

**July 23, 2007**

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 O'Keefe, Councillors Colbert, Hickman, Hann, Puddister, Galgay, Coombs, Ellsworth and Collins.

Regrets: Councillor Duff

The Chief Commissioner/City Solicitor, Associate Commissioner/Director of Corporate Services and City Clerk, Associate Commissioner/Director of Engineering, Director of Planning, and Manager, Corporate Secretariat were also in attendance.

### **Call to Order and Adoption of the Agenda**

#### **SJMC2007-07-23/401R**

**It was decided on motion of Councillor Ellsworth, seconded by Deputy Mayor O'Keefe: That the Agenda be adopted as presented with the following additional item:**

- a. Memorandum dated July 23, 2007 from the Chief Commissioner and City Solicitor re: MacMorran Community Centre, St. John's Community Alliance Centre Inc.

### **Adoption of Minutes**

#### **SJMC2007-07-23/402R**

**It was decided on motion of Councillor Ellsworth; seconded by Deputy Mayor O'Keefe: That the Minutes of the July 23<sup>rd</sup>, 2007 meeting be adopted as presented.**

### **Kilbride Concept Plan**

Under business arising, Council considered a memorandum dated July 19, 2007 from the Director of Planning regarding the above noted.

#### **SJMC2007-07-23/403R**

**It was moved by Councillor Collins; seconded by Councillor Hann: That the following Resolutions for Municipal Plan Amendment Number 49, 2007 and Development Regulations Amendment Number 409, 2007 be adopted as**

presented, and further, that a public hearing be scheduled on the amendments to take place on August 13, 2007, and that Mr. Rhodie Mercer, Q.C., a member of the City's Commissioner list, serve as the commissioner to conduct the public hearing and to prepare a report on the amendments for Council's consideration.

**RESOLUTION  
ST. JOHN'S MUNICIPAL PLAN  
AMENDMENT NUMBER 49, 2007**

**WHEREAS** the St. John's Municipal Council wishes to amend the land use district designation of properties located on the east side of Bay Bulls Road, south of Valleyview Road in order to implement the Kilbride Concept Plan.

**BE IT THEREFORE RESOLVED** that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Municipal Plan pursuant to the provisions of the Urban and Rural Planning Act, 2000:

**Redesignate land on the east side of Bay Bulls Road, south of Valleyview Road from the Rural Land Use District to the Residential Low Density Land Use District as shown on Map III-1A attached.**

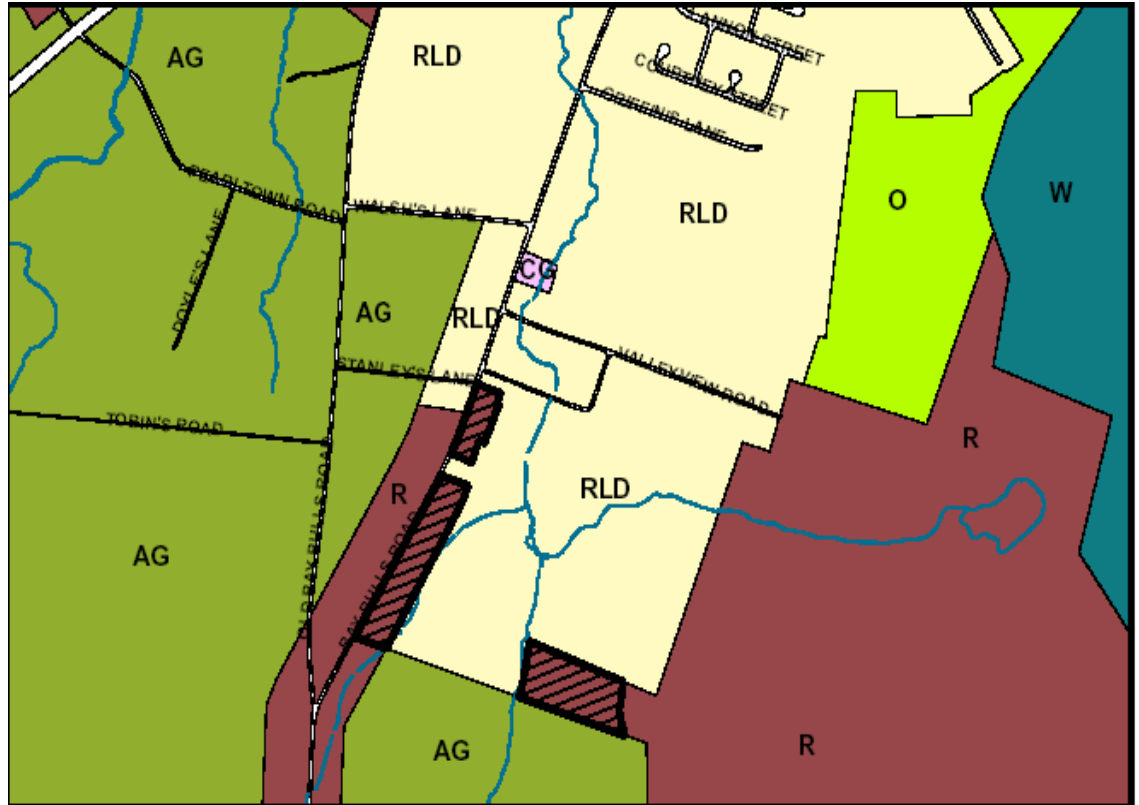
**BE IT FURTHER RESOLVED** that the St. John's Municipal Council requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

**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 23<sup>rd</sup> day of July, 2007.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

I hereby certify that this Development Regulations Amendment has been prepared in accordance with the Urban and Rural Planning Act.  
  
MCIP Stamp & Signature



**CITY OF ST. JOHN'S**

SCALE= 1: 12,500

**MUNICIPAL PLAN 2003  
AMENDMENT No. 49, 2007  
[MAP III-1A]**

2007 06 20  
CITY OF ST. JOHN'S  
DEPARTMENT OF PLANNING



AREA PROPOSED TO BE REDESIGNATED  
FROM RURAL (R) LAND USE DISTRICT TO  
RESIDENTIAL LOW DENSITY (RLD) LAND USE DISTRICT

**BAY BULLS ROAD, KILBRIDE**

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

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DIRECTOR CORP. SERVICES/CITY CLERK

\_\_\_\_\_  
COUNCIL ADOPTION

\_\_\_\_\_  
M.C.I.P. signature and seal

**RESOLUTION  
ST. JOHN'S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 409, 2007**

**WHEREAS** the St. John's Municipal Council wishes to amend the land use zoning designation of properties located along the east side of Bay Bulls Road, south of Valleyview Road in order to implement the Kilbride Concept Plan.

**BE IT THEREFORE RESOLVED** that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Development Regulations pursuant to the provisions of the Urban and Rural Planning Act, 2000:

**Rezone land on the east side of Bay Bulls Road, south of Valleyview Road, from the Rural ( R ) Zone and the Rural Residential Infill (RRI) Zone to the Residential Low Density (R1) Zone as shown on Map Z-1A attached.**

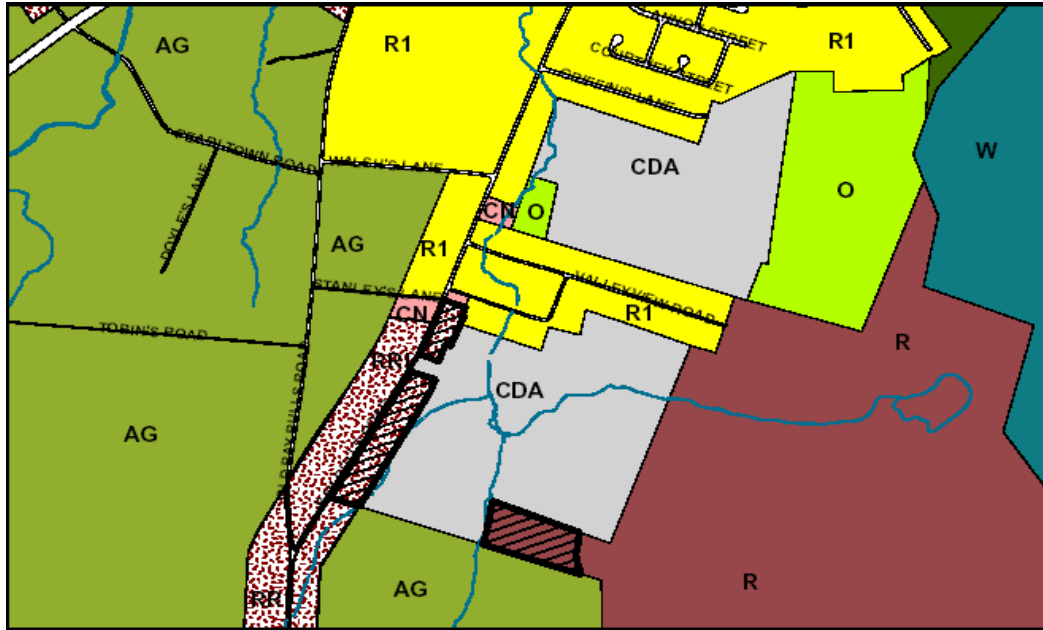
**BE IT FURTHER RESOLVED** that the St. John's Municipal Council requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

