proposed amendment.

The motion to defer, being put was unanimously carried.

Development Committee Report dated August 16, 2011

Council considered the following Development Committee Report dated August 16, 2011:

- 1. Proposed Rezoning to Allow an Office Building Development
Deacon Investments Ltd.
Property at Hamilton Avenue and Job Street (Ward 2)**

The Development Committee reviewed correspondence from Ron Fougere Architects Associates Ltd. advising that Deacon Investments Ltd. Wish to amend their rezoning application to permit the development of a ten (10) storey building as opposed to the original proposed eight (8) storey building. The top two storeys would be house condominiums. The Terms of Reference for the Land Use Assessment Report as approved by Council on July 12, 2011, would be sufficient for both the original application and the revised application. Once the Land Use Assessment Report has been submitted by the applicant and reviewed by staff, a public meeting on the rezoning application will be scheduled by City Staff.

This update on the rezoning application is provided for Council’s information.

Robert F. Smart
City Manager
Chair – Development Committee

SMC2011-08-22/434R

It was moved by Councillor Hann; seconded by councilor Collins: That the Committee Report be adopted as presented.

The motion being put was unanimously carried.

6 Dunfield Street

Councillor Hanlon alluded to the issue surrounding a complaint from a resident of Dunfield Street upset because their property was not reinstated to the condition it was in before the

construction of the new Lawton's Store on Elizabeth Avenue. Councillor Hanlon noted that it is unfair that the home owner has to reinstate the property and asked that the City have the property reinstated. It was noted that the matter was discussed at last week's Development Committee meeting and that this is a civil issue between the developer and the property owner, however, the Director of Building and Property Management will be in touch with both parties to have the issue resolved.

Arts Advisory Committee Report dated July 28, 2011

Council considered the following Arts Advisory Committee Report dated July 28, 2011:

Attendees: Deputy Mayor Shannie Duff, Chairperson
George Murray – Association of Cultural Industries, Vice-Chairperson
Councillor Sheilagh O'Leary
Councillor Sandy Hickman
Councillor Frank Galgay
Frank Fagan, Film Representative
Ken Murphy, Newfoundland and Labrador Arts Council Rep.
Thea Morash, WANL
Peter Rompkey, RCA Theatre
Jen Winsor, Music NL
Andrew Draskoy, Dance NL
Heather Hickman, Manager of Community Development
Kay Anonsen, Arts & Cultural Development Coordinator
Bernadette Walsh, Special Projects Coordinator
Rhonda Rose-Colbert, Project Assistant
Karen Chafe, Recording Secretary

Report:

1. **Arts Jury: Update on Planning a One-Day Workshop on Grants**

The Arts & Cultural Development Coordinator updated the Committee on the plans to undertake a one-day workshop on the grants program to help the artists navigate the grants process and to solicit feedback from the artists to determine if the process requires improvement. The better able are applicants to comprehend the process, the better quality of applications submitted.

2. **Density Bonusing for New Developments to Encourage Investment in the Arts**

The Committee discussed the idea of density bonusing which enables a municipal body the opportunity to offer new developments a level of density that surpasses the allowable Floor Area Ratio (FAR) in exchange for amenities such as affordable housing, parking garages, green spaces, or any other benefits considered to be for the

public good of the community. The Committee felt that the City should pursue such a policy which would include the arts as a public benefit.

The Committee on motion of Frank Fagan; seconded by Councillor Hickman recommends that the City encourage investment in the arts for the public good which would be facilitated through exploring density bonusing or other incentive strategies to encourage the participation of the corporate community as patrons of the arts. The Committee further recommends that the issue be referred to the Planning Standing Committee for further investigation.

3. **Metro Verse Update**

Thea Morash updated the Committee on the progress of the Metro Verse initiative which should be ready to launch in September of this year. It was suggested that the poetry on the buses will also be a good catalyst for having poetry displayed in other public spaces. The selected poems will be forwarded to the next meeting of the Arts Advisory Committee.

4. **Art Procurement: Recent Acquisitions**

The art procurement selections for 2011 were presented to the Committee.

As a reception is usually held to commemorate the art procurement program, the Committee recommends that a reception be held this year for both the 2010 and 2011 acquisitions, (as a reception was not held for last year's pieces), and that this be covered under Council's budget for receptions.

**Deputy Mayor Shannie Duff
Chairperson**

SJMC2011-08-22/435R

It was moved by Deputy Mayor Duff; seconded by Councillor O'Leary: That the Committee's recommendations be approved.

The motion being put was unanimously carried.

