

**November 8, 2010**

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, Colbert, Hann, Breen, Galgay, Tilley, Hanlon and Collins

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

His Worship the Mayor called the meeting to order and acknowledged the presence of striking Metrobus workers in the Public Gallery.

**Adoption of the Agenda**

**SJMC2010-11-08/608R**

**It was decided on motion of Councillor Collins; seconded by Councillor Hanlon: That the Agenda be adopted as presented.**

**Adoption of Minutes**

**SJMC2010-11-08/609R**

**It was decided on motion of Deputy Mayor Duff; seconded by Councillor Breen: That the minutes of the November 1<sup>st</sup>, 2010 meeting be adopted as presented.**

**Business Arising**

Under business arising, Councillor Breen, in response to the issue raised last week by Councillor Hickman concerning fees charged for purchase of Mile One tickets online, advised that the online ticket transactions are managed by a third party which he noted is cheaper than the City providing the service. He further advised that the City's current

system is unable to process high volumes of online ticket transactions and the Board of SJSEL are considering new technology and methods that will reduce costs.

His Worship the Mayor acknowledged the presence in the Chamber of residents in relation to the Signal Hill Road issue and asked that the following item be dealt at this point. Council concurred.

### **Notice of Motion, Written Questions and Petitions**

#### **SJMC2010-11-08/610R**

**Pursuant to Notice of Motion it was moved by Councillor O’Leary; seconded by Deputy Mayor Duff: That Council’s Motion of September 20, 2010 granting approval in principle to an 8 lot subdivision on Murphy’s Right-of-Way off Signal Hill, be rescinded.**

His Worship the Mayor asked that the City Solicitor provide an overview of the circumstances surrounding this issue.

In this regard, Council considered a memorandum dated November 4, 2010 from the City Solicitor regarding Murphy’s Right of Way, Leger Holdings Ltd. – Residential Subdivision Application.

The City Solicitor advised that subsequent to Council’s approval in principle to this application, a deed was provided to the Legal Department which led to a title search. The search indicated that the Provincial Crown very likely had a very significant interest in the Lands. The proponent and alleged property owner were advised of this and were invited to provide any information that could serve to resolve the matter of the Crown’s apparent interest in the Lands. Both Homes Ltd. and the proponent responded through their respective solicitors by letters, each dated November 1, 2010, which did not offer any information that would reasonably lead to a conclusion that the Crown’s interest in, at minimum, a significant portion of the Lands has been extinguished as claimed by Homes Ltd. The City Solicitor also noted that the Director of the Province’s Crown Land Division, is of the opinion that the Crown has an interest in a significant portion, if not all, of the Lands; and that the Division is in the process of undertaking a detailed

review of the matter so as to determine the full extent and nature of the Crown's interest. The City Solicitor in considering the referenced circumstances, coupled with the fact; that the City, pursuant to the City of St. John's Act, has "management and control" of the Crown's interest in the Lands, is recommending that the original approval in principle of the Application be revoked in accordance with section 5.4.6 of the St. John's Development Regulations.

Discussion on the motion ensued during which members of Council who had previously voted in favour of the proposed development, noted they had done so with the understanding that the development was to be constructed on privately owned land. They noted their support of the motion to rescind because a title search has revealed that the land is not privately owned and mostly Crown land, based on the information provided by the City Solicitor.

The Deputy Mayor and Councillor O'Leary who had objected to the original motion of Council to approve the proposed development noted that they would like to see the lands at Murphy's Right of Way in the Signal Hill Road area remain Open Space. Councillor O'Leary indicated that she would like the City to develop a criteria to handle title searches on properties that might be subject to controversy particularly areas of historic significance.

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

### **Public Hearings**

- a. Public Meeting Report dated August 16, 2010  
Re: Application by Triple D Holdings Ltd. and Fairview Investments Ltd. to rezone properties located off Heavy Tree Road and referred to as the former "Lester Property" and the former "Chislett Property" from the Rural Zone to the Residential Low Density (R1) Zone

**Memorandum dated November 4, 2010 from the Director of Planning**

Councillor Tilley presented a public meeting report dated August 16, 2010 which was held to consider an application submitted by Fairview Investments Ltd. and Triple "D"

Holdings Ltd. to rezone approximately 18 hectares of vacant land located off Ruby Line from the Rural Zone (R) to the Residential Low Density (R1) Zone to allow the construction of a residential subdivision for approximately 200 single-detached houses.