**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 23<sup>rd</sup> day of July, 2007.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

I hereby certify that this Development Regulations Amendment has been prepared in accordance with the Urban and Rural Planning Act.  MCIP stamp and signature
---



CITY OF ST. JOHN'S

SCALE= 1: 12,500

**LAND USE ZONING AND  
DEVELOPMENT REGULATIONS 1994  
AMENDMENT No. 409, 2007  
[MAP Z-1A]**

2007 06 20  
CITY OF ST. JOHN'S  
DEPARTMENT OF PLANNING



AREA PROPOSED TO BE REZONED FROM RURAL (R)  
AND RURAL RESIDENTIAL INFILL (RRI) LAND USE ZONE  
TO RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE

BAY BULLS ROAD, KILBRIDE

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

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DIRECTOR CORP. SERVICES/CITY CLERK

\_\_\_\_\_  
COUNCIL ADOPTION

\_\_\_\_\_  
M.C.I.P. signature and seal

**He motion being put was unanimously carried.**

**Notices Published**

1. **A Discretionary Use Application** has been submitted by Bell Aliant requesting permission to install one (1) OPI Unit (telecommunication cabinet) in the Open Space area at the rear of the **Elizabeth Towers at Civic No. 100 Elizabeth Avenue**. The proposed Cabinet will measure 1.5 ft. x 5 ft. at the base and is 5 ft. in height. (Ward 4)

**SJMC2007-07-23/404R**

**It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Hann: That the application be approved.**

2. **A Discretionary Use Application** has been submitted by Joanne Maher requesting permission to establish and operate a **Day Care from Civic No. 220-222 Main Road**. The subject building is currently occupied by Southern Medical Clinic. The proposed Day Care will occupy a teaching floor area of 197 m<sup>2</sup> (2,100 ft<sup>2</sup>.) and will operate from Monday to Friday 7:30 a.m. to 5:30 p.m. The business will employ a staff of eight (8) with on-site parking provided for twelve (12) vehicles. (Ward 5)

**SJMC2007-07-23/405R**

**It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Hann: That the application be approved.**

**Development Committee Reports dated July 10, 2007 and July 17, 2007**

Council considered the following Development Committee Report dated July 10, 2007:

1. **Proposed Building Renovation**  
**Former Capital Theatre**  
**Mr. Paul Madden**  
**Civic No. 344 Duckworth Street (Ward 2)**

The Development Committee has reviewed the above noted application and recommends that Council grant Approval-in-Principle for the proposed redevelopment of the subject property. The Committee's recommendation for the reuse of the subject property as a cultural centre and theatre does not pertain to or reference any City funding of the redevelopment of the building. The Committee's recommendation deals only with the proposed new occupancy.

**Art Cheeseman, Chairperson**  
**Associate Commissioner/**  
**Director of Engineering**

**SJMC2007-07-23/406R**

**It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Hickman: That the Committee's recommendation to grant Approval-in-Principle be accepted.**

Council considered the following Development Committee Report dated July 17, 2007:

**1. Proposed Subdivision of Land  
Construction of One (1) Single Detached and Two (2) Semi-Detached Housing  
Units  
Bay Mount Homes  
Civic No. 46 Quidi Vidi Village Road (Ward 2)**

The Development Committee recommends that the above noted application be approved subject to the following conditions:

- a. payment of Application and Development Fees in accordance with Section 6.4 of the St. John's Development Regulations; and
- b. compliance with all the requirements of the Department of Building and Property Management.

**Art Cheeseman, Chairperson  
Associate Commissioner/  
Director of Engineering**

**SJMC2007-07-23/407R**

**It was decided on motion of Councillor Puddister; seconded by Councillor Hann: That the Committee's recommendation be approved.**

**Finance and Administration Standing Committee Report dated July 5, 2007**

Council considered the following Finance and Administration Standing Committee Report dated July 5, 2007:

In Attendance: Deputy Mayor Dennis O'Keefe, Chairperson  
Councillor Shannie Duff  
Councillor Tom Hann  
Councillor Art Puddister  
Councillor Frank Galgay  
Councillor Ron Ellsworth  
Councillor Wally Collins  
Mr. Ron Penney, Chief Commissioner & City Solicitor  
Mr. Art Cheeseman, Associate Commissioner/Director of Engineering  
Mr. Bob Bishop, Director of Finance & City Treasurer  
Mr. Paul Mackey, Director of Public Works & Parks  
Mr. Kevin Breen, Director of Human Resources  
Ms. Jill Brewer, Director of Recreation  
Mr. Jim Ford, Manager of Regulatory Services  
Mr. Carl Keeping, Manager of Budgetary Services  
Ms. Kelly Butler, Recording Secretary  
Mr. Paul Banks, reporter with the Telegram, was also in attendance

**1. Financial Reports to May 31, 2007**

The Committee considered as information the attached memorandum dated July 3, 2007, from the Director of Finance regarding the above noted matter.

The Director of Finance noted that for the five month period, there is a deficit on operations of \$106,000. This is a result of a combination of factors, including a deficit in the snow clearing budget, retroactive pay for union and management employees, increased revenue from utility taxes, the transfer of federal government lands in Pleasantville to the Canada Lands Company, and decreases in business taxes resulting from successful appeals of commercial assessments.

Discussion ensued regarding a possible slow down in the economy, with it being noted that the annual revenue increases that the City has enjoyed over the last number of years may not continue.

**2. 2008 Fiscal and Service Strategy**

The Committee considered a memorandum dated June 28, 2007, from the Director of Finance regarding the above noted matter.

The Director of Finance noted that the adoption of the fiscal and service strategy is the first major step in the preparation of the 2008 budget. The document was prepared using a program basis with a modified form of zero-based budgeting with the program areas. In using this method, the City recognizes that there is set level of service that it wishes to maintain, which subsequently creates a certain level of expense that will need to be incurred.

A lengthy discussion ensued regarding the City's financial future, with it being noted that if the City is borrowing money, it should be borrowing it to pay for essential capital works projects like sidewalks, roads and regional water infrastructure, not to finance festivals and community projects. Councillor Ellsworth noted that if the City keeps borrowing money, it will have less and less to money to use out of the operating budget for essential services and programs. There is not enough money to meet the City's basic infrastructure needs, but the City is still borrowing money for other projects.

Councillor Hann noted that in between 1992 and 1997, the City managed to reduce its budget from \$113 million to \$94 million, and he inquired how this was achieved. The Director of Finance advised that the City eliminated an entire level of management and reduced service levels, included a reduction in streets work and deferring replacement of equipment. However, this proved to have an adverse impact on operations by 2000. Councillor Hann also noted that the budget has increased steadily from 1997 to 2007 when there has been a decline in population. It was noted that while the population of the Province has declined, there has been a steady increase on the Avalon Peninsula. The Chief Commissioner/City Solicitor advised that over the last 10 years the City has dramatically increased its service levels, including the opening of the Access Centre.

Councillor Hann expressed his concern regarding the projected \$2.5 million deficit. He suggested that if the City is aware that it will be in a deficit position by year end, it may be a good idea to put a freeze on any extra spending now to help limit the deficit. If this is



not done, then the City will be faced with the choice of raising taxes or cutting services and programs next year.

Councillor Ellsworth also expressed his concern that the projected deficit may affect water tax. He noted that the Director of Finance had provided a memo to Council outlining the project increase in water tax for the future, with it ultimately being set around \$700 per year. He inquired if the existing and future capital works projects, such as the Winsor Lake water treatment plant and the new sewage treatment plant, will increase operating costs to the point where the water tax will be higher than predicted. The Director of Finance noted that in estimating the future water tax, all these things were taken into consideration.

**The Committee recommends that Council adopt the attached 2008 Fiscal and Service Strategy document.**

**3. Policy No. 03-05-04: Employees Publicly Criticizing the City**

The Committee considered a memorandum dated June 4, 2007, from the Director of Human Resources regarding the above noted matter.

**The Committee recommends that the attached policy as amended be adopted.**

**4. Requests for Financial Support for Meetings and Conventions**

The Committee considered a memorandum dated July 3, 2007, from the Associate Commissioner/Director of Corporate Services and City Clerk regarding the above noted matter.