Development Permits List

Council considered the following Development Permits List for the period August 5 to 18, 2011:

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	John O'Leary	Building Lot	Lot No.1 Macbeth Dr	4	Approved	11-08-05
RES	Dave Ashley	Subdivide for Semi Detached Dwelling, Lots 2A&3A only	Connor's Avenue	3	Approved	11-08-08
COM	Sheppard Case Architects for Crombie Developments	Construction of 4-Unit Residential Power Centre	56 Kenmount Road	4	Approved	11-08-11
COM	Joe Healy	Home Office - Plumbing Contractor	23 Robinson's Place	3	Approved	11-08-17
RES	Wayne Collins	Demolition & Rebuild of Single detached Dwelling	26 Linegar Avenue	5	Approved	11-08-17

* Code Classification:
RES - Residential
COM - Commercial
AG - Agriculture
OT - Other

INST - Institutional
IND - Industrial

** This list is issued for information purposes only. Applicants have been advised in writing of the Development Officer's decision and of their right to appeal any decision to the St. John's Local Board of Appeal.

Andrea Roberts
Assistant Development
Officer
Department of Planning

Building Permits List

SJMC2011-08-22/436R

It was decided on motion of Councillor Hann; seconded by Councillor Tilley: That the recommendation of the Director of Building and Property Management with respect to the following Building Permits List be approved:

2011/08/17

Permits List

CLASS: COMMERCIAL

GARRY CRANFORD	CAVENDISH SQ	CO RETAIL STORE
ULTRAMAR LTD.	52 KENMOUNT RD	RN SERVICE STATION
ALISTAIR INVESTMENTS INC	250 DUCKWORTH ST	SW RESTAURANT
TECHNIPLEX	39 CHURCHILL AVE	SN OFFICE
PIPERS	33-37 ELIZABETH AVE	SN RETAIL STORE
MARIES MINI MART	197 ELIZABETH AVE	MS RETAIL STORE
COHEN'S HOME FURNISHINGS	81 KENMOUNT RD	MS RETAIL STORE
HICKMAN MOTORS LIMITED	85-95 KENMOUNT RD	SN CAR SALES LOT
ATHOME FURNISHINGS	193 KENMOUNT RD	MS RETAIL STORE
HI-PERFORMANCE	205 LOGY BAY RD	MS CLUB
PROJECT MGMT SERVICES	SPRINGDALE ST-SITE TRAILER	NC ACCESSORY BUILDING
MAGNA CONTRACTING	2 STAVANGER DR	NC ACCESSORY BUILDING
YOU YOU SHOES	172 WATER ST	CO RETAIL STORE
KGM ENTERPRISES LTD.	391 DUCKWORTH ST	RN TAVERN
GERALD BARRETT	223 DUCKWORTH ST	RN MIXED USE
ULTRAMAR LTD.	52 KENMOUNT RD	RN SERVICE STATION
NEWFOUNDLAND STRUCTURES INC.	8-10 ROWAN ST	RN OFFICE
ACADEMY CANADA INC.	37 HARDING RD	RN COMMERCIAL SCHOOL
SEARS CANADA INC.	AVALON MALL, SEARS CANADA	RN RETAIL STORE
H & M GLOBAL INC	323 KENMOUNT RD	CR OFFICE
ST JOHN'S MEDICAL HOLDINGS LTD	427 NEWFOUNDLAND DR	RN CLINIC
BARNEY'S (1975) LIMITED	115 DUCKWORTH ST	SW MIXED USE
THE DOGHOUSE SUPPLIES INC.	204 DUCKWORTH ST	RN RETAIL STORE
BOGARTS JEWELLERY LIMITED	AVALON MALL (DIVANA'S JEWELRY)	RN RETAIL STORE
IDEA FACTORY	DEANERY AVE	RN COMMUNICATIONS USE
FORTIS PROPERTIES CORP	SPRINGDALE STREET	SW VACANT LAND

THIS WEEK \$ 1,240,925.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

NFLD. LIQUOR COMMISSION	474 TOPSAIL RD	RN ADMIN BLDG/GOV/NON-PROFIT
FED. GOV'T. (D.F.O. COMPLEX)	80 EAST WHITE HILLS RD	RN ADMIN BLDG/GOV/NON-PROFIT
THE TOWER CORPORATE CAMPUS	235 WATERFORD BRIDGE RD	SW PARKING LOT
CITY OF ST. JOHN'S	507 MAIN RD	NC RECREATIONAL USE
THE TOWER CORPORATE CAMPUS	276 WATERFORD BRIDGE RD	SW COMMERCIAL SCHOOL
FEDERAL GOV'T HRSDC	40 MEWS PL	RN ADMIN BLDG/GOV/NON-PROFIT
WATER TREATMENT PLANT	90 DENSMORE'S LANE	RN ADMIN BLDG/GOV/NON-PROFIT

