

## **MINUTES**

### **REGULAR MEETING - CITY COUNCIL**

**October 30, 2017 – 4:30 p.m. - Council Chambers, 4<sup>th</sup> Floor, City Hall**

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**Present** Mayor D. Breen  
Deputy Mayor S. O’Leary  
Councillor M. Burton  
Councillor D. Lane  
Councillor D. Hanlon  
Councillor D. Stapleton  
Councillor H. Jamieson  
Councillor J. Korab  
Councillor I. Froude  
Councillor W. Collins  
Councillor S. Hickman

**Others** Kevin Breen, City Manager  
Jason Sinyard, Deputy City Manager of Planning, Engineering and  
Regulatory Services  
Tanya Haywood, Deputy City Manager of Community Services  
Derek Coffey, Deputy City Manager of Finance and Administration  
Lynnann Winsor, Deputy City Manager of Public Works  
Ken O’Brien, Municipal Planner  
Cheryl Mullett, City Solicitor  
Elaine Henley, City Clerk  
Kenessa Cutler, Legislative Assistant

#### **CALL TO ORDER/ADOPTION OF AGENDA**

##### **SJMC2017-10-30/469R**

**Moved – Councillor Korab; Seconded – Councillor Stapleton**

**That the agenda be adopted with the following addition:**

- **Decision Note dated October 30, 2017 re: Federation of Canadian Municipalities (FCM) Board Meetings – Ottawa, Ontario – November 21 to 24, 2017 (Councillor Hickman)**

**CARRIED UNANIMOUSLY**

#### **ADOPTION OF MINUTES**

##### **SJMC2017-10-30/470R**

**Moved – Councillor Collins; Seconded – Councillor Hanlon**

**That the minutes of October 23, 2017 be adopted as presented.**

**CARRIED UNANIMOUSLY**

**NOTICES PUBLISHED**

Council considered the two notices published below.

- A Discretionary Use application has been submitted by The O’Leary Therapeutic Clinic requesting permission to occupy a portion of 74 O’Leary Avenue for a Registered Massage Therapy Clinic.

**SJMC2017-10-30/471R**

**Moved – Councillor Hanlon; Seconded – Councillor Froude**

**That Council approve the above listed application subject to all applicable City requirements.**

**CARRIED UNANIMOUSLY**

- A change of Non-Conforming Use application has been submitted to the City requesting permission to convert 396 Back Line into a Martial Arts Studio.

**SJMC2017-10-30/472R**

**Moved – Councillor Collins; Seconded – Councillor Burton**

**That Council approve the above listed application subject to all applicable City requirements.**

**CARRIED UNANIMOUSLY**

**COMMITTEE REPORTS**

**Development Committee Report – October 24, 2017**

[\*Link to Report\*](#)

Council considered the above noted report:

**SJMC2017-10-30/473R**

**Moved – Councillor Burton; Seconded – Councillor Lane**

**That the above noted report be adopted as presented in relation to the following recommendations:**

**Item #1: 87 Circular Road**

**Recommendation: It is recommended by the Development Committee that Council approve both the 3% and the 3.5% Rear Yard variances.**

**Item #2: 113 Blackmarsh Road**

**Recommendation: It is recommended by the Development Committee that Council approve the 3% variance of Lot Area to allow for 1745 square meters as well as re-establish the Building Line at 10m.**

**CARRIED UNANIMOUSLY**

#### **DEVELOPMENT PERMITS LIST**

[Link to List](#)

Council considered as information, the above noted for the period October 19, 2017 to October 25, 2017.

#### **BUILDING PERMITS LIST**

[Link to List](#)

Council considered, for approval, the above noted for the period dated October 19 to October 25, 2017.

#### **SJMC2017-10-30/474R**

**Moved – Councillor Hickman; Seconded – Deputy Mayor O’Leary**

**That the building permits list dated October 19, 2017 – October 25, 2017 be adopted as presented.**

**CARRIED UNANIMOUSLY**

#### **REQUISITIONS, PAYROLLS AND ACCOUNTS**

[Link to Memo](#)

Council considered the requisitions, payrolls and accounts for the week ending October 25, 2017.

#### **SJMC2017-10-30/475R**

**Moved – Councillor Hickman; Seconded – Deputy Mayor O’Leary**

That the requisitions, payrolls and accounts for the week ending October 25, 2017 in the amount of \$4,561,236.82 be approved as presented.