**The Committee recommends that Council approve the following grants in accordance with Policy 04-09-02: Financial Support for Meetings and Conventions:**

- AGM - Certified General Accountants Assoc. of Canada           \$500
- 2007 Atlantic Canada Water Works Assoc. Conference           \$750

**5. CD# S2007-05-22/3 - Mercy Centre for Ecology and Justice - Walk for Hungry Children**

Deputy Mayor O'Keefe referenced the above noted matter and advised that the organization's request for a waiver of insurance fees was discussed by Council at its May 22<sup>nd</sup> meeting, and it was agreed that the City would charge for the insurance fees, but refer the matter of rebating the fees to the Finance Committee for consideration.

**The Committee recommends that the request be denied as it is contrary to City policy.**

**6. CD# R2007-05-28/12 - Request for City's Sponsorship of Tely 10 Road Race**

The Committee considered a letter dated May 23, 2007, from Joe Ryan, Newfoundland and Labrador Athletics Association regarding the above noted matter.

The Director of Recreation advised that since the letter was initially submitted, the NLAA has changed its request and it no longer requires the installation of snow fencing. The NLAA is basically asking the City to provide the services that it has provided in the past

2007-07-23

but as in-kind support instead of charging the association for them. This would include street closures, limiting access to race routes, providing signage and barricades, use of the Bannerman Park pool building, etc.

Councillor Hann expressed his concern with providing these services for free, noting that as the event's main sponsor and main beneficiary, the Telegram should be contributing more to this event. The Director of Recreation advised that while the Tely 10 may be named for the Telegram, the race is actually organized and run by the Newfoundland and Labrador Athletics Association, which is a not-for-profit group. Councillor Ellsworth noted that he would support the request, but only on the basis that next year, the NLAA be advised to submit a Grant application.

**The Committee recommends that the NLAA's request for in-kind sponsorship/support for the 2007 Tely 10 Road Race be approved.**

**7. Regatta Hall of Fame Luncheon**

The Committee considered a letter dated May 17, 2007, from Mr. Jack Reardigan requesting that the City host the Regatta Hall of Fame Luncheon in the E.B. Foran Room on Wednesday, July 25, 2007.

**The Committee recommends that the City host the Regatta Hall of Fame Luncheon on Wednesday, July 25, 2007, in the E.B. Foran Room.**

**8. Request for Reconsideration of the St. John's Public Library Board's 2007 Grant Request**

The Committee considered a letter dated June 11, 2007, from Alan Goodridge, Chair, St. John's Library Board regarding the above noted matter.

The Director of Finance noted that the Board had applied for a grant this year, however, because their financial statements indicated that they were in good financial shape, they did not receive any grant funding. Last year the Library Board was awarded \$1,200 in grant funding. Deputy Mayor O'Keefe indicated that while that may have been the case, the Board had already earmarked the money to pay for several projects.

Discussion ensued with it being noted that the grants funding for this year has all been allocated. It was also noted that the City has considered and approved similar requests in the past, thereby setting a precedent. Councillor Ellsworth expressed his concern regarding providing additional funding when the budget has already been allocated for this year.

**The Committee recommends that the City approve \$1,200 in grant funding for the St. John's Public Library Board.**

Councillors Ellsworth and Hann both indicated that they would not support this recommendation.

**9. Request for Financial Support for the National Performance of Ann & Seamus - A Chamber Opera**

The Committee considered a letter dated June 11, 2007, from Susan Knight and Gary Lane, Shallaway, regarding the above noted matter.

**The Committee recommends that the request be denied as it is contrary to City policy.**

**10. Request for Sponsorship of the 2007 Atlantic Road Championship (Tour de Shore)**

The Committee considered a letter dated June 4, 2007, from Shannon Sullivan, Event Coordinator, Tour de Shore, regarding the above noted matter.

**The Committee recommends that, in accordance with Policy 04-09-02 - Financial Support for Meetings and Convention, the City provide \$500 in funding for the 2007 Atlantic Road Championship.**

**11. Sponsorship for the 57<sup>th</sup> Annual NLFM Convention and Trade Show**

The Committee considered a letter dated June 18, 2007, from Mayor Wayne Ruth, President, NLFM, regarding the above noted request.

**The Committee recommends that the City provide \$5,000 in funding for the 57<sup>th</sup> Annual NLFM Convention and Trade Show.**

**12. Request for Reception for Pride Day - July 23, 2007**

The Committee considered a letter dated May 24, 2007, from Mark Hanlon, Chair, St. John's Pride Committee regarding the above noted matter.

**The Committee recommends that the request for a reception on July 23<sup>rd</sup> for Pride Day be approved.**

*(Note: The Foran Room is unavailable on July 23<sup>rd</sup>, therefore, the group has decided to hold the reception elsewhere.)*

**13. St. John's Fire Fighters Association Charity Golf Tournament**

The Committee considered correspondence from Charles Nurse, President, IAFF Local 1075, requesting the City's participation in the above noted golf tournament.

**The Committee recommends that the City sponsor a team in the St. John's Fire Fighters Association Annual Charity Golf Tournament which will be held on July 26, 2007.**

**14. Walter Gretzky CNIB Golf Classic**

The Committee considered correspondence from Keith Soper, The Telegram, requesting the City's participation in the above noted golf tournament.

**The Committee recommends that this request be denied as the City only approves participation and/or sponsorship of golf tournaments for those agencies directly related to the City's mandate.**

**15. Fund Raising Event - MUN Botanical Garden**

The Committee considered a memorandum dated July 5, 2007, from the Director of Human Resources regarding the above noted matter.

**The Committee recommends that the City purchase two tickets, at a cost of \$75.00 each, for the 30<sup>th</sup> Anniversary Fund Raising Event for the MUN Botanical Garden.**

**16. Request for Financial Assistance for Travel for the City's Poet Laureate**

The Committee considered a letter dated July 4, 2007, from Agnes Walsh, Poet Laureate, requesting financial assistance for travel to Waterford, Ireland in the fall to give a public reading of her work.

Councillor Duff noted that this matter was raised at the recent meeting of the City's Economic Development Committee as part of the City's Twinning Program with the City of Waterford. The City is currently trying to organize an exchange trip in the fall (date to be confirmed) as part of the Twinning Program. It was suggested that Ms. Walsh be added to the delegation for the exchange, thereby having her travel expenses covered under the program.

**The Committee recommends that the City's Poet Laureate, Agnes Walsh, be added to the official delegation for the upcoming fall exchange trip to Waterford, Ireland as part of the City's Twinning Program.**

**17. Funding for Sidewalk Repair/Replacement Program**

Councillor Puddister referenced the above noted matter, and he requested the Committee's support to approve additional funding in the amount of \$400,000 for the sidewalk repair/replacement program to be charged to next year's capital works budget.

A brief discussion ensued wherein it was noted that the City could do additional work and avail of 2007 prices versus 2008 prices. The Director of Finance noted that even if the money is charged to next year's capital works budget, it will still be a current year expense. It was also noted that next year, there will be additional multi-year capital works funding available from the Province.

Following the discussion, the majority of the Committee indicated that they would not be supporting the proposal put forth by Councillor Puddister.

**Deputy Mayor Dennis O'Keefe  
Chairperson**

**SJMC2007-07-23/408R**

**Regarding Item #11: It was moved by Deputy Mayor O'Keefe; seconded Councillor Galgay: That the Committee's recommendation to provide \$5,000.00 towards the 57<sup>th</sup> Annual NLFM Convention and Trade Show be increased to \$10,000.00 to finance the supply of convention kits.**

**The motion being put was unanimously carried.**

**SJMC2007-07-23/409R**

**Regarding Item #17: It was moved by Councillor Puddister; seconded by Deputy Mayor O'Keefe: That additional funding in the amount of \$400,000.00 for the sidewalk repair/replacement program to be charged to next year's capital works budget, be approved.**

Discussion ensued during which members of Council supporting the motion agreed that it would be wise to avail of 2007 prices versus 2008 prices. It was also noted that there will be additional multi-year capital works funding available from the Province next year.

Members of Council objecting to the motion did not favour taking the money from next year's budget, expressed concern that emergencies might arise and noted that sidewalk work should be made a priority for 2008.

During discussion, Councillor Ellsworth referred to correspondence from the Director of Finance and City Treasurer, and the fiscal and service strategy for 2008 in which he notes that operating departments should consider options to decrease expenditures, and the need to limit expenditures when doing their internal priority ranking. Councillor Ellsworth asked that the Fiscal and Service Strategy be revised to include guidelines that members of Council can follow during the budgetary process.

