

**Town of Logy Bay-Middle Cove-Outer Cove
Regular Council Meeting # 05
April 27, 2020
VIA ZOOM**

(1) CALL TO ORDER: 5:30pm

IN ATTENDANCE

Mayor Bert Hickey
Deputy Mayor James Cadigan
Councillor Denis Hickey
Councillor Ashley Politi
Councillor Bradley Power
Councillor Brian Roche
Councillor Paul Ryan

Cathy Follett, Town Clerk/Manager (Acting)
Wayne Langille, Administrative Support Clerk

REGRETS (NIL)

(2) ADOPTION OF AGENDA

Motion 2020-05-01:J.Cadigan/P.Ryan: Resolved that the agenda of a regular meeting held on April 27, 2020 be adopted as tabled. In favour 7. Carried.

(3) MINUTES

Motion 2020-05-02:J.Cadigan/A.Politi: Resolved that the minutes of a council meeting held on March 17, 2020 be adopted as tabled. In favour 7. Carried.

(4) BUSINESS ARISING (NIL)

(5) CORRESPONDENCE

- (a) Proclamation – Economic Development Week 2020. **Motion 2020-05-03: B.Power/D.Hickey:** Resolved that Council proclaim the week of May 4-10, 2020 as Economic Development Week 2020. In favour 7. Carried.
- (b) Proclamation – Child Abuse Prevention Month 2020.
Motion 2020-05-04:B.Power/J.Cadigan: Resolved that Council proclaimed the month of April 2020 as Child Abuse Prevention Month. In favour 7. Carried.

- (c) Proclamation – Mental Health Week 2020.
Motion 2020-05-05:J.Cadigan/B.Roche: Resolved that Council proclaim the week of May 4-10, 2020 as Mental Health Week 2020. In favour 7. Carried.
- (d) Memo from Town Planner and Town Clerk/Manager re: Heat Pump Requirements. **Motion 2020-05-06:D.Hickey/P.Ryan:** Resolved that Council utilising Regulation 10, Discretionary Powers of Council approve the addition of the following to all future development approvals that “only closed-loop groundwater sourced heat pumps are permitted. Open-looped groundwater sourced heat pumps are prohibited.” In favour 7. Carried.

(6) APPLICATIONS

- (a) 20 Ivy's Way – Single Family Dwelling. **Motion 2020-05-07:D.Hickey/P.Ryan:** Resolved that Council approve the application for a single family dwelling subject to the provisions of the Residential Low Density standards and conditions, as provided by the Municipal Plan and Development Regulations, Service Newfoundland and Labrador approval, and a provision that no blasting is permitted in the construction of the dwelling (including tunnel). In favour 7. Carried.
- (b) 725 Logy Bay Road – Eastlink Addition of Antenna to Bell Tower. **Motion 2020-05-08:D.Hickey/P.Ryan:** Resolved that Council approve the application for an addition of an antenna to the Bell Tower as well as a 6' x 8' foot shelter at the base of the tower. *In favour (2) Mayor Hickey and Councillor Hickey. Deputy Mayor Cadigan, Councillor Power, Councillor Politi, Councillor Roche, and Councillor Ryan Against (5). Defeated.* The majority of Council had concerns that the addition to the tower would cause additional noise thus decreasing the well-being of the nearby residents.
- (c) 3-11 Doran's Lane – Single Family Dwelling.
Motion 2020-05-09:D.Hickey/P.Ryan: Resolved that Council approve the application for a single family dwelling subject to the provisions of the Residential Low Density standards and conditions, as provided by the Municipal Plan and Development Regulations, Service Newfoundland and Labrador approval, and a provision that the access location is to be on the northern end of the lot on Doran's Lane and not in close proximity to the intersection of Doran's Lane and Marine Drive. In favour 7. Carried.

- (d) 32-34 Stack's Lane – Single Family Dwelling.

Motion 2020-05-10:D.Hickey/P.Ryan: Resolved that Council approve the application for a single family dwelling subject to the provisions of the Residential Low Density standards and conditions, as provided by the Municipal Plan and Development Regulations, Service Newfoundland and Labrador approval, a provision the developer to re-assess the footings and concrete wall to ensure that they are in a suitable state to meet the National Building Code and that the construction of the dwelling could proceed using those foundations In favour 7. Carried.