**CARRIED UNANIMOUSLY**

**TENDERS/RFPS**

**NOTICES OF MOTION, RESOLUTIONS, QUESTIONS AND PETITIONS**

**OTHER BUSINESS**

**Decision Note dated October 25, 2017 re: St John's Sports and Entertainment Ltd. (SJSE) – Board of Directors**

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Council considered the above noted Decision Note.

**SJMC2017-10-30/476R**

**Moved – Councillor Hickman; Seconded – Councillor Jamieson**

**That Council appoint Sean Charters and Andrew Sinclair to the SJSE Board based on their skill set and experience.**

**CARRIED UNANIMOUSLY**

**Decision Note dated October 30, 2017 re: Federation of Canadian Municipalities (FCM) Board Meetings – Ottawa, Ontario – November 21 to 24, 2017 (Councillor Hickman)**

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Council considered the above noted Decision Note.

**SJMC2017-10-30/477R**

**Moved – Deputy Mayor O'Leary; Seconded – Councillor Hanlon**

**That Council approve the costs associated with Councillor Hickman's travel at the FCM meetings in Ottawa, November 21-24, 2017.**

**CARRIED UNANIMOUSLY**

**Council Referrals and Staff Requests**

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- Deputy Mayor O'Leary inquired about creating a policy for heritage regulations. She asked for it to be referred to the next Committee of the Whole. She also asked for an update on the Bowring Park bridge heritage project.

- Councillor Burton noted that tomorrow is World Cities Day she suggested that the City should recognize this day formally and referred it to the next Committee of the Whole meeting.
- Councillor Collins asked that staff meet with MP Seamus O'Regan and the St. John's Port Authority to come to an agreement regarding Southside Road.

**ADJOURNMENT**

There being no further business, the meeting adjourned 5:02 p.m.

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**MAYOR**

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**CITY CLERK**

**REPORTS/RECOMMENDATION**

**Development Committee**

**October 24, 2017 – 10:00 a.m.**

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**1. 87 Circular Road - Proposed rear yard variance to create 2 semi-detached dwellings - SUB1700031**

It is recommended by the Development Committee that Council approve both the 3% and the 3.5% Rear Yard variances.

**2. Variance on Lot Area & Establish Building Line - 113 Blackmarsh Road - DEV1700214**

It is recommended by the Development Committee that Council approve the 3% variance of Lot Area to allow for 1745 square meters as well as re-establish the Building Line at 10m.

**Jason Sinyard**  
**Deputy City Manager – Planning, Engineering & Regulatory Services**  
**Chairperson**

Addendum to Minutes of October 30, 2017

**DEVELOPMENT PERMITS LIST**  
**DEPARTMENT OF PLANNING, ENGINEERING AND REGULATORY SERVICES**  
**FOR THE PERIOD OF Oct 19, 2017 TO Oct 25, 2017**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
COM	Atlantic Planning & Management Limited	Gas Station, Coffee Shop & Eating Establishment	10 Tailwind Drive	1	Approved	17-10-19
COM	10718 Nfld Ltd.	Galway CP21A Roundabout 'C'	Southlands Boulevard at Ruth Avenue Interchange	5	Approved	17-10-20
AG		Fill land for Agriculture Use	43-83 Back Line	5	Approved	17-10-24
COM	The Shoppes at Galway	Subdivide Only of Parcels A & B	Danny Drive @ Beaumont Hamel Way	5	Approved	17-10-25

\* Code Classification:  
 RES - Residential      INST - Institutional  
 COM - Commercial      IND - Industrial  
 AG - Agriculture  
 OT - Other

\*\* 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.

Gerard Doran  
 Development Supervisor  
 Planning, Engineering and  
 Regulatory Services

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Addendum to Minutes of October 30, 2017

## Building Permits List Council's October 25, 2017 Regular Meeting

Permits Issued: 2017/10/19 To 2017/10/25

### Class: Commercial

10 Pearl Pl, Terror Town	Co	Place Of Amusement		
411 Torbay Rd	Co	Eating Establishment		
146-152 Water St	Co	Retail Store		
Avalon Mall, Nails 1st	Sn	Service Shop		
115 Kelsey Dr - Jumping Bean	Sn	Eating Establishment		
227 Kenmount Rd	Sn	Other		
655 Topsail Rd	Cr	Service Shop		
11 Elizabeth Ave., Lawton's	Rn	Clinic		
8-10 Rowan Stsuite 301	Rn	Office		
			This Week \$	146,501.00