His Worship the Mayor asked the status of the budget review, and Deputy Mayor O'Keefe advised that the review is now finalized and a report will be forwarded to Council in the near future.

**Following discussion the motion being put there voted for it the mover, seconder, Councillors Collins, Coombs, Galgay and Hann.**

**Voting against the motion were Councillors Hickman, Colbert and Ellsworth. The motion was carried.**

**The remaining Committee recommendations were adopted as presented.**

**Public Works & Environment Standing Committee Report dated July 17<sup>th</sup>, 2007**

Council considered the following Public Works & Environment Standing Committee Report dated July 17<sup>th</sup>, 2007:

**Attendees:** Councillor Ron Ellsworth, Chairperson  
Councillor Tom Hann  
Councillor Wally Collins  
Councillor Frank Galgay  
Councillor Art Puddister  
Ron Penney, Chief Commissioner/City Solicitor

Art Cheeseman, Associate Commissioner/Director of Engineering  
Robert Bishop, Director of Finance & City Treasurer  
Paul Mackey, Director of Public Works & Parks  
Dave Blackmore, Director of Building & Property Management  
Cliff Johnston, Director of Planning  
Brendan O'Connell, Manager of Environmental Services  
Jason Sinyard, Manager of Waste Management\_  
Gerri King, Manager of Environmental Initiatives  
Jim Clarke, Manager of Streets & Parks  
Joe Sampson, Manager of Development  
Ken O'Brien, Manager of Planning & Information  
Steve Colford, Operations & Systems Engineer  
Dave Wadden, Hydrological Engineer  
Walt Mills, Development Engineer  
Karen Chafe, Recording Secretary

1. **Potential Servicing Above the 190 m Contour**

Mr. Dave Wadden, Hydrological Engineer conducted a power point presentation on the above noted matter, particularly within the Southlands and Southwest Development Area. A copy of the report is on file with the City Clerk's Department. The report from the Dept. of Engineering dated July 2007, basically concludes that development above the 190 m contour can take place in Southlands and the Southwest Development Area provided that the following items are addressed:

- i. The Petty Harbour Long Pond water supply is reactivated with full treatment capability.
- ii. The recommendations in the 2007 report "**St. John's Regional Water Supply Review Study**" are implemented.
- iii. The installation of a new pump station off the 30" transmission main prior to the Mount Pearl reservoir and the construction of new transmission main to a new Southlands reservoir at elevation 245 m. The construction of new trunk mains to service the Southlands area above 190 m.
- iv. The installation of a new pump station off the 24" transmission main prior to the Kenmount Hill reservoirs and the construction of a new transmission main to a new Kenmount Road reservoir at elevation 250 m. The construction of a new trunk main to Wyatt Boulevard to service the north side of Kenmount Road.
- v. The adoption of a zero-net-increase in stormwater runoff policy for developable lands above the 190 m contour in Southlands and the Southwest Development Area.

Staff indicated that they were required to investigate the technical feasibility of development as opposed to the financial feasibility. The cost factor has not been investigated because such applications are usually driven by developers who would incur the costs associated with the required infrastructure.

**The Committee, having reviewed the Engineering Report for the Potential Servicing above the 190m Contour (Southlands and Southwest Development Area), recommends that the report be referred to the Planning & Housing Standing Committee for further consideration. The Regional Municipal Plan which does not allow development above the 190 m contour, is currently under review by the Planning & Housing Standing Committee and in light of the potential for development, merits further consideration.**

2. **3 Monk Lane**

The Committee met with the owners of 3 Monk Lane: Nigel Markham and Mary Sexton who also submitted a letter to Councillor Galgay dated June 18<sup>th</sup>, 2007, a copy of which is on file with the City Clerk's Dept. and which was also included in the Committee's agenda.

The owners wished to replace the existing dwelling with a new house, however, the City's approval was conditional on the owner's taking responsibility for connecting upgraded water and sewerage piping to the mains. The prohibitive cost of installing 130 feet of piping is a serious deterrent to the owners' development of this property which would require the digging up of the entire Lane and repairing and repaving the Lane after installation. The estimated cost to do this is approximately \$20,000. The owners felt that this was an unfair burden to them and that the responsibility should lie with the City. Concerns were also expressed about the low water pressure and the water quality. It was questioned why residents should have to dig up a City street and replace the main.

Staff clarified, however, that there is no public main and that each house on Monk Lane has its own individual lateral connecting to Power St. It should be noted that the City had problems a few years ago with the water quality on Bradbury Place. At that time, the owners on Monk Lane were approached to allow access to their land for the installation of a water main to address the Bradbury Place problem. This would have also addressed the water quality and water pressure problems of Monk Lane. Access was denied at that time, so the water main was looped on Bradbury Place only.

**The Committee agreed to test the water quality of the property, and pending the outcome of this, a decision will be made as to whether or not further corrective action has to be taken. The Committee expressed concern about the precedent that would be set if Council subsidizes the cost of upgrading individual service laterals.**

3. **Sewer Use By-Law and Source Control Program**

The Committee considered a memo dated July 10<sup>th</sup>, 2007 from the Associate Commissioner/Director of Engineering regarding the above noted matter.

**The Committee recommends approval of the Sewer Use By-Law, and that it be forwarded to the Provincial Department of Environment &**

2007-07-23

**Conservation for review and endorsement, and then forwarded to Council for final approval.**

Councillor Ron Ellsworth  
Chairperson

**SJMC2007-07-23/410R**

**It was moved by Councillor Ellsworth; seconded by Councillor Hann:  
That the Committee's recommendations be approved.**

During discussion on the report Councillor Ellsworth advised that the Committee discussed pesticide use and control noting that the Committee has offered assistance to the Minister of Environment who is reviewing the matter.

Discussion ensued during which His Worship the Mayor and Councillor Coombs exchanged views on pesticide use with the Mayor advising that he intends to write the Minister in this regard. It was agreed that the matter be deferred to the next regular meeting of Council for discussion.

Also, during discussion Councillor Galgay referenced Item #2 and noted that the two individuals who live in the laneway indicated to him they would be willing to cost share the upgrading of the laneway if the City in the future decided to make it a priority capital project and noted they are willing to meet to discuss the matter. Councillor Galgay asked that the matter be referred to the Departments Engineering and Public Wrks and Parks for consideration. Councillor Ellsworth noted he would not support this proposal.

**Following discussion, the motion being put was unanimously carried.**

**Heritage Advisory Committee Report dated July 18, 2007**

Council considered the following Heritage Advisory Committee Report dated July 18, 2007:

**Attendees:** Councillor Shannie Duff, Chairperson  
David Kelland  
Debbie O'Rielly  
Linda Bishop, Barrister/Solicitor  
Ken O'Brien, Manager of Planning & Information  
Peter Mercer, Heritage Officer  
Margaret Donovan, Tourism Industry Coordinator  
Karen Chafe, Recording Secretary



1. **Proposed Stable at Government House – RNC Mounted Unit**

The Committee met with Deputy Chief William Brown of the Royal Newfoundland Constabulary and Randy Titford of the Provincial Department of Transportation & Works to discuss the above noted application, a copy of which is attached. Concerns were expressed by the Committee about the following issues:

- i. pitch of the roof;
- ii. design of stable doors (vertical or diagonal);
- iii. site configuration of the barn;
- iv. possible retention and reuse of existing coach house;

The delegation advised that they had been in consultation with Mr. Jerry Dick, Director of Heritage with the Dept. of Tourism, Culture and Recreation (formerly with the Association of Heritage Industries) who had recommended the diagonal style of the wooden doors and shutters as being historically accurate. Members of the HAC believe that the doors and shutters should have vertical strips of wood. Historical photographs would be helpful. Careful consideration had to be given to the functionality and ceiling height of the structure for its purpose of housing and cleaning large horses. To decrease the size in any way would result in less room for the horses. This project is also strictly monitored from a budgeting perspective.

**The Committee recommends approval of the design submitted with the understanding that the structure will be finished in wooden clapboard siding and painted a color that matches the portico of Government House.**

**The Committee further recommends that, pending funding availability, cedar shingles be used for the roof of the structure.**

**With regard to the design of stable doors and shutters, the Heritage Officer will consult with the applicant relative to which style most reflects the heritage vernacular: either diagonal or vertical.**

2. **20 Lake Avenue (Signage Application for Dominion Supermarket)**

The Committee considered the attached elevation for the installation of signage on various facades of the building.

**The Committee recommends approval of the application with the stipulation that the “DRUGStore” sign facing Lake Avenue be reduced to a size similar to the Dominion sign located on the same side of the building at the former entrance to Memorial Stadium.**

**The Committee referenced a propane tank located at the King’s Bridge Road side of the building and recommends that this be fenced to obscure its visibility.**

3. **10 Battery Road – Application for Deck**

The Committee considered the above noted application for the installation of two patios in the front yard which will protrude from the property by 12 feet. An application for a garage was originally submitted and subsequently rejected by the Committee.

**The Committee recommends that the deck be given approval subject to the following stipulations:**

- **The deck should be lowered in height so as not to block the visibility of the bay windows (a main architectural feature of the house) as seen from the road.**
- **The height of the deck railing should also not exceed or encroach upon the clapboard siding portion of the front façade.**
- **The deck’s design should be in keeping with the style of the property.**

4. **95 Water Street, Javelin Building (former Brother T.I. Murphy Center)**

The Committee considered the attached elevation wherein the lean-to sections of the building’s ground floor level will be removed to expose the basement level. The application also proposes the installation of windows which will be situated within the basement well and will accommodate apartments.

**The Committee recommends approval of the proposal as submitted with the stipulation that the windows proposed for the basement level be the same design as those already installed on the upper levels of the building.**

5. **Quidi Vidi Village Road -- Old School House**

The Committee considered photos of the above noted property which is in an advanced stage of dilapidation. The Dept. of Building & Property Management will be recommending demolition of this property as it has gone beyond the 50% state of repair.

**The Committee recommends approval of the demolition, pending the ability of the Heritage Foundation of NL and the City Archivist to conduct a site visit to obtain photographic archival documentation.**

6. **291 Water St. – Sign Application (“The Vault”)**

The Committee considered the attached application to install signage at 291 Water St.

**The Committee recommends approval of the plan submitted.**

7. **Powder House Hill**

The Committee considered the attached elevations for a series of four-storey semi-detached houses on Powder House Hill.

**The Committee agreed that the four storey elevation is too high for the area and out of scale with the Battery Development Guidelines. The Committee, therefore, recommends that the applicant resubmit plans based on the modification of the design to lower the height of the building to standards acceptable under the Battery Guidelines.**

*Note: Since the Committee's meeting on July 18<sup>th</sup>, the City's Heritage Officer met with the applicant on July 19<sup>th</sup> to discuss the design modifications requested by the Committee. The applicant has since submitted a new design (copy attached) which addresses the Committee's concerns and is in keeping with the requirements of the Battery Guidelines Study. Therefore, it is now recommended that the application be granted approval-in-principle pending submission of detailed engineering and architectural drawings for review and approvals from the Departments of Engineering, Planning, and Building and Property Management.*

**Councillor Shannie Duff  
Chairperson**

**SJMC2007-07-23/411R**

**It was moved by Councillor Ellsworth; seconded by Councillor Colbert: That the Committee's recommendations be approved.**

**SJMC2007-07-23/412R**

**Regarding Item #3: It was moved by Councillor Hann; seconded by Councillor Puddister: That the application for the deck be approved as proposed, rejecting the stipulations set out by the Committee.**

**The motion being put there voted for it the mover, seconder and HisWorship the Mayor. The motion was lost.**

**The main motion being put was carried.**

**Special Events Advisory Committee Report dated July 19, 2007**

Council considered the following Special Events Advisory Committee Report dated July 19, 2007:

**Re: Special Events Advisory Committee Recommendation**

The following recommendations of the Committee are forwarded to Council for approval in principle subject to any conditions that may be required by the Special Events Advisory Committee.

- 1) Event: Royal St. John's Regatta  
Location: Quidi Vidi Lake  
Date: August 1, 2007
- 2) Event: Lantern Festival  
Location: Victoria Park  
Date: July 28, 2007
- 3) Event: Cochrane Street United Church Barbeque  
Location: Bannerman Park  
Date: July 29, 2007
- 4) Event: Community Mediation Services 1<sup>st</sup> Annual Party in the Park  
Location: Bannerman Park  
Date: August 18, 2007
- 5) Event: Traces Dance Band  
Location: Quidi Vidi Lake  
Date: July 31, 2007
- 6) Event: Busker Festival  
Location: Various locations in the downtown area  
Date: August 3 - 5, 2007
- 7) Event: PFLAG Canada – St. John's Chapter  
Location: Bannerman Park  
Date: July 28, 2007
- 8) Event: St. John's Pride Parade  
Location: From City Hall to Prescott Street  
Date: July 29, 2007
- 9) Event: 67<sup>th</sup> Annual Battle of Britain Parade (Air Force Association of Canada)  
Location: Parade route to be determined  
Date: September 16, 2007

The Organizer has also requested permission for a “fly past” over Water Street.

- 10) Event: Kids of Steel Triathlon  
Location: Bowring Park and vicinity  
Date: August 1, 2007

This event requires the road closure of Waterford Bridge Road from Bay Bulls Road to Cowan Avenue.

- 11) Event: St. John's Triathlon  
Location: Rotary Park and vicinity  
Date: August 12, 2007

This event requires the road closure of Bennett's Road.

**Recommendation**

It is the recommendation of the Committee that Council approve the above noted events, subject to the conditions set out by the Special Events Advisory Committee.

\_\_\_\_\_  
Robin King, P. Eng.  
Chairman, Special Events Advisory Committee

**SJMC2007-07-23/413R**

**It was moved by Councillor Colbert; seconded by Councillor Hann: That the Committee's recommendations be approved.**

**The motion being put was unanimously carried.**

**Development Permits List**

Council considered as information the following Development Permits List for the period July 6, 2007 to July 19, 2007:

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF JULY 6, 2007 TO JULY 19, 2007**

**"ISSUED FOR INFORMATION PURPOSES ONLY"**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
Com.	Ms. Lois Barbour	Proposed Home Office: Internet Based Travel Agency	Civic No. 11 Bindon Place	Ward 1	<b>Application Approved</b>	07 07 06
Res.	Ms. Beatrice Courtney	Two (2) Building Lots	Civic No. 265 Bay Bulls Rd	Ward 5	<b>Application Approved</b>	07/07/16

**NOTES:**

<p><b>*</b></p> <p><b>Code Classification:</b>  RES- Residential  COM- Commercial  AG - Agriculture</p>	<p><b>INST - Institutional</b>  <b>IND - Industrial</b></p>
<p><b>**</b></p> <p><b>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.</b></p>	

**Gerard Doran  
Development Officer  
(Acting)  
Department of Planning**

**Building Permits List**

**SJMC2007-07-23/414R**

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

2007/07/18

Permits List

**CLASS: COMMERCIAL**

FREDERICK PARSONS	45 MAIN RD	RN RETAIL STORE
GUARDIAN RETAIL INC.	396 BACK LINE	SN RETAIL STORE
THE ART & FRAME SHOPPE	30 KENMOUNT RD	SN RETAIL STORE
BREEN'S ENTERPRISE LIMITED	326 LOGY BAY RD	SN BAKERY
SCOTIA RECYCLING (NL) LIMITED	25 RHODORA ST	RN PATIO DECK
TROPICAL AND MARINE PETS INC.	611 TORBAY RD	RN RETAIL STORE
KENTWOOD HOME INC.	573 TORBAY RD	RN CLINIC
RANDY PEARCEY	138 PENNYWELL RD	RN PLACE OF AMUSEMENT
ALIAANT	GEAR ST - ALIAANT	NC ACCESSORY BUILDING
ALIAANT	HAMILTON AVE	NC COMMUNICATIONS USE
ALIAANT	HOYLES AVE -ALIAANT	NC ACCESSORY BUILDING
ALIAANT	PORTUGAL COVE RD -ALIAANT	NC ACCESSORY BUILDING
GRAFTON-FRASER INC.	TIP TOP, AVALON MALL	RN RETAIL STORE
SCOTIA RECYCLING (NL) LIMITED	25 RHODORA ST	RN WAREHOUSE
LOU'S AUTOMOTIVE INC.	468 LOGY BAY RD	NC ACCESSORY BUILDING
KAREN RUTLEDGE & CURT WHALEN	23 HOLDSWORTH ST	RN RESTAURANT
MARINE & CIVIL INFRASTURE	WATER ST, QUEEN'S WHARF	NC HARBOUR USE
SOFT MOC	AVALON MALL NO. 1	CR RETAIL STORE
CORA'S	80 KENMOUNT RD	CR RESTAURANT
THE TELEGRAM	THE VILLAGE-430 TOPSAIL RD	TI OFFICE
		THIS WEEK \$ 1,058,400.00
		TO DATE \$ 28,396,321.00

**CLASS: INDUSTRIAL**

THIS WEEK \$ .00  
TO DATE \$ 1,524,967.00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00  
TO DATE \$ 12,333,435.00

**CLASS: RESIDENTIAL**

BRAD MCGRATH	27 ALICE DR	NC ACCESSORY BUILDING
GERARD & AGNES EDMUNDS	118 BAY BULLS RD	NC SWIMMING POOL
GERARD & AGNES EDMUNDS	118 BAY BULLS RD	NC ACCESSORY BUILDING
PETER BROWNE	191 BAY BULLS RD	NC PATIO DECK
PATRICK BROWNE	193 BAY BULLS RD	NC PATIO DECK
DION BOLT	347 BLACKMARSH RD	NC ACCESSORY BUILDING
STEVE EDWARDS	13 BOGGY HALL PL	NC SINGLE DETACHED DWELLING
KENNETH CAVE	15 BORDEN ST	NC FENCE

ERNEST DUFFETT	98 BOULEVARD	NC PATIO DECK
BRIAN MURPHY	4 BRAD GUSHUE CRES - LOT 5-73	NC SINGLE DETACHED DWELLING
PAUL WADLAND	12 BRAD GUSHUE CRES, LOT 5-77	NC SINGLE DETACHED DWELLING
KORA & SCOTT DUFFETT	47 BRAD GUSHUE CRES, LOT 5-59	NC SINGLE DETACHED DWELLING
SHAWN ROWE	71 BRAD GUSHUE CRES - LOT 71	NC SINGLE DETACHED DWELLING
ROBERT G. SPURRELL	26 BUCHANAN ST	NC PATIO DECK
TODD WOODROW	19 BURRY PORT ST	NC ACCESSORY BUILDING
JASON W. & DEANNE R.MILLS	27 BURRY PORT ST	NC PATIO DECK
JOSH HEWIRR	14 BUTTERWORTH PL, LOT 28	NC SINGLE DETACHED & SUB.APT
CHARMAINE FREAKE	138 CASEY ST	NC FENCE
JENNIFER STENDER	4 CRABAPPLE PL	NC FENCE
MARY DEVINE	5 DOVER PL	NC FENCE
MADELINE WILLIAMS	165 DOYLE'S RD	NC SWIMMING POOL
JACQUELINE POOLE	33 DURDLE DR	NC ACCESSORY BUILDING
WILLIAM ROCHE	19 EASTMEADOWS CRES	NC FENCE
AUDREY NAGLE	70 EDISON PL	NC FENCE
LLOYD SMITH & ANNIKA HAYWOOD	4 EMERSON ST	NC PATIO DECK
MRS. BETTY NORMAN	570 EMPIRE AVE	NC PATIO DECK
JOHN J. & ROSE M. CONNORS	459 EMPIRE AVE	NC ACCESSORY BUILDING
CRYSTAL WHITE	777 EMPIRE AVE - LOT 2	NC SINGLE DETACHED & SUB.APT
PATRICK & DONNA FITZGERALD	4 FAIRHAVEN PL	NC FENCE
JOSEPH BOLAND	14 FIRDALE DR, LOT 1	NC SINGLE DETACHED & SUB.APT
MICHAEL CRAWFORD	18 FIRDALE DR	NC SINGLE DETACHED & SUB.APT
MIKI LEE	51 FLOWER HILL	NC PATIO DECK
TINA STAGG	24 FOX AVE	NC FENCE
GIBRALTAR DEVELOPMENT LTD.	6 GERARD PL, LOT 120	NC SINGLE DETACHED DWELLING
CHRIS BROWNE	23 GIL EANNES DR	NC FENCE
DAVID PECKFORD	41 GIL EANNES DR	NC ACCESSORY BUILDING
JIM FLOYD	77 GOWER ST	NC PATIO DECK
REARDON CONSTRUCTION & DEV LTD	64 GREEN ACRE DR, LOT 22	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	168 GREEN ACRE DR - LOT 13B	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	170 GREEN ACRE DR - LOT 13A	NC SINGLE DETACHED DWELLING
CARDINAL HOMES LTD	188 GREEN ACRE DR-LOT 18B	NC SEMI-DETACHED DWELLING
CARDINAL HOMES LTD	190 GREEN ACRE DR-LOT 18A	NC SEMI-DETACHED DWELLING
GREGORY DOBBIN	18 GREGORY ST	NC ACCESSORY BUILDING
TERRY & DENISE GILBERT	184 GROVES RD	NC FENCE
KARISS G. LIDSTONE	72 HALLEY DR	NC ACCESSORY BUILDING
DAVE WADDEN	146 HIGHLAND DR	NC PATIO DECK
PHILLIP POWER & SON	32 HOPEDALE CRES-LOT 204	NC SINGLE DETACHED DWELLING
JOAN SELLARS	3 IRISH LOOP ST	NC ACCESSORY BUILDING
GIBRALTER DEVELOPMENT LTD.	43 JULIEANN PL - LOT 111	NC SINGLE DETACHED DWELLING
TODD HOWSE	22 KINCAID ST	NC ACCESSORY BUILDING
NEW VICTORIAN HOMES	40 LARNER ST, LOT 167	NC SINGLE DETACHED DWELLING
DARREN WILKINS	50 LIVERPOOL AVE	NC PATIO DECK
RANDY MCNIVEN	64 MACBETH DR, LOT 6-47	NC SINGLE DETACHED DWELLING
JOHN & ALANA HINCHEY	79 MACBETH DR	NC ACCESSORY BUILDING
CHRISTOPHER BESSO & ROSE DOODY	36 MACDONALD DR	NC ACCESSORY BUILDING
PAUL GREEN	32 MEADOW BROOK DR	NC FENCE
WAYNE DINN	464B MAIN RD	NC ACCESSORY BUILDING
CHAN CHAU & BETTY TAM	21 MARIGOLD PL	NC FENCE
RANDY CAREW	30 MARK NICHOLS PL, LOT 15	NC SINGLE DETACHED DWELLING
SULLIVAN'S CONTRACTING LTD.	11 MARK NICHOLS PL, LOT 28	NC SINGLE DETACHED DWELLING
NICHOLAS R. MCGEE	10 MAYOR AVE	NC PATIO DECK
TODD R. MOSEY & CLAUDETTE HILL	16 NEWHOOK PL	NC PATIO DECK
KAVANAGH'S CONST LTD	9 NEWHOOK PL, LOT 43	NC SINGLE DETACHED & SUB.APT
ERCO DEVELOPMENT	12 OAKLEY PL - LOT 265	NC SINGLE DETACHED DWELLING
HANN CONSTRUCTION LTD.	16 OAKLEY PL, LOT 267	NC SINGLE DETACHED DWELLING
HANN CONSTRUCTION LTD.	18 OAKLEY PL, LOT 268	NC SINGLE DETACHED DWELLING
TODD JOSEPH MANNING	19 OLD PETTY HARBOUR RD	NC PATIO DECK
JAMES TAYLOR	127 OLD PETTY HARBOUR RD	NC ACCESSORY BUILDING
TERRY WALSH CONSTRUCTION	10 OTTER DR, LOT 94	NC SINGLE DETACHED DWELLING
TERRY WALSH CONSTRUCTION	30 OTTER DR, LOT 84	NC SINGLE DETACHED DWELLING
TYLER'S CONTRACTING	57 PALM DR, LOT 173	NC SINGLE DETACHED DWELLING
KENNETH KAO	166 PATRICK ST	NC FENCE
KENNETH KAO	166 PATRICK ST	NC ACCESSORY BUILDING
CAROL & TRACILYNN CHALIFOUR	24 PENETANGUISHENE	NC FENCE
SIGNATURE HOMES INC.	46 PINE BUD AVE	NC FENCE
ALICK TSUI	1 REGIMENT RD	NC FENCE

2007-07-23

JOHN KURT SANDLOS &	37 ROCHE ST	NC ACCESSORY BUILDING
HERB SEXTON	19 ROSSCOMMON PL	NC PATIO DECK
BARBARA O'DELL	76 ROYAL OAK DR	NC ACCESSORY BUILDING
DEREK NOSEWORTHY	76 ST. CLARE AVE	NC ACCESSORY BUILDING
REARDON CONSTRUCTION & DEV LTD	17 SERPENTINE ST, LOT 39	NC SINGLE DETACHED DWELLING
GERALD MOORE	33 SERPENTINE ST	NC ACCESSORY BUILDING
REARDON CONSTRUCTION & DEV LTD	37 SERPENTINE ST, LOT 29	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	41 SERPENTINE ST, LOT 27	NC SINGLE DETACHED DWELLING
JOANNE E. ANTHONY	60 SPRUCEDALE DR	NC FENCE
LARRY & JOAN BREEN	24 STONEBRIDGE PL, LOT 3.31	NC SINGLE DETACHED DWELLING
TIFFANY VILLAGE INC.	50 TIFFANY LANE	NC APARTMENT BUILDING
MARK GATHA & KEMO SCHEDLOSKY	17 TOPSAIL RD	NC PATIO DECK
LAURA GATES	21 TOPSAIL RD	NC PATIO DECK
SANDY SPURRELL	67 TREE TOP DR	NC FENCE
MIKE & MRS. D. FITZPATRICK	3 VANCOUVER ST	NC ACCESSORY BUILDING
DEON CUZA	39 VISCOUNT ST	NC FENCE
DAVID REDDY	LOT 11R WALSH'S LANE	NC SINGLE DETACHED DWELLING
CYRIL BEST	17 WALWYN ST	NC ACCESSORY BUILDING
DAVID MILLS	5 WATERFORD HTS S	NC ACCESSORY BUILDING
PAUL & DAWN BARTLETT	15 WHITEHORSE PL	NC ACCESSORY BUILDING
MARY LOU DUNN	54 BATTERY RD	CO BOARDING HOUSE (4 OR LESS)
CHRISTOPHER BROMLEY	29 CHEROKEE DR	CR SUBSIDIARY APARTMENT
SEAN VINNICOMBE	8 LINEGAR AVE	CR SUBSIDIARY APARTMENT
PRO-TECH CONSTRUCTION	73 MACBETH DR	CR SUBSIDIARY APARTMENT
RICHARD T. & DEIRDRE GREENE	27 BARNES RD	EX TOWNHOUSING
ANTHONY AUE	9 CAPE BROYLE PL	EX FENCE
RAYMOND & JANE GOSINE	6 LONG POND RD	EX SINGLE DETACHED DWELLING
SEAN & LORETTA VINNICOMBE	1 WHITTY PL	EX SUBSIDIARY APARTMENT
THERESA HANNAN	2 ANGEL PL	RN TOWNHOUSING
CRISPIN J.C. RUSSELL &	124 BARNES RD	RN TOWNHOUSING
ANTHONY SCHOLES	3 TOP BATTERY RD	RN TOWNHOUSING
RICHARD SYMONDS	38 BONAVENTURE AVE	RN SINGLE DETACHED DWELLING
JOCELYNE THOMAS	26 COLONIAL ST	RN TOWNHOUSING
JOAN SHORT	17 CORNWALL AVE	RN ACCESSORY BUILDING
ACC SERVICES INC	9 CORPORAL JAMIE MURPHY ST	RN SINGLE DETACHED DWELLING
PAUL & MARY JANE TAYLOR	35 DOWNING ST	RN SINGLE DETACHED DWELLING
MARK PIPPY	4 DUNSCOMBE PL	RN SINGLE DETACHED DWELLING
PAUL PASCHKE	16 GEAR ST	RN SEMI-DETACHED DWELLING
JOHN ROWE	91-93 GOWER ST	RN TOWNHOUSING
B YOUNGHUSBAND	111 GOWER ST	RN TOWNHOUSING
MALCOLM & PATRICIA WHITE	22 HUSSEY DR	RN MOBILE HOME
NEW VICTORIAN HOMES	11 MACLAREN PL	RN SEMI-DETACHED DWELLING
MARLENE HOOPER	12 MAXSE ST	RN SINGLE DETACHED DWELLING
MARLENE HOOPER	12 MAXSE ST	RN SINGLE DETACHED DWELLING
CYNTHIA E. PARSONS	97 MAYOR AVE	RN SINGLE DETACHED DWELLING
JOHN BARRON	76 MERRYMEETING RD	RN TOWNHOUSING
ALBERT EDSTROM	21 PEARCE AVE	RN SINGLE DETACHED DWELLING
J.TUACH GEOLOGICAL CONSULTANTS	39 QUEEN'S RD	RN CONDOMINIUM
MRS. RITA BOULAS	397 TOPSAIL RD	RN SINGLE DETACHED DWELLING
CALVIN & BONNIE BUTT	56 TORNGAT CRES	RN SINGLE DETACHED DWELLING
WINSTON & GRACE HISCOCK	165 UNIVERSITY AVE	RN SUBSIDIARY APARTMENT
DAVID MAUNDER	47 WILLIAM ST	RN SEMI-DETACHED DWELLING
ROBERT SQUIRES	99 ELIZABETH AVE	SW SINGLE DETACHED DWELLING



2007-07-23

WILLIAM A POWER	211 PENNYWELL RD	SW SINGLE DETACHED DWELLING
VICKI L. FINNEY	39 REID ST	SW SINGLE DETACHED DWELLING
TIFFINY CONDOMINIUM CORP	7 TIFFANY LANE	SW CONDOMINIUM
		THIS WEEK \$ 5,451,900.00
		TO DATE \$ 59,342,745.00

**CLASS: DEMOLITION**

ALBERT JONES & TINA JONES	134 NEW PENNYWELL RD	DM SINGLE DETACHED DWELLING
		THIS WEEK \$ 2,500.00
		TO DATE \$ 267,456.00

THIS WEEK'S TOTAL: \$ 6,512,800.00

TOTAL YEAR TO DATE: \$101,864,924.00

REPAIR PERMITS ISSUED: 2007/07/06 TO 2007/07/18 \$ 243,200.00  
2006/12/28 TO 2007/07/18 \$ 1,552,271.00 YTD

LEGEND

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

**Payrolls and Accounts**

**SJMC2007-07-23/415R**

**It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the following Payrolls and Accounts for the weeks ending July 12<sup>th</sup>, 2007 and July 19<sup>th</sup>, 2007 be approved as presented:**

**Weekly Payment Vouchers  
For The  
Week Ending July 12, 2007**

**PAYROLL**

Public Works	\$ 270,599.20
Amalgamation	\$ 566,669.48
Bi-Weekly Administration	\$ 554,052.50
Bi-Weekly Management	\$ 502,457.90

**ACCOUNTS PAYABLE**

Cheque No. 118829 – 119119 **\$4,548,248.46**  
(Includes Direct Deposits/Transfers/Eq. Leasing)

**Total: \$6,442,027.54**

**Weekly Payment Vouchers  
For The  
Week Ending July 19, 2007**

**PAYROLL**

Public Works \$ 289,005.65  
Bi-Weekly Casual \$ 106,922.68

**ACCOUNTS PAYABLE**

Cheque No. 119120 – 119442 **\$3,787,446.48**  
(Includes Direct Deposits/Transfers/Eq. Leasing)

**Total: \$4,183,374.81**

**Tenders**

- a. Tender – Supply of Ornamental Light Poles
- b. Tender – Traffic Control Equipment
- c. Tender – Supply of an Anti-Icing Unit
- d. Tender - Supply of a Dump Salt Spreader
- e. Tender – Supply and Installation of Gymnasium Equipment – Basketball Backstops, Divider Curtains and Scoreboards
- f. Tender – Trunk Sewer Flow Meter Chambers – Contract No. 2
- g. Engineering Board Room, Multimedia Presentation System

**SJMC2007-07-23/416R**

**It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the recommendations of the Director of Finance and City Treasurer; the Associate Commissioner/Director of Engineering and the Director of Building and Property Management be approved and the tenders awarded as follows:**

- a. **McLoughlan Supplies in the amount of \$14,070.00 (HST extra)**
- b. **As per the spreadsheet presented for a total of \$48,000.00 (HST Extra)**
- c. **Ice Removal Systems Inc. in the amount of \$26,845.25 (HST Extra)**
- d. **Country Trailer in the amount of \$45,960.00 (HST Extra)**
- e. **Centaur Products (Atlantic) Inc. for all 3 sections – Section 1 (Basketball Nets) - \$55,754.00, Section 2 (Gymnasium Divider Curtain) - \$64,685.00, and Section 3 (Score Boards) - \$25,450.00 (taxes not included)**

- f. Pyramid Construction Ltd. in the amount of \$1,022,710.82
- g. Short Atlantic Inc. in the amount of \$15,721.60 which includes HST

**Ratification of Phone Polls:**

**SJMC2007-07-23/417R**

**It was decided on motion of Councillor Puddister; seconded by Councillor Hann: That the following Phone Polls be ratified:**

- a. July 16, 2007 – Request for City’s In-Kind Sponsorship/Support of Tely 10 Road Race
- b. July 12, 2007 – Lighting in Victoria Park – Film Shoot
- c. July 11, 2007 – Proposed Horse Stable for RNC Mounted Unit, Government House Grounds

**Fort Amherst Light Keepers Dwellings**

Council considered a memorandum dated July 19, 2007 from the Chief Commissioner and City Solicitor regarding the above noted.

**SJMC2007-07-23/418R**

**It was decided on motion of Councillor Ellsworth; seconded by Councillor Puddister: That the recommendation of the Chief Commissioner and City Solicitor to approve the Gill’s proposal with respect to the Fort Amherst Light Keepers Dwellings, be accepted.**

**261 Canada Drive – Nina Abbott**

Council considered a memorandum dated July 19, 2007 from the Chief Commissioner and City Solicitor regarding the above noted.

**SJMC2007-07-23/419R**

**It was decided on motion of Councillor Ellsworth; seconded by Councillor Puddister: That the recommendation of the Chief Commissioner and City Solicitor that City-owned land at 261 Canada Drive be leased to Nina Abbott at an annual rent of \$245.00 plus an initial administration fee of \$150.00, be accepted.**

**251 Canada Drive – Brian & Sharon Collins**

Council considered a memorandum dated July 18, 2007 from the Chief Commissioner and City Solicitor regarding the above noted.

**SJMC2007-07-23/420R**

**It was decided on motion of Councillor Ellsworth; seconded by Councillor Puddister: That the recommendation of the Chief Commissioner and City Solicitor that City land at 251 Canada Drive be leased at a rent of \$130.00 per year plus an initial administration fee of \$150.00, be accepted.**

2007-07-23

**Proposed Text Amendment – St. John’s Development Regulations, Proposed Horse Stable for the RNC Mounted Unit, Government House Grounds, Military Road (Ward 2)**

Council considered a memorandum dated July 18, 2007 from the Director of Planning regarding the above noted.

**SJMC2007-07-23/421R**

**It was moved by Councillor Ellsworth; seconded by Councillor Puddister: That the following Resolutions for St. John’s Development Regulations Amendment Number 410, 2007 be adopted, which will then be forwarded to the Department of Municipal Affairs for Provincial registration in accordance with the requirements of the Urban and Rural Planning Act, 2000:**

**RESOLUTION  
ST. JOHN’S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 410, 2007**

**WHEREAS** the St. John’s Municipal Council wishes to amend the provisions of the Open Space (O) Zone so as to permit the construction of a horse stable for the Royal Newfoundland Constabulary’s Mounted Unit at The Government House Grounds at Military Road.

**BE IT THEREFORE RESOLVED** that the St. John’s Municipal Council hereby adopts the following text amendment to the St. John’s Development Regulations pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Add the following statement to Section 10.33(1) (Permitted Uses in the Open Space (O) Zone).

**“10.33.1(e) A Horse Stable for the Royal Newfoundland Constabulary’s Mounted Unit at The Government House Grounds at Military Road.”**

**BE IT FURTHER RESOLVED** that the St. John’s Municipal Council 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 23<sup>rd</sup> day of July, 2007.

**The motion being put was unanimously carried.**

**Robin Hood Bay (RHB) Regional Landfill Upgrading, Engineering Consulting Services**

Council considered a memorandum dated July 20, 2007 from the Director of Public Works and Parks regarding the above noted.

**SJMC2007-07-23/422R**

**It was decided on motion of Councillor Ellsworth; seconded by Councillor Puddister: That the recommendation of the Director of Public Works and Parks that the City continue to retain the engineering consulting services of Kendall Engineering Limited and Gartner Lee Limited for implementation of the Waste Management Plan and the re-engineering of the landfill, be approved.**

**Quarterly Travel Report – April 1<sup>st</sup> to June 30<sup>th</sup>, 2007**

Council considered as information the quarterly travel report for the period April 1<sup>st</sup> to June 30<sup>th</sup>, 2007.

**Request for exemption to By-law No. 1422**

**SJMC2007-07-23/423R**

**It was moved by Deputy Mayor O’Keefe; seconded by Councillor Ellsworth: That a request from Mr. Derrick Hong, HSE Coordinator, Newdock for an exemption to By-law 1422 be granted on condition they engage a professional body to carry out the job.**

**The motion being put was unanimously carried.**

**Request to include graffiti and its removal in appropriate by-laws**

Council considered a letter dated July 10, 2007 from Paul Canning, Vice-Chairperson, St. John’s Clean and Beautiful requesting that the City amend the appropriate by-law to add sections requiring property owners to remove or cover graffiti within appropriate time periods. The matter was referred to the Director of Building and Property Management for consideration.

**Request from Southbrook Neighborhood Committee for \$1000 contribution towards Southbrook Subdivision Block Party**

**SJMC2007-07-23/424R**

**It was moved by Councillor Collins; seconded by Deputy Mayor O’Keefe: That the City contribute \$1000 towards Southbrook Subdivision Block Party.**

During discussion Deputy Mayor O’Keefe referred to concerns expressed with respect to restrictions being placed on the event by the City. The matter was referred to the Associate Commissioner/Director of Engineering for follow-up.

**Following discussion, the motion being put was carried with Councillor Ellsworth dissenting.**

2007-07-23

**Request for City Ad in Employers' Council's 25<sup>th</sup> Anniversary Booklet**

**SJMC2007-07-23/425R**

**It was decided on motion of Councillor Colbert; seconded by Deputy Mayor O'Keefe: That the City place ¼ page advertisement in the Employers' Council's 25<sup>th</sup> Anniversary Booklet at a cost of \$250.00.**

**Letter dated July 4, 2007 to His Worship the Mayor from Minister Clyde Jackman, Department of Environment and Conservation re Newfoundland Hydro Generation Station in Holyrood**

Council considered as information the above noted letter.

**Letter dated July 12, 2007 from His Worship the Mayor to Mr. Bill Casey, MP re Federal Equalization Program**

Council considered as information the above noted letter.

**Travel Request by His Worship the Mayor**

**SJMC2007-07-23/426R**

**It was decided on motion of Councillor Ellsworth; seconded by Deputy Mayor O'Keefe: That tentative travel by His Worship the Mayor to Chicago to attend the Mayors Hemispheric Forum on September 24, to 26, 2007, be approved in principle.**

**MacMorran Community Centre**

Council considered a memorandum dated July 23, 2007 from the Chief Commissioner and City Solicitor regarding the above noted.

**SJMC2007-07-23/427R**

**It was decided on motion of Councillor Galgay; seconded by Councillor Puddister: That the recommendation of the Chief Commissioner and City Solicitor that authority be given for execution of a lease agreement for the Quidi Vidi Visitor's Service Building Canteen between the City of St. John's and the Community Centre Alliance Inc. and provision of other prerequisites as stipulated in the lease, be approved.**

**Deputy Mayor O'Keefe**

Deputy Mayor congratulated the participants and organizers of the St. John's Jazz Festival on its "tremendous success".

**Councillor Hickman**

Councillor Hickman reiterated the Deputy Mayor's comments re St. John's Jazz Festival.

Councillor Hickman expressed a safety, as well as snow clearing, concern with respect to the location of utility poles in the area of Newtown Road between Mayor Avenue and Empire Avenue row housing development. The Associate Commissioner/Director of Engineering advised that the location of the poles in this instance was the only alternative.

**Councillor Hann**

Councillor Hann referenced the leasing of the Quidi Vidi Visitors Centre to the Community Service Centre Alliance and advised of their launching of a new product to raise funds and provide on the job training, called Company Quidi Vidi Picnics, whereby one can order ready-made picnics from the Epicurean Kitchen.

**Councillor Puddister**

Councillor Puddister noted that he met today with Ms. Amy House, LSPU Hall and noted that he will continue to support the \$500,000.00 grant for the LSPU Hall.

**Councillor Galgay**

Councillor Galgay noted the Georgetown Neighbour Association group would like to express their gratitude and appreciation to all the people who supported their neighbourhood barbecue on Saturday evening and all the groups who supported the various flea markets in that particular area on Sunday.

**Councillor Coombs**

Councillor Coombs asked the status of his earlier request that the Department of Finance undertake a comparative study of similar size municipalities to identify similar trends in revenues and expenditures. The matter was referred to the Director of Finance and City Treasurer.

**Councillor Ellsworth**

Councillor Ellsworth noted the opening of Evergreen's Recycling depot on Blackmarsh Road which allows individuals to work in a computerized environment. He commended Ed Drover and Mike Wadden on this initiative.

**Councillor Collins**

Councillor Collins noted that the Shea Heights Folk Festival was a huge success. He also congratulated the Tely 10 participants and mentioned members of staff who participated in the race.

Councillor Collins asked if consideration could be given to allowing disabled patrons of Bowring Park access through the gate in the playground area by providing them with a type of electronic device to open the gate. The matter was referred to Public Works & Environment Standing Committee for consideration.

**Adjournment**

There being no further business, the meeting adjourned at 5:45 p.m.

---

**MAYOR**

---

**CITY CLERK**