(7) **PERMITS ISSUED FROM MARCH 17, 2020 TO APRIL 24, 2020 (NIL)**

(8) **ORDERS (NIL)**

(9) **COMMITTEE REPORTS**

- (a) Administration and Finance re: Committee Report. **Motion 2020-05-11:B.Roche/D.Hickey:** Resolved that Council approve the report with the deletion of # 3. In favour 7. Carried.
- (b) Communications and Public Engagement re: Marine Drive/Red Cliff Road/Doran's Lane "No Parking Signage". Town staff will place temporary "no parking signage" on Doran's Lane, Red Cliff Road and Marine Drive near Middle Cove Beach and notices will placed on social media.
- (c) Planning and Development re: Public Hearings, Registrations and Appeals Circular from Municipal Affairs. Information Only.
- (d) Planning and Development re: Filming & Temporary Development Permit Application. **Motion 2020-05-12:D.Hickey/J.Cadigan:** Resolved that Council approve the revised permit application as tabled. In favour 7. Carried.

- (e) Planning and Development re: St. John's Urban Region Regional Plan Amendment No. 2, 2019 Logy Bay-Middle Cove-Outer Cove Municipal Plan Amendment No. 19, 2019 and Development Regulations Amendment No. 32, 2019 (Stack's Point Amendment). **Motion 2020-05-13:D.Hickey/P.Ryan:** Resolved that Council adopt St. John's Urban Region Regional Plan Amendment No. 2, 2019, Logy Bay-Middle Cove-Outer Cove Municipal Plan Amendment No.19, 2019 and Development Regulations Amendment No. 32, 2019 (Stack's Point Amendment) and Council proceed with the public hearing in accordance with the direction from the Department of Municipal Affairs and Environment during this period of public health restrictions. In favour 7. Carried. **Motion 2020-05-14:P.Ryan/B.Power:** Resolved that Anna Meyers be appointed the commissioner for the St. John's Urban Region Regional Plan Amendment No. 2, 2019 Logy Bay-Middle Cove-Outer Cove Municipal Plan Amendment No. 19, 2019 and Development Regulations Amendment No. 32, 2019 (Stack's Point) public hearing. In favour 7. Carried.
- (f) Public Works re: Snow's Lane Intersection Improvements. **Motion 2020-05-15:P.Ryan/D.Hickey:** Resolved that Council accept the recommendation of the Traffic Consultant (2017), accept the Recommendation of the Town Planner and Town Engineer, and proceed with construction of a roundabout as a permanent solution for intersection improvements at Snow's Lane and Logy Bay Road for a total cost of \$859,000 (which is \$392,351 Fed/Prov and \$466,649 Town) plus the \$200,000 for land acquisition already allocated in this year's 2020 budget. *In favour (3) Mayor Hickey, Councillor Ryan and Councillor Hickey. Deputy Mayor Cadigan, Councillor Politi, Councillor Power, and Councillor Roche Against (4). Defeated.*
- (g) Public Works re: Atlantic Infrastructure Management Network Membership. **Motion 2020-05-16:P.Ryan/J.Cadigan:** Resolved that the Town take advantage of the Atlantic Infrastructure Management Network offer and join their Cohort for Eastern Newfoundland in 2020, which will include initial set up, workshops, and training, for a cost of \$7,500 that will be paid from Gas Tax funding. In favour 7. Carried.
- (h) Municipal Natural Assets Initiative re: Municipal Natural Assets Inventory. **Motion 2020-05-17:P.Ryan/B.Power:** Resolved that the Town contract with Municipal Natural Assets Initiative (MNAI) consultants to prepare the Municipal Natural Assets inventory of LBMCOG, which will serve as Phase 1 of the overall MNAI project for the Town, for a cost of \$9,652, which has been budgeted for in our 2020 Budget. In favour 7. Carried.

(10) NEW/UNFINISHED BUSINESS (NIL)

(11) NOTICE OF MOTION

- (a) Councillor Bradley Power will make a motion at a future meeting of Council as follows: “Resolved that the Town proceed to acquire land on Snow’s Lane and Logy Bay Road for the purpose of lane improvements and install right turning lane on Snow’s Lane and widen and lengthen the left turning lane on Logy Bay Road through the acquisition of property.”

(12) ADJOURNMENT

Motion 2020-05-18: J.Cadigan/B.Power: Resolved that the Council meeting be adjourned at 7:45pm. In favour 7. Carried.

Cathy Follett
Town Clerk/Manager (Acting)

Bert Hickey
Mayor