THIS WEEK \$ 3,194,562.00

CLASS: RESIDENTIAL

DONOVAN HOMES LTD	3 ADVENTURE AVE, LOT 82	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	7 ANTELOPE ST, LOT 103	NC SINGLE DETACHED DWELLING
PETER & STEPHANIE UPWARD	11 ANTELOPE ST	NC ACCESSORY BUILDING
TONY O'NEILL	18 BARRY PL	NC ACCESSORY BUILDING
DEBORAH H PIERCEY	69 BEOTHUCK ST	NC ACCESSORY BUILDING
DONNA BERNADETTE MCGRATH &	12 BERRY ST	NC PATIO DECK
JOHN O'RIELLY AND	13 BLUE JACKET PL	NC ACCESSORY BUILDING
ERCO HOMES	98 BLUE PUTTEE DR, LOT 108	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	114 BLUE PUTTEE DR, LOT 154	NC SINGLE DETACHED DWELLING

NEW VICTORIAN HOMES	109 BLUE PUTTEE DR	NC SINGLE DETACHED DWELLING
SHIRLEY EALES	240 BROOKFIELD RD	NC ACCESSORY BUILDING
DAVID DUNNE & DARLENE DUNNE	34 CAPE PINE ST	NC ACCESSORY BUILDING
CLOVER CONSTRUCTION INC.	58 CAPE PINE ST, LOT 72	NC SINGLE DETACHED DWELLING
BALNAFAD COMPANY LTD.	59 CAPE PINE ST, LOT 28	NC SINGLE DETACHED DWELLING
CLOVER CONSTRUCTION INC.	89 CAPE PINE ST, LOT 42	NC SINGLE DETACHED DWELLING
KATHLEEN HANSEN	5 CANSO PL	NC ACCESSORY BUILDING
GEORGE HOYLES	88 CASTLE BRIDGE DR	NC ACCESSORY BUILDING
CMJ HOLDINGS LIMITED	32 COOK ST	NC FENCE
KARWOOD CONTRACTING	52 COUNTRY GROVE PL, LOT 71	NC SINGLE DETACHED DWELLING
MARION DORMODY	21 CUMBERLAND CRES	NC FENCE
ERCO HOMES	18 DAUNTLESS ST, LOT 137	NC SINGLE DETACHED DWELLING
DAVID MICHAEL SMITH AND	12 DUMBARTON PL	NC FENCE
C & E HOLDINGS LTD.	293 EMPIRE AVE	NC PATIO DECK
CRAIG HOLWELL	539 EMPIRE AVE	NC PATIO DECK
RICHARD M. SQUIRES	29 ENNIS AVE	NC FENCE
DAVID LOCKE	69A FAHEY ST	NC PATIO DECK
TERRY COLE AND RENEE COLE	54 FRANCIS ST	NC FENCE
JOHN HUTCHINGS	56 FRANCIS ST	NC FENCE
JUDY ABBOTT	70 FRANCIS ST	NC FENCE
DELTON MCGRATH	14 GIBBS PL	NC SINGLE DETACHED & SUB.APT
RONALD KINNIE	27 GIL EANNES DR	NC PATIO DECK
FAIRVIEW INVESTMENTS LIMITED	174 GREAT EASTERN AVE, LOT 123	NC SINGLE DETACHED & SUB.APT
LUKE YETMAN	39B GUZZWELL DR	NC ACCESSORY BUILDING
C.LLOYD BUTTON	327 HAMILTON AVE	NC ACCESSORY BUILDING
JANICE THISTLE	61 HOLBROOK AVE	NC SINGLE DETACHED DWELLING
ANNABETH LOVEYS	19 HOPEDALE CRES	NC FENCE
REARDON CONSTRUCTION & DEV LTD	40 JENNMAR CRES, LOT 125	NC SINGLE DETACHED DWELLING
GARY DAWSON	41 JENNMAR CRES	NC ACCESSORY BUILDING
REARDON CONSTRUCTION & DEV LTD	57 JENNMAR CRES - LOT 100	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	63 JENNMAR CRES, LOT 103	NC SINGLE DETACHED DWELLING
ROBERT HUMPHRIES	147 LADYSMITH DR	NC ACCESSORY BUILDING
MITCHELL J. RUMBOLT	36 LARNER ST	NC PATIO DECK
SHERRY LYNN M. JANES	59 LESLIE ST	NC PATIO DECK
JOHN T. SNOW &	26 LIONS RD	NC FENCE
ERCO HOMES	9 MCCRAE ST, LOT 122	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	MAIN RD	NC SINGLE DETACHED DWELLING
DENISE BUTT	80 MELVILLE PL	NC FENCE
JONATHAN FARRELL AND	7 MIKE ADAM PL	NC FENCE
ROBERT MORAN	6 MONTGOMERY ST	NC FENCE
ATLANTIC HOMES LTD.	9 NERISSA PL, LOT 450	NC SINGLE DETACHED & SUB.APT
COREY HELLINGS	25 NOTRE DAME DR	NC ACCESSORY BUILDING
GAVIN LOVELESS	63 NOTRE DAME DR	NC PATIO DECK
GAVIN LOVELESS	63 NOTRE DAME DR	NC FENCE
ALEXANDER LACEY AND	192 OLD PETTY HARBOUR RD	NC SINGLE DETACHED & SUB.APT
BARRY NOLAN	101 PEARLTOWN RD	NC ACCESSORY BUILDING
ANDRE HODDER	24 PETITE FORTE DR	NC FENCE
MICHAEL WILLIAMSON &	34 PETITE FORTE DR	NC FENCE
GERALD LUTHER	101 PROWSE AVE	NC FENCE
MITCHELL WINTER	10 RICKETTS RD	NC PATIO DECK
STEPHEN ESCOTT	74 RIDGE RD	NC ACCESSORY BUILDING
TOM MARNELL	10 ROSALIND ST	NC FENCE
PAUL WARREN	7 ROSE ABBEY ST	NC ACCESSORY BUILDING
CARDINAL HOMES LIMITED	72 ROTARY DR	NC SINGLE DETACHED & SUB.APT
CARDINAL HOMES LIMITED	74 ROTARY DR, LOT 90	NC SINGLE DETACHED & SUB.APT
NEW VICTORIAN HOMES	5 ROWSELL PL, LOT 55	NC SINGLE DETACHED DWELLING
KENNETH SNELGROVE	54 SMITHVILLE CRES	NC PATIO DECK
JOSEPHINE CHAYTOR	634 SOUTHSIDE RD	NC ACCESSORY BUILDING
MIKE PARRELL	615 SOUTHSIDE RD	NC ACCESSORY BUILDING
TODD CONSTANTINE	16 STEAD PL	NC ACCESSORY BUILDING
SKYMARK CONTRACTING	23 SUMAC ST, LOT 92	NC SINGLE DETACHED DWELLING
JAMES MURRAY	1 WATERFORD AVE	NC SINGLE DETACHED DWELLING
LUC BEAULIEU	16 WATERFORD BRIDGE RD	NC FENCE
LARRY & MICHELLE MAHER	140 1/2 WATERFORD BRIDGE RD	NC ACCESSORY BUILDING