In this regard, Council considered a memorandum dated November 4, 2010 from the Director of Planning. Also considered was a table prepared by City staff in conjunction with Councillor Tilley which outlines the issues/concerns raised by area residents at the public meeting and the developers' revisions to their subdivision plan to respond to these issues/concerns. The table also provides City staff responses to the issues raised by the residents.

**SJMC2010-11-08/611R**

**It was moved by Councillor Tilley; seconded by Councillor Colbert: That the application submitted by Fairview Investments Ltd. and Triple "D" Holdings Ltd. to rezone approximately 18 hectares of vacant land located off Ruby Line from the Rural Zone (R) to the Residential Low Density (R1) Zone to allow the construction of a residential subdivision for approximately 200 single-detached houses, be approved, and that the following Resolutions for St. John's Municipal Plan Amendment Number 88, 2010 and St. John's Development Regulations Amendment Number 499, 2010 be adopted in principle, subject to the issuance of a Provincial release from the Department of Municipal Affairs; and further, that staff be instructed to write the Department of Municipal Affairs requesting that an accompanying amendment be made to the Regional Plan:**

**RESOLUTION  
ST. JOHN'S MUNICIPAL PLAN  
AMENDMENT NUMBER 88, 2010**

**WHEREAS** the City of St. John's wishes to allow the development of a residential subdivision consisting of single-detached houses on property located off Ruby Line.

**BE IT THEREFORE RESOLVED** that the City of St. John's hereby adopts the following map amendments to the St. John's Municipal Plan in accordance with the provisions of the Urban and Rural Planning Act:

- 1. Redesignate land off Ruby Line from the Rural Land Use District to the Residential Low Density Land Use District as shown on Map III-IA attached.**
- 2. Redesignate land off Ruby Line from the Residential Low Density Land Use District and the Rural Land Use District to**

**the Open Space Land Use District as shown on Map III-IA 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.

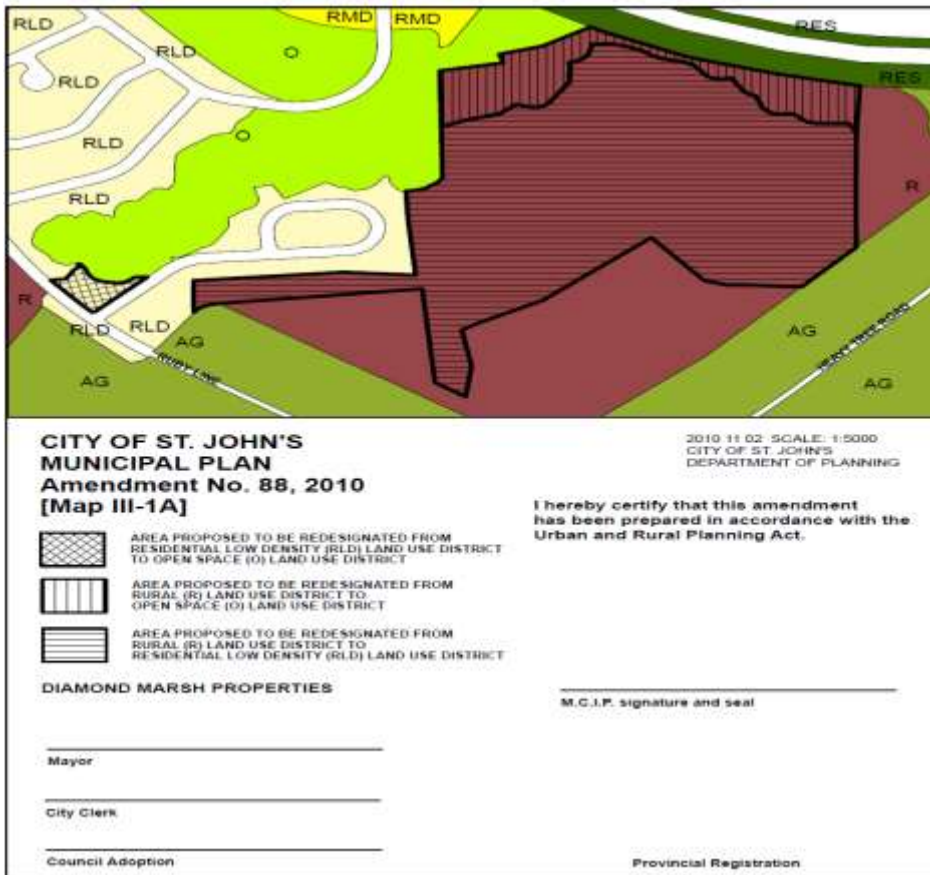
**IN WITNESS THEREOF** the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 8<sup>th</sup> day of November, 2010.