### Class: Industrial

85 Messenger Drive	Nc	Recreational Use		
			This Week \$	.00

### Class: Government/Institutional

This Week \$ .00

### Class: Residential

377-379 Back Line	Nc	Accessory Building		
4 Capulet St	Nc	Accessory Building		
97 Diamond Marsh Dr, Lot 139	Nc	Single Detached Dwelling		
125 Diamond Marsh Dr, Lot 126	Nc	Single Detached Dwelling		
11 Great Southern Dr	Nc	Semi-Detached Dwelling		
13 Great Southern Dr	Nc	Semi-Detached Dwelling		
53 Great Southern Dr	Nc	Accessory Building		
9 Hamel St	Nc	Patio Deck		
9 Hamel St	Nc	Accessory Building		
144 Higgins Line	Nc	Fence		
13 Kennedy Rd	Nc	Accessory Building		
15 Leonard J. Cowley St, 328	Nc	Single Detached Dwelling		
54 Lilac Cres	Nc	Single Detached Dwelling		
7 Lilac Cres	Nc	Single Detached Dwelling		
119 Moss Heather Dr	Nc	Swimming Pool		
32 Oakley Pl	Nc	Accessory Building		
11 O'driscoll Pl	Nc	Fence		
36 O'reilly St	Nc	Fence		
62 Teakwood Dr	Nc	Accessory Building		
35 Graves St	Cr	Subsidiary Apartment		
33 Colville St	Rn	Single Detached & Sub.Apt		
145 Craigmillar Ave	Rn	Townhousing		
4 Maurice Putt Cres	Rn	Single Detached Dwelling		
82 Merrymeeting Rd	Rn	Townhousing		
84 Merrymeeting Rd	Rn	Townhousing		
19 Newtown Rd	Rn	Single Detached Dwelling		
11 Queen's Rd	Rn	Townhousing		
4 Sussex Pl	Rn	Single Detached Dwelling		

Addendum to Minutes of October 30, 2017

12 Young St  
 8 Greenspond Dr  
 17 Larch Pl  
 479 Newfoundland Dr

Rn Single Detached Dwelling  
 Sw Single Detached & Sub.Apt  
 Sw Single Detached Dwelling  
 Sw Single Detached Dwelling

This Week \$ 1,361,850.00

**Class: Demolition**

55 Fleming St

Dm Single Detached Dwelling

This Week \$ 10,000.00

This Week's Total: \$ 1,518,351.00

Repair Permits Issued: 2017/10/19 To 2017/10/25 \$ 74,500.00

Legend

Co Change Of Occupancy Sw Site Work  
 Cr Chng Of Occ/Renovtns Ms Mobile Sign  
 Ex Extension Sn Sign  
 Nc New Construction Cc Chimney Construction  
 Oc Occupant Change Dm Demolition  
 Rn Renovations

YEAR TO DATE COMPARISONS			
October 30, 2017			
TYPE	2016	2017	% VARIANCE (+/-)
Commercial	\$109,144,876.00	\$136,929,021.00	25
Industrial	\$0.00	\$5,100.00	100
Government/Institutional	\$6,042,584.00	\$1,337,200.00	-78
Residential	\$62,560,221.00	\$76,285,532.00	22
Repairs	\$3,960,598.00	\$3,035,448.00	-23
Housing Units (1 & 2 Family Dwelling)	196	170	
<b>TOTAL</b>	<b>\$181,708,279.00</b>	<b>\$217,592,301.00</b>	<b>20</b>

Respectfully Submitted,

Jason Sinyard, P. Eng., MBA  
 Deputy City Manager  
 Planning, Engineering & Regulatory Services

# MEMORANDUM

**Weekly Payment Vouchers  
For The  
Week Ending October 25, 2017**

## **Payroll**

<b>Public Works</b>	<b>\$ 412,780.87</b>
<b>Bi-Weekly Casual</b>	<b>\$ 32,803.00</b>
<b>Accounts Payable</b>	<b>\$ 4,115,652.95</b>

**Total: \$ 4,561,236.82**

*Addendum to Minutes of October 30, 2017*

# ST. JOHN'S

DEPARTMENT OF FINANCE

CITY OF ST. JOHN'S PO BOX 908 ST. JOHN'S NL CANADA A1C 5M2 WWW.STJOHNS.CA