ALVIN & LAURA ANTLE	2 WATSON ST	NC ACCESSORY BUILDING
BELL FLORENCE O'FLYNN	15 WATSON ST	NC FENCE
LORI ANN LONG	19 MOUNTAINVIEW DR	CO HOME OCCUPATION
ROGER WHALEN	126 GREAT EASTERN AVE	CR SUBSIDIARY APARTMENT
STEPHEN HICKS	28 HATCHER ST	CR SUBSIDIARY APARTMENT
C WAYNE SMITH	71 PETITE FORTE DR	CR SUBSIDIARY APARTMENT
COLIN KRULICKI AND	59 BRAD GUSHUE CRES	EX PATIO DECK
FIONNUALA MCMAHON	7 BRITISH SQ	EX TOWNHOUSING
CRAIG LESTER	207 BROOKFIELD RD	EX SINGLE DETACHED DWELLING
PAUL DANCEY	10 GOOSEBERRY LANE	EX SINGLE DETACHED DWELLING
DAVID CRAGGS & ALISON CRAGGS	9 MEADOWGREEN PL	EX SINGLE DETACHED DWELLING
DAVID PETERS	3 RODNEY ST	EX SINGLE DETACHED DWELLING
STEPHEN PUDESTER	3 ARGYLE ST	RN SINGLE DETACHED DWELLING
B.F. HOLDINGS LTD.	4 BARTER'S HILL PL	RN SEMI-DETACHED DWELLING
EDWARD HOLLAHAN	60 BATTERY RD	RN SINGLE DETACHED DWELLING
ERCO HOMES	16 BLUE JACKET PL	RN SINGLE DETACHED DWELLING
BALNAFAD COMPANY LTD.	77 CAPE PINE ST	RN SINGLE DETACHED DWELLING
CEARA MAUREEN BRENTON	6 CHARLTON ST	RN TOWNHOUSING
BRENDAN GREGORY	7 CORK PL	RN SINGLE DETACHED DWELLING
GARY LETHBRIDGE	88 FAULKNER ST	RN SINGLE DETACHED DWELLING
SHIRLEY SCOTT	49 FLOWER HILL	RN SEMI-DETACHED DWELLING
PAUL SNOW	43 FRANCIS ST	RN SINGLE DETACHED DWELLING
CHARLOTTE BARBOUR	14A FRESHWATER RD	RN APARTMENT BUILDING
SPENCER WHEELER	26 GOWER ST	RN SEMI-DETACHED DWELLING
JONATHAN HARVEY WEIR	176 GOWER ST	RN SEMI-DETACHED DWELLING
JIM MARSHALL	149 GOWER ST	RN SEMI-DETACHED DWELLING
VICTORIAN FINISH	148 HAMILTON AVE	RN SINGLE DETACHED DWELLING
CLAUDE BISHOP	34 HIGHLAND DR	RN SINGLE DETACHED DWELLING
BRIAN JOHNSTON	34 HYDE PARK DR	RN SINGLE DETACHED DWELLING
GEORGE MILLS	96 LIME ST	RN TOWNHOUSING
SHIRLEY COX	63 LIME ST	RN SINGLE DETACHED DWELLING
FRANK KING	24 LONDON RD	RN SINGLE DETACHED DWELLING
LEO J. FUREY & FRANCES HAWLEY	7 MAPLE ST	RN SINGLE DETACHED DWELLING
DOREEN STOKES	11 MERASHEEN PL	RN SINGLE DETACHED DWELLING
LEONARD CLARKE	26 MONKSTOWN RD	RN BOARDING HOUSE(4 OR LESS)
RICHARD RIVKIN/ROBIN ANDERSON	54 MONKSTOWN RD	RN SEMI-DETACHED DWELLING
AJAY PAL SINGH KHURAL AND	9 O'DEA PL	RN SINGLE DETACHED DWELLING
NEIL MATTHEWS	9 OSBOURNE ST	RN SINGLE DETACHED DWELLING
60548 NEWFOUNDLAND AND	60 QUEEN'S RD	RN TOWNHOUSING
AIDEN & ELIZABETH DUFF	86 QUIDI VIDI VILLAGE RD	RN SINGLE DETACHED DWELLING
MICHELLE DELANEY	36 WILLIAM ST	RN SEMI-DETACHED DWELLING
RAYMOND SPURRELL & JODIE	7 CHAFE'S LANE	SW SINGLE DETACHED DWELLING
JUDY ABBOTT	70 FRANCIS ST	SW SWIMMING POOL
WAYNE KEAN	52 HOPEDALE CRES	SW SINGLE DETACHED DWELLING
BARRY/DIANNE BASTOW/CO-OP TR.	8 KILBRIDE AVE	SW SINGLE DETACHED DWELLING
		THIS WEEK \$ 6,456,549.00