\_\_\_\_\_  
**Mayor**

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

\_\_\_\_\_  
**Provincial Registration**

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



**RESOLUTION  
ST. JOHN’S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 499, 2010**

**WHEREAS** the City of St. John’s wishes to allow the development of a residential subdivision consisting of single-detached houses on property located off Ruby Line.

**BE IT THEREFORE RESOLVED** that the City of St. John’s hereby adopts the following map amendments to the St. John’s Development Regulations in accordance with the provisions of the Urban and Rural Planning Act.

- 1. Rezone land off Ruby Line from the Residential Medium Density (R2) Zone and the Rural (R) Zone to the Residential Low Density (R1) Zone as shown on Map Z-1A attached.**
  
- 2. Rezone land off Ruby Line from the Residential Medium Density (R2) Zone and the Rural (R) Zone to the Open Space (O) Zone as shown on Map Z-1A 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.

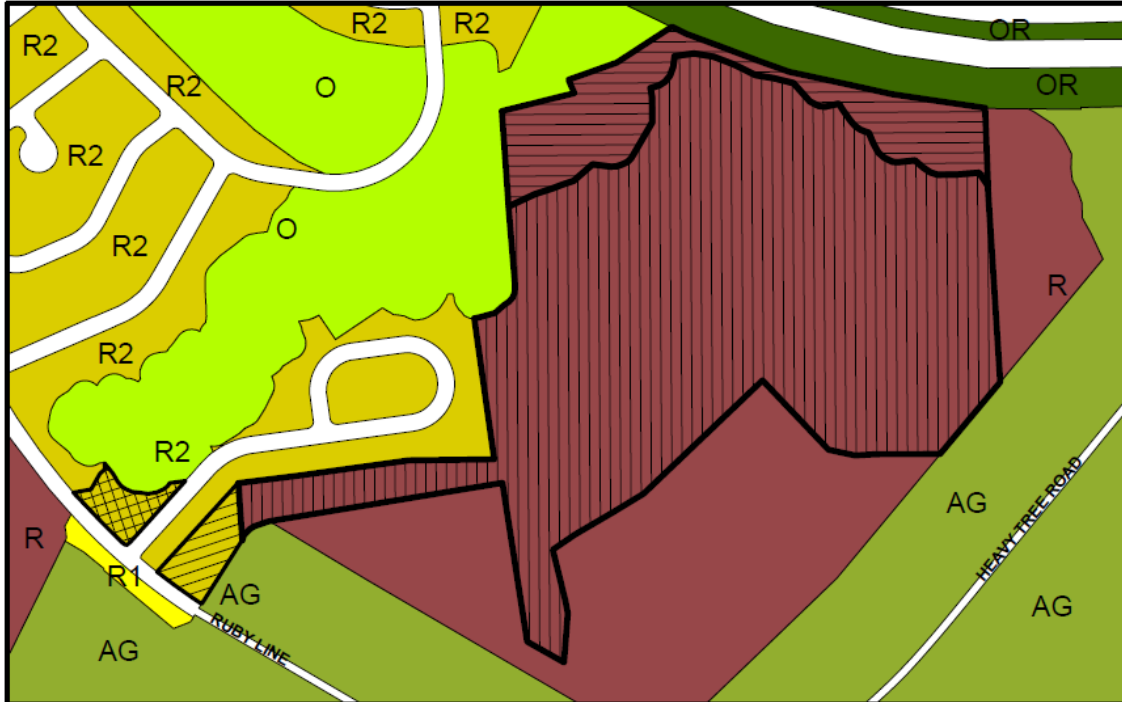
**IN WITNESS THEREOF** the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 8<sup>th</sup> day of November, 2010.

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Director of Corporate Services/  
City Clerk**

\_\_\_\_\_  
**Provincial Registration**





<p>I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.</p>     <p>_____ MCIP</p>
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**CITY OF ST. JOHN'S  
DEVELOPMENT REGULATIONS  
Amendment No. 499, 2010  
[Map Z-1A]**

2010 11 02 SCALE: 1:5000  
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 RESIDENTIAL MEDIUM DENSITY (R2) LAND USE ZONE TO OPEN SPACE (O) LAND USE ZONE
-  AREA PROPOSED TO BE REZONED FROM RESIDENTIAL MEDIUM DENSITY (R2) LAND USE ZONE TO RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE
-  AREA PROPOSED TO BE REZONED FROM RURAL (R) LAND USE ZONE TO OPEN SPACE (O) LAND USE ZONE
-  AREA PROPOSED TO BE REZONED FROM RURAL (R) LAND USE ZONE TO RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE

**DIAMOND MARSH PROPERTIES**

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

\_\_\_\_\_  
Mayor

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

\_\_\_\_\_  
Council Adoption

Provincial Registration

Members of Council supporting the motion were satisfied that the developers' revisions to the issues/concerns raised by the residents at the public meeting had been adequately addressed.