CLASS: DEMOLITION

JANICE THISTLE	61 HOLBROOK AVE	DM SINGLE DETACHED DWELLING
		THIS WEEK \$ 25,000.00

THIS WEEK'S TOTAL: \$ 10,917,036.00

REPAIR PERMITS ISSUED: 2011/08/04 TO 2011/08/17 \$ 282,380.00

LEGEND

CO	CHANGE OF OCCUPANCY	SN	SIGN
CR	CHNG OF OCC/RENOVTNS	MS	MOBILE SIGN
EX	EXTENSION	CC	CHIMNEY CONSTRUCTION
NC	NEW CONSTRUCTION	CD	CHIMNEY DEMOLITION
OC	OCCUPANT CHANGE	DV	DEVELOPMENT FILE
RN	RENOVATIONS	WS	WOODSTOVE
SW	SITE WORK	DM	DEMOLITION
TI	TENANT IMPROVEMENTS		

REJECTIONS:

6 Aylward Place - Your application to widen the driveway 8-10 feet has been rejected as per the City of St. John's Engineering Department & Traffic Division

484 Water Street - Your application for the installatiaon fo signage has been rejected as per the City of St. John's Heritage Sign By-Law.

1 Regina Place - Your application for the construction for a side extension has been rejected as per Section 10.3.3 (c) of the City of St. John's Development Regulations

Payrolls and Accounts

SJMC2011-08-22/437R

**It was decided on motion of Councillor Hann; seconded by Councillor Tilley:
That the following Payrolls and Accounts for the weeks ending August 11 and
18, 2011 be approved:**

**Weekly Payment Vouchers
For The
Week Ending August 11, 2011**

PAYROLL

Public Works	\$ 394,493.01
Bi-Weekly Casual	\$ 146,353.88
ACCOUNTS PAYABLE	\$ 1,942,232.16

Total: \$ 2,483,079.05

**Weekly Payment Vouchers
For The
Week Ending August 18, 2011**

PAYROLL

Public Works	\$ 371,481.51
Bi-Weekly Administration	\$ 775,968.88
Bi-Weekly Management	\$ 637,179.85
Regional Fire Department	\$ 766,269.10

ACCOUNTS PAYABLE \$1,921,817.14

Total: \$4,472,716.48

Tenders

- a. Tender – Three (3) Service Vans
- b. Tender - Supply of 28,000 Tonnes Road Salt

SJMC2011-08-22/438R

It was moved by Councillor Hann; seconded by Councillor Tilley : That the recommendations of the Director of Finance and City Treasurer, be approved and the tenders awarded as follows:

- a. **Royal Garage @ \$74,700.00 as per the Public Tendering Act, (taxes not included)**
- b. **A. Harvey & Co. @ \$89.50 tonne loaded on City Trucks and \$91.10 Tonne delivered to City Depot, as per the Public Tendering Act (taxes not included) (Estimated value of winter supply will be \$2,550,800.00)**

The motion being put was unanimously carried.

Travel Authorization for Deputy Mayor Duff

SJMC2011-08-22/439R

It was moved by Councillor Colbert; seconded by Councillor Hickman: That travel by Deputy Mayor Duff to FCM Board of Directors' Meeting, Nelson, British Columbia, September 6 to 11, 2011, be approved.

The motion being put was unanimously carried.

Email to Deputy Mayor Duff from Deborah O'Reilly, Executive Director, Newfoundland Historic Trust Re Doors Open 2011, August 27 to 28

Council considered as information the above noted email regarding Doors Open, 2011, August 27 to 28. Councillor Duff agreed to follow-up on a query by Councillor Tilley on why the CLB was not included this year as a participating site.

Re: Fortis Properties Inc. – New Gower Street

Council considered a memorandum dated August 18, 2011 from the City Solicitor regarding the above noted.

SJMC201-08-22/440R

It was moved by Councillor Hann; seconded by Councillor O'Leary: That 900 ft² of surplus City land at New Gower Street be sold to Forts Properties Inc. at a price to be based on \$47.50 sq. ft. rate (approximately \$42,750.00), as recommended by the City Solicitor.

The motion being put was unanimously carried.

Email Poll (Ratification)

SJMC2011-08-22/441R

It was decided on motion of Councillor Hickman; seconded by Councillor Tilley: That the following email poll be ratified:

**Tender - Hurricane Igor Storm Damage Remediation Contract Package 3
Coady Construction & Excavating Ltd., in the amount of \$185,263.50**

Request from Doctors without Borders to have their Medecins Sans Frontieres Flag flown at City Hall from Sept. 7 to 12, 2011

SJMC2011-08-22/442R

It was moved by Deputy Mayor Duff; seconded by Councillor Collins: That a request from Doctors without Borders to have their Medecins Sans Frontieres Flag flown at City Hall from Sept. 7 to 12, 2011, be approved.

The motion being put was unanimously carried.

Media Release – St. John’s Receives Best Port Welcome Award

Council considered as information the above noted media release advising that the port City of St. John’s recently received an award from Dream World Cruise Destinations Magazine for Best Port Welcome in 2010.

Angel’s Corner

SJMC2011-08-22/443R

It was moved by Councillor O’Leary; seconded by Deputy Mayor Duff: That the City approve funding in the amount of \$10,000.00 plus a reception towards the Angels Corner Project.

It was noted by Councillor O’Leary that there is partnership funding from the Province, who have committed to \$10,000 contingent on funding from the City and from the Nunatsiavut Government with in-kind support from Downtown St. John’s and the Grand Concourse.

The motion being put was unanimously carried.

**Re: Proposed Rezoning of Property, Civic Number 229 Kenmount Road
Applicant: Lansing Properties on behalf of Kenmount Properties Inc.**

Council considered a memorandum dated August 19, 2011 from the Director of Planning regarding the above noted.

SJMC2011-08-22/444R

It was moved by Councillor Hanlon; seconded by Councillor Hann: That the following Resolutions for St. John’s Municipal Plan Amendment Number 97, 2011 and St. John’s Development Regulations Amendment Number 520, 2011 be adopted: and further, that Ms. Marie White, a member of the City’s commissioner list be appointed as commissioner to conduct a public hearing on

the amendments for Civic Number 229 Kenmount Road. The proposed date for the hearing is Tuesday, September 13, 2011 at City Hall.

**RESOLUTION
ST. JOHN'S MUNICIPAL PLAN
AMENDMENT NUMBER 97, 2011**

WHEREAS the City of St. John's wishes to redesignate property located at Civic Number 229 Kenmount Road.

BE IT THEREFORE RESOLVED that the City of St. John's hereby adopts the following map amendment to the St. John's Municipal Plan under the provisions of the Urban and Rural Planning Act:

“Redesignate the property at Civic Number 229 Kenmount Road from the Residential Low Density Land Use District to the Commercial Highway Land Use District as shown on Map III-1B attached.”

BE IT FURTHER RESOLVED that the City of St. John's requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on Behalf of Council this 22nd day of August, 2011.