Councillor Collins objected to the motion indicating concerns relative to increased traffic on Ruby Line and Green Acre Drive; the impact of upstream development on downstream properties (flooding) and the residents request for buffer space.

Councillor Hann also objected to the motion because he felt the seniors' issues on Gisborne Place have not been satisfactorily addressed.

**The motion being put was carried with Councillors Collins and Hann dissenting.**

- b. Public Meeting Report dated October 27, 2010  
Re: Civic No. 10 Shaw Street – Proposed Rezoning from the Residential Special (RA) Zone to the Residential Low Density (R1) Zone to allow a 12 Lot Residential Subdivision, Applicant Wrightland Development Corporation  
**Memorandum dated November 4, 2010 from the Director of Planning**

Councillor Galgay presented a public meeting report dated October 26, 2010 which was held to provide an opportunity for public review and comment on the application submitted by Wrightland Development Corporation to rezone a portion of the property at Civic No. 10 Shaw Street (corner of Topsail Road and Shaw Street), from the Residential Special (RA) Zone to the Residential Low Density (R1) Zone, to allow the development of a residential subdivision.

In this regard, Council considered a memorandum dated November 4, 2010 from the Director of Planning.

**SJMC2010-11-08/612R**

**It was moved by Councillor Galgay; seconded by Councillor Deputy Mayor Collins: That an application by Wrightland Development Corporation to rezone a portion of the property at Civic No. 10 Shaw Street (corner of Topsail Road and Shaw Street), from the Residential Special (RA) Zone to the Residential Low Density (R1) Zone, to allow the development of a 12-Lot Residential Subdivision, be approved, and that the following Resolution for St. John's Development Regulations Amendment Number 498, 2010 be**



**adopted, which will then be referred to the Department of Municipal Affairs with a request for Provincial Registration of the amendment in accordance with the provisions of the Urban and Rural Planning Act:**

**RESOLUTION  
ST. JOHN'S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 498, 2010**

**WHEREAS** the City of St. John's wishes to amend the St. John's Development Regulations in order to permit the development of a residential subdivision at Civic 10 Shaw Street;

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

**Rezone a portion of the property situated at Civic Number 10 Shaw Street from the Residential Special (RA) Zone to the Residential Low Density (R1) Zone as shown on Map Z-1A 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 8<sup>th</sup> day of November, **2010**.

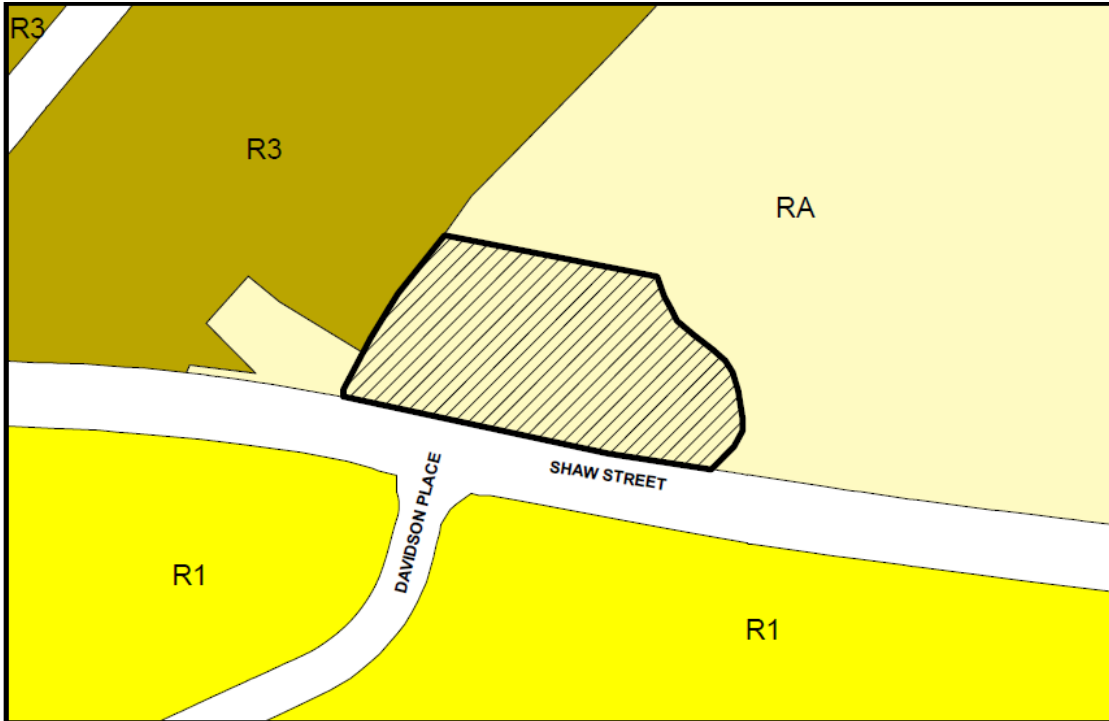
\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Director of Corporate Services/  
City Clerk**

\_\_\_\_\_  
**Provincial Registration**

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. 498, 2010  
[Map Z-1A]**

2010 11 01 SCALE: 1:1500  
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  
RESIDENTIAL SPECIAL (RA) LAND USE ZONE TO  
RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE

**10 SHAW STREET - formerly 18 Topsail Road  
(Richard Cottage property)**

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

\_\_\_\_\_  
Mayor

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

\_\_\_\_\_  
Council Adoption

Provincial Registration

Discussion ensued, during which all members of Council indicated their support of the development, were pleased that the development plan respects the historic characteristics of the existing home; that the section of Topsail Road is proposed to be subject to traffic calming measures and the developer intends to preserve as many trees as possible. Deputy Mayor Duff suggested that the Municipal Arborist work with the developer in terms of how to maximize saving the trees. Councillor O'Leary suggested that the development process include having the trees earmarked.

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

### **Notices Published**

1. **A Discretionary Use Application** has been submitted by Lori Long requesting permission to occupy **Civic No. 19 Mountainview Drive** as a Home Occupation for a Food Delivery Service. The proposed business will occupy a floor area of approximately 14m<sup>2</sup> on the main floor and will operate Monday-Friday, 9 a.m. to 9 p.m. Deliveries will take place Sundays and Wednesdays. The business involves preparing and cooking meals on domestic cooking equipment and is a delivery service only. Four (4) on-site parking spaces are provided. The applicant is the sole employee. **(Ward 5)**

One (1) Submission of Objection

### **SJMC2010-11-08/613R**

**It was moved by Councillor Collins; seconded by Councillor Breen: That the application be approved.**

Councillor Collins noted that the parking spaces available are adequate for the proposed business and therefore will not negatively impact the neighbourhood.

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

### **Development Committee Report dated October 26, 2010**

Council considered the following Development Committee Report dated November 2, 2010:

**RECOMMENDATION OF REJECTION:**

- 1. Proposed Extension to Dwelling  
Town of Portugal Cove – St. Phillips  
Broad Cove River Watershed (W) Zone  
Civic No. 103 Bennett’s Road**

The Development Committee recommends that Council reject the application pursuant to Section 104 (4) (b) of the City of St. John’s Act as approval has already been granted for the maximum increase in floor area of 50%.

**Ronald G. Penney, Chairperson  
City Manager**

**SJMC2010-11-08/614R**

**It was moved by Councillor Hann; seconded by Councillor Tilley: That the Committee’s recommendation be approved.**

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

**Development Permits List**

Council considered as information the following Development Permits List for the period of October 29 to November 4, 2010

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF October 29, 2010 TO November 4, 2010**

Code	Applicant	Application	Location	Ward	Development Officer’s Decision	Date
COM	Freshwater Suzuki	Proposed Building for Carwash & Vehicle Storage	322 Freshwater Road	4	<b>Approved</b>	10-10-29
COM	Leah Blundon	Home Office – Accounting	19 Diana Road	4	<b>Approved</b>	10-11-01
COM	Hennebury Engineering Ltd.	Site plan - Piper’s Retail Store	33-37 Elizabeth Avenue	4	<b>Approved</b>	10-11-02
COM	Servicemaster Eastern Nfld	Site plan – Lake Convenience Store	10 Hunt’s Lane	4	<b>Approved</b>	10-10-27

\* Code Classification:  
 RES - Residential  
 COM - Commercial  
 AG - Agriculture

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**

**SJMC2010-11-08/615R**

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

2010/11/03

Permits List

**CLASS: COMMERCIAL**

MATTHEW NEWHOOK	39 CAMPBELL AVE, 2ND FLOOR	CO OFFICE
TRAPPER JOHN'S INVESTMENTS	2 GEORGE ST	OC TAVERN
AMERICAN APPAREL	AVALON MALL NO. 1	SN RETAIL STORE
AVALON RECYCLING SERVICES LTD	61 JAMES LANE	MS LIGHT INDUSTRIAL USE
AT HOME FURNISHINGS	193 KENMOUNT RD	MS RETAIL STORE
ABC SIDING & WINDOWS INC.	1 MARCONI PL	MS RETAIL STORE
EASTERN PROPANE	29-31 PIPPY PL	MS OFFICE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
PIPERS DEPARTMENT STORES	681 TOPSAIL RD	MS RETAIL STORE
GRANITE DEPARTMENT STORE INC.	272-276 TORBAY RD	MS RETAIL STORE
NORTH ATLANTIC REFINING	280 TORBAY RD	MS OFFICE
COLOR YOUR WORLD	464 TORBAY RD	MS RETAIL STORE
SUN SPA	145 TORBAY RD	MS SERVICE SHOP
SUN SPA	145 TORBAY RD	MS SERVICE SHOP
JOSADA HAIR STUDIO	TORBAY ROAD-TORBAY RD MALL	MS SERVICE SHOP
LOTTO BOOTH	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
PETER'S PIZZA & GOLDEN FOODS	411 TORBAY RD	MS RETAIL STORE
PETER'S PIZZA & GOLDEN FOODS	411 TORBAY RD	MS RETAIL STORE
CAMPBELL'S MEAT MARKET (2009)	689 WATER ST	SN WAREHOUSE
DR. GORDON HIGGINS	96-98 BONAVENTURE AVE	NC PATIO DECK
RJG CONSTRUCTION	NEWFOUNDLAND DR/JANEWAY PL	NC ACCESSORY BUILDING
DAVID LEVINE	202 WATER ST	RN RETAIL STORE
VIMAC LIMITED	143 BAY BULLS RD	NC FENCE

ROMAR ENTERPRISES LIMITED	11 HALLETT CRES	RN OFFICE
GATEACRE LIMITED	179 WATER ST	RN RETAIL STORE
KOYA JAPAN	AVALON MALL	RN RESTAURANT
CABOT HOLDINGS LIMITED	323 KENMOUNT RD	RN COMMERCIAL GARAGE

THIS WEEK \$ 139,938.00

**CLASS: INDUSTRIAL**

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00

**CLASS: RESIDENTIAL**

ERCO HOMES	14 ANTELOPE STREET, LOT 95	NC SINGLE DETACHED DWELLING
PAUL SNELGROVE	BLACKHEAD ROAD	NC SINGLE DETACHED DWELLING
ROGER WILKINS	122 BROOKFIELD RD	NC PATIO DECK
FARAH R. MCCRATE	28 CAMBRIDGE AVE	NC PATIO DECK
ROBIN PERFECT	76 CARPASIAN RD	NC ACCESSORY BUILDING
ANDREW PIPPY	38 CHAPMAN CRES	NC PATIO DECK
NEW VICTORIAN HOMES	2 DAUNTLESS STREET - LOT 136	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	DAUNTLESS STREET - LOT 135	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	DAUNTLESS STREET - LOT 120	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	DAUNTLESS STREET - LOT 121	NC SINGLE DETACHED DWELLING
BARRY G. OLIVER &	11 DAVIDSON PL	NC ACCESSORY BUILDING
ST. JOHN'S FIRST ASSEMBLY	763 EMPIRE AVE, PHASE II	NC APARTMENT BUILDING
JOHN FLEMING	11-17 FLEMING'S RD	NC SINGLE DETACHED DWELLING
JOHN PROWSE CONSTRUCTION	38 FRANCIS ST, LOT 76	NC SINGLE DETACHED DWELLING
PERHAM HOMES LTD.	20 GEORGINA ST - LOT 434	NC SINGLE DETACHED DWELLING
WALLACE G. BUTLER	25 GIL EANNES DR	NC ACCESSORY BUILDING
BRIAN FLEMMING	54 GOLD MEDAL DR	NC SINGLE DETACHED DWELLING
BARRY PETERS	101 HALL'S RD	NC ACCESSORY BUILDING
GREG MARTIN	174 HAMILTON AVE	NC FENCE
EDMUND SLANEY	31 HOLBROOK AVE	NC ACCESSORY BUILDING
CLINTON BRUCE	16 JAMIE KORAB ST	NC ACCESSORY BUILDING
REARDON CONSTRUCTION & DEV LTD	38 JENNMAR CRES, LOT 126	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	42 JENNMAR CRES, LOT 124	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	54 JENNMAR CRES	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	65 JENNMAR CRES, LOT 104	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	67 JENNMAR CRES, LOT 105	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	69 JENNMAR CRES, LOT 106	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	79 JENNMAR CRES, LOT 111	NC SINGLE DETACHED DWELLING
PAUL MURPHY CONSTRUCTION LTD.	5 JUDGE PL, LOT 7	NC SINGLE DETACHED DWELLING
GUARDIAN HOMES INC.	5 KNAPDALE PLACE - LOT 40	NC SINGLE DETACHED DWELLING
TERRY WALSH CONTRACTING	35 LADYSMITH DR, LOT 5	NC SINGLE DETACHED DWELLING
FRANK HOWARD	55 LADYSMITH DR, LOT 15	NC SINGLE DETACHED & SUB.APT
DWANE KENNY	10 MOUNTAINVIEW DR	NC ACCESSORY BUILDING
DAMIAN RYAN	63 OLD PETTY HARBOUR RD	NC FENCE
TERRY WALSH CONSTRUCTION	70 OTTER DR, LOT 147	NC SINGLE DETACHED DWELLING
FABIAN W MANNING	73 OTTER DR	NC ACCESSORY BUILDING
PETER EMBERLEY	127 PATRICK ST	NC FENCE
PERHAM HOMES LTD.	61 PETITE FORTE DR, LOT 329	NC SINGLE DETACHED DWELLING
MAR BUILDERS	67 PETITE FORTE DR, LOT 332	NC SINGLE DETACHED & SUB.APT
CHARLES VINCENT	RYAN'S RIVER ROAD	NC SINGLE DETACHED DWELLING
RAY ROCHE	8 THETIS PL	NC ACCESSORY BUILDING
CYNTHIA LEGROW	34 TORNGAT CRES	NC ACCESSORY BUILDING
DAVID HISCOCK	88 ENNIS AVE	CO HOME OCCUPATION

SARAH STUCKLESS	167 ELIZABETH AVE	CR SUBSIDIARY APARTMENT
GEOFFREY O'BRIEN	40 PETITE FORTE DR	CR SUBSIDIARY APARTMENT
BENEDICT & YVONNE CHAFE	14 MEADOWBROOK PARK PL	EX MOBILE HOME
CYRIL SCOTT NOSEWORTHY	27 TUNIS CRT	EX SINGLE DETACHED DWELLING
ANNETTE STAPLENHORST	20 VICTORIA ST	EX TOWNHOUSING
JOSHUA JOSEPH PITCHER	20 SPRUCE GROVE AVE	RN SINGLE DETACHED DWELLING
JOHN COX	62 BRAD GUSHUE CRES	RN SINGLE DETACHED DWELLING
JOE MORRISSEY	36 COOKSTOWN RD	RN TOWNHOUSING
DOUG HICKEYPLAINS INC.	44 FRANCIS ST	RN SINGLE DETACHED DWELLING
BOYD CONSTANTINE	20 LIVINGSTONE ST	RN TOWNHOUSING
PAUL CARROLL	17 PARADE ST	RN SEMI-DETACHED DWELLING
DAVID ISAAC MORGAN &	43 PATRICK ST	RN SEMI-DETACHED DWELLING
MARINER PROPERTY MANAGEMENT	7 PRINCE OF WALES ST	RN SINGLE DETACHED DWELLING
RICHARD ESPIE	136 QUEEN'S RD	RN SEMI-DETACHED DWELLING
CHRISTOPHER POWER & CLARISSA	25 BISHOP PL	SW SINGLE DETACHED DWELLING
STEPHEN MURPHY	9 BRAEMERE ST	SW SINGLE DETACHED DWELLING
ROBERT PITTMAN	163 ELIZABETH AVE	SW SINGLE DETACHED DWELLING
BRIAN HARVEY	98 LIME ST	SW SEMI-DETACHED DWELLING
PAUL BISHOP	24 MARGARET'S PL	SW TOWNHOUSING
DAVID PENNEY	40 ST. MICHAEL'S AVE	SW SINGLE DETACHED & SUB.APT

THIS WEEK \$ 6,106,684.00

**CLASS: DEMOLITION**

JOHN HALLERAN	34-36 FOURTH POND RD	DM SINGLE DETACHED DWELLING
		THIS WEEK \$ 1,000.00

THIS WEEK'S TOTAL: \$ 6,247,622.00

REPAIR PERMITS ISSUED: 2010/10/28 TO 2010/11/03 \$ 67,801.00

LEGEND

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

**Payrolls and Accounts**

**SJMC2010-11-08/616R**

**It was decided on motion of Councillor Breen; seconded by Councillor Colbert: That the following Payrolls and Accounts for the weeks ending November 4<sup>th</sup>, 2010 be approved:**

**Weekly Payment Vouchers  
For The  
Week Ending Nov. 4, 2010**

**PAYROLL**

Public Works	\$ 356,021.39
Bi-Weekly Casual	\$ 18,435.81

**ACCOUNTS PAYABLE** \$ 3,988,946.11

**Total:** \$ 4,349,823.79

**Tenders**

- a. Tender – GPS Base and Rover

**SJMC2010-11-08/617R**

**It was decided on motion of Councillor Breen; seconded by Councillor Colbert: That the recommendation of the Director of Finance and City Treasurer be approved and the tender awarded as follows:**

- a. **On Grade NL Inc. @ \$17,993.00 as per the Public Tendering Act (taxes not included)**

**7 Burns Place**

Council considered a memorandum dated November 3, 2010 from the City Manager regarding the above noted.



**SJMC2010-11-08/618R**

**It was moved by Deputy Mayor Duff; seconded by Councillor Collins: That the recommendation of the City Manager that land at the rear of 7 Burns Place, which the owner of the property wants to purchase be sold for \$3,560.00 (\$2.00 per sq. ft.) plus usual administration fees and HST, be approved.**

**The motion being put was unanimously carried**

**7 Currie Place, Patricia Hamlyn**

Council considered a memorandum dated November 2, 2010 from the City Manager regarding the above noted.

**SJMC2010-11-08/619R**

**It was moved by Deputy Mayor Duff; seconded by Councillor Collins: That the recommendation of the City Manager that land at 7 Currie Place be sold at the rate of \$2.00 per square foot (approximately \$1,600) plus usual administration fees and HST, be approved.**

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

**Letter dated October 27, 2010 from the Downtown Development Commission requesting that the City provide a contribution of \$3000 plus HST towards the Santa Shuttle**

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**SJMC2010-11-08/620R**

**It was moved by Councillor Tilley; seconded by Deputy Mayor Duff: That a request from the Downtown Development Commission that the City provide a contribution of \$3000 plus HST towards the Santa Shuttle be approved, noting there will not be a Shuttle if the Metrobus strike is not resolved.**

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

**Councillor Collins**

Councillor Collins noted the opening last week of Frederick's Cove Park, Fort Amherst, and thanked Council for its support of the project. Councillor Collins also acknowledged Daisy Hiscock for her support .

Councillor Collins noted that work on Kieley Drive will commence next week.

**Councillor Hanlon**

Councillor Hanlon noted her attendance at the 2010 Atlantic Provinces Economic Council (APEC) Conference, November 2, 2010, held St. John's NL -Delta St. John's, and tabled the Atlantic Report – Outlook 2011.

**Councillor Tilley**

Councillor Tilley advised residents that work has started on phase one of the City's Cycling Master Plan.

**Councillor Breen**

Councillor Breen advised that the Consultant's Report with regards to the odor issue, Robin Hood Bay Landfill has been received and is being reviewed by staff. He noted Council will be briefed on its contents which will be communicated to the residents along with an action plan on how to proceed.

**Councillor Hann**

Councillor Hann advised that it appears that the odour problem associated with the Waste Water Treatment Plant has been identified, is being dealt with and Council will be apprised accordingly on the outcome.

**Councillor O'Leary**

Councillor O'Leary acknowledged and commended the Restorative Justice delegation who attended today's Council meeting.

**His Worship the Mayor**

His Worship the Mayor advised that the City Manager, Mr. Ron Penney, has submitted his intent to retire effective January 1, 2011. He indicated that the replacement process decided on by Council for the position of City Manager for the City of St. John's will involve an internal/external competition, to be carried out by the firm Robertson Surette. He further noted that Council also agreed that

following Mr. Penney's retirement, Mr. Neil Martin, Deputy City Manager, Director of Corporate Services and City Clerk, who advised he will not be applying for the position, be appointed Acting City Manager until a new City Manager is selected.

**Adjournment**

There being no further business, the meeting adjourned at 5:30 p.m.

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**MAYOR**

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**CITY CLERK**