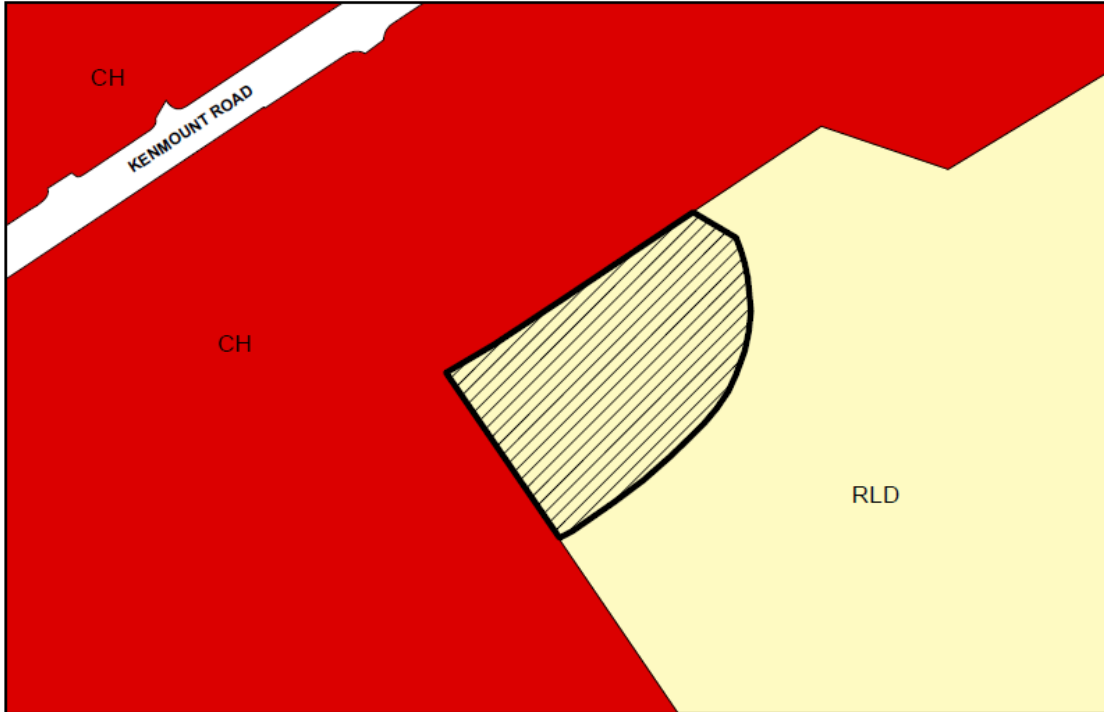
Mayor

City Clerk

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP

The motion being put was unanimously carried.



**CITY OF ST. JOHN'S
MUNICIPAL PLAN
Amendment No. 97, 2011
[Map III-1A]**

2011 08 09 SCALE: 1:2500
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

I hereby certify that this amendment
has been prepared in accordance with the
Urban and Rural Planning Act.



AREA PROPOSED TO BE REDESIGNATED FROM
RESIDENTIAL LOW DENSITY (RLD) LAND USE DISTRICT
TO COMMERCIAL HIGHWAY (CH) LAND USE DISTRICT

229 KENMOUNT ROAD (Lansing Properties)

M.C.I.P. signature and seal

Mayor

City Clerk

Council Adoption

Provincial Registration

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 520, 2011**

WHEREAS the City of St. John's wishes to amend the current zoning designation of property located at Civic Number 229 Kenmount Road.

BE IT THEREFORE RESOLVED that the City of St. John's hereby adopts the following map amendment to the St. John's Development Regulations under the provisions of the Urban and Rural Planning Act:

“Rezone the property at Civic Number 229 Kenmount Road from the Rural (R) Zone to the Commercial Highway (CH) Zone as shown on Map Z-1B attached.”

BE IT FURTHER RESOLVED that the City of St. John's requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

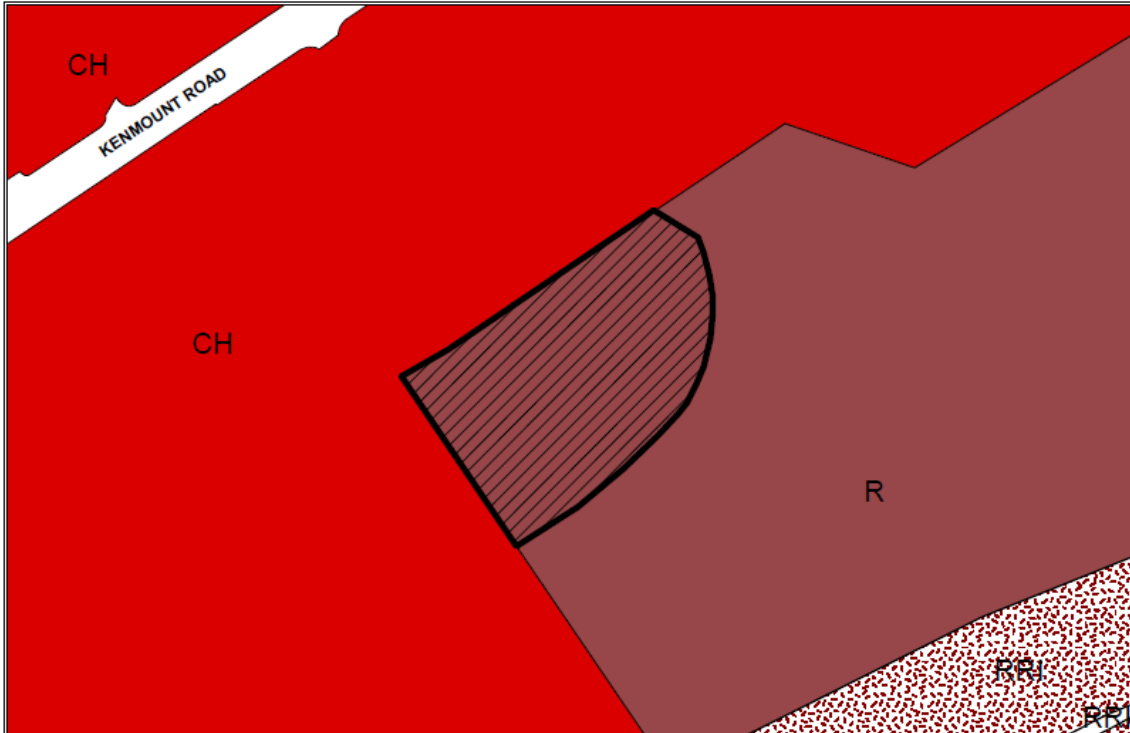
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on Behalf of Council this 22nd day of August, 2011.

Mayor

**Director of Corporate Services/
City Clerk**

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP



**CITY OF ST. JOHN'S
DEVELOPMENT REGULATIONS
Amendment No. 520, 2011
[Map Z-1A]**

2011 08 09 SCALE: 1:2500
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

I hereby certify that this amendment
has been prepared in accordance with the
Urban and Rural Planning Act.



AREA PROPOSED TO BE REZONED FROM
RURAL (R) LAND USE ZONE TO
COMMERCIAL HIGHWAY (CH) LAND USE ZONE

229 KENMOUNT ROAD (Lansing Properties)

M.C.I.P. signature and seal

Mayor

City Clerk

Council Adoption

Provincial Registration

Deputy Mayor Duff

Deputy Mayor Duff advised residents that the City has accepted an offer from Newfoundland and Labrador Housing Corporation for the funding of eight additional units to complete the City's Pleasantville Affordable Housing Development.

Deputy Mayor Duff expressed concern with respect to excessive motorcycle noise due to after-market exhaust pipes or removal of the exhaust system baffle. She noted that many people are complaining and asked that the City Manager contact the Department of Justice on the status of the City's request for Provincial legislation to control the noise with a view to finding out the time lines when the legislation can be enacted.

Councillor O'Leary

Councillor O'Leary also alluded to the lack of response from the Province relative to the enactment of legislation to control motorcycle noise noting that the City has to put pressure on the Province in this regard. She noted that a petition is in the works and that the Canadian Hard of Hearing Association will be providing information on how the excessive noise may affect hearing.

Councillor O'Leary congratulated the Seniors Outreach Program and thanked staff and volunteers on a great job in assisting the seniors in our community.

Councillor Hickman

Councillor Hickman asked that the Police and Traffic Committee consider installing a stop sign at the intersection of Huntingdale Drive and Old Petty Harbour Road.

Councillor Tilley

Councillor Tilley advised that he has received many complaints from residents in the Canada Drive/Frecker Drive area with respect to the implementation of the Cycling

Plan. He noted that staff will be providing an explanation on the street markings which will be posted on the City's website.

Councillor Hanlon

Councillor Hanlon also spoke to the issue pertaining to excessive motor cycle noise and noted that the matter was brought to the attention of Municipalities Newfoundland and Labrador.

Councilor Hanlon reminded residents that the City will not be reinstating its school crossing guard program for this school year and urged everyone to exercise extreme caution when driving in the area of school zones.

Councillor Collins

Councillor Collins noted that Old Bay Bulls Road and Back Line pavement markings have yet to be carried out. The matter was referred to the Manager of Streets and Parks for follow-up.

His Worship the Mayor

His Worship the Mayor noted the passing of Councillor Galgay's brother, Gus and offered on behalf of Council condolences to Councillor Galgay and his family.

Adjournment

There being no further business, the meeting adjourned at 5:25 p.m.

MAYOR

CITY